

**FRUITLAND TOWNSHIP BOARD
WORK SESSION
SEPTEMBER 9, 2013
MINUTES**

PRESENT: Trustee Bard, Trustee Deur, Clerk Rillema, Treasurer Beegle, Supervisor St. Amour, Trustee Rissi (arrived at 10:40 AM)

ABSENT: Trustee Hampel

ALSO PRESENT: Attorney Even and (0) zero interested parties.

CALL TO ORDER: Supervisor St. Amour called the Monday, September 9, 2013 Work Session of the Township of Fruitland Board to order at 10:05 AM at the township hall.

AGENDA: Supervisor St. Amour asked to amend the agenda by moving Old Business #2 White Lake Ambulance Authority Update to New Business #8.5.

Motion by Clerk Rillema, second by Trustee Bard, **ADOPTED**, to accept the amended September 9, 2013 Work Session Agenda.

Upon Voice Vote: **5 AYES, 2 ABSENT - motion carried**

PUBLIC COMMENT: There was no public comment.

ANNOUNCEMENTS: Supervisor St. Amour stated that 45 registrants for Ride United will be biking through our township via Scenic Drive on September 13, 2013. You may visit www.ridemi.org to learn more about the event. The five township tire event held in June 2013 collected 4,921 tires (1,075 were from Fruitland Township). Supervisor St. Amour was approached by Hazel Schofield and Marilyn Gramza to inquire if Fruitland Township was interested in swapping 2 contiguous parcels in the Lakewood Club Lots for 3 non-contiguous parcels. The Board is not interested at this time to obtain non-contiguous parcels. Supervisor St. Amour will write to both parties and express our disinterest.

OLD BUSINESS:

1. Ordinance Enforcement – Supervisor St. Amour reported 3980 McMillan Road continues efforts to clean up property, 2643 Duck Lake Road continues slowly to clean up property and 3839 Lakewood Road is being monitored for unlicensed vehicles. Zoning Administrator Sandel is sending a zoning compliance request for 4653 Lorensen Road for a fenced in building built in back yard. Supervisor St. Amour has placed 4565 Lorensen Road on a monitor basis for unlicensed vehicles and has authorized 6196 South Shore Drive until the end of October to have jet skis, snowmobiles and trailers removed from driveway.
2. Community Building Rental - Supervisor St. Amour has been unable to contact the White Lake Group of Alcoholics Anonymous to discuss the agreement sent to them for review and signature.
4. Land Conservancy - Trustee Deur stated that the Land Conservancy of West Michigan has submitted an application for grant proposal for the potential easement agreement for

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township property along Duck Creek. This interest by the Land Conservancy stemmed from the Duck Creek Watershed Master Plan.

NEW BUSINESS:

1. Township Office - Supervisor St. Amour stated that he has contacted three (3) glass companies to quote enclosing the front counter with glass for the safety of our employees. He has also been unable to speak to our Electrical Inspector Ed Pulaski to discuss the phase out of T12 fluorescent bulbs. Supervisor St. Amour did speak to resident Jeff Marcinkowski who has been completing the retrofit in several building at Grand Valley State University. Supervisor St. Amour will keep the board abreast of his findings and recommendations.
2. Planning Commission Recommendations - Trustee Deur explained the changes to Article III General Provisions - Section 3.17 Excavations, Holes or Ponds; Article XIV Special Land Uses - Section 14.04 Special Land Use Specific Requirements; Article III General Provisions - Section 3.34 Agriculture Uses; and Article XVII Signs - All Sections. Trustee Deur explained that all four ordinances were approved at the Planning Commission in August. Attorney Even will do a review of Article III General Provisions - Section 3.34 Agriculture Uses on GAAMPS as that language is being stricken from the Ordinance to ensure that it is not needed. Discussion on yard signs like "eggs for sale, blueberries, hay, etc.", were discussed and the board decided at this time that if they received complaints about signs in the road right-of-way that the MCRC would be contacted. A motion to approve all four recommendations will be prepared for the Monday Regular meeting.

Trustee Rissi arrived at 10:40 AM.

3. Murray Road Project - Supervisor St. Amour stated that the project was sent out for quote today by the MCRC. The project was delayed due to the retaining wall/sidewalk area near the Wabaningo Club. Frustration and concern of the board was discussed because of the timing for this project to be completed in narrowing. A meeting with the Murray Road Special Assessment District parcel/property owners to be held at the township hall will be scheduled after September 23rd to allow questions/answers regarding the project.
4. Brining - Supervisor St. Amour stated that he and Clerk Rillema have been discussing the 2013 brining costs with the MCRC to gain knowledge of cost and amount used. In early discussions to gain approximate costs for 1st brining it appears that the increase was going to be 15% more than we had budgeted. Supervisor St. Amour has discussed this potential increase with Director Hulka who is investigating and will report his findings back to Supervisor St. Amour.
5. Berry Junction Rail Trail - Supervisor St. Amour stated that the FMBJT group at its last meeting expressed concern about unsecured easements, project funding, tree removal, retaining wall and other issues and costs for the Phase III continuance of the trail. It is not looking promising for the completion of this phase in the near future. Supervisor St. Amour will keep the board abreast of the project.

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6. Greg Kruse Request - A letter from Greg Kruse was received August 28, 2013 addressed to the Board of Trustees and a copy sent to Attorney Even expressing his concern for a violation of the Land Division Act 288 of 1967 for actions taken by the Board of Trustees in 1997. Mr. Kruse also requested by FOIA to review and obtain copies regarding same. No action by the board will be taken at this time.
7. Cell Tower - Trustee Deur stated that favorable conversation has taken place with Verizon Wireless regarding a potential cell tower in the township. Trustee Deur emailed a copy of the map of township owned property to a radio engineer at Verizon Wireless for his review.
8. Board of Determination - Supervisor St. Amour stated that the Muskegon County Drain Commission has re-scheduled a meeting for September 24, 2013 at 6:00 pm here at the township hall for the Mason Drain. He is unclear as to who has requested this determination but is trying to contact someone at the Drain Commissioner's office for information.
- 8.5 White Lake Ambulance Authority Update -

Motion by Trustee Rissi, second by Treasurer Beegle, **ADOPTED**, to go into closed session at 11:15 AM.

Roll Call Vote: Trustee Bard **AYE**, Trustee Deur **AYE**, Treasurer Beegle **AYE**, Trustee Rissi **AYE**, Clerk Rillema **AYE**, Supervisor St. Amour **AYE**, Trustee Hampel **ABSENT**

CLOSED SESSION

Motion by Trustee Deur, second by Trustee Bard, **ADOPTED**, to come out of closed session at 11:45 AM.

Roll Call Vote: Clerk Rillema **AYE**, Treasurer Beegle **AYE**, Trustee Deur **AYE**, Trustee Bard **AYE**, Trustee Rissi **AYE**, Supervisor St. Amour **AYE**, Trustee Hampel **ABSENT**

9. Board Comments - Trustee Deur inquired about the 10% water rate increase that would need to be amended in our water rate fee. Supervisor St. Amour stated that the Northside Water Policy Board meets tomorrow and he would have the necessary Resolution(s) for the Monday Regular meeting. Trustee Deur questioned Attorney Even on the time frame for Michillinda Beach Lodge reconstruction. Attorney Even stated that the one year reconstruction started in May 2013. If no reconstruction or opening of the facility happens in that one year time frame it would revert to Residential. Clerk Rillema stated that there will be November election for Muskegon Community College Bonding Proposal. It will be a reimbursing election. Clerk Rillema stated that a recent FOIA requested "Certified Copies". Attorney Even asked if the township had a fee for such. Clerk Rillema stated not at this time.

Motion by Supervisor St. Amour, second by Trustee Bard, **ADOPTED**, to adopt Muskegon County's fee schedule for Certified Copies.

Upon Voice Vote: **6 AYES, 1 ABSENT - motion carried**

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Clerk Rillema also stated that Judy Marcinkowski should be appointed as a member and not an alternate of the Zoning Board of Appeals and a replacement should be sought. Supervisor St. Amour asked the Board for names of any interested candidates to serve as alternate. A motion will be prepared for the Monday Regular meeting to appoint Judy as a member of the Zoning Board of Appeals. Trustee Rissi share the results of the weed survey conducted regarding invasive and native species of weeds in Duck Lake. An algae mat is of concern at the easterly end of the lake that will be monitored. The Duck Creek Watershed meets tomorrow night at 7:00 PM at the township hall.

ADJOURNMENT:

Motion by Trustee Bard, second by Trustee Deur, ***ADOPTED***, to adjourn the Monday, September 9, 2013 Work Session of the Township of Fruitland at NOON.

Upon Voice Vote: **6 AYES, 1 ABSENT - motion carried**

Respectfully Submitted,

Karolyn Rillema, Clerk
Township of Fruitland