

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
JULY 11, 2011
MINUTES**

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

NOT PRESENT: Trustee Bard

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

CALL TO ORDER: Supervisor St. Amour called the Monday, July 11, 2011 Work Session of the Township of Fruitland Board to order at 10:00 AM.

AGENDA: Supervisor St. Amour asked to amend the agenda by moving Old Business #6 to Old Business #.5.

Motion by Trustee Binns, second by Trustee Deur, ***ADOPTED***, to accept the amended July 11, 2011 Work Session Agenda.

Upon Voice Vote: **6 AYES, 1 ABSENT**

PUBLIC COMMENT: There was no public comment.

ANNOUNCEMENTS/COMMUNICATIONS: Treasurer Wilks stated that our State Shared Revenue installments were increased due to an increase in our 2010 Census figures. Supervisor St. Amour received information from the State of Michigan offering an opportunity to become a charter township. He forwarded that information on to Attorney Even to review. The Muskegon Water Policy Board sent a letter asking if Fruitland Township is interested in a proposal for water service. A resolution will need to be adopted by the Board of Trustees requesting such proposal.

OLD BUSINESS:

- .5 Sewer System – Scott Huebler-City of Whitehall Manager, John Warner-County of Muskegon Director of Public Works and Mark Eisenbarth, Muskegon County Director of Wastewater Management System spoke about the rates, participation and paperwork necessary for Fruitland Township to become part of the Master Contract for the Muskegon County Wastewater System. Supervisor St. Amour will prepare a resolution for the Monday Regular Meeting for partnering in the Master Contract for the Muskegon County Wastewater System.
1. Ordinance Enforcement – Supervisor St. Amour stated that the property owner of 1490 W. Duck Lake Road discontinued siding his house and a court date is scheduled for August 2. The 4540 Weber Road address was sold and the new owner was issued stop work orders due to not applying for the proper permits. Building Official Siegel is

FRUITLAND TOWNSHIP JULY 11, 2011 WORK SESSION MINUTES

working with the new owner. Property at 4965 Duck Lake Road is awaiting an upcoming court date. 3043 Worden is now in compliance with our junk and unlicensed car ordinance. All but three addresses on Worden are now in compliance for unlicensed cars. The address of 4427 McMillan Road has removed the barn and is now in compliance. Supervisor St. Amour stated that the address of 2737 Scenic Drive has been given until September 1, 2011 to tear down the home before a condemnation hearing will be issued. Both the 2596 Lakewood and 4656 Lorensen addresses have been placed over in Deputy Ashker's jurisdiction due to aggressive dogs on the property. The property owner at 5110 Orshal Road was ticketed and has requested Supervisor St. Amour to visit the property for compliance.

2. WRLS – Sable Point Lighthouse Keepers Association – Supervisor St. Amour received the updated agreement for the gift shop operation and will prepare a motion to authorize his signature on such agreement at the Monday Regular meeting.
3. Land Conservancy – Sale of Township Land – Supervisor St. Amour stated that he has a tour scheduled with the West Michigan Land Conservancy of township property on July 21, 2011 at 9:00 AM.
4. Health Insurance Quote – Supervisor St. Amour stated that he had a conversation with our insurance agent, Jay Keesen and the policy we currently have is the most advantageous for us to continue with due to the amount of claims we had in the past year. No change in carriers will be made at this time.
5. Marcus Park – Attorney Even requested that the Board of Trustees go into a closed meeting on the Marcus Park lawsuit.

Motion by Trustee Bole, second by Trustee Deur, **ADOPTED**, to go into closed session at 10:38 AM.

Roll Call Vote: Trustee Deur **AYE**, Trustee Bole **AYE**, Treasurer Wilks **AYE**, Trustee Binns **AYE**, Clerk Rillema **AYE**, Supervisor St. Amour **AYE**, Trustee Bard **ABSENT**

CLOSED SESSION

Motion by Trustee Binns, second by Clerk Rillema, **ADOPTED**, to go back into regular session at 10:45 AM.

Roll Call Vote: Trustee Deur **AYE**, Trustee Bole **AYE**, Treasurer Wilks **AYE**, Trustee Binns **AYE**, Clerk Rillema **AYE**, Supervisor St. Amour **AYE**, Trustee Bard **ABSENT**

Supervisor St. Amour stated that an ordinance amendment for the parking on Scenic Drive will be prepared for the Monday Regular meeting due to the additional parking spaces made available by the MCRC near Marcus Park.

FRUITLAND TOWNSHIP JULY 11, 2011 WORK SESSION MINUTES

6. Duck Lake Road Reduce Speed Limit Request – Supervisor St. Amour stated that the MCRC will be discussing the results of their engineering study at their scheduled meeting on Wednesday, July 13, 2011.

NEW BUSINESS:

1. Forestry Contract – Supervisor St. Amour received the contract for the forestry off Duck Lake Road. He asked Attorney Even to review the contract.
2. Planning Commission – Amendment to Article III, Section 3.23 Non-Conforming Buildings, Structures and Uses – Trustee Deur stated that after nearly two years of a subcommittee of the Planning Commission and a public hearing for amendments to Article III, Section 3.23 Non-Conforming Buildings, Structures and Uses, the Planning Commission recommends the Board of Trustees adopt the language being proposed. Discussion among the Board regarding concerns for the size restriction, existing date of January 1, 2011 and enforcement of township to tell a property owner that he or she cannot improve their property caused caution at the adoption of the proposed language. Trustee Deur stated that both Attorney Eklund and Attorney Even approved the proposed language and many hours were spent drafting the language.
3. Fund Balance Resolution – Clerk Rillema stated that auditor Brickley DeLong suggested that this resolution be adopted by the Board. The resolution will be offered at the Monday, Regular meeting for adoption.
4. ISO Rating Request – Supervisor St. Amour stated that he has requested the WLFA to apply for an updated ISO Rating for Fruitland Township now that the dry hydrants have been installed. Discussion of a proposed cistern received positive feedback and the Supervisor will be requesting assistance from the WLFA on quotes and interest from the neighboring municipalities.
5. 1st Qtr Budget Amendments (2011-12) – Clerk Rillema prepared a listing of necessary budget amendments for the 1st quarter of fiscal year 2011-12. A motion will be prepared to make such amendments at the Monday Regular meeting.
6. Board Comments – Clerk Rillema stated that the audit of 2010-11 was finished by Brickley DeLong and appears to have went well. Brickley DeLong will be presenting our audit to us at the August meeting. She also mentioned that there will be no August election. Trustee Deur inquired when the additional sewer ordinance and fee schedule will be addressed. Supervisor St. Amour stated it will be reviewed at a future meeting.

ADJOURNMENT:

Motion by Treasurer Wilks, second by Trustee Deur, ***ADOPTED***, to adjourn the Monday, July 11, 2011 Work Session of the Township of Fruitland at 11:10 AM.

Upon Voice Vote: 6 **AYES**, 1 **ABSENT**

FRUITLAND TOWNSHIP JULY 11, 2011 WORK SESSION MINUTES

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland