

Minutes of the Clay Township Regular Board Meeting Held Monday July 6, 2009 in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, Michigan

Supervisor Jay DeBoyer called the meeting to order at 7:30 p.m. with the Pledge of Allegiance

ROLL CALL

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

ABSENT: None

Citizens: 28

BILLS PAYABLE

Motion by Makuch, supported by Krueger, to pay the bills in the amount of \$34,331.99 excluding the bill for 206-700-958, an invoice submitted by Mainland Fire Department, think it relates to a bigger issue that needs to be considered and fully approved by the Board.

Turner: For the record \$26,917.03 is for the last fiscal year 2008/2009 and \$7,891.97 is for the new 2009/2010 fiscal year.

ROLL CALL VOTE

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

NAYES: White

ABSENT: None

MOTION CARRIED

CONSENT AGENDA

Motion by Makuch, supported by Krueger, to accept the Consent Agenda as submitted with the reading of any notices or correspondence.

AYES: All

NAYES: None

MOTION CARRIED

Clerk White read the notice of a Blood Drive July 22nd from 1:00 to 7:00 p.m. at the Fire Department at 9621 Ainsworth Road hosted by the Red Cross

Supervisor DeBoyer read the communication from the City of Algonac attorney regarding Cottrellville Water taps

Horvath: Did we ask to violate the contract?

DeBoyer: Fourteen months ago we asked for them to renew and approve, May of 2008

UNFINISHED BUSINESS

None

PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS

K. Buhlinger, 8101 Morrow Rd: Comments on the discussion of a grass-cutting ordinance, hope is a new ordinance or an amendment to the existing ordinance.

C. Kirkpatrick, 9641 Wright Dr: Grass ordinance should apply to everyone

NEW BUSINESS

1. Robbins Group Presentation

DeBoyer: We are looking to reduce costs for the Township, had one last meeting, asked for presentations from different insurance groups. Dan Robbins from Robbins Group is here tonight to give their presentation.

Robbins: Gave the history of the Robbins Group; in Port Huron since 1968, represents 75 agencies. Presented areas where he believed Clay Township could save money on the Employee Health insurance costs. If have questions call me.

DeBoyer: Thanked him for the presentation, Clay Township will be making their decision soon.

2. Bruckner's Island special Assessment Resolution #2 to Prepare Roll

Motion by Turner, supported by Makuch, to accept Resolution #2 and instruct the Supervisor and Assessor to prepare the roll.

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

MOTION CARRIED

Minutes of the Clay Township Regular Board Meeting Held Monday July 6, 2009

Page 2

3. Bruckner's Island Special Assessment Resolution #3 to Set Public Hearing to Review the Roll Motion by Turner, supported by Shirkey, to accept Resolution #3 and set the public hearing to review the Roll on August 3, 2009 at 7:00 p.m.

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

MOTION CARRIED

4. Aquatic Management Special Assessment Resolution #1 to Set the Public Hearing

Motion by Turner, supported by Horvath, to accept Resolution #1 with the cost to be spread over 5 years on the December tax bill with no interest. The total cost of the assessment to be \$37,396.00, total collected each year \$7,479.20; total cost per parcel approximately \$180.66 and \$36.13 per year and to set the public hearing on August 17, 2009 at 7:00 p.m.

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

MOTION CARRIED

5. Blue Water Materials LLC Soil Removal Permit

Krueger: This came before the Planning Commission who recommended approval of the application upon the Township Engineer review issues noted by our professional planner. Some addressed, don't think all have been addressed, could approve with respect with taking place.

Building Administrator Kras: Applicant is taking care of issues with the Engineer and Road Commission.

Shirkey: Have fees been paid?

Kras: Yes

Motion by Krueger, supported by Horvath, to approve Blue Water Materials LLC Soil Removal permit contingent on a satisfactory acceptance by our Township Engineer and any other fees that have to be paid

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

MOTION CARRIED

6. Mainland Fire Chief Resignation

Motion by Makuch, supported by Shirkey, to accept the resignation of Chief Edler and thank him for his years of service

AYES: All

NAYES: None

MOTION CARRIED

7. Acceptance of Joseph Doan and Jerry Doan to Clay Township Mainland Fire Department

Motion by Shirkey, supported by Makuch, to accept Joseph Doan and Jerry Doan to the Mainland Fire Department

Shirkey: They are highly qualified and will be an asset to the department

AYES: All

NAYES: None

MOTION CARRIED

8. Approval of the Clay Township Mainland Fire Department Officers

Motion by Shirkey, supported by Turner, to approve the officers of the Clay Township Fire department for July 2009 to June 2010 as follows: Chief Daryl DuPage, Assistant Chief Jerry Doan, Captain David Decaussin, Captain Joseph Doan.

Krueger: Are the only officers the ones listed? There seemed to be some issues with the Mainland officers, wanted to make sure these are the officers listed in the bylaws.

Minutes of the Clay Township Regular Board Meeting Held Monday July 6, 2009

Page 3

DuPage: Made the changes to the pay scales, the Board indicated what officers they were. So at this time I felt with the qualifications of the people we have on the department and who have been brought on we can handle what we need to with the officers that are put in there without filling the other positions. Don't have others with the qualifications to fill the positions.

Krueger: So there are other positions in the bylaws but you are opting not to fill them at this time?

DuPage: Correct

DeBoyer: Would you be slighted if we attached Interim to the Chief?

DuPage: That's not a problem

AYES: All

NAYES: None

MOTION CARRIED

9. Discussion of Rental Ordinance

Bldg Administrator Kras: This would make sure building is inspected on an annual basis and it meets all the criteria. Now only inspect on complaints. I am asking for permission to draft a copy and have it reviewed by our attorney. There are costs involved, can't do this for free.

White: Anything about someone can rent? On my street one house is rented on a daily basis.

Kras: Probably more of a zoning issue.

Horvath: What is the procedure, if I want you to come and the tenant says no.

Kras: Usually between tenants but it would be a yearly inspection, the tenant would have to be there.

DeBoyer: What is the Board's pleasure?

Makuch: Should put something together, let the attorney look at it and bring it back.

Horvath: Will there be a fee?

Kras: Yes, to the homeowner and they have to register

10. Discussion of Grass Cutting Ordinance

DeBoyer: A grass-cutting ordinance has been discussed for years, now with foreclosed or abandoned homes it is a greater problem. It is also vacant lots. The old ordinance is ambiguous. Might be right time to address issue. What does the Board think?

Makuch: Had an issue across the street. How do you enforce it?

Kras: Would bill, if not paid would put on their taxes.

Turner: The worst ones are the bank owned ones

Kras: Gave the example of Troy, Michigan, they work with the banks

DeBoyer: Not trying to target some who needs to cut their grass, target foreclosed homes, abandoned homes, abandoned property and vacant lots. Will need some parameters.

11. Request by Algonac High School Cheerleaders to Use Parking Lot for Car Wash

Motion by Makuch, supported by Horvath, to allow the Algonac High School Cheerleaders to use the Township parking lot on July 12, 2009 from 9:00 a.m. to 5:00 p.m. for a car wash

AYES: All

NAYES: None

MOTION CARRIED

PUBLIC COMMENTS

M. Pyszora, 9038 Field Rd: Thanked Board for working with him on Soil Removal. Pools need to be addressed also

C. Kirkpatrick, 9641 Wright Dr: Comments on Supervisor's increase but agree should be equal amount. Comments on Krueger's and Makuch's remarks and rental inspections.

J. Kotson, 7261 Flamingo and K. Orlando, 7357 Flamingo: Comments on chain link fence at 7359 Flamingo

Also 7348 Flamingo, 7204 Flamingo complaining

Kras: Gave explanation of reason for allowing.

D. Cole, 7251 Audubon: Complaint on boat storage next door

J. Schumaker, 7359 Flamingo: Comments on fence replacement

C. Kirkpatrick, 9641 Wright Dr: Couldn't boat go to Dangerous Building?

Minutes of the Clay Township Regular Board Meeting Held Monday July 6, 2009

Page 4

BOARD MEMBER COMMENTS

Krueger: Questioned letter on Paquette suit, can we charge?

Attorney McNamee: No

Makuch: Comments on grass cutting

DeBoyer: Asked Planning Commission Chairperson to explain information on visioning session on Harsens Island July 11th.

ADJOURNMENT

Motion by Makuch, supported by Turner, to adjourn the meeting at 9:30 p.m.

AYES: All

NAYES: None

MOTION CARRIED

Lisa M. White
Clay Township Clerk

Prepared by
Dorothy DeBoyer, Deputy Clerk