

June 10, 2020
Clinton Township Board of Supervisors Meeting

The regular June meeting of the Clinton Township Board of Supervisors was called to order by Chairman James Zefran on June 10, 2020 at 7:01 PM at the Clinton Township municipal building garage for purposes of social distancing. Chairman James Zefran, Vice Chair Brian Non, and Supervisor Russell Curtis were in attendance along with Solicitor Jeffrey Treat.

A. Pledge of Allegiance

The Pledge of Allegiance was recited.

B. Hearing Check – Noted. Participants were asked to remove masks when speaking to be more easily understood.

C. Minutes of Regular Meeting May 13, 2020 – Vice Chair Non made a motion, seconded by Supervisor carried.

D. Public Comment – Ray Vogt noted that Pykus did an “okay job” on grading, but he had concerns that the rolling was completed in 2 hours or less. He believed Leeward did a better job last year.

E. GlidePath – Alternate Solicitor Christopher Farrell got up to give a brief overview of the negotiations set forth by GlidePath. He asked for the record to show that Attorney Jeff Treat left the building prior to his speaking. The area GlidePath wants to use is 750' on Smith Road. Within the proposal there will be an underground power cable that affects seven properties. This project will support the exiting project and wind turbines. Eliminating turbines and putting up newer, stronger ones without increasing the kilowattage is not part of this agreement. In return: \$20,000 will be given to Clinton Township upon signing of the easement. Term one is developmental and will be two years in length. If a second two-year period is needed for planning, Clinton Township will receive an additional \$40,000. Term two represents the operations period which will garner the township a flat payment of \$100,000. A yearly payment of \$10,000, which increases by \$1,000 each year GlidePath has use of the footage on Smith Road will be given to the township. John Lillie noted that there is a current right of way and asked why they not use the same one to which the response was that there was a lawsuit with current property owners in dispute. Matt Curtis expressed concerns that the contract was very biased toward GlidePath, noting that it was not in the best interest of citizens to make a contract in perpetuity. Chair Zefran noted that Clinton Township only had control of 750' and that all of the other private citizens have already made their own agreements with GlidePath. Furthermore, he stated, having everything underground was a condition that the Supervisors insisted on. If the supervisors don't vote yes, the windmills might go up anyway, just not on our property. Farrell noted that from the top of the mountain all the way down to Rte. 296 will be underground. Clarification was made that originally Smith Road was part A, and Flat Rock Road was part B. Now, use of Flat Rock Road will be its own negotiation in the future. Matt Curtis brought out the idea that GlidePath can terminate the agreement at any time. Farrell stated that if GlidePath stops paying due to bankruptcy, any company that takes up the project would have to pay Clinton Township back monies still owed, and that the contract is still being tweaked. Farrell noted that the contract is for a nonexclusive easement, meaning that Clinton Township could sell the right-of-way to others, but that it was important to have a base line so that GlidePath can't add more energy to it. A suggestion was made to do more work on the contract and have the Supervisors vote on it next month. Vice Chair Non made a motion, seconded by Supervisor Curtis, to have Chris Farrell work out the details and have the Supervisors vote on it next month. Additionally, once the details have been worked out, it will be posted online for preview by citizens. All voted yes. The motion carried. Chair Zefran asked that, in good faith, GlidePath would pay Clinton Township's attorney's and engineering fees spent thus far in connection with GlidePath's project, before the vote. Chair Zefran would have the fee amounts within 48 hours. GlidePath Representative assented but said that he would need approval of superiors.

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F. Correspondence

At this time Chair Zefran made a motion, seconded by Vice Chair Non to have a township credit card, with Secretary Jill Droppa's name on it, limited to \$1,500.00. All voted yes. The motion carried.

G. Road Master Report – Road Master and Vice Chair Non gave a report, saying that Long Pond Road has stumps on it. There was a handicapped citizen on Rude Road who wished to have signage put up. Zefran preferred to just put up a speed limit sign in that area. Regarding Ravnikar Road, Vice Chair Non said that it would be rebid and there would be a special advertised meeting on June 24 to open the bids. Road mowing has started. Supervisor Curtis suggested opening the two current Ravnikar bids for tree work. All Supervisors agreed.

Company	Bid
Bob Allen, "The Tree Guy"	\$33,000.00
Millon's Evergreen Nursery	\$24,450.00

It was noted that stump removal is up to the contractor. Chair Zefran made a motion, seconded by Vice Chair Non to award the contract to the low bid offered by Millon's Evergreen Nursery. Vice Chair Non said that he would like to have flyers made to put in people's mailboxes to give advanced warning when a road is going to be closed.

H. Open Issues

- a. **Bids: Burns Road** – Chair Zefran said that there was a sluice pipe on Burns Road located 2.2 miles from Elk Lake Drive. He noted that the center of the road, circled in orange paint, is failing. Vice Chair Non said that the pipe would be cut and replaced. Chair Zefran asked when the last time Burns Road was paved, to which the response was last summer (2019). Ron Poska stated that the county bid it out. Chair Zefran wanted to know if there was a contract, as the road was breaking up. He directed Road Master Non to find the contract with Leeward and find the thickness by next meeting or sooner. He also asked if hall slips were collected to verify how thick the surface of the road was. He clarified for the audience that hall slips were the yellow slips generated by the company sending material and that the delivery driver was to give the township a pink slip that matched a yellow one so that purchased materials could be accounted for. He noted that this month there were approximately 10 yellow slips with only about half as many pinks and that made it look as though the township was not getting all purchased material. Chair Zefran said to Road Master Non that from now on whoever was delivering material should give approximate delivery time, and with a ½ hour grace period, someone with the township should be there to oversee the delivery of materials and to get the hall slip. Chair Zefran also said that on a rainy-day road workers should mark exactly where sluice pipes are. Chair Zefran made a motion, seconded by Supervisor Curtis to have the engineer (Weinberger) put out to bid repair areas and re-pavement sections of Burns Rd from Route 170 up. All voted yes. The motion carried. Weinberger clarified that \$40,000. Is in escrow for Burns Road repair and topping, to which Solicitor Treat agreed and stated that it was not in Township funds.
- b. **Proposed SALDO addition** – Chair Zefran explained that the township had been interested in adding a section to the current SALDO that was modeled after one in Preston Township's SALDO in which the setback of telecommunication towers or windmills is one- and one-half times the height of the structure itself. The county advised against putting it in the SALDO, as this is usually found in zoning ordinances. Michael Wood of Woodland Design said that care must be taken with wording and intention so that it is not challenged as invalid because of this. Zefran asked him his fees. Mr. Wood explained that the SALDO is eleven years old, and no doubt needs updating in more areas than his one. Overall, he estimated that the charges would be somewhere between \$2,500 - \$4,000 and that he and his staff also look at grant opportunities on behalf of their clients. Chair Zefran made a motion, seconded by Vice Chair Zefran, to retain

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the services of Woodland Design to look over and update the SALDO ordinance with a price limit of not more than \$7,500. All voted yes. The motion carried.

- c. **Ryan Wilmarth Salary** – When asked how long Mr. Wilmarth had worked for the township, he (Wilmarth) stated that he had been a township employee for four years. Chair Curtis made a motion, seconded by Chair Zefran to increase Ryan Wilmarth's CDL salary to \$16.75. The motion carried.

I. New Business

- a. **Sign maps for new telecommunications installation tower at 64 Town Hill Road** – Chair Zefran expressed his concern about this and he made a motion, seconded by Vice Chair Non, to hold off signing for a month to give the Supervisors a chance to investigate setbacks. All voted yes. The motion carried.
- J. **Treasurer's Report Including Bills for Payment** – Chair Zefran explained how to read the budget sheet and made a motion, seconded by Vice Chair Non, to pay the bills as listed on the bills list. All voted yes. The motion carried. It was noted that there was roughly \$60,000.00 left in the State Liquid Fuels Account.
- K. **Browndale Fire Department** – no member was present
- L. **Old Business** – The issue of payroll was revisited. Chair Zefran explained that using QuickBooks to process payroll cost \$1300 a year in addition to costing \$2.00 per paycheck. Chair Zefran made a motion, seconded by Supervisor Curtis to continue using the current payroll preparer (Char with Alu and Associates) and have payroll on the first and fifteenth of each month for Clinton Township Road workers. All voted yes. The motion carried.
- M. **Public Comment** – Matt Curtis expressed his desire to have the Planning Commission be involved with GlidePath and other township concerns to which Chair Zefran said that Mr. Wood would be collaborating with them. Mr. Baileys note that there had been a good presentation from GlidePath that evening and that he felt the economic incentive was good money.
- N. **Adjournment** – At approximately 7:45 pm, Chair Zefran explained that there would now be an executive session with the Supervisors, Solicitor Treat, and permit and nuisance officer Mike Dolph. At the conclusion of the executive session, the regular township meeting would be officially closed.