

**Charter Township of Canton
Board Proceedings – March 12, 2024**

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, March 12, 2024, in-person. Supervisor Graham-Hudak called the meeting to order at 6:00 p.m.

Members Present: Borninski, Foster, Ganguly, Graham-Hudak, Siegrist, Slavens, Sneideman
Members Absent: none

Closed Session: Update on Union Negotiations & Discuss Pending Litigation

Motion by Siegrist, supported by Sneideman to go into closed session under MCL 15.268 Sec 8(1) (e) and (c) to discuss pending litigation regarding Christina Franzese v. Charter Township of Canton; and to receive an update on pending union negotiations. Motion carried unanimously by roll call vote.

Motion by Siegrist, supported by Foster to return to open session. Motion carried unanimously.

Regular Board Meeting Begins at 7:00 p.m.:

Adoption of Agenda:

Motion by Siegrist, supported by Sneideman to adopt the agenda as amended adding item G-0. Motion carried unanimously.

Approval of Minutes:

Motion by Siegrist, supported by Borninski to approve the minutes from February 13 & 20, 2024. Motion carried unanimously.

Public Comment: Public comment was held.

Payment of Bills:

Motion by Slavens, supported by Sneideman to approve the payment of bills as presented. Motion carried unanimously.

CHARTER TOWNSHIP OF CANTON EXPENDITURE RECAP FOR THE TOWNSHIP BOARD MEETING OF February 27, 2024		
101	GENERAL FUND	956,819.09
204	ROADS FUND	1,424.16
206	FIRE FUND	452,560.49
207	POLICE FUND	703,769.26
208	COMMUNITY CENTER FUND	68,143.21
219	STREET LIGHTING FUND	26,620.23
230	CABLE TV FUND	16,475.77
246	COMMUNITY IMPROVEMENT FUND	0.00
248	DDA - CANTON	10,205.55
260	INDIGENT DEFENSE FUND	0.00

261	E-911 UTILITY	27,975.40
265	ORGANIZED CRIME - DRUG ENFORCEMENT	1,246.63
274	CDBG FUND	12,792.72
276	NSP GRANTS FUND	0.00
284	OPIOID SETTLEMENT FUND	2,459.18
285	AMERICAN RESCUE PLAN ACT	0.00
301	ENERGY PROJECT DEBT SVCE FUND	0.00
302	CAPITAL PROJECT DEBT SERVICE	0.00
401	CAPITAL PROJECTS FUND	7,032.41
402	CAP PROJ - WATER & SEWER	0.00
403	CAP PROJ - ROAD PAVING	118.00
404	CAP PROJ - CHV DEVELOPMENT	1,946.00
584	GOLF FUND	27,688.78
592	WATER & SEWER FUND	807,389.58
596	GARBAGE & RUBBISH COLLECTIONS	5,162.50
661	FLEET MAINTENANCE FUND	63,074.03
701	TRUST & AGENCY FUND	14.00
702	CUSTODIAL FUND	15,095.00
736	POST EMPLOYMENT BENEFITS FUND	53,544.05
852	SPECIAL ASSESSMENT DEBT SERVICE	0.00
TOTAL - ALL FUNDS		3,261,556.04

CHARTER TOWNSHIP OF CANTON EXPENDITURE RECAP FOR THE TOWNSHIP BOARD MEETING OF March 12, 2024		
101	GENERAL FUND	550,187.92
204	ROADS FUND	743.19
206	FIRE FUND	158,574.78
207	POLICE FUND	291,791.50
208	COMMUNITY CENTER FUND	68,185.98
219	STREET LIGHTING FUND	0.00
230	CABLE TV FUND	8,048.58
246	COMMUNITY IMPROVEMENT FUND	7,704.00
248	DDA - CANTON	19,584.47
260	INDIGENT DEFENSE FUND	17,500.00
261	E-911 UTILITY	0.00
265	ORGANIZED CRIME - DRUG ENFORCEMENT	43,937.24
274	CDBG FUND	0.00
276	NSP GRANTS FUND	0.00
284	OPIOID SETTLEMENT FUND	1,874.66
285	AMERICAN RESCUE PLAN ACT	0.00
301	ENERGY PROJECT DEBT SVCE FUND	0.00

302	CAPITAL PROJECT DEBT SERVICE	0.00
401	CAPITAL PROJECTS FUND	0.00
402	CAP PROJ - WATER & SEWER	0.00
403	CAP PROJ - ROAD PAVING	69.06
404	CAP PROJ - CHV DEVELOPMENT	0.00
584	GOLF FUND	33,379.82
592	WATER & SEWER FUND	73,688.72
596	GARBAGE & RUBBISH COLLECTIONS	336,684.46
661	FLEET MAINTENANCE FUND	30,988.63
701	TRUST & AGENCY FUND	5,007.50
702	CUSTODIAL FUND	16,958.00
736	POST EMPLOYMENT BENEFITS FUND	115,554.80
852	SPECIAL ASSESSMENT DEBT SERVICE	0.00
TOTAL - ALL FUNDS		1,780,463.31

Presentation:

- 1) FEMA

Consent Calendar:

Item C-1. Consider the Purchase of Two Lazer X-Series 801 Kaw 60'' Deck Mower's and Four Tractus Tires

Motion by Siegrist, supported by Borninski to authorize the purchase order contract to Weingartz in the amount of \$29,594 for the purchase of Two new Lazer X-Series 60'' mowers and 4 Tractus Tires. Motion carried unanimously.

Item C-2. Consider Waiving the Bidding Process and Approve the Purchase of One 7x18 Tilt Bed Equipment Trailer

Motion by Siegrist, supported by Borninski to approve the purchase of one 7 x 18 Tilt Bed Equipment Trailer from Kelley & Sons Trailers, 12620 N Telegraph Rd Carleton, MI 48117 for an amount not to exceed \$8,200. Motion carried unanimously.

Item C-3. Consider Second Reading of an Amendment to Appendix A- Zoning of the Code of Ordinances to Amend Several Sections Related to Variances, Interpretations, Appeals, and Related Standards

Motion by Siegrist, supported by Borninski to remove from the table and hold a second reading of the proposed amendment to Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton as provided in the attached ordinance, which amends the articles and sections of the Zoning Ordinance summarized in the table below:

Zoning Ordinance Article/Section	Section Title
Preamble	Preamble
Ordinance Title	Ordinance Title
Section 1.03	Definitions
Section 2.18	Signs
Article 3.00	Nonconformities
Section 4.01	Off-Street Parking Requirements
Article 6.00	Site Development Standards Applicable to Specific Uses
Article 6A.00	Signs
Article 7.00	Performance Standards
Article 8.00	Establishment of Zoning Districts and Map
Article 27.00	General Procedures and Related Standards
Section 27.12	Public Hearings
Section 27.13	Public Notices
Section 29.04	Zoning Board of Appeals

Further, to adopt and publish the ordinance amending the aforementioned articles and sections of Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton. Motion carried unanimously.

Item C-4. Request Approval to Enter a One-Year Annual Maintenance Agreement for Tyler Technologies New World Systems ERP

Motion by Siegrist, supported by Borninski to approve the one year renewal of annual maintenance services from Tyler Technologies for the New World Systems ERP for an amount not to exceed \$141,214.86. Motion carried unanimously.

Item C-5. Consider Accepting the Signed Private Property Traffic Enforcement Agreement for Walmart Located at 45555 Michigan Avenue

Motion by Siegrist, supported by Borninski to approve placing the signed private property enforcement agreement with Walmart South, 45555 Michigan Avenue, on the Township’s master private property enforcement list, 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 unanimously.

Item C-6. Consider Approving a Six Month Contract Extension with Michigan Police Legal Advisor Group, Inc.

Motion by Siegrist, supported by Borninski to approve a six-month contract extension for legal services with Michigan Police Legal Advisor Group LLC, in the total amount of \$17,280. Motion carried unanimously.

General Calendar:

Item G-0. Consider Approval of Attorney Recommendation for Settlement of Pending Litigation

Motion by Siegrist, supported by Slavens to approve the recommendation of Township Legal Counsel as related to Christina Franzese v Canton Township, as discussed in closed session. Motion carried unanimously.

Item G-1. Consider Approval of Budget Amendment for Board Identified Priorities

Motion by Siegrist, supported by Slavens to approve the attached budget amendments for Board Identified Priorities. Motion carried unanimously.

Item G-2. Consider Authorization of a Purchase Order Increase for Mannik & Smith Group for Professional Engineering Services for the Administration Parking Lot West

Motion by Siegrist, supported by Sneideman to approve the additional payment of \$7,032.41 for work that was completed in 2023 for the Admin Parking Lot West design work; additionally, to approve the above listed budget amendment, to award a contract and issue a purchase order for the Administration Parking Lot West design to the Mannik and Smith Group in the amount of \$4,000 from account 401-441.970_0050. Motion carried unanimously.

Item G-3. Consider Issuance of Purchase Orders to R&R Asphalt Inc for Pheasant Run Golf Course Cart Path Improvements

Motion by Siegrist, supported by Borninski to approve the above listed budget amendment, to award a contract and issue a purchase order to R&R Asphalt Inc. for the 2024 Pheasant Run Golf Course Path Paving West and South Nine for a contract price of \$999,812, with a contingency of \$150,000, for a total award of \$1,149,812. Motion carried unanimously.

Item G-4. Consider Award of a Contract and Purchase Order to Verdeterre Contracting for the 2024 Major Road Improvement Program – Sheldon Road Reconstruction, and Approve a Purchase Order with Fishbeck for Construction Engineering and Project Management

Motion by Siegrist, supported by Foster to approve the following budget amendment:

Increase Revenue:

204-000.695	Fund Balance Appropriation	\$884,639
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Increase Expenditure:

204-446-11.970_0050	Major Roads Capital Outlay Infrastructure	\$884,639
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Further, to approve issuance of a Purchase Order to Verdeterre Contracting for Sheldon Road Reconstruction Project in the amount of \$3,342,152.40 plus a 15% contingency of \$500,000 for a total of \$3,842,152.40; additionally, to approve issuance of a Purchase Order to Fishbeck to perform the construction engineering and project management for the Sheldon Road Reconstruction Project in the amount of \$442,487.50. Motion carried unanimously.

Item G-5. Consider Award of Contract and Purchase Order for Crimboli Nursery, Inc. for Tree Planting Services

Motion by Siegrist, supported by Borninski to approve the 2024-2025 Street Tree Planting bid from Crimboli Nursery, Inc. and to issue a purchase order from expenditure account #101-585.801_0050 to Crimboli Nursery, Inc. in the amount of \$100,000.

Item G-6. Consider Fourth Amendment to the Planned Development District for Walmart at Michigan Ave.

Motion by Siegrist, supported by Sneideman to approve the resolution as presented.

**RESOLUTION OF
BOARD OF TRUSTEES
CHARTER TOWNSHIP OF CANTON, MICHIGAN**

Approval of Walmart Planned Development District Amendment No. 4

Whereas, the Project Sponsor has requested approval of Amendment No 4 to the Walmart Planned Development District, located on the south side of Michigan Avenue between Belleville Road and Beck Road; and,

Whereas, the Planning Commission reviewed the Amended Planned Development Plan and Planned Development Agreement, and voted 8-0 to recommend approval of the request, with conditions, as the request meets the criteria for a Planned Development and complies with the applicable site design requirements of the Zoning Ordinance except where modifications are approved; now therefore be it,

Resolved, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the Amendment No. 4 to the Walmart Planned Development District in Planning Application #132-PDDA-8072 on the subject tax parcels as provided in the Planned Development Agreement and plan documents, including approval of 3.44 parking spaces per 1,000 sq. ft. of building area.

Motion carried unanimously.

Item G-7. Receive and File the Planning Commission 2023 Annual Report and 2024 Work Plan

Motion by Siegrist, supported by Slavens to receive and file the Planning Commission 2023 Annual Report and 2024 Work Plan, which was adopted by the Planning Commission on February 5, 2024, in accordance with the Michigan Planning Enabling Act. Motion carried unanimously.

Item G-8. Consider Approval of Conference Expense for Planning Services Division

Motion by Siegrist, supported by Slavens to approve an expense of up to \$7,000 for the Community Planner, Senior Planner, and Associate Planner to attend the 2024 American Planning Association National Conference April 12-16, 2024. Motion carried unanimously.

Item G-9. Consider Special Land Use Amendment and Site Plan Amendment to Construct a Pavilion at Faith Baptist Church

Motion by Siegrist, supported by Borninski to approve the resolution as presented.

**RESOLUTION OF
BOARD OF TRUSTEES
CHARTER TOWNSHIP OF CANTON, MICHIGAN**

Approval of the Special Land Use Amendment and Site Plan Amendment for Faith Baptist Church

Whereas, the Project Sponsor has requested special land use amendment approval and site plan amendment approval for a pavilion at Faith Baptist Church at 47500 Warren Rd.;

Whereas, the Planning Commission reviewed the Special Land Use amendment application and applicable criteria and voted 7-1 to recommend approval, with conditions, as the request meets the criteria of special land use approval in Section 27.03(C) of the Zoning Ordinance; and

Whereas, the Planning Commission reviewed the Site Plan amendment application and applicable criteria and voted 7-1 to recommend approval, with conditions, as the request meets the requirements of the Charter Township of Canton Zoning Ordinance; now therefore be it,

Resolved, the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the Special Land Use amendment and Site Plan amendment at 47500 Warren Rd. in Planning Application #s 020-SLU-8048 and 020-DIR-8047, respectively, for the pavilion at Faith Baptist Church as illustrated on the Special Land Use Plans and Site Plan, as the request meets the Special Land Use and Site Plan criteria of the Canton Township Zoning Ordinance based on the information and plans provided, subject to all State, County, and Township requirements.

Motion carried unanimously.

Item G-10. Consider Approval of the Purchase of Two 2024 Chevrolet Colorados and Two 2024 Ford F250s for Parks

Motion by Siegrist, supported by Slavens to approve the purchase of two (2) 2024 Chevrolet Colorados from LaFontaine Automotive Group 40875 Plymouth Road, Plymouth, MI 48170 via General Motors Municipal Discount in the amount of \$74,490 and to approve the purchase of two (2) Ford F-250s from Gorno Ford 22025 Allen Rd, Woodhaven, MI 48183 via MiDEAL contract 4WDL-0078 in the amount of \$128,426. Funding for the vehicles will come from the Parks 101-752-50.970_0040 Capital Outlay Vehicles account. Motion carried unanimously.

Item G-11. Consider Approval of the Purchase of Seven (7) Police Vehicles for 2024 with an Associated Amendment to the 2024 Police Budget

Motion by Siegrist, supported by Borninski to approve the purchase of seven (7) vehicles from Lunghamer Ford of Owosso, 1960 E Main St, Owosso, MI 48867, in the amount of \$305,250; and to approve the above listed budget amendment to the 2024 Police Budget. Motion carried unanimously.

Item G-12. Consider Acceptance of Masco Corporation Lead #LikeAGirl Sponsorship of \$10,000 and Transpire Sponsorship of \$5,000 and Consider Approval of Related Budget Adjustments

Motion by Siegrist, supported by Borninski to approve the budget amendment stated in the Budget Implications & Account Number section of the RBA; further, to accept the sponsorship from the Masco Corporation for the B.L.O.C.K. Youth and Teen Center programs for the sum of \$15,000. Motion carried unanimously.

Item G-13. Consider Approval of a Budget Amendment for the Specialty Crop Block Grant MDARD Agreement

Motion by Siegrist, supported by Slavens to approve the 2024 budget amendment as stated in the Budget Implications & Account Number section of the RBA. Motion carried unanimously.

Item G-14. Consider Approval to Increase Part-Time Staff Wage Expenses and Membership Revenue at the Summit on the Park

Motion by Siegrist, supported by Slavens to approve the budget amendment for the part time wage expense increase and membership revenue increase stated in the Budget Implications & Account number section of the RBA to cover the costs of extending the facility hours to 10pm at the Summit on the Park. The wage increase will include an additional nights and weekend Facility Supervisor. Motion carried unanimously.

Item G-15. Consider Approval to Award the Heritage Park South Pavilion Construction and South Restroom and Storage Building Roof Replacement

Motion by Siegrist, supported by Borninski to approve the budget amendment stated in the Budget Implications & Account Number section of the RBA; further, to approve a contract pending legal review, and purchase order to Icon Restoration & Construction, LLC for the construction of the three Heritage Park South Pavilions and the roof replacement of the Heritage Park South Restroom and Storage Garage to cover all costs covered by MMRMA including change orders approved by MMRMA in advance. Motion carried unanimously.

Item G-16. Consider Approval to Purchase Picnic Tables and Trash Receptacles

Motion by Siegrist, supported by Slavens to approve the budget amendment stated in the Budget Implications & Account Number section of the RBA; further to approve a purchase order to Midstates Recreation for a total amount of \$28,619.52. Motion carried unanimously.

Item G-17. Consider Authorization of Youth Sports Agreements

Motion by Siegrist supported by Borninski to authorize the Township Supervisor to sign the attached Youth Sports Agreements with each agreement being valid through December 31, 2026. Motion carried unanimously.

Item G-18. Consider Renewing a One-Year Contract for Grant Writing Services with Davis Kirksey Associates, Inc.

Motion by Siegrist, supported by Slavens to approve a one-year contract for grant writing services with Davis Kirksey Associates, Inc., in the amount of \$36,000. Motion carried unanimously.

Item G-19. Consider Approving the Purchase of La-Z-Boy Recliners for the Fire and Police Departments

Motion by Siegrist, supported by Slavens to approve the purchase of sixteen (16) recliners for the Fire and Police Departments in the amount of \$20,928 from La-Z-Boy. Motion carried unanimously.

Item G-20. Consider Waiving the Bidding Process and Approve the Purchase of Motorola Radios for the Fire and Police Departments with an Associated Amendment to the E/911 Budget

Motion by Siegrist, supported by Borninski to waive the bidding process and approve the purchase of Motorola radios for both the Fire and Police Departments, from Motorola Solutions, Inc., in the amount of \$342,590.11; further, to approve a purchase order to the State of Michigan for \$13,750 for radio

activation fees; additionally, to approve the above listed amendment to the 2024 E/911 Budget. Motion carried unanimously.

Additional Public comment was held.

Additional Board comment was held.

Adjourn: Motion by Siegrist, supported by Sneideman to adjourn the meeting. Motion carried unanimously.

Michael A. Siegrist, Clerk

Anne Marie Graham-Hudak, Supervisor