

**Minutes of the Clay Township Regular Board Meeting Held on Monday January 16, 2006
in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, MI 48001**

ROLL CALL

PRESENT: Supervisor Jon Manos, Clerk Michael Pellerito, Treasurer Connie Turner, Trustee Patricia Sharrow, Trustee John Makuch, Trustee Jay DeBoyer, Trustee David Dare.

ABSENT: None

BILLS PAYABLE

Motion by Turner, supported by Makuch, to pay the bills in the amount of \$145,038.78.

ROLL CALL VOTE

AYES: Sharrow, Makuch, Turner, Pellerito, DeBoyer, Dare, Manos.

NAYES: None

MOTION CARRIED

PUBLIC COMMENTS

1. Louis Paquette formal request to address the Board.
Katherine and Louis Paquette, Bay Lane, New Baltimore
Whitey Simon, 4722 Green Dr., Harsens Island
Nelson Templeton, 2590 South Channel, Harsens Island

CONSENT AGENDA

Motion by Turner, supported by DeBoyer, to accept the Consent Agenda as submitted with a comment on the Algonac Community Center Report, we contribute money to this building. Under Building Maintenance and Ground Improvement, Lifeguard shorts, what does that have to do with Building maintenance, should be pool.

AYES: All

NAYES: None

MOTION CARRIED

Manos: The State Tax Commission came in and audited the Assessor Department and they were given a perfect score and a certificate of achievement.

Had a meeting with Representative Candice Miller on FEMA. Everything is still moving forward. Phil Pavlov and a number of State Representatives put together a supportive resolution and it was adopted in late November. We're trying to move this across the state, believe Macomb County will have on their agenda either this month or next.

OLD BUSINESS

Manos: Recommend we move #1 and #2, Harsens Island Fire Department requests to New Business under #10 and #11.

Motion by Makuch, supported by Dare, to move items #1 and #2 under Old Business to New Business #10 and #11.

AYES: All

NAYES: None

MOTION CARRIED

2. Clean Water Action Canvass

Pellerito: Few weeks ago approved request to allow this committee to canvass in Clay Township. Have had problems with them coming to homes late in the evening, asked them to refrain after 7:00 p.m, have not complied. Under Ordinance have ability to revoke approval and have a public hearing. If they come after 7:00 p.m., call Clay Township Police and ask to have them removed.

NEW BUSINESS

1. Executive Session

Motion by Pellerito, supported by Makuch, to recess and go into Executive Session for the purpose of discussing pending litigation with the Township Attorney.

ROLL CALL VOTE

AYES: Makuch, Turner, Pellerito, DeBoyer, Dare, Sharrow, Manos

NAYES: None

MOTION CARRIED

Adjourned to Executive Session at 8:15 p.m.

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Motion by Pellerito, supported by Turner, to reconvene the Regular meeting at 8:52 p.m.

AYES: All

NAYES: None

MOTION CARRIED

Manos: Discussed Court of Appeals decision to award back pay for a Police Officer.

Motion by Makuch, supported by Sharrow, to direct the Attorney to file a claim of appeal with the Michigan Supreme court regarding the recent Court of Appeals decision.

ROLL CALL VOTE

AYES: Turner, Pellerito, DeBoyer, Dare, Sharrow, Makuch, Manos

NAYES: None

MOTION CARRIED

2. Building Administrator request to attend MSFA conference

Motion by Turner, supported by Pellerito, to allow the Building Administrator to attend the Michigan Stormwater Floodplain Association conference at a cost of \$75.00 plus lodging.

AYES: All

NAYES: None

MOTION CARRIED

2. Assessor request to attend Board of Review Training

Pellerito: Cottrellville Township requested Clay Township Board of Trustees split cost of this training workshop at a cost of \$30.00

Motion by Pellerito, supported by DeBoyer, to allow this training and all further training for the Assessor to be split with Cottrellville Township Board.

AYES: All

NAYES: None

MOTION CARRIED

3. Makuch Memo

Manos: Memo concerning placing Public Comments at the end of the agenda and also before New Business.

Makuch: Had a number of comments on this, believe the change came about because of people using the podium to make personal attacks. Don't have a problem putting Public Comments back where they were, but with the restrictions of one trip to podium and a limit of 3 minutes. If people start making personal attacks that should not be tolerated and the Chairman or any Board member should request it be stopped.

Manos: One consideration should be, not speaking to the same subject twice.

DeBoyer: Would ask the public to use the first Public Comments to address New Business, you may enlighten us, don't beat us up after a decision. Tell us what you are looking for.

Sharrow: It should be comments and facts, not questions about what you are going to do on this one. The purpose is to give us information. Comfortable with Public Comments at end.

Definitely 3 minute limit, don't bring up the same subject over and over.

Motion by Sharrow, supported by Turner, to place Public Comments before New Business and at the end of the meeting with the restriction that we don't speak twice to the same issue, with a 3-minute limit.

AYES: All

NAYES: None

MOTION CARRIED

5. DPW Supervisor contract

Manos: Have negotiated a three-year contract with the DPW Supervisor bringing it closer to the other Department Heads contracts. Eliminated accumulation of compensatory time, required to assume full obligation for the operation for the Water Department, no overtime. Mirror of Water Department Union Contract except for wage scale. Jon has accepted the contract provisions.

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Motion by Makuch, supported by Pellerito, to accept the contract for Jon DeBoyer, DPW Supervisor as presented.

ROLL CALL VOTE

AYES: Pellerito, DeBoyer, Dare, Sharrow, Makuch, Turner, Manos

NAYES: None

MOTION CARRIED

6. Purchase Computers for Building Department

Pellerito: Purchasing two Dell computers at \$299.00 each, no monitors, XP Home Edition. Moving one from Building Department to the front counter, the second will go to the Water Department, need an upgrade in the software in order to power the reader for meters.

Motion by Pellerito, supported by Dare, to buy two Dell Computers for \$600.00 under the Governmental rate.

AYES: All

NAYES: None

MOTION CARRIED

7. Harsens Island Fire Department request to Amend Budget

Manos: Had previous discussion about maintaining line items. This training exceeds the line item, don't want to play checkers with the line items, need to improve the fund balance.

Makuch: Agree and disagree. Fiscal fortitude says must keep within budget and line items; sometimes have to weigh the advantages against the disadvantages. In this case can have 7 people trained and avoid travel costs, being done at Fire Station. Not brought up at budget time because the facility had to be certified.

Motion by Makuch, supported by Dare, to move \$2,500.00 from Personal Protection Equipment, line item 985 to Education and training, line 960, give a balance of \$5,220.00.

Manos: We started out with \$4,000 +, spent appreciable amount, balance of \$2,720.00, now choosing to move another \$2,500.00, we will have \$460.00 left in training budget for the next six months. Don't think it is realistic to move money into the Radio fund where already gone over in expense in six months. Had carry over from last year to this year; agreed to stay within budget.

Pellerito: Deficit carried over from last year, some training done and refused payment until this budget year. Are we going to play catch up again?

Sharrow: Also have a couple things on insurances etc, no ones fault, but have to have money for them. Need to be conservative, money is not as abundant as once was, not in favor of raising anyone's taxes to pay.

Manos: Lighting upgrade, personal protection equipment and the tower repair can be handled through the budget without an amendment. We're dealing with transferring money and then immediately spending it?

DeBoyer: Do seven people need training?

Turner: Need that many for the training at this location.

Makuch: Don't want to set a precedent by doing this but think it is worthwhile.

Sharrow: Can do it in August or September and plan for it. Would like to long range planning.

Pellerito: Last year we had this expense and we said not going to for it, then put it in this year. Had that not happened money would be there. Training was arranged for and paid for without Board approval.

Manos: One line item is depleted now.

Turner: Personal Protection equipment, applied for a grant, have to be able to pay 10% of that grant which shows in that line item, that's why they want to transfer it.

Dare: Not an emergency just an opportunity. Have money from what was set aside for the grant. Personal transportation different opinion, don't think we should pay gas money; education yes, gas no.

ROLL CALL VOTE

AYES: DeBoyer, Dare, Makuch, Turner

NAYES: Sharrow, Pellerito, Manos

MOTION CARRIED

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8. Harsens Island Fire Department Request to Purchase Lighting Upgrade

Motion by Makuch, supported by Turner, to approve the purchase of 14 ballast transformers and 30 placement light bulbs from Grainger for a cost of \$674.24 and to come from line 934-01.

AYES: All

NAYES: None

MOTION CARRIED

9. Harsens Island Fire Department request to Purchase Scott Face and Super Pass II

Motion by Makuch, supported by Dare, to purchase 7 Scott Face piece #AV3000 at \$170.00 each and 10 Super Pass II with heat and motion at \$232.00 each from West Shore Fire, for a total of \$3,510.00 plus shipping from line 985-00.

AYES: All

NAYES: None

MOTION CARRIED

10. Harsens Island Fire Department request for Base Station Repair

Motion by Makuch, supported by Dare, to repair the base station antenna, cable and encoder for a total cost of \$1,605.00 by V&W Tower from contingency fund.

AYES: All

NAYES: None

MOTION CARRIED

11. Harsens Island Fire Department request for EMT Training

Motion by Makuch, supported by Dare, to approve EMT training at Harsens Island Fire Department for 7 individuals for a cost of \$4,760.00 and travel costs not to exceed \$1,000.00.

AYES: Dare, Makuch, Turner, Pellerito, DeBoyer

NAYES: Sharrow, Manos

MOTION CARRIED

12. Budget review and Cost reduction Alternatives

Manos: Looking to re-evaluate costs. Have different issues, in the general offices and others and in the Police Department we have a settlement to consider where the dollars will come from. Jay DeBoyer, John Makuch and Mike Pellerito will be the committee to bring back some ideas.

Motion by Sharrow, supported by Dare, to have that committee and hope cost cutting and some long range planning will be brought back.

Pellerito: Already have some ideas.

Manos: Looking at a number of different areas.

AYES: All

NAYES: None

MOTION CARRIED

BOARD MEMBERS COMMENTS

Turner: Survived a week of training on the BS&A system

Sharrow: Congratulations to students that stayed to end of meeting. Did the county agree that there should be a road sign at Benoit and Stone?

Manos: Spoke to Don and he will take care of it.

Sharrow: Heard anything on traffic light?

Pellerito: No, but they are still working on it.

Dare: What about the sign out front?

Pellerito: Waiting for the DDA.

ADJOURNMENT

Motion by Makuch, supported by DeBoyer, to adjourn the meeting at 9:35 p.m

AYES: All

NAYES: None

MOTION CARRIED

Michael P. Pellerito
Clay Township Clerk