

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, November 27, 2018 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 7:31 p.m. and 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 Staff Absent: **Adoption of Agenda** Motion by Graham-Hudak, supported by Anthony to amend the agenda to remove Item G-4 Consider Approval of an Agreement with the Michigan Department of Transportation for the Ford Road (M-153) Boulevard Project (MSD). Motion carried unanimously. **Payment of the Bills:** Motion by Slavens, supported by Anthony to approve payment of the bills as presented. Motion carried unanimously. **Approval of Minutes** Motion by Siegrist, supported by Foster to approve the Board Meeting Minutes of November 13, 2018 as presented. Motion carried unanimously. **Citizen's Non-Agenda Item Comments: None** **RECOGNITION: Public Safety Promotion Recognition – Police Sergeant – Adam Shulman** Motion by Anthony, supported by Sneiderman to enter the recognition of the promotion of Adam Shulman to Police Sergeant into the Public Record. Motion carried unanimously. Clerk Siegrist swore in Sgt. Shulman. **PUBLIC HEARING: PH-1: Public Hearing and Adoption of Fiscal Year 2019 Budget.** Motion by Siegrist, supported by Foster to open the Public Hearing for the Adoption of Fiscal Year 2019 Budget at 7:37 p.m. Motion carried unanimously. Motion by Siegrist, supported by Anthony to close the Public Hearing for the Adoption of Fiscal Year 2019 Budget at 7:39 p.m. Motion carried unanimously. Director/Staff Comments - None There were no public comments - None Motion by Siegrist, supported by Slavens to adopt the following resolution. Motion carried unanimously. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Adoption of Fiscal Year 2019 Budget WHEREAS**, Act 359 of 1947, The Charter Township Act, requires that the annual budget be adopted by resolution and; **WHEREAS**, pursuant to MCLA 141.412 and .413, notice of a Public Hearing on the proposed 2019 budget was published in a newspaper of general circulation on November 15, 2018 and a Public Hearing on the proposed budget was held on November 27, 2018. **NOW THEREFORE BE IT RESOLVED**, that estimated total revenues and expenditures for the 2019 fiscal year are hereby appropriated on a fund level basis. Totals by fund are as follows:

Fund #	Fund Description	2019 Proposed Budget
101	General Fund	\$ 28,727,080
204	Roads Fund	\$ 6,815,000
206	Fire Fund	\$ 16,227,310
207	Police Fund	\$ 22,447,477
208	Community Center Fund	\$ 3,804,801
219	Street Lighting Fund	\$ 341,650
230	Cable TV Fund	\$ 1,903,000
246	Community Improvement Fund	\$ 3,550,750
248	Downtown Development Authority	\$ 2,079,000
261	911 Service Fund	\$ 2,579,153
265	Organized Crime-Drug Enforcement	\$ 570,000
266	WWN Forfeiture Fund	\$ 548,000
274	CDBG Fund	\$ 411,000
301	Energy Project Debt Service	\$ 392,432
403	Capital Projects - Roads Fund	\$ 3,578,000
584	Golf Course Fund	\$ 3,977,354
592	Water & Sewer Fund	\$ 38,652,000
596	Garbage & Rubbish Collection	\$ 4,311,600
661	Fleet Maintenance Fund	\$ 2,157,501
736	Post Employment Benefits Fund	\$ 3,771,454
852	Special Assessment Debt Service Fund	\$ 211,154

BE IT FURTHER RESOLVED that the Township Supervisor has the authority to approve budget adjustments between departments based upon recommendation by the appropriate Department Director and the Finance and Budget Director in accordance with adopted policies. **BE IT FURTHER RESOLVED**, that the Charter Township of Canton Board adopts the 2019 budget for the various funds on a fund level. Township officials responsible for the expenditures authorized in the budget may expend Township funds up to, but not to exceed, the total appropriation authorized for each fund. **BE IT FURTHER RESOLVED** that there shall not be any new positions created that shall result in an increase in employee headcount within a department or division without prior Township Board approval. **BE IT FURTHER RESOLVED** that the Township Supervisor has the authority to fill existing vacant and budgeted positions and reclassified positions based upon the recommendation by the appropriate Department Director and the Finance and Budget Director. **AND BE IT FURTHER RESOLVED** that claims against the Township shall be approved by the Charter Township of Canton Board prior to being paid. The Township Clerk and the Township Treasurer may authorize payment of certain claims prior to approval by the Township Board to avoid late penalties, service charges and interest, for example utilities and payroll, in accordance with approved salaries and hourly rates adopted by the Township Board. The Township Board shall receive a list of those claims paid prior to approval, for approval at the next Board meeting. A copy of the Budget is available by contacting the Charter Township of Canton Clerk's Office **CONSENT CALENDAR: Item C-1. Consider 2019 Meeting Dates for the Commission for Culture, Arts & Heritage.** (CLS) Motion by Siegrist, supported by Sneiderman to establish the 2019 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 Thursday of the established months. Meeting Dates: February 7, 2019 May 9, 2019 August 8, 2019 November 14, 2019 Motion carried unanimously. **Item C-2. Consider approval of the 2019 Planning Commission Meeting Dates.** (MSD) Motion by Siegrist, supported by Sneiderman to set the 2019 Planning Commission Meeting schedule at 7:00 p.m. in the First Floor Meeting Room of the Administration Building, 1150 S. Canton Center Road as follows: January 7, February 4, March 4, April 1, May 6, June 3, July 1, August 5, September 9, October 7, November 4 and December 2, 2019. Motion carried unanimously. **Item C-3. Consider Second Reading of an Ordinance to Amend Chapter 18, by adding a New Article VIII, entitled "Marihuana Establishments."** (Supv.) Motion by Siegrist, supported by Sneiderman to remove from the table, hold the Second Reading and adopt an amendment to Canton Code of Ordinances, which amends Chapter 18 of Canton Code of Ordinances, to be published and become effective on December 06, 2018. Motion carried unanimously. **STATE OF MICHIGAN COUNTY OF WAYNE CHARTER TOWNSHIP OF CANTON CHAPTER 18 AN ORDINANCE TO AMEND CHAPTER 18, BY ADDING A NEW ARTICLE VIII TO PROHIBIT MARIHUANA ESTABLISHMENTS AS AUTHORIZED BY THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO CODE:** Chapter 18 of the Charter Township of Canton Code Ordinance is hereby amended to add a new Article VII entitled "Marihuana Establishments" to read as follows: **ARTICLE VII. – MARIHUANA ESTABLISHMENTS** Sec. 18-800. – Marihuana Establishments Prohibited. (a) Pursuant to the Michigan Regulation and Taxation of Marihuana Act, Section 6.1, the Township elects to prohibit marihuana establishments within its boundaries. **SECTION 2. 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 have been included in this ordinance. **SECTION 3. REPEAL OF CONFLICTING ORDINANCES** All Ordinances or parts of 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 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 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** This Ordinance, as amended, shall be effective upon 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 27th day of November, 2018, and was ordered to be given publication in the manner required by law. Michael Siegrist, Clerk Introduced: November 14, 2018 Adopted: November 27, 2018 Published: December 6, 2018 Effective: December 6, 2018 **Item C-4. Consider Second Reading of an ordinance to amend Chapter 46, Article VII, Division 1, of the Canton Code of Ordinances entitled "Offenses and Miscellaneous Provisions" to revise Section and 46-506.** (PSD) Motion by Siegrist, supported by Sneiderman to remove from the table, hold the Second Reading and adopt an amendment to Canton Code of Ordinances, which amends Chapter 46 of Canton Code of Ordinances, to be published and become effective on December 06, 2018. Motion carried unanimously. **STATE OF MICHIGAN COUNTY OF WAYNE CHARTER TOWNSHIP OF CANTON CHAPTER 46 AN ORDINANCE TO AMEND CHAPTER 46, ARTICLE VIII, DIVISION 1, OF THE CANTON CODE OF ORDINANCES ENTITLED "OFFENSES AND MISCELLANEOUS PROVISIONS" TO REVISE SECTION 46-506.** **THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO CODE:** Chapter 46 of the Charter Township of Canton Code Ordinance, Article VIII, entitled "OFFENSES AND MISCELLANEOUS PROVISIONS", Division 1, entitled "GENERALLY" Section 46-506, is hereby amended to read as follows: **Sec. 46-506. - Possession or use of tobacco, vapor products or alternative nicotine products.** (a) [unchanged] (b) [unchanged] (c) **Penalty.** A person who violates subsection (b) of this section is guilty of a misdemeanor, punishable by a fine of not more than \$50.00 for each offense. If the court determines it is appropriate, eligible juveniles may be referred to a diversion program. Pursuant to a probation order, the court may require a person who violates subsection (b) of this section to participate in a health promotion and risk reduction assessment program, if available. A probationer who is ordered to participate in a health promotion and risk reduction assessment program under this section is responsible for the cost of participating in the program. In addition, a person who violates this section is subject to the following: (1) For the first violation the court may order the person to do one of the following: a. Perform not more than 16 hours of community service. b. Participate in a health promotion and risk reduction program, as described in this subsection. (2) For a second violation, in addition to participation in a health promotion risk reduction program, the court may order the person to perform not more than 32 hours of community service. (3) For a third or subsequent violation, in addition to participation in a health promotion and risk reduction program, the court may order the person to perform not more than 48 hours of community service. **SECTION 2. 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 have been included in this ordinance. **SECTION 3. REPEAL OF CONFLICTING ORDINANCES** All Ordinance or parts of Ordinance in conflict herewith is 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 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 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** This Ordinance, as amended, shall be effective upon 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 27th day of November, 2018, and was ordered to be given publication in the manner required by law. Michael Siegrist, Clerk Introduced: November 13, 2018 Adopted: November 27, 2018 Published: December 6, 2018 Effective: December 6, 2018 **GENERAL CALENDAR: Item G-1. Consider Authorization of Transportation Services 2019 Budget Amendment.** (CLS) Motion by Siegrist, supported by Sneiderman to approve the following FY 2019 budget amendment to increase the expenditures in account # 101-670.860, Social Services – Transportation in the amount of \$22,000. Motion carried unanimously. Motion by Siegrist, supported by Sneiderman to amend a previously authorized 3 year agreement with an auto renewal option to the Nankin Transit Commission. The amount of the contract with Nankin Transit Commission is not to exceed the annual amount of \$471,027 in year one, \$412,395 in year two and 423,348 in year three of the contract. Motion carried unanimously. **Item G-2. Consider Approval of Minor Revisions to the Building & Inspection Services Fee Schedule.** (MSD) Motion by Siegrist, supported by Slavens to approve the revisions to the Building & Inspection Services Fee Schedule, and for that change to take effect on January 1, 2019. Motion carried unanimously. **Item G-3. Consider Approval and Adoption of the 2018 Water Distribution System Master Plan.** (MSD) Motion by Siegrist, supported by Slavens to approve and adopt the 2018 Water Distribution System Master Plan as prepared by OHM in August 2018. Motion carried unanimously. **Item G-4. Removed by amendment to the agenda.** (MSD) **Item G-5. Consider Approval of the Public Safety Department's Five Year Strategic Plan.** (PSD) Motion by Siegrist, supported by Sneiderman to approve the Public Safety Department's Five-Year Strategic Plan 2019-2023, as previously presented to the Canton Board of Trustees. Motion carried unanimously. Director Meier thanked the board for their support throughout the process of creating this comprehensive plan. He also thanked his staff. **ADDITIONAL PUBLIC COMMENT:** None **OTHER:** Director Hohenberger stated The Turkey Trot has over 1400 runners raising over \$20,000 for the Epilepsy Foundation. Township Tree Lighting Ceremony will take place on Wednesday December 5, 2018. **ADJOURN:** Motion by Anthony, supported by Foster to adjourn at 7:59 p.m. Motion carried unanimously. _____ Michael A. Siegrist, Clerk _____ Pat Williams, Supervisor