

Charter Township of Canton Board Proceedings – October 10, 2017

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, October 10, 2017 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag. **Roll Call** Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Slavens, Williams Members Absent: Slavens, Sneiderman Staff Present: Director Hohenberger, Director Faas, Director Meier, Director Trumbull, Kristin Kolb, A. Hamilton **Adoption of Agenda** Motion by Siegrist, supported by Anthony to amend agenda Item C-1 to Postpone Second Reading of an Ordinance to amend Chapter 46, Article VIII, Division 3 of the Canton Code of Ordinances, Entitled "Alcoholic Liquor" to bring the Ordinance into Compliance with Recent Changes to State Law, Until October 24, 2017, and to remove the presentation to be placed back on the agenda contingent upon the return of electricity. Motion carried by all members present. Supervisor Williams notified the Board that due to the power outage, no audio or video will be available for the meeting. **Approval of Minutes** Motion by Siegrist, supported by Anthony to approve the Board Meeting Minutes of September 26, 2017 as presented. Motion carried by all members present. Motion by Anthony, supported by Siegrist to approve the Board Study Session Minutes of October 3, 2017 as presented. Motion carried by all members present. **Citizen's Non-Agenda Item Comments:** None **Payment of the Bills:** Motion by Siegrist, supported by Foster to approve payment of the bills as presented. Motion carried by all members present. **PUBLIC HEARING: PH-1: Hold Public Hearing and Consider Holding the First Reading of an Ordinance Amending Chapter 22, Article II, Divisions 2 and 3 of the Canton Code of Ordinances, Adopting the Second Amended and Restated Tax Increment Financing and Development Plan For The Downtown Development Authority for the Township Of Canton** Motion by Siegrist, supported by Foster to open the Public Hearing at 7:05 p.m. for comment on the Second Amended and Restated Tax Increment Financing and Development Plan for the Downtown Development Authority for the Township of Canton. Motion carried by all members present. Motion by Siegrist, supported by Foster to introduce and hold the first reading of an Ordinance Amending Chapter 22, Article II, Divisions 2 and 3 of the Canton Code of Ordinances, Adopting the Second Amended and Restated Tax Increment Financing and Development Plan for the Downtown Development Authority for the Township Of Canton. Motion carried by all members present. Motion by Siegrist, supported by Foster to table for consideration and schedule the second reading of an Ordinance Amending Chapter 22, Article II, Divisions 2 and 3 of the Canton Code of Ordinances, Adopting the Second Amended and Restated Tax Increment Financing and Development Plan for the Downtown Development Authority for the Township Of Canton. Motion carried by all members present. **CONSENT CALENDAR:** Supervisor Williams requested that Item C-2 be removed from the Consent Calendar and be added to the Agenda as Item G-0. **Item C-1. (Amended) Postpone Second Reading of an Ordinance to amend Chapter 46, Article VIII, Division 3 of the Canton Code of Ordinances, Entitled "Alcoholic Liquor" to Bring the Ordinance into Compliance with Recent Changes to State Law, Until October 24, 2017. (PSD)** Motion by Siegrist, supported by Foster to remove from the table and postpone consideration of the second reading of an ordinance amending Chapter 46, Article VIII, Division 3 until October 24, 2017. Motion carried by all members present. **GENERAL CALENDAR: Item G-0: Consider Second Reading of an Amendment to Appendix A – Zoning of the Code of Ordinances Regarding the Whelan/Greenleaf Trust Conditional Rezoning (MSD)** Motion by Siegrist, supported by Foster to remove from the table and hold the second reading of an ordinance to amend Appendix A – Zoning of the Code of Ordinances to conditionally rezone the subject tax parcel #s 004-99-0002-003 and 003-99-0007-003 from LI, Light Industrial District to R-6, Single-Family Attached Residential District, subject to the Statement of Conditions and concept plan with an effective date of October 26, 2017. Motion carried 4-1. Motion by Siegrist, supported by Anthony to adopt and publish on October 19, 2017 the second reading of an ordinance to amend Appendix A – Zoning of the Code of Ordinances to conditionally rezone the subject tax parcel #s 004-99-0002-003 and 003-99-0007-003 from LI, Light Industrial District to R-6, Single-Family Attached Residential District, subject to the Statement of Conditions and concept plan with an effective date of October 26, 2017. Motion carried 4-1. **STATE OF MICHIGAN COUNTY OF WAYNE CHARTER TOWNSHIP OF CANTON ORDINANCE NO. ____ AN ORDINANCE AMENDING 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 AND THE APPLICABLE AREA OF THE CORPORATE PARK OVERLAY DISTRICT. THE CHARTER TOWNSHIP OF CANTON ORDAINS: PART I. * * * ARTICLE 8.00 – ESTABLISHMENT OF ZONING DISTRICTS AND MAP** Pursuant to Section 27.07 of Appendix A – Zoning, the zoning map is hereby amended by changing the zoning of parcel nos. 004-99-0002-003 and 004-99-0007-003 from LI, Light Industrial District to R-6, Single-Family Attached Residential District as shown on the attached zoning map, and further subject to the Voluntary Statement of Conditions attached hereto **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. **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 10th day of October, 2017, and was ordered to be given publication in the manner required by law. Michael Siegrist, Clerk Introduced: September 26, 2017 Adopted: October 10, 2017 Published: October 19, 2017 Effective: October 26, 2017

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 G-1. Consider Re-approval of the Site Plan for Eden by the Rouge Assisted Living Facility including Approval of the Private Road. (MSD)** Motion by Siegrist, supported by Foster to adopt the following resolution Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Re-approval of the Site Plan for Eden by the Rouge Assisted Living Facility and Private Road** WHEREAS, the Project Sponsor has requested re-approval of the site plan for Eden By The Rouge Assisted Living Facility, located east of Sheldon between Palmer Road and Michigan Avenue on a portion of parcel 108-99-0001-706; and, WHEREAS, the Board has reviewed the site plan and determines the proposal to be consistent with the Zoning Ordinance regulations and Planned Development Agreement; **NOW THEREFORE BE IT RESOLVED**, the Board of Trustees of the Charter Township of Canton, Michigan does hereby re-approve site plan for Eden by the Rouge Assisted Living Facility and private road, as the proposal provides needed housing and care opportunities for Canton's senior citizens and increases the tax base of the township on property that would be otherwise tax-exempt; subject to all other applicable requirements of the township. **Item G-2. Consider Award of Contract for a 2017 Tree Removal and Pruning Project to CHOP LLC. (MSD)** Motion by Siegrist, supported by Anthony to award a contract for a 2017 Tree Removal and Pruning Project to CHOP LLC for a total amount not-to-exceed \$20,000. Motion carried by all members present. **Item G-3. Reconsider Approval of a Contract Amendment with Northwest Consultants, Inc. for Additional Design Services and Permitting for Ridge Road Paving & Grade Establishment Project. (MSD)** Motion by Siegrist, supported by Foster to approve a contract amendment with Northwest Consultants, Inc., for additional design and permitting for Phase 3 of the Ridge Road paving & Grade Establishment project in an amount not-to-exceed \$59,738. Motion carried by a vote of 4 to 1. Motion by Siegrist, supported by Foster to approve a budget amendment to fund the design expenses as follows: **Increase Expense:** #403-506-02.801_0040 Road Construction – Professional & Contractual Services \$59,738 **Increase Revenue:** #403-000.695 Fund Balance Appropriation \$59,378 Motion carried by a vote of 4 to 1. Supervisor Williams called for a 5 minute recess at 8:20 pm.

Item G-4. Consider Approval of an Agreement with Wayne County to Provide Winter Maintenance on 8.00 Miles (15.65 Lane Miles) of County Roads. (MSD) Motion by Siegrist, supported by Foster to approve the agreement with Wayne County to provide additional winter maintenance for 8.00 miles (15.65 lane miles) of County local roads and authorize the payment of \$15,591.37 from Account #101-447-03.801_0050 (Engineering ROW Maintenance - Professional & Contractual Services) and authorize the Township Clerk to sign the agreement resolution on behalf of Canton. Motion carried by all members present. **Item G-5. Consider Increasing PO #2017-00002246 and Approve a Budget Amendment for Brisco Excavating Co., LLC for the Replacement of Approximately 2,220' of Water Main on Michigan Avenue. (MSD)** Motion by Siegrist, supported by Foster to approve an increase to PO #2017-00002246 by \$395,865 (for a total of \$1,307,540) for Brisco Excavating for the replacement of an existing section of water main along Michigan Avenue. Motion carried by all members present. Motion by Siegrist, supported by Foster to approve the following budget amendment: **Increase expense:** #592-536.970_0050 Capital Outlay Infrastructure \$347,865 **Increase revenue:** #592-000.695 Fund Balance Appropriation \$347,865 Motion carried by all members present. **Item G-6. Consider Request to Create and Fill a New Position of a Full Time Plumbing and Mechanical (Combination) Inspector for Building & Inspection Services and Approve a 2017 Budget Amendment for the Expenses and Revenues. (MSD)** Motion by Siegrist, supported by Foster to approve the request to create and fill a new position of Plumbing and Mechanical Inspector for the Building & Inspection services Division. Motion carried by all members present. Motion by Siegrist, supported by Foster to approve the budget amendments necessary to fund then expenses and increase the revenues in 2017 General Fund Budget Accounts listed: **Expenses: Increase:** #101-371.705_0010 (Salaries and Wages Full Time) \$9,645 #101-371.720_XXX (Various Fringes) \$4,682 **Revenues: Increase:** #101-478 (Electrical Permit Revenues) \$4,775 #101-479 (Mechanical Permit Revenues) \$4,775 #101-480 (Plumbing Permit Revenues) \$4,777 Motion carried by all members present. **Item G-7. Consider Authorization of Permit for Private Fireworks Display. (PSD)** Motion by Siegrist, supported by Foster to approve a fireworks display permit to BAPS Hindu Temple/American Fireworks Company, at 8:30 p.m., on Saturday, October 14, 2017, on the vacant property located at 3339 S. Canton Center Road. Motion carried by all members present. **Item G-8. Consideration of First Reading of an Ordinance to Amend Chapter 78, Article VI, Division 1 of the Canton Code of Ordinances, Entitled "Housing Code" to Bring the Ordinance into Compliance with State Law Regarding the Hotels, Inns, and Public Lodging Houses. (PSD)** Motion by Siegrist, supported by Foster to introduce and hold the first reading of an ordinance which amends Chapter 78, Article VI, Division 1 of the Canton Code of Ordinances, Entitled "Housing Code" to Bring the Ordinance into Compliance with State Law Regarding the Hotels, Inns, and Public Lodging Houses. Motion carried by all members present. Motion by Siegrist, supported by Foster to table for consideration and hold the second reading on October 24, 2017 of an ordinance which amends Chapter 78, Article VI, Division 1 of the Canton Code of Ordinances, Entitled "Housing Code" to Bring the Ordinance into Compliance with State Law Regarding the Hotels, Inns, and Public Lodging Houses. Motion carried by all members present. **ADDITIONAL PUBLIC COMMENT:** None **ADJOURN:** Motion by Siegrist, supported by Anthony to adjourn at 8:45 p.m. Motion carried by all members present. **Michael A. Siegrist, Clerk Pat Williams, Supervisor**

