

**FRUITLAND TOWNSHIP
WORK SESSION MEETING
JUNE 13, 2022 MINUTES**

PRESENT – Trustee Holman, Trustee Jeske, Treasurer Pachman, Supervisor Marcinkowski, Clerk Fagan (left at 10:45), Trustee Graham, Trustee Lundell

ALSO PRESENT – (6) Six interested parties

CALL TO ORDER - Supervisor Marcinkowski called the June 13, 2022 Work Session Meeting to order at 10:00 AM and led the pledge of allegiance.

AGENDA - Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to accept the June 13, 2022 Work Session Township Board Meeting Agenda.
Upon Voice Vote: 7 AYES – motion carried

PUBLIC COMMENT –

Terrie Hampel, 6171 Duck Lake Rd – Would like her name added to item F on unfinished business regarding the email from Dave Rice. She is not sure he will be in attendance today but wants the board to know she is able to answer questions.

ANNOUNCEMENTS/COMMUNICATIONS –

- a. **Park and Recreation Commission update** – Commissioner Huch gave an update for the Parks Commission and reported that the concrete has been finished at Nestrom Park, as well as two of the three grills, and the other projects continue to move forward. He also mentioned that they are looking into improving their irrigation to reach the entire ball field. They continue to look at ways to improve accessibility in Nestrom Park. The Parks Commission is appreciative of the offer to consider Park Commission projects that could be done with ARPA money. They have many ideas in the works.

Motion by Supervisor Marcinkowski, second by Trustee Holman, **ADOPTED**, to suspend from Robert’s Rules to discuss with Commissioner Huch.

Upon Voice Vote: 7 AYES – motion carried

Supervisor Marcinkowski asked for clarification on the current teams using the field and the estimated end of the season as well as confirmation of the start dates for Sports N Shorts. Clerk Fagan shared an email that stated Sports N Short signups are full and scheduled to start July 11.

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

Upon Voice Vote: 7 AYES – motion carried

- b. Toby Frederickson – Ordinance Enforcement** – Toby was present to discuss the current complaint based ordinance enforcement process as well as what ordinance enforcement looks like in other municipalities that do not use a complaint based system and the proposal from Muskegon Charter Township to upgrade our services.

Motion by Supervisor Marcinkowski, second by Trustee Lundell, **ADOPTED**, to suspend from Robert's Rules to discuss with Toby Fredericksen.

Upon Voice Vote: 7 AYES – motion carried

Toby shared that he compared Fruitland Township to the other municipalities he currently works with to determine that he would need one full day per week to monitor Fruitland Township proactively. The new contract would be \$18,000 annually, compared to a current contract of \$4,000.

The Board then discussed Toby's current process; He receives a complaint, goes to the residence in hopes of speaking with the resident to determine what the circumstances are. He follows up with a letter reiterating what they discussed and the time frame given to the resident. He then follows up as necessary and sends an additional letter and then citations if the problem has not been resolved. He tries to work with the resident and monitor the progress so that it doesn't always escalate in township or legal action.

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

Upon Voice Vote: 7 AYES – motion carried

- c. MSU Extension – Food Safety Programing – Wade Syers** – No one signed up for the June class, but July and August are still scheduled.
- d. Audit process June 8 and 9** – Brickley Delong did their in person audit visit and we can expect the report hopefully in August.
- e. Duck Lake Road closed** – June 15-17 for tree work but the road will be open at the end of each work day. This should be completed sometime in September.
- f. White Lake Water Quality Forum Dates** – These are forums regarding septic systems that was organized by West Michigan Environmental Action Council for residents near/on White Lake. There will be a virtual kick off on 6/30 from 7-8:30PM, and then in person meetings on 7/14 from 6-8pm for White River Twp and 8/18 from 6-8pm for Fruitland.

- g. Road Projects – chip and seal/sub division roads** – Most of the petitions have been received, still waiting on a few. Supervisor Marcinkowski is working with the attorneys to determine the rest of the process.
- h. Tanis letter** – Supervisor Marcinkowski received an appeal request from Mr. Tanis and has prepared a letter informing him of the process going forward.
- i. Scenic Drive Road end** – A new sign regarding invasive species has been placed at the boat launch and the light pole should be installed soon.
- j. LIDAR** – Has been ordered by Sheriff department with a ship date of 6/23. It will require calibration and should be active in July.
- k. Website** – Clerk Fagan shared that the website will be live by the end of the week. She asked that board members take a look at the draft website at the end of the meeting and communicate any suggestions within the next day or two.

UNFINISHED BUSINESS –

- a. WRLS – MCD** - The invasive species survey conducted and some invasive species were found, including honey suckle, multi flora Rose, Oriental Bittersweet and Burning Bush. They have included removal quote.

Motion by Supervisor Marcinkowski, second by Trustee Holman, **ADOPTED**, to suspend from Robert’s Rules to discuss with Lighthouse Curator, Matt Varnum.

Upon Voice Vote: 6 AYES – motion carried

Matt Varnum reported that he has noticed some of the invasive species were having a detrimental effect on some of the trees and other plants. He suggested that dune grass may be an option for replacing what is removed. Supervisor Marcinkowski will request a list of native plants that could be considered as well and check the budget.

Motion by Trustee Graham, second by Trustee Holman, **ADOPTED**, to return to Robert’s Rules.

Upon Voice Vote: 6 AYES – motion carried

b. GMED Items

- i. Fruitland Township businesses – Grant** - Letters were sent out but there have been no responses to date. GMED is considering sending a new/shorter application and letter to see if they can get more responses.
- ii. Projects** – Supervisor Marcinkowski and GMED will be meeting with contractors on June 15 for township hall projects and McMillan Rd End stairs. This will be a pre-bid walk through to try to get accurate proposals/bids from contractors.

- c. **Abandoned vehicle** – Attorney Hyatt-Wierzbicki is working to complete title issues, including getting a copy of the title and checking to see if there is a lien holder. This must be sorted before MyAuto will take vehicle.
- d. **Recommendations on township property – Lakewood Lots – Section 1** – Supervisor Marcinkowski asked the board to reconsider the number of lots being reserved for a possible dog park as discussed at the last meeting. The entire group of lots is approximately 12 acres. Supervisor Marciknowksi suggested keeping lots 1-5 and selling the remaining lots. He will gather information on the number of acres in each lot for the regular meeting.
- e. **Duck Lake Cemetery – update – warranty deed with description** – Supervisor Marcinkowski has received additional information from the Muskegon County Road Commission regarding the location of the Duck Lake Cemetery referenced on the warranty deed legal description. With that information he received two quotes from surveyors who believe they will be able to survey the area with the new information. He pointed out that Points West would not charge if they are unable to complete the survey, while WestShore Engineering and Surveying would still charge an hourly rate. Otherwise both quotes are around \$2500.
- f. **Email from Dave Rice and Terrie Hampel** – Friends of Fruitland Township Trails presented a letter requesting information about when the ordinance signage will be placed, when the neighboring residents will be notified via letter, if the new information will be placed on the Fruitland Township website, if the FFTT will be working with the new citizens advisory committee and if any decisions have been made regarding the grant money awarded to the FFTT being accepted by Fruitland Township.

Motion by Supervisor Marcinkowski, second by Trustee Holman, **ADOPTED**, to suspend from Robert’s Rules to discuss with Dave Rice.
Upon Voice Vote: 6 AYES – motion carried

Supervisor Marcinkowski will begin putting together the letter for the neighboring residents and ordinance sign language. All ordinances are placed on the township website. The Friends of Fruitland Township Trails will be considered in grants considered by the new citizens advisory committee and the board. Supervisor Marcinkowski has been working with the township attorneys on an agreement contract between the township and the Friends of Fruitland Township Trails.

Motion by Trustee Graham, second by Trustee Holman, **ADOPTED**, to return to Robert’s Rules.
Upon Voice Vote: 6 AYES – motion carried

- g. **Ambulance** - Supervisor Marcinkowski discussed the lack of resident interest in the previous meetings/discussions regarding the ambulance service in Fruitland Township and believes the board should wait until we see resident interest in terms of a petition instead of making it a ballot initiative at this time. The board

and attorney had a long discussion about when decisions should be made via board initiative or resident initiative and whether a motion that has been voted on should be redecided and discussed that the motion could be rescinded at a regular meeting.

NEW BUSINESS –

- a. Track Chair/BLOX/Electrical – Duck Lake State Park - ARPA Funds –** Supervisor Marcinkowski is suggesting that some ARPA funds be used to purchase/sponsor a new track chair that could be used at Duck Lake State Park. He provided information about chair options and the storage of the chair at the State Park as well as quotes on the chair and proposed storage along with an email from the Park Manager discussing the project and how the program currently works at Muskegon State Park. Trustee Graham questioned whether “donating” the track chair to the State Park would be allowed as a government entity.
- b. Park Commission requests for ARPA funds – Tennis (\$30K)/Pickle Ball(\$30K)/sand Volley ball courts(\$10K)/South fence line(\$30K)/Irrigation(\$10K) –** Supervisor Marcinkowski asked the Park Commission if they had any requests for ARPA funds to complete additional projects within the next couple of years. Supervisor Marcinkowski suggested approving an amount to be allocated for requested projects and that the allocation could potentially be used as leverage for any grants that are considered as well. The board discussed the scope of some of the projects and also discussed allocating additional funds if the Parks Commission moves forward with the dog park idea.
- c. Appointees: ZBA (Harold Schropp) and Planning Commission (Paul Josephson) –** Supervisor Marcinkowski shared that John Ruck has resigned from the Zoning Board and Willie Josephson has resigned from the Planning Commission. He is recommending Harold Schropp to replace John Ruck and Paul Josephson, Willie’s son, to replace Willie on the Planning Commission.
- d. Road Project – Hill St MCRC and Twp –** Supervisor Marcinkowski explained that Hill Street is in need of improvement but there are no residents on the street that could be assessed via special assessment. The Muskegon County Road Commission have expressed those improvements would need to be done in order for them to complete their current planned project on South Shore Drive. Because the improvement is needed by the MCRC and there are no residents to assess, the MCRC would pay 50% of the cost with Fruitland Township being responsible for approximately \$5,026.
- e. Intergovernmental Contract for Property Maintenance Code Enforcement Services – upgrade –** Trustee Lundell expressed that another option would be to remain a complaint-based system but handle complaints more aggressively with increased/faster follow through. Trustee Jeske recommended a “good will gesture” of offering \$5 any load ecology station cards for houses that may need assistance in getting their yards cleaned up.

PUBLIC COMMENT –

Terrie Hampel, 6171 Duck Lake Rd – Applauded the Board’s forward thinking.

Mary Ann Bard, 1423 W River Rd (via Zoom chat) - We already are paying a Ordiance Enforcement Officer and Building indpectyor that we pay , we don't need another enforcer. This sounds like double dipping. What is the cost.

Mr. Henry is a perfect example of nothing being done plus a couple others. Years not months Is this Mr,. Frederickson personnel business?

What are you doing about Mr. Henry's house on W. River Rd, nothing has been done with the it and keeps getting worse every day, Pyle's on Bard Rad nothing has been done and there are many others. You never give answers on these questions.

Pro Med is doing a good job and none of you know the whole history of what the township went through with WLAA. Keep it as it is. We don't need more taxes. WLAA get paid now for services and if township takes them back we pay a huge added tax so they are getting paid twice., I vote for Pro Med.

Jow many calls do you get about bad service from Pro Med? I have heard only one person who complained about Pro Med. Please answers questions.

Please read all my chats not just the ones you want to answer.

I BELIEVE wlda DOESN'T HAVE TO ASJK a board anything because that is why they are not A department but authority.

Who is responsible for liability? Is it a electric chair lift chair which I have in my home? It is expensive. Let the State py for it

I thought Hill Side was off So. Shore Dr. and in Whitehall.

You never answer questions even when it isn't at the meeting.

BOARD COMMENTS/DISCUSSION – Trustee Jeske gave an update on the Grant Citizens Advisory Committee including their mission statement. They are connecting with other groups and doing research on how to find funding and other options for some sort of bike trail or improved shoulders on Scenic Dr. Supervisor Marciknowski shared updates from the White Lake Fire Authority Board. They are working on updating and upgrading some policies and information. He also gave updates from the Northside Water Policy Board. He asked what types of information and updates that they would like him to share regarding these meanings. Trustee Graham suggested adding small updates on the agenda in Announcements/Communications or in the email body when he sends the board packets.

ADJOURNMENT

Motion by Trustee Lundell, second by Trustee Graham, **ADOPTED**, to adjourn the June 13, 2022 Work Session of the Township of Fruitland at 12:13 PM.

Upon Voice Vote: 6 AYES – motion carried

FRUITLAND TOWNSHIP JUNE 13, 2022 WORK SESSION MINUTES

Respectfully Submitted,

Breann Fagan, Clerk
Township of Fruitland