

**Charter Township of Canton  
Board Proceedings – April 17, 2018**

A regular study session meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, April 17, 2017 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 5:32 p.m. and led the Pledge of Allegiance to the Flag.

**Roll Call**

Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Sneideman, Williams  
Members Absent: Slavens  
Staff Present: Director Faas, Director Meier, Director Trumbull  
Kristin Kolb  
Staff Absent: Director Hohenberger,

**Adoption of Agenda**

Motion by Anthony, supported by Sneideman, to approve the agenda as presented. Motion carried by all members present.

As representatives from Cloudz Hookah Lounge were not present, Supervisor Williams, upon consulting with Corporate Counsel Kolb, recommended amending the agenda to move the Consent Calendar to the beginning of the meeting.

Motion by Siegrist, supported by Sneideman to amend the agenda to move the Consent Calendar Item 1. Consider Second Reading of Code of Ordinance Amendments to Part I, Chapter 74 Entitled “Utilities”, Article II, Division 2, Subdivision II Entitled “Schedule of Rates and Charges”, Section 74-83. Motion carried by all members present.

**CONSENT CALENDAR:**

- 1. Consider Second Reading of Code of Ordinance Amendments to Part I, Chapter 74 Entitled “Utilities”, Article II, Division 2, Subdivision II Entitled “Schedule of Rates and Charges”, Section 74-83. (MSD)**

Motion by Siegrist, supported by Sneideman to remove from the table, adopt and publish the Second Reading of the Code of Ordinance, Part I, Chapter 74 Entitled “UTILITIES”, Article II, Division 2, Subdivision II entitled “SCHEDULE OF RATES AND CHARGES”, Section 74-83 with a publication date of April 27, 2018 and effective date of May 1, 2018. Motion carried by all members present.

**STATE OF MICHIGAN  
COUNTY OF WAYNE  
CHARTER TOWNSHIP OF CANTON  
AMENDMENT TO CODE OF ORDINANCES  
CHAPTER 74  
UTILITIES ORDINANCE, PART I**

**AN ORDINANCE AMENDING THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES PART I, CHAPTER 74 ENTITLED “UTILITIES”, ARTICLE II, DIVISION 2, SUBDIVISION II, ENTITLED “RATES AND CHARGES”, SECTION 74-83.**

**THE AMENDMENTS TO SECTION (a) PROVIDE FOR REVISED WATER RATES AND CHARGES AND SECTION (b) PROVIDE FOR REVISED SEWER RATES AND CHARGES.**

**THE CHARTER TOWNSHIP OF CANTON ORDAINS:**

**SECTION 1. AMENDMENT TO SUBDIVISION II RATES AND CHARGES.**

This Ordinance is hereby adopted to amend Code of Ordinances, Part 1, Chapter 74, Article II, Division 2, Subdivision II, Rates and Charges to read as follows:

**Sec. 74-83. Schedule of rates and charges.**

(a) *Water rates and charges.* Water rates and charges shall be as follows:

(1) Consumption rate: \$6.11 per 1,000 gallons.

a. In addition to the consumption charge, there shall be a water cost of service charge per reading cycle, or portion thereof, based on meter size:

TABLE INSET:

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less	\$7.60	\$11.40
1.5	17.10	25.65
2.0	30.38	45.57
3.0	68.36	102.54
4.0	121.54	182.31
6.0	273.46	410.19
8.0	486.14	729.21
10.0	759.60	1139.40

(2) a) [UNCHANGED]

b) *Water System Equity Charge.* The water system equity charge is based on meter size. The charge for unusual or other conditions shall be determined by the township board.

Size	Ratio Factor**	Water System Equity
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1" or less	1.00	\$ 1,001
2.0"	4.00	4,004
3.0"	9.00	9,009
4.0"	16.00	16,016
6.0"	36.00	36,036
8.0"	64.00	64,064
10.0"	100.00	100,100

\*\*Ratio factor is the ratio of the flow areas of the water meter to the flow area of the 1" meter

c) [UNCHANGED]

d) [UNCHANGED]

e) [UNCHANGED]

(b) *Sewer rates and charges.* Sewer rates and charges shall be as follows:

(1) Sewage treatment rate: \$5.80 per 1,000 gallons of the water used or per 1,000 gallons of metered sewage flow.

a. In addition to the consumption charge, for customers connected to the sanitary sewer system there shall be a wastewater cost of service charge per reading cycle, or portion thereof, based on meter size:

TABLE INSET:

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less without FD*	\$5.02	\$7.53
1" meter or less with FD*	15.60	23.40
1.5	11.30	16.95
2.0 meter without FD*	20.10	30.15
2.0 meter with FD*	30.68	46.02
3.0	45.22	67.83
4.0	80.38	120.57
6.0	180.86	271.29
8.0	321.54	482.31
10.0	502.40	753.60

\*FD means Footing Drains connected to the sanitary sewer system (no sump pump).

(2) Minimum sewage bill:

a. Minimum sewage disposal bill if not connected to the township water system, per quarterly reading cycle: \$156.60 plus applicable fixed charges, based on a minimum volume of 9,000 gallons per month.

b. Minimum sewage disposal bill if not connected to the township water system, per bi-monthly reading cycle: \$104.40 plus applicable fixed charges, based on the County minimum volume of 9,000 gallons per month.

c. If a customer has a township supplied water meter, installed per Township specifications for their non-township water source, then readings from that meter shall be used for sewer charges in lieu of the minimum sewage disposal charge.

(3) [UNCHANGED]

(4) Sewer Connection:

Size	Ratio Factor	Connection Charge
1" or less	1.00	\$ 3,280
2.0"	4.00	13,120
3.0"	9.00	29,520
4.0"	16.00	52,480
6.0"	36.00	118,080
8.0"	64.00	209,920
10.0"	100.00	328,000

(5) [UNCHANGED]

(6) Industrial waste charge (IWC) rates: The following IWC charges are billed as a pass through to the users and become effective on July 1 each year.

TABLE INSET:

METER SIZE (INCHES)	RATES (\$/MONTH)
5 / 8	\$ 3.59
3 / 4	5.39
1	8.98
1 1 / 2	19.75
2	28.72
3	52.06
4	71.80
6	107.70
8	179.50
10	251.30
12	287.20
14	359.00
16	430.80
18	502.60
20	574.40
24	646.20
30	718.00
36	789.00
48	861.60

(7) *Industrial surcharge rates.* The following industrial surcharges will be charged when billed to the township by the Detroit Water and Sewerage Department and become effective on July 1 each year:

- a. Biochemical oxygen demand (BOD) in excess of 275 mg/l . . . \$0.487/lb
- b. Total Suspended Solids (TSS) in excess of 350 mg/l . . . \$0.494/lb
- c. Phosphorus (P) in excess of 12 mg/l . . . \$7.282/lb
- d. Fats, oils and grease (FOG) in excess of 100 mg/l . . . \$0.469/lb

**SECTION 3. SEVERABILITY**

If any clause, sentence, section, paragraph or part of this Ordinance, or application 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.

**SECTION 4. REPEAL**

All Ordinances, or part of the Ordinances, in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**SECTION 5. SAVINGS CLAUSE**

All rights and duties which have been mattered, 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 6. PUBLICATION**

The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law.

**SECTION 7. EFFECTIVE DATE**

The Ordinance becomes effective on the 1<sup>st</sup> day of May, 2018 after publication of the second reading.

This Ordinance was duly adopted and/or considered by the Township Board of Trustees of the Charter Township of Canton at its regular Board meeting called on the 17<sup>th</sup> day of April, 2018 and was ordered given publication in the manner required by law.

CHARTER TOWNSHIP OF CANTON

By: \_\_\_\_\_  
MICHAEL SIEGRIST  
Its: Clerk

Introduced: April 17, 2018  
Published: April 27, 2018  
Adopted: April 17, 2018  
Effective: May 1, 2018

A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at [www.canton-mi.org](http://www.canton-mi.org).

**SPECIAL HEARING:**

**1. Appeal by Cloudz Hookah Lounge for denial of a business license.**

Motion by Siegrist, supported by Graham-Hudak to open the Special Hearing at 5:38 p.m. for the appeal by Cloudz Hookah Lounge Inc. located at 44942 Ford Road, Canton Mi. for denial of a business license. Motion carried by all members present.

In the absence of the appellant, Clerk Siegrist proceeded to cover the background of Smoking Establishment licensing through the Township as well as certification(s) issued by the State Of Michigan. During this discussion, the attorney for Mr. Ankouny, owner of Cloudz Hookah Lounge arrived. Supervisor Williams explained a portion of the 15 minutes allowed the appellant have already expired. A mutual decision was made for Clerk Siegrist to continue. He then covered the events that led to the denial of the 2018 Smoking Establishment license for Cloudz Hookah.

Following Clerk Siegrist's presentation a representative for Cloudz Hookah Lounge addressed the board, giving details regarding the large amount of money Mr. Ankouny has invested in his business. He stated Mr. Ankouny was ignorant of the laws and regulations governing his business, claiming that all transgressions were not intentional. Although the owner did plead guilty to a violation in court, the court dismissed one of the charges. The representative requested the board grant Mr. Ankouny's appeal and issue the 2018 Smoking Establishment License based upon the fact that he is uneducated regarding the smoking establishment laws. Losing this business would inflict a financial burden on Mr. Ankouny. The representative claimed Mr. Ankouny only owned the business for a partial year and did not understand all the rules.

Mr. Ankouny arrived at the meeting at 5:55 p.m.

Motion by Siegrist, supported by Graham-Hudak to close the Special Hearing at 6:26 p.m. for the appeal by Cloudz Hookah Lounge for denial of a business

Motion by Foster, supported by Sneiderman that the determination of the Board of Trustees, upon

hearing all the evidence submitted and reviewing the application documents is to deny appeal. The applicant may re-apply January of 2019. Motion carried by all members present.

A general decision was made break for 5 minutes to clear the room before starting the Study Session Topic.

## **STUDY SESSION:**

### **1. Roads Task Force Final Recommendation.**

James Kosteva, Resident/Chairperson of the Roads Task Force provided a PowerPoint presentation outlining the work done since the Board established the advisory task force on July 25, 2017 to determine the extent of the infrastructure gap, identify alternative methods for funding, and include a roads assessment of long-range plan in the form of a final recommendation. The staff solicited feedback from members of the task force in attendance, residents in the audience, and the Board on the information presented in advance of finalizing a policy direction.

A copy of the PowerPoint presentation is available through the Clerk's Office during regular business hours or by calling the secretary at 734-394-5120.

The following members of the Roads Task Force addressed the board following Mr. Kosteva's presentation:

1. Bob Parker – Commented on how hard the task force worked and on the unwillingness of Wayne County to attend their meetings or to provide them information.
2. Darian Moore – Presented his opinion regarding Canton becoming a city.
3. Maria Jordan – Presented her opinion of taking control of our roads.
4. Tom Casari – Stated the board needs to proceed with caution and consider all the facts.
5. John Spencer – Stated cities also have millages to repair roads
6. John Jackson – Reminded the board, 29.5% of the roads in Canton are Private Roads and would not benefit in any way from Act 51 or any millage to repair their roads.
7. Doug Adams – Commented on how Act 51 monies are spent in Livonia. Livonia also has a separate millage to repair roads.

#### Public Comment:

1. Timothy Hoffman, 45215 Danbury Road, requested the board be clear to the public on what will be done, as well as give clear and concise definitions of the types of roads that would be repaired with a millage.
2. Kate Borninski, 45924 Windridge, requested more diverse representation on the Task Force.
3. Ken Wolfe, 44747 Glengarry, commented on roads within his own subdivision, and encouraged the township to investigate all the information before deciding to pursue becoming a city.
4. George Miller, 1946 Briarfield, commented on the gas tax, bike paths, how county commissioners allocate funds, and on expansion joints in the roads.
5. Charles Miller, 47074 Glastonbury, commented on the increase in taxes that would be incurred by becoming a city.

A general decision was made break for 7 minutes – to reconvene at 8:00 p.m.

Board discussion on the findings of the task force and how to proceed ensued.

Trustee Sneideman commented the presentation gave great information, but now he would like definite details, cost comparisons, what would be covered and what won't be covered. He needs more specifics and all details before he could make any type of decision. Dollar figures were included in the presentation that he would like further details and definitions.

Supervisor Williams explained how the Intersection Action Committee used to function in the early 2000's. This might be similar to how a millage might work.

Clerk Siegrist commented on how funds for repairs/upgrades had been allocated in the past and where these fund came from – mostly from federal aid. Director Faas stated he received information from the City of Livonia that their roads projects are funded with Act 51 funds, Federal Aid, and City millage funds. Director Faas explained that negotiations would also be required with the County as well as MDOT prior to being able to take over the roads.

Clerk Siegrist stated that there will still be taxes for Wayne County on top of city taxes, as well as more potential expenses. Siegrist wanted to be sure the task force has proper representation of the private road subdivisions.

Trustee Anthony thanked the Task Force for their hard work. Trustee Anthony commented on various departments/divisions in Wayne County and the mismanagement of money. If Canton becomes a city the taxes will go up. There has to be other options. This Task Force is a start.

Trustee Graham-Hudak questioned what other studies had been done regarding becoming a city and the expenses involved. Director Trumbull explained further research would need to be done to obtain a proper answer. The board has the power to levy up to 3 mills on its own, as well as offer an additional 3 mills for the voters to decide on. The process of becoming a city would take up to 2 years and perhaps longer.

Trustee Foster stated that cities are not allowed to use Act 51 funds on private.

Mr. Kosteva explained the Task Force took on the global idea of how to improve all the roads in Canton.

Supervisor Williams commented on several subdivisions in the township that took advantage of matching funds to repair their own roads.

Trustee Sneideman commented on Ford Road problems, and solutions to other problems with roads in the township. All residents would be responsible for a millage applied to major roads.

Regarding Ford Road, Director Faas explained further details regarding engineering and obtaining right of ways to be able to improve/expand it.

With Treasurer Slavens at a weeklong training session, the board would like to schedule another session to continue this discussion.



Trustee Foster stated the task forces estimate that the township would need to spend \$23.5 million annually for 10 years in order to get our roads where they should be. That includes primary and local roads. This is \$20 million per year more that we would get through Wayne County and/or Act 51. This needs to be acted upon.

Supervisor Williams suggested another task force be set up to delve into the true costs/benefit of becoming a township.

Clerk Siegrist suggested a local millage would be a way to gather funds for roads. A 1 mill would generate approximately \$3.7 million per year. He gave various scenarios of how this could benefit the township and how the funding would work.

Clerk Siegrist explained if the board would like to present this to the voters on the August ballot the wording has to be finalized it by May 11<sup>th</sup>.

Supervisor Williams stated the board will meet in a special meeting on Saturday April 21, 2018 to reach a consensus.

**ADJOURN:** Motion by Sneideman, supported by Sneideman to adjourn at 9:40 p.m. Motion carried by all members present.

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**Michael A. Siegrist, Clerk**

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**Pat Williams, Supervisor**