

Charter Township of Canton Board Proceedings-April 22, 2014

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, April 22, 2014 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, LaJoy, McLaughlin, Sneiderman, Williams. Members Absent: Yack; Staff Present: Director Bilbrey-Honsowetz, Director Trumbull, Director Faas, Director Mutchler. **Adoption of Agenda:** Motion by Bennett supported by Williams to amend the agenda to include minutes from the April 15, 2014 Study Session. Motion carried by all members present. **Approval of Minutes:** Motion by Bennett, supported by Sneiderman to approve the Board Minutes of April 8, 2014. Motion carried by all members present. **Motion by Bennett, supported by Anthony to approve the Board Study Minutes of April 15, 2014.** Motion carried by all members present. **Citizen's Non-Agenda Item Comments:** Timothy King, 1573 Molly St. Ypsilanti, MI read a proclamation in support of a memorial dedicated to the contributions of the Willow Run Bomber Plant Ypsilanti Michigan and the B24 Bomber to our freedom. Mr. King is seeking signatures of Officials of neighboring communities in support of this effort. George Miller, 1946 Briarfield, asked if the former composting site behind the DPW location has had the debris removed from it. Director Faas stated the site was taken care of as part of an agreement with Sauk Trail Hills for their clay stockpile. Mr. Miller questioned the criteria for getting a "deer crossing" sign. Director Faas explained Wayne County does not have a specific criteria, however, Washtenaw County requires 5 deer per linear mile per year. **Payment of Bills:** Motion by Bennett, supported by Williams to approve payment of the bills as presented. Motion carried by all members present. **CONSENT CALENDAR: Item C-1. 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.** Motion by Bennett, supported by Williams 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 1, 2014. Motion carried by all members present.

**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 SUBDIVISION II RATES AND CHARGES.
This Ordinance is hereby adopted to amend Code of Ordinances, Part I, Chapter 74, Article II, Division 2, Subdivision II, Rates and Charges to read as follows:
Sec. 74-83. Schedule of rates and charges.
(a) *Water rates and charges.* Water rates and charges shall be as follows:
(1) Consumption rate: \$4.54 per 1,000 gallons.
a. In addition to the consumption charge, there shall be a water cost of service charge per reading cycle, or portion thereof, based on meter size:

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less	\$4.92	\$7.38
1.5	11.06	16.59
2.0	19.66	29.49
3.0	44.24	66.36
4.0	78.64	117.96
6.0	176.94	265.41
8.0	314.58	471.87
10.0	491.52	737.28

(2) [UNCHANGED]
(b) *Sewer rates and charges.* Sewer rates and charges shall be as follows:
(1) Sewage treatment rate: \$6.13 per 1,000 gallons of the water used or per 1,000 gallons of metered sewage flow.
a. In addition to the consumption charge, for customers connected to the sanitary sewer system there shall be a wastewater cost of service charge per reading cycle, or portion thereof, based on meter size:

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less without FD *	\$6.32	\$9.48
1" meter or less with FD *	15.50	23.25
1.5	14.24	21.36
2.0 meter without FD *	25.30	37.95
2.0 meter with FD *	34.48	51.72
3.0	56.92	85.38
4.0	101.20	151.80
6.0	227.70	341.55
8.0	404.78	607.17
10.0	632.48	948.72

*FD means Footing Drains connected to the sanitary sewer system (no sump pump).

(2) Minimum sewage bill:
a. Minimum sewage disposal bill if not connected to the township water system, per quarterly reading cycle: \$229.88 plus applicable fixed charges, based on the County minimum volume of 12,500 gallons per month.
b. Minimum sewage disposal bill if not connected to the township water system, per bi-monthly reading cycle: \$153.25 plus applicable fixed charges, based on the County minimum volume of 12,500 gallons per month.
c. If a customer has a township supplied water meter, installed per Township specifications for their non-township water source, then readings from that meter shall be used for sewer charges in lieu of the minimum sewage disposal charge.

(3) [UNCHANGED]
(4) [UNCHANGED]
(5) [UNCHANGED]
(6) Industrial waste charge (IWC) rates:

METER SIZE (INCHES)	RATES (\$/MONTH)
5 / 8	\$9.04
3 / 4	13.56
1	22.60
1 1 / 2	49.72
2	72.32
3	131.08
4	180.80
6	271.20
8	452.00
10	632.80
12	723.20
14	904.00
16	1,084.80
18	1,265.60
20	1,446.40
24	1,627.20
30	1,808.00
36	1,988.80
48	2,169.60

(7) *Industrial surcharge rates.* The following industrial surcharges will be charged when billed to the township by the Detroit Water and Sewerage Department:
a. Biochemical oxygen demand (BOD) in excess of 275 mg/l . . . \$0.502/lb
b. Total suspended solids (TSS) in excess of 350 mg/l . . . \$0.509/lb
c. Phosphorus (P) in excess of 12 mg/l . . . \$7.508/lb
d. Fats, oils and grease (FOG) in excess of 100 mg/l . . . \$0.483/lb

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 matterred, 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

The Ordinance becomes effective on the first day of May, 2014 after publication of the second reading.

This Ordinance was duly adopted and/or considered by the Township Board of Trustees of the Charter Township of Canton at its regular Board meeting called on the twenty-second day of April, 2014 and was ordered given publication in the manner required by law.

CHARTER TOWNSHIP OF CANTON By: TERRY BENNETT, Clerk
Introduced: April 8, 2014
Published: April 17, 2014
Adopted: April 22, 2014
Effective Upon Publication: May 1, 2014

A full copy of the ordinance is available at the Clerk's Office, 1150 S. Canton Center Road; Canton, MI 48188, 734-394-5120. **Item C-2. Consider Second Reading for Approval of an Amendment to Appendix A - Zoning of the Code of Ordinances for West Canton Properties IV Rezoning.** Motion by Bennett, supported by Williams to adopt the ordinance to amend the zoning map pursuant to Section 27.06 of Appendix A-Zoning of the Code of Ordinances of the Charter Township of Canton for the West Canton Properties IV Rezoning as provided in the attached Ordinance and map to be effective on May 8, 2014. Motion carried by all members present.

**STATE OF MICHIGAN
COUNTY OF WAYNE
CHARTER TOWNSHIP OF CANTON
ORDINANCE NO. _____**

AN ORDINANCE AMENDING ARTICLE 8.00 OF APPENDIX A - ZONING, OF THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF CANTON, MICHIGAN WHICH AMENDS THE ZONING DISTRICT BOUNDARIES ON THE ZONING MAP THE CHARTER TOWNSHIP OF CANTON ORDAINS:

PART I. ARTICLE 8.00 - ESTABLISHMENT OF ZONING DISTRICTS AND MAP

* * * Pursuant to Section 27.06 of Appendix A - Zoning, the zoning map is hereby amended by changing the zoning on part of parcel no. 069-99-0010-700 from R-2, Single-Family Residential to R-3, Single-Family Residential District as shown on the attached zoning map.

PART II. Severability.

Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause.

The amendment of the Canton Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired, or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Canton Code of Ordinances set forth in this Ordinance.

West Canton Properties IV Rezoning

File No. 069-RZ-2007
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PART IV. Repealer.

All other Ordinances or part of Ordinances in conflict herewith are hereby repealed only to the extent to give this Ordinance full force and effect.

PART V. Publication.

The Clerk for the Charter Township of Canton shall cause the ordinance to be published in the manner required by law.

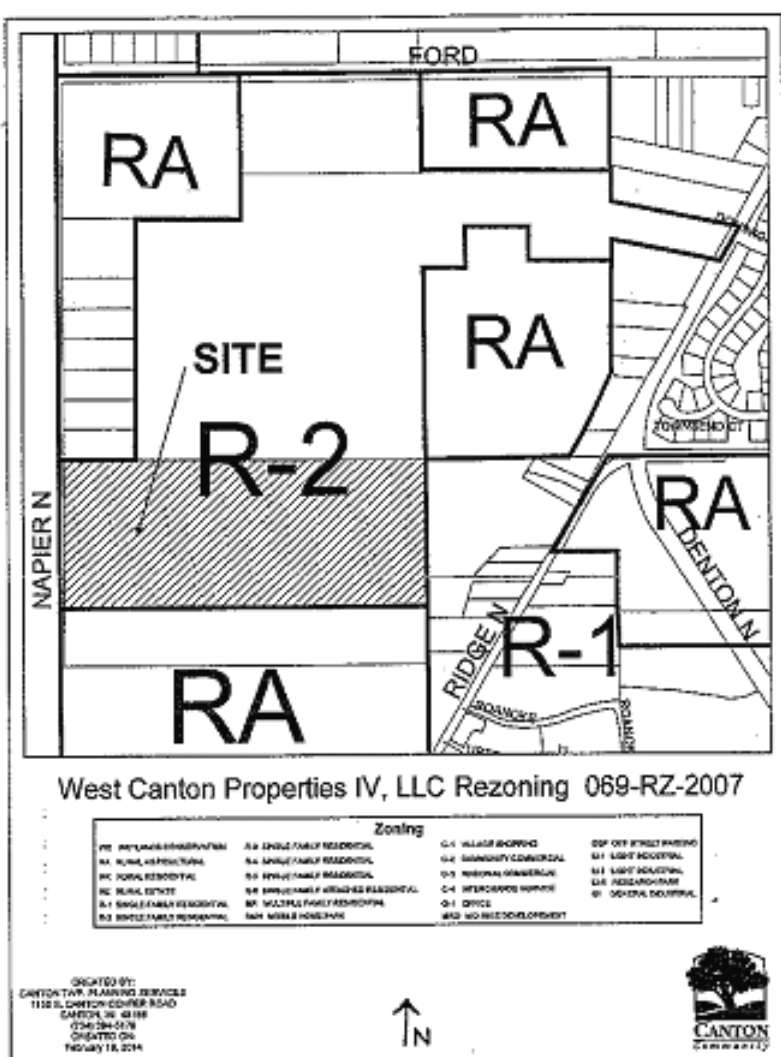
PART VI. Effective Date.

A public hearing having been held hereon pursuant to the provisions of Section 103 of Act 110 of the Public Acts of 2006, as amended, the provisions of this Ordinance shall be published within fifteen (15) days of its adoption of publications of a notice in a newspaper circulated in Canton Township stating the date of enactment and effective date, a brief statement as to its regulatory effect and that a complete copy of the Ordinance is available for public purchase, use and inspection at the office of the Township Clerk during the hours of 8:30 AM to 4:30 PM, Local Time. The provision of this Ordinance shall become effective seven (7) days after its publication.

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 22nd day of April, 2013, and was ordered to be given publication in the manner required by law.

Charter Township of Canton by Terry Bennett, Clerk
Introduced: April 8, 2014
Adopted: April 22, 2014
Published: May 1, 2014
Effective: May 8, 2014



A complete copy of the Ordinance may be inspected or purchased at the Planning Department, 1150 S. Canton Center Road, Canton, MI 48188 734-394-5170. **Item C-3. Consider Authorization of a Sponsorship Agreement with Community Financial Credit Union.** Motion by Bennett, supported by Williams to authorize the 2014 Sponsorship and Advertising Proposal with Community Financial Credit Union, 500 S. Harvey, Plymouth, MI 48170 in the amount of \$9,990. Motion carried by all members present. **Item C-4. Consider Authorization of a Waiver to the Park Ordinance for the Sale and Consumption of Alcohol at Liberty Fest.** Motion by Bennett, supported by Williams to authorize the sale and consumption of alcohol at the 23rd Annual Liberty Festival on June 12-14, 2014, and furthermore; I move that the following resolution be adopted: **WHEREAS**, the Canton Rotary, through its duly elected officers, make application to the MLCC for a Special License for the sale of alcohol for consumption on the premises to be in effect on June 12-14, 2014 during Liberty Festival at Heritage Park located at 1010 Canton Center Rd, Canton, Michigan, County of Wayne. **WHEREAS**, the Board of Trustees is waiving the requirement of Ordinance Section 50-50 for the Liberty Fest Event. **NOW THEREFORE BE IT RESOLVED** that the Charter Township of Canton Board of Trustees approves the Canton Rotary's sale and consumption of alcohol during the Liberty Fest, June 12 - 13, 2014. Motion carried by all members present. **GENERAL CALENDAR: Item G-1: First Reading Of An Ordinance Adding A New Chapter 36 To The Canton Township Code Of Ordinances Entitled "Equal Rights."** Motion by Bennett, supported by Sneiderman to first reading an amendment to the Township Code of Ordinances which adds a new Chapter 36, Equal Rights. Motion carried by all members present. Motion by Bennett, supported by Sneiderman to table for consideration a proposed text amendment to the Township Code of Ordinances and schedule to second reading for May 13, 2014. Motion carried by all members present. A complete copy of the ordinance can be obtained at the Clerk's Office, 1150 S. Canton Center Road, Canton, MI 48188 734-394-5120. **Item G-2: Municipal Code Corporation Contract For Legal Review Of Ordinances Step One Of Redefinition.** (Clerks) Motion by Bennett, supported by Williams to approve the contract with "Municode", Municipal Code Corporation for the legal review of the Code of Ordinance for the Charter Township of Canton, Wayne County, Michigan, 48188 in the amount of \$8,170.00. I authorize the Township Clerk to sign the contract. Motion carried by all members present. **Item G-3: Consider Final Approval for Parkside Estates PDD.** Motion by Bennett, supported by McLaughlin to adopt the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Parkside Estates Final Planned Development WHEREAS**, the Project Sponsor has requested final approval for a Planned Development for Parkside Estates, located north and south of Ford Road west of Ridge Road parcel nos. 070-99-0001-000, 027-99-0005-005, and 027-99-0009-000; and, **WHEREAS**, the Planning Commission voted to recommend approval based on the findings that the proposed development plan is consistent with the goals and objectives of the Comprehensive Plan, subject to the conceptual home plans being referenced and included as a separate exhibit to the PDD agreement, and subject to a note relative to the future location of the cross access and utility easement being provided on Exhibit E, provision of enhanced side home elevations including brick and windows, provision of upgrade garage doors on the homes, and provision of a natural wetland and native area management plan in the association by-law; and, **WHEREAS**, the Board has reviewed the planned development and determines the proposal to be consistent with the Zoning Ordinance regulations and development objectives subject to the conditions outlined in the Planning Commission recommendation and recommendations attached hereto and made a part hereof. **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the Final PDD for Parkside Estates, subject to the terms set out in the proposed agreement and development plan and, further subject to the conceptual home plans being referenced and included as a separate exhibit to the PDD agreement, a note relative to the future location of the cross access and utility easement being provided on Exhibit E, provision of enhanced side home elevations including brick and windows, provision of upgrade garage doors on the homes, and provision of a natural wetland and native area management plan in the association by-law; **Item G-4: Consider Preliminary Site Plan Approval for Parkside Estates North.** Motion by Bennett, supported by McLaughlin to adopt the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Parkside Estates North Preliminary Plan WHEREAS**, the Project Sponsor has requested preliminary site plan approval for Parkside Estates Site Condominiums identified as EDP# 027-99-0005-005 and 027-99-0009-000; and, **WHEREAS**, the Planning Commission voted to recommend approval based on the findings that the proposed development plan is consistent with the goals and objectives of the Comprehensive Plan; and, **WHEREAS**, the Board has reviewed the proposed development and determines the proposal to be consistent with the Zoning Ordinance regulations and development objectives subject to the conditions described in the analysis and recommendations attached hereto and made a part hereof. **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the requested Preliminary Plan for Parkside Estates North. **Item G-5: Consider Six Month Extension to the Approval of the Tentative Preliminary Plat for Sheldon Estates Subdivision.** Motion by Bennett, supported by McLaughlin to grant approval of a six month extension for the approval of the tentative preliminary plat for Sheldon Estates to be located on Sheldon Road between Palmer and Cherry Hill Roads (tax EDP No.085-99-0005-701). Motion carried by all members present. **Item G-6: Consider the First Reading of an Amendment to Appendix A-Zoning of the Code of Ordinances for the Skelton Rezoning.** Motion by Bennett, supported by McLaughlin to introduce and hold the first reading of the proposed amendment to the zoning map found in Appendix A of the Code of Ordinances for the Skelton Rezoning as provided in the attached ordinance and map. Motion carried by all members present. Motion by Bennett, supported by McLaughlin to table consideration of the amendment for a second reading on May 13, 2014. Motion carried by all members present. A complete copy of the ordinance changes can be inspected or purchased at the Planning Department, 1150 S. Canton Center Road, Canton, MI 48188 734-394-5170 **Item G-7: Consider Amendment #4 and Extension for Uptown PDD.** Motion by Bennett, supported by McLaughlin to adopt the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Uptown Planned Development Amendment and Extension WHEREAS**, the Project Sponsor has requested approval for an amendment and extension to the Uptown Planned Development located north of Cherry Hill Road between Ridge Road and just east of Denton Road on tax parcel nos. 067 99 0011 704, 067 99 0011 705, 067 99 0011 706, 072 99 0003 705, 072 99 0003 708, 072 99 0003 707, 072 99 0003 709, 072 99 0003 710, 072 99 0015 701, 072 99 0015 702, 072 99 0015 703, 072 99 0015 704, 072 99 0017 701, 072 99 0019 704 and 072 01 0001 000 through 072 01 0018 000 ; and, **WHEREAS**, the Planning Commission voted 6-0 to recommend approval based on the findings that the proposed development plan is in keeping with the intent of the original Uptown development plan and that the proposal is consistent with the goals and objectives of the Comprehensive Plan for the Cherry Hill Village Development Area; and, **WHEREAS**, the Board has reviewed the amendment to the Uptown Planned Development and determines the proposal to be consistent with the Zoning Ordinance regulations and development objectives subject to the conditions described in the analysis and recommendations attached hereto and made a part hereof. **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve Amendment No 4 to the Uptown Planned Development Agreement, including the request to extend the expiration date from November 27, 2014 to November 24, 2020 subject to the terms set out in the proposed agreement and development plan. **Item G-8: Consider Award of a Contract to DanJo Construction L.L.C. for 2014 Heritage Park ADA Improvements.** Motion by Bennett, supported by McLaughlin to award a contract for the 2014 Heritage Park ADA Improvements for a not-to-exceed amount of \$147,901.44 to DanJo Construction L.L.C. and authorize the Clerk to sign the contract documents. Motion carried by all members present. Motion by Bennett, supported by Williams to approve the following budget amendment to the Community Development Block Grant Fund: Increase Expense 274-666.849 ADA Improvements \$148,000 Increase Revenue 274-000.501 Federal Grants \$148,000. Motion carried by all members present. **Item G-9: Consider Approval of Annual Maintenance and Technical Support for Cityworks Asset Management Software.** Motion by Bennett, supported by Sneiderman to approve the Annual Software Maintenance and Technical Support Agreement for Cityworks from Azteca Systems, Inc., 11075 South State St., Suite 24, and Sandy, UT 84070 and approve a purchase order for a not-to-exceed amount of \$40,000. Motion carried by all members present. **Item G-10: Consider Authorization of Agreement with TLQ Sound Service to Provide Audio and Lighting Needs for the 2014 Liberty Festival.** Motion by Bennett, supported by Sneiderman to authorize the agreement with TLQ Sound Service, 15530 Winston, Redford MI 48239 in the amount of \$5,250 for sound and lighting for the 2014 Liberty Festival. Motion carried by all members present. **Item G-11: Consider Authorization of Purchase of Lights for Preservation Park.** Motion by Bennett, supported by Williams to approve the purchase of light fixtures and poles from Michigan Lighting Systems East, 1389 Wheaton Ave., Suite 500, Troy, MI 48063 in the amount of \$9,400.00 from Account 101-270-50.970.0080. Motion carried by all members present. Motion by Bennett, supported by McLaughlin to award the installation of lights to Van Buren Electric, 141 N. Mill, Plymouth, MI 48170 in the amount of \$6,870.00 to be taken from Account # 101-803-801.0050. Motion carried by all members present. **Item G-12: Consider Approval of One-Year Service Agreement for Motorola Laptops.** Motion by Bennett, supported by McLaughlin to approve a Motorola laptop one-year service agreement with Motorola Solutions, Chicago Illinois, in the amount of \$7,642.80, utilizing funds budgeted in the 2014 Police Professional and Contracted Services Account #207-301-50.801.0050. Motion carried by all members present. **Item G-13: Consider Approving Byrne Justice Assistance Grant to Purchase 14 Pull Stations for Lockdown Notification System in Plymouth-Canton Community Schools.** Motion by Bennett, supported by Sneiderman to approve the acceptance of the Byrne Justice Assistance Grant (JAG) for the purchase of 14 Lockdown Notification Pull Stations to be installed in Canton's 14 Plymouth-Canton Community School building. Also, to approve the purchase of 14 pull stations in the amount of \$27,930, from Camtronics Communication Company, with \$20,000 being reimbursed by the Byrne JAG, and \$7,930 reimbursement by Plymouth-Canton Community Schools. Motion carried by all members present. Motion by Bennett, supported by Williams to approve the following budget amendment to the 2014 Police Budget: **Increase Revenues:** Police Federal Grants: #207-000.501 \$20,000 Police Contributions: #207-000.674 \$ 7,930 **Increase Appropriations:** Police Program Expense- Byrne JAG: #207-301-50.743.0019 \$20,000 Police Operating Supplies: #207-301-50.740.0001 \$7,930. Motion carried by all members present. **Item G-14: Adoption Of A Resolution For Approval Of Application For Additional Credited Service By Robert Smedley.** Motion by Bennett, supported by McLaughlin to adopt the Resolution allowing the purchase of additional credited service by Robert Smedley. Motion carried by all members present. **Item G-15: Adoption Of A Resolution For Approval Of Application For Additional Credited Service By Phil LaJoy.** Motion by Bennett, supported by Williams to allow Supervisor LaJoy to recuse himself from Item G-15. Motion carried by all members present. Motion by Bennett, supported by Williams to adopt the Resolution allowing the purchase of additional credited service by Phil LaJoy. Motion carried by all members present. **ADDITIONAL PUBLIC COMMENT: None OTHER:** The Canton Acts of Culture Week 2014 was presented by Director Bilbrey-Honsowetz. More information is available at cantonfun.org. **ADJOURN:** Motion by Bennett, supported by Anthony to adjourn at 8:08 p.m. Motion carried by all members present. - 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, 734-394-5120, during regular business hours and can also be accessed through our web site www.canton-mi.org after Board Approval. Publish: May 1, 2014