

Charter Township of Canton Board Proceedings-November 9, 2010

6:00 P.M. – CLOSED SESSION – PENDING LITIGATION Motion by Bennett, supported by Anthony to move from open session to closed session at 6:00 p.m. to discuss pending litigation. Motion carried by all members present. **Roll Call** Members Present: Anthony, Bennett, Caccamo (arrived 6:55 p.m.), LaJoy, McLaughlin, Taj, Williams Staff Present: Director Eva, Director Faas, Auditor Robinson Guest Present: Tim Cronin, Hemming, Polaczyk, Cronin, Smith & Witthoff P.C., Jim Case from Kerr, Russell and Weber, PLC Motion by Bennett, supported by Williams to move from closed session to open session at 7:00 p.m. Motion carried unanimously. A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, November 9, 2010 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, Caccamo, LaJoy, McLaughlin, Taj, Williams Staff Present: Director Conklin, Director Eva, Director Faas, Director Nemecek, Audrey Robinson, Debra Bilbrey-Honsowetz, Dave Medley **Adoption of Agenda** Motion by Bennett, supported by Williams to approve the agenda as amended adding G-9 Confirmation of Appointment of Debra Bilbrey-Honsowetz Leisure Services Director, Effective January 1, 2011. Motion carried unanimously. **Approval of Minutes** Motion by Bennett, supported by Taj to approve the Board Minutes of October 26, 2010. Motion carried unanimously. **Payment of Bills** Motion by McLaughlin, supported by Taj to approve payment of the bills as presented. Motion carried unanimously. **RECOGNITION: Item 1. RECOGNITION OF SENATOR BRUCE PATTERSON. (SUPERVISOR)** Motion by Bennett, supported by Anthony to adopt the resolution in recognition of Senator Bruce Patterson. Motion carried unanimously. **Item 2. RECOGNITION – FRANK BARRETT RETIREMENT. (PUBLIC SAFETY)** Motion by Bennett, supported by Anthony to adopt the resolution in recognition of Fire Marshal Frank Barrett's Retirement. Motion carried unanimously. **Item 3. CITIZEN'S CITATION – ZACHARY MCARDLE. (PUBLIC SAFETY)** Motion by Bennett, supported by McLaughlin to adopt the resolution in recognition of Citizen's Citation – Zachary McArdle. Motion carried unanimously. **PUBLIC HEARING: Item 1. PUBLIC HEARING – CDBG CONSOLIDATED PLAN** Motion by Bennett, supported by Anthony to open the public hearing at 7:22 p.m. for the CDBG Consolidation Plan. Motion carried unanimously. There were no public comments either in opposition or in agreement with the Five Year CDBG Consolidated Plan. Motion by Bennett, supported by McLaughlin to close the public hearing at 7:30 p.m. for the CDBG Consolidation Plan. Motion carried unanimously. **CONSENT CALENDAR: Item 1. APPROVE AGREEMENT FOR ENFORCEMENT OF UNIFORM TRAFFIC CODE ON PRIVATE PROPERTY – PHEASANT VIEW AT PHEASANT RUN SUBDIVISION. (PSD)** Motion by Bennett, supported by McLaughlin to approve the Agreement for Enforcement of Uniform Traffic Code on Private Property at Pheasant Run subdivision. Motion carried unanimously. **Item 2. SECOND READING OF AN AMENDMENT TO THE CODE OF ORDINANCE OF ORDINANCES, CHAPTER 74, ENTITLED "UTILITIES," ARTICLE IV, SEWER USE AND INDUSTRIAL WASTE PRETREATMENT REQUIREMENTS FOR USERS DISCHARGING TO YPSILANTI COMMUNITY UTILITIES AUTHORITY SYSTEM. (MSD)** Motion by Bennett, supported by McLaughlin to remove from the table for Second Reading and adoption the Amendment to the Code of Ordinances, Chapter 74 Entitled "Utilities", Article IV. Sewer Use and Industrial Waste Pretreatment Requirements for Users Discharging to Ypsilanti Community Utilities Authority System with a publication and effective date of November 18, 2010. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON, AMENDMENT TO WATER AND SEWER SYSTEM ORDINANCE CHAPTER 74, ARTICLE IV AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF CANTON, CHAPTER 74 ARTICLE IV ENTITLED "SEWER USE AND INDUSTRIAL WASTE PRETREATMENT REQUIREMENTS FOR USERS DISCHARGING TO YPSILANTI COMMUNITY UTILITIES AUTHORITY SYSTEM PROVIDING FOR CHANGES TO DEFINITIONS, ABBREVIATIONS, INFORMATION REQUIRED PRIOR TO CONNECTION TO SYSTEM, REPORTING REQUIRED AFTER PROMULGATION OR REVISION OF A PRETREATMENT STANDARD AND REPORTING FROM A NEW SOURCE, ADDITIONAL REPORTING REQUIRED; PERIODIC MONITORING REPORTS, RECORDS; ACCOUNTS; AUDITS; CLASSIFICATION OF USERS; INSURANCE, ENFORCEMENT PROCESS, FUNDING, FAT, OILS & GREASE (FOG) INTERCEPTOR AND SAND INTERCEPTOR, PROHIBITED DISCHARGES, PROHIBITED CONCENTRATIONS OF CERTAIN POLLUTANTS; MERCURY REDUCTION PLAN, REPORT OF VIOLATION; ALSO PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; SEVERABILITY OF UNENFORCEABLE PROVISIONS; SAVINGS CLAUSE; PUBLICATION AND EFFECTIVE DATE. THE CHARTER TOWNSHIP OF CANTON ORDINANCES: SECTION 1. AMENDMENT TO ORDINANCE: ARTICLE IV OF THE WATER AND SEWER ORDINANCE, CHAPTER 74, IS SUBSTANTIALLY AMENDED TO REFLECT THE CURRENT REQUIREMENTS OF THE EPA, DNRE AND LOCAL ORDINANCES GOVERNING WASTEWATER DISCHARGES TO THE YPSILANTI COMMUNITY UTILITIES AUTHORITY PUBLIC-OWNED WASTEWATER TREATMENT PLANT. SAID AMENDMENTS ARE COMPREHENSIVE AND ARE AVAILABLE FOR REVIEW BY THE PUBLIC THROUGH THE OFFICE OF THE TOWNSHIP CLERK. SECTION 2. VIOLATION AND PENALTY** Unless otherwise provided, any person, corporation, partnership or any other legal entity who violates the provisions of this ordinance shall be guilty of a misdemeanor and may be fined not more than Five Hundred (\$500.00) Dollars or imprisoned for not more than ninety (90) days, or both, at the discretion of the Court. **SECTION 3. REPEAL** All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance, except as herein provided, are hereby repealed only to the extent necessary to give this Ordinance full force and effect. **SECTION 4. SEVERABILITY** If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion thereof. **SECTION 5. SAVINGS CLAUSE** The repeal or amendment herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending litigation or prosecution of any right established or occurring prior to the effective date of this Ordinance, as amended. **SECTION 6. PUBLICATION** 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 Ordinance shall take full force and effect upon publication. Introduced: October 26, 2010, Published: November 4, 2010, Adopted: November 9, 2010, Effective upon Publication: November 18, 2010 **Item 3. ESTABLISH BOARD OF TRUSTEES MEETING DATES FOR 2011. (CLERK)** Motion by Bennett, supported by McLaughlin to establish the Canton Township Board of Trustees meeting schedule for the year 2011 as follows: first, second, third, fourth and fifth Tuesday of each month for the Charter Township of Canton. Meeting scheduled for Board of Trustees Regular Meetings of the Board will be held, at 7:00 p.m. at the Charter Township of Canton Administration Building, Board of Trustees meeting room, 1150 Canton Center South, First Floor, Canton, Michigan. Meetings may be cancelled to coordinate with election dates as scheduled for 2011. Motion carried unanimously. **Item 4. APPOINTMENT TO CDBG ADVISORY COUNCIL. (FBD)** Motion by Bennett, supported by McLaughlin to appoint Nancy Sandys to the CDBG Advisory Council for a two-year term effective January 1, 2011, and expiring December 31, 2013. Motion carried unanimously. **GENERAL CALENDAR: Item 1. ENDORSEMENT LETTER OF SUPPORT FOR MARBLE AND GRANITE WORKS PARTICIPATION IN THE WAYNE COUNTY TURBO PROGRAM. (SUPERVISOR)** Motion by Bennett, supported by Williams to approve the Endorsement Letter of Support for Marble and Granite Works and Carrollton Arms LLC participation in the Wayne County Land Bank TURBO Development Program. Motion carried unanimously. **Item 2. PROPOSAL TO AMEND AGREEMENT BETWEEN UPTOWN INVESTORS (BEZTAK) AND THE CHARTER TOWNSHIP OF CANTON. (FBD/MSD)** Motion by Bennett, supported by McLaughlin to approve the proposed plan to restructure the payments from Uptown Investors, LLC. for the Cherry Hill Road and Denton Road SAD's, and to authorize the Township Clerk and Supervisor to sign any necessary agreements to meet this end. Motion carried unanimously. **Item 3. EARLY RETIREMENT HEALTHCARE INCENTIVE. (FBD)** Motion by Bennett, supported by Taj to approve early healthcare retirement benefits for eligible employees. These benefits will be paid to the employees for the time period of January 2011 through the time period in which they meet full Medicare eligibility. At that time, the Township will assume the full cost of the complimentary Medicare two plus one coverage. Motion carried unanimously. **Item 4. INTER-TEL PHONE SYSTEM UPGRADE AND CONSOLIDATION. (FBD)** Motion by Bennett, supported by Taj to approve the bid of BSB Communications, Inc. to upgrade and consolidate Canton's Inter-Tel Access telephone system in the amount of \$46,870.71 as listed in their proposal. Motion carried unanimously. **Item 5. APPROVE PROPOSAL FOR TOWNSHIP TELEPHONE CARRIER SERVICES. (FBD)** Motion by Bennett, supported by McLaughlin to approve the bid proposal from Utility Telecom for Telnet telephone carrier services for a three year period from the date of contract signing. Motion carried unanimously. **Item 6. AUTHORIZE AMENDMENT TO CONTRACT FOR REHABILITATION INSTITUTE OF MICHIGAN. (CLS)** Motion by Bennett, supported by Taj to approve the amendment for Rehabilitation Institute of Michigan, 261 Mack Blvd., Detroit MI 48201-2417, increasing the space to include the Ash and Pines rooms at the Summit for a 3 year period commencing November 1, 2010 thru October 31, 2013, for a total of \$126,108.72 with the option of an additional 3 year extension. Motion carried unanimously. **Item 7. APPROVAL OF MCACA GRANT APPLICATION SUBMISSIONS. (CLS)** Motion by Bennett, supported by Williams to authorize the application to the Michigan Council for Arts and Cultural Affairs, Michigan Economic Development Corporation, 300 North Washington Square, Lansing, MI 48913, for a grant for \$7,500 towards the programming expenses for the FY 2011 African American History Through Artist Eyes, and further authorize a \$7,500 match be made. Motion carried unanimously. **Item 8. CONSIDER PURCHASE OF (37) BULLET PROOF VESTS. (PSD)** Motion by Bennett, supported by Taj to approve the purchase of (37) bullet proof vests from On Duty Gear, LLC, 309 Huron Ave., Port Huron, Michigan; in the amount of \$19,005.00 with funds budgeted in Police Uniforms Account #207-301-50.722.0001. Motion carried unanimously. **Item 9. CONFIRMATION OF APPOINTMENT OF DEBRA BILBREY-HONSOEWETZ AS LEISURE SERVICES DIRECTOR, EFFECTIVE JANUARY 1, 2011.** Motion by Bennett, supported by McLaughlin to approve the confirmation of Debra Bilbrey-Honsowetz to the appointment of Leisure Services Director effective January 1, 2011. Motion carried unanimously. **OTHER:** Trustee Anthony wanted to remind and encourage everyone to attend the Salute to Veterans on Thursday, November 11, 2010 at 6:00 p.m. at the Cherry Hill Village Theater. Trustee Anthony stated he would like to wish the United States Marine's a Happy 235th Birthday on November 10, 2010. Supervisor LaJoy stated sometime previously there was a study session on fees. There will be a public forum on how these fees were decided upon on Thursday, November 18, 2010 at 5:00 p.m. in the lower level of the Administration Building, 1150 Canton Center S., Canton, Michigan. Director Conklin stated there will be a study session on Tuesday, November 16, 2010 at 7:00 p.m. on the master plan for Leisure Services. Supervisor LaJoy stated there will be a reception on Tuesday, November 16, 2010 at 6:00 p.m. to welcome InnovateIT, in the former Spring Engineering Building. InnovateIT will be bringing over 150 jobs to Canton over the next couple of years. **ADJOURN:** Motion by Taj, supported by Anthony to adjourn at 8:15 p.m. Motion carried unanimously. – 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 after Board Approval. Publish November 18, 2010