

Minutes of the Clay Township Board Meeting held on Monday, June 17, 2002 at 7:30 p.m. at the Clay Township at the Harsen's Island Lion's Hall, 263 LaCroix Road, Harsen's Island, MI 48028.

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

Citizens present: Forty (40).

AMENDMENTS TO THE AGENDA: None.

APPROVAL OF THE JUNE 3, 2002 MINUTES & SYNOPSIS AND THE JUNE 10, 2002 BUDGET WORKSHOP MINUTES:

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to approve the June 3, 2002 Township Board Meeting Minutes and Synopsis and the June 3, 2002 Budget WorkShop Meeting Minutes as submitted. AYES: All. NAYS: None.

BILLS PAYABLE:

Moved by Turner, supported by Sharrow, **MOTION CARRIED**, to approve the Bills Payable in the amount of \$155,057.22. AYES: All. NAYS: None. ABSENT: None.

COMMUNICATIONS:

Algonac/Clay Township Historical Society will be having Log Cabin Day on Sunday, June 30, 2002 from 11:00 a.m. to 3:00 p.m., cookies and light refreshments will be served, it is a State recognized Log Cabin Day.

OLD BUSINESS:

Moved by Sharrow, supported by Engel, **MOTION CARRIED**, to pay the \$100.00 for the 2002/2003 Membership dues to the Greater Algonac Chamber of Commerce as they do not set the boat launch rate; send a letter to the Clay Township business people who are members in the Chamber requesting them to convey a letter to the City of Algonac asking that Clay Township residents be allowed to use the boat launch without charge.

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

Expansion of Township Offices discussion: Met with Mr. Whittlesey, new suggestions to expand. Move the boardroom into the extended area, use the existing boardroom for offices. Trustee Sharrow: Good idea, the present boardroom could make four offices, eliminate scattering the Offices, employee's bathrooms could be abandoned and used for additional storage.

Motion by Dr. Kasperowicz, supported by Turner, **MOTION CARRIED**, to enter into an agreement with Whittlesey Development, Limited for all three (3) phases in the expansion plans of the current township offices for a total cost \$17,900. AYES: All. NAYS: None. ABSENT: None.

Harsens Island Fire Truck: Treasurer Turner explained bid approved last board meeting included a boat the Island Fire Department needs, we thought it should be separated, without the boat purchase the cost is \$241,487.00 strictly for the purchase of the Toyne 1,500 GPM pumper with custom chassis, with boat purchase it is \$264,457.00, a difference of \$23,970, Toyne, Inc. will provide a discount of \$7,978.00 if the whole amount is paid. Daryl DuPage explained have a 16' flat bottom boat now, cover a lot of area that is water, the 19'8" Zodiac could handle up to 19 people, would really help in rescue and fire efforts.

Motion by Dr. Leonard Kasperowicz, **MOTION CARRIED**, to approve the Harsen's Island Fire Department fire truck purchase from Toyne, Inc. for a 1,500 GPM pumper complete with 2003 HME P2-T custom chassis and a 19'8" Zodiac boat and trailer for the pre-paid amount of \$264,457.00, arrangements for the financing will be through Fifth Third Bank for a seven-year loan at a matched interest rate (4.16%) for the pre-paid amount of \$264,457.00.

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

Moved by Dr. L. Kasperowicz, supported by Kirkpatrick to approve the DPW hiring David Dare and Michael Pellerito, Jr. as part time help starting Tuesday, June 18th through August 23, 2002, 8:00 a.m. to 5:00 p.m. to assist in cleanup of the service leads installed on Harsens Island.

Amend motion to include the rate per hour will be \$13.00 for the part time DPW laborers.

VOTE ON THE AMENDMENT: AYES: All. NAYS: None. ABSENT: None.

VOTE ON THE MOTION: AYES: All. NAYS: None. ABSENT: None.

Discussion: If under eighteen can never work unsupervised, must work with another person.

MOTION CARRIED.

PUBLIC COMMENTS: Relating to any New Business on the Agenda. None.

NEW BUSINESS:

Moved by Sharrow, supported by Dr. Kasperowicz to approve the 2002/2003 Fiscal Budgets for Clay Township:

● General Fund	\$ 1,982,621.00
● Colony Bridge	59,970.00
● Colony Road	144,275.00
● D.A.R.E.	3,000.00
● Drug Enforcement	2,100.00
● Mainland Fire Department	361,149.00
● Police Department	1,863,482.00
● Downriver Recreation	196,425.00
● Oaklawn Cemetery	35,100.00
● Russell Island Fire	4,300.00
● Harsens Island Fire Department	164,841.25
● Garbage Fund	416,313.00
● Downtown Development Authority	290,000.00
● Sewer Fund	629,175.00
● Water Fund	2,156,936.00
● Employee Health Care	95,000.00
● Road Maintenance	32,610.33
● Special Lighting	1,259.00
Total	\$ 8,438,556.58

R/C VOTE ON THE ADOPTION OF THE 2002-2003 BUDGET: AYES: ALL.

NAYS: NONE. ABSENT: NONE.

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to adopt Resolution No. 2 Lazy Lane Road Maintenance Special Assessment District instructing the Supervisor and Assessing Officer to prepare a Special Assessment Roll of the property owners of the district. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to adopt Resolution No. 3 Lazy Lane Road Maintenance Special Assessment District to set the Public Hearing date to review the roll for the Special District shall be held in the Harsen's Island Lion's Hall, 262 LaCroix Road, Harsen's Island, MI on Monday, August 19, 2002 at 7:00 p.m. for the purpose of making any necessary corrections to the roll. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Discussion Master Plan Update Proposal:

Trustee Kirkpatrick: like to see other bids from planners.

Trustee Sharrow: Wade-Trim familiar with conservative and controlled growth in the Township, should not change planners in the middle of a zoning update or master plan.

Clerk Pellerito: Board members just received cost estimate, review the proposal, master plan cost will come out of the 2002-2003 budget.

Moved by Pellerito, supported by Sharrow, **MOTION CARRIED**, to postpone the decision re: Master Plan Update Proposal from Wade-Trim until the next Board Meeting. PRESENT: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Turner, **MOTION CARRIED**, to approve the Lot Split 02-02 for James Alfano, 5878 Pte. Tremble, Algonac, MI 48001. AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to amend Harsen's Island Budget for 2002-Year End as follows:

EXPENSES

211-700-706-0	FIREMENS'S SALARIES		
ADD \$983.00	=	\$10,983.00	
211-700-985-0	PERSONAL PROTECTION EQUIPMENT		
ADD \$4,017.00	=	\$ 9,017.00	

REVENUES

211-400-401-0	FUND BALANCE		
ADD \$5,000.00	=	\$31,461.00	

VOTE ON THE MOTION: AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to approve placing the waterline within the public alley of Grande Pointe Riverview Subdivision for Mr. and Mrs. John Passenger, 201 Frasier, Harsens Island, MI. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution to establishing a public hearing to be held August 19, 2002 at 6:30 p.m. at the Harsen's Island Lion's Hall, 262 LaCroix Road, Harsens Island for the purpose to hear protests for or against the vacating of said alley between Coney Avenue and Narragansett, Harsen's Island, Clay Township, St. Clair County, Michigan. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Engel, **MOTION CARRIED**, to adopt the Resolution to establish the Township Trustee's salary at \$2,280.00 per annum plus \$50.00 for any special meeting that is held on a night other than a regular meeting night. R/C VOTE: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Dr. Kasperowicz, Engel, McKoan IV. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to adopt the Resolution to establish the Supervisor's per annum salary remain at \$39,000.00. R/C VOTE: AYES: Kirkpatrick, Turner, Pellerito, McKoan IV. NAYS: Sharrow, Dr. Kasperowicz, Engel. ABSENT: None.

Moved by Kirkpatrick, supported by Dr. L. Kasperowicz, **MOTION CARRIED**, to adopt the Resolution establishing the Treasurer's salary at \$45,000.00 per annum in place of all per diem charges for services. R/C VOTE: AYES: Kirkpatrick, Turner, Pellerito, McKoan IV. NAYS: Sharrow, Dr. L. Kasperowicz, Engel. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to adopt the Resolution establishing the Clerk's salary at \$45,000.00 per annum in place of all per diem charges for services. R/C VOTE: AYES: Kirkpatrick, Turner, Pellerito, McKoan IV. NAYS: Sharrow, Dr. L. Kasperowicz, Engel. ABSENT: None.

St. Clair County Co. Marine Division has requested Harsen's Island Fire Department medical responders accompany the deputies on their patrol boats from 12:00 noon June 21, 2002 until 12:00 am June 22, 2002 for the upcoming Jobbie Nooner Party to be held on Gull Island.

Moved by Turner, supported by Kirkpatrick, to allow the Harsen's Island Fire Department Firefighters to assist on a volunteer basis the St. Clair Co. Marine Division on their patrol boats from 12:00 p.m. Noon June 21, 2002 until 12:00 a.m. June 22, 2002 to patrol the Gull Island area during the upcoming JOBBIE NOONER PARTY.

Discussion: Questioned liability.

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

MOTION CARRIED.

Moved by Sharrow, supported by Kirkpatrick, to approve the Township waiving the System Benefit Fee of \$4,500.00 to the Harsen's Island lions Club on Harsen's Island for their water tap fee.

Discussion: Trustee Dr. Kasperowicz would like to see the parts and labor waived, supported the Lion's Club in their many good things they do.

Clerk Pellerito: Water Department is not the General Fund, different budget, paid by water customers only.

Appreciate the use of the Lion's Hall for elections, meetings, etc.; contribution to Lion's Hall for using the facility, would have to bring the issue back to the Board for next year's budget.

VOTE ON THE MOTION: AYES: All. NAYS: None. ABSENT: None.

MOTION CARRIED.

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to receive and file the following Department May Reports: Building, Assessing, School Liaison, Mainland Fire, Police Incident Summary, Water April Report and St. Clair County Road Commissioners Meeting Minutes. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Pellerito, **MOTION CARRIED**, to accept the County Road Agreement for the work on Phelps and Holland Road in the amount of \$396,270.00 with \$100,000 contributed by St. Clair County and divided into a 2-year project - ditching and grading in 2002 for \$176,996; paving in 2003 for \$119,274.

AYES: Sharrow, Pellerito, Dr. Kasperowicz, Engel, McKoan IV.

NAYS: Turner, Kirkpatrick. ABSENT: None. **MOTION CARRIED.**

BOARD MEMBER COMMENTS:

Supervisor Joseph H. McKoan IV: San Souci businesses are having a parking problem, large berm there taking up room of parking; work out an agreement with the Crowns.

Trustee Sharrow: Zoning Ordinance requires a 15' green belt, owner is building a separate parking lot which would substitute for the cars parked in front of the building; it has been over a year, the Crowns had stated would be willing to share parking.

Trustee Sharrow: Set up a meeting on neutral grounds to see what can be worked out.

Trustee Engel: Downriver Recreation Commission update: Bike locks were purchased by the Algonac Police Department, 20 kids were from Clay Township.

Trustee Dr. Kasperowicz: Outfall pipe issue Algonac Harbor Club: strongly feel should not give the Harbor Club a dime.

Supervisor McKoan IV: City of Algonac postponed decision for proof of the amount of money the Harbor Club was out.

Trustee Dr. Kasperowicz: Had the easement to begin with, can't see giving them \$75,000.

Supervisor Joseph McKoan IV: Agree with you Dr., Harbor Club feels have done everything right, permits; how would a group of one (1) make the decision to proceed with a lawsuit.

Trustee Sharrow: Write a stern letter to the Sheriff's Department or County Commissioner objecting strongly to Marine Patrol which is about 80% State funded by voter registration is shut down prior to duck season in this area, leaving hunters out there in boats w/o protection, burden goes to local fire department to do their job for them; Township pays large amounts of money to a sheriff department for road control and use about 5% of, they make a good profits using it in other communities, but can't keep that boat in the water for a little extra time, should be informed of the injustice.

Supervisor Joseph H. McKoan IV: Meeting with residents from Beauregard and North Channel to discuss what if any potential ways of getting water and what we can do. Phil Porte from BMJ is here if you have questions on extending of the water lines.

PUBLIC COMMENTS:

Henry Denolf, 8344 Benson Highway: Two issues Harsens Island Water and blight. Sewer & Water fund how much comes out of the General Fund?

Answer: None, separate funds.

Trustee Sharrow; Water & Sewer are ran like a business, profit and loss.

Henry Denolf: Water should have been made available to everyone on the Island for safety and fire reasons; created a need on the Island could be a legal issue.

Request this Board to hold special hearings regarding the water issue.

Supervisor Joseph H. McKoan IV: A great deal of the Island has water.

Trustee Kirkpatrick: Not everyone on the Mainland has city water.

Supervisor McKoan IV: Could have petitions, if 20% from end of waterline to turn around want water and 80% do not, it would not be feasible to run the water. Can have BMJ do a preliminary estimate of what the costs would be. Then could circulate a petition with the costs, if 51% want it at that cost, Township would do their best to get them water.

Trustee Sharrow: How many parcels?

Supervisor McKoan: About 400.

Trustee Sharrow: Wouldn't hurt to have an informal meeting and let residents tell us whether or not they want water.

Supervisor McKoan IV: Petitions first or BMJ estimate first?

Trustee Sharrow: Would need a cost first.

Supervisor McKoan IV: I need direction from the Board re BMJ estimates to run water down Bates.

Clerk Pellerito: Question of pressure – will need a Booster station or tower; many parcels don't have road frontage, will require directional boring for additional costs, may be \$10,000 to \$14,000 for water.

Henry Denolf: Could have a Bond issue and spread costs over several years, property values will go up and there will be increased tax revenue to Township.

Clerk Pellerito: Could cause problems with Michigan Tax Tribunal.

Supervisor Joseph McKoan IV: When the cost benefit study was done by the previous adm., the cost benefit was negative for this area.

Clerk Pellerito: Original costs did not include fire protection, when fire hydrants were added the diameter of the pipes increased and that decreased the amount of reach could go.

Kathy Campbell, 8340 Benson Highway: questioned location of a water station.

John Loose, 1000 North Channel: Will Island be re-rated for fire home insurance.

Fire Chief Bruce Schweikart: Could be 18 months down the road before ISO will give the new coding.

John Loose: State Police never come on the Island, should patrol Gull Island.

Clerk Pellerito: Gull Island is owned by the Federal government.

Mario Lavinio, 1302 South Channel Drive: Water line installed, only trouble ever since, large holes dug in front of yard, foundation shifted, had no choice, never asked, pump was ruined, fire hydrant close to yard, dangerous situation.

Harry Mikolowski, 5472 Middle Channel Drive: airboats on the Island a couple of weeks ago, do not belong here, Island a very unique piece of property on this delta, need to enforce these yahoos, put pressure on the Marine Patrol and legislature to get this thing stopped, noise, danger to the environment, etc.

Henry Denolf: Will we have a cost estimate?

Supervisor Joseph McKoan IV: BMJ should have a cost estimate together.

Henry Delolf: Blight at 8348 Boydell, property owned by Steve Mahac, citation issued in 1989, lost in Court due to selective enforcement; like it revisited, it is in very poor condition again.

Mike Kras, Building Enforcement Adm.: Revised the way we will handle things, we write the whole neighborhood up, Court can't get us on selective enforcement.

Lorraine McIntosh, 8346 Bates Highway: Inside of that house at 8348 Boydell is not livable, never cleaned up from day one, camouflaged.

Deputy Police Chief Don Drake: Carp fishing contest sponsored by a Robert Miller, issued a DNR permit; noise decimal reader, don't have one, definitely received many noise complaints.

Henry Denolf: Fire recently, department did a good job.

ADJOURNMENT:

Moved by Kirkpatrick, supported by Dr. Kasperowicz, **MOTION CARRIED**, to adjourn the meeting at 9:15 p.m. AYES: All. NAYS: None. ABSENT: None.

