

**6:00 P.M.: CLOSED SESSION – STATUS UPDATE ON UNION NEGOTIATIONS** Motion by Bennett, supported by Anthony to move from open session to closed session at 6:00 p.m. to discuss union negotiations. Motion carried unanimously. **Roll Call** Members Present: Anthony, Bennett, Demopoulos, LaJoy, McLaughlin, Taj, Williams Staff Present: Director Bilbrey-Honsowetz, Director Trumbull, Director Faas, Director Nemecek, Kristin Kolb, Gynn Belcher, Amy Hughesdon Board discussion on the status update on union negotiations. Motion by Bennett, supported by Williams to move from closed session to open session at 7:02 p.m. Motion carried unanimously. A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, April 24, 2012 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:02 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 Trumbull, Director Faas, Director Nemecek, Kristin Kolb, Gynn Belcher, Carolyn Cox, Brad Sharp **Adoption of Agenda** Motion by Bennett, supported by Williams to approve the agenda as amended adding C-10 Delegation of Authority to Assign Fund Balance for Financial Reporting Purposes to the Township Supervisor and G-9 Consider Authorizing the Township Supervisor and Clerk to sign the Quit Claim Deed to Wayne Metropolitan Community Action Agency from the Charter Township of Canton for the Property Commonly Known as 40010 Koppernick, Tax ID# 71-004-01-0335-000. Motion carried unanimously. **Approval of Minutes** Motion by Bennett, supported by McLaughlin to approve the Board Minutes of April 10, 2012. Motion carried unanimously. **Citizen's Non-Agenda Item Comments:** Jennifer Bell, 3698 S. Canton Center, inquired on the traffic signal timing at Canton Center and Geddes. **Payment of Bills** Motion by McLaughlin, supported by Williams to approve payment of the bills as presented. Motion carried unanimously. **CONSENT CALENDAR: Item 1. SECOND READING AND ADOPTION OF AMENDMENT TO TOWNSHIP CODE OF ORDINANCES, AMENDING CHAPTER 70, SECTION 70-1 ADOPTION OF UNIFORM TRAFFIC CODE FOR MICHIGAN CITIES, TOWNSHIPS AND VILLAGES; MICHIGAN VEHICLE CODE AND STATE STATUTES RELATING TO SNOWMOBILE AND OFF-ROAD VEHICLES. (SUPERVISOR)** Motion by Bennett, supported by Demopoulos to remove from the table and adopt the second reading of the amendment to the Township Code of Ordinances, Chapter 70, Section 70-1, Adoption of Uniform Traffic Code for Michigan Cities, Townships and Villages; Michigan Vehicle Code and state statutes relating to snowmobile and off-road vehicles. Further, I move to publish said amendment on May 3, 2012, which shall be the effective date for the amendment. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON, CHAPTER 70 AN ORDINANCE TO AMEND CHAPTER 70, TRAFFIC AND VEHICLES, ARTICLE II, MICHIGAN VEHICLE CODE, OF THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF CANTON TO ADOPT BY REFERENCE MCL 257.625(1)(c). THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO CODE** Section 70-1, Adoption of Uniform Traffic Code for Michigan Cities, Townships and Villages; Michigan Vehicle Code and state statutes relating to snowmobile and off-road vehicles, is hereby amended to read as follows: (a) - (b) [Unchanged.] (c) **Penalties.** (1) Except as provided in (2), the penalties provided by the Uniform Traffic Code, the pertinent provisions of the Michigan Motor Vehicle Code and the pertinent provisions of the Natural Resources and Environmental Protection Act herein above adopted by reference are hereby adopted as the penalties for violations of the corresponding provisions of this article. (2) In accordance with Public Act No. 8 of the Public Acts of 2012, a violation of Section 625(1)(c) of the Michigan Motor Vehicle Code (being MCL 257.625) shall be a misdemeanor, and shall be punishable by one or more of the following: a. Community service for not more than 360 hours. b. Imprisonment of not more than 180 days. c. A fine of not less than \$200.00 or more than \$700.00. **SECTION 2. VIOLATION AND PENALTY** Any person or entity that violates any provision of this Ordinance may, upon conviction, be sentenced to community service for not more than 360 hours, fined not less than Two Hundred (\$200.00), or more than Seven Hundred (\$700.00) Dollars or imprisoned for not more than One Hundred Eighty (180) days, or both, at the discretion of the court. **SECTION 3. SEVERABILITY** If any clause, sentence, section, paragraph or part of this Ordinance, or the application of 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. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance. **SECTION 4. REPEAL OF CONFLICTING ORDINANCES** All Ordinance or parts of Ordinance is conflict herewith is hereby repealed only to the extent necessary to give this Ordinance full force and effect. **SECTION 5. SAVINGS CLAUSE** 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** 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, as amended, shall take full force and effect upon publication as required by law. **Certification:** The foregoing Ordinance was duly adopted by the Township Board of Trustees of the Charter Township of Canton at its regular meeting called and held on the 24<sup>th</sup> day of April, 2012, and was ordered to be given publication in the manner required by law. Introduced: April 10, 2012 Adopted: April 24, 2012 Published: May 3, 2012 Effective: May 3, 2012 **Item 2. REQUEST FOR RESOLUTION OF LOCAL BODY OF GOVERNMENT TO RECOGNIZE “MOTOR CITY RIVERSHARKS”, 6683 EDGEWOOD, CANTON, MICHIGAN 48187 AS A NONPROFIT IN THE COMMUNITY FOR PURPOSES OF MAKING APPLICATION FOR A “CHARITABLE GAMING LICENSE” TO THE BUREAU OF STATE LOTTERY. (CLERK)** Motion by Bennett, supported by Demopoulos to approve the request from the “Motor City Riversharks”, 6683 Edgewood, Canton, Michigan 48187, to be recognized as an organization exempt from Federal income tax under section 501 (c) (3) of the Internal Revenue Code for the purpose of obtaining a charitable gaming license. Motion carried unanimously. **Item 3. PA 63/ECONOMIC VITALITY INCENTIVE PROGRAM (EVIP) – PART III EMPLOYEE COMPENSATION PLAN. (SUPERVISOR)** Motion by Bennett, supported by Demopoulos to approve the Public Act 63, Category 3 Employee Compensation Plan, and authorize the Township Supervisor to mail same to the state Treasury. Motion carried unanimously. **Item 4. REAPPOINTMENTS TO THE HISTORIC DISTRICT COMMISSION. (CLERK)** Motion by Bennett, supported by Demopoulos to approve the Township Supervisor’s recommendation for reappointment of Terry Bennett and Kathy Martin to the Canton Historic District Commission for three year terms effective through April 30, 2015. Motion carried unanimously. **Item 5. REAPPOINTMENTS TO THE CDBG ADVISORY COUNCIL. (FBD)** Motion by Bennett, supported by Demopoulos to reappoint Mary Jane Weidenbach and Sylvester Noetzel to the CDBG Advisory Council for a two year term, effective January 1, 2012 and expiring on December 31, 2013. Motion carried unanimously. **Item 6. CONSIDER SECOND READING OF CODE OF ORDINANCE AMENDMENTS TO PART I, CHAPTER 74 ENTITLED “UTILITIES”, ARTICLE II, DIVISION 2, SUBDIVISION II ENTITLED “SCHEDULE OF RATES AND CHARGES” SECTION 74-83. (MSD)** Motion by Bennett, supported by Demopoulos to remove from the table, adopt and publish the Second Reading of the Code of Ordinance Amendments to Part I, Chapter 74, Entitled “Utilities”, Article II, Division 2, Subdivision II Entitled “Schedule of Rates and Charges”, Section 74-83 with a publication and effective date of May 3, 2012. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON AMENDMENT TO CODE OF ORDINANCES, CHAPTER 74 UTILITIES ORDINANCE, PART I AN ORDINANCE AMENDING THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES PART I, CHAPTER 74 ENTITLED “UTILITIES”, ARTICLE II, DIVISION 2, SUBDIVISION II ENTITLED “SCHEDULE OF RATES AND CHARGES”, SECTION 74-83. THE AMENDMENTS TO SUB-SECTION (a) PROVIDE FOR REVISED WATER RATES AND CHARGES. THE AMENDMENTS TO SUB-SECTION (b) PROVIDE FOR REVISED SEWER RATES AND CHARGES. THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO THE CODE** This Ordinance is hereby adopted to amend Part 1, Chapter 74, Article II, Division 2, Subdivision II, Section 74-83(a) water rates and charges and Section 74-83(b) sewer rates and charges. **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 Ordinances, or part of the 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 been matterd, 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 office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, Michigan, 48188, during regular business hours. Introduced: April 10, 2012 Published: April 19, 2012 Adopted: April 24, 2012 Effective Upon Publication: May 3, 2012 **Item 7. CONSIDER A RESOLUTION DECLARING PUBLIC NECESSITY FOR THE RE-ROUTING OF AN EXISTING SANITARY SEWER FORCE MAIN NEAR THE INTERSECTION OF WARREN AND LOTZ ROADS IN ANTICIPATION OF FILING A CONDEMNATION ACTION TO OBTAIN AN EASEMENT. (MSD)** Motion by Bennett, supported by Demopoulos to adopt the resolution declaring a public necessity for the proposed easement for the re-routing of a sanitary sewer force main across the undeveloped Warren-Lotz Industrial Park (Sidwell No. 045-99-0014-701). Motion carried unanimously. **Item 8. RENTAL AGREEMENT WITH FAMILY SERVICE. (FBD)** Motion by Bennett, supported by Demopoulos to approve lease agreement with Family Service for a three year term, beginning April 1, 2012, and ending March 31, 2015. Motion carried unanimously. **Item 9. APPROVE AGREEMENT BETWEEN WAYNE COUNTY AND CANTON FOR PARK IMPROVEMENTS. (CLS)** Motion by Bennett, supported by Demopoulos to authorize the Clerk to sign the Intergovernmental Agreement between Wayne County and Canton for Park Improvements to Flodin, Freedom, Preservation and Heritage Parks and to authorize the Finance Department to make necessary budget adjustments to record the Wayne County contribution and the related expenditures. Motion carried unanimously. **Item 10. DELEGATION OF AUTHORITY TO ASSIGN FUND BALANCE FOR FINANCIAL REPORTING PURPOSES TO THE TOWNSHIP SUPERVISOR. (FBD)** Motion by Bennett, supported by Demopoulos to adopt the resolution for Delegation of Authority to Assign Fund Balance for Financial Reporting Purposes to the Township Supervisor. Motion carried unanimously. **GENERAL CALENDAR: Item 1. CONSIDER 2<sup>ND</sup> AMENDMENT TO THE RAVENSFIELD PDD AND APPROVAL OF THE PRELIMINARY SITE PLAN FOR THE CRYSTAL VILLAGE AT DENTON CONDOMINIUMS. (MSD)** Motion by Bennett, supported by McLaughlin to adopt the resolution for approval of the 2<sup>nd</sup> amendment to the Ravensfield PDD and the Preliminary Site plan for the Crystal Village at Denton Detached Condominiums. Motion carried unanimously. **Item 2. CONSIDER SPECIAL LAND USE FOR EXPANSION OF A RELIGIOUS USE FOR LIFE COVENANT CHURCH. (MSD)** Motion by Bennett, supported by Taj to adopt the resolution for special use for Life Covenant Church Parking Lot and Building Expansion. Roll Call Vote: Ayes: Anthony, Bennett, LaJoy, McLaughlin, Taj, Williams. Nays: None Abstain: Demopoulos (prior representation of the church) Motion carried. **Item 3. CONSIDER INCREASING THE BLANKET PURCHASE ORDER FOR MIDWEST GOLF AND TURF BY \$20,000. (MSD)** Motion by Bennett, supported by McLaughlin to approve the purchase order increase in the amount of \$20,000 to the existing blanket purchase order with Midwest Golf and Turf. Motion carried unanimously. **Item 4. APPROVE PAYMENT TO DTE FOR AN ENERGY LINE EXTENSION AGREEMENT FOR INDEPENDENCE PARK. (CLS)** Motion by Bennett, supported by McLaughlin to approve the DTE Energy Line Extension Agreement for Independence Park located at 1420 Denton Road and authorize the Township Clerk to sign the contract on behalf of Canton. Motion carried unanimously. Motion by Bennett, supported by Taj to approve the funding in the amount of \$13,069.73 for the electrical line extension at Independence Park to DTE Energy, 8001 Haggerty, Belleville, MI 48111, with \$6,500 from Municipal Services Budget Account # 592-036.930 0050 (Maintenance and Repair of Infrastructure) and \$6,569.73 from Leisure Services Budget Account #101-270-50.970 0030 (Capital Outlay – Machinery and Equipment). I further move to approve the following CLS budget amendment to the 2012 General Fund Budget: Increase Expenses: Parks Equipment Capital #101-270-50.970 0030 \$6,569.73 Decrease Expenses: Operating Supplies – Snow Removal #101-270-93-740 \$6,569.73. Motion carried unanimously. **Item 5. APPROVE ENERGY SERVICES CONTRACT WITH CHEVRON ENERGY SOLUTIONS COMPANY. (CLS)** Motion by Bennett, supported by Taj to approve the Energy Services Contract with Chevron Energy Solutions Company, 345 California Street, 18th Floor, San Francisco, CA 94104, pending financing of the project, and to authorize the Township Clerk to sign the contract on behalf of Canton. Motion carried unanimously. **Item 6. APPROVE 1 CDBG HOUSING CHANGE ORDER & APPROVE 1 CDBG HOUSING CONTRACT. (FBD)** Motion by Bennett, supported by Williams to approve the change order for DMC Construction in the amount of \$ 4,660 (Housing Rehabilitation #274-666.890) for housing rehabilitation at 45400 Williams Court. Motion carried unanimously. **Item 7. CONSIDER APPROVAL OF BOND AUTHORIZING RESOLUTION FOR \$1,000,000 LIMITED TAX GENERAL OBLIGATION BONDS, SERIES 2012, FOR THE 800 MHZ RADIO SYSTEM. (FBD)** Motion by Bennett, supported by Taj to move to approve the attached Bond Authorizing Resolution for \$1,000,000 Limited Tax General Obligation Bonds, Series 2012, for 800 MHZ radio system and related accessories. Motion carried unanimously. **Item 8. APPROVAL TO WAIVE FEES OR REDUCE FEES AS STATED UNDER THE FREEDOM OF INFORMATION ACT, SECTION 15.234. (CLERK)** Motion by Bennett, supported by McLaughlin to approve a reduction in the cost of the request by 50%, charging Michigan State University, College of Law, Tax Clinic, \$125.00 for the FOIA request. Motion carried unanimously. **Item 9. CONSIDER AUTHORIZING THE TOWNSHIP SUPERVISOR AND CLERK TO SIGN THE QUIT CLAIM DEED TO WAYNE METROPOLITAN COMMUNITY ACTION AGENCY FROM THE CHARTER TOWNSHIP OF CANTON FOR THE PROPERTY COMMONLY KNOWN AS 40010 KOPPERNICK, TAX ID# 71-004-01-0335-000. (FBD)** Motion by Bennett, supported by McLaughlin to authorize the Township Supervisor and Clerk to sign the Quit Claim Deed to Wayne Metropolitan Community Action Agency from the Charter Township of Canton for the property known as 40010 Koppernick, (Tax ID# 71-004-01-0335-000). Motion carried unanimously. **OTHER:** Supervisor LaJoy stated the Board study session on Tuesday, May 1, 2012 has been cancelled. The next Board meeting will be Tuesday, May 8, 2012 at 7:00 p.m. in the Administration Building, First Floor, Board Room, 1150 Canton Center S., Canton, Michigan. **ADJOURN:** Motion by Demopoulos, supported by Anthony to adjourn at 7:47 p.m. Motion carried unanimously. – Philip LaJoy, Supervisor – Terry G. Bennett, Clerk –