

**Minutes of the Clay Township Regular Board Meeting Held on Monday November 5, 2007  
in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, Michigan**

Supervisor Manos called the meeting to order at 8:00 p.m.

**ROLL CALL**

PRESENT: Supervisor Jon Manos, Clerk Michael Pellerito, Treasurer Connie Turner, Trustee Thomas Krueger, Trustee Jay DeBoyer

ABSENT: Trustee John Makuch, Trustee David Dare

Citizens: 30

**BILLS PAYABLE**

**Motion** by Turner, supported by Krueger, to pay the bills in the amount of \$104,411.91

ROLL CALL VOTE

AYES: Krueger, Turner, Manos, Pellerito, DeBoyer

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

**CONSENT AGENDA**

**Motion** by Turner, supported by Krueger, to approve the Consent Agenda as presented

AYES: All

NAYES: None

**MOTION CARRIED**

Manos: Reviewed letter from Attorney McNamee regarding BMJ, questioned what the Board would like to do.

Consensus was to move ahead

Manos: Reviewed letter from Attorney McNamee regarding Tetra Tech and the Algonac Water Plant and possible mediation.

Pellerito: Would it be a 50/50 split of cost?

Manos: Will have to find out. Does the Board want to move ahead?

Consensus was to move ahead

Manos: Received letter from Ron Nelson indicating he does not want to be considered for reappointment to the ZBA. He has served many years and would like to recognize his service.

**OLD BUSINESS**

**1. Police Command Contract**

**Motion** by Pellerito, supported by DeBoyer, to adopt the agreement between Clay Township and the Michigan Association of Police Officers effective dates July 1, 2007 through June 30, 2010.

ROLL CALL VOTE

AYES: Turner, Manos, Pellerito, DeBoyer, Krueger

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

**2. Engineering Standards Ordinance**

**Motion** by Krueger, supported by DeBoyer, to adopt the Resolution to adopt Ordinance No. 129 Clay Township Engineering Standards Ordinance

ROLL CALL VOTE

AYES: Manos, Pellerito, DeBoyer, Krueger, Turner

NAYES: None

ABSENT; Makuch, Dare

**MOTION CARRIED**

**3. Engineering Fees Resolution**

**Motion** by Krueger, supported by DeBoyer, to adopt the resolution establishing the Engineering Fees as stated

ROLL CALL VOTE

AYES: Pellerito, DeBoyer, Krueger, Turner, Manos

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

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**PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS**

Norman Rhodes, 3206 South Channel: Comments on #14, Planning Commission Appointment

**NEW BUSINESS**

**1. Gore Canal Special Assessment Resolution #2 to Prepare the Roll**

**Motion** by Turner, supported by DeBoyer, to adopt Special Assessment Resolution #2 asking the Supervisor to prepare the roll

ROLL CALL VOTE

AYES: Krueger, Turner, Manos, Pellerito, DeBoyer

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

**2. Gore Canal Special Assessment Resolution #3 to set Public Hearing**

Manos: Next is resolution #3 to set the Public Hearing where you can object to your assessment and that will entitle you to go to the Michigan Tribunal

**Motion** by Pellerito, supported by Turner, to adopt resolution #3 to set the public hearing on December 3, 2007 at 7:15 p.m.

ROLL CALL VOTE

AYES: Turner, Manos, Pellerito, DeBoyer, Krueger

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

**3. St. Clair county Road Commission Rubber Crack Sealing on St. John Drive**

**Motion** by Pellerito, supported by DeBoyer, to approve the rubber crack sealing on St. John Drive in the amount of \$2,800.00

AYES: All

NAYES: None

**MOTION CARRIED**

**4. Community Planning & Management Offer to Prepare Masterplan**

Manos: The law requires that the Masterplan be reviewed every five years. Don't have anything from the Planning Commission that we could put in place in lieu of a whole new Masterplan at a cost of \$23,000.00. Our Masterplan was updated five years ago; perhaps it just needs an update for less money. Suggest we bring it back.

Pellerito: Perhaps reaffirm it.

**5. Recycling Yard Gate**

Pellerito: Asked two other contractors to submit bids only received this one.

**Motion** by DeBoyer, supported by Turner, to approve MTB Property Services to install a new gate at the recycling yard for \$1,342.00

AYES: All

NAYES: None

**MOTION CARRIED**

**6. Mainland Fire Chief Request to Approve Trainees**

**Motion** by Pellerito, supported by DeBoyer, to approve Thomas Shiner and Dale Williams as trainees with the department

AYES: All

NAYES: None

**MOTION CARRIED**

**7. Algonac Fire Department Goodfellows Request to sell papers in Clay Township**

**Motion** by DeBoyer, supported by Turner, to approve the Algonac Fire Department Goodfellows to sell papers in Clay Township on December 1<sup>st</sup> and 2<sup>nd</sup>, 2007

AYES: All

NAYES: None

**MOTION CARRIED**

**8. Police Dispatch Console**

Chief Drake: We have a proposal from ComSource to go to the 800 MHZ console. Grants have dried up. The 800 MHZ system is going into effect this Wednesday. Did receive from the grants 12 prep radios 800 MHZ; this was savings to us of thousand of dollars. We need to move forward. When first met with the ComSource people the price was \$125,000.00 then it went to \$95,000.00 and it is currently \$74,298.72 installed. Not sure we have the money in the budget to do this, the options would be to look at the Fund Balance or to borrow the money or to go to DDA and ask them to help us. If this is approved can have the system up and running some time in February. I am looking for guidance.

Pellerito: Even though the 800 MHZ system starts, they will be running dual with the existing system?

Drake: Yes, we will too

Manos: Must have budgeted some monies for this, even if a grant we would have budgeted the shared amount.

Drake: Did put twenty-some thousand into the contingency fund.

Manos: Do we have a separate line item?

Drake: No we do not. We can use the 911 monies but I don't where we stand with those monies, can check tomorrow.

Pellerito: Like to explain the difference between the analog and digital technologies and how the toning for the Fire Department will be occurring?

Drake: Toning will be under the analog, cannot make it digital, will keep the other system up and running for that.

Manos: What point in time would you do away with the analog?

Pellerito: Probably summer.

Drake: We want to keep that system

Manos: There is a need; what do we have in contingency before going into Fund balance?

Interest rates are down for borrowing; could go two years.

Pellerito: Know could come up with half of it with the contingency and the 911 for sure.

Worst-case scenario is if we fund this ourselves we would go into Fund balance for \$35,000.00 or we could ask the DDA for assistance

Drake: We need 25% with the purchase order, which comes out to \$18, 574.68; the contingency fund would cover that.

Manos: Why don't we do that and work it out; we have to move forward.

**Motion** by Pellerito, supported by DeBoyer, to contract with ComSource to bring in and train and rewire in the amount of \$74, 298.72

ROLL CALL VOTE

AYES: Turner, Manos, Pellerito, DeBoyer, Krueger

NAYES: None

ABSENT: Makuch, Dare

**MOTION CARRIED**

**9. MTA**

Turner: Rooms reserved, need to know who is going

DeBoyer: Is this also to the benefit of the Department Heads?

Turner: Have gone in the past.

Pellerito: Definitely stuff there for them.

**Motion** by DeBoyer, supported by Turner, to approve Township Board members and Department Heads that would like to attend the MTA conference.

AYES: All

NAYES: None

**MOTION CARRIED**

**10. Swartout Drain Payment**

**Motion** by Pellerito, supported by DeBoyer, to pay our share of the Swartout Drain in the amount of \$18,363.00

AYES: All

NAYES: None

**MOTION CARRIED**

**11. Detective Rummel Promotion**

Chief Drake recognized Sgt. Rummel's service to the community and department and announced his promotion to lieutenant.

**12. Colony Park Homeowners Association Regarding Street & Tower lights**

Pellerito: All street lights except JoChar are under the Townships plan, JoChar is not a county road. The lighting on Colony Drive is more decorative and has not been engineered by DTE with a specific payback or design. It does not meet the engineering standards of the engineered lighting systems that are on all the county roads.

Krueger: Are there any other lights?

Pellerito: Yes, the tower, guess could put a meter on the tower.

Manos: Would like to look into this more and bring it back.

**13. Mainland Fire Department Request for Boat Storage**

**Motion** by DeBoyer, supported by Krueger, to approve Sunset Harbor Marina in the amount of \$744.40 for storage of the Monarch and the Zodiac.

AYES: All

NAYES: None

**MOTION CARRIED**

**14. Planning Commission Appointment**

**Motion** by Krueger, supported by DeBoyer, to approve Edward Sharrow for appointment to the Planning Commission for a full term.

AYES: All

NAYES: None

**MOTION CARRIED**

**15. Blue Water Area Transit M-29 Route Stop**

Pellerito: Planning on having a link between the Blue Water Area Transit and Suburban Mobility Authority for Regional Transportation, one route will go down I-94 and the second will go down the M-29 corridor. Do not know where the Algonac stop will be; the Kroger parking lot is centrally located, there is a traffic light and parking. Only one stop per community the next will be in Ira Township.

**Motion** by Pellerito, supported by Turner, to refer back to MDOT that the Kroger parking lot would be our number one choice.

AYES: All

NAYES: None

**MOTION CARRIED**

**16. House Demolition**

Manos: There was a cost factored into the purchase price for the demolition

Pellerito: Brought to Board for a decision on whether we put it out to bid or we do it in-house.

Do not have the equipment to do it but Jon DeBoyer had inquired on renting the equipment and could rent it for \$100.00 per hour and do the demolition in 12 to 14 hours. Even if cost is same as what we would pay a company, we would be paying ourselves, subsidizing our Water Department.

DeBoyer: There will be some haul away costs won't there?

Pellerito: Probably about \$400.00 for a dumpster and backfill cost.

Krueger: Do it in-house

**Motion** by Krueger, supported by DeBoyer, to demolish the house next door using the Water Department and rented equipment.

Turner: Including the garage?

Pellerito: No just the house for now.

DeBoyer: That's paid out of the General to the Water Department?

Pellerito: Yes

AYES: All

NAYES: None

**MOTION CARRIED**

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**17. BS&A Systems Annual Service/Support Fees**

Krueger: This is in the budget, right?

Pellerito: Not really, we did not budget for this. That's why it is here. This will require a budget amendment

Turner: We budgeted some.

DeBoyer: We have to do it.

Turner: Can bring it back.

Pellerito: We can pay it and then bring it back to amend it.

**Motion** by Krueger, supported by DeBoyer, to pay BS&A Software Services a total of \$8,310.00 for all the software applications we run in our Township

AYES: All

NAYES: None

**MOTION CARRIED**

**PUBLIC COMMENTS**

Norman Rhodes, 3026 South Channel Drive: Planning Commission Public Hearing

Sharon Wojciechowski, 2171 Harris: Masterplan comments

Brian Collins, 6065 Green Drive: Comments on Harsens Island development

Ron Wludyka, 3220 South Channel: Harsens Island development

**BOARD MEMBER COMMENTS**

None

**ADJOURNMENT**

**Motion** by DeBoyer, supported by Krueger, to adjourn the meeting at 9:05 p.m.

AYES: All

NAYES: None

**MOTION CARRIED**

Michael P. Pellerito  
Clay Township Clerk