

**FRUITLAND TOWNSHIP BOARD  
WORK SESSION  
SEPTEMBER 12, 2011  
MINUTES**

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

**NOT PRESENT:** Trustee Bole, Supervisor St. Amour

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

**CALL TO ORDER:** Clerk Rillema called the Monday, September 12, 2011 Work Session of the Township of Fruitland Board to order at 10:05 AM.

**AGENDA:**

Motion by Trustee Bard, second by Trustee Binns, **ADOPTED**, to accept the September 12, 2011 Work Session Agenda.

*Upon Voice Vote:* 5 **AYES**, 2 **ABSENT**

**PUBLIC COMMENT:** There was no public comment.

**ANNOUNCEMENTS/COMMUNICATIONS:** Clerk Rillema stated that any announcements/communications would be announced at the Monday Regular meeting by Supervisor St. Amour.

**SPECIAL GUEST:** Tanya Cabala of the White Lake Public Advisory Council presented a slide show on the White Lake Shoreline Habitat Restoration Project that is currently being performed in seven sites around White Lake. This project led by the Muskegon Conservation District in partnership with the WLPAC is a \$2.1 million dollar project which shall restore fish and wildlife habitat along White Lake's shoreline, will address two of the Beneficial Use Impairments and help to remove White Lake from the Great Lakes Area of Concern List. If anyone is interested in getting involved, contact Tanya Cabala at the WLPAC (231) 981-0016.

**OLD BUSINESS:**

1. Ordinance Enforcement – Clerk Rillema stated that Supervisor St. Amour updated her earlier in the morning on the current ordinance enforcement cases. Attorney Stoffan was tasked to write a letter to the property owner of 1490 W. Duck Lake Road stating that he had twenty (20) days to complete the siding of the house. As of today's date, Supervisor St. Amour has not received a copy of the letter. The Multiple Worden Street addresses are being turned over to Deputy Ashker to follow up on. Supervisor St. Amour has called and left a message with the property owners of 2737 Scenic Drive and will be instructing Building Official Siegel to complete his inspection. The address of 2596 Lakewood is now in compliance with the number of dogs but will continue to be monitored. The address 4656 Lorenson is now in compliance. The property owner at 5110 Orshal Road was ticketed and Supervisor St. Amour is requesting Deputy Ashker to follow up as more items are appearing on the property again.

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2. WRLS – Sable Point Lighthouse Keepers Association – Clerk Rillema stated that SPLKA’s attorney is completing the draft concession agreement. Supervisor St. Amour, Attorney Even, Attorney Stoffan, SPLKA Director Cindy Beth Davis-Dykema and John McGarry of the Lakeshore Museum Center will meet to review the agreement prior to our October work session.
3. Land Conservancy – Sale of Township Land – Clerk Rillema stated that a tour date has not been rescheduled due to the West Michigan Land Conservancy’s project in Saugatuck.
4. Duck Lake Road – Clerk Rillema stated that Supervisor St. Amour received an email stating that the MCRC is aware of the two quotes that were requested by Fruitland Township (hillside removal & potential sidewalk) but is busy completing summer projects at this time.
5. Forestry Contracts – Attorney Even stated that he has reviewed the contracts and is awaiting information for the payment process. A motion will be prepared for the Monday Regular meeting to authorize Supervisor St. Amour to sign both contracts.
6. Chipper – No information was received by Trustee Bole on quotes for a chipper. Clerk Rillema did state that the WLFA is not interested in a “practice burn” of the wood pile at the transfer station. Treasurer Wilks stated that at the last WLFA meeting, public comment was received that was not favorable in supporting a practice burn. Supervisor St. Amour is seeking quotes to chip the pile. Concern of continuing to accept brush was discussed. The Board would like to stop accepting brush until an alternative is approved. A motion will be prepared for the Monday Regular meeting.
7. McMillan Road End Ordinance – Clerk Rillema asked for comments on the prepared ordinance. Trustee Bard inquired about the embarking & disembarking from watercraft. Attorney Even spoke of the interpretation of that item. Trustee Deur suggested a change under enforcement from the Zoning Administrator to Ordinance Enforcer and inquired if the section on civil infractions was able to be enforced by Fruitland Township. Attorney Even stated that the civil infraction is enforceable and was adopted along with the Uniform Traffic Code Ordinance. Clerk Rillema will make the enforcer change and prepare a motion to adopt the Ordinance at the Monday Regular meeting.
8. Marcus Park Lawsuit – Attorney Even stated that the case has been separated to both the Federal & Circuit Court. The portion of the case for the Circuit Court was just sent back last week. The settlement was presented to the Marcus Park Property owners. Property owners of Winterwood Shores have requested a deposition of Jim Duncan which is scheduled for September 28, 2011. A scheduling conference in Federal Court is assigned for October 4, 2011.

### **NEW BUSINESS:**

1. Transfer Station Consolidation – Clerk Rillema stated that the ecology station attendant/maintenance employee, Don Underwood, is no longer serving as the ecology station attendant position due to difficulty is the monetary portion of the position. An ad was placed in the White Lake Beacon for both positions as Don was off for medical

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- issues and length of time was unknown for returning to work. Mark Bletsch is serving as ecology station attendant until further notice. Supervisors of Dalton and Fruitland Township are reviewing at this time consolidation of transfer stations. A suggestion of leasing the property for someone else to run the transfer station was mentioned. Attorney Even stated that would be an option that should be explored. Clerk Rillema will inform Supervisor St. Amour to continue the consolidation talks with Dalton and the idea of a possible lease.
2. Fruitland Township Solicitation – Clerk Rillema stated that Supervisor St. Amour received several calls from residents regarding solicitors in the area. Fruitland Township has no solicitation ordinance at this time. Attorney Even will prepare for the October work session a list of pros and cons regarding a solicitation ordinance.
  3. Uniform Traffic Code Ordinance – Clerk Rillema stated that Supervisor St. Amour instructed Attorney Stoffan to investigate a traffic violation that occurred in Fruitland Township in which the party did not plead guilty. Attorney costs have risen to just under \$300.00 which was of concern to the Board. Attorney Even stated that most offenders will plead guilty and the percentage of any not pleading guilty is small and should require minimum attorney counsel.
  5. Board Comments – Treasurer Wilks asked Trustee Bard if the documents she received as representative of the WLAA were available to the public and if Director Dresen worked full-time. Trustee Bard answered yes to availability and stated yes to full-time but that Director Dresen was off on Fridays. Trustee Bard stated that a new auditor has been contacted for the audit of the WLAA. Treasurer Wilks reported that approximately 50% of summer tax has been collected to date which is low. Trustee Deur inquired who had invoice approval this month. Clerk Rillema stated Trustees Bole & Binns. Clerk Rillema reported that the Election Commission of Fruitland Township consolidated precincts for the November 8, 2011 Election and a post card was mailed to both precincts 1 & 3 informing registered voters of such polling place location. She also reported that a list of maintenance projects from the Parks & Recreation Commission was received and given to Supervisor St. Amour. Supervisor St. Amour has met with Don Underwood who will be performing those projects.

### **ADJOURNMENT:**

Motion by Trustee Binns, second by Trustee Bard, ***ADOPTED***, to adjourn the Monday, August 12, 2011 Work Session of the Township of Fruitland at 11:15 AM.

*Upon Voice Vote: 5 AYES, 2 ABSENT*

Respectfully Submitted,

Karolyn Rillema, Clerk  
Township of Fruitland