

Charter Township of Canton Board Proceedings-August 13, 2013

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, August 13, 2013 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:03 p.m. and led the Pledge of Allegiance to the Flag. **Roll Call** Members Present: Anthony, Bennett, LaJoy, McLaughlin, Sneiderman, Williams, Yack Staff Present: Director Bilibrey-Honsowetz, Director Trumbull, Director Faas, Director Mutchler, Kristin Kolb, Fire Chief Meier **Adoption of Agenda** Motion by Bennett, supported by Williams to approve the agenda as amended, deleting G-16 Consider Authorization of Lease of Maintenance Equipment for Pheasant Run Golf Club. (CLS) and replacing with G-16 Approve the Resolution and Agreements to Adopt Changes to the MERS Plans for Present and Future Members of the International Association of Firefighters Bargaining Unit. Motion carried unanimously. **Approval of Minutes** Motion by Bennett, supported by Anthony to approve the Board Minutes of July 23, 2013 as presented. 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. PUBLIC SAFETY BADGE PRESENTATIONS: DEPUTY POLICE CHIEF SCOTT HILDEN. (PSD) DEPUTY FIRE CHIEF CHRIS STOECKLEIN. (PSD)** Motion by Bennett, supported by McLaughlin to adopt the presentations for Deputy Police Chief Scott Hilden and Deputy Fire Chief Chris Stoecklein. Motion carried unanimously. **Item 2. CERTIFICATE OF APPRECIATION – BRYANT CHEN. (CLS)** Motion by Bennett, supported by McLaughlin to adopt the certificate in appreciation to Bryant Chen. Motion carried unanimously. **CONSENT CALENDAR: Item 1. REQUEST TO APPLY FOR ONE DAY SPECIAL LIQUOR LICENSE. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to authorize the sale and consumption of wine at the "Toast to Canton" Wine Tasting Event on Friday, October 4, 2013; and furthermore; I move that the resolution be adopted. Motion carried unanimously. **Item 2. SECOND READING OF AMENDMENT TO THE CANTON TOWNSHIP CODE OF ORDINANCES, AMENDING CHAPTER 46, ARTICLE 1, DIVISION 3, FIREWORKS TO PLACE TIME RESTRICTIONS ON THE DISCHARGE OF CONSUMER FIREWORKS ON NATIONAL HOLIDAYS. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to remove from the table, hold the second reading, and declare adopted an amendment to the Township Code of Ordinances, Chapter 46, Article 1, Division 3, Fireworks. Further, I move to publish the text amendment in a paper of general circulation in the Township on August 22, 2013. Motion carried unanimously. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON, CHAPTER 46, AN ORDINANCE TO AMEND CHAPTER 46, ARTICLE IV, DIVISION 3, FIREWORKS, TO ADD TIME RESTRICTIONS FOR THE DISCHARGE OF CONSUMER FIREWORKS IN COMPLIANCE WITH PA 65 OF 2013 THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO CODE. Sec. 46-262. Exemptions.** A permit is not required under this division for the possession, ignition or discharge of novelties or low-impact fireworks. A permit for the discharge of consumer fireworks may be required under Sec. 46-266. **Sec. 46-263. Permit or registration required.** (a)No person shall sell consumer fireworks in the township without having obtained a consumer fireworks certificate from the department as required by, and complied with all the requirements of Act 256, as amended. The consumer fireworks certificate shall be prominently displayed at the retail location for which the certificate was issued. (b)No person shall sell low-impact fireworks without having registered with the low impact fireworks retail registry maintained by the department. **Sec. 46-264. Discharge of novelties, low-impact fireworks and consumer fireworks.** (a)Except in the case of a permit issued by the township under section 46-266, consumer fireworks shall not be ignited, discharged, or used by any person at any time, except on the day preceding, the day of, or the day after a national holiday. On these holiday dates only, the ignition, discharge or use of consumer fireworks is permitted between the hours of 8:00 am and 12:00 am (midnight) only, except the consumer fireworks shall be permitted between the hours of 8:00 am and 1:00 am on New Year's Eve, and always only in accordance with state and local law. (b)When permitted, consumer fireworks shall not be ignited or discharged on public property, school property, church property, or property of another person without that organization's or person's written permission to use consumer fireworks on the premises. (c)No fireworks shall be ignited or discharged within 70 feet of any building, or on any public street. (d)Minors shall be prohibited from possessing, using, igniting or discharging consumer fireworks. (e)No person shall use low-impact or consumer fireworks while under the influence of alcoholic liquor or a controlled substance or both. **SECTION 2. VIOLATION AND PENALTY** 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** If any clause, sentence, section, paragraph or part of this Ordinance, or the 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. 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 13th day of August, 2013, and was ordered to be given publication in the manner required by law. Terry Bennett, Clerk, Introduced: July 23, 2013, Adopted: August 13, 2013, Published: August 22, 2013 Effective: August 22, 2013 **GENERAL CALENDAR: Item 1. WTUA ANNUAL BUDGET APPROVAL. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to adopt the resolution for WTUA Annual Budget. Motion carried unanimously. **Item 2. CONSIDER SITE PLAN APPROVAL FOR RAINBOW CHILD CARE. (MSD)** Motion by Bennett, supported by McLaughlin to adopt the resolution for site plan approval for Rainbow Child Care. Motion carried unanimously. **Item 3. CONSIDER REQUEST TO CREATE AND FILL A CLERK I/II POSITION IN THE BUILDING & INSPECTION DIVISION OF MSD. (MSD)** Motion by Bennett, supported by McLaughlin to create and fill the position of Clerk I/II in the Building & Inspection Services Division of the Municipal Services Department. Motion carried unanimously. **Item 4. CONSIDER THE PURCHASE OF EIGHT (8) REPLACEMENT COMPUTERS FOR THE PUBLIC WORKS DIVISION. (MSD)** Motion by Bennett, supported by Williams to accept the quote from Dell Computer and approve the purchase of eight personal computer replacements in the amount of \$7,207.04 (capital accounts #592-536.970 0010 and #592-537.970 0010). Motion carried unanimously. **Item 5. CONSIDER AWARD OF A CONTRACT FOR THE PURCHASE OF A COLUMN LIFT SYSTEM FOR FLEET SERVICES AND APPROVE A BUDGET AMENDMENT TO THE FLEET SERVICE FUND. (MSD)** Motion by Bennett, supported by McLaughlin to award a purchase order contract for the purchase of the six post column lift system from Allied Inc. 260 Metty Dr. P.O. Box 988 Ann Arbor, MI 48106 for an amount not to exceed \$57,250 as specified in the bid documents. Motion carried unanimously. **Item 6. CONSIDER INCREASING THE BLANKET PURCHASE ORDER #129 TO B & F AUTO SUPPLY BY \$10,000. (MSD)** Motion by Bennett, supported by McLaughlin to approve an increase in the amount of \$10,000 to blanket purchase order number 2013-00000129 for B & F Auto Supply. Motion carried unanimously. **Item 7. CONSIDER AWARD OF 3-YEAR MASTER SERVICE AGREEMENTS WITH SEVERAL ENGINEERING CONSULTING FIRMS TO PERFORM SURVEY, DESIGN, INSPECTION AND OTHER PROFESSIONAL SERVICES. (MSD)** Motion by Bennett, supported by McLaughlin to authorize staff from the Municipal Services Department and Legal Counsel negotiate a Master Service Agreement with Northwest Consultants Inc., Stantec Consulting, Orchard Hiltz & McCliment, Wade Trim Associates, Mannik & Smith Group, Spalding DeDecker and Soil & Materials Engineers; and further, I move to authorize the Township Clerk to execute the Master Service Agreements. Motion carried unanimously. **Item 8. CONSIDER APPROVAL OF PAYMENT OF WESTERN WAYNE CO MUTUAL AID ASSOCIATION DUES. (PSD)** Motion by Bennett, supported by McLaughlin to approve payment of the 2013 Western Wayne County Mutual Aid Association dues in the amount of \$11,919.04 from Fire Account # 206-336-50.960. Motion carried unanimously. **Item 9. CONSIDER PURCHASE OF TWO STORAGE RACKS FOR NEW K-9 PATROL VEHICLES. (PSD)** Motion by Bennett, supported by Sneiderman to approve the purchase of (2) metal storage units from American Aluminum ACC, Inc., 3291 S. Byron Butler Pkwy, Perry, FL 32348, in the amount of \$5,401.94; utilizing drug forfeiture funds budgeted in the Police Account #207-301-50.743.0003. Motion carried unanimously. **Item 10. CONSIDER PURCHASE OF FOUR TRAFFIC RADAR UNITS. (PSD)** Motion by Bennett, supported by Sneiderman to approve the purchase of (4) Raptor RP-1 Radar Units from Kustom Signals, Inc., 9325 Pflumm, Lenexa, KS 66219, in the amount of \$6,156, utilizing traffic forfeiture funds from Police Account # 207-301-50.743.0004. Motion carried unanimously. **Item 11. CONSIDER PURCHASE OF SOFTWARE UPGRADE FOR NICE RECORDING SYSTEM. (PSD)** Motion by Bennett, supported by Sneiderman to waive the bidding process and approve the purchase of (1) Inform Software 5.1 Upgrade, from Van Belkum, 4345 44th Street SE, Suite C, Grand Rapids, MI 49512, in the amount of \$5,890, utilizing the E-911 Fund account #261-346-50.801.0050. Motion carried unanimously. **Item 12. CONSIDER PURCHASE OF REPLACEMENT SERVER FOR THE L3 MOBILE VISION IN-CAR CAMERA SYSTEM. (PSD)** Motion by Bennett, supported by Williams to waive the bidding process and approve the purchase of (1) Back Office Solution from L3 Mobile Vision, Inc., 90 Fanny Road, Boonton, NJ 07005, in the amount of \$20,088, utilizing Drug Forfeiture Funds from Police Account # 207-301-0.743.0003. Motion by Bennett, supported by McLaughlin to approve the following budget amendment: **Increase Revenues:** Restricted Fund Balance Drug Forfeitures #207-391.0001 \$20,000 **Increase Appropriations:** Program Exp - Drug Enforcement/Forfeiture: #207-301-50.743.0003 \$20,000. Motion carried unanimously. **Item 13. PHONE SYSTEM UPGRADES. (FBD)** Motion by Bennett, supported by McLaughlin to approve the purchase of hardware, software and licensing options for the Township's voice processor unit. Motion carried unanimously. **Item 14. CONSIDER APPROVAL OF ACTUARIAL VALUATION OF THE CHARTER TOWNSHIP OF CANTON RETIREE HEALTH CARE PLAN. (FBD)** Motion by Bennett, supported by Williams to approve the proposal from Gabriel, Roeder, Smith & Company (GRS) to provide an actuarial valuation of the retiree health care benefits for a not-to-exceed fee of \$19,488 (account 736-238.801 0050) and to authorize the Finance Director to sign the Acceptance of Letter of Engagement. Motion carried unanimously. **Item 15. CONSIDER BUDGET AMENDMENT FOR PHEASANT RUN GOLF CLUB AND APPROVAL TO INCREASE BLANKET PURCHASE ORDERS. (CLS)** Motion by Bennett, supported by Anthony to approve the following budget amendment: Increase 584-756-74.649 0003 Sales Food & Beverage \$15,000 Increase 584-756-74.741 Food & Beverage \$15,000 I further move to increase the blanket purchase orders to Sysco Food Services in the amount of \$15,000 and to Harrell's in the amount of \$5,000. I further move to decrease the blanket purchase order to Agrium in the amount of \$5,000. Motions carried unanimously. **Item 16. CONSIDER AUTHORIZATION OF LEASE OF MAINTENANCE EQUIPMENT FOR PHEASANT RUN GOLF CLUB. (CLS)** DELETED **Replacement Item 16. APPROVE THE RESOLUTION AND AGREEMENTS TO ADOPT CHANGES TO THE MERS PLANS FOR PRESENT AND FUTURE MEMBERS OF THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS BARGAINING UNIT. (SUPERVISOR)** Motion by Bennett, supported by McLaughlin to approve the MERS Defined Benefit Adoption Agreement, bridging down the multiplier for the Defined Benefit Plan for members of the IAFF hired prior to July 1, 2013, from 2.8% to 2.5%, and authorize the Supervisor to sign the Agreement. Motion approved unanimously. Motion by Bennett, supported by Sneiderman to approve the MERS Defined Benefit Adoption Agreement, increasing the employee contribution amount for the Defined Benefit Plan for members of the IAFF hired prior to July 1, 2013, from 6% to 10%, and authorize the Supervisor to sign the Agreement. Motion carried unanimously. Motion by Bennett, supported by Anthony to approve the MERS Restate Uniform Hybrid Program (Benefit Program H) Resolution establishing the Hybrid Plan for members of the IAFF hired after July 1, 2013, and authorize the Supervisor to sign the Resolution. Motion carried unanimously. Motion by Bennett, supported by Anthony to approve the MERS Restated Hybrid Plan (Defined Contribution Component) Adoption Agreement establishing the Defined Contribution portion of the Hybrid Plan for members of the IAFF hired after July 1, 2013, and authorize the Supervisor to sign the Resolution. Motion carried unanimously. Motion by Bennett, supported by Sneiderman to approve the MERS Health Care Savings Program Participation Agreement for members of the IAFF hired after July 1, 2013, and authorize the Supervisor to sign the Agreement. Motion carried unanimously. **OTHER:** The next Board meeting is scheduled for August 20, 2013 at 7:00 p.m. in the Administration Building, First Floor, Board Room, 1150 Canton Center S., Canton, Michigan. **ADJOURN:** Motion by Bennett, supported by Yack to adjourn at 8:24 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.