

Charter Township of Canton Board Proceedings–November 22, 2011

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, November 22, 2011 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:04 p.m. and led the Pledge of Allegiance to the Flag.

Roll Call Members Present: Anthony, Bennett, Demopoulos, LaJoy, McLaughlin, Taj, Williams Staff Present: Director Bilbrey-Honsowetz, Director Eva, Director Faas, Director Nemecek, Audrey Robinson

Adoption of Agenda Motion by Williams, supported by Taj to approve the agenda as presented. Motion carried unanimously. **Approval of Minutes** Motion by Bennett, supported by Anthony to approve the Board Minutes of October 25, 2011. Motion carried unanimously. Motion by Bennett, supported by Williams to approve the Board Study Minutes for November 15, 2011. Roll Call Vote: Ayes: Anthony, Demopoulos, LaJoy, McLaughlin, Taj, Williams Nays: None Abstain: Bennett Motion carried. **Payment of Bills** Motion by McLaughlin, supported by Williams to approve payment of the bills as presented. Motion carried unanimously. **RECOGNITION: Item 1. RETIREMENT RECOGNITION: POLICE OFFICER BRIAN SCHULTZ** Motion by Bennett, supported by Anthony to adopt the resolution for retirement recognition for Police Officer Brian Schultz. Motion carried unanimously. **Item 2. RETIREMENT RECOGNITION: POLICE SERGEANT CHUCK RAYCRAFT** Motion by Bennett, supported by Taj to adopt the resolution for retirement recognition for Police Sergeant Chuck Raycraft. Motion carried unanimously. **CONSENT CALENDAR: Item 1. REAPPOINTMENTS TO THE ELECTION BOARD OF CANVASSERS. (CLERK)** Motion by Bennett, supported by Williams to re-appoint James A. Kosteva (D) and Robert A. Bovitz (R) to the Canton Township Election Board of Canvassers, both to serve a four (4) year term; January 1, 2012 to December 31, 2015. Motion carried unanimously. **Item 2. APPROVE CHANGE OF LOCATION FOR VOTER PRECINCT #8. (CLERK)** Motion by Bennett, supported by Williams to approve the Voter Precinct #8 change of location from Resurrection Church to Salem High School, as a permanent voter precinct location change beginning with the election scheduled for February 28, 2012. Motion carried unanimously. **Item 3. ESTABLISH 2012 MEETING DATES FOR THE COMMISSION FOR CULTURE, ARTS & HERITAGE. (CLS)** Motion by Bennett, supported by Williams to establish the 2012 Canton Commission for Culture, Arts & Heritage meeting schedule at 7:00 p.m. in the Lower Level Meeting Room E of the Administration Building, 1150 S. Canton Center Road, quarterly on the second Monday of the established months. There will be a deviation from the second Monday meeting document due to a holiday on November 12, 2012. Meeting Dates: February 13, 2012, May 14, 2012, August 13, 2012, and November 19, 2012 Motion carried unanimously. **Item 4. SET PUBLIC HEARING DATE FOR CANTON LEISURE SERVICES MASTER PLAN. (CLS)** Motion by Bennett, supported by Williams to set the public hearing date for December 13, 2011, to consider approval of the Canton Leisure Services Five Year Master Plan. Motion carried unanimously. **Item 5. AMEND ONE HOUSING REHABILITATION CONTRACT. (FBD)** Motion by Bennett, supported by Williams to rescind the contract award from J. Wayne Enterprises in the amount of \$10,395.00 and award the contract for a housing rehabilitation at 42679 Colling to the lowest bidder, Miller Building Co., in the amount of \$6,952.00 plus a 10 percent contingency of \$695.20 for a purchase order total of \$7,647.20. Motion carried unanimously. **Item 6. CONSIDER ACCEPTANCE OF SOUTHEAST MICHIGAN UASI INTEROPERABILITY EMERGENCY COMMUNICATIONS GRANTS (IECGP). (PSD)** Motion by Bennett, supported by Williams to accept the 2009 and 2010 IECGP grants, allowing Oakland County to proceed with the purchase of radio equipment requested by Canton under the grant agreement. Funds to cover Canton's 25% match are budgeted in E-911 Capital Outlay Computers & Equipment #261-346-50.970.0010, for 2011 & 2012. Motion carried unanimously. **Item 7. REVISED RESOLUTION APPROVING REQUEST FROM GIL-MAR MANUFACTURING TO AMEND INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE NO. 2010-344. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to adopt the resolution approving the request from Gil-Mar Manufacturing to Amend Industrial Facilities Exemption Certificate No. 2010-344. Motion carried unanimously. **Item 8. REVISED RESOLUTION APPROVING REQUEST FROM GREENFIELD DIE AND MANUFACTURING TO EXTEND THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE NO. 2006-404. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to adopt the resolution approving the request from Greenfield Die and Manufacturing to extend the Industrial Facilities Exemption Certificate No. 2006-404. Motion carried unanimously. **Item 9. REAPPOINTMENT OF PLANNING COMMISSION MEMBERS. (SUPERVISOR)** Motion by Bennett, supported by Williams to reappoint Damon Garrett, Sue Dodson, and Brad Cambridge to the Canton Township Planning Commission for another three-year term to expire on 12/31/2014. Motion carried unanimously. **Item 10. POINTMENT TO THE MERIT COMMISSION. (SUPERVISOR)** Motion by Bennett, supported by Williams that the Canton Board of Trustees appoint Mr. Richard Keenan to the vacancy on the Merit Commission for a term that will expire on November 22, 2017. Motion carried unanimously. **Item 11. RECLASSIFICATION FROM CLERK II TO CLERK III. (SUPERVISOR)** Motion by Bennett, supported by Williams to reclassify the position of Clerk II to Clerk III in the Supervisor's office. Motion carried unanimously. **Item 12. SECOND READING TO TOWNSHIP CODE OF ORDINANCES, ADDING CHAPTER 70 TRAFFIC AND VEHICLES, SECTION 70-5, PARKING PROHIBITIONS ON RESIDENTIAL STREETS. (SUPERVISOR)** Motion by Bennett, supported by Williams to remove from the table, adopt and publish the second reading of the Township Code of Ordinances, Chapter 70 Traffic and Vehicles, Section 70-5, Parking Prohibitions on Residential Streets to become effective December 1, 2011. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON SUMMARY OF CHAPTER 70, PARKING PROHIBITIONS ON RESIDENTIAL STREETS AN ORDINANCE OF THE CHARTER TOWNSHIP OF CANTON, CODE OF ORDINANCES; AMENDING CHAPTER 70 TRAFFIC AND VEHICLES, OFFENSES, ADDING SECTION 70-5 PARKING PROHIBITIONS ON RESIDENTIAL STREETS; PROVIDING FOR DEFINITION, SEVERABILITY, PUBLICATION AND EFFECTIVE DATE THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO THE CODE Chapter 70 Traffic and Vehicles is hereby amended to include: Section 70-5 - Parking prohibitions on residential streets This section provides for the definition of large commercial vehicles, prohibition of parking of large commercial vehicle on any residential street or near any church, school or alley in the township except when picking up or discharging passengers or when temporarily parked pursuant to the performance of work or service at a particular location. This section does not apply to emergency response vehicles, pickup trucks and vans unless defined above as a large commercial vehicle, pickup trucks and vans utilized as family vehicles, and those vehicles which bear no commercial or business venture. SECTION 2. SEVERABILITY This section provides that any unenforceable section can be severed from the rest of the Ordinance. SECTION 3. REPEAL OF INCONSISTENT 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 4. SAVINGS CLAUSE This section provides that all rights and duties which have mattered, 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 5. PUBLICATION The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law. SECTION 6. EFFECTIVE DATE This Ordinance shall take full force and effect upon publication as required by law. Introduced: October 25, 2011 Adopted: November 22, 2011 Published: December 1, 2011 Effective: December 1, 2011 Copies of the complete text of this Ordinance are available at the Clerk's office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI 48188, during regular business hours. **Item 13. PA-116 – FARMLAND AND OPEN SPACE PRESERVATION PROGRAM. (TREASURER)** Motion by Bennett, supported by Williams to approve the PA116 Farmland and Open Space Preservation application for 71-123-99-0005-703 and 71-122-99-0005-701 as submitted by Richard and Denise Hauk. Motion carried unanimously. **GENERAL CALENDAR: Item 1. CONSIDER SITE PLAN APPROVAL FOR EXPANSION OF PUMPHOUSE IN INDEPENDENCE PARK. (MSD)** Motion by Bennett, supported by McLaughlin to adopt the resolution for the site plan for Independence Park Pumphouse expansion. Motion carried unanimously. **Item 2. CONSIDER TABOR-CAPOROSSO REZONING. (MSD)** Motion by Bennett, supported by McLaughlin to adopt the resolution rezoning request of Deborah Tabor - Caporossa. Motion carried unanimously. **Item 3. CONSIDER AUTHORIZING PAYMENT OF CANTON'S PUBLIC WATER SUPPLY ANNUAL FEE TO THE STATE OF MICHIGAN. (MSD)** Motion by Bennett, supported by Taj to authorize payment of Canton's Public Water Supply Annual Fee to the State of Michigan in the amount of \$13,005.31 (account 592-536.930.0050, Infrastructure Maintenance). Motion carried unanimously. **Item 4. CONSIDER AGREEMENT WITH WAYNE COUNTY TO PROVIDE WINTER MAINTENANCE ON 17.50 MILES (37.80 LANE MILES) OF COUNTY ROADS. (MSD)** Motion by Bennett, supported by McLaughlin to approve the agreement with Wayne County to provide additional winter maintenance for 17.50 miles (37.80 lane miles) of County local roads and authorize the payment of \$47,478.74 from Account No. 101-447.03.801.0050 (Engineering ROW Professional & Contractual Services). Roll Call Vote: Ayes: Anthony, Bennett, Demopoulos, LaJoy, McLaughlin, Taj Nays: Williams Motion carried. **Item 5. CONSIDER APPROVAL OF PURCHASE ORDERS FOR IMPLEMENTATION SERVICES AND COMPUTER HARDWARE TO DEVELOP THE LOGOS-TO-CITYWORKS INTEGRATION AND THE PUBLIC WORKS ONLINE CITIZEN SERVICE REQUEST SYSTEM. (MSD)** Motion by Bennett, supported by Williams to approve the budget amendment decreasing account #592.536.970.0010 by \$16,000 and decreasing account #592.537.970.0010 by \$24,000 budgeted in the 2012 capital budget for water and sewer and increasing accounts #592.536.970.0000 by \$16,000 and increasing account #592.537.970.0000 by \$24,000 in 2011. Motion carried unanimously. Motion by Bennett, supported by McLaughlin to award a professional services contract to Power Engineers, Inc, for the software development and implementation services in an amount not-to-exceed \$31,598. Motion carried unanimously. Motion by Bennett, supported by McLaughlin to issue a purchase order to Dell for the hardware required for the projects in an amount not-to-exceed \$30,000. Motion carried unanimously. **Item 6. CONSIDER REPROGRAMMING FUNDS FOR THE PURCHASE OF 4 REPLACEMENT COMPUTERS FOR PLANNING SERVICES. (MSD)** Motion by Bennett, supported by Taj to approve the reprogramming of \$6,622 to Planning Services, Account # 101-853-970.0010, Capital Outlay - Computer Equipment from Account # 101-853.930.0010, Maintenance and Repair - Computer Equipment, CityView Portal in an amount of \$4,999 and from Account # 101-853-955-0000, Conferences and Seminars in an amount of \$1,623. Motion carried unanimously. Motion by Bennett, supported by Taj to further move to approve the purchase of 1 Dell Vostro 3750 Laptop and 3 Dell Optiplex 990MT Desktop computers for Planning Services, not to exceed \$6,622, to be paid for with the reprogrammed funds outlined above based on the State of Michigan Purchase Contract with Dell. Motion carried unanimously. **Item 7. CONSIDER ADOPTION OF THE TOWNSHIP'S 2011-2016 CAPITAL IMPROVEMENT PROGRAM. (MSD)** Motion by Bennett, supported by Williams to adopt the Township's Capital Improvement Program for 2011 through 2016 as presented. Motion carried unanimously. **Item 8. AUTHORIZE AN INCREASE TO THE BLANKET PURCHASE ORDER FOR WESTERN WAYNE COUNTY THERAPEUTIC RECREATION REIMBURSEMENTS. (CLS)** Motion by Bennett, supported by Taj to authorize an increase to blanket purchase order #881 for City of Westland, 36651 Ford Road, Westland, MI 48185, in the amount of \$25,000 to be taken from account number 101-691-63.742 in the amount of \$15,000; and 101-691-63.801.0050 in the amount of \$10,000. Motion carried unanimously. **Item 9. ACTUARIAL VALUATION FOR THE CHARTER TOWNSHIP OF CANTON RETIREE HEALTH CARE PLAN. (FBD)** Motion by Bennett, supported by McLaughlin to approve the proposal from Gabriel, Roeder, Smith & Company (GRS) to provide an actuarial valuation of the retiree health care benefits for the fee of \$16,800 and to authorize the Finance Director to sign the Acceptance of Letter of Engagement. I further move to approve the following budget adjustment. Increase Revenues: Professional and contractual #736-238-801.0050 \$16,800 Decrease Expenses: Transfer to fund balance #736-238-990 \$16,800 Motion carried unanimously. **Item 10. CONSIDER APPROVAL OF ANNUAL MAINTENANCE AGREEMENT FOR DISPATCH RADIO CONSOLE. (PSD)** Motion by Bennett, supported by Williams to approve the annual maintenance agreement for the dispatch console with Motorola in the amount of \$22,339.80. Funds for this purchase are budgeted in the E-911 Contracted and Professional Services Account # 261-346-801.0050. Motion carried unanimously. **Item 11. FIRST READING TO TOWNSHIP CODE OF ORDINANCES AMENDING PART I GENERAL ORDINANCES, CHAPTER 58 SOLID WASTE, DIVISION 2, SECTIONS 58.51 – 58.54 PRESUMPTION REGARDING RESPONSIBILITY FOR LITTERING FROM A MOTOR VEHICLE. (SUPERVISOR)** Motion by Bennett, supported by Williams to introduce and table for consideration the "First Reading" of the Amendment to the Township Code of Ordinances Part I General Ordinances, Chapter 58 Solid Waste, Article II Litter and Debris Control, Division 2 Litter, Section 58-54, Presumption regarding responsibility for littering from motor vehicle. Motion carried unanimously. Further, I move to publish said ordinance on December 1, 2011 and consider removing it from the table for adoption on December 13, 2011, with a publication and effective date of December 22, 2011. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON, SUMMARY OF AMENDMENT TO CHAPTER 58 SOLID WASTE ORDINANCE AN ORDINANCE OF THE CHARTER TOWNSHIP OF CANTON, CODE OF ORDINANCES; AMENDING CHAPTER 58, SECTION 58-54(b) PRESUMPTION REGARDING RESPONSIBILITY FOR LITTERING FROM MOTOR VEHICLE, PROVIDING FOR DEFINITION, SEVERABILITY, PUBLICATION AND EFFECTIVE DATE THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO THE CODE Chapter 58 Solid Waste, Article II Litter and Debris Control, Division 2 Litter, Section 58-54(b) is hereby amended as follows: Section 58-54 (b) *Presumption regarding responsibility for littering from motor vehicle.* This section is amended, adopting Act 451 of 1994 Part 89, Littering, MCL 324.8904. The change will clarify that the driver of the vehicle has a rebuttable presumption of responsibility for littering from a motor vehicle rather than the owner. SECTION 2. SEVERABILITY This section provides that any unenforceable section can be severed from the rest of the Ordinance. SECTION 3. REPEAL OF INCONSISTENT 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 4. SAVINGS CLAUSE This section provides that all rights and duties which have mattered, 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 5. PUBLICATION The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law. SECTION 6. EFFECTIVE DATE This Ordinance shall take full force and effect upon publication as required by law. Copies of the complete text of this Ordinance are available at the Clerk's office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI 48188, during regular business hours. **OTHER:** There will be a Board study meeting on Tuesday, November 29, 2011 at 7:00 p.m. in the Administration Building, First Floor, Board Room, 1150 Canton Center S., Canton, Michigan. The 33rd Annual Tree Lighting Ceremony (outside of the Summit's main entrance) will be Wednesday, November 30, 2011 at 6:00 p.m. **ADJOURN:** Motion by Bennett, supported by Williams to adjourn at 8:06 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 Clerk's 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: December 1, 2011

EC120111-0484 2.5 x 16.375