

Minutes of the Clay Township Board Meeting held on Monday, March 4, 2002 at 7:30 p.m. in the Clay Township Board Room, 4710 Pte. Tremble Road, Clay Township, MI 48001.

PRESENT: Supervisor Joseph H. McKoan IV, Clerk Michael Pellerito, Treasurer Connie Turner, Trustee Pat Sharrow, Trustee Cindy Kirkpatrick, Trustee Dr. L. Kasperowicz, Trustee Beth Engel.

Citizens present approximately fifty-five (55).

**AMENDMENTS TO THE AGENDA:**

Moved by Turner, supported by Sharrow to amend the agenda under Bills Payable for an Office Cleaning Bill, add \$400.00 to the General Fund, total = \$3,900.93; add \$280.00 to the Police Fund, total = \$6,204.33 as submitted. AYES: All. NAYS: None. ABSENT: None.

**MOTION CARRIED.**

**APPROVAL OF MINUTES AND SYNOPSIS:**

Moved by Sharrow, supported by Kirkpatrick to approve the February 18, 2002 Board Meeting Minutes and Synopsis as submitted. AYES: All. NAYS: None. ABSENT: None.

**MOTION CARRIED.**

**BILLS PAYABLE:**

Moved by Turner, supported by Engel to approve the Bills Payable in the amount of \$17,067.25 as amended. AYES: All. NAYS: None. ABSENT: None.

**MOTION CARRIED.**

**PETITIONS:** None.

**COMMUNICATIONS:**

Thank you note to the Clay Township Police Department for their help with an almost burglary attempt at Palms and M29 on February 18th. Kathy Carroll and family. February 28, 2002 Bob Wagner, Assistant Fire Chief City of Pt. Huron Fire Dept. Complimenting Fire Chief Rick Edler and his firefighters as one of the finest fire-rescue services in St. Clair County.

Clay Township Board of Review Hearing Procedure and dates to hear protests.

**OLD BUSINESS:**

Contract update: Command - Waiting for the union to supply administration with a contract. Dispatch – close to a settlement, meeting on March 8 and March 19<sup>th</sup>.

Motion by Pellerito, supported by Sharrow **MOTION CARRIED**, to adopt Resolution No. 4 Canal Dredging, Dyke Road and Canal North Side of Bayview Shores Subdivision, Special Assessment District for a total cost to be \$85,891.00. Cost of \$38.49 per front foot to be spread each year over a ten (10) year period. The first payment will be June 30, 2002. Interest rate to be eight percent (8%).

ROLL CALL VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Discussion of a mausoleum chapel for the Oaklawn Cemetery; Board consensus is to proceed with the plan, save on room in the Cemetery, provide protection from the weather, small office, bathroom, budget plan for 2002-2003, future of the rental house.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to proceed with a plan to build a mausoleum chapel in Oaklawn Cemetery, obtain concrete figures for the cost to build and the financial end of it will be worked out within the 2002-2003 Budget.

AYES: All NAYS: None ABSENT: None

**PUBLIC COMMENTS:** None.

**NEW BUSINESS:**

Moved by Kirkpatrick, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adjourn into an Executive Session at 7:43 p.m. to discuss with the Township Attorney Dan Dalton a possible settlement of a lawsuit. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Reconvened the Regular Meeting at 7:58 p.m.

Motion by Pellerito, supported by Turner, **MOTION CARRIED**, to accept the advice of legal council regarding the settlement of the claim. AYES: All. NAYS: None. ABSENT: None.

Tall Ships discussion presented by Algonac/Clay Historical Society Representative Mark Thompson. Proposed to the Township Board a plan to set up a four person committee comprised of the Mayor of the Algonac, Clay Township Supervisor, Executive Director of the Chamber of Commerce and a Historical Society Rep. to work out a proposal for both local municipalities to review for their input re: a tall ship docked for the tourists throughout the summer months, look into the cost, etc.

Supervisor Joe McKoan agreed a good idea and glad to be on the committee, will bring back those ideas to the Board.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to contract for twenty (20) hours of Technical Support time with Network Connections, Inc. for \$2,200.00, with the Police Department charged for 75% and the General Office charged 25%. AYES: All. NAYS: None. ABSENT: None.

Moved by Pellerito, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve Change Order No. 3 in connection with Contract dated June 13, 2001 for St. Clair County Water District IIA with Lanzo Construction Co. for an additional \$6,654.17. AYES: All. NAYS: None. ABSENT: None.

Moved by Pellerito, supported by Sharrow, **MOTION CARRIED**, to approve paying the D.A.R.E. Officer Deborah Lee Humphrey for 24 ½ hours at \$14.00 an hour to complete the D.A.R.E. Program for Algonac School District. AYES: All. NAYS: None. ABSENT: None.

Drug Safety Program discussion: Community Safety Net is introducing a Drug Awareness Education for school age children, it would be a book program that would be shared by children and parents, possible solution to supplement the D.A.R.E. program. Chief Eder has not been appraised of this program, ask the Board to table it until he can review it more.

Motion by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to table the Drug Safety Program until Police Chief Eder can review the program. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to approve the Police Department purchase of a C.D.M. 1250 Control Station for the amount of \$2,412.67, cost to come out Communication Equipment. AYES: All. NAYS: None. ABSENT: None.

Moved by Pellerito, supported by Kirkpatrick, **MOTION CARRIED**, to approve St. Clair County Road Commission projects for specific roads:

- ? \$9,000 Seal Patch various locations in Clay Township
- ? \$5,400 Swath Mowing of 26 miles of local roads
- ? \$11,513.00 Berm & drainage work on local roads,  
Township's share will be \$11,513.00
- ? \$34,000 Two applications of 38% calcium chloride on 25 miles of  
local roads
- ? \$6,000 Gravel patch on local roads about 240 tons

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

Clerk Pellerito: Money left in 2001 Berm fund, Supervisor can request it be added to Match money and used towards Folkert Road ditching.

Trustee Sharrow received a comment concerning the ditch at the back of Channelview, it has been plugged by old tires, etc., should be checked. Pellerito will have Road Commission check it. Moved by Pellerito, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the reditching of 2,800' on the west side of Folkert Road. AYES: All. NAYS: None. ABSENT: None.

Moved by McKoan, supported by Kasperowicz, **MOTION CARRIED**, to approve the 2002 County Road Improvement Program. AYES: All NAYS: None ABSENT: None

Moved by Pellerito, supported by Dr. Kasperowicz, **MOTION CARRIED**, to renew the domain name for Clay Township for five years for a sum of \$85.00 under the domain name of Clay-Township.Com. AYES: All. NAYS: None. ABSENT: None.

Motion by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the Algonac Knights of Columbus Annual Tootsie Roll Sale benefiting the mentally impaired and Special Olympics conducted March 22<sup>nd</sup>, 23<sup>rd</sup>, and 24<sup>th</sup>, 2002 in Clay Township and waive the peddler fee. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to approve the Pearl Beach Lion's Club selling White Canes for The Leader Dogs for The Blind on April 6<sup>th</sup> and April 7<sup>th</sup>, any peddler fees will be waived by the Township. AYES: All. NAYS: None. ABSENT: None.

Moved by Dr. Kasperowicz, supported by Engel, **MOTION CARRIED**, to renew the Service Agreement for 2002 with Harry Meyers (H & M Lawn, Inc.) to maintain the grass and yard of the Oaklawn Cemetery and the Township Offices with no change to the cost. AYES: All. NAYS: None. ABSENT: None.

Motion by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the sum of \$4,500 to the U.S. Army Corps Of Engineers pertaining to the non-permitted activities in regulated wetlands undertaken by Pamar Enterprise, Inc. A written agreement will be provided to fully reimburse Clay Township for all expenses incurred. AYES: All. NAYS: None. ABSENT: None.

#### **BOARD MEMBER COMMENTS:**

Trustee Dr. Kasperowicz: Comments regarding the Detroit Edison monthly bills and why it was not caught by the Auditors.

Trustee Sharrow: You are confusing the auditors with bookkeepers, the Township is audited that the proper and acceptable accounting practices are used.

#### **PUBLIC COMMENTS:**

Patrick Ernie, 9474 Lakepointe Blvd. Clean-up litter problem on Folkert Road by Channelview.

Supervisor Joseph McKoan IV: Agree the tires in the ditches are a problem.

Patrick Ernie: Suggested a pedestal placed for the K of C Members and the Lion's Club Members may make them easier to see by the cars.

Susan Moreton, 7784 Farnsworth: How is Darrin Gabriel going to clean up our canal after the dredging?

Supervisor Joseph McKoan IV: Waterways are regulated by the DNR, need to contact them and report any violations occurring by Mr. Gabriel; Marine violations are DNR enforced.

Charles Lanzo, 7767 Phillips Drive: Is he going to smooth our canal or just going to leave it?

Susan Moreton: Were not notified when the DNR held public hearings, we would have been there; scraping docks, hoist stability, stirring it all up.

Charles Lanzo: 6" of ice he is pulling through there, heavy equipment causing seawall damage.

Mark Moreton: Collateral damage to us, spring pilings, etc., not in the same shape it was before.

Supervisor Joseph H. McKoan IV: Your concerns need to be addressed to the appropriate agency.

**ADJOURNMENT:**

Moved by Kirkpatrick, supported by Pellerito, **MOTION CARRIED**, to adjourn the meeting at 8:45 P.M. AYES: All. NAYS: None. ABSENT: None.

Michael P. Pellerito  
Clay Township Clerk