

**FRUITLAND TOWNSHIP
REGULAR MEETING
OCTOBER 16, 2023 MINUTES**

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

ALSO PRESENT – (3) Three interested parties

CALL TO ORDER – Supervisor Marcinkowski called the October 16, 2023 Regular Meeting to order at 6:00 PM and led the pledge of allegiance.

AGENDA - Motion by Trustee Holman, second by Trustee Graham, **ADOPTED**, to accept the October 16, 2023 Regular Township Board Meeting Agenda.
Upon Voice Vote: 7 AYES – motion carried

PUBLIC COMMENT –

Matthew Johnson, 2936 Nestrom Rd – Complained about ongoing issues with a resident at the Nestrom Road end. Police have been called and reports have been made.

Motion by Supervisor Marcinkowski, second by Trustee Holman, **ADOPTED**, to suspend from Robert’s Rules to update Mr. Johnson.
Upon Voice Vote: 7 AYES – motion carried

Supervisor Marcinkowski explained that the township attorney will be sending a letter and contacting the Muskegon County Road Commission.

Motion by Supervisor Marcinkowski, second by Trustee Holman, **ADOPTED**, to return to Robert’s Rules.
Upon Voice Vote: 7 AYES – motion carried

ANNOUNCEMENTS/COMMUNICATIONS –

- a. **September PINS report** – Will be placed on file.
- b. ~~September Zoning Report~~ – Will be placed on file when received.
- c. **September Ordinance Report** – Will be placed on file.
- d. **Township Hall exterior** – The prep work was done last week and painting take place the week of 10/16/2023.
- e. **Pickle Barrel** – Inspection and Stop Work order posted by Val Jensen 10/12/2023 for unpermitted work being done. Township Attorney reports that the case should be in court before November 9, 2023.

- f. **Old Dump** – EGLE has requested to hold a public information meeting regarding the PFAS testing. This will take place at the Township Hall and possible dates 11/9, 11/16 or 11/30 have been suggested by Supervisor Marcinkowski.
- g. **Information from the Assessor** – Township Assessors are reporting that according to the yearly equalization study, current home values are about 19% lower than they should be and they might be required to increase values. There will be an additional study done this year to see if this changes. The Board had questions on how the rate math works.

CONSENT AGENDA –

- a. **September 2023 Treasurer reports; Revenues: (101) General Fund \$63,279.01; Expenditures: (101) General Fund \$82,362.41; Revenue (130) Public Works Fund \$650.00**
- b. **September 2023 Clerk reports – Check disbursements, budget amendments and ARPA Funds**
- c. **Minutes – September 11, 2023 Work Session; September 18, 2023 Regular Board Meeting**

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

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

UNFINISHED BUSINESS –

- a. **Ratify Dump Trailer purchase** – The Board discussed that purchase decisions should not be made after a vote even if the purchase seems better.

Motion by Trustee Jeske, second by Trustee Lundell, **ADOPTED**, to approve the purchase of the trailer from Van Kams.

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

- b. **Mobile Food Business Ordinance – Food cart/truck** – The Board discussed the language regarding the use of food trucks on private property, the allowable locations, hours permitted and adding a requirement for insurance with Fruitland Township named as the additional insured.

NEW BUSINESS –

- a. **RESOLUTION 2023-26 - Establish The Muskegon County Vote Center As An Early Voting Site For All State And Federal Elections Held Within Fruitland Township's Jurisdiction**

Motion by Trustee Jeske, second by Treasurer Pachman, **ADOPTED**, to approve Resolution 2023-26 as presented.

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

b. RESOLUTION 2023-27 – AMEND APPENDIX “B” TO THE UNIFORM WATER RATE ORDINANCE

Motion by Trustee Jeske, second by Clerk Fagan, **ADOPTED**, to approve Resolution 2023-27 as presented.

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

c. Transfer Station – No cash transactions – Check only or Purchase Punch Cards at Township Hall

Motion by Clerk Fagan, second by Trustee Holman, **ADOPTED**, to make the Ecology Station check or punch card transaction only with cash, check or debit/credit card at the township hall as of January 1, 2024.

Upon Voice Vote: **7 AYES** – **motion carried**

d. USACE Park and Rec Lease – Renewal – This has been sent to the township attorney for review.

e. Human Trafficking Awareness Event – County Complex – November 8 – Refreshments request – Supervisor Marcinkowski is requesting \$500 towards refreshments at the event.

Motion by Trustee Graham, second by Trustee Jeske, **ADOPTED**, to approve the request for \$500 to provide refreshments at the Human Trafficking Awareness Event.

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

f. Zoning Ordinance Amendments – Trustee Holman presented the requested Zoning Ordinance amendments.

Motion by Trustee Holman, second by Trustee Jeske, **ADOPTED**, to approve the changes to Articles IV - VIII.

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

PUBLIC COMMENT –

David Rice, 4047 Nestrom Rd – Duck Creek Natural Area public comment for EGLE has been posted and published and should close toward the end of October. He is hopeful bridge construction can begin after that.

BOARD COMMENTS/DISCUSSION – Supervisor Marcinkowski provided some more professional desk ideas for the meeting room. He will send the options via email as well. Supervisor Marcinkowski announced that Val Jensen is stepping down from the Zoning Administrator role as of November 2024. He would like to maintain his position as the Building Official. Supervisor Marcinkowski provided the approved WLFA budget and discussed the Articles of Incorporation and upcoming millage rate vote. He is wary of what millage amount will be requested from the WLFA going forward but has been told by the Chief that the fire department can operate on the current operational millage. Trustee Graham wondered about the camera at the WRLS. She stated it is working but not showing wind speed.

ADJOURNMENT

Motion by Trustee Holman second by Trustee Graham, ***ADOPTED***, to adjourn the October 16, 2023 Regular Meeting of the Township of Fruitland at 7:31 PM.

*Upon Voice Vote: **7 AYES – motion carried***

Respectfully Submitted,

Breann Fagan, Clerk
Township of Fruitland