

Minutes of the Clay Township Board Meeting held on Monday, January 6, 2003 at 7:30 p.m. in the Clay Township Board Room, 4710 Pte. Tremble Road, Clay Township, Michigan 48001.

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

ABSENT: None.

Citizens present: Thirty (30) including Government students.

AMENDMENTS TO THE AGENDA: None.

APPROVAL OF 12-16-2002 MINS., SYNOPSIS & PUBLIC HEARING MINS.

Moved by Turner, supported by Kirkpatrick, to approve the December 16, 2002 Minutes and Synopsis and the Public Hearing Minutes for Morris-Sax Road with the following amendments:

- Page 2, 3rd paragraph down: eliminate the 2nd Pellerito in the vote on the motion.
- Page 5, 2nd paragraph down, VOTE ON THE MOTION corrected to indicate "Kirkpatrick" voted under AYES, delete her name from the NAY vote.

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

MOTION CARRIED.

BILLS PAYABLE:

Moved by Turner, supported by Engel, **MOTION CARRIED**, to pay the Bills Payable in the amount of \$28,342.98. AYES: All. NAYS: None. ABSENT: None.

PETITIONS: None.

COMMUNICATIONS: None.

OLD BUSINESS:

Moved by Kirkpatrick, supported by Turner, **MOTION CARRIED**, to accept the low bid of \$2,950 from Ted's Painting, New Baltimore, MI to do the interior painting for the new expansion of the Township Offices. AYES: All. NAYS: None. ABSENT: None.

Lengthy discussion as to the conference table.

Trustee Kirkpatrick: Opposed to making a decision without all the specifications here; Engineer has not given us his recommendation.

Moved by Kirkpatrick, supported by Turner, to table a decision on the conference table for the new Boardroom until we have the recommendation from Ted Whittlesey, Construction Engineer or specs from Pro-Craft Laminations.

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

MOTION FAILED.

Motion by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to instruct Ted Whittlesey to give Pro-Craft Laminations the recommendation to construct the new Boardroom conference table for the cost of \$5,351. AYES: All. NAYS: None. ABSENT: None.

Audio Visual System for Boardroom discussion, Whittlesey Development attempted several contacts with another company for an audio visual bid, no response, recommendation is to go back to the original audio quotes we had from Dingeman Associates and BSB Communications Inc.

Moved by Turner, supported by Engel, **MOTION CARRIED**, to approve the bid from Dingeman Associates to install the video Broadcast system for the cost of \$14,999 and BSB Communications Inc. to install and set-up the Boardroom sound system for the cost of \$9,839.24, total cost is \$24,840. AYES: All. NAYS: None. ABSENT: None.

Waste Water Treatment Plant update: Clerk Pellerito reported Waste Water Treatment Plant Contracts have been awarded, will be moving forward with them.

Clerk Pellerito: The ratio has been established 35/35/30 for Clay/Ira/Algonac.

Water Treatment Plant discussion: \$55,080.35 due to Clay Township, suggested to City of Algonac Manager that Clay Township will take the credit in the form of two payments over the next two water bills.

Clerk Pellerito: Clay Township is depositing \$4,500 a month into the Equipment Depreciation fund, requesting permission to authorize the Township Treasurer open a joint account with the City of Algonac for the Equipment Depreciation Fund. The account would require a dual signature for withdrawals.

Treasurer Turner: What type of account; who would be in charge of it?

Trustee Sharrow: auditors could answer those questions, attorney look at Agreement.

Clerk Pellerito: Relatively new equipment, several considerations to review.

Motion by Sharrow, supported by Kirkpatrick, to open the joint account with the City of Algonac for the Equipment Depreciation Fund for the water funds pending written approval and instructions from the Township's auditor and legal council.

Discussion:

Trustee Dr. Kasperowicz: Problems when the Twp. and Algonac dissolved the Police Departments, suggest the funds be kept separate.

Treasurer Turner: Each municipality open a money market CD or account with our own money, still need two signatures, in charge of their own.

Trustee Sharrow: Investment funds are the Treasurer's responsibility to a great extent, motion does say discusses with the auditors.

VOTE ON THE MOTION: AYES: Sharrow, Kirkpatrick, Turner, Pellerito, Engel, McKoan. NAYS: Dr. Kasperowicz. ABSENT: None.

MOTION CARRIED.

HARSEN'S ISLAND BYLAWS: Treasurer Turner and Trustee Engel reported no change in the status, have met, no Bylaws, still in a working stage; Jon Burby revising the bylaws, comparing other fire department bylaws; suggested to him use ML Fire Department Bylaws, use their wording.

Trustee Engel: All we have asked for is to give us something and will go from there.

Supervisor McKoan IV: Harsens Island Fire Department to proceed with mirroring the ML Fire Department Bylaws; waited too long for the Bylaws.

Clerk Pellerito: Beauty of the ML Bylaws, attorney has already looked at them and the insurance company, are in place.

HARSEN'S ISLAND FIRE DEPARTMENT FIRE OFFICERS CLASSES: Treasurer Turner referred to the Expense Report submitted to the Board, made all the transfers to Hydrant Maintenance, Dispatching, etc. at 59.4% of Budget.

Trustee Sharrow: Three (3) line items the Office Supplies, Equipment Maintenance and Transportation Millage are over budget, surplus in Uniform Allowance, amend line items to take money from the Uniform Allowance to provide for the three overdrawn and sufficient money in the accounts for the last six months of the 2002-03 Budget.

Treasurer Turner: Probably other funds that would have extra too.

Trustee Sharrow: Spent money heavily on equipment, boat was very costly, more than we planned on, time for some belt tightening.

Treasurer Connie Turner: What if sent only one (1) Hars.Is.Firefighter this year?

Trustee Engel: Really would like to see Daryl DuPage attend the officers class.

Moved by Engel, supported by Dr. Kasperowicz to send Harsens Island Fire Department member Daryl DuPage to the Fire Officer class for a cost of \$1,320.00 plus mileage.
AYES: All. NAYS: None. ABSENT: None.

MOTION CARRIED.

Amend Budget for Harsens Island Fire Department discussion.

Moved by Sharrow, to shift the 2002-2003 Budget for the Harsens Island Fire Department as follows: transfer \$4,000 to the deficit amounts in Office Supplies, Transportation Mileage and Equipment Maintenance from Uniform Allowance.

Discussion: Clerk Pellerito: Need a more concise breakdown of the transfer.

AMENDED MOTION BY SHARROW: Amend the 2002-2003 Budget for the Harsens Island Fire Department as follows:

TRANSFER from 211-741-00 Account UNIFORM ALLOWANCE
Change from \$5,000.00 to \$500.00

211-727-00 Account Office Supplies ADD \$2,000 to \$1,500.00 = \$3,500

211-932-00 Equipment Maintenance ADD \$2,000 to \$3,500.00 = \$5,500

700-861-00 Transportation-Mileage Allowance ADD \$500 TO \$2,500 = \$3,000

Motion supported by Kirkpatrick.

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

MOTION CARRIED.

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

NEW BUSINESS:

Water Rate Computation for Year Ended 6/30/02 and Water Plant Equipment Replacement Fund: Previously discussed under Waste Water; Clerk reiterated the \$55,000 credit, will send a copy of the audit to Joe Heffernan with Plante Moran for his review.

Request from Building Inspector Michael Kras and Zoning Enforcement Officer Timothy Wiggle request to attend the MACEO Conference at a cost of \$205.00 each from March 19 through March 21, 2003; concern was the cost and again the revenue cuts.

Moved by Sharrow, supported by Dr. Kasperowicz, **MOTION CARRIED**, to postpone a decision as to the MACEO Conference until the next meeting and Mr. Kras and Mr. Wiggle will supply the Board with some pertinent information about the conference, what kind of meetings, agenda so we can see the value of it. AYES: All. NAYS: None. ABSENT: None.

Moved by Sharrow, supported by Kirkpatrick, **MOTION CARRIED**, to approve Lot Split #02-11 for Richard Szefer, 4926 Taft Road as ZBA variance was granted. AYES: All. NAYS: None. ABSENT: None.

Discussion of Township Credit Card for travel/lodging for Jon Burby and Daryl DuPage to perform the final inspection of the new Harsens Island Fire Truck. Daryl explained why it is important the truck be inspected before the manufacturer releases it, can take delivery on it and why he would like Jon Burby to inspect the truck also. The lodging and the meals may be picked up by the company. Factored in the bill to have it delivered, need to find out what credit will be due the Twp. for delivery, didn't budget travel, lodging, meals; where are these dollars going to come from?
Supervisor McKoan IV: Mutually beneficial to use Twp. credit card, no problem.
Clerk Pellerito: Credit card not the issue, paid in the bid for the delivery, cost factor built into our original bid, how much value is that?

Trustee Kirkpatrick: Asking to book a flight in advance, even if does get a delivery credit back, still requires approval of the Board, don't have a problem with him using the credit card.

Issue is where do we get the money and already paid to have it delivered.

Trustee Dr. Kasperowicz: Per the contract: deliver a good truck product.

Treasurer Turner: Contract states on-site inspection. Asked Daryl to find out how much is the cost in the contract for the delivery?

Motion by Turner, supported by Kirkpatrick, providing Daryl DuPage can get an approximate delivery time or inspection time to go to Iowa for the fire truck, Treasurer Turner will book the air flight for Daryl DuPage and Jon Burby not to exceed \$500.00 for the two round trip air tickets.

Discussion: Board's concerns:

Don't know the cost on anything; where will the money come from?

Reimburse the amount through the Uniform Allowance or their contingency.

Consensus does not need to be voted on today.

Daryl to find out the dollar amounts, will find out exactly what it will cost and the credit for delivery, bring back to the Board.

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

MOTION FAILED.

BOARD MEMBER COMMENTS:

Trustee Dr. Kasperowicz: Questioned Water Treatment Plant building addition, who is going to pay for it?

Clerk Pellerito: Tetra Tech and Memcore, not going to cost Clay any additional money.

Trustee Dr. Kasperowicz: How come the engineer could not see there was a problem?

Supervisor J. McKoan IV: Clay paid for what we needed, contract with the City of Algonac, nothing to do with the construction and design, we are customers already paid, want to work the problems out, make sure we get what we contracted for.

Trustee Kirkpatrick: Outfall Lawsuit, any letters been written?

Supervisor Joseph McKoan: Don Maronde is having a meeting tomorrow, they know what this Board's decision was, will let us know tomorrow the outcome.

Trustee Kirkpatrick: Questioned the water line breaks on Harsen's Island.

Clerk Pellerito: Not the welds on the pipes, the pipe is contracting and expanding, meeting with BMJ shortly to solve the problem together.

Supervisor Joseph McKoan: Directional boring was just too long, will be discussing problem and hopefully can come to a resolve.

Clerk Pellerito: Could be an engineering problem and not ParMar's fault, advised pipe of choice by engineer.

Trustee Kirkpatrick: Asked Supervisor .McKoan if he would be meeting with the Engineering Co. regarding the water pipe advised to use and if Engineering will be paying for the cost due to the error?

No concrete answers as of now, when secure those answers will let the Board know.

Trustee Dr. Kasperowicz: Asked DPW Supervisor if the pipe was a problem, how come changes weren't made?

Supervisor DeBoyer: Didn't know at the time this would be the problem, had some questions, supposedly those questions were answered, not aware of this problem before.

Trustee Dr. Kasperowicz: Rely on the engineering firm to guide us in the right direction. No problems except the directional boring.

Trustee Sharrow: Revenue sharing cuts \$30,000 or more, DNR not paying tax, BCBS increases, how do we decide where to do cuts?

Supervisor Joseph H. McKoan: Something we have to really look at, State not going to pay their Swamp Tax, variety of ideas that have been discussed, certainly is a concern, expansion, Colony Tower, Phelps Road, etc.

Trustee Sharrow: Look into the economical cutting, office hours, supply, etc.

Clerk Pellerito: Like to see a committee from the Board to meet and go over some ideas for cutting the budget and bring back some suggestions to the whole Township Board.

Trustee Sharrow: Where do we stand on the water quality permit that has to be filed by March 10th?

Supervisor Joseph H. McKoan IV: Jim Jones spearheaded the water quality issue, need direction as to which of these proposals to carryout in this area; Consultant in the Port Huron area can give us this guidance.

Trustee Sharrow: Wade-Trim consultants can do this too.

Trustee Sharrow: Garbage contract will expire, find the best price, special assessment will not cover it, have to begin the whole special assessment process over again. Possible to put it on the next agenda and put it out to bid?

Colony Tower: grant writing could we get in touch with those folks having the knowledge for writing a grant and see if still interested in volunteering their services.

Supervisor Joseph H. McKoan: DDA meets 2nd Tuesday of January, request \$250,000 from DDA for capital improvement to the Township offices.

Ad Hoc Committee to investigate cost cutting ideas: Trustee Beth Engel, Trustee Cindy Kirkpatrick and Trustee Pat Sharrow.

Clerk Pellerito: Next meeting like to investigate Township planners, don't want to cut services to residents.

Water Shed meeting moved to January 22nd, should help answer some questions re: the water quality permit.

Treasurer Turner: Supposedly it was in the paper either the State or Federal was stopping the water quality permit as it was a waste of money.

Trustee Dr. Kasperowicz: Need to notify citizens DEQ is not paying their "swamp property tax", Like to place an ad in the newspaper.

Clerk Pellerito: Flooding situation on Stone and High Road, County Drain Commissioner is going to fix the problem for a cost of \$138,000 and the Drain Commission is going to pick up the tab.

Clerk Pellerito: Phelps Road paving, per Don DeSnyder the road will be taken care of no matter what it takes will bring it in at the project cost, \$80,000 more than what we originally signed.

ADJOURNMENT:

Moved by Kirkpatrick, supported Engel, **MOTION CARRIED**, to adjourn the meeting at 8:50 p.m. AYES: All. NAYS: None. ABSENT: None.

Michael P. Pellerito
Clay Township Clerk