

**FRUITLAND TOWNSHIP
REGULAR MEETING
JUNE 21, 2022 MINUTES**

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

ALSO PRESENT – (9) Nine interested parties

CALL TO ORDER - Supervisor Marcinkowski called the June 21, 2022 Regular Meeting to order at 6:01 PM and led the pledge of allegiance.

AGENDA - Motion by Trustee Holman, second by Treasurer Pachman, **ADOPTED**, to accept the June 21, 2022 Regular Township Board Meeting Agenda by amending it by adding “Trustee Graham Letter” to Announcements and Communications, striking a double entry on the agenda, and adding the Community Foundation for Muskegon County Grant agreement to
Upon Voice Vote: 7 AYES – motion carried

PUBLIC COMMENT –

Kim Cyr – Blue Lake – County Commissioner for District 9 currently. He is running for re-election and will be in District 1, which will be the north part of Fruitland Township.

Andrew Sebolt – Hart - Candidate for new 102nd district. Recently had an ice cream social at Nestrom Park. Previously a County Commissioner and served on various boards.

Steve Salter – Mayor of Whitehall. Here to learn and listen.

Terrie Hampel, 6171 Duck Lake Road – Shared information about Jessica Cook who is running for County Commissioner in District 6. Jessica Cook will be at a meet and greet at Terrie’s house on July 2nd.

ANNOUNCEMENTS/COMMUNICATIONS –

- a. **Lynnette Johnson and Bobbie Allred – WLCL Board members** – Recently had a clean audit. Recent millage increase allowed them to fix some necessary things such as the HVAC, phones and upcoming updates to boilers and carpets. They have secured 4 grants this year to help pay for enhanced services.

Motion by Supervisor Marcinkowski, second by Trustee Jeske, **ADOPTED**, to suspend from Robert's Rules to discuss.

Upon Voice Vote: 7 AYES – motion carried

Supervisor Marcinkowski asked if there was a board policy or a plan for a policy regarding restricting sexually explicit material from minors. Virginia responded that the library has a duty to uphold the constitution and not restrict information or literature. She said it is up to parents to track what their children are reading, not the library. There are filters on the computers to restrict inappropriate websites. Bobbie Allred shared recent ARPA purchases, including a "book bike", a play area for children in the library, and a seed library. Upcoming projects include book lockers, solar picnic tables, and a podcast studio and family resources.

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

Upon Voice Vote: 7 AYES – motion carried

- b. **New website is now live!!**
- c. **Trustee Graham letter** – Trustee Graham received an anonymous letter asking seven questions regarding the White Lake Fire Authority. Supervisor Marcinkowski will bring these questions to the WLFA for answers.

CONSENT AGENDA –

- a. **May 2022 Treasurer reports; Revenues (101) General Fund \$29,523.16: Expenditures: (101) General Fund \$36,943.22; Revenues Metro Fund (140) \$10,107.82: Expenditures (140) \$7,756.25**
- b. **May 2022 Clerk reports – Check disbursements**
- c. **Minutes – May 9, 2022 Work Session; May 16, 2022 Regular Board Meeting**

Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**, to approve the Consent Agenda as presented.

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

UNFINISHED BUSINESS –

- a. **Letter to residents around DCNA** – Suggestions from board members were to include wording about the purpose of the area and send letters to landlords and residents of rentals.
- b. **Duck Lake Cemetery – surveyor selection.**

Motion by Trustee Jeske, second by Clerk Fagan, **ADOPTED**, to approve the quote from Points West Land Surveying, LLC for surveying the Duck Lake Cemetery.

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

c. Ambulance –

Motion by Supervisor Marcinkowski, second by Trustee Jeske, **ADOPTED**, to rescind the motion from the April 18, 2022 Board Meeting regarding working on ballot language for White Lake Ambulance Authority.

Upon Voice Vote: 4 **AYES**, 2 **NAYS**, 1 **ABSENT**

Motion by Supervisor Marcinkowski, second by Treasurer Pachman, **ADOPTED**, to approve that any vote regarding ambulance service be brought to the board via resident petition/initiative.

Upon Voice Vote: 4 **AYES**, 2 **NAYS**, 1 **ABSENT**

~~**d. Duck Creek Cemetery – selection of surveyor**~~

e. Recommendation on township property – approval to ask Park Commission if they are interested in parcels 1 thru 6 in the Lakewood lots for a pocket or dog park – 7.48 acres. Recommend the sale of parcels 7 thru 12 – 16.42 acres.

Motion by Trustee Graham, second by Trustee Holman, **ADOPTED**, to offer Lakewood lots 1 -6 to the Parks Commission to use as a dog park, and proceed with the sale of lots 7-12.

Upon Voice Vote: 6 **AYES**

f. Road Projects – status, review of Special Assessment Procedure – Supervisor Marcinkowski shared that Merrie Lynn Ct., Burton Woods/Sandy Ln/Doug Dr/Shari Dr, Garber Ln/Brookside Dr, Oaktree Ln/Woodtrail Ct, Starboard Dr, Wilson Rd/Murray Rd, and Hain St all appear to have over 51% of resident signatures collected to move forward with the projects. Attorney Even spoke about the process for a Special Assessment. There will need to be an initial hearing to discuss the scope of projects and total costs (everyone’s portion). A public notice must be sent to each person for an in person Public Hearing. Then board votes and authorizes the Supervisor to prepare the roll. There will also need to be a second hearing to confirm the roll and right to object.

Motion by Trustee Graham, second by Trustee Holman,
ADOPTED, to hold the first public hearings for the approved roads
on 7/25th at 4pm.

Upon Voice Vote: 6 AYES

- g. WRLS - MCD – invasive species removal quote** – Tabled pending more information.

NEW BUSINESS –

- a. Agreement with FTTT to hold grant money awarded by the Muskegon Community Foundation & Grant Agreement**

Motion by Trustee Jeske, second by Trustee Holman, **ADOPTED**,
to approve the Agreement to Make Improvements to Natural
Area Conservation District and add the Muskegon Community
Foundation and Grant Agreement as an addendum.

Upon Voice Vote: 6 AYES

- b. May PINS Report** – The PINS report stated there were 15 instances of criminal reporting, 4 public and status crime reports, 18 quality of life reports and 19 property checks for the month of May.
- c. Ordinance Enforcement update - from Toby Frederickson** – Clerk made a comment about all the reports being public record and anyone from the public can request a copy of these reports.
- d. Zoning report – from Val Jensen –**
- e. Hall chair quote** – Supervisor Marcinkowski has received one quote from Integrity for \$1992. He will work on obtaining more quotes.
- f. Painting of Maintenance building to match fire station #2.** – Supervisor Marcinkowski shared that Fire Station #2 is being painted and that he has received a proposal from North End Painting to make the maintenance building match the Fire Station.
- g. Allocation of ARPA funds to Park Commission – Tennis Court 30K; Pickle Ball court 30K; Sand Volleyball court 10K; South Fence line 30K; irrigation 10K.**
Motion by Trustee Graham, second by Trustee Holman,
ADOPTED, to approve the tennis court, pickle ball court and irrigation.
Roll Call Vote: Trustee Holman AYE, Trustee Jeske AYE, Treasurer Pachman AYE, Trustee Graham AYE, Clerk Fagan AYE, Supervisor Marcinkowski AYE, Trustee Lundell ABSENT – motion carried

h. Hill St road project - \$5,026.00

Motion by Trustee Jeske, second by Clerk Fagan, **ADOPTED**, to approve the Hill Street project at a cost of \$5,026.00.

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

i. Appointees: ZBA Harold Schropp; Planning Commission Paul Josephson

Motion by Trustee Jeske, second by Clerk Fagan, **ADOPTED**, to approve the appointments.

Upon Voice Vote: 6 **AYES**

j. Code Enforcement Services

Motion by Clerk Fagan, second by Treasurer Pachman, **ADOPTED**, to decline the upgraded agreement.

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

k. Cloud Permitting - Cloudpermit reached out to Supervisor Marcinkowski to discuss their program that would digitize our permitting process and could streamline our process and maybe improve processing times. He is not sure if this is something that would work with our current BS&A program.

l. Track chair/BLOX/electrical – Duck Lake State Park – ARPA funds – Attorney Even said that he is not sure if this would be an allowable ARPA expense, but that legally it could be set up as an Intergovernmental Agreement between the township and the State Park.

PUBLIC COMMENT –

Carlet Mitenbuler, Nestrom – Has walked the cemetery and thinks it is unnecessary to pay \$2500 for a survey. She questioned if the board will be choosing residents to start the petition for the ambulance service. She also briefly mentioned the proposed dog park, the board's chairs and that the fire station/maintenance building is fine and that resident houses are worse. She stated that the Parks Commission does want a volleyball court.

Mary Ann Bard, 1428 W River Rd (Via Zoom Chat) - who is going to take care of the cemetery? Is it legal to hold grant money for FFTT without them having permits and other legal paper work? When did they get the legal paper work returned to FFTT??

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When will you have updates on the following properties Mr. Henry, Pyle's? the house on the corner of White Lake Drive and Zeller Road How about some updates and not being put off all the time ?

To spend money on the dunes cemetery is waste of Taxpayer's dollars. Most people weren't even buried in caskets but just put in hoes and covered up. My great grandfather told us a lot of history about that cemetery. What is the point in doing this?

Whose idea was it to paint the maintenance building? You said it was in good shape so why is it being painted?

What about Hyde Park which is getting worse everyday because of all the traffic and heavy trucks. If you are doing Hill street that isn't being used. Pick and choose again!

BOARD COMMENTS/DISCUSSION – Attorney Even clarified that Fruitland Township is legally required to maintain the cemetery. Supervisor Marcinkowski shared that Peter Manting, the executive director for SPLKA was recently charged with four felonies and has been removed as the director and audits will be done. Consumers Energy received the permit from MCRC, pole and light should be installed by July 18th. Board will need to vote on cameras. DCNA signage being worked on with recommendations from the Board.

Supervisor Marcinkowski read a Bible passage. Thou shall love thy neighbor.

ADJOURNMENT

Motion by Trustee Graham, second by Trustee Holman,
ADOPTED, to adjourn the June 21, 2022 Regular Meeting of the
Township of Fruitland at 7:45 PM.

Upon Voice Vote: 6 AYES – motion carried

Respectfully Submitted,

Breann Fagan, Clerk
Township of Fruitland