

Minutes of the Clay Township Regular Board Meeting Held Monday February 16, 2009 in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, Michigan

Supervisor DeBoyer opened the meeting at 7:30 p.m.

Supervisor DeBoyer asked for a moment of silence in respect for Kenneth Richardson who was the head of the Water Department in Clay Township for twenty-seven years and passed away recently.

ROLL CALL VOTE

PRESENT: Supervisor Jay DeBoyer, Clerk Lisa White, Treasurer Connie Turner, Trustee Thomas Krueger, Trustee John Makuch, Trustee John M. Horvath, Trustee Joanne Shirkey

ABSENT: None

Citizens: 15

BILLS PAYABLE

Motion by Turner, supported by Krueger, to pay the bills in the amount of \$154,746.03

ROLL CALL VOTE

AYES: Krueger, DeBoyer, Turner, Makuch, Shirkey, Horvath, White

NAYES: None

MOTION CARRIED

CONSENT AGENDA

Motion by Makuch, supported by Krueger, to approve the Consent Agenda as presented with the reading of the communications

AYES: All

NAYES: None

MOTION CARRIED

Clerk White read the Board of Review notice

OLD BUSINESS

1. Water Rates

DeBoyer: There was an error on the resolution passed at the last Board Meeting; need to redo.

Motion by Turner, supported by Makuch, to establish the water consumption rate from \$2.70 to \$2.80 per 1,000 gallons

ROLL CALL VOTE

AYES: Horvath, White, Shirkey, Turner, DeBoyer, Krueger, Makuch

NAYES: None

MOTION CARRIED

2. Township Website

Makuch: Have done some research and found that the recommendation from the Clerk of Revize Software System is good and the price is right.

Motion by Makuch, supported by Krueger, to utilize the services of Revize Software Systems at a cost of \$2,500.00 for setup and training and a monthly service fee not to exceed \$225.00 which would include a newsletter if the Township Board desires to go with that.

AYES: All

NAYES: None

MOTION CARRIED

PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS

Bill Moosekian, President of Russell Island Property Owners Association: Comment on #9, Kama Court Abandonment. Association voted on this last summer, would like Township to retain approximately 20 feet.

NEW BUSINESS

1. H. I. F. D. New Officers

Horvath: Tammy Montgomery doesn't live on the Island

Chief DuPage: We have mainlanders on the department

Horvath: Have trouble with women on fire department especially as commanders

Shirkey: I was Assistant Chief on the department for a few years

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Krueger: Women allowed on fire department as long as they can pass all tests. By-laws allow people who live on mainland on the department

DuPage: Mainland, Algonac or if they work on the Island

Horvath: How can you respond if you live on the Mainland?

DeBoyer: Not all respond to every call

Motion by Turner, supported by Shirkey, to accept list of Harsens Island Fire Department Officers: Assistant Chief Robert White, Chief Eng. James Bell, Captain William Tackonis, Captain, Lisa White, Lieutenant Michael Harry, Sergeant Tammy Montgomery

AYES: Krueger, Makuch, Turner, DeBoyer, White, Shirkey

NAYES: Horvath

MOTION CARRIED

2. H.I.F.D. Purchase of Hose Tester

Chief DuPage: Have to annually test hoses, currently use the engine for that. Hard on pumps. Have used Mainland and Algonac's

Shirkey: You recommend the one circled?

Krueger: Does Mainland Fire department have one? Only test once a year, can't that one be shared?

DuPage: Last year we used Algonac's, we weren't done and they needed it back. Can't do it in a day, takes time.

DeBoyer: Do we have the dollars in the line item for this?

DuPage: Believe there is \$1,100

DeBoyer: Where would you pull remaining from?

DuPage: Maintenance

DeBoyer: Do we have anything coming up in the next six months for Building Maintenance?

DuPage: Possibly the drain field

Krueger: How much for a power washer attachment?

DuPage: About \$1,000

Motion by Makuch, supported by Horvath, to postpone this for two weeks and put it into Old Business for the first week in March

AYES: All

NAYES: None

MOTION CARRIED

3. BS&A Equalizer Software Upgrade

Turner: Now have Pervasive, they are getting rid of it and going to .net. We don't have to go to it right away, but eventually when they go to .net we won't have support for our Basic. Should get on the list, won't be completed until the end of next year and then can budget for it, it is \$3,000.00 for training, \$11,642.00 total budgeted over two years

Shirkey: Is this something that typically happens with software companies?

Turner: Yes, they did give us credit for the time we have been with BS&A

DeBoyer: The system we have will be in place for three years?

White: I was told at a training about three years, after that they won't offer support.

DeBoyer: This \$11,642.00 will be for the next budget year?

Turner: Yes, would like to get our name on the list

Krueger: What do we pay now for support opposed to what they are estimating?

Turner: About the same. They don't have Building department on it now but it is coming.

Motion by Makuch, supported by Krueger, to allow the Treasurer to forward to BS&A our interest in pursuing this advanced software and getting on a waiting list and budget for this for 2010.

Krueger: Note on here says hardware requirements have increased, do we know if ours will support it?

Turner: Have to contact Network Connections to make sure the equipment we have now is capable to handle the upgrade.

DeBoyer: If we're doing this I need to ask does this automatically makes us a formal commitment.

Shirkey: If we didn't want to do this we would have to buy a whole new system to a tune of what?

Turner: About \$40,000

Horvath: Have we negotiated this at all?

DeBoyer: They are the only game in town and it works well

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Makuch: Just about everybody is using BS&A

DeBoyer: The County is on it too. We have a motion and support, any more discussion?

AYES: Krueger, Makuch, Turner, DeBoyer, White, Shirkey

NAYES: Horvath

MOTION CARRIED

4. Request for Mileage to MNRTF Grant Writing Workshop

Shirkey: Who is going?

DeBoyer: Dorothy. We have been spending money to have grants written for us, the DDA has one that Project Control is writing for them for about \$3,000.00. It appears that for the future there is money going to be available through grants and other mechanism and this is a free workshop so just asking for mileage and perhaps save the Township some money.

Shirkey: Good idea

Motion by Horvath, supported by Makuch, to approve mileage to grant workshop in Frankenmuth

Krueger: There is one in Allen Park is that closer?

DeBoyer: Not available that day

AYES: All

NAYES: None

MOTION CARRIED

5. DRC Resignation

Turner: Lisa Edwards was a resident of Clay Township now in Algonac and so is resigning as a Clay representative.

Motion by Turner, supported by White, to accept Lisa Edward's resignation

AYES: All

NAYES: None

MOTION CARRIED

6. Request for Michigan Stormwater/Floodplain Conference

M. Kras: Put on by Michigan Stormwater/floodplain Association. I normally just go to the classes. Have asked to become Floodplain Manager because much of our community is in the floodplain, I'm pretty sure wouldn't have any problem. Would like to take the daylong training and the test the next day.

DeBoyer: If we don't have a floodplain manager we are delegated one by the state?

Kras: Yes, if we have a flood in our area the State will send someone and they will handle everything.

DeBoyer: My thoughts, it would be in the best interest of the Township to have a local person handling those things rather than the State coming in. He deals with this daily.

Kras: There is some accreditation that goes with that, have to take some classes, yearly or every two years. Would also be a member of the National Floodplain Association as well as Michigan.

Horvath: What do you think that will cost?

Kras: Probably about \$150.00

Makuch: Township was required to have some plan awhile back we had to prepare a plan to turn into the State and it was going to cost 15 to 20 grand and Kras ended up doing it in house.

Kras: That was a plan of what we have done for the Anchor Bay Shed Watershed plan. I've done it for the last three years. St. Clair County Health Department is going to handle it, we will have a computer program that we can plug all our information into and it will go up there and it will be sent through the County

Motion by Krueger, supported by Horvath, to send Michael Kras to the Michigan Stormwater/Floodplain Conference to include his certification as Floodplain manager for an additional \$340.00 and pay for his attendance, lodging and food

AYES: All

NAYES: None

MOTION CARRIED

7. Resolution to Adopting a Purchasing Policy

No action

8. Request for Locks at Mainland Fire Department

Turner: Cement has heaved, couldn't open or close door, in trying to force it broke the knob. Also included a Bump Sweep in front of door to keep cold out

Motion by Turner, supported by Makuch, to approve \$590.00 for lock for Mainland Fire Department

AYES: All

NAYES: None

MOTION CARRIED

9. Kama Court Abandonment

DeBoyer: We had been asked, as well as the Michigan Department of Natural Resources, if we were interested in taking possession of that right-of-way, we initially responded that no we weren't. Since went to the County for discussion because there has been a request by Russell Island because there have been some encroachments and they want to get it cleaned up. There were differences of opinions on who wanted it and where they wanted it and why they wanted it and it has now come back to us. I'm asking the Board to take possession of it and then decide who gets what or offer it to people or perhaps keep a portion of it so there will be continual easement. Tonight all I need is a position by the Board as to whether or not we will accept it. Don't need to do anything further tonight

Horvath: Who is going to relinquish?

DeBoyer: The County, they would relinquish to us and then we can either continue to possess a piece of it or abandoning the entire thing.

Horvath: Is that a road?

DeBoyer: Yes, it is an easement

Krueger: We're just talking about a little end of aren't we?

DeBoyer: Yes, it a portion that abuts the channel. In order to get it resolved it is going to have to go through us.

Horvath: If we accept it what will be our responsibilities?

DeBoyer: To keep it safe, no taxes, no loss. If it were abandoned to the homeowners there would be taxes.

Shirkey: So this is basically like a road end on Harsens Island on Bar Harbor but the County has access to that.

DeBoyer: The uniqueness is that this ends at a waterway and through the years there is a building that encroaches on it so we would like to get that building on private property. My opinion is that we can accomplish that without negating the easement for the use of the citizens of Russell Island.

Motion by Turner, supported by Makuch, to approve the proposed abandonment of a portion of Kama Court

AYES: All

NAYES: None

MOTION CARRIED

10. Purchase of Locking Mailbox

DeBoyer: Have a, right now, a door slot that people have to stuff their water bills, tax bill, whatever through. Our thought is to spend a couple hundred dollars, put a mailbox so people can pull in and do the business they need to do and continue on without getting out of their car. Was here late one evening when pouring rain and heard people stuffing things through the slot and thought for a couple hundred dollars we could alleviate people having to get out of their cars.

Turner: Proposing the left hand side?

DeBoyer: Yes, if we're not here will not be people going other way.

Horvath: Have to hire someone to install?

DeBoyer: Would volunteer to do it. Doesn't have to be this particular box.

Motion by Makuch, supported by Horvath, to purchase a mailbox and leave it up to the Supervisor, Clerk and Treasurer as to what they want and the cost not to exceed \$250.00 and \$30.00 for shipping

AYES: All

NAYES: None

MOTION CARRIED

PUBLIC COMMENTS

W. Simon, 4722 Green Dr: Comments on scheduling Township cleanup, trying to schedule Brown's Field. Select Alert, should keep it for emergencies

C. Miller, 5178 Green Dr: Information on FEMA initiative?

DeBoyer: Representative Pavlov, some citizens and myself have scientific data, need to get together to compile. Representative Pavlov has been sending emails on the request for extension but no reply as yet. 90 days began the end of January, need to get letters in.

Michael Loomis, 272 South Russell Dr, Russell Island: Comment on Kama Court abandonment, is a 60' road ending, have used for 35 years to park boat. No objection to Township assuming jurisdiction of that road ending and deeding a portion to Mr. Britmeyer, but keep at least 20' for public access. Can Board give guarantee that can use road as have in pass?

DeBoyer: No, reason is, have a process to go through. But that doesn't mean that is our answer, just means tonight that is our answer. I personally would say yes

Makuch: I would feel the same way

Bill Moosekian: Hopefully we will be involved in the decision-making

Bud Breitmeyer: In favor of leaving a section for public use, just want to have liability on my property

BOARD MEMBER COMMENTS

Krueger: On Kama Court, we don't have to offer other piece to anyone?

Assessor Schutt: No

Makuch: Want to thank Assistant Fire Chief Fowke for all his work in absence of Chief Edler. Also acknowledge Chief DuPage, was some serious flooding in Marine City area and Brian Sears and Marty McGrath, did a good job

Horvath: Would like a list of people on Boards and how long they have served, also police and fire departments.

ADJOURNMENT

Motion by Makuch, supported by Shirkey, to adjourn at 8:30 pm

AYES: All

NAYES: None

MOTION CARRIED

Lisa M. White
Clay Township Clerk

Prepared by Dorothy DeBoyer
Deputy Clerk