

**Minutes of the Clay Township Regular Board Meeting Held on Tuesday September 5, 2006
in the Clay Township Meeting Hall 4710 Pointe Tremble Road, Clay Township, Michigan**

ROLL CALL

PRESENT: Supervisor Manos, Clerk Pellerito, Treasurer Turner, Trustee Sharrow, Trustee Makuch, Trustee Dare

ABSENT: Trustee DeBoyer

Citizens: 40

BILLS PAYABLE

Motion by Turner, supported by Makuch, to pay the bills in the amount of \$81, 135.81.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

CONSENT AGENDA

Motion by Sharrow, supported by Makuch, to accept the Consent Agenda as submitted.

AYES: All

NAYES: None

MOTION CARRIED

OLD BUSINESS

1. Lucas Homes Request for Refund

Sharrow: There was a public hearing, an ad and the cost of mailing, if we refund the taxpayers are paying these costs rather than the developer.

Manos: This is an unusual situation, we didn't have Conditional Rezoning yet was allowed to apply and was sent to the Planning Commission.

Motion by Dare, supported by Pellerito, to refund \$1,660.00 to Lucas Homes for the Conditional Rezoning application

ROLL CALL VOTE

AYES: Makuch, Turner, Pellerito, Dare, Manos

NAYES: Sharrow

ABSENT: DeBoyer

MOTION CARRIED

PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS

None

NEW BUSINESS

1. Central Dispatch

Pellerito: Central Dispatch Authority has established By-laws; I have been Township representative, By-laws require a criminal justice agency member, putting Clay Township and Port Huron on an even status within the Board composition. I made too many waves at Central Dispatch Authority meetings.

Motion by Makuch, supported by Dare, to accept the resignation of Michael Pellerito as the Clay Township representative to the Central Dispatch Authority.

Manos: Have reservations about this but Clay Township was outvoted.

AYES: All

NAYES: None

MOTION CARRIED

Motion by Pellerito, supported by Makuch, to appoint Chief Don Drake as the Clay Township representative to the Central Dispatch Authority.

Pellerito: Know Chief Drake will do a good job; he knows what we have here and will represent us well.

AYES: All

NAYES: None

MOTION CARRIED

Minutes of the Clay Township Regular Board Meeting Held Tuesday September 5, 2006
Page 2

2. Reimbursable OWI Expense

Pellerito: Only question on this is should it be established by ordinance or follow the state law; believe should use the state statute.

Motion by Pellerito, supported by Makuch, to follow the state statute MCL 769.1f(8) to collect cost of prosecution for OWI.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

3. Hazard Mitigation Resolution

Manos: Part of Homeland Security, need this plan to receive funding.

Motion by Sharrow, supported by Turner, to adopt the resolution adopting the Hazard Mitigation Resolution.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

4. Adoption of National Incident Management System

Motion by Makuch, supported by Dare, to adopt the National Incident Management System resolution.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

5. Criminal Justice Information System Ordinance

Pellerito: This will allow us to establish fees for Live Scan, the fingerprint system that is now required for several occupations.

Motion by Pellerito, supported by Dare, to adopt Ordinance 125, Criminal Justice Information system with the effective date of October 13, 2006.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

6. Resolution to Amend Ordinance No. 122

Pellerito: There are no changes to the existing charges, this allows for fees for data lines only.

Motion by Pellerito, supported by Makuch, to amend Ordinance No. 122 and it will become effective 30 days after publishing.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

7. Resolution to Amend Ordinance No. 47

Pellerito: Changes Soil Removal Permit expiration date from March 31st, when there may still be ice and snow and wet conditions to May 31st.

Motion Sharrow, supported by Makuch, to adopt the resolution to amend Ordinance No. 47 to change the expiration date to May 31st of each year.

ROLL CALL VOTE

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

NAYES: None

ABSENT: DeBoyer

MOTION CARRIED

Minutes of the Clay Township Regular Board Meeting Held Tuesday September 5, 2006
Page 3

8. "We are Here Foundation" Update

Manos: Information on Gull Island status; Corp of Engineers owns island; We are Here Foundation tried to make it a family area. Jobbie Nooner held there, Clay Township made it clear wanted no part of patrolling, would respond to "as needed" calls only.

Information on actions of Harsens Island Fire Department patrolling; Township policy has not changed. Policy needs to be enforced.

Makuch: Have they been paid? This is first heard about this, they had no business patrolling. Am embarrassed by this.

Manos: Just got the information last week.

Dare: Just a phone call away.

Makuch: Should send a letter saying no more of this. Dave and I are Fire Commissioners, like to be informed.

PUBLIC COMMENTS

Leonard Kasperowicz, 6603 Dyke Road: Comments on Gull Island, Real Estate values down, when will taxes go down, FEMA.

Mark Ketterer, 6139 Swartout Road: Comments on McKinley Farms PUD application and waste water treatment plant. Fred Fuller does not support.

Edwards, 6242 Swartout Road: Comments on McKinley Farms PUD

Dee Edwards, 6242 Swartout Road: Comments on McKinley Farms PUD

Eddie Cigut, 5135 Pointe Tremble Road: Comments on condition of adjoining property.

BOARD MEMBER COMMENTS

Pellerito: Met with insurance agents today, will bring to Board plan for savings with no cuts in benefits. Received information that audit was very good, final results in approximately 2 weeks. Mainland Fire Department Motorcycle Poker Run this weekend. Funds used to buy equipment for Fire Department.

Manos: Have received positive comments on sidewalk, done with DDA monies.

Dare: Thank you to those who came out tonight and made Board aware of concerns.

ADJOURNMENT

Motion by Makuch, supported by Dare, to adjourn the meeting at 8:55 p.m.

AYES: All

NAYES: None

MOTION CARRIED

Michael P. Pellerito
Clay Township Clerk