

**VILLAGE OF FRUITPORT  
REGULAR COUNCIL MEETING  
APRIL 15, 2019**

**1. Call to Order**

President Roger Vanderstelt called the meeting to order at 7:00pm

**2. Pledge**

**3. Prayer**

**4. Roll call**

Present: Roger Vanderstelt, Amy Haack, Jeff Guiles, Carl Rothenberger, Bill Overkamp, Jay Bolt, Donna Pope (arrived at 7:06pm) and Ann LaCroix. Also, present Dave Bossenbroek, Village attorney, DeVere Bendixen and Jon Sigman, Planning Commission members.

**5. Approve the agenda for the April 15<sup>th</sup> Council meeting**

Motion made by Bill to approve the April 15<sup>th</sup> agenda, supported by Jay. With a unanimous vote, the motion carried.

**6. Approval of March 25<sup>th</sup> Budget meeting minutes and March 25<sup>th</sup> Council meeting minutes**

Motion made by Amy to approve both the March 25<sup>th</sup> budget and council meeting minutes, supported by Jeff. With a unanimous vote, the motion carried.

**7. Public Comment**

Pat Stressman and Bruce Gaultney introduced themselves to council and audience. Pat is the Old-Fashioned Days Chairperson and Bruce is the Chair of the Carnival.

**8. Correspondence (Ann)**

Ann advised spring clean up postcards have been sent out. Clean up days are April 26<sup>th</sup> and May 17<sup>th</sup>. Business cards for the new DPW Supervisor Justin Clish were distributed. Tree House Day Care Center purchased 300 N 3<sup>rd</sup> on Monday April 8<sup>th</sup>.

**9. Reports from Officers (Each Council Member)**

**Donna** had nothing to report

**Jeff** will coordinate reviewing sidewalks with the DPW supervisor.

**Amy** advised that the grant for the kayak launch was submitted on April 1<sup>st</sup> and the grant for Category B funding for the 2020 3<sup>rd</sup> Avenue project was submitted on April 5<sup>th</sup>.

**Bill** had nothing to report.

**Carl** advised that interviews will take place this Tuesday and Thursday for the open DPW worker position. Carl also advised that the water trouble is happening again on Bridge Street near the curve. Roger will refer the situation to the DPW Supervisor.

**Roger** advised that he received correspondence from Jerry Alger that the time capsule that was buried 50 years ago is going to be dug up on May 1<sup>st</sup> and a new time capsule will be put in. Jerry

would like to have the bush removed and replace it with a bench. Jerry will need assistance and equipment from our DPW staff to accomplish the removal and placement of the time capsule. Motion made by Roger to remove the bush and have the DPW assist in this, supported by Jeff. With a unanimous vote, the motion carried.

Roger advised council that we need to do a communications activity during OFD for Lower Grand River Organization of Watersheds (LGROW). He asked for assistance in manning a booth. Amy volunteered. Bill asked that the council be advised of the date and time so they can stop by or help too.

Jay gave an update on 300 N 3<sup>rd</sup> Avenue. A meeting will take place with the engineers to set up a traffic plan for the sewer extension to this site. Jay gave an update on the last Planning Commission meeting.

#### **10. Michigan Township Services – Rental Inspections**

Greg Mason and Cathy Krol from MTS reviewed with the council how the Rental Registration and Inspections are working in Fruitport Township. Owners get a copy of the Rental Inspection checklist prior to the inspections for them to have the opportunity to be in compliance. There will be annual inspections unless they comply with each item then they are given a 4-year certificate. A discussion took place on safety issues and obstacles. Motion made by Jeff to place this item on next months agenda and to have the clerk send letters to the rental property owner to advise of this agenda item, supported by Jay. With a unanimous vote, the motion carried.

#### **11. 2020 3<sup>rd</sup> Avenue Project**

Amy reviewed a spreadsheet outlining the cost and funding options of both resurfacing and reconstruction of 3<sup>rd</sup> Avenue. She discussed the road rating and importance of removing 3 inches of surface when doing a resurfacing of a road. A discussion took place and Carl suggested that we find out the costs of adding curbs to the resurface estimate. Amy agreed to contact Prein and Newhof to find out the estimated cost of adding curbs.

#### **12. Lions Club OFD Street Closures and Traffic Order**

Carl discussed changing the dates for the street closure. The Lions Club, Fruitport Township Police and Fire Department are in favor of changing the dates. Carl made a motion (see attached) supported by Jeff. With a unanimous vote, the motion carried.

#### **13. Pomona Park Sign/Marquee**

Roger questioned if the council wanted to consider reusing the existing Marquee for the Pomona Park sign and get a new Marquee or if they wanted to get a new sign for the Park and leave the Marquee as is for now. The council agreed that they wanted to do a new sign and not reuse the Marquee. Roger will check into the cost of the new sign and report back at the next meeting.

#### **14. Appointment of West Michigan Shoreline Regional Development Commission**

Amy advised that Jeremy was on the Technical Committee for WMSRDC. A replacement needs to be appointed. Amy made a motion to appoint DPW Supervisor Justin Clish to the WMSRDC

Technical Committee. Roger is the currently on the Policy Committee and will continue to be the council representative to the Committee.

**15. Approval to add Delinquent 201/2019 Garbage Bills to Taxes**

Motion made by Carl to add delinquent garbage bills to the tax bill, supported by Jeff. With a unanimous vote, the motion carried.

**16. Proposed Zoning Map**

Jay discussed the current Zoning Map and the inconsistencies with Chapter 6 Establishment of District in the Zoning Ordinance. The map designates Institutional and Industrial classifications. The Zoning Ordinance does not have these designations. A discussion took place and Dave Bossenbroek, Village attorney advised that the Zoning Map is based on the Master Plan. The map can be discussed again when updating the Master Plan. The Planning Commission will set a date for a public hearing to present the recommended changes to the Village of Fruitport Zoning Ordinance.

**17. Public Comment**

None

**18. Warrants**

Carl made a motion to approve the warrants, supported by Donna. Roll call AYES: Pope, Haack, Rothenberger, Overkamp, Bolt and Vanderstelt NAYES: None (Guiles left at 9:10pm)

**19. Adjournment**

Motion made by Donna to adjourn at 9:20pm, supported by Amy. With a unanimous vote the motion carried.

**Respectfully submitted by,**

**Ann LaCroix  
Clerk**

**OLD FASHIONED DAYS TRAFFIC ORDER**

Motion made by: Carl Rothenberger

Motion: The Village of Fruitport in accordance with Ordinance No. 100, as amended, the undersigned, after advisement from the Muskegon County Sheriff's Department, the Fruitport Township Police Department and the Village of Fruitport Council, does hereby direct that:

1. There shall be no parking allowed from 6am to 5pm on either the east or west side for 3<sup>RD</sup> Avenue from Pontaluna Road south to Park Street during the Old Fashioned Days' Parade on May 27, 2019 (Memorial Day Parade).

Violators will be towed away at their own expense.

This Traffic Control Order shall be effective immediately upon filing with the Village Clerk and shall expire at midnight on May 28, 2019.

Motion seconded by: Jeff Guiles

Vote: With a unanimous vote the motion carried

Motion made by: Carl Rothenberger

2. Third Avenue from Park Street south to Bridge Street will be closed Tuesday, May 21, 2019 at 9am thru Monday, May 27, 2019 for Old Fashioned Days. There shall be no parking allowed at any time on either side of Park Street east of 3<sup>RD</sup> Avenue or on 2<sup>ND</sup> Avenue from Park Street south to Bridge Street or on Bridge Street from 2<sup>ND</sup> Avenue west to 3<sup>RD</sup> Avenue on Tuesday, May 21, 2019 at 9am thru Monday, May 27, 2019, during the posted detour route for the closed section of 3<sup>RD</sup> Avenue between Park Street and Bridge Street due to Old Fashioned Days.

Violators will be towed away at their own expense.

This Traffic Control Order shall be effective immediately upon filing with the Village Clerk and shall expire on May 27, 2019 at Midnight.

Motion seconded by: Jeff Guiles

Vote: With a unanimous vote the motion carried

Date Motions Where Voted on: April 15, 2019