

## Charter Township of Canton Board Proceedings – December 13, 2016

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, December 13, 2016 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 6:00 p.m. Motion by Sneiderman, supported by Anthony to move from open session to closed session at 6:02 p.m. to discuss pending litigation – Cherry Ridge VS Canton Township. Motion carried unanimously **6:17 P.M.: CLOSED SESSION TO DISCUSS PENDING LITIGATION – CHERRY RIDGE VS CANTON TOWNSHIP Roll Call** Members Present: Anthony, Foster, Graham-Hudak, Siegrist (arrived 6:06 p.m.), Slavens, Sneiderman, Williams Members Absent: None Dismissed from closed session to Reception for Fire Poster Contest Awards at 6:30 p.m. **6:30 P.M.: RECEPTION FOR FIRE POSTER CONTEST WINNERS** Motion by Anthony, supported by Sneiderman to move from closed to open session at 7:03 p.m. Motion carried unanimously. Supervisor Williams led the Pledge of Allegiance to the Flag. **Roll Call** Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Slavens, Sneiderman, Williams Members Absent: None Staff Present: Director Hohenberger, Director Faas, Director Meier, Director Trumbull, Kristin Kolb, Director Conley **Adoption of Agenda** Motion by Siegrist, supported by Sneiderman to amend the agenda to add Item G-1A Consideration of Board Action on Attorney's Recommendation Regarding Pending Litigation in the matter of Cherry Ridge, LLC v Canton Township. Motion carried unanimously. **Approval of Minutes** Motion by Siegrist, supported by Anthony to approve the Revised Board Minutes of November 22, 2016 as presented to the board this evening. Motion carried unanimously. **DISCUSSION REGARDING WATER RATES** Director Faas and Director Trumbull presented a PowerPoint to the board and audience regarding 2016 Water and Sewer Rates. A complete copy of the PowerPoint presentation is available in the Township Clerk's Office, 1150 S. Canton Center Road, Canton MI 48188 during regular business hours, or by calling 734-394-5120. The following residents expressed concerns regarding their water bills: Bill Hardin, 2393 Woodgreen Court, inquired about a second meter for residential lawn irrigation. Director Faas explained the township must pay the sewerage fees no matter what. Wayne County will not exempt outdoor water usage from the sewage bill to Canton, so other residents would have to absorb the sewerage fees through higher rates. Wudman Adam, 8303 Trafford Court, owner of several businesses within the state, requested the township investigate the lawsuit in the City of Jackson regarding the issue of paying sewerage fees on water used solely for irrigation. Pam Hardin, 2393 Woodgreen Court, asked how the meters are calibrated and is the township sure they are in proper working order. Director Faas explained the meters are calibrated by the factory. Also the staff reviews exception reports that indicate extremely high or low usages. Ms. Hardin asked how often the water rates are reviewed. Supervisor Williams replied annually, in the spring of each year. George Miller 1946 Briarfield, inquired how long it will take the township to recoup the cost of building the Water Storage Facility. Director Trumbull estimated 3 to 4 years. Mr. Miller also asked if it is feasible for the sewerage to flow to Ypsilanti. Director Faas replied it is possible for all the flow to go to Ypsilanti once some improvements completed. Mr. Lalit Aggarwal, 47199 Hidden Creek stated his last bill was \$1700. He also would like a second meter for irrigation. Mr. Chuck Miller, 47074 Glastonbury, an energy auditor by trade, offered several suggestions for residents to control their water usage to reduce costs. Bernie Girardot, 1492 Hendrie, offered to be a tester for the second meters. Ann Marie Marsh, 468 Sylvan Drive, asked how to read her meter as it is the new type. She also wanted to know if the landscaping around her outdoor MXU interferes with the reading via radio frequency. Director Faas explained she can contact the Water Billing staff to set up an appointment with our Public Works crews to show her how to read her meter. Also, the shrubbery does not inhibit the readings. Jamie Nicolau, 48880 Central Park Drive, stated when he lived in Livonia his water bills were lower with the same consumption. Supervisor Williams asked to see the rates for Livonia. Director Faas agrees to obtain this information. Mohammad Ghasali, 7021 Sylvan, requested the township engage in additional negotiations to lower the fees we pay for sewerage in the summer months and provide a credit to the residents Jet Dhalwal, 8445 Chatham, requested the township investigate ways to utilize the storm/rain water that goes into the rivers, ponds, and storm sewers for irrigation purposes possibly Following the comments by residents, board members made the following comments: Trustee Sneiderman suggested residents compare their usage during similar seasons over the past few years. Treasurer Slavens explained to residents there is a handout available with FAQ's from the Water Billing Department. **Citizen's Non-Agenda Item Comments:** George Miller, 1946 Briarfield, asked what the \$7.40 administrative cost covers on tax bills. He asked why the township has a full time Tax Assessor. He asked if the township has a contract regarding the storage of dirt behind L.Gorges on Michigan Avenue. **Payment of Bills** Motion by Siegrist, supported by Foster to approve payment of the bills as presented. Motion carried unanimously. **CONSENT CALENDAR: Item C-1. Establishment and Use of "Receiving Boards" in the 2017 Elections.** (Clerk) Motion by Siegrist, supported by Sneiderman to adopt the resolution establishing the use of one or more "Receiving Boards" to administer any 2017 elections scheduled in the Charter Township of Canton. Motion carried unanimously. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON RESOLUTION APPROVING USE OF "RECEIVING BOARDS" IN THE CHARTER TOWNSHIP OF CANTON WHEREAS, MCL.168.679(a)** provides the legislative body of a city, township, or village may, by resolution, provide that at an election at which the ballots are counted and certified at the precinct, 1 or more additional boards of election inspectors be appointed to serve as receiving boards. **WHEREAS,** For a precinct having receiving boards, the board of election commissioners shall appoint a receiving board consisting of 2 or more election inspectors, with an equal number from each major political party, and shall appoint an equal number of election inspectors from each major political party, and not less than 2 election inspectors in a precinct, representing each of the major political parties, shall deliver to the receiving board for that precinct a sealed ballot container containing the voted ballots in a separate sealed envelope; the poll book and statement of returns. **WHEREAS,** The poll book and statement of returns may be enclosed in a single sealed envelope and the receiving board shall open the sealed envelope and review the poll book and statement of returns to determine both of the following: (a) That the ballot container is properly sealed and the seal number is properly recorded in the poll book and the statement of returns. If the ballot container is not properly sealed or there is a discrepancy with the seal number recorded in the poll book or the statement of returns, the election inspectors who delivered the ballot container and the receiving board shall together take the necessary steps to correct the discrepancy. The election inspectors and the receiving board shall note the discrepancy and note the corrective action in the remarks section of the poll book and all shall sign the notation. (b) That the number of individuals voting recorded in the poll book equals the number of ballots issued to electors, as shown by the statement of returns. If the number of individuals voting as shown by the poll book does not equal the number of ballots counted as shown by the statement of returns, and if an explanation of the discrepancy has not been noted in the poll book, the receiving board shall ask the election inspectors about the discrepancy, note the explanation in the poll book, and all shall sign the notation. **WHEREAS,** if the poll book or statement of returns has been erroneously sealed in the ballot container, the election inspectors may open the ballot container and remove the poll book or statement of returns. The elections inspectors and receiving board shall note the corrective action in the remarks section of the poll book and all shall sign the notation before placing the poll book or statement of returns in a separate sealed envelope. If the statement of returns was sealed in the ballot container and the poll book was sealed in an envelope, the poll book shall be removed from the sealed envelope for the notation of corrective action to be recorded before placing the poll book and statement of returns in a sealed envelope. The receiving board shall notify the clerk of the board of canvassers responsible for canvassing all or a portion of the election of the corrective action taken. **WHEREAS,** when the receiving board has completed the review under subsection (3), the receiving board shall place the poll book and statement of returns in the appropriate envelope, sealed with a red paper seal and initialed by the receiving board. **NOW, THEREFORE, BE IT RESOLVED** that the Charter Township of Canton elects to use "receiving board in all elections scheduled in 2017 as provided in MCL. 168.679(a). **Item C-2. Appointments to the Election Commission. (Clerks)** Motion by Siegrist, supported by Sneiderman to appointment Supervisor - Pat Williams; Treasurer - Dian Slavens; and Clerk - Michael Siegrist to the Election Commission for Canton Township with terms expiring November 20, 2020. Motion carried unanimously. **Item C-3. Request to Approve Purchase Order to Election Source for Full Service Testing of Election Equipment for the November 8, 2016 General Election. (Clerks)** Motion by Siegrist, supported by Sneiderman to approve payment to Election Source, 4615 Danvers Drive SE, Grand Rapids, MI 49512, for preparation and testing of the Election equipment for the November 8, 2016 General Election in the amount of \$14,190.00 from account 101-191.801\_0050. Motion carried unanimously. **Item C-4. Reappointment to the CDBG Advisory Council (MSD)** Motion by Siegrist, supported by Sneiderman to extend Katherine S. Martin's term to the CDBG Advisory Council for an additional 90-days effective January 1, 2017 and expiring on March 31, 2017. Motion carried unanimously. **Item C-5. Consider Confirmation of Action of Prior Board Authorizing Sale of Vacant Township Property on Michigan Avenue. (Supv.)** Motion by Siegrist, supported by Sneiderman to confirm the action of the prior Board relative to the sale of vacant Township property, and authorize the Township Supervisor to sign all documents necessary to complete the sale. Motion carried unanimously. **Item C-6. Consider 2017 Meeting Dates for the Commission for Culture, Arts & Heritage (CLS)** Motion by Siegrist, supported by Sneiderman to establish the 2017 Canton Commission for Culture, Arts & Heritage meeting schedule at 7:00 p.m. in the Lower Level Meeting Room E of the Administration Building, 1150 S. Canton Center Road, quarterly on the designated Monday of the established months Meeting Dates: February 13, 2017, May 8, 2017, August 14, 2017, November 13, 2017. Motion carried unanimously. **Item C-7. Consider Approval of 2017 Building Board of Appeals Meeting Dates. (MSD)** Motion by Siegrist, supported by Sneiderman to establish the Canton Township's Building Board of Appeals meeting schedule for the year 2017. Meetings will be scheduled as needed and will be held at the Charter Township of Canton Administration Building, 1150 S. Canton Center Road. Motion carried unanimously. **Item C-8. Consider Approval of 2017 Planning Commission Meeting Dates. (MSD)** Motion by Siegrist, supported by Sneiderman to establish the Planning Commission Meeting schedule for 2017 at 7:00 p.m. in the First Floor Meeting Room of the Administration Building, 1150 S. Canton Center Road as follows: January 9, February 6, March 6, April 3, May 1, June 5, July 10, August 7, September 11, October 2, November 6, and December 4. Motion carried unanimously. **Item C-9. Consider Approval of 2017 Zoning Board of Appeals Meeting Dates. (MSD)** Motion by Siegrist, supported by Sneiderman to establish the Canton Township Zoning Board of Appeals meeting schedule for the year 2017 as follows: Second Thursday of each month: January 12, February 9, March 9, April 13, May 11, June 8, July 13, August 10, September 14, October 12, November 9, and December 14, 2017 at 7:00 p.m. to be held at the Charter Township of Canton Administration Building, 1150 S. Canton Center Road. Motion carried unanimously. **Item C-10. Re-Appointment of Greg Greene and Appointment of Anne Marie Graham-Hudak to the Planning Commission. (MSD)** Motion by Siegrist, supported by Sneiderman to re-appoint Greg Greene to the Canton Township Planning Commission, term to expire December 31, 2019. Motion carried unanimously. Motion by Siegrist, supported by Sneiderman to appoint Anne Marie Graham-Hudak to the Canton Township Planning Commission for the duration of her elected term. Motion carried unanimously. **Item C-11. Consider Re-appointments of Greg Trombley, Joseph Philips and Bob Paciocco to the Building Board of Appeals. (MSD)** Motion by Siegrist, supported by Sneiderman to re-appoint Greg Trombley, Joseph Philips and Bob Paciocco to the Building Board of Appeals for a three month term to expire March 31, 2017. Motion carried unanimously. **GENERAL CALENDAR: Item G-1A. Consideration of Board Action on Attorney's Recommendation Regarding Pending Litigation. (Supv.)** Motion by Siegrist, supported by Sneiderman in the matter of Cherry Ridge, LLC v Canton Township (United States District Court), to approve the proposed Second Amendment to Consent Judgment, and further authorize the Township supervisor and Township Clerk to sign on behalf of Canton Township. Motion carried unanimously. Motion by Siegrist, supported by Sneiderman in the matter of Cherry Ridge, LLC v Canton Township (United States District Court), to approve the proposed First Amendment to Consent Judgment, and further authorize the Township supervisor and Township Clerk to sign on behalf of Canton Township. Motion carried unanimously. **Item G-1. Consider Approval to Reclassify One Human Resources Specialist Position to Human Resources Supervisor. (Supv.)** Motion by Siegrist, supported by Foster I hereby move to approve the reclassification of the Human Resources Specialist position held by Barbara Brouillette to Human Resources Supervisor; the position will be reclassified to Pay Grade 8 on the Non-Union Wage scale as approved and recommended by the Merit Commission. Motion carried unanimously. **Item G-2. Consider Approval of Wage Increase for Merit (Full-Time Non-Union) Employees for the 2017 Fiscal Year. (Supv.)** Motion by Siegrist, supported by Slavens to approve the proposed 2.0% across the board wage scale increase for Merit Employees for the 2017 fiscal year, as recommended by the Merit Commission at their meeting of December 6, 2016. Motion carried unanimously. **Item G-3. Consider Site Plan Approval for Best Western Plus and Suites. (MSD)** Motion by Siegrist, supported by Sneiderman to approve the following resolution. Motion carried unanimously. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Site Plan for Best Western Plus and Suites WHEREAS,** the Project Sponsor, Mr. Brian Biskner, has requested site plan approval for Best Western Plus and Suites to be located on Lotz Road between Michigan Avenue and Van Born Road, identified as tax EDP # 142-01-0073-000 and 142-01-0076-000; and, **WHEREAS,** the Planning Commission reviewed the site plan and made a recommendation to approve the request to grant site plan approval, with 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. Brian Biskner, to approve the site plan for the proposed Best Western Plus and Suites 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. Terry G. Siegrist, Clerk Charter Township of Canton **Item G-4. Consider Approval of a Resolution Accepting Jurisdiction and Maintenance of a Storm Sewer Pipe Under Denton Road for the Future "Landings" Development. (MSD)** Motion by Siegrist, supported by Foster to approve the modified resolution "Agreement for Long-Term Maintenance of the Stormwater Management System" for the Landings Development and authorize the Township Supervisor to sign this document on behalf of the Township. Motion carried unanimously. **Item G-5. Approve 2016 Budget Adjustments. (FBD)** Motion by Siegrist, supported by Sneiderman to approve the budget adjustments to the 2016 Budget as presented to the Board. Motion carried unanimously. **Item G-6. Award Four (4) Housing Rehabilitation Contracts. (FBD)** Motion by Siegrist, supported by Foster to award the contract for a housing rehabilitation at xxxx Brookshire to Stratton Home Improvement in the amount of \$24,924 plus a contingency of \$76 for a purchase order total of \$25,000. Motion carried unanimously. Motion by Siegrist, supported by Foster to award the contract for a housing rehabilitation at xxxx Rudgate to Stratton Home Improvement in the amount of \$20,800 plus a contingency of \$2,080 for a purchase order total of \$22,880. Motion carried unanimously. Motion by Siegrist, supported by Foster to award the contract for a housing rehabilitation at xxxx Alton to Stratton Home Improvement in the amount of \$24,700 plus a contingency of \$300 for a purchase order total of \$25,000. Motion carried unanimously. Motion by Siegrist, supported by Foster to award the contract for a housing rehabilitation at xxxx S. Canton Center to Stratton Home Improvement in the amount of \$24,900 plus a contingency of \$100 for a purchase order total of \$25,000. Motion carried unanimously. **Item G-7. Approve Proposal for Township Telephone Carrier Services Renewal. (FBD)** Motion by Siegrist, supported by Sneiderman to approve the contract renewal with Telnet Worldwide for telephone carrier services for a three-year period from the date of contract signing. Motion carried unanimously. **Item G-8. Request to Approve Election Payroll from November 8, 2016. (FBD)** Motion by Siegrist, supported by Foster to approve the November 8, 2016 election payroll for a total amount not to exceed \$94,720.00. Motion carried unanimously. **Item G-9. Award Bid for Printing, Sorting, and Distribution of the Discover Brochure. (CLS)** Motion by Siegrist, supported by Sneiderman to award the printing, sorting, and distribution of four editions of the 2017/2018 Discover Brochure to Woodward Printing Services, 11 Means Drive, Platteville WI 53818 in the amount of \$46,076 to be paid from the following accounts over 2017 & 2018: Senior 101-672-50-900 0040 \$ 3,100.00 Recreation 101-691-50-900 0040 \$ 13,891.00 Summit 208-757-50-900 0040 \$ 4,000.00 CSC 101-755-50-900 0040 \$ 2,047.00 **TOTAL \$ 23,038.00** Motion carried unanimously. **ADDITIONAL PUBLIC COMMENT:** Bernie Girardot, resident, complimented the Clerk on the election and the board on the meeting. **OTHER:** Trustee Foster wished the board and members of the audience: Happy Holidays. **ADJOURN:** Motion by Siegrist, supported by Sneiderman to adjourn at 9:32 p.m. Motion carried unanimously. **Michael A. Siegrist, Clerk**