

**Minutes of the Clay Township Regular Board Meeting Held Monday September 21, 2009  
in the Clay Township Meeting Hall, 4710 Pointe Tremble Road, Clay Township, Michigan**

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

**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: 15

**Motion** by Shirkey, supported by White, to amend the agenda adding under new business number 6., Support of St. Clair County Grant Application

AYES: All

NAYES: None

**MOTION CARRIED**

**BILLS PAYABLE**

**Motion** by Turner, supported by Horvath, to pay the bills in the amount of \$109,326.13

Makuch: Questioned some Fire Department bills

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

**MOTION CARRIED**

**CONSENT AGENDA**

**Motion** by Makuch, supported by Turner, to approve the Consent Agenda as submitted with the reading of the notices and communications

AYES: All

NAYES: None

**MOTION CARRIED**

Clerk White read the notice of the Planning Commission Visioning Session on September 23, 2009 at 7:30 p.m. and the letter thanking the Assessor for some research.

**UNFINISHED BUSINESS**

**1. Phragmites Control**

DeBoyer: Have received a request for \$1,040.00 match money annually over the next four years from SEMCOG to control Phragmites. The impact to Clay Township is greater than other communities. Asked about other communities. Ira Township is committed, not sure what other communities are doing. The \$1,040.00 is the minimum I would like to see committed to eradicate or control Phragmites.

Horvath: We are going to benefit more; we should set the example

DeBoyer: We are assigned to do things that benefit the community. Can see what has happened in St. John's marsh after treatment. Can spray and get Phragmites out but going to need maintenance. Would like to see this as a budget line item; once infestation down maintenance is not so costly.

**Motion** by Horvath, supported by Makuch, to give \$3,000 annually over a 48-month period.

Krueger: No problem with eradicating the Phragmites and paying for it, but why give money before they ask for it. If we just put in our \$1,040 and everybody else does it's a done deal.

DeBoyer: That is a base line.

Krueger: I know it is and a lot of communities won't contribute but why don't we just wait and see what happens. Jumping on the bandwagon now shows out intent.

DeBoyer: Do we do the \$1,040 now and look at it come budget time next spring?

Horvath: I know what Tom is saying that we're going to do it but nobody else is going to do it but at least we are going to get our benefit out of it at St. John's marsh.

Krueger: If we throw in \$3,000 how do we know it's going to be used in Clay Township? Let's do the minimum and see what happens.

ROLL CALL VOTE

AYES: DeBoyer, Makuch, White, Horvath

NAYES: Turner, Krueger, Shirkey

ABSENT: None

**MOTION CARRIED**

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### PUBLIC COMMENTS RELATING TO ANY NEW BUSINESS

None

### NEW BUSINESS

#### 1. Constitution Week Proclamation

Supervisor DeBoyer read the proclamation designating September 17<sup>th</sup> through the 23<sup>rd</sup> as Constitution Week

**Motion** by Horvath, supported by Makuch, to adopt the proclamation

AYES: All

NAYES: None

**MOTION CARRIED**

#### 2. Board Meeting on Harsens Island

DeBoyer: Board meeting dates set by resolution so need to amend the resolution. Suggested November 2, 2009 at 230 LaCroix Road, Harsens Island.

Turner: Doing it one time?

DeBoyer: Fiscal year ends in June so we run into a potential ice issue and June is budget meetings so would prefer to have those meetings here.

Horvath: What are your thoughts as far as quantity?

DeBoyer: Minimum of two per year, one in late fall and one in early summer.

**Motion** by Horvath, supported by Shirkey, to set November 2<sup>nd</sup> to have the Board Meeting transferred to Harsens Island at 230 LaCroix Road for the year 2009

ROLL CALL VOTE

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

NAYES: None

ABSENT: None

**MOTION CARRIED**

#### 3. Request for Fire Training Class

Horvath: Are they all new?

DuPage: Some on for years. They are supposed to have their training within two years.

DeBoyer: Fire I is minimum State standard.

DuPage: They are not teaching them separately any more, the college is putting on the class.

Spoke to them and asked the class be done at the station October to May two Saturdays a month.

With the amount of people we have to take the class they have agreed.

DeBoyer: Eight people each at \$1,000?

DuPage: Yes

Krueger: Do these people know the stipulations regarding if they leave?

DuPage: Yes, they have to sign.

**Motion** by Turner, supported by Shirkey, to approve Jessie Smith, Daniel Gernanad, Edward Fowke Jr, Jesse Rogers, Kim Salmon, Michael Jones, David Wells and Georgiana Wenckovsky for training.

Makuch: What did we budget for training?

DuPage: Six thousand for each department

AYES: All

NAYES: None

**MOTION CARRIED**

#### 4. Request for Fire Department Trainees

DeBoyer: Are these qualifications next to the names?

DuPage: They have more qualifications; those are just what they have to have

Turner: There is one that is Marine City and Algonac both, could that end up being a conflict?

DuPage: Not on my part but don't know about other cities.

Horvath: These people are not now on our department?

DeBoyer: Some things we need to iron out. Mr. Stier is chief in Algonac, what is going to be our protocol on that? In the event of mutual aid is he going to respond as a mutual aid from Algonac and also expect to be -?

DuPage: I would say he would be with the City of Algonac. Seeing he is command staff with Algonac we will be with Algonac

Turner: Wouldn't it make a difference if it was in Clay Township you would be in charge, if it was in Algonac he would be in charge?

DuPage: Yes

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Makuch: Giving them dive gear?

DuPage: If we need to.

Makuch: We wouldn't be purchasing any more?

DuPage: No. Three have dive rescue certification

DeBoyer: Trying to get some cohesion in our fire departments down here. Trying to eliminate territorial for the citizens, pulling our departments together.

Horvath: The Coming up thing should be laid out very carefully, should be very clear who's running the ship

Makuch: What are you bringing them on as?

DuPage: Trainees, usually trainees until familiar with equipment and then they have at least their medical first responder and Fire I, which they have

Makuch: Then what would their designation be?

DuPage: Firefighter I

DeBoyer: What is the driving motivation for these four?

Krueger: They are already on other fire departments.

DuPage: They enjoy doing it. They came to me as soon as I came in, I said give me some time to think about it.

Horvath: On probation for how long?

DuPage: Six months

White: Too bad people have to be suspect

DeBoyer: My question wasn't suspect; it is different and when you see something different you say okay explain to me why. I didn't mean to offend if I did.

**Motion** by Turner, supported by Shirkey, to appoint Michael Ceder, Roger Shelton, Sidney Stier, and Sebastien Cournoyer as trainees

AYES: All

NAYES: None

**MOTION CARRIED**

### 5. Fire Department Generator Maintenance Agreement

DuPage: It is now out of warranty from manufacturer

DeBoyer: Is this the site generator?

DuPage: Yes

**Motion** by Makuch, supported by Krueger, to approve the generator maintenance contract with Cummins Bridgeway for a total amount of \$539.00

Makuch: Do you run that every once in a while?

DuPage: It's on its own timer and it fires up every Wednesday on our meeting night so I know it's running.

AYES: All

NAYES: None

**MOTION CARRIED**

### 6. Support of St. Clair County Grant Application

DeBoyer: This is a organization both Mike Kras and I have been to a few meetings of, Anchor Bay Water Shed. It is an intergovernmental organization that is kind of being steered by SEMCOG.

Kras: There is an opportunity for Grant that St. Clair County is attempting to procure. There is a lady who is going to write the grant; she said no one else has applied for the grant yet so we have a very good opportunity to get between \$68,000 to \$72,000. That money will assist us to do testing and be certified and attend meetings. Our in-kind contribution is \$500.00. We write our own SWIPPY, everyone else pays to have it done. Also used for education on water issues. We check outfalls to make sure no pollution goes into ditches. Have to do it every two years.

DeBoyer: Connected with storm water discharge permit.

Shirkey: No match money needed?

**Motion** by Makuch, supported by Shirkey, that Clay Township provides full support for St. Clair County grant application and Supervisor DeBoyer will write letter indicating that.

AYES: All

NAYES: None

**MOTION CARRIED**

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**PUBLIC COMMENTS**

N. Rhodes: Speaking on behalf of Harsens Island Lions Club: Thank you to Police for support of parade and Water department for help and support and the Harsens Island Fire Department for their continued support. Wanted to say thank you to Township and their people.

L. Paquette, 6125 and 6123 Pointe Tremble: Comments on Phragmites and Zoning Administrator actions

N. Templeton, 2590 South Channel: Comments on Zoning Administrator actions

H. Beindit, 6431 Genaw Rd: Comments on complaints. Everyone should follow rules. Thank you for enforcing rules

**BOARD MEMBER COMMENTS**

Horvath: Have ordinances and Building Department enforces. Clay Connection needs to get going again. There are state highways, county roads and township roads; people have a hard time distinguishing

DeBoyer: Comments previously about amount of legal expenses; checked last years budget, 08/09, spent \$18,000.00. Of \$18,000, eight thousand was for the defense of the Planning Commission and the Lucky 7 lawsuit. So \$10,000 spent on other things in the Township. Statements made with no factual base but perceived to be truth. With a population of 10,000 that's a dollar per person.

Horvath: Paper garages seem to be bone of contention, maybe should adopt ordinance letting them have them and tax them.

Makuch: Can apply for a permit for six months.

Krueger: Is it a building code situation?

Kras: Yes, building code and fire code

Krueger: A state ordinance. People commenting on volley ball court, too close to highway

DeBoyer: Let us finish, will be landscaping screen

Krueger: Did all contractors apply for permits?

Kras: Majority, two haven't but I'm staying on it. Have been inspecting. Engineer inspecting underground.

DeBoyer: December we will know about the park grant application. Use has been tremendous.

Horvath: Treated Ash trees, a number won't make it.

**ADJOURNMENT**

**Motion** by Makuch, supported by Horvath, to adjourn the meeting at 8:38 p.m.

AYES: All

NAYES: None

**MOTION CARRIED**

Lisa M. White  
Clay Township Clerk

Prepared by  
Dorothy DeBoyer  
Deputy Clerk