

Minutes of the Clay Township Board Meeting held on Monday, August 6, 2001 at 7:30 p.m. in the Clay Township Boardroom, 4710 Pte. Tremble Road, Clay Township, MI 48001.

PRESENT: Supervisor Joseph H. McKoan IV, Clerk Michael Pellerito, Connie Turner, Trustee Pat Sharrow, Trustee Cindy Kirkpatrick, Trustee Dr. L. Kasperowicz, Trustee Beth Engel. ABSENT: None.

AMENDMENTS:

Moved by Turner, supported by Dr. Kasperowicz, **MOTION CARRIED**, to move Item #15. GMAC Loan Payoff in New Business up to Item #2 and the items following will move down. AYES: All. NAYS: None. ABSENT: None.

Moved by Pellerito, supported Turner, **MOTION CARRIED**, to add to Item #8. Monthly Reports: ML Fire Department July Report. AYES: All. NAYS: None. ABSENT: None.

Moved by Pellerito, supported by Sharrow, **MOTION CARRIED**, to add Item #23. Discuss purchase of Second Chance Bullet Resistant Vests. AYES: All. NAYS: None. ABSENT: None.

APPROVAL OF THE MINUTES AND SYNOPSIS:

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the July 16,2001 Minutes and Synopsis as presented. AYES: All. NAYS: None. ABSENT: None.

BILLS PAYABLE:

Moved by Turner, supported by Engel, **MOTION CARRIED**, to approve the Bills Payable in the amount of \$106,385.78. AYES: All. NAYS: None. ABSENT: None.

COMMUNICATIONS:

Thank you note to the ML Fire Department for the quick response to garage fire. Al & Laura Petzel, Cardinal Street.

Thank you for the mutual aid assistance during the fire at K-Mart.

8-2-2001 Thank you for the donation to the Cherry Beach Senior Center. Debbie Heraty, Supervisor, Cherry Beach Senior Center.

OLD BUSINESS:

Contract negotiations - no update.

Motion by Turner, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the quote from Hoover Wells to apply the epoxy flooring at the Harsens Island Fire Department Station at a cost of \$8,690.00. AYES: All. NAYS: None. ABSENT: None.

Motion by Sharrow, supported by Turner, **MOTION CARRIED**, to approve the change cost estimates to resurface Mill Street and Aqua Isles per James R. Warner, Director of the County Road Commission. AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the DSS Corporation executing the document imaging for the Police Department, indexing by name the police records starting from the present and going back five (5) years, prior records will be indexed according to report number. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Engel, **MOTION CARRIED**, to adopt the Resolution to agree to support the request of the Blue Water Habitat For Humanity and the inhabitants of Sheldon Road and enter into an intergovernmental agreement thereby allowing the City of Algonac the ability to provide water and sewer transmission lines within the boundaries of Sheldon Road, Clay Township.

R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Trustee Dr. L. Kasperowicz. ABSENT: None.

PUBLIC COMMENTS: None.

NEW BUSINESS:

St. Clair County Road Commission Director Donald Maronde introduced Ken Kingsley, Vice-President from Tetra Tech MRS furnished additional Project services on the Clay/Ira Township Pump Stations No. 1 and No. 2 replacement project and the additional engineering involved with the City of Algonac Water Infiltration Plant. Mr. Kingsley addressed the Board regarding the additional costs incurred on these projects and an amendment to the Contract Agreement between City of Algonac and McNamee, Porter & Seeley, Inc. to cover the cost factor. Board discussion followed Mr. Kingsley's presentation.

Motion by Trustee Dr. Kasperowicz to not pay the additional costs incurred by Tetra Tech MPS for the Pump Station Replacement and the upgrade to the City of Algonac Water Filtration Plant.

MOTION FAILED DUE TO NO SUPPORT.

Motion by Sharrow, supported by Turner, **MOTION CARRIED**, to postpone any decision to pay the additional compensation for Resident Engineering Services incurred by Tetra Tech for the Clay/Ira Pump Station replacement until Mr. Kingsley of Tetra Tech has made his presentation to Ira Township and the Township Board has more background information to substantiate the cost and the breakdown between the municipalities

involved. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Dr. L. Kasperowicz. ABSENT: None.

Motion by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to postpone any decision to pay the additional compensation to Tetra Tech incurred to upgrade the City of Algonac Water Filtration Plant until Tetra Tech has met with the City of Algonac Council and the Township Board has more background information to substantiate the cost and the breakdown between the municipalities involved. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Dr. L. Kasperowicz. ABSENT: None.

Motion by Sharrow, supported by Pellerito, that the Township pay off the GMAC Loan of \$117,885.00 for the Harsens Island Fire Department Building and bring back to the Township Board an amendment to the budget at the next meeting specifying an expense of \$117,885.00 and amend income to indicate an increased revenue of \$66,205.66 remainder \$41,679.34 as an operating transfer from the General Fund.

Discussion of motion: Harsens Island Fire Department Special Assessment Mill increase of .750 mill; \$10,000 budgeted toward the loan, would only advance \$41,679.34 as an operating transfer from the General Fund.

R/C VOTE ON MOTION: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

MOTION CARRIED.

Moved by Turner, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution for Special Assessment for the Clay Township Police to be set at 4.35 Mills based on Taxable Value estimated to be \$1,508,713.97 before TIFA and DEQ dollar amount removed for 2001. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: None. ABSENT: None.

Moved by Turner, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution for Special Assessment for the Clay Township Mainland Fire Department to be set at 1.3750 Mill based on Taxable Value estimated to be \$340,825.94 before TIFA and DEQ dollar amount removed for 2001. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution for Special Assessment for the Harsens Island Fire Department to be set at 1.750 Mill based on Taxable Value estimated to be \$154,479.88 before TIFA and DEQ dollar amount removed for 2001. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution for Special Assessment for the Russell Island Fire District to be set at .9000 Mm based on Taxable Value estimated to be \$4,034.82 before TIFA and DEQ dollar

amount removed for 2001. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: None. ABSENT: None.

Moved by Turner, supported by Sharrow, **MOTION CARRIED**, to receive and file the Monthly Department Reports from County Road Commission Meeting, Algonac/Clay Library June/July, Assessing July Report, Police Reports January through June 2001, Mainland and Harsens Island Fire Department June Reports as submitted. AYES: All. NAYS: None. ABSENT: None.

Joint Issues/Road Commission-Township Discussion: Consensus of Board like to see the program continue for private roads, citizens trust work done by the County, Township has an abundance of private roads; Bruckner's Island circumstance should be addressed through the County when equipment and safety is a concern; Land splits: Township handouts for a lot split are clear and Township Assessor guides the applicant, applicant understands driveways/cuts must obtain permit from the County Road Commission.

Moved by Pellerito, supported by Sharrow, **MOTION CARRIED**, to have the Township Supervisor send a response to the County Road Commission Managing Director Donald Maronde informing him of the Township strongly urges the County to continue to enter into private road agreements using the existing parameters for the maintenance of private roads within Clay Township. R/C VOTE: AYES: Sharrow, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: Kirkpatrick. ABSENT: None.

Moved by Pellerito, supported by Sharrow, **MOTION CARRIED**, to have the Township Supervisor also include in the above letter our response regarding land splits: the Township feels the handouts and instructions given to residents requesting land splits is adequate with residents made aware of the County's concerns. AYES: Sharrow, Turner, Pellerito, Engel, Dr. Kasperowicz, McKoan IV. NAYS: Kirkpatrick. ABSENT: None.

Moved by Dr. Kasperowicz to approve sending the Building Clerk Patty Watson to the BS&A Permit Classes in Lansing on September 6th and September 7th at a cost of \$579.00 with the stipulation if she leaves the Township's employment within two years, the cost would have to be reimbursed by the employee.

MOTION FAILED, NO SUPPORT.

Motion by Turner, supported by Sharrow, **MOTION CARRIED**, to approve sending the Building Clerk Patty Watson to the BS&A Permit Classes in Lansing on September 6-7, 2001 at an expense of \$579.00. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Dr. Kasperowicz. ABSENT: None.

Moved by Kirkpatrick, supported by Dr. Kasperowicz, **MOTION CARRIED**, to hire Jennifer Lumpkin as a full-time Dispatcher in the Police Department. AYES: All. NAYS: None. ABSENT: None.

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to approve sending the Assessing Clerk Robin Faulman to the BS & A Software Level I,II,111 and Apex classes

on August 29th at a cost of \$390.00. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Dr. Kasperowicz. ABSENT: None.

Moved by Sharrow, supported by Pellerito, **MOTION CARRIED**, to adopt Resolution No. 1 Harsens Island, Clay Township Special Assessment Water District No. 7B to set the Public Hearing on August 20, 2001 at 7:00 p.m. in the Township Board Room, 4710 Pte. Tremble Road, Clay Township for the purpose to hear objections to the creation of the Harsens Island, Clay Township Special Assessment Water District No, 7B. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Discussion by Board of mutual aid by Clay Township Police Department at the Marine City Police Maritime Days was as follows: Chief Eder would like some direction from the Board, have provided some support in the past; Board members were disappointed Clay Officers did not assist during the Pickerel Tournament, since Clay Officers did not assist at Pickerel Tournament this year, should not give mutual aid to Marine City; Chief Eder stated for the record, did not supply Clay Police assistance at the Algonac Pickerel Tournament this year because of the Township Board's feelings. Motion by Dr. Kasperowicz the Clay Township Police do not supply any of our officers to the Marine City Maritime Days. **MOTION DIED, LACK OF SUPPORT.**

Motion by Kirkpatrick, supported by Sharrow, **MOTION CARRIED**, to direct the Clay Township Police Chief to send Reserve Police Officers to the Algonac Pickerel Tournament only, but will supply mutual aid in an emergency to the nearby communities. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan IV. NAYS: Dr. Kasperowicz. ABSENT: None.

Moved Kirkpatrick, supported by Turner, **MOTION CARRIED**, to approve the training requests from Clay Township Fire Department Sgt. Beverly Besaw and Firefighter Debra Danielson to attend Fire Officer I class at St. Clair Community College for a total cost of \$990.00. AYES: All. NAYS: None. ABSENT: None.

Motion by Pellerito, supported by Sharrow, **MOTION CARRIED**, to deny the request from Margo McKay to prorate the \$2,500 insurance benefit and to accept her resignation as Administrative Assistant for the Clay Township Police Department. AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz. NAYS: McKoan IV. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to approve Harsens Island Fire Department Firefighter Mike Harry the expense of \$600.00 to attend the EMT Course. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to approve \$1,104.00 for twelve (12) pairs of boots from Fire Safe, Inc. for the Harsen's Island Fire Department personal for protection. AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to approve \$366.00 for twelve (12) pairs of gloves from Heiman Fire Equipment for the Harsen's Island Fire Department personal for protection. AYES: All. NAYS: None. ABSENT: None.

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to approve \$3,350.00 to purchase a IBM 6400-012 Printer w/4830 co-ax attachment feature from MINNCOM Computer Brokers for the Treasurer Department. AYES: All. NAYS: None. ABSENT: None.

Supervisor Joseph H. McKoan IV: Brief discussion on the topic of annexation, nothing has occurred, keeping an eye on it, City of Algonac cannot provide the services the Township has available, why would citizens want their taxes increased and not receive anything for it?

Trustee Kasperowicz' comments.

Trustee Sharrow: Fought for the Police Merger, it was a good thing, will not stand for any annexation.

Motion by Sharrow, supported by Pellerito, to ask the Township Supervisor to investigate over the next couple of weeks information from MTA and other Townships concerning:

- the process of detachment, specifically indicating the properties the City annexed some time ago, bordered by Nook and Fruit Road, in regard to detaching the parcels back to the Township; the Township maintains the roads, the City does not, those new subdivisions and homes are using Township water and sewer lines and they paid for it, the City could not provide;
- Secondly, would like the Supervisor to supply information, as an attorney, what his opinion is regarding seeking an injunction in Court to prevent anymore sewer tap-ins in the City of Algonac, since they are over their 30% capacity of what they own of the sewer plant on a number of occasions, and if we were successful and they could not extend anymore sewer tap-ins, how could they annex land and provide services;
- And finally, would like some information regarding cost from the Township Engineers concerning a sewer line in two small areas: Fruit Road from Nook to the City limits, Scott Drive/Cemetery and corner of Field Road towards the City limits, since do lack sewer lines and would not force people to have sewer lines, if they do not want them, would like some costs and present it to those residents so we would have one area not lacking service.

AYES: All. NAYS: None. ABSENT: None.

MOTION CARRIED.

Moved by Kirkpatrick, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution to increase the Police Officers Reserve pay to \$8.00 per hour and the Reserve Sgt. Coordinator an hourly wage of \$9.00. R/CVOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Discussion regarding purchase of Second Chance Bullet Resistant Vests: Vests replaced every five years, not out of uniform allowance, \$200 paid by reserve and part time, Grant money available.

Motion by Kirkpatrick, supported by Dr. Kasperowicz, MOTION CARRIED, to order seventeen (17) Second Chance Bullet Resistant Vests from Michigan Police Equipment for a cost of \$ 6,825.00

Discussion: Officer Schaible noted Reserve Officers have signed a form stating understand they would pay \$200. Per Clerk Pellerito, should have gone through the Board and not within the Department, need a letter drafted up and brought back to the next Board Meeting.

AYES: All. NAYS: None. ABSENT: None.

MOTION CARRIED.

BOARD MEMBER COMMENTS:

Letter was read from Carl Hildebrant regarding protest of a proposed bridge to Harsens Island.

Trustee Sharrow: Planning Commission approved a communication tower on Harsens Island and the company has agreed to provide some extra equipment for the Police Department; they are also considering a Sprint tower on the Colony Tower and have offered to paint the tower for the Association.

Trustee Beth Engel: Vacancy on the Downriver Recreation Commission. Supervisor McKoan IV: Carlos did resign, will be appointing someone shortly.

Trustee Dr. Kasperowicz: Would like to see a Police Authority Board instituted.

PUBLIC COMMENTS:

Herb Meyers, Harsens Island: Status of the water line right-of-ways?

Supervisor Joseph h. McKoan IV: Update on Court's decision.

Nancy Dewey, 7232 Flamingo: Proposed bridge to Harsens Island, questions regarding HITA, Township should voice opinion, land already purchased, etc.

Norman Rhodes, 3206 S. Channel: Will you be extending the water line from Bates/Martz to the end of the Island? Why was this section precluded from the original?

Trustee Sharrow: If HITA were dissolved would not stop this bridge company from constructing, there is no tax dollars used, private entity.

Richard Baker, Stone Road: Questioned why isn't there bus transportation here?

Supervisor Joseph McKoan IV: Regarding televising board meetings, talked to Dan Schaffer from the High School and the students will tape the meeting on the Island as a pilot program.

Herb Meyer: Suggestion have toggle type switch to enable the people standing in the hall to hear the Board.

Officer Schaible, Representing POAM: Brian Stone was acquitted of charges August 1st, any discussion regarding a date and time to discuss Mr. Stone's return?

ADJOURNMENT:

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to adjourn the meeting at 9:45 p.m. AYES: All. NAYS: None. ABSENT: None.

Michael P. Pellerito
Clay Township Clerk