

Charter Township of Canton - Board Proceedings - July 28, 2015

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, July 28, 2015 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, Williams Members Absent: Sneiderman, Yack Staff Present: Director McBrey-Hensowetz, Director Faas, Director Mutchler, Director Trumbull, Kristin Kolb **Adoption of Agenda** Motion by Bennett, supported by Anthony to approve the agenda as presented. Motion carried by all members present. **Approval of Minutes** Motion by Bennett, supported by Williams to approve the Board Minutes of July 14, 2015 as presented. Motion carried by all members present. **Citizen's Non-Agenda Item Comments:** None **Payment of Bills** Motion by McLaughlin, 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 An Amendment To Appendix A-Zoning Of The Code Of Ordinances Regarding Recreational Vehicle Parking (MSD)** Motion by Bennett, supported by Williams to remove from the table the first reading of an ordinance to amend Section 4.01, Subsection E of Appendix A- Zoning of the Code of Ordinances of the Charter Township of Canton regarding recreational vehicle parking with an effective date of August 13, 2015. Motion carried by all members present. **STATE OF MICHIGAN COUNTY OF WAYNE CHARTER TOWNSHIP OF CANTON APPENDIX A - THE ZONING ORDINANCE AN ORDINANCE TO AMEND APPENDIX A - THE ZONING ORDINANCE OF THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES, BY AMENDING ARTICLE 4.00, SECTION 4.01 REGULATING OFF-STREET PARKING IN CANTON TOWNSHIP THE CHARTER TOWNSHIP OF CANTON ORDINANCES: SECTION 1. AMENDMENT TO CODE** Article 4.00, Section 4.01 of Appendix A to the Charter Township of Canton Code of Ordinances is hereby amended to read as follows: **ARTICLE 4.00. OFF-STREET PARKING AND LOADING REQUIREMENTS 4.01. Off-street parking requirements.** A. - D. [No change.] **3. Recreational vehicles parking in residential districts.** Any owner of camping and recreational equipment may park or store such equipment on residentially used property subject to the following conditions: - 2. [No change.] 3. Recreational vehicles may be parked in the owner's driveway for a period not to exceed three calendar days or any part thereof within a rolling seven-day period. 4. - 7. [No change.] **SECTION 2. VIOLATION AND PENALTY** Any person or entity found responsible for a violation of this Ordinance shall be guilty of a civil infraction and may be fined a civil not more than \$100.00, plus any costs and fees that may be imposed by 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 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 seven (7) days after 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 28th day of July, 2015, and was ordered to be given publication in the manner required by law. Terry G. Bennett, Clerk Introduced: July 14, 2015 Adopted: July 28, 2015 Published: August 6, 2015 Effective: August 13, 2015 A zoning ordinance regulating the development and use of land has been adopted by the legislative body of the Charter Township of Canton. 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. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org. **Item C-2. Consider Reapproval Of 2015 Fees For The Municipal Services Department (MSD)** Motion by Bennett, supported by Williams to approve the 2015 fee schedule for the Municipal Services Department to be effective on/or before August 3, 2015. Motion carried by all members present. **Item C-3. Consider Approval Of An Agreement For Lobbying Services Between Canton Township And Kandler, Reed, Khoury And Muchmore (Supervisor)** Motion by Bennett, supported by Williams to approve an Agreement with Kandler, Reed, Khoury, & Muchmore for government lobbying services, and authorize the Township Supervisor to sign on behalf of Canton Township, for an amount not to exceed \$36,000 per year. Motion carried by all members present. **Item C-4. Consider Approval Of Emergency Purchase Order To Repair Manholes. (CLS)** Motion by Bennett, supported by Williams to approve the purchase order to Midwest Maintenance, 37486 Ladywood, Livonia, MI 48154 for emergency repairs of manholes at the Administration Building complex, in the amount of \$17,500 from Account # 246-750.970.0020, Community Improvement/CLS Administration/Buildings & Grounds. Motion carried by all members present. **Item C-5. Extend Agreement With Huron Valley Ambulance And Approve The Municipal Credit Agreement With Suburban Mobility Authority For Regional Transportation (SMART) (CLS)** Motion by Bennett, supported by Williams I move to authorize a letter of acceptance to extend the Huron Valley Ambulance agreement in 2016. The amount of the contract with HVA is not to exceed the annual amount of \$440,899.72, plus the Detroit Consumer Price Index (CPI) or 5%, whichever is less. Motion carried by all members present. Motion by Bennett, supported by Williams to approve the 2015-2016 Municipal Credit Contract between SMART and the Charter Township of Canton for \$88,692 and to authorize the Township Supervisor to sign the contract on behalf of the Township. Motion carried by all members present. **Item C-6. Resolution Approving The Senior Alliance Annual Implementation Plan (Supervisor)** Motion by Bennett, supported by Williams to adopt the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON RESOLUTION APPROVING THE SENIOR ALLIANCE 2016 ANNUAL IMPLEMENTATION PLAN FOR AGING SERVICES** Whereas, The Canton Board of Trustees recognizes the role of The Senior Alliance as the designated Area Agency on Aging for Southern and Western Wayne County to be responsible for planning, developing, coordinating, monitoring, and managing a comprehensive organized service delivery system of services for older adults and caregivers, and Whereas, the 34 communities of Southern and Western Wayne County, including Canton Township, comprises the Planning and Service Area to the agency's governing body, and Whereas, the Aging and Adult Services Agency (AASA) require local Area Agencies on Aging to request approvals of their Annual Implementation Plan from their local governments, and Whereas, the Senior Alliance has submitted the plan to Canton Township in accordance with federal and state laws, and Whereas, The Senior Alliance has held a public hearing for client, caregiver, and service provider population feedback which contributed to the development of the Annual Implementation Plan for Fiscal Years 2016. **NOW, THEREFORE, BE IT RESOLVED**, that the Canton Board of Trustees does hereby approve The Senior Alliance Annual Implementation Plan for 2016 as presented to Canton Township. **GENERAL CALENDAR: Item G-1. Consider Approval Of A Wastewater Disposal Agreement With Canton Renewables. (MSD)** Motion by Bennett, supported by McLaughlin to approve the wastewater disposal agreement with Canton Renewables; and further authorize the Township Supervisor and Clerk to sign the agreement on behalf of Canton Township. Motion carried by all members present. **Item G-2. Consider First Reading Of An Amendment To Appendix A-Zoning Of The Code Of Ordinances Regarding The Demars/Tuttle Rezoning. (MSD)** 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 Demars/Tuttle 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 August 11, 2015. Motion carried by all members present. 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. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org. **Item G-3. Consider Approval Of Special Land Use For Auto Service Establishment And Site Plan Approval For Michigan Avenue Auto Service And Shopping Center. (MSD)** Motion by Bennett, supported by Williams to adopt the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Special Land Use and Site Plan for Michigan Avenue Auto Service and Shopping Center** WHEREAS, the Project Sponsor, Mr. Evan Priest, has requested special land use and site plan approval for the Michigan Avenue Auto Service and Shopping Center to be located at the northeast corner of Michigan Avenue and Lilley Road, identified as tax EDP #137-99-0021-701; and, WHEREAS, the Planning Commission reviewed the special use and site plan and made a recommendation to approve the request to grant approval, including the modifications and conditions cited in the Planning Commission recommendation as summarized in the attached written analysis and recommendation. **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the request of the petitioner, Mr. Evan Priest, to approve the site plan for the proposed Michigan Avenue Auto Service and Shopping Center subject to any and all state and local development regulations and further subject to any conditions recommended by the Planning Commission and staff, as described in the analysis and recommendation attached hereto and made a part hereof. **Item G-4. Consider Approval Of The Site Plan For World Of Beer. (MSD)** 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 Site Plan for World of Beer** WHEREAS, the Project Sponsor, Mr. Steve Magnan, has requested site plan approval for World of Beer to be located on Ford Road between Lilley and Morton Taylor Roads, identified as tax EDP #043-99-0005-702; and, WHEREAS, the Planning Commission reviewed the site plan and made a recommendation to approve the request to grant site plan approval with modifications and conditions, as summarized in the attached written analysis and recommendation. **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the request of the petitioner Mr. Steve Magnan to approve the site plan for the proposed World of Beer subject to any and all state and local development regulations and further subject to the conditions recommended by the Planning Commission and staff, as described in the analysis and recommendation attached hereto and made a part hereof. **Item G-5. Consider Approval Of A Resolution In Support Of Retaining Sue McCormick As The Chief Executive Officer Of The Great Lakes Water Authority. (MSD)** 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 Model Resolution in Support of Retaining Sue McCormick as Chief Executive Officer** Motion made by Bennett, Supported by McLaughlin, I move that: Whereas, the Great Lakes Water Authority (GLWA) is currently embarked on a complex process of transitioning into the operations of the regional water and sewer systems serving much of southeast Michigan; and Whereas, Canton Township is one of the largest owners vested in the Great Lakes Water Authority (GLWA); and Whereas, sound leadership over the regional system operations is paramount to the success of the Great Lakes Water Authority (GLWA); and Whereas, Sue McCormick, the current interim chief executive officer of the GLWA, has effectively and efficiently lead the predecessor organization known as the Detroit Water & Sewerage Department since 2011. **Now, therefore be it resolved**, that the Canton Township Board of Trustees does hereby request that the Great Lakes Water Authority cease its efforts to recruit a chief executive officer and instead negotiate employment terms with Sue McCormick to serve as its chief executive officer during this most critical phase of the operational transition. ROLL CALL: Anthony, Bennett, LaJoy, McLaughlin, Sneiderman, Williams, Yack YEAS: 5 NAYS: 0 ABSENT: 2 (Sneiderman, Yack) ABSTAIN: 0 I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Canton Township Board of Trustees, County of Wayne, Michigan, at a meeting held on **July 28, 2015**. Terry G. Bennett, Clerk **Item G-6. Consider First Reading Of An Ordinance Amending Chapter 46, Article IV, Division 3, "Fireworks" To Prohibit Sky Lanterns In Canton Township. (PSD)** Motion by Bennett, supported by Williams to introduce for first reading an ordinance which amends Chapter 46, Article IV, Division 3 of the Canton Township Code of Ordinances, entitled "Fireworks." Motion carried by all members present. Motion by Bennett, supported by McLaughlin to table for consideration the proposed text amendment to the Code of Ordinances, and schedule a second reading for August 11, 2015. Motion carried by all members present. 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 G-7. Consider First Reading Of An Ordinance Amending Chapter 46, Article II, "Offenses Involving The Person", Sec. 46-32 And 46-34 To Add A Prohibition Against Using The Internet And/Or Social Media Sites To Harass Another Person. (PSD)** Motion by Bennett, supported by McLaughlin to introduce for first reading an ordinance which amends Chapter 46, Article II, entitled "Offenses Involving the Person." Motion carried by all members present. Motion by Bennett, supported by Anthony to table for consideration the proposed text amendment to the Code of Ordinances, and schedule a second reading for August 11, 2015. Motion carried by all members present. 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. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org. **Item G-8. Consider First Reading Of An Ordinance Amending Chapter 18, Article IV, "Sexually Oriented Businesses", And Article VII, "Smoking Lounges", To Require Applicants For These Business Licenses To Obtain And Submit A Copy Of Their Internet Criminal History Access Tool ("ICHAT") Reports With Their License Applications. (Clerk/PSD)** Motion by Bennett, supported by McLaughlin to introduce for first reading an ordinance which amends Chapter 18, Article IV entitled "Sexually Oriented Businesses," and Article VII, entitled "Smoking Lounges." Motion carried by all members present. Motion by Bennett, supported by McLaughlin to table for consideration the proposed text amendment to the Code of Ordinances, and schedule a second reading for August 11, 2015. Motion carried by all members present. 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 G-9. Consider Approval Of Independence Park Irrigation Upgrades. (CLS)** Motion by Bennett, supported by Williams to approve the upgrades to Independence Park irrigation system by Spartan Distributors, P.O. Box 672995, Detroit, MI 48267 in the amount of \$20,000 to be taken from Account # 101-270-50.970.0030, Parks Capital Outlay Machinery & Equipment. Motion carried by all members present. **ADDITIONAL PUBLIC COMMENT:** None **OTHER:** Supervisor LaJoy stated the Michigan Shakespeare Festival will be at the Village Theater from July 29 - August 16. Tickets are available on line MichiganShakespeareFestival.com. **ADJOURN:** Motion by Anthony, supported by Williams to adjourn at 7:43 p.m. Motion carried by all members present. **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.

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