

Charter Township of Canton Board Proceedings – August 25, 2015

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, August 25, 2015 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 6:45 p.m. **Roll Call** Members Present: Anthony, Bennett, LaJoy, McLaughlin, Sneiderman, Williams, Yack Members Absent: Bennett Staff Present: Director Bilibrey-Honsowetz, Director Faas, Director Mutchler, Director Trumbull, Carolyn Fox, Kristin Kolb, Fire Chief Josh Meier, Fire Chief Chris Stoecklein Motion by Anthony, supported by McLaughlin to move from open session to closed session at 6:45 p.m. to discuss pending litigation. Motion carried by all members present. **6:45 P.M.: CLOSED SESSION – TO DISCUSS PENDING LITIGATION** Motion by Yack, supported by Anthony to move from closed session to open session at 7:04 p.m. where pending litigation was discussed. Motion carried by all members present. Supervisor LaJoy reconvened the Open Meeting at 7:04 p.m. and led the Pledge of Allegiance to the Flag. **Adoption of Agenda** Motion by Anthony, supported by Yack to amend the agenda to add item G-15 to consider approval of legal action. Motion carried by all members present. **Approval of Minutes** Motion by McLaughlin, supported by Sneiderman to approve the Board Minutes of August 11, 2015 as presented. Motion carried by all members present. Motion by McLaughlin, supported by Sneiderman to approve the Study Session Minutes of August 18, 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 the Approval of Private Property Traffic Enforcement for the Hamptons & Hampton Estates. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve the private property traffic enforcement request submitted by the Hamptons and Hampton Estates condominium associations, located west of Morton-Taylor, between Cherry Hill & Palmer Roads, as permitted by Canton's Traffic Enforcement on Private Property Ordinance, Chapter 70, Section 70-1 Adoption of the Uniform Traffic Code, R28.1212, Rule 212. Motion carried by all members present. **GENERAL CALENDAR: Item G-1. WTUA Annual Budget Approval. (Supv)** Motion by McLaughlin, supported by Sneiderman to adopt the following resolution: Motion carried by all members present. **RESOLUTION OF THE CHARTER TOWNSHIP OF CANTON WHEREAS**, Western Townships Utilities Authority has prepared a proposed budget for the fiscal year ending September 30, 2016, which has been reviewed by the Finance Committee on July 15, 2015 and the Board of Commissioners on July 27, 2015; and **WHEREAS**, the Authority is required to submit a budget to each of the member Townships for approval in August of each year, **NOW, THEREFORE BE IT RESOLVED** that the departmental budget for the Authority as presented on page 1 of the Proposed Annual Budget for the fiscal year ending September 30, 2016, in the amounts presented, is hereby approved. Mr. Aaron Sprague, WTUA Director, presented the Western Townships Utility Authority's annual budget for fiscal year ending September 30, 2016. **Item G-2. Consider First Reading of an Amendment to Appendix A-Zoning of the Code of Ordinances Regarding the Niemiec Rezoning. (MSD)** Motion by McLaughlin, supported by Sneiderman 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 Niemiec Rezoning as provided in the attached ordinance and map. Motion carried by all members present. Motion by McLaughlin, supported by Sneiderman to table consideration of the amendment for a second reading on September 8, 2015. Motion carried by all members present. Copies of the complete text of this Ordinance Amendment 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 a Special Land Use Request and Site Plan for Group 10 Shopping Center. (MSD)** Motion by McLaughlin, supported by Sneiderman to adopt the following resolution: Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Special Use and Site Plan for Group 10 Commercial Center WHEREAS**, the Project Sponsor, Mr. Thom Dumond, has requested special use approval for a fast food restaurant and site plan approval for the Group 10 Commercial Center to be located on Ford Road between Canton Center and Beck Roads; identified as EDP# 036-01-0012-001; 036-01-0012-003, 036-01-0012-004 and 036-01-0013-301 and, **WHEREAS**, the Planning Commission found the proposed special use to be consistent with the development objectives of the Township and recommended approval of the request with the conditions outlined in the staff analysis and recommended approval of the proposed site plan; and, **WHEREAS**, the Board has reviewed the proposed special use and site plan and determines the proposal to be consistent with the Zoning Ordinance regulations and development objectives subject to the conditions described in the analysis and recommendation form 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 request of the Project Sponsor, Mr. Thom Dumond, to conduct the special use for the proposed fast food restaurant subject to compliance with all conditions contained herein and does approve the site plan for the Group 10 Commercial 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 a Special Land Use for Expansion of a Commercial Kennel and Site Plan for an Addition to All American Pet Resort. (MSD)** Motion by McLaughlin, supported by Yack to pass the following resolution. Motion carried by a vote of 6 to 1. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Special Land Use and Site Plan for Expansion of All American Pet Resort WHEREAS**, the Project Sponsor has requested approval of a special land use for an expansion of a commercial kennel and site plan approval for an addition to the All American Pet Resort located on the east side of Haggerty Road north of Warren, identified as tax EDP #003-99-0008-712; and, **WHEREAS**, the Planning Commission reviewed the special use and site plan and made a recommendation to approve the requests, including the modification to the building material standards to allow use of metal siding 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. Rick Ruhland, to approve the special land use and site plan for addition and expansion of the commercial kennel to allow up to 100 animals in accordance with Section 6.02K; and further, to recommend approval of the request for a building material modification to allow the use of metal siding on the addition to match the existing building, 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-5. Consider Approval of the Second Amendment to Regency at Canton Planned Development District Agreement. (MSD)** Motion by McLaughlin, supported by Sneiderman to pass the following resolution. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Second Amendment to the Planned Development Agreement for Ciena Health/Regency of Canton WHEREAS**, the Project Sponsor, Mr. Brian Jilbert, has requested approval for The Second Amendment to Planned Development District for Ciena Health/Regency of Canton, to be located on Geddes Road west of Canton Center Road, identified as tax EDP #112-99-0014-701; 112-99-0015-701; 112-99-0013-000; 112-99-0010-701 and 112-99-0011-701, **WHEREAS**, the Planning Commission reviewed the amended planned development agreement and made a recommendation to approve the request to grant approval, as summarized in the Planning Commission Recommendation 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. Brian Jilbert, to approve the second amendment to the planned development agreement for Ciena Health/Regency of Canton subject to any and all state and local development regulations and further subject to any additional conditions recommended by the Planning Commission and staff, as described in the analysis and recommendation attached hereto and made a part hereof. **Item G-6. Consider Approval of Amendment No. 1 to the Real Estate Purchase Agreement with TDM Holdings, LLC. (MSD)** Motion by McLaughlin, supported by Williams to authorize the Township Supervisor to sign Amendment No. 1 to the real estate purchase agreement for roughly 5.5 acres of vacant property with Livonia Builders/TDM Holdings, LLC. Motion carried by all members present. **Item G-7. Consider Request to Purchase Alias Database Manager for Dispatch Centers. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve the purchase of the MKM 7000 Console Alias Manager for Dispatch Centers from Motorola Solutions, 1303 E. Algonquin Road, Schaumburg, IL 60196, in the amount of \$16,895.45, utilizing funds budgeted in the 2015 E-911 Fund. Motion carried by all members present. **Item G-8. Consider Request to Purchase an Evidence Drying Cabinet. (PSD)** Motion by McLaughlin, supported by Williams to approve the purchase of one LabConCo Protector Evidence Drying Cabinet with Washdown System from Arrowhead Scientific, Inc., 11030 Strang Line Road, Lenexa, KS, in the amount of \$5,866.90, utilizing 2013 Justice Assistance Grant funds. Motion carried by all members present. **Item G-9. Consider the Purchase of Office Furniture for the Fire Department. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve the purchase of office furniture for the Fire Marshal and chairs for the Fire Department administrative offices, from Kentwood Office Furniture, 2101 W. Willow Street, Lansing, MI, in the amount of \$8,864.42. Motion carried by all members present. Motion by McLaughlin, supported by Sneiderman to approve a 2015 Fire budget amendment increasing Fund Balance appropriation account #206-000-695 by \$8,864.42, and Capital Outlay – Office Equipment & Furniture account #206-336-50.970.0060 by \$8,864.42. **Item G-10. Consider Request to Purchase Twelve Mattresses. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve the purchase of twelve Crystal Armore twin mattress sets from Art Van Furniture in the amount of \$5,568, utilizing funds budgeted in the 2015 Fire Capital Outlay Office Equipment & Furniture account. Motion carried by all members present. **Item G-11. Consider Request to Purchase PowerDMS Policy Management System. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve the purchase of an annual subscription to PowerDMS Policy in the amount of \$7,413.50 this year, with an annual renewal cost of \$5,413.50 thereafter. Motion carried by all members present. **Item G-12. Consider Approval of Emergency Purchase Order for Repair of Pump Station at Gun Range. (PSD)** Motion by McLaughlin, supported by Sneiderman to approve an emergency purchase order to Midwest Power Systems, Inc., 2401 Hickory Oak Lane, Milford, MI 48380, in the amount of \$16,500, for removal and replacement of the pump station at the gun range. Motion carried by all members present. **Item G-13. 2015 Budget Adjustments. (FBD)** Motion by McLaughlin, supported by Williams to approve the attached listing of budget adjustments to the 2015 budget. Motion carried by all members present. **Item G-14. Consider Approval of Actuarial Valuation of the Charter Township of Canton Retiree Health Care Plan. (FBD)** Motion by McLaughlin, supported by Williams to approve the proposal from CBIZ Retirement Plan Services to provide an actuarial valuation of the retiree health care benefits for a not-to-exceed fee of \$17,000 and to authorize the Finance Director to sign the Acceptance of Letter of Engagement. Motion carried by all members present. **Item G-15. Consider Approval of Legal Action. (Supv)** Motion by McLaughlin, supported by Sneiderman to authorize the Supervisor to work with Corporate Counsel to initiate legal action, if necessary, for collection of delinquent payments to the Village Theater at Cherry Hill. Motion carried by all members present. **ADDITIONAL PUBLIC COMMENT:** None **OTHER:** Director Bilibrey-Honsowetz stated the Summit will close for annual maintenance shut-down beginning at noon on Monday, September 7th and, with the exception of the Aquatics Center, the Summit will reopen on Saturday September 12th at 6:00 a.m. The Aquatics Center will reopen on Sunday, October 11th. Trustee Yack complimented the officers associated with Coffee with a Cop at Arby's on Tuesday, August 25. Trustee Anthony stated Brew, Brats, & Bands at the Barn Tickets are available at the following locations: Summit on the Park; Canton Treasurer's Office; Canton Farmers Market; Canton Park Office at 734/394-5314, as well as on line using the link on the Historical Society website. Treasurer McLaughlin stated tickets are available for the fundraiser for the Partnership for Arts and Humanities - October Concert. **ADJOURN:** Motion by Anthony, supported by Williams to adjourn at 8:16 p.m. Motion carried by all members present. **Terry G. Bennett Clerk**