

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
JUNE 14, 2010
MINUTES**

PRESENT: Trustee Bard, Trustee Binns, Trustee Bole, Trustee Deur, Clerk Rillema, Treasurer Wilks, Supervisor St. Amour

ALSO PRESENT: Attorney Eklund and (2) two interested parties.

CALL TO ORDER: Supervisor St. Amour called the Monday, June 14, 2010 Work Session of the Township of Fruitland Board to order at 10:05 AM at the township hall.

AGENDA: Accept or amend the Monday, June 14, 2010 Agenda.

Motion by Trustee Binns, second by Trustee Bard, **ADOPTED**, to accept the June 14, 2010 Work Session Agenda.

Upon Voice Vote: 7 AYES

PUBLIC COMMENT: There was no public comment.

OLD BUSINESS:

1. Citizen's Advisory Residential Rental Committee – Supervisor St. Amour tasked Trustee Deur to work with Steve Nagengast to research property maintenance code requirements. Information from Vicki of the Muskegon County Public Health Department was received but still does not clearly identify which jurisdictions have enforcement over health and safety issues of rental/primary homes. Concerns stated from the Board of Trustees were lack of resource and office staff, should they be resolved case by case, and who is going to be the enforcer. All thanked Steve for his time and commitment to this committee.
4. 1562 Duck Lake Road – Attorney Eklund stated that he filed the complaint and awaiting communication back at this time.
5. 5623 Murray Road – Attorney Eklund stated that the briefs were filed and awaiting communication back from the Appellate Court whether the case will be heard or not.
2. 3350 Bard Road – Supervisor St. Amour provided recent pictures and the Board of Trustees were pleased with the cleanup. Mrs. Pyle was present. There are two boats and four boat lifts which are for sale and it was agreed to allow until November 1, 2010 for those to be sold and/or removed from the property. Supervisor St. Amour was authorized to write a letter of satisfaction for the cleanup and boats/boat lifts removal by November 1, 2010.
3. 4676 W. McMillan Road – Supervisor St. Amour stated that he had received a complaint of too many dogs at this address. Mr. and Mrs. Grover were present in the audience.

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Motion by Supervisor St. Amour, second by Trustee Deur, **ADOPTED**, to suspend open floor discussion to hear from the Grovers.

*Upon Voice Vote: **7 AYES***

Mr. and Mrs. Grover both spoke and admitted that they were over the number of dogs allowed in our ordinances. Offered to purchase a kennel permit but they are not in a zoned area for kennels. Mr. and Mrs. Grover are involved in the NOAH project with the Animal Shelter so it is very common for them to have over the number of dogs allowed. The Grover's are intending on moving across State but until that time, the Board of Trustees extended them a 60 day time frame from today's meeting to correct the violation and will take no further action unless additional complaints for noise, etc are received. Should the Grover's need additional time beyond the 60 days, they should contact Supervisor St. Amour for the request.

Motion by Trustee Bole, second by Trustee Deur, **ADOPTED**, to unsuspend open floor discussion.

*Upon Voice Vote: **7 AYES***

6. Condemnation Hearings – Supervisor St. Amour stated that all condemnations continue to be moving along as scheduled. He is meeting with a potential candidate for the Building Hearing Officer position opening. A motion will be prepared for Monday's regular meeting if the candidate accepts this position.
7. Township Property – Supervisor St. Amour received the information and potential income from harvesting some of the township property. Attorney Eklund was tasked to write a contract and look over the information received from Wilson Forestry. A motion to accept services from Wilson Forestry Services will be prepared for Monday's regular meeting.
8. Community Building Drain – Trustee Bole had a conversation with Drain Commissioner Fisher and it was found that this drain is under the jurisdiction of the MCRC. They are aware and will repair soon.
9. Scenic Road End Dock Status – Clerk Rillema stated that the dock could be repaired and replaced for under \$300.00. A motion will be presented at Monday's night meeting.
10. Candidate Forum – Supervisor St. Amour stated that he would like to wait until after the Primary and would consider holding a forum if interest was there.
11. Boy Scout Project – Treasurer Wilks received interest from a boy scout working on his Eagle Scout badge and he would be available in the fall to build some shelves in the basement. She will keep in contact with him on this project.
12. Fruitland Township Parking Lot Quote – Supervisor St. Amour stated that this is a place holder at this time.
13. 2009-10 Fiscal Year Audit – Clerk Rillema stated that Brickley DeLong would be at the township hall on June 21 – 23 to audit fiscal year 2009-10.

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14. Dry Hydrants – Trustee Bole stated that at the last WLFA meeting, the discussion of paying for dry hydrants was raised again. A motion was made and passed to pay for the installation of the two dry hydrants for Fruitland Township. The Board of Trustees was pleased with this action. Roof repairs on the Duck Lake Station will also be done.

NEW BUSINESS:

1. Fred Meijer Berry Junction Rail Trail – Supervisor St. Amour provided the Board of Trustees with the MCRC Enhancement Grant Agreement with Fruitland Township that was signed by prior administration for help with MDOT grant applications in early 2008. The 5K Fun Walk is scheduled for Saturday, June 26, 2010 @ 8:00 AM.
2. Vacant Land For Sale – Nord Road – Supervisor St. Amour received an email from Leah Mura for vacant land owned by the estate of Margaret Zeanwick on Nord Road for sale. At this time, the Board of Trustees is not interested in purchasing any property. A letter of no thanks will be sent.
3. Moratorium for the Sale or Dispensation of Medical Marijuana – Supervisor St. Amour stated that at a prior meeting, public comment on this item was brought to the Board's attention. There are a number of jurisdictions in the area that are putting moratoriums in place until decisions can be made. Attorney Eklund was tasked to look into this law and advise the Board of Trustees at the July work session on what action to take.
4. Health Insurance Renewal – Supervisor St. Amour stated that our current insurance coverage vendor would no longer be providing insurance after our renewal date in June. Several insurance vendors were quoted by Jay Keesen. A new vendor was selected, with less coverage and a lower premium. Savings of approximately \$8000.00 for this fiscal year will be reflected if all stays the same with employees who receive insurance now.
5. Citizen's Advisory Regulatory Ordinance Committee – Trustee Bole stated that two ordinances have been reviewed and ready for the Board of Trustee's review. Supervisor St. Amour tasked the Board to review and be ready to discuss at the July work session. Supervisor St. Amour asked Trustee Bole to gather any other ordinances that the committee has reviewed and encouraged him to keep the group energized.
6. Sports –n –Shorts Program – Supervisor St. Amour received a request from the Sports-n-shorts program to use the township hall on inclement days. The Board of Trustees were in favor of them using the hall.
7. WRLS Relinquish Jurisdiction from Parks & Recreation – Supervisor St. Amour stated that recent action by the Parks and Recreation Commission relinquished the WRLS to the Board of Trustees and asked that a citizen's advisory committee be established to research future funding. A motion will be presented at Monday's regular meeting to accept the jurisdiction of the WRLS and setting up of a CAC or Blue Ribbon Committee.
8. Parks & Recreation Request for Budget Amendment – Clerk Rillema stated that the Parks & Recreation also asked for a budget amendment to move an additional \$500.00 from the Blueberry Festival account #150-000-999.000 to Capital Improvement account #101-

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691-977.000 for the purchase of additional playground equipment. A motion will be presented at Monday's regular meeting.

9. Drain Commission Spray Program – Supervisor St. Amour stated that he received a letter from the Muskegon County Drain Commissioner that two drains in Fruitland Township – e Fruitland #1 Drain (Weber Rd to Lorenson Rd) and Ackerberg Drain (Duck Lake Rd – McMillan Rd) would be sprayed.
10. Civil Infractions – Trustee Bard and Supervisor St. Amour stated that the Citizens Advisory Law Enforcement Committee has met several times and recommends that the first step of civil infractions be to adopt the Uniform Traffic Code. Attorney Eklund was tasked to review and make recommendation at the July work session.
11. Planning Commission – Forest Preservation & Recreation District Ordinance – Trustee Deur stated that the Planning Commission met and recommends accepting the Forest Preservation and Recreation District. Work on the language has taken over three years and the Planning Commission is pleased to have it completed. A motion will be presented at Monday's regular meeting.
12. Board Comments – Supervisor St. Amour stated that he ticketed resident Mrs. Ball on Weber Road for a junk ordinance, but several other issues came to surface which has caused the Sheriff's department to get further involved. Supervisor St. Amour withdrew the ticket due to the extenuating circumstances and will keep the Board abreast of happenings at her residence. Another junk ordinance violation ticket was issued to Mr. Miller on Duck Lake Road and also a Mr. Freeman on Duck Lake Road. Supervisor St. Amour stated that our 2010 road projects are coming in under budget and there is enough money saved to chip seal Nestrom Road from Duck Lake Rd to McMillan Rd. A motion will be presented at Monday's regular meeting. Supervisor St. Amour was contacted to meet with Attorney Eklund, Parks & Recreation Commission Chairperson Duncan and Commissioner Missimer to review agreements with Marcus Dunes and Winterwood Shores for use of Marcus Park sometime in the next few weeks. No date has been set at this time. MDOT has released the Scenic Drive Road project and estimated completion schedule is 60 working days. Clerk Rillema stated that she received information from My Pro Audit that we are entitled to a refund from several of our utility bills. Paperwork has been completed and submitted for the refund. She did not know the amount at this time. Trustee Deur asked about the status of the Parks & Recreation Plan. Several changes and/or additions were submitted to them several months ago. Trustee Binns was tasked as liaison to check into this matter. Trustee Deur also asked about the plaques at the channel now that the jurisdiction has been requested back to the Board of Trustees and that a public hearing for the Planning Commission was scheduled for the next meeting.

ADJOURNMENT:

Motion by Trustee Bard, second by Trustee Bole, **ADOPTED**, to adjourn the Monday, June 14, 2010 Work Session of the Township of Fruitland at 12:34 PM.

Upon Voice Vote: **7 AYES**

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Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland

DRAFT