

**FRUITLAND TOWNSHIP
WORK SESSION MEETING
JUNE 12, 2023 MINUTES**

PRESENT –Supervisor Marcinkowski, Trustee Graham, Trustee Lundell, Clerk Fagan

ABSENT – Treasurer Pachman, Trustee Jeske, Trustee Holman

ALSO PRESENT – (6) Six interested parties

CALL TO ORDER - Supervisor Marcinkowski called the June 12, 2023, Work Session Meeting to order at 10:00 AM and led the pledge of allegiance.

AGENDA - Motion by Clerk Fagan, second by Trustee Lundell, **ADOPTED**, to accept the amended June 12, 2023 Work Session Township Board Meeting Agenda.

Upon Voice Vote: 4 AYES – motion carried

PUBLIC COMMENT – There were none.

PRESENTATIONS –

- a. **Amateur Radio Week & Field Day** – Dan Martin Mills spoke about amateur radio and the importance of having this option of communication when needed. Thanked the Board for supporting Resolution 2023-15 and asked if it would be possible to meet and present the Resolution at the next meeting for a photo opportunity that can be shared. Also asked if an elected official and/or someone from the fire department could attend the day of the field day. Supervisor Marcinkowski will share the information.
- b. **Matt Varnum and Gregg Wahr – WRLS update** – Matt Varnum introduced the new Restoration and Maintenance Supervisor, Gregg Wahr. Matt also announced his resignation as of June 23, 2023. Recommended an observation deck be installed at the WRLS, believes it would be enjoyed by residents and also be useful for events at the WRLS. A replacement is being searched for, SPLKA is currently working on 2nd round of interviews. The Board thanked him for his time at the WRLS.
- c. **Bob Murray - Park Commission – 6/5 meeting update** – Chairman Murray reported that the Sodini Field dedication went well and was covered in the Beacon. Spongy Moth spraying was done, and it is believed this is the last year it will be necessary. Also sprayed the field for mosquitos prior to the dedication as well. Park has been surveyed for the Woolly Adelgid but he doesn't believe the treatment has been completed yet. Commissioner Katie Bradford has been a good addition to the Parks Commission. Parks Commission is working on putting together a group of volunteers

to help clean up and beautify the area, which will take place the week of June 19th. Supervisor Marcinkowski reported that the SPARK Grant application will be completed this week.

- d. **Dave Rice – DCNA/FFTT update** – Work continues to be done on permitting for bridges. FFTT continues to work on marking the trails, looking at the Simonelli parking lot and kiosks. Mentioned that he was in attendance for Micah Witham’s Eagle Scout award ceremony. Micah was the Eagle Scout that completed the benches in the DCNA.

ANNOUNCEMENTS/COMMUNICATIONS –

- a. **Small Subdivision and other roads – information from Special Meeting/Public Hearings** – Supervisor Marcinkowski shared this information so each Trustee had a copy.
- b. **Greg Gaines 1705 W. Riley Thompson Rd** – Formal hearing is scheduled for July 17, 2023 and Toby and attorneys will attend.
- c. **Email – Sabrina Butler – MACD** – Invasive Species Removal and Treatment at the WRLS will take place June 20, 2023.
- d. **Email – Tom Horak – RGLE** – Duck Lake Level Control Structure investigation was done and approved for another 3 years.
- e. **Email – Daniel Groenendyk** – DNR Boating Safety Class taking place at the Township Hall on July 1, 2023 from 9am-4:30pm
- f. **Contacted MLive – Lynn Moore** – Supervisor Marcinkowski has reached out to MLive with possible story lines for HAM Operators Field Day and Duck Lake Dunes Cemetery
- g. **Road Brining** – Was done on Friday June 9, 2023, per D&B Brine. The light rain on Sunday was very beneficial.
- h. **AED** – Is on back order 6 to 8 weeks
- i. **Pierhead Repair** – US Army Corps of Engineers will be having painting done at the pierhead in June.

UNFINISHED BUSINESS –

- a. **Jay Rd – gravel upgrade - MCRC** – Supervisor Marcinkowski stated that the MCRC will be starting pre-work soon.
- b. **Audit – Entrance Conference agenda – Time Table** – The Audit research work took place in May.

NEW BUSINESS –

- a. **Letter of Support for Erdman Recycle** – Erdman Recycle is a scrap tire collection site and processor. Looking for township support for a Special Use Permit for his Recycling.

Motion by Clerk Fagan, second by Trustee Graham, **ADOPTED**, to tentatively support the letter of support for Erdman Recycle.

Upon Voice Vote: 4 AYES – motion carried

b. Murray/Wilson Roads 2023 – Road Improvement Special Assessment District – Resolution

MURRAY/WILSON ROADS 2023

ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT

The supervisor next reported that petitions had been filed with the Township for road improvements including application of a dense graded bituminous surfacing and other necessary and incidental improvements of the entirety of the entirety of entirety of Wilson Road, located within the real property as described in the attached **EXHIBIT 1**, hereinafter referred to as the Murray/Wilson Roads 2023 Road Improvement Special Assessment District, under authority of Michigan Public Act 188 of 1954, as amended

The supervisor and clerk next reported that they had checked the signatures on the petitions, the record owners of land within the township contained within the district described above and had prepared and filed a report setting forth the percentage of record owners of lands by area within the district, who signed the petitions which amounted to not less than Fifty-One percent (51%).

Motion was then made by Trustee Graham, seconded by Clerk Fagan, and unanimously carried that the petitions be received by the township board and the report pertaining thereto be filed as a part of the minutes of the meeting.

Motion was next made by Trustee Graham, seconded by Clerk Fagan, and unanimously carried directing the Muskegon County Road Commission to proceed with the plans for the improvement, the location thereof, and an estimate of the costs of the same.

The Muskegon County Road Commission's report was received showing the improvement, the location thereof and an estimate of the costs of the same, these plans and estimates were then presented to the board for their consideration. The total estimated cost was in the amount of \$23,100.00

Motion was next made by Trustee Graham, seconded by Clerk Fagan, and unanimously carried ordering the plans and estimates to be filed with the township clerk for public examination.

Motion was next made by Trustee Graham, seconded by Clerk Fagan, to adopt the following resolution:

RESOLUTION

BE IT HEREBY RESOLVED that the township board does hereby tentatively declare its intent to have the Muskegon County Road Commission make road improvements including application of a dense graded bituminous surfacing and other necessary and incidental improvements of the entirety of the entirety of Wilson, located in the Murray/Wilson Roads 2023 Road Improvement Special Assessment District, together with the necessary structures and other work incidental thereto, all within the proposed district in accordance with the petitions of the property owners therefore.

BE IT FURTHER RESOLVED that the township board does tentatively designate the special assessment district against which the costs of the improvements is to be assessed as the Murray/Wilson Roads 2023 Road Improvement Special Assessment District which shall include the lands and premises more particularly described in **EXHIBIT 1**.

BE IT FURTHER RESOLVED that a hearing on any objections to the petitions, to the improvement, the estimate of costs, and to the special assessment district proposed to be established for the assessment of the cost of such improvement, shall be held on June 29, 2023 at a special meeting of the Township Board at the Fruitland Township Hall 4545 Nestrom Rd., Whitehall, MI 49461 at 4:15 pm.

BE IT FURTHER RESOLVED that the clerk is instructed to give the proper notice of such hearing by mailing and publication in accordance with law and statute provided.

BE IT FURTHER RESOLVED that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded,

Upon roll call vote, the following votes were recorded:

Ayes: Clerk Fagan, Supervisor Marcinkowski, Trustee Lundell, Trustee Graham

Nays:

The supervisor declared the motion carried and the resolution was duly adopted.

Breann Fagan, Township Clerk

- c. **TextMyGov – Clerk Fagan – Township Communication Tool** – Clerk Fagan shared information received from a service called TextMyGov that offers another option for communication with residents.
- d. **Cemetery Ordinance – review – changes?** Supervisor Marcinkowski asked the Board to review the Cemetery ordinance and decide if any changes should be made.
- e. **Restrictive Covenant Agreement – 3767 Jay Rd** – Supervisor Marcinkowski is asking for a lot split on his current property, but the lot split would create a non-conforming lot. There is a current wood shed on the property, and he is planning to build on the property. The restrictive covenant will require him to build the house within a certain amount of time and require he provide a security deposit to ensure that the accessory building can be taken down by the Township if he does not follow through.
- f. **Food Carts – ordinance?** There have been a number of questions regarding allowing food carts on Township Properties and the Board believes it may be time to consider an ordinance. Supervisor Marcinkowski will work with the township attorney and collect current ordinances from other local municipalities.
- g. **Michigan Township Association Membership Renewal** – Clerk Fagan wanted to share the information with the Board to see if we want to consider adding any of the extra educational benefits to the membership.
- h. **Summer Part Time Maintenance Position** – Maintenance Supervisor is asking/suggesting that his daughter, Autumn Ferris, be hired for the part time position.

PUBLIC COMMENT –

BOARD COMMENTS/DISCUSSION – The next meeting will be Tuesday, June 20, 2023 at 5pm. Trustee Graham asked that the Ecology Station attendant be talked to again about pricing. Supervisor Marcinkowski reported that the signage has been ordered. The Board discussed whether there is a better way for the attendant to display the items he has been holding that are still good quality that can then be taken by other residents coming through the ecology station so that the items can be reused/kept out of the landfill but the area would look better. Supervisor Marcinkowski discussed that they are still working on improvements/updates to the ecology station but are working with EGLE and the grants and considering the new laws being put in place by the state. Supervisor Marcinkowski reported that there is still some tree harvesting happening at this time but they are winding down. Library lockers still need to be installed, but Supervisor Marcinkowski is working on how to get the 600lbs lockers moved from the maintenance building to the township hall. Trustee Lundell offered her help if the new tractor can be handling it. Trustee Graham questioned when we would revisit the township properties that we had discussed selling.

ADJOURNMENT

Motion by Clerk Fagan, second by Trustee Lundell, ***ADOPTED***, to adjourn the June 12, 2023 Work Session of the Township of Fruitland at 11:33 AM.

Upon Voice Vote: 4 AYES – motion carried

Respectfully Submitted,

Breann Fagan, Clerk
Township of Fruitland