

6:30 P.M. CLOSED SESSION – CONSIDER SETTLEMENT OF PENDING LITIGATION Motion by Bennett, supported by Taj to move to closed session at 6:34 p.m. Motion carried unanimously. **Roll Call** Members Present: Anthony, Bennett, Demopoulos, LaJoy, McLaughlin, Taj, Williams Staff Present: Director Bilbrey-Honsowetz, Kristin Kolb, Margaret Debler, Johnson/ Rosati Motion by Taj, supported by Williams to move from closed session to open session at 7:01 p.m. Motion carried unanimously. A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, January 24, 2012 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:01 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, Kristin Kolb, Kristen Thomas **Adoption of Agenda** Motion by Bennett, supported by Williams to approve the agenda as amended adding G-4 Consider Settlement on Pending Litigation Negotiations. Motion carried unanimously. **Approval of Minutes** Motion by Bennett, supported by Taj to approve the Study Board Minutes of December 15, 2011. Motion carried unanimously. Motion by Bennett, supported by Anthony to approve the Special Board Minutes of December 22, 2011. Motion carried unanimously. **Payment of Bills** Motion by McLaughlin, supported by Williams to approve payment of the bills as presented. Motion carried unanimously. **RECOGNITION: Item 1. CITIZEN'S CITATION – ELAINE RORK** Motion by Bennett, supported by McLaughlin to adopt the resolution for the citizen's citation for Elaine Rork. Motion carried unanimously. **CONSENT CALENDAR: Item 1. CONSIDER SECOND READING OF CODE OF ORDINANCE AMENDMENTS, CHAPTER 86, PART I, SECTION 86-38, ARTICLE II, ENTITLED "BASIC FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD" IN ORDER TO ADOPT NEW FLOOD INSURANCE RATE MAPS. (MSD)** Motion by Bennett, supported by McLaughlin to remove from the table the second reading of the Township Code of Ordinance amendment, Chapter 86, Part I, Section 86-38, Article II, entitled "Basic for Establishing Areas of Special Flood Hazard" in order to adopt new flood insurance rate maps. Motion carried unanimously. Motion by Bennett, supported by McLaughlin to adopt and publish the second reading of the amendments to the Township Code of Ordinances, Part I General Ordinances, Chapter 86 Floods, Article II – Flood Damage Prevention, Section 86-38: "Basis for Establishing Areas of Special Flood Hazard." The publication and effective date is February 2, 2012. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON, CODE OF ORDINANCES, CHAPTER 86, AN ORDINANCE OF THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES; AMENDING CHAPTER 86, PART I, CHAPTER 86 FLOODS, ARTICLE II – FLOOD DAMAGE PREVENTION, SECTION 86-38 "BASIS FOR ESTABLISHING AREAS OF SPECIAL FLOOD HAZARD"; PROVIDING FOR DEFINITION, SEVERABILITY, PUBLICATION AND EFFECTIVE DATE. THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO THE CODE** Chapter 86-38 Floods is hereby amended to read as follows: **Section 86-38 – Basis for establishing areas of special flood hazard.** (a) The purpose of this chapter is to designate an enforcing agency to discharge the responsibility of the Charter Township of Canton located in Wayne County, and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended (b) Pursuant to the provisions of the state construction code, in accordance with Section 8b (6) of Act 230, of the Public Acts of 1972, as amended, the Building Official of the Charter Township of Canton, is hereby designated as the enforcing agency to discharge the responsibility of the Charter Township of Canton, under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The Charter Township of Canton assumes responsibility for the administration and enforcement of said Act throughout the corporate limits of the community adopting this ordinance. (c) Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the Charter Township of Canton. (d) The Federal Emergency Management Agency (FEMA) Flood Insurance Study (FIS) entitled "Wayne County, Michigan (All Jurisdictions)" and dated 2/2/2012 and the Flood Insurance Rate Map(s) (FIRMS) panel number(s) of 26163C; 0185E, 0195E, 0201E, 0202E, 0203E, 0204E, 0208E, 0210E, 0212E, 0215E, 0216E, and 0218E dated 2/12/2012 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the "Flood Hazards" section of Table R301.2(1) of the Michigan Residential Code. (e) Flood hazard areas additional to those areas described in the flood insurance study may exist in the township. The location of these areas shall be designated by the Building Official upon determination by the Township Engineer utilizing the best available floodplain data. **SECTION 2. SEVERABILITY** If any clause, sentence, section, paragraph or part of this Ordinance, or application thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. **SECTION 3. REPEAL** 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** 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: December 13, 2011 Adopted: January 24, 2012 Published: February 2, 2012 Effective: February 2, 2012 **Item 2. CONSIDER ASSIGNING THE CONTRACT TO PRESERVE MEDICAL BENEFIT CONTRIBUTIONS AND CO-PAYS FROM THE PREVIOUS IN-HOUSE COUNSEL TO THE NEW IN-HOUSE COUNSEL. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin, that the contract to preserve medical benefit and copay contributions between Canton Township and Audrey Robinson be assigned to Kristin Kolb. Motion carried unanimously. **Item 3. APPOINT KRISTIN KOLB TO REPRESENT CANTON IN PRE-TRIAL AND SETTLEMENT CONFERENCES. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to appoint Kristin Kolb as Canton's Representative in Pre-Trial and Settlement Conferences. Motion carried unanimously. **Item 4. APPOINT MMRMA MEMBER REPRESENTATIVE. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin, to appoint Kristin Kolb as the Canton Township Member Representative to the Michigan Municipal Risk Management Authority (MMRMA). Motion carried unanimously. **Item 5. SET PUBLIC HEARING DATE FOR MAYSER USA, FOR INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE AND EXEMPTION OF PERSONAL PROPERTY CERTIFICATE. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to set the public hearing for February 14, 2012, to consider the Industrial Facilities Exemption and Personal Property Exemption applications for Maysers USA, for real and personal property at their facility located at 4812 DeWitt. Motion carried unanimously. **Item 6. APPROVAL OF MCACA GRANT FUNDS. (CLS)** Motion by Bennett, supported by McLaughlin to authorize the acceptance of a grant for \$6,000 from the Michigan Council for Arts and Cultural Affairs, Michigan Economic Development Corporation, 300 North Washington Square, Lansing, MI 48913, towards the programming expenses for the fiscal year 2012 African American History Through Artist Eyes program, and further authorize a \$6,000 match be made (contracted services budget account #101-760-55.801_0050). Motion carried unanimously. **Item 7. ACCEPT PASS GRANT FROM WAYNE COUNTY. (CLS)** Motion by Bennett, supported by McLaughlin to accept PASS grant funds from Wayne County Children and Family Services - Prevention Services Division, 640 Temple, 5th Floor, Detroit, MI 48201 in the amount of \$15,000. Further, I move to authorize increase to revenue account #101-691-62.539 by \$15,000 and increase to expense account #101-691-62.742 by \$15,000. Motion carried unanimously. **Item 8. APPROVAL OF 2011-2012 SPECIALIZED SERVICES OPERATING ASSISTANCE PROGRAM. (CLS)** Motion by Bennett, supported by McLaughlin to approve the 2011-2012 Specialized Services Operating Assistance Program contract with SMART in the amount of \$31,942 (Social Services-Transportation Account #101-670.860) and to authorize the Township Supervisor to sign the contract. Motion carried unanimously. **Item 9. AUTHORIZE THE YOUTH SPORTS AGREEMENTS. (CLS)** Motion by Bennett, supported by McLaughlin to authorize Youth Sports Agreements with the Canton Victory Hockey Association, the Greater Canton Youth Baseball and Softball Association, Canton Lions Football Club, and Canton Soccer Club with each agreement being valid January 1, 2012 thru December 31, 2012. Motion carried unanimously. **Item 10. APPROVE REQUIRED FIRE LANE SIGNS TO BE RE-INSTALLED IN GLENGARRY SUBDIVISION. (PSD)** Motion by Bennett, supported by McLaughlin to approve the re-installation of fire lane signs required during the original site plan process of Glengarry subdivision. This includes both sides of Glengarry Boulevard, and the fire hydrant side of all other streets and courts in the subdivision. Motion carried unanimously. **GENERAL CALENDAR: Item 1. INTERNATIONAL DARIN, LLC, REQUEST FOR SPECULATIVE BUILDING STATUS, 4812 DEWITT. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to adopt the resolution for International Darin, LLC, request for Speculative Building Status, 4812 Dewitt. Motion carried unanimously. **Item 2. CONSIDER PAYMENT OF CITYVIEW ANNUAL SOFTWARE MAINTENANCE FEES. (MSD)** Motion by Bennett, supported by Demopoulos to authorize the payment to Municipal Software Corporation of annual software maintenance fees, for a total cost not-to-exceed of \$41,329.61. Funds are available in the 2012 Budget in the accounts listed as follows: Planning Services Account #101-853-930.0010 \$2,810.92 Public Works - Water Account #592-536-930.0010 \$15,596.83 Public Works – Sewer Account #592-537-930.0010 \$9,851.36 Building and Inspection Services Account #101-371-930.0010 \$10,608.33 Engineering Services Account #101-447-50.930.0010 \$2,462.16 **TOTAL \$41,329.61** Motion carried unanimously. **Item 3. CONSIDER PURCHASE OF NICE PERFORM EXPRESS RECORDING SOLUTION 911/PHONE/RADIO RECORDING LOGGER. (PSD)** Motion by Bennett, supported by McLaughlin to approve the purchase of a NICE Perform eXpress Recording Solution 911/Phone/Radio Recording Logger from Van Belkum, 4345 44th Street, SE Suite C, Grand Rapids, MI 49512 in the amount of \$40,496.50 (E-911 Capital Outlay account # 261-346-50.970.0010). Motion carried unanimously. **Item 4. CONSIDER PENDING LITIGATION SETTLEMENT NEGOTIATIONS. (SUPERVISOR)** Motion by Bennett, supported by Taj to authorize the Township attorney to pursue settlement negotiations as recommended in the Wheeler vs. Canton case. Motion carried unanimously. **ADDITIONAL PUBLIC COMMENT:** George Miller, 1946 Briarfield, discussed property purchased by Canton Township. **OTHER:** There will be no study session on Tuesday, January 31, 2012 and Tuesday, February 7, 2012. The next Board meeting will be Tuesday, February 14, 2012 at 7:00 p.m. at the Administration Building, First Floor, Board Room, 1150 Canton Center S., Canton, Michigan. **ADJOURN:** Motion by Demopoulos, supported by Williams to adjourn at 7:33 p.m. Motion carried unanimously. – Philip LaJoy, Supervisor – Terry G. Bennett, Clerk –