

## Charter Township of Canton Board Proceedings-October 13, 2009

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, October 13, 2009, at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag.

**Roll Call** Members Present: Anthony, Bennett, LaJoy, Taj, Williams Members Absent: Caccamo, McLaughlin Staff Present: Executive Director Santomuro, Director Eva, Director Conklin, Director Faas, Pat Nemecek, Mike Korabacher **Adoption of Agenda** Motion by Bennett, supported by Taj to approve the agenda as amended adding Special Closed Session Meeting Minutes for October 1, 2009 and G-10 Early Retirement. Motion carried by all members present. **Approval of Minutes** Motion by Bennett, supported by Anthony to approve the Board Study Minutes of September 15, 2009. Motion carried by all members present. Motion by Bennett, supported by Anthony to approve the Board Minutes for September 22, 2009. Motion carried by all members present. Motion by Bennett, supported by Anthony to approve the Special Closed Session Meeting Minutes for October 1, 2009. Motion carried by all members present.

**Payment of Bills** Motion by Bennett, supported by Williams to approve payment of the bills as presented. Motion carried by all members present. **PUBLIC HEARING: Item 1. CONSIDER TAX ABATEMENT FOR GRUPO ANTOLIN WAYNE LLC. (SUPERVISOR)** Motion by Bennett, supported by Anthony to open the public hearing at 7:04 p.m. to hear comment on approving application of Grupo Antolin Wayne LLC, Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Debbie Bilbrey-Honsowetz stated this will add 53 additional employees to the company. This will be a 5 year tax abatement for Grupo Antolin Wayne LLC. Brett Sutherland, petitioner stated currently there are 100 employees and Grupo Antolin Wayne LLC is working with Michigan Works to employ local residents. 20% of the employees are Canton residents. There were no public comments in support or opposition. Motion by Bennett, supported by Anthony to close the public hearing at 7:08 p.m. to hear comment on approving application of Grupo Antolin Wayne LLC, Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Motion by Bennett, supported by Anthony to close the public hearing at 7:15 p.m. to hear comment on approving application of Durcon Inc., Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Debbie Bilbrey-Honsowetz stated Durcon is a long standing business in Canton. Ms. Bilbrey-Honsowetz stated this will be a 5 year tax abatement. This will create 4 additional jobs within the next two years. Wayne Peddler, General Manager, stated this expansion is for recycled glass. Mr. Peddler stated Durcon has approximately 115 employees and 1/3 of them live in Canton. Mr. Peddler stated this product is heat resistant and resistant to most acids. This product can be made in various colors. Motion by Bennett, supported by Anthony to close the public hearing at 7:15 p.m. to hear comment on approving application of Durcon Inc., Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Motion by Bennett, supported by Williams to adopt the resolution approved application of Durcon Inc., Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. **Item 3. CONSIDER TAX ABATEMENT FOR DANOTEK MOTION TECHNOLOGIES. (SUPERVISOR)** Motion by Bennett, supported by Anthony to open the public hearing at 7:16 p.m. to hear comment on approving application of Danotek Motion Technologies, Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Debbie Bilbrey-Honsowetz stated there is growth potential for Danotek Motion Technologies. Within two years there will be 50 additional employees, and within 5 years be up to 200 employees. A 50% abatement on personal property for 12 years is being requested. Frank Alex, Chief Financial Officer, Danotek is adding additional equipment to generate more units in the current facility. Motion by Bennett, supported by Anthony to close the public hearing at 7:20 p.m. to hear comment on approving application of Danotek Motion Technologies, Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. Motion by Bennett, supported by Taj to adopt the resolution approved application of Danotek Motion Technologies, Industrial Facilities Exemption Certificate for Personal Property. Motion carried by all members present. **CONSENT CALENDAR: Item 1. RE-APPOINTMENT TO THE ELECTION BOARD OF CANVASSERS. (CLERK)** Motion by Bennett, supported by Williams to re-appoint Daniel R. Amann (D) and Deloris Newell (R) to the Canton Township Election Board of Canvassers, both to serve a four (4) year term; January 1, 2010 to December 31, 2014. Motion carried by all members present. **GENERAL CALENDAR: Item 1. AUTHORIZE PARTICIPATION AGREEMENT WITH INSIDE BUSINESS REPORT. (SUPERVISOR)** Motion by Bennett, supported by Williams to approve the participation agreement with Inside Business Report TV and a budget amendment to transfer \$19,700 from the Cable Fund to the General Fund - Economic Development department. General Fund Increase Revenues: Transfer In- Cable TV 101-000.699.2300 \$19,700 Increase Appropriations Econ. Devel. - Professional Services 101-728.801.0050 \$19,700 Cable Fund Increase Revenues: Fund Balance Appropriation 230-000.695 \$19,700 Increase Appropriations Transfer Out to General 230-250.999.1010 \$19,700 This amendment increases the Economic Development budget from \$253,597 to \$273,297. Motion carried by all members present. **Item 2. CONSIDER AWARD OF CONTRACT FOR VAN BORN ROAD IMPROVEMENT PROJECT TO SOLE CONSTRUCTION INC. (MSD)** Motion by Bennett, supported by Williams to award the Van Born Road Improvements project in the amount of \$797,635.25 to Sole Construction Inc. Motion carried by all members present. **Item 3. CONSIDER MCINTYRE MANOR LOT COMBINATION (057-01-0013-000, 057-01-0014-000, 057-01-0015-000, 057-01-0403-000 AND 057-01-0404-000).** (MSD) Motion by Bennett, supported by Williams to approve the request of Mr. David Griffin to consolidate the following lots in McIntyre Manor Subdivision (44125 Ford Road); 057-01-0013-000, 057-01-0015-000, 057-01-0403-000 and 057-01-0404-000. Motion carried by all members present. **Item 4. CONSIDER PROPOSAL FROM MUNICIPAL SOFTWARE CORPORATION TO PROVIDE PROFESSIONAL SERVICES RELATED TO IMPLEMENTATION OF CITYVIEW 9. (MSD)** Motion by Bennett, supported by Williams to approve the proposal from Municipal Software Corporation to provide professional consulting services for the implementation of CityView Release 9, for a total cost not-to-exceed of \$40,000. Funds are available in the 2008 Budget in the accounts specified in the RBA. Motion carried by all members present. Motion by Bennett, supported by Williams to approve the reprogramming of \$2000 from Planning Services, Conferences and Seminars, Account # 101-853.855, to Planning Services Contracted Services account # 101-853.801.0050. Motion carried by all members present. **Item 5. CONSIDER APPROVAL OF PURCHASE AGREEMENT TO ACQUIRE RIGHT-OF-WAY FROM PARCEL 71-064-99-0016-000 FOR THE CONSTRUCTION OF THE CHERRY HILL/CANTON CENTER INTERSECTION IMPROVEMENT. (MSD)** Motion by Bennett, supported by Anthony to approve the purchase of right-of-way along the north side of Cherry Hill west of Canton Center from parcel no. 71-064-99-0016-000 for an amount not to exceed \$20,319.00 and further authorize the Township Clerk and Supervisor to sign the purchase agreement. Motion carried by all members present. **Item 6. CONSIDER AUTHORIZING THE TOWNSHIP CLERK AND SUPERVISOR TO SIGN A PERMANENT DRAIN EASEMENT TO WAYNE COUNTY FOR THE TRUESDELL DRAIN. (MSD)** Motion by Bennett, supported by Anthony to authorize the Township Supervisor and Clerk to sign the permanent drain easement for the Truesdell Drain across parcel No. 71-091-99-0002-002. Motion carried by all members present. **Item 7. CONSIDER A CHANGE ORDER FOR ADDITIONAL ENGINEERING SERVICES TO WADE TRIM ASSOCIATES. (MSD)** Motion by Bennett, supported by Anthony to authorize the proposed change order for additional engineering services to Wade Trim Associates in an amount not to exceed \$330,000 (Sewer Bond Account No. 402-302.801.0040). Motion carried by all members present. **Item 8. APPROVE ANNUAL MAINTENANCE AGREEMENT WITH MOTOROLA FOR DISPATCH. (PSD)** Motion by Bennett, supported by Taj to approve the service agreement for on the Public Safety Dispatch System with Motorola, 13108 Collections Center Drive, Chicago, IL 60693 for an amount of \$19,821. Funds to come from E-911 Services 261.346.801.0050. Motion carried by all members present. **Item 9. FIRST READING, AMENDMENT TO THE CODE OF ORDINANCES, PARKS AND RECREATION, PUBLIC CONDUCT IN PARKS, CHAPTER 50, ARTICLE II. (CLS)** Motion by Bennett, supported by Taj to introduce and table the first reading of the amendment to the Code of Ordinances, Canton Charter Township, Michigan, to modify Article II, Chapter 50, Parks and Recreation, Public Conduct in Parks and publish on October 22, 2009. The second reading will be on October 27, 2009 for removal from the table, with an effective date and publication of November 5, 2009. Motion carried by all members present. STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON DEPARTMENT OF LEISURE SERVICES ORDINANCE AN ORDINANCE TO AMEND THE CHARTER TOWNSHIP OF CANTON CODE BY AMENDING CHAPTER 50, ARTICLE II, PUBLIC CONDUCT AT PARKS AND TRAILS; PROVIDING FOR DEFINITIONS; PROVIDING FOR THE DEPARTMENT OF LEISURE SERVICES; PROVIDING FOR SUPERVISION OF LEISURE SERVICES FACILITIES; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OR SEVERABILITY; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE. **THE CHARTER TOWNSHIP OF CANTON ORDINANCES: SECTION 1. AMENDMENT TO THE CODE.** Chapter 50, Article II, the Public Conduct at Parks and Trails Ordinance is hereby amended to read as follows: ARTICLE II. DEPARTMENT OF LEISURE SERVICES **Sec. 50-31. Definitions.** This section provides the definitions for terms used in this Ordinance. **Sec. 50-32. Department of Leisure Services; Creation; Director.** This section provides for the creation of the Department of Leisure Services and for a director of the department. **Sec. 50-33. Enforcement.** This section provides for enforcement. **Sec. 50-34. Violation of rules.** This section provides for the violation of rules. **Sec. 50-35. Operating hours and closed areas.** This section provides for Leisure Service facilities operating hours and closed areas. **Sec. 50-36. Permits; application; criteria.** This section provides for permit application, criteria for issuance, notice of denial, appeal of denial, liability of permittee and revocation. **Sec. 50-37. Damaging or tampering with buildings or other property.** This section provides that no person shall damage or tamper with Leisure Services buildings or other property. **Sec. 50-38. Use of restrooms or washrooms designated for opposite sex.** This section provides for use of restrooms and washrooms designated for the opposite sex. **Sec. 50-39. Damaging trees, shrubbery or lawns; standing or sitting on fences or other property.** This section provides that no person shall damage trees, shrubbery, or lawns or shall stand/sit on fences or other property. **Sec. 50-40. Injuring wild animals or birds.** This section provides that no person shall attempt to harm, injure or kill any animal, reptile or bird at a Leisure Services facility. **Sec. 50-41. Pollution of waters.** This section provides that pollution of Leisure Services bodies of water is prohibited. **Sec. 50-42. Disposal of refuse.** This section provides for the disposal of refuse. **Sec. 50-43. Use of picnic areas.** This section provides for the use of Leisure Services picnic areas. **Sec. 50-44. Camping.** This section provides that camping is not allowed at Leisure Services facilities unless allowed through a township event sanctioned by the director. **Sec. 50-45. Games.** This section provides that no person shall take part in the playing of games such as golf, baseball, football, soccer and softball in a park except in areas designated for such activities. **Sec. 50-46. Horseback riding.** This section provides for horseback riding. **Sec. 50-47. Domestic animals.** This section provides the rules and regulations for bringing dogs or pets to a Leisure Services facility. **Sec. 50-48. Fires.** This section provides that no person shall start/maintain a fire within the boundaries of any park or trail property except in picnic stoves, fireplaces or other such containers for such purposes. **Sec. 50-49. Conducting amusement for gain.** This section provides that no amusement for gain shall be conducted in any Leisure Services facility without first obtaining a permit. **Sec. 50-50. Alcoholic beverages.** This section provides the rules for possessing and consuming alcoholic beverages at any Leisure Services facility. **Sec. 50-51. Off-road vehicles; motor-driven vehicles restricted to roadways and parking areas.** This section provides that off-road vehicles and motor-driven vehicles are restricted to roadways and parking areas. **Sec. 50-52. Remote control vehicles.** This section provides for the use and restrictions of remote control vehicles at Leisure Services facilities. **Sec. 50-53. Skateboards and rollerblades.** This section provides for the use and restrictions of skateboards and rollerblades. **Sec. 50-54. Assemblies.** This section provides that no assemblies are allowed at any Leisure Services facility unless a permit has been obtained from the director. **Sec. 50-55. Conducting sales for gain.** This section provides that conducting sales for gain is not permitted without first meeting the requirements of the Peddlers and Solicitors Ordinance and obtaining a permit. **Sec. 50-56. Organization or group participation.** This section provides that at posted locations a group of 12 or more persons must obtain a permit. **Sec. 50-57. Picnic pavilion structures.** This section provides for the use of picnic pavilion structures. **Sec. 50-58. Swimming, bathing, and wading.** This section provides for swimming, bathing and wading. **Sec. 50-59. Boating.** This section provides for boating at Leisure Services facilities. **Sec. 50-60. Loitering and cruising.** This section provides that loitering and cruising are prohibited. **Sec. 50-61. Hindering, resisting or impersonating employees.** This section prohibits the hindering, resisting or impersonating of Leisure Services employees. **Sec. 50-62. Unlawful obstruction.** This section provides for unlawful obstruction of any Leisure Services facility. **Sec. 50-63. Fireworks.** This section prohibits fireworks within or upon Leisure Services facility property unless specifically authorized by the township fire marshal. **Sec. 50-64. Operation of bicycles.** This section provides the rules for operating bicycles at Leisure Services facilities. **Sec. 50-65. Parking.** This section provides for parking at Leisure Services facilities. **Sec. 50-66. Public exhibition.** This section prohibits public exhibition at Leisure Services facilities. **Sec. 50-67. Peddling and soliciting.** This section provides for peddling and soliciting at Leisure Services facilities. **Sec. 50-68. Emergency powers.** This section provides for emergency powers. **Sec. 50-69. Noise and disturbance.** This section provides for noise that disturbs or annoys others at Leisure Services facilities. **Sec. 50-70. Hunting and fishing.** This section provides that hunting is prohibited at Leisure Services facilities and that unless it is posted otherwise, fishing is permitted if conducted in compliance with laws of the state. **Sec. 50-71. Public involvement in change to parkland or park facility.** This section provides that public involvement in change to parkland or park facility shall be in accordance to the comprehensive master plan for the township and the township leisure services comprehensive master plan. **Sec. 50-72. Disposition of park property.** This section provides for the disposition of park property. **SECTION 2. VIOLATION AND PENALTY.** This section provides that any person or entity that violates any provision of this Ordinance may, upon conviction, be fined not more than Five Hundred (\$500.00) Dollars or imprisoned not more than Ninety (90) days, or both, in the discretion of the court. **SECTION 3. SEVERABILITY.** This section provides that any unenforceable section can be severed from the rest of the Ordinance. **SECTION 4. REPEAL OF CONFLICTING ORDINANCES.** This section provides that all Ordinance or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect. **SECTION 5. SAVINGS CLAUSE.** This section provides that all rights and duties which have matured, penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance. **SECTION 6. PUBLICATION.** This section provides that the Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law. **SECTION 7. EFFECTIVE DATE.** This section provides that this Ordinance, as amended, shall take full force and effect upon publication as required by law. Copies of the complete text of this Ordinance are available at the office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, Michigan 48188, during regular business hours. **Item 10. EARLY RETIREMENT** Motion by Bennett, supported by Taj to approve the early retirement of Patricia Hogston and to authorize the Clerk to sign the appropriate Municipal Employee Retirement System Forms. Motion carried by all members present. **ADJOURN:** Motion by Bennett, supported by Williams to adjourn at 7:57 p.m. Motion carried by all members present. - Philip LaJoy, Supervisor - Terry G. Bennett, Clerk -

Copies of the complete text of the Board Minutes are available at the office of the Charter Township of Canton, 1150 S. Canton Center Rd, Canton, MI 48188, during regular business hours and can also be accessed through our web site [www.canton-mi.org](http://www.canton-mi.org) after Board Approval. Publishing: October 22, 2009