

**Minutes of the Clay Township Regular Board Meeting held on Monday February 6, 2006
in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, Michigan
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 \$95,090.94.

ROLL CALL VOTE

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

NAYES: None

MOTION CARRIED

CONSENT AGENDA

Supervisor Manos asked for a moment of silence in memory of Kathy Gracki, a Clay Township Dispatcher, who passed away last week.

Motion by Makuch, supported by Dare, to approve the Consent agenda as submitted with Clerk Pellerito reading the notice of the St. Clair County Fire Departments and Tri-Hospital EMS food drive.

AYES: All

NAYES: None

MOTION CARRIED

Manos: Acknowledgement of Mike Kras for receiving a Certificate of completion of the IDEP course.

OLD BUSINESS

1. Farmland/Open Space Preservation – St. Edwards Order

Makuch: Questioned amount of farm land and if file with IRS as farm.

Sharrow: Who is qualified to determine if these crops are being farmed?

Manos: Difficult for this Board to determine.

DeBoyer: If this goes forward what does it mean for taxes.

Assessor Schutt: Nothing changes, Township doesn't lose money.

DeBoyer: See this as a positive; question of how much is farmland.

Manos: Cautioned creating farmland, open space okay. Questioned how much wetlands.

Assessor: Back half.

Sharrow: Preservation of land is good thing but for 10 years not 25.

Motion by Sharrow, supported by DeBoyer, to approve this application for Farmland/Open space Preservation for ten years.

ROLL CALL VOTE

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

NAYES: Makuch, Manos

MOTION CARRIED

2. MDOT Billing Proposal

Manos: We sent this for review, they did remove \$120.00, and final settlement offer is \$2,680.07.

Motion by Turner, supported by Makuch, to pay the MDOT bill in the amount of \$2,680.07 from the Water Department Fund and amend their budget.

AYES: All

NAYES: None

MOTION CARRIED

3. FEMA Update

Manos: Will be an article in the Detroit Free Press, met with Representative Miller. Received a generic response from Governor.

4. Budget Review Committee Suggestions

Makuch: Goal is to look at ways to lower operating costs without compromising services.

Suggest following USGSA guidelines for travel. If a class is required for certification, okay.

DeBoyer: Certain courses benefit individual; are they mandatory or elective. Expenses through the roof, revenues are not.

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Sharrow: Appointed Board Members receive a stipend, could share costs.

Motion by Makuch, supported by DeBoyer, to approve the Township reverting to the USGSA to establish a baseline for travel expense.

Pellerito: Food allowance and Hotel allowance is \$70.00 per day for hotel, plus tax, \$39.00 per day for food except days 1 & 3, it is \$25.00. Township pays mileage at thirty cents per mile.

DeBoyer: USGSA guidelines are per city.

AYES: All

NAYES: None

MOTION CARRIED

Manos: Will also look at association memberships and magazine subscriptions. Fulltime Zoning Administrator should be put back with Building Administrator or work fewer hours.

Sharrow: Against one person doing both, too much combined duties.

DeBoyer: Would be an aid to us financially, don't think we are benefiting from money spent.

Pellerito: Department quite slow, don't need two full time people, not logical. Merge departments, layoff Mr. Wiggle and bring back as needed.

Motion by Pellerito, supported by Makuch, to return the two departments together, give Mr. Wiggle two week severance package along with any vacation or personal time earned through this week.

Sharrow: Mike Kras will assume duties of two departments at same salary?

Pellerito: Amend Motion: two departments, Building and Zoning, with one head.

Makuch: Support amended motion

AYES: All

NAYES: None

MOTION CARRIED

Turner: Sent brochures about the Mausoleum to the funeral homes.

Makuch: Looking at permit and fee structure, will do comparative analysis.

Pellerito: Bring back mausoleum also passport and notary services. Putting a read only computer in the lobby to search property cards. Allows self-service and frees up personnel.

5. Attorney request RE: Water Plant

Discussion on settlement of Algonac Water Plant.

Motion by Makuch, supported by Turner, to approve Attorney McNamee file an action in the St. Clair County Circuit Court to protect and safeguard the Township's legal rights and remedies.

AYES: All

NAYES: None

MOTION CARRIED

PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS

None

NEW BUSINESS

1. Tax Information Via Internet

Pellerito: All applications available through BS&A, suggest we go with Option A, no cost to Township, users pay a fee.

Motion by Pellerito, supported by Makuch, to approve Township going with BS&A Option A to display our database on the Web.

AYES: All

NAYES: None

MOTION CARRIED

2. Request to waive ZBA Application fee

Manos: Gave update on what has transpired with Mr. Paquette.

Motion by Sharrow, supported by Makuch, to deny request to waive fee.

AYES: All

NAYES: None

MOTION CARRIED

3. Michigan Association of Planning Training

Motion by Makuch, supported by Dare, to approve the Michigan Association of Planning class at a cost of \$69.00 for Anthony Antkowiak and Joanne Shirkey. No mileage to be paid.

AYES: All

NAYES: None

MOTION CARRIED

4. Apex Assessor Sketch Software Renewal

Motion by Turner, supported by Dare, to approve \$430.00 for Maintenance renewal of the Apex Software.

AYES: All

NAYES: None

MOTION CARRIED

5. Storm Water Permit

Motion by Makuch, supported by DeBoyer, to pay the application fee of \$2,000.00 for the Annual Storm Water Discharge Permit.

AYES: All

NAYES: None

MOTION CARRIED

6. Township/County Road Commission Meeting

Manos: This is the annual meeting of the Townships and Road Commission; notify the Road Commission the Township will attend the meeting on Thursday, March 9, 2006, 3:00 pm – 5:30 pm.

7. Metro Planning Winter Workshop

Motion Sharrow, supported by Makuch, to approve Planning Commissioners attending the Metro Planning Winter Workshop at a cost of \$10.00 per person, supplying their own transportation.

AYES: All

NAYES: None

MOTION CARRIED

8. BS&A Invoice

Motion by Turner, supported by Sharrow, to approve paying the BS&A invoice in the amount of \$1,480.00.

AYES: All

NAYES: None

MOTION CARRIED

9. Local Road Improvements

Motion by Pellerito, supported by Makuch, to approve \$6,000.00 for various Township road improvements; Shnickenberger, replace cross road pipe, \$1,600.00; Venice – (a private road, coming out of their road account) various road work, \$800.00; Bruckner Island – (a private road, coming out of their road account) various maintenances per Township, \$3,000.00; Bates Highway, parking area at end per Township request, \$2,500.00.

ROLL CALL VOTE

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

NAYES: None

MOTION CARRIED

10. Annual Permit for State Highways

Motion by Pellerito, supported by DeBoyer, to approve the resolution for the annual permit for work on State Highways.

ROLL CALL VOTE

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

NAYES: None

MOTION CARRIED

11. Rezoning – Map Amendment Ordinance

Motion by Sharrow, supported by Makuch, to adopt ordinance 123-15, rezoning parcel 74-14-640-0005-000 from Small Business C-2 to General Business C-3, it is consistent with the Township and County Master plans.

ROLL CALL VOTE

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

NAYES: None

MOTION CARRIED

12. Mainland Fire Department request for Fire Fighter I Course

Motion by Makuch, supported by Dare, to approve Fire Fighter I class for Denise Marcinkoske at a cost of \$645.00 including a textbook.

AYES: All

NAYES: None

MOTION CARRIED

13. Mainland Fire Department request to approve William John as trainee

Motion by Makuch, supported by Dare, to approve William John as a trainee.

AYES: All

NAYES: None

MOTION CARRIED

14. Network Connections Billing

Motion by Turner, supported by Sharrow, to approve \$2,200.00 for service work.

AYES: All

NAYES: None

MOTION CARRIED

15. North Channel Yacht Club request for boring

Pellerito: They are looking for an easement from us to allow them to go under the water and sewer line.

Sharrow: Is a bond required?

Pellerito: Project Control will require the company that is doing the boring to have proper bonding.

Motion by Pellerito, supported by Makuch, to instruct the Clerk to enter into an easement agreement with North Channel Yacht Club and request bonding.

AYES: All

NAYES: None

MOTION CARRIED

16. North Channel Yacht Club request for assistance in purchasing Buoys

Motion by Makuch, supported by Dare, to inform the North Channel Yacht Club that this year the Township will not be able to assist with purchasing buoys.

AYES: All

NAYES: None

MOTION CARRIED

17. Mainland Fire Department request for computers

Motion by Dare, supported by Sharrow, to postpone this to the next meeting when will have had a chance to go over this with Chief Edler.

AYES: All

NAYES: None

MOTION CARRIED

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18. Clay Township Storm Water Pollution Prevention Initiative Resolution

Pellerito: Were told it would cost \$8,000.00 to do the SWPPI, Mike Kras said we can do it and it is done.

Motion by Pellerito, supported by DeBoyer, to approve the resolution for the Anchor Bay Watershed Storm Water Pollution Prevention Initiative.

ROLL CALL VOTE

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

NAYES: None

MOTION CARRIED

19. Computer Wiring

Pellerito: It will cost \$300.00 to run line to hallway and a secondary line to the Deputy Clerk's office from Network Solutions.

Motion by Pellerito, supported by Makuch, to approve \$300.00 to run a computer line to the hallway for the public computer and a secondary line to the Deputy Clerk's office.

AYES: All

NAYES: None

MOTION CARRIED

20. Office Contract Merit Evaluation Procedure

Manos: Either party in the contract has the right to opt out and out Attorney will notify the Union that we are opting out on using the merit system to determine pay increases.

Motion by Makuch, supported by Dare, to inform the Clay Township Professional Staff's union that the Township is exercising their right to opt out of the merit system.

AYES: All

NAYES: None

MOTION CARRIED

21. Resolution #4 Aquatic Management, Anchor Bay Drive

Motion by Sharrow, supported by Dare, to certify the roll and adopt Resolution #4, Aquatic Management Canal Between Anchor Bay Drive and Farnsworth special assessment district.

ROLL CALL VOTE

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

NAYES: None

ABSTAIN: Makuch

MOTION CARRIED

PUBLIC COMMENTS

Whitey Simon, 4722 Green Drive, Harsens Island

Richard Baker, 9212 Stone Road, Clay Township

BOARD MEMBER COMMENTS

Turner: Police Department received two grants; \$14,585.32. Need to know how many trees have been removed in Clay Township because of the Emerald Ash Borer.

Pellerito: The lighthouses have been sea walled and superstructure complete.

There will be boat races on June 3rd and 4th.

ADJOURNMENT

Motion by Makuch, supported by DeBoyer, to adjourn the meeting at 9:37 pm.

AYES: All

NAYES: None

MOTION CARRIED

Michael P. Pellerito
Clay Township Clerk