

Minutes of the Clay Township Board Meeting held on Monday, November 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.

ABSENT: None.

Citizens present: Twelve (12).

**AMENDMENTS TO THE AGENDA:**

Moved by Pellerito, supported by Kirkpatrick, **MOTION CARRIED**, to amend the Agenda under New Business, Item No. 6. Disposal of Impound Vehicles. AYES: All. NAYS: None. ABSENT: None.

**APPROVAL OF THE OCTOBER 21, 2002 MINS.&SYN. AND TWO PUBLIC HEARINGS:**

Moved by Kirkpatrick, supported by Pellerito, **MOTION CARRIED**, to approve the October 21, 2002 Board Meeting with a correction on page 3 to the motion setting the price to purchase a copy of the Zoning Ordinance, should state \$6.00 for a color map and to approve the 10-21-02 Synopsis as presented; approval of the Minutes for Morris-Sax Road & Bridge Maintenance Special Assessment Public Hearing and the Minutes for Beauregard and North Channel Drive Special Assessment Waterlines held on 10-21-2002. AYES: All. NAYS: None. ABSENT: None.

**BILLS PAYABLE:**

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to pay the Bills Payable in the amount of \$105,980.44. AYES: All. NAYS: None. ABSENT: None.

**PETITIONS:** None.

**COMMUNICATIONS:**

Algonac/Clay Museum will hold a Christmas Tea on Nov. 13, 2002, 2 p.m. to 4 p.m. or on Dec. 4, 2002, 7:00 p.m. to 9:00 p.m.

Township Offices will be closed Thursday, 11-28<sup>th</sup> and Friday, 11-29<sup>th</sup> in observance of the Thanksgiving Holiday.

Eagle Scout Project will be to clean up the Oaklawn Cemetery on 11-9-2002, rain date 11-23-2002.

Recycling Hours for April 15<sup>th</sup> through December 1<sup>st</sup>, yard open weekends 9:00 a.m. to 5:00 p.m. and Tues. & Thurs. Noon to 6:00 p.m.

Grand Opening Celebration of the new Farmer Jack Food Market will be held on Tuesday, November 12, 2002, 3:00 p.m. followed by a ribbon cutting ceremony.

Thank you to the ML Fire Department for their assistance on 10-1-2002. Algonac Fire Department.

Clerk Pellerito: Election Day is Tuesday, November 5, 2002, Polls open 7:00 a.m. to 8:00 p.m.

Supervisor Joseph H. McKoan IV: Thank you to all Board Members, Township Staff and citizens for their sympathy and support on the passing of my Father.

**OLD BUSINESS:**

Township Board Appointments:

Supervisor Joseph H. McKoan IV: Appointments to the Planning Commission and ZBA would like to hold off until the following Township Board Meeting, several citizens that are interested and would like to be able to talk to them before I make my nominations; recommend the re-appointments to the DDA and the Building Authority. Plan to make a recommendation for the vacancy on the DDA.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to re-appoint Dorothy DeBoyer to the Building Authority for a 5-year term expiring 12-31-2007 and the Downtown Development Authority re-appointments of Mark Thompson and Joseph C. Little to another 4-year term expiring 12-31-2006. AYES: All. NAYS: None. ABSENT: None.

Building Expand Bid Awards:

Clerk Pellerito explained changes to the original electrical bid: new pole and light fixture for \$1,550.00, electric circuit improvements – option 1 for \$450.00, option 2 for \$2,500.00 with a \$750.00 credit.

Motion by Dr. Kasperowicz, supported by Kirkpatrick, **MOTION CARRIED**, to approve the additional electrical cost from Mueller Electric of \$1,750.00 to have Option 2 – to replace both panels with new Siemens or Square D panels and breakers along with identification of all circuits - added to the original bid of \$12,000, the estimate to replace the pole and light fixture (Item “A”) is not approved; the total cost of the electric bid is \$13,750.00. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to approve the low bid of \$10,000 for the roof for the building expansion from Stanley Roofing providing there is a lifetime warranty. AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to approve the low Bid of \$23,679 for the carpentry for the building expansion work from Murdocks, St. Clair Shores, MI. AYES: All. NAYS: None. ABSENT: None.

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to approve the low bid of \$3,504 from Wes Simons for the building pad preparation of the new building. AYES: All. NAYS: None. ABSENT: None.

Bid Opening – Waste Water Treatment Plant Improvements: Bids came in excess of \$3.2 million dollars, scheduled a meeting this Wednesday to discuss this issue, how will the Board direct the Supervisor and Clerk to address the issue?

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to instruct the Township Supervisor and Clerk to work towards a re-bid if necessary to reduce the costs for the replacement and improvement of the bio-disk process for the WWTP. AYES: ALL. NAYS: None. ABSENT: None.

**PUBLIC COMMENTS:** None.

**NEW BUSINESS:**

Moved by Kirkpatrick, supported by Dr. Kasperowicz, **MOTION CARRIED**, to re-appoint Georgia Williams, Mary Kot and James Miller to serve on the Board of Review for a two-year term to expire 12-31-2004. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Turner, **MOTION CARRIED**, to approve the Civil Infraction #0032 refund request of \$25.00 for Ken Sheets under disabled vehicle; he is in compliance since the van was donated to the Purple Heart Car Donation Program and is in compliance with Ordinance #34. AYES: All. NAYS: None. ABSENT: None.

Moved by Turner, supported by Kirkpatrick, **MOTION CARRIED**, to amend the Cemetery Budget as follows:

EXPENSES

CAPITOL IMPROVEMENTS - 209-700-989-01  
ADD \$325,000.00

REVENUES

LOAN PROCEEDS/MAUSOLEUM – 209-400-695-00  
ADD \$325,000.00

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

Moved by Pellerito, supported by Engel, **MOTION CARRIED**, to adopt the Telecommunications Right-Of-Way Resolution requiring telecommunication providers to pay the Metropolitan Extension Telecommunications Right-Of-Way Oversight Authority an annual fee for facilities located within a metropolitan area.

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

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to approve Lot Split #02-13 for Michele Connelly, 9261 Field Road it meets the Zoning Ordinance.

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

Moved by Pellerito, supported by Dr. Kasperowicz, **MOTION CARRIED**, to make the arrangements with the local junkyard to remove the six (6) cars in the Impound Yard.

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

**BOARD MEMBER COMMENTS:**

Trustee Beth Engel: Still don't have the By-Laws from the Harsens Island Fire Department.

**PUBLIC COMMENTS:**

Paul Bridgman, 7985 Colony Drive: Comment regarding FOIA requesting water and sewer tap ins made on Colony Drive in 1999 to the present.

Supervisor Joseph H. McKoan IV: In other words received too much information than what you asked for, can handle that accordingly.

Tammy Gault, 8520 Anchor Bay Drive: Have a problem with the Zoning Department regarding her neighbor's property, complaints are a flag pole, shrubs, trench and a disabled vehicle, problems are not getting resolved, "why isn't something being done?"; Ms. Gault presented Mr. McKoan IV with pictures and a letter.

Supervisor McKoan IV: Each Board member will receive a copy of the letter and pictures; Mr. Kras is very professional, will give you an answer one way or another.

Tammy Gault: Been patient with Mr. Kras, not getting anywhere, he has to do his job whether he likes me or not.

Trustee Dr. Kasperowicz: Like Mike Kras and Tim Wiggle to go out and look the situation over.

Supervisor Joseph McKoan IV: Are there any zoning violations?

Tim Wiggle: Her berm is above grade, her problem is created from herself; the neighbor trimmed the bushes; flag pole – entitled to have one, not blocking her view; garbage can was uncovered, disabled vehicle, has a plate; treating Mrs. Gault no different than anyone else.

Supervisor McKoan IV: Addressed the vehicle issue.

Trustee Sharrow: ZBA can give you an interpretation of the Ordinance, Twp. Board cannot enforce the Ordinance.

Supervisor McKoan IV: Need to resolve the issue re: “inoperable vehicles”.

Tim Wiggle: Department will handle however the Board sees necessary to resolve the issue.

Supervisor McKoan IV: Advised Mrs. Gault will send you a letter with a decision, should it not be what you want to hear, next step would be a ZBA interpretation.

**ADJOURNMENT:**

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to adjourn the meeting a 8:15 p.m. AYES: All. NAYS: None. ABSENT: None.

Michael P. Pellerito  
Clay Township Clerk