

**FRUITLAND TOWNSHIP  
REGULAR MEETING  
MAY 16, 2022 MINUTES**

**PRESENT** – Trustee Jeske, Treasurer Pachman, Trustee Holman, Trustee Lundell, Supervisor Marcinkowski, Trustee Graham

**ABSENT** - Clerk Fagan

**ALSO PRESENT** – (6) Six interested parties

**CALL TO ORDER** – Supervisor Marcinkowski called the May 16, 2022 Regular Meeting to order at 6:00 PM and led the pledge of allegiance.

**AGENDA** - Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to accept the May 16, 2022 Regular Township Board Meeting Agenda as presented.  
*Upon Voice Vote: 6 AYES – motion carried*

**PUBLIC COMMENT** –

Bruce Froelich, 5150 Brookwood Cir., Montague – Running for County Commissioner in District 1 as a Democrat. Described his experience on many different boards throughout the White Lake Community. Asked for feedback and concerns from residents.

Devin Barbier, 2830 W River Rd – Updated the Board on his Eagle Scout project at Fruitland Township Cemetery. Asked for the Board’s opinion on where to place light and benches.

Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to suspend Robert’s Rules to discuss the project.

*Upon Voice Vote: 6 AYES – motion carried*

There was discussion about Devin’s current plan for benches and light and a Supervisor Marcinkowski stated he would get the Maintenance Supervisor involved to find the best spots for the benches. Supervisor Marcinkowski also stated that the township would handle removing the existing flag pole. Trustee Graham inquired about the status of his fundraising and he stated that he has currently raised approximately \$500. His total goal is over \$3000. Devin, his mother and the Board discussed how to handle the funds, clarifying that any money raised will be given to the township, regardless of the how much of it is needed by the project. Supervisor Marcinkowski, Treasurer Pachman, and Clerk Fagan will check into the best way to partner with the funding. Devin stated he is aiming to have the project completed by July.

Motion by Trustee Holman, second by Trustee Lundell, **ADOPTED**, to return to Robert's Rules.

*Upon Voice Vote: 6 AYES – motion carried*

Kimon Kotos, 6171 Duck Lake Rd – Thanked the Board for their support of the Duck Creek Natural Area and the Friends of Fruitland Township Trails. Reported a good turn out for their work day and thanked Trustee Lundell and Treasurer Pachman for being there. He made a video of the day and will share the YouTube link when it is available.

Terrie Hampel, 6171 Duck Lake Rd – Disappointed that Friends of Fruitland Township Trail is not on the agenda for a discussion on partnering so that the grant awarded by the Community Foundation can be accepted by the Township. Suggested that something be written up by the lawyers. Also thanked Treasurer Pachman and Trustee Lundell for being at the clean up day. Reported that she will be at the Whitehall Business Expo this weekend promoting the organization.

#### **ANNOUNCEMENTS/COMMUNICATIONS –**

- a. **PINS Officer Amy Fekken – LIDAR unit** – PINS officer Amy Fekken explained the LIDAR unit to the Board. Her current radar must be directly pointed at oncoming traffic and it scans the biggest vehicle within vision. The LIDAR unit would give her more options on where she sits, even outside her car, and give her the ability to scan specific cars. It was clarified that this unit would be purchased specifically for the Fruitland Township car and would always stay with the car, regardless of the officer. The board amended the agenda to add “LIDAR Unit” to Unfinished Business.
- b. **Memorial Day Service – 9AM – Fruitland Township Cemetery** – Supervisor Marcinkowski shared his planned service for Memorial Day.
- c. **Roads Brined – several “thank you” calls** – Roads were brined. Calls were also received that said the brining was ineffective on Lorensen and parts of Hyde Park. D&B Brine will redo Lorensen and Hyde Park. Trustee Lundell said that she saw them working on it this morning. She questioned if the brining is less effective from this company compared to the Muskegon County Road Commission. Supervisor Marcinkowski suggested that the Board could revisit this later and decide if they want a second application done since the D&B Brine quoted half the cost of the MCRC.
- d. **Power Pedestal installed at Scenic Drive Road End** – Consumers Energy notified to install light pole and they will be installing soon.
- e. **Concrete and stones cleared from Scenic Drive ramp** – Dock has been installed. Neighboring residents are planning to clean some of the rocks out of the water as well. Life preservers should be out there soon as well.

- f. **Email – CE/Rich Houtteman – Michigan’s Clean Energy Transformation –** Consumers Energy currently looking for large areas to install solar farms to increase their renewable energy. The Planning Commission was given a copy of the email to discuss.
- g. **Michigan Dog Leash Law – Article R 21 - enforcement at Nestrom Park –** The Parks Commission asked for more enforcement on dogs being let loose in the park and on the ball fields. Signs have been posted.
- h. **Township Governance Academy –** Information from the Michigan Township Association regarding classes and credential opportunities.
- i. **White Lake Chamber Music Festival Schedule –** Will be happening on July 29-August 7<sup>th</sup>. Details can be put on our website.

#### CONSENT AGENDA

- a. **April 2022 Treasurer reports; Revenues (101) General Fund \$158,176.82: Expenditures: (101) General Fund \$62,495.81**
- b. **April 2022 Clerk reports – Check disbursements**
- c. **Minutes – April 11, 2022 Work Session; April 18, 2022 Regular Board Meeting**  
Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to approve the Consent Agenda as presented.  
*Upon Voice Vote: 6 AYES – motion carried*

#### UNFINISHED BUSINESS –

- a. **Dangerous Building Hearings – Hearing Officer decisions - 4344 South Shore Drive – Tanis; 3321 Scenic Drive – Zielinski –** Supervisor Marcinkowski shared the findings from each case. Regarding 4344 South Shore Drive the order requires the building to be demolished by July 9<sup>th</sup>. Regarding 3321 Scenic Drive still has some negotiation happening but the order has been issued to allow the residence to be repaired/remedied by the owners. They are asking for 180 days to complete their list to bring the residence up to standards. The Township attorneys have requested that Fruitland Township inspectors are the only allowable inspectors.
- b. **Duck Lake Cemetery –** Supervisor Marcinkowski is still waiting on additional quotes from surveyors.
- c. **Exterior Library Locker –** Expecting delivery in June, the township is providing the location, an outlet and ethernet connection. IT Right has confirmed that the network should be ready for the install.
- d. **Mission/Vision statements –** Supervisor Marcinkowski asked the Board for help creating a Vision Statement for Fruitland Township. Trustee Lundell and Supervisor Marcinkowski will be working on the Vision Statement.
- e. **LIDAR Unit**  
Motion by Trustee Holman, second by Trustee Graham, **ADOPTED**, to approve the purchase of the LIDA Unit for \$2,195.

*Roll Call Vote:* Trustee Holman **AYE**, Trustee Lundell **NO**, Treasurer Pachman **AYE**, Trustee Jeske **AYE**, Supervisor Marcinkowski **AYE**, Trustee Graham **AYE**, – **motion carried**

**NEW BUSINESS –**

- a. **Requesting Board approval to proceed with material removal at 4344 South Shore Drive according to Court order** – Owners were given until April 30<sup>th</sup> to remove the material in and around the house. Supervisor Marcinkowski would like to find a contractor to remove the items, which should be paid for by the owner per the court order. The Board discussed that the cost may be able to be added to property taxes, Supervisor Marcinkowski will confirm with the township attorney.

Motion by Trustee Graham, second by Treasurer Pachman, **ADOPTED**, to allow Supervisor Marcinkowski to proceed with obtaining quotes for the removal of the materials.

*Upon Voice Vote:* **6 AYES – motion carried**

- b. **Review and action on the recommendations made by the CAC on Township Property – Property for sale/disposal** – Supervisor Marcinkowski shared the properties recommended to sell/dispose of, including some of the Lakewood Lots, the corner of Starboard and Murray Rd., and the Nord Road properties.

While discussing the Lakewood Lots, the Board discussed using lots 1-5 & 7-12 to be possible considered as a dog park with some more research and conversations with the Parks Commission.

Motion by Trustee Lundell, second by Supervisor Marcinkowski, **ADOPTED**, to retain lots 19, 20, 21, and 1-5 and 7-12 and sell the remaining lots.

*Upon Voice Vote:* **6 AYES – motion carried**

The Board discussed the corner of Starboard and Murray Rd., and whether it should be sold or used for a “pocket park” but considered there may not be room for parking. At this point it was decided to call a joint meeting with the Parks Commission to get their thoughts on establishing pocket parks and/or a dog park.

Motion by Trustee Jeske, second by Treasurer Pachman, **ADOPTED**, to sell the lots owned by Fruitland Township on Nord Road.

*Upon Voice Vote:* **6 AYES – motion carried**

- c. **April PINS Report** – Supervisor Marcinkowski shared the PINS Report. This will be moved to “Announcements” and Communication in future meetings.

- d. **Ordinance Enforcement update - from Toby Frederickson** – The Board reviewed Toby’s Ordinance Enforcement. Trustee Lundell asked for an update or forward movement for 4140 White Lake Road,
- e. **Zoning report** – Val Jensen’s report was reviewed by the Board. This could also be moved to “Announcements and Communication.”
- f. **Request approval of a Citizen’s Advisory Committee for Grant Research and writing**

Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to approve the creation of a Citizen’s Advisory Committee for Grant Research and Writing.

*Upon Voice Vote: 6 AYES – motion carried*

- g. **Homeowner Permits** – Val Jensen would like to begin using a “Homeowner Permit” when residents are working as their own contractor. He uses this in other municipalities that he works in. This form is primarily to inform the individual of the law. The Board did ask that it be retyped and put on township letterhead.

Motion by Trustee Graham, second by Treasurer Pachman, **ADOPTED**, to approve the use of the Homeowner Permit.

*Upon Voice Vote: 6 AYES – motion carried*

**PUBLIC COMMENT –**

Mary Ann Bard, 1428 W River Rd – How many tickets have been issued in Fruitland Township? Would this be used by only Fruitland Township? When are you going to act on Mr. Henry's house on W. River Rd. Every day it gets worse. The Pyle Property on Bard Road? There are other ones that have been turned in and no response has been given these properties. How many people in the township will be using this, hope you keep track. Who would maintain a Dog Park? Don't need a Dog Park there is one on Whitehall Road and very few people are ever out there with dogs.

**BOARD COMMENTS/DISCUSSION** – Trustee Graham mentioned a grant listed in an MTA magazine that could be used to plant trees. Supervisor Marcinkowski discussed that he is not opposed to the grant but would need clarification on where the trees would go. He has asked the Parks Commission as well. Trustee Graham suggested it could be offered to township residents who lost trees due to bugs, but it is not likely the Township could give these away if it is bought with township money. This could be another topic for the joint meeting with the Parks Commission. Trustee Lundell clarified that the new Citizen’s Advisory Committee will be researching grants and the requirements for grants and giving suggestions with what to do with the grants. Trustee Lundell asked if we had received a response from the attorney regarding the partnership with Friends of Fruitland Township Trails. Supervisor Marcinkowski did not

receive a response and shared the Kevin is considering retirement in February. The Board discussed whether they will continue with the same firm if he retires and emphasized that they need to be able to depend on responses from our attorney.

**ADJOURNMENT**

Motion by Trustee Graham, second by Trustee Jeske, **ADOPTED**, to adjourn the May 16, 2022 Regular Meeting of the Township of Fruitland at 7:28 PM.

*Upon Voice Vote: 6 AYES – motion carried*

Respectfully Submitted,

Breann Fagan, Clerk  
Township of Fruitland

Motion by Clerk Fagan, second by Trustee Graham, **ADOPTED**, to approve the quote from Comprenew and request that they have a scale available.

*Roll Call Vote:* Trustee Holman **AYE**, Clerk Fagan **AYE**, Trustee Lundell **AYE**, Treasurer Pachman **AYE**, Trustee Jeske **AYE**, Supervisor Marcinkowski **AYE**, Trustee Graham **AYE**, – **motion carried**

Motion by Trustee Jeske, second by Clerk Fagan, **ADOPTED**, to approve the support letter to be sent.

*Upon Voice Vote: 7 AYES – motion carried*