

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Tuesday, January 3, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-76.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper.

ABSENT: Councilman Yoder.

CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Byrnes, City Clerk Viane.

MINUTES OF PREVIOUS MEETING

1-78-01

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

1-78-02

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Beautification Committee minutes of December 13, 1977. Motion carried, all ayes.

1-78-03

Motion by Hartsock, supported by Buckler, to receive the Board of Education minutes of December 6, 1977. Motion carried, all ayes.

1-78-04

Motion by Bennett, supported by Hartsock, to receive the Farmington Area Commission on Aging minutes of October 18, 1977, October 25, 1977, November 2, 1977 and November 22, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

APPOINTMENT OF FARMINGTON REPRESENTATIVE TO OAKLAND COUNTY CULTURAL COUNCIL

Mrs. Marlowe Belanger, Chairman of the Oakland County Cultural Council advises that the term has expired for our present representative to the Oakland County Cultural Council and requests that the City advise who the representative will be for 1978. Mrs. Nancy Rogers, 34098 Schulte, has been our representative in the county council during 1977 but is unable to serve another term because of other commitments.

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1-78-05

Motion by Bennett, supported by Hartsock, to request the City Manager to contact the Farmington Area Arts Commission to submit a list of names for consideration as representative from the city to the Oakland County Cultural Council. Motion carried, all ayes.

SEMTA MEETING RE PUBLIC TRANSPORTATION

Mr. Larry E. Salci, General Manager, SEMTA, advises there will be a meeting at the Oakland County Service Center Auditorium on January 12, 1978 at 7:30 P.M. to report SEMTA's preliminary results of its evaluation of the current bus services in Southeast Michigan, and proposals for public transportation over the next five years. They will forward a copy of their proposal for improving public transportation services prior to the meeting so that members of the City Council may have an opportunity to react to their proposal. City Manager Deadman and Councilman Buckler plan to attend this meeting and possibly Mayor Tupper.

REPORTS FROM CITY MANAGER

PROPOSED RECREATIONAL PROGRAM SERVICES BUDGET
CITY OF FARMINGTON - CITY OF FARMINGTON HILLS

At the time the 1977-78 budget was adopted, the cost of purchasing recreational services from the City of Farmington Hills had not been finalized as the City of Farmington Hills had not adopted their 1977-78 Recreation Department Budget. Since that time Farmington Hills has adopted their budget and is now in a position of providing the City of Farmington will a proposed budget for 'shared recreational services'.

As agreed by the two City Councils, the difference between program revenues and expenditures would be shared, using an assessed valuation formula. The City of Farmington's share would be 17.175%. By using this formula the City of Farmington's share is \$19,970.00.

1-78-06

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves a budget appropriation in the amount of \$19,970.00 as the City's share of the 1977-78 Recreational Program expenditures.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED JANUARY 3, 1978

NEDRA VIANE, CITY CLERK

REVIEW OF PROPOSED FREEDOM ROAD/M-102
RAMPS BY OAKLAND COUNTY ROAD COMMISSION

Mr. Brent O. Bair, Transportation Planning Coordinator for the Oakland County Road Commission has submitted a report to the City of Farmington in answer to some of their questions regarding proposed entrance and exit ramps from Freedom Road to M-102.

1-78-07

Motion by Bennett, supported by Hartsock, that the City Council hereby instructs the Farmington Planning Commission to review the feasibility of constructing entrance and exit ramps from Freedom Road to the M-102 Expressway, and to make it recommendations to the City Council upon completion of the review process. Motion carried, all ayes.

BID RESULTS - COMMUNITY DEVELOPMENT
PROGRAM FOR HOUSING REHABILITATION

Oakland County Community Development Program Director has authorized the City of Farmington to develop specifications and receive bids for our outstanding housing rehabilitation applications in an effort to expedite the city's program. The following bids were received for housing rehabilitation:

	<u>33628</u> <u>Gd. River</u>	<u>22805</u> <u>Brookdale</u>	<u>22418</u> <u>Brookdale</u>	<u>22146</u> <u>Hawthorne</u>
Graff Const. Co.	\$8,920.00	\$10,130.00	\$5,375.00	\$4,750.00
EBS Const. Inc	8,485.00	no bid	5,247.00	no bid
Do-All Home Repair	7,676.00	no bid	5,245.00	5,514.00

In reviewing the above bids, it was determined that two of the housing rehabilitation projects are bid in excess of the allowable amount that may be expended as part of this program on an individual house, which is \$7500.00. Therefore the work at 23628 Grand River and 22805 Brookdale will have to be reviewed in an effort to delete some non-priority items.

The bids received for work at 22418 Brookdale and 22146 Hawthorne were within the limit. The low bid of Graff Construction Company, however, did not include all items of repair work. Do-All Home Repair would then be the low bidder and can meet all specifications. It has been determined that they are properly licensed and are able to do the work.

1-78-08

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of DO-ALL HOME REPAIR, 20131 James Couzens, Detroit,

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Michigan, in the amount of \$5,245.00 for construction work at 22418 Brookdale; and \$5,514.00 for construction work at 22146 Hawthorne; and

BE IT FURTHER RESOLVED that funds be provided from the Oakland County Community Development Program fund.

AYES: Buckler, Hartsock, Tupper, Bennett.
NAYS: None
ABSENT: Yoder
RESOLUTION DECLARED ADOPTED January 3, 1978:

NEDRA VIANE, CITY CLERK

BUDGET ADJUSTMENTS - RECREATION FUND
GENERAL FUND 1977-78 BUDGET

As a result of Council's decision to purchase recreational services from the City of Farmington Hills Recreation Department, certain budget adjustments are necessary so that the General Fund of the 1977-78 budget will reflect this decision. In the development of the 1977-78 budget, consideration was given to the possibility that the city would establish its own Recreation Department. With the decision to purchase services, certain budget adjustments are necessary.

1-78-09

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes budget adjustments in the 1977-78 General Fund as follows:

	<u>FROM:</u>	<u>TO:</u>
<u>REVENUES:</u>		
651.00 Fees & Materials, Recreation	\$ <u>35,400.00</u>	\$ <u>605.00</u>
<u>EXPENDITURES:</u>		
<u>RECREATION DEPARTMENT</u>		
711.00 Salaries, Fees	\$ 25,300.00	\$ 0.00
952.00 Senior Citizens Transportation	9,875.00	3,000.00
953.00 Adult & Youth Programs	22,590.00	0.00
954.00 Contribution, Farmington Hills (New Acct.)	0.00	19,970.00
Total Expenditures	\$ <u>57,765.00</u>	\$ <u>22,970.00</u>

Net decrease in Revenues \$34,795.00

Net decrease in Expenditures \$34,795.00

AYES: Hartsock, Tupper, Bennett, Buckler.
NAYS: None
ABSENT: Yoder
RESOLUTION DECLARED ADOPTED JANUARY 3, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO INSTALL INTERIOR
LOBBY DOORS IN MUNICIPAL BUILDING

The balancing of the heating and cooling system in the older section of the Municipal Building has been a problem for many years. It is believed that part of the problem is caused by the double acting aluminum doors on the Liberty Street side of the building. During the winter season, each time these doors are opened the building experiences heat loss and drafts.

Because of the entranceway design, it is feasible to install another set of doors approximately 8 ft. east of the existing doors to act as a warm air barrier during the winter season.

City Manager Deadman has obtained proposals from local glass companies for installation of these interior lobby doors as follows:

Peterson Glass Company
610 Livernois, Ferndale, MI \$1200.00

Henderson Glass & Auto Service
22855 Orchard Lake Road, Farmington, MI \$1250.00

The Ohio Plate Glass Co.
6401 Strong Avenue, Detroit, MI \$1893.00

Hamilton Glass Company
18201 Schaefer Highway, Detroit, MI \$1988.00

Discussion followed regarding the advisability of installing double acting doors or single acting doors.

1-78-10

Motion by Bennett, supported by Hartsock, to table the matter regarding the installation of interior doors in the lobby of the Municipal Building pending investigation and proposals for single action doors. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mr. Walter Kreuter, 22789 Lilac, questioned to whom the police department is directly responsible. City Manager Deadman advised they are first responsible to the Director of Public Safety, then to the City Manager and finally to the City Council. The City Council establishes policy.

Mrs. Nancy Leonard, 33309 Shiawassee, questioned the status of the Old Winery liquor license and the Salvation Army's request for city property.

Mr. Don Munter, 33309 Oakland, questioned the status of the Valley View Condominiums.

APPOINTMENT - BEAUTIFICATION COMMITTEE

The Farmington Beautification Committee presently has a vacancy and has recommended Mr. Richard Hatfield for membership. Mr. Hatfield has provided support and assistance to the committee and its projects in the past. He is one of the owners of the Springbrook Garden Florist at 23614 Power Road.

1-78-11

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints Mr. Richard Hatfield, 23614 Power Road, as a member of the Farmington Beautification Committee, to fill the unexpired term ending June 30, 1978.

AYES: Bennett, Buckler, Hartsock, Tupper.
NAYS: None
ABSENT: Yoder
RESOLUTION DECLARED ADOPTED January 3, 1978.

NEDRA VIANE, CITY CLERK

APPOINTMENTS - FARMINGTON BUILDING AUTHORITY

City Manager Deadman submitted a list of names of citizens willing to serve on the Building Authority Board of Commissioners if so appointed. Three members will constitute the Board of Commissioners; no elected official of the City may serve on the Board.

1-78-12

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints City Manager Robert F. Deadman to serve on the Farmington Building Authority Board of Commissioners; term to expire in June, 1978.

AYES: Bennett, Buckler, Hartsock, Tupper.
NAYS: None
ABSENT: Yoder.
RESOLUTION DECLARED ADOPTED: JANUARY 3, 1978.

NEDRA VIANE, CITY CLERK

1-78-13

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints

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Mr. Clarence B. Shewbridge, 33723 Macomb, to serve on the Farmington Building Authority Board of Commissioners; term to expire in June, 1979.

AYES: Bennett, Buckler, Hartsock, Tupper.
NAYS: None
ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED JANUARY 3, 1978.

NEDRA VIANE, CITY CLERK

1-78-14

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints Mr. Robert M. Leidlein, 31025 Shiawassee, to serve on the Farmington Building Authority Board of Commissioners; term to expire in June, 1980.

AYES: Bennett, Buckler, Hartsock, Tupper.
NAYS: None
ABSENT: Yoder

RESOLUTION DECLARED ADOPTED JANUARY 3, 1978.

NEDRA VIANE, CITY CLERK

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GASOLINE TANKER TRUCKS SAFETY PROBLEM

The Farmington City Council had previously discussed the problems occurring from double bottom tanker trucks and in view of the recent accidents in the City of Warren and the City of Oak Park, Mayor Tupper has requested further discussion.

It was the general feeling of the members of the Council that our legislators in Lansing should be advised of the feelings of the Council for consideration when legislation is offered regarding the safety problem and the gasoline tanker trucks.

1-78-15

Motion by Buckler, supported by Hartsock to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby directs the City Manager to forward a letter and resolution to the Governor and our State Representative and State Senator stating our position that double bottom tanker trucks should be banned until such time as they can be made safe and insure adequate protection for the citizens of the community.

AYES: Hartsock, Tupper, Bennett, Buckler.
NAYS: None
ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED JANUARY 3, 1978.

NEDRA VIANE, CITY CLERK

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CLAIMS AND ACCOUNTS


1-78-16


Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$5,065.68; Water & Sewer Fund \$374.18.

AYES: Tupper, Bennett, Buckler, Hartsock
NAYS: None
ABSENT: Yoder.
MOTION CARRIED.

Motion by Hartsock, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:30 P.M.


Richard L. Tupper, Mayor


Nedra Viane, City Clerk

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, January 16, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Buckler, Tupper and Yoder.

ABSENT: Councilman Hartsock
(Arrived at 8:30 P.M.)

CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Byrnes, Director Jones, City Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

1-78-17

Motion by Bennett, supported by Yoder, to approve the minutes of the previous meeting as printed. Motion carried, all ayes.

PUBLIC HEARING PROPOSED REZONING PROPERTY AT 33100 FREEDOM ROAD

After asking City Manager Deadman to bring the Council to date on the proposed rezoning of property at 33100 Freedom Road, the Public Hearing was opened.

Mr. John Dotterer, Attorney, representing the Michigan Association of Osteopathic Physicians and Surgeons, Inc., owners of property at 33100 Freedom Road, stated his clients were opposed to the proposed rezoning of their property and requested additional time to study the proposed rezoning. Mr. Dotterer asked if the hearing could be delayed, and submitted a formal protest from the affected property owners to the proposed zoning map amendment.

There were no other comments from the audience.

1-78-18

Motion by Yoder, supported by Buckler, to close the public hearing on the proposed rezoning of property at 33100 Freedom Road from the present R-3 Multi-Family to R-1-0 One Family Residential-Office. Motion carried, all ayes.

There was discussion regarding the request to adjourn the hearing until a later date.

1-78-19

Motion by Bennett, supported by Yoder, to introduce Ordinance C-425-78, Amendment #3 to the Farmington Zoning Map, and that consideration of the adoption of the ordinance be placed on the agenda for the March 6, 1978 Council Meeting. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

City Manager Deadman advised that, as a quorum was lacking, no meeting of the Farmington Planning Commission had been held; therefore there were no minutes for January 9, 1978.

1-78-20

Motion by Bennett, supported by Yoder, to approve the minutes of the Board of Zoning Appeals meeting of January 4, 1978 and instruct the Planning Commission to review the greenbelt and landscaping requirements of our zoning ordinance. Motion carried, all ayes.

1-78-21

Motion by Yoder, supported by Bennett, to receive and file the Farmington Employees Retirement System Board of Trustees minutes of January 11, 1978. Motion carried, all ayes.

1-78-22

Motion by Bennett, supported by Buckler, to receive and file the Farmington Building Authority minutes of January 10, 1978. Motion carried, all ayes.

1-78-23

Motion by Yoder, supported by Bennett, to receive and file the Farmington Community Library minutes of December 12, 1977. Motion carried, all ayes.

1-78-24

Motion by Buckler, supported by Bennett, to receive the Farmington Board of Education minutes of December 20, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR VARIANCE TO CONVERT
33108-10 GRAND RIVER INTO A
TWO-UNIT APARTMENT (Dr. Preston Ports)

Mr. Paul Reehil, Attorney for Dr. Preston Ports, owner of the property at 33108-10 Grand River, was present in the audience. He submitted a site plan as requested by Council in July, 1977. Attorney Reehil advised Council what had been done to date by Dr. Ports and asked for approval of his client's request to convert this property into a two-unit apartment.

1-78-25

Motion by Bennett, supported by Buckler, that City Council change the non-conforming use for the property at 33108-10 Grand River Avenue to a two-unit apartment use with separate addresses. Motion carried, all ayes.

Councilman Hartsock arrived at this point and abstained from voting on the motion.

REQUEST FOR VARIANCE TO SIGN
ORDINANCE IN CBD - 33200 GRAND RIVER

1-78-26

Motion by Yoder, supported by Bennett, to grant a variance to the city's sign ordinance to allow alterations to sign at 33200 Grand River Avenue in accordance with plans submitted. Motion carried, all ayes.

REQUEST FOR SUPPORT FOR
1978 AMERICAN LEGION
WOLVERINE BOYS STATE PROGRAM

1-78-27

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appropriates \$95.00 for the 1978 American Legion Wolverine Boys State Program, and

BE IT FURTHER RESOLVED that Councilman Warren Buckler be designated to receive a report from the Boys State representative upon his return from the program.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JANUARY 16, 1978.

NEDRA VIANE, CITY CLERK

NOTICE OF PUBLIC MEETING
BY MICHIGAN DEPARTMENT OF
STATE HIGHWAYS & TRANSPORTATION

Representatives of the Michigan Department of State Highways and Transportation will be present at a public meeting from 4:00 to 8:00 p.m. February 14, 1978 in the Council Chambers of the Farmington Hills City Hall to present alternative plans for the improvement of M-102 at Ten Mile and Grand River interchange.

1-78-28

Motion by Bennett, supported by Hartsock, to instruct the City Manager to be in constant contact with the State Highway Department concerning the proposed improvements of M-102 at the Ten Mile Road and Grand River interchange and to keep the City Council informed as to progress of this proposal. Motion carried, all ayes.

LETTER FROM SEMCOG REGARDING
CITY'S ACCEPTANCE OF RESPONSIBILITIES
REGARDING SEWER INTERCEPTOR SYSTEMS

Pursuant to Section 208 of the Federal Water Pollution Control Act Amendments of 1972, SEMCOG adopted a Water Quality Management Plan for Southeast Michigan. As part of the plan it is

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required that designated management agencies be identified. These agencies will be designated by the Governor to carry out the elements of the plan. Under the federal requirements each designated management agency must agree to perform its designated functions. SEMCOG has requested the City Council to adopt a resolution confirming our acceptance of this responsibility. It is assumed that the responsibilities accepted under the resolution will be deferred until such time as Chapters 1 and 2 of the Areawide Water Quality Management Plan have been certified by the Governor and approved by EPA.

1-78-29

Motion by Yoder, supported by Bennett, to adopt the following resolution:

WHEREAS, Section 208 of the Federal Water Pollution Control Act Amendments of 1972 (Public Law 92-500) requires the development and implementation of an areawide water quality management plan, and

WHEREAS, the Governor has designated the Southeast Michigan Council of Governments (SEMCOG) as the Section 208 Planning Agency for the seven (7) county area of Southeast Michigan to develop an areawide water quality management plan pursuant to Section 208 of Public Law 92-500, and

WHEREAS, said Public Law 92-500 requires that an agency or agencies be designated by the Governor to carry out the plan, and

WHEREAS, it was determined from the studies in developing the management structure that agencies presently planning, constructing and/or operating or implementing waste treatment works and related point and nonpoint source facilities and practices have capabilities and authority to meet specific assigned responsibilities of the Water Quality Management Plan for Southeast Michigan, and

WHEREAS, the law provides that only those agencies designated by the Governor and approved by the Environmental Protection Agency (EPA) are eligible to receive Section 201 facility construction grants, and

WHEREAS, it is essential that an agency designated in the plan as a Designated Management Agency indicate its willingness to accept such designation, and

WHEREAS, it is recognized that among the responsibilities to be assumed by agencies that operate interceptor and/or treatment facilities is the collection of a surcharge, determined by sewage flow within respective agencies' jurisdictions, to provide the federally required financial support for the functions of continuing areawide water quality management planning and oversight of Plan implementation, and

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WHEREAS, it is recognized that the administration of the surcharge on sewage flow is an initial method of financing which will be re-examined as part of the first year's continuing planning program, and

WHEREAS, further Designated Management Agency responsibilities will be identified in forthcoming components of the Water Quality Management Plan, and agencies' acceptance of such additional responsibilities will be the subject of separate agreements at a later date,

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Farmington, Michigan, accepts designation as a management agency for planning, constructing and/or operating treatment facilities and/or interceptor systems in accordance with Public Law 92-500.

BE IT FURTHER RESOLVED, that acceptance of designation shall include acceptance, in principle, of responsibility for the collection and payment of a surcharge based on sewage flow to provide financial support for the functions of continuing areawide water quality management planning, and oversight of Plan implementation.

BE IT FURTHER RESOLVED that assumption of such responsibilities accepted herein shall be deferred until such time as Chapters I and II of the Areawide Water Quality Management Plan are certified by the Governor and approved by EPA.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder,

NAYS: None

RESOLUTION DECLARED ADOPTED JANUARY 16, 1978

NEDRA VIANE, CITY CLERK

NOTICE OF SEMCOG GENERAL
ASSEMBLY MEETING

City Manager Deadman advised Council of SEMCOG's General Assembly Meeting to be held at the Detroit Plaza Hotel on Wednesday, January 15, 1978 at 6:00 P.M. Agenda items include review of portions of the Land Use Policy Plan, Regional Residential Development Policy, 1979 Criminal Justice Plan and the Water Quality Management Plan. City Manager Deadman and Councilman Buckler plan to attend.

REQUEST FOR PROCLAMATION
FROM JUNIOR ACHIEVEMENT
WEEK GENERAL CHAIRMAN

1-78-30

Motion by Bennett, supported by Hartsock, to issue a proclamation designating January 22-28, 1978 as "Junior Achievement Week" in the City of Farmington and encourage and support our ambitious young people and their dedicated advisors; and to visit the JA business centers during that week. Motion carried, all ayes.

REQUEST FROM THE MAYOR OF LIVONIA
REGARDING SB-1174 and HB 4721

Mayor Edward H. McNamara, City of Livonia, is asking the Farmington City Council to contact their State representatives and join the City of Livonia in opposing Senate Bill 1174 and House Bill 4721 which would reduce Firemen's work week in Michigan from 56 hours to 50.4 hours, a reduction of 10%. The effect of this legislation would be to increase the cost of operating fire departments by 10%, without any increase in service. If this legislation is passed, firemen will work nine calendar days each month instead of the present ten.

City Manager Deadman stated that although the City of Farmington would not be affected by the proposed legislation, as our Public Safety Officers are working an average of 40 hours per week on a regular 8-hour shift, the proposed legislation would be another effort by the State to mandate additional costs on local government. The Senate Bill has already been passed and City Manager Deadman has communicated with Representative Brotherton regarding the house bill.

1-78-31

Motion by Bennett, supported by Yoder, to go on record as being opposed to proposed legislation Senate Bill 1174 and House Bill 4721 and to advise Senator Cooper, Representative Brotherton and Governor Milliken of our position. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

TRAFFIC SIGNAL MODERNIZATION AGREEMENT

The Oakland County Road Commission is proposing to modernize seventeen traffic signals on Orchard Lake Road. Two of the proposed signals are located within the City of Farmington. The modernization will include the interconnection of the seventeen signals to provide smoother traffic flow along Orchard Lake Road between Grand River north to Long Lake Road. The two traffic signals on Orchard Lake Road in Farmington are at west and east Shiawassee.

Federal funding in the amount of 90% of the project cost will be provided. The remaining 10% will be borne by Oakland County Road Commission. Under the terms of the agreement between the County and the Federal Government, it is necessary for each governing body to pass a resolution approving the agreement and authorizing signatures thereto.

1-78-32

Motion by Bennett, supported by Hartsock, that the Farmington City Council hereby agrees to participate in the project of signal modernization for Orchard Lake Road and that the City Manager Robert F. Deadman and City Clerk Nedra Viane be authorized to sign the Agreement on behalf of the City of Farmington.

AYES: Bennett, Hartsock, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JANUARY 16, 1978

NEDRA VIANE, CITY CLERK

PUBLIC SERVICES FACILITY PROJECT
REQUEST FOR PAYMENT 12th ESTIMATE

Construction estimates and payment requests for work completed at the DPS Facility have been reviewed and submitted for payment in the following amounts:

K. Pemberton Const. Co., Inc.	\$37,289.85
County Electric Co., Inc.	8,280.15
Evans Mechanical Contractors	30,934.96
Lane, Riebe, Weiland, Architects	<u>2,000.00</u>
TOTAL:	\$78,504.96

1-78-33

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment in the amount of \$78,504.96 to the following contractors and architect for work completed through December 31, 1977 at the Department of Public Services facility.

K. Pemberton Construction Co., Inc.	\$37,289.85
County Electric Co., Inc.	8,280.15
Evans Mechanical Contractors	30,934.96
Lane, Riebe, Weiland, Architects	<u>2,000.00</u>
Total:	\$78,504.96

BE IT FURTHER RESOLVED that funds be provided from the EDA Project Account.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED JANUARY 16, 1978.

MICHIGAN MUNICIPAL LEAGUE
ANNUAL MEMBERSHIP FEE

1-78-34

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment of \$1,386.00 for the 1978-79 Membership Fee in the Michigan Municipal League covering the period February 1, 1978 to January 31, 1979.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.
NAYS: None
RESOLUTION DECLARED ADOPTED JANUARY 16, 1978

PROPOSALS FOR LOBBY DOOR ENCLOSURES

City Manager Deadman has obtained proposals for the construction of single acting doors to be installed in the lobby of the Municipal Building. Proposals include two aluminum doors with a center panel of bronze glass constructed within an aluminum frame with overhead closures. The results of the proposals are as follows:

Henderson Glass & Auto Service	\$1,100.00
Peterson Glass Company	1,150.00
Hamilton Glass Company	1,198.00
Ohio Plate Glass Company	1,743.00

1-78-35

Motion by Bennett, supported by Hartsock, to appropriate \$1,100.00 from the 1977-78 Contingency Fund for the construction and installation of single acting doors to be installed in the lobby of the Municipal Building.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock

NAYS: None

MOTION CARRIED, all ayes.

REQUEST FOR ADDITIONAL
PUBLIC SAFETY OFFICER

Director of Public Safety Daniel A. Byrnes is requesting authorization to employ one additional Public Safety Officer for the Operations Division. In an effort to alleviate the leaveday accumulation, Director Byrnes projects that upwards of \$20,000.00 could be offset if a new employee were added to the Operations Division. The City's CETA Budget Account has approximately \$9200.00 available which would be sufficient to cover the salary and fringe benefits of a Public Safety Officer from February, 1978 through September 1, 1978. If the CETA program is discontinued next year, each position will have to be reviewed for necessity to determine whether the position will continue through local funding.

1-78-36

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the employment of one Public Safety Officer through the use of C.E.T.A. funds.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED JANUARY 16, 1978.

PROGRESS REPORT - SEMTA
5-YEAR IMPROVEMENT PROGRAM

A Public Hearing to review the SEMTA proposed 5-year Service Improvement Program was held January 12, 1978 in Pontiac at the Oakland County Auditorium. City Manager Deadman submitted a copy of SEMTA's existing and proposed bus routes to Council.

Presently, SEMTA does not service the City of Farmington. In their proposed 5-year plan they plan to initiate a bus route on Grand River from Farmington Road east; on Farmington Road from Grand River south; and on Shiawassee from Orchard Lake east. They also plan a route on Eight Mile from Farmington Road east.

In reviewing the routes which will be provided in our neighboring communities; we find that SEMTA plans a route on Orchard Lake north from the Orchard Ridge Community College campus and a route on Grand River which will terminate at Farmington Road. It has been proposed that the Farmington Road route will be extended into Wayne County and be interconnected with other proposed bus routes on the "mile" roads in Livonia.

The timing for the implementation of the proposed 5-year plan has not been developed as funding for the program is still pending. SEMTA has requested that any further recommendations be submitted in writing by February 6, 1978.

1-78-38

Motion by Bennett, supported by Yoder, to instruct the City Manager to indicate our support of the SEMTA 5-Year Service Improvement Plan suggesting the extension of proposed routes as follows:

Orchard Lake Road route be extended southward to Grand River;

Grand River route be extended to the Ten Mile-Grand River intersection.

MOTION CARRIED, All Ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mr. William Van Wagnen, 23988 Warner, asked if there was any plan for major street repair in the Warner Farms Subdivision area this spring. City Manager Deadman responded that there was no major program anticipated for reconstruction of the roads in the Warner Farms Subdivision other than necessary maintenance.

BUILDING DEPARTMENT QUARTERLY REPORT
SECOND QUARTER ENDED 12-31-77

1-78-39

Motion by Bennett, supported by Hartsock, to receive and file the Building Department Quarterly Report for the second quarter ended December 31, 1977. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND

1-78-40

SIX MONTHS ENDED DECEMBER 31, 1977

Motion by Bennett, supported by Hartsock, to receive and file that city's Financial Report for the General Fund for the six months ended December 31, 1977. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER FUNDS

1-78-41

SECOND QUARTER ENDED DECEMBER 31, 1977

Motion by Hartsock, supported by Yoder, to receive and file the Financial Report for the Water & Sewer Funds for the second quarter ended December 31, 1977. Motion carried, all ayes..

FINANCIAL REPORT 47th DISTRICT COURT

1-78-42

SIX MONTHS ENDED DECEMBER 31, 1977

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report of the 47th District Court for the six months ended December 31, 1977. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

1-78-43

Motion by Hartsock, supported by Bennett, to approve the monthly bills for payment as submitted: General Fund \$19,860.77 and Water & Sewer Fund \$1,653.03.

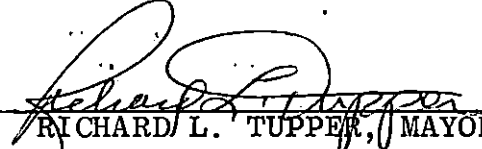

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

MOTION CARRIED.

Motion by Yoder, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:50 P.M.


RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, February 6, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Hartsock, Tupper and Yoder.

ABSENT: Councilman Buckler.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Fire Marshal Maddison, Director Jones, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETING

2-78-44

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting of January 16, 1978 as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

2-78-45

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Planning Commission minutes of January 23, 1978. Motion carried, all ayes.

2-78-46

Motion by Bennett, supported by Yoder, to receive and file the minutes of the following boards: Farmington Historical Commission January 18, 1978; Beautification Committee January 12, 1978; Farmington Committee to review Special Assessment Deferred Payments January 16, 1978; Farmington Community Library January 12, 1978; Farmington Building Authority January 18, 1978; Farmington Area Commission on Aging December 27, 1977; and the Farmington Area Arts Commission October 11, November 8, 1977 and January 10, 1978. Motion carried, all ayes.

2-78-47

Motion by Hartsock, supported by Yoder, to receive the Board of Education minutes of January 10, 1978. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM FARMINGTON OAKS

HOMEOWNERS ASSOCIATION RE:

PROPOSED SMOKE DETECTOR ORDINANCE

Mr. Greg McKeon, representing the Farmington Oaks Homeowners Association addressed the Council regarding their position concerning the proposed smoke detector ordinance. Mr. McKeon

had submitted a packet containing a proposed plan for a fire prevention education program, including a proposed lesson plan and resource materials available. He stated the revised proposal for a smoke detector ordinance which eliminates retrofit was supported by this association.

Mrs. Linda Kurtz, President of the Farmington Oaks Homeowners Association thanked Councilmembers for hearing their side of the story regarding the smoke detector ordinance.

LETTER FROM FARMINGTON
HISTORICAL SOCIETY

Mr. Paul R. Schreiber, corresponding secretary of the Farmington Historical Society, advises that the Historical Society is concerned about certain types of businesses which they believe are proposed for the Farmington area. Their particular concern deals with the apparent tendency of 'fast-food' operations to establish local outlet units in the city. The Society believes that while these units are legitimate business outlets, if they concentrate in a relatively small area, they tend to upset the basic character of a city. Since they believe the City of Farmington is unique, as it enjoys the character of having a substantial number of homes in the Central Business District, the Society urges the City Council, and the Planning Commission, and all other departments having jurisdiction, to be especially aware of this basic land use problem.

Mr. Bennett thanked the Farmington Historical Society for bringing this to the attention of the Council and Mayor Tupper advised that the Council and others would keep this in mind if and when such a situation arises.

LETTER FROM MAYOR ABE L. DRASIN,
CITY OF GRAND RAPIDS REGARDING
LODGING FEES FOR PRISONERS IN COUNTY JAILS

Mayor Abe L. Drasin, City of Grand Rapids, is requesting Council to share his concern over the cost of lodging prisoners charged with or convicted of violating city ordinances in County jails. The cities of Grand Rapids, Grandville, Kentwood, Walker and Wyoming have instituted a suit in the Kent County Circuit Court to test the validity of these jail fees. In addition to the lawsuit, HB 5718 has been introduced in the House of Representatives to clearly make the cost of lodging such prisoners an expense of the County. The current State law is not clear regarding whether the cities or the county must bear the cost of lodging city prisoners.

2-78-48

Motion by Yoder, supported by Bennett, to receive and file the letter from Mayor Abe L. Drasin, City of Grand Rapids, regarding lodging fees for prisoners in County jails. Motion carried, all ayes.

2-7-49

Motion by Hartsock, supported by Yoder, to contact our State Representative, Mr. Wilbur V. Brotherton, advising of Council's support for HB 5718. Motion carried, all ayes.

REQUEST FOR PARADE PERMIT FOR
MEMORIAL DAY PARADE MAY 29, 1978

Mr. Walter Christensen, Parade Chairman, Veterans Memorial Day Services, advises the Annual Memorial Day Parade will be held May 29, 1978 at 10:00 A.M. from the Grand River Drive-In Theater, traveling west on Grand River to the Memorial Monument. They have requested a parade permit.

2-78-50

Motion by Bennett, supported by Hartsock, to grant a Parade Permit to the Veterans Memorial Day Services of Farmington to conduct the Annual Memorial Day Parade in the City of Farmington on May 29, 1978. Motion carried, all ayes.

DESIGNATION OF LOCAL AGENT TO FILE
FOR ASSISTANCE UNDER DISASTER RELIEF ACT

Mr. Ronald D. Hill, Coordinator, Oakland County Disaster Control, states that the Emergency Services Division of the Department of State Police request that each community designate a local agent who may file appropriate documents for the purpose of obtaining certain federal financial assistance under the Disaster Relief Act.

2-78-51

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby designates Mr. Robert F. Deadman, City Manager, as the City's local agent for the purpose of filing disaster relief applications. Motion carried, all ayes.

RESOLUTION FROM CITY OF BIRMINGHAM
RE HOUSE BILLS 4898 AND 5064

The City of Birmingham has adopted a resolution opposing HB 4898 and HB 5064 which would permit postcard registration and voter registration on election day. They request support from Council.

2-78-52

Motion by Bennett, supported by Yoder, that the Farmington City Council go on record as strongly opposing HB 4898 and HB 5064 proposing postcard voter registrations and Election Day registration, and that we advise our State Representative Wilbur V. Brotherton of our opposition and urge that he, too, oppose these bills. Motion carried, all ayes.

LETTER FROM MS. PATTI KNOX, DIRECTOR
AND GARAGE SALE COORDINATOR, CITY OF
DETROIT "WORLD'S LARGEST GARAGE SALE

Mayor Coleman A. Young invites the City of Farmington to join with Detroit in participating in the "World's Largest Garage Sale" to be held May 10-11, 1978 in Detroit's Cobo Hall.

City Manager Deadman advised that the City of Farmington does not have any merchandise at the present time they wish to dispose of at such a sale.

REQUEST FOR VARIANCE TO SIGN ORDINANCE
DR. LEWIS W. HARP, 23280 FARMINGTON RD.

Dr. Harp has voluntarily removed the free standing sign at his property on Farmington Road and the sign he proposes to erect in its place is a projecting sign which would project approximately 36 inches from the face of the building towards Farmington Road. He therefore requests a variance to the sign ordinance be granted to allow the erection of this projecting sign.

2-78-53

Motion by Bennett, supported by Hartsock, to grant a variance to Dr. Lewis W. Harp, 23280 Farmington Road, to allow him to erect a sign to project approximately 36" from the face of the building towards Farmington Road. Motion carried, all ayes.

RESIGNATION FROM BEAUTIFICATION COMMITTEE
MR. FRED WELSH

Mr. Fred Welsh has moved from the community and has therefore offered his resignation from the Farmington Beautification Committee. He states he would still like to continue occasional involvement in community projects by being placed on the "Friends" list.

2-78-54

Motion by Yoder, supported by Bennett, to accept the resignation of Mr. Fred Welsh from the Farmington Beautification Committee and that a letter of appreciation be forwarded to Mr. Welsh. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED SMOKE DETECTOR ORDINANCE
Ordinance No. C-422-77

City Manager Deadman reported that the Public Safety Department had made some changes in the proposed smoke detector ordinance in answer to some of the concerns of homeowners groups and to clarify certain provisions of the ordinance requirements.

The ordinance now requires that smoke detectors be required in all multi-family dwelling units within six months of the effective date of the ordinance, and in single family dwelling units upon the re-sale of the home.

The provision regulating the location of the detector installation has been changed, eliminating the language which refers to stairways. The ordinance would now require an installation to protect dwelling

units in accordance with N.F.P.A. Standard 74.

Changes have been made in the type of equipment permitted under the ordinance. The ordinance now allows smoke detector equipment to be used which has been approved by Underwriters Laboratories. Homeowners will not have to update their equipment each time the Underwriters Laboratories update or change their standards.

The ordinance now requires the owner or seller of any dwelling unit upon change of occupancy by sale, lease or sub-lease, or whenever a major alteration, addition or re-occupancy occurs, to install smoke detectors in accordance with the ordinance. The owner shall certify to the occupant that he has complied with the provisions of the ordinance. Upon the resale of a single family or multi-family dwelling, the Building Department shall also receive certification that smoke detectors have been installed and are in proper working condition.

City Attorney Kelly stated it is his opinion that the City would not be liable for any lack of enforcement of the ordinance because if that were the case, the city would not be in a position to adopt any ordinances relating to safety; for example, an ordinance prohibiting speeding -- the police department is only capable of apprehending a small percentage of speeders.

Councilman Hartsock stated he felt the city should require compliance of existing single-family residential dwellings in two years from the effective date of the ordinance. Councilman Bennett asked City Attorney Kelly if such a requirement could be inserted in Section 409.1-Requirement- on line 8 after the word 'provided'. Attorney Kelly stated it should read 'in any case, not later than two years from the effective date of the ordinance.

There was a motion by Bennett, supported by Hartsock, to adopt Ordinance No. C-422-77 as amended requiring single family dwellings to install smoke detectors within a two year period from the effective date of the ordinance but the motion failed - 2 ayes, 2 nays (Tupper and Yoder).

2-78-56

Motion by Bennett, supported by Yoder, to adopt Ordinance No. C-422-77 as presented this evening, as follows:

ORDINANCE NO. C-422-77

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION, WHICH NEW SECTION SHALL BE DESIGNATED AS SECTION F 409.0 THROUGH F 409.8 SMOKE DETECTION, OF TITLE IX, SECTION 9.302, CHAPTER 91, OF SAID CODE

THE CITY OF FARMINGTON ORDAINS:

F 409.0 SMOKE DETECTION

F 409.1 Requirement. It shall be the responsibility of the owner of each existing occupied dwelling unit to install smoke detectors in each dwelling unit as hereinafter provided. Said smoke detectors shall be capable of sensing visible or invisible particles of combustion and proving a suitable audible alarm thereof; further, they shall be installed in all multiple dwellings (three (3) family or more) within six (6) months of the effective date of this ordinance. All single dwellings shall comply with this section upon resale or before any major alteration, addition or re-occupancy, whichever occurs first, in the manner hereinafter provided (unless any other provision of County, State or Federal law shall require installation before that date). Failure to install smoke detectors as and where required by said date will subject the property owner to the penalties set forth in Section F 105.1 of the Fire Prevention Code of the City of Farmington.

F 409.2 Location. At least one (1) smoke detector shall be installed in each sleeping area. A sleeping area is defined as the area or areas of the family living unit where the bedrooms (or sleeping rooms) are located. Where bedrooms or rooms ordinarily used for sleeping are separated by other use areas (such as kitchens or living rooms, but not bathrooms or closets), they shall be considered as separate sleeping areas for the purpose of this section. At least one (1) smoke detector shall be installed to protect each stairway leading up to an occupied area in such a manner as to assure that rising smoke is not obstructed in reaching the detector and the detector intercepts rising smoke before it reaches the sleeping area.

F 409.3 Equipment. All devices, combinations of devices and equipment herein are to be installed in conformance with the City of Farmington Building Code and this section. All detectors shall be Underwriters Laboratories approved.

F 409.4 Installation. In Multiple Family and Single Family dwellings hereafter constructed, smoke detectors shall be wired directly (hard wired) to the building's power supply. If more than one (1) detector is required in a single family dwelling, all detectors shall be inter-connected. For the purpose of installation and maintenance only, the applicable sections of NATIONAL FIRE PROTECTION ASSOCIATION NO. 74, "STANDARD FOR THE INSTALLATION, MAINTENANCE AND USE OF A HOUSEHOLD FIRE WARNING SYSTEM", shall be considered accepted engineering practices. Installation of said fire detection system shall have prior approval of the City of Farmington Building Department.

F 409.5 Maintenance. It shall be the responsibility of the owner of each Multiple Family building to certify in writing to the City of Farmington Fire Marshal on or before July 1st of each year (effective July 1, 1979) that the manufacturer's prescribed maintenance has been performed on all smoke detectors.

COUNCIL PROCEEDINGS -7-
February 6, 1978

F 409.6 Inspections. The Director of Public Safety, or his authorized representative, shall conduct periodic spot inspections of multiple family buildings to assure proper maintenance and operation of smoke detectors.

F 409.7 Permits and Fees. No smoke detector shall be directly connected (permanently wired) to the electrical system of the structure unless an electrical permit shall have been first obtained from the City of Farmington Building Department.

F 409.8 Certification at Change in Occupancy. At every change of occupancy of every dwelling unit occasioned by or incidental to a sale, lease or sub-lease of said unit, it shall be the duty of the grantor thereof (i.e. the seller, lessor or sub-lessor, as the case may be) to certify before occupancy to the new occupant that all smoke detectors as required by this section (or other applicable laws) are installed and in proper working condition. Upon the re-sale of any single family or multiple family dwelling the City of Farmington Building Department shall also receive certification that all smoke detectors are installed and are in proper working condition. Failure to comply with this subsection shall be punishable as set forth herein.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 5, 1977; was adopted and enacted at a regular meeting of the Council on February 6, 1977; and will become effective ten (10) days after publication.

AYES: Bennett, Hartsock, Tupper, Yoder.
NAYS: None
ABSENT: Buckler

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

AGREEMENT TO PARTICIPATE IN
AREAWIDE FIRE SERVICES COOPERATIVE

The Ad Hoc Committee, with representatives of the seven southeastern Oakland County communities, have completed their study of the fire services in the seven communities. As a result of their study, the committee recommends the establishment of a cooperative fire service with participation by the seven area communities.

The area Fire Chiefs, Directors of Public Safety and Administrators have met several times in an effort to develop guidelines for a possible Areawide Fire Service Cooperative Agreement which could lead to improved fire services.

The Fire Cooperative would include some full-time staff in an effort to coordinate and improve existing fire services. The Fire Chiefs have developed a job classification and have outlined

COUNCIL PROCEEDINGS -8-
February 6, 1978

the duties of a proposed Fire Service Coordinator. The Coordinator would function under the direction of a committee composed of the area Fire Chiefs and Directors of Public Safety.

The proposed Agreement requires the establishment of a Board of Administrators comprised of a representative from each community. Each community would be entitled to one vote on the Board. The Board would be responsible for the administration and operation of the Southeastern Oakland County Fire Services Cooperative. They would supervise the employees hired in accordance with budgets approved by the Council or Board of Trustees of each participating community.

Financing this joint effort would be determined by a formula based on a combination of percentages of population (50%) and assessed valuation (50%), with a minimum charge to any community of 3% of the budget. Each community would have the right to withdraw from the organization by a formal majority vote of the governing body of the participating community. Such withdrawal would become effective 90 days after the vote is taken. The total budget for the first year's operation is estimated at \$44,950.00.

By using the formula provided for in the proposed agreement, the City of Farmington's share of the first year's agreement would be \$3423.98.

2-78-57

Motion by Yoder, supported by Bennett, to adopt the following Resolution:

WHEREAS, the City of Farmington wishes to improve its firefighting services and,

Whereas, it would be mutually beneficial to the City of Farmington and other communities in southwestern Oakland County to work together in improving the firefighting services and,

Whereas, the City has participated with other governmental units in southwestern Oakland County in an Areawide Fire Services Study and,

Whereas, as a result of these studies, it has been recommended that the cities in southwestern Oakland County enter into an Agreement to Participate in Areawide Fire Services which includes joint training, fire prevention, automatic response, and long range planning;

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to enter into an Agreement to Participate in the Areawide Fire Services Cooperative, and the Council agrees to fund the City's share of the approved budget in accordance with the formula provided for in the Agreement at such time as the Areawide Fire Services Cooperative Agreement has been agreed to by the other participating governmental units.

AYES: Bennett, Hartsock, Tupper, Yoder.

NAYS: None (Buckler-absent)

RESOLUTION DECLARED ADOPTED FEBRUARY 6, 1978.

AUTHORIZATION TO RECEIVE BIDS
STATE STREET PARKING LOT

Construction of a public parking facility on State Street has been included in the 1977-78 General Fund budget. The cost of the project will be shared between the City of Farmington and the Farmington Community Library. It will be necessary to demolish the house and garage presently on the property as well as existing driveways and some trees as part of the project.

In an analysis of the various alternatives in parking lot layout, it has been determined that by incorporating an existing parking lot located directly east of the city lot an additional six parking spaces could be acquired. Dr. Gordon Fishman, owner of the adjacent lot and office building indicated that he would be willing to enter into an Agreement with the City allowing the city to use portions of his property. Likewise, the city would allow Dr. Fishman access to the parking lot owned by the city. Dr. Fishman has indicated he would be willing to reimburse the city for tree removal costs for trees located on his property and paint striping costs to re-stripe his parking lot as part of the project.

A summary of the cost breakdown of the project is as follows:

Construction	\$17,929.00
Contingencies	1,000.00
Engineering & Contract Adm.	3,000.00
Demolition	2,500.00
Total:	\$24,429.00

Cost Sharing:

City of Farmington	\$12,077.00
Farmington Community Library	12,077.00
Dr. Gordon Fishman	275.00

2-78-58

Motion by Bennett, supported by Yoder, to authorize the City Clerk to receive bids for the demolition of the house and garage at 33509 State Street; and further, to receive bids for the construction of the parking lot in accordance with the plans and specifications developed by Orchard, Papke, Hiltz & McCliment, Inc., City Engineers. Motion carried, all ayes.

PROPOSED ORDINANCE TO AMEND
THE CITY ZONING ORDINANCE

The Planning Commission in its review of non-conforming uses presently existing within the city, reviewed the present prohibition of dwelling units within the Central Business District. After due consideration, the Commission recommends that Multi-Family dwellings be permitted in the Central Business District.

The Planning Commission found that multi-family dwelling units were, in fact, compatible with the Central Business District as they add vitality to the District by providing additional spending power in close proximity to the Commercial District. They further found that the State of Michigan, as well as the federal government, requires that certain types of commercial, professional and office uses are in close proximity with proposed senior citizen housing so that senior citizens would have doctors, pharmacists and grocery stores within walking distance of their dwelling units. Therefore, the Planning Commission recommends allowing multi-family dwelling uses within the Central Business District. The Commission further recommends the prohibition of single and two family dwelling units be continued in the Central Business District, as this type of housing is difficult to adequately protect and screen from other commercial uses.

In a review of the recently codified City Code, it has come to our attention that the printer had deleted a portion of the requirements of Schedule B R-5 Deluxe Multiple Family District section, calling for ten units per acre. An amendment will be necessary to once again make this a part of these requirements.

2-78-59
Motion by Bennett, supported by Hartsock, to introduce Ordinance No. C-426-78 amending the Farmington City Zoning Ordinance and establish a public hearing to review this proposed ordinance on March 6, 1978 at 8:00 P.M. Motion carried, all ayes.

PRELIMINARY PLAT APPROVAL
TALL PINES SUBDIVISION

Mr. Virgil Cornwell, owner of approximately fifteen acres located on the West Side of Drake Road between Grand River and Freedom Road, has submitted a preliminary plat to the Planning Commission for the development of approximately 13.7 acres of the parcel. The Planning Commission has reviewed the preliminary plat and recommends approval by City Council.

Mr. Robert W. Raymond, 950 E. Maple, Birmingham Michigan 48011, representing Mr. Cornwell, stated Mr. Cornwell proposes 26 residential lots with a minimum lot size of 80 x 120 ft. The entrance street will be a cul-de-sac street running west from Drake Road and the engineering design allows for additional plats to be added in the future if agreement can be reached with the owners of neighboring parcels. Storm and sanitary sewers would be provided by the Chatham Hills system and water would be provided from the existing water main on Drake Road.

2-78-60

Motion by Bennett, supported by Yoder, to approve the preliminary plat for the Tall Pines Subdivision dated December 24, 1977 and amended through January 24, 1978. Motion carried, all ayes.

BUDGET ADJUSTMENTS
WINTER MAINTENANCE ACCOUNT

City Manager Deadman advised that due to the severe winter weather the city has used approximately 1,050 tons of road de-icing salt at a cost of \$13,600 as of February 1, 1978. The budget appropriation for this account was \$10,000. The City has also experienced a large amount of overtime by snow removal crews. City Manager Deadman has recommended that Council adjust the 1977-78 budget to more closely reflect the actual cost for winter maintenance.

The Federal Government requires that Anti-Recession Fiscal Assistance Funds be allocated or obligated six months after the date they are received. Although we have used these funds to balance the budget because of the unexpected increased winter maintenance costs, we would propose that the actual Anti-Recession funds be allocated to the salaries of the Public Safety Department's Sworn Officers. In this way, we may be assured that all of the funds will be allocated within the six months time requirement. If for some reason the winter season should normalize, there is the possibility that the City would not use all of the monies now allocated for winter maintenance.

2-78-61

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that

WHEREAS, During the 1977-78 fiscal year the City of Farmington will receive Anti-Recession Fiscal Assistance allocations under Title II of the Public Works Employment Act of 1976, and

WHEREAS, these funds must be allocated or obligated within six months after the date funds are received, and

WHEREAS, these funds must be spent in accordance with State and Local laws and procedures applicable to the expenditures of the City's tax revenues,

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby authorizes the expenditure of all funds received July 1, 1977, through June 30, 1978, from the Anti-Recession Fiscal Assistance allocation under Title II of the Public Works Employment Act of 1976 for Salaries of the Public Safety Department Sworn Officers.

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February 6, 1978

AYES: Hartsock, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: Buckler
RESOLUTION DECLARED ADOPTED FEBRUARY 6, 1978

2-78-62

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes budget adjustments in the 1977-78 General Fund as follows:

<u>REVENUES</u>	<u>FROM</u>	<u>TO</u>
249.01 Federal Anti-Recession Funds	\$ -0-	\$ 9,000.00
<u>EXPENDITURES</u>		
WINTER MAINTENANCE:		
709.00 Salaries, Overtime	\$ 2,100.00	\$ 5,100.00
754.00 Road Salt	10,000.00	16,000.00
Total Expenditures:	<u>\$12,100.00</u>	<u>\$21,100.00</u>
Net Increase in Revenues	<u>\$9,000.00</u>	
Net Increase in Expenditures		<u>\$9,000.00</u>

AYES: Tupper, Yoder, Bennett, Hartsock.
NAYS: None
ABSENT: Buckler
RESOLUTION DECLARED ADOPTED FEBRUARY 6, 1978.

PUBLIC COMMENT

Mr. Greg McKeon, 33016 Maplenut, had previously commented on the practice of private businesses shoveling snow into the roadways. He submitted a copy of the State law which would make this unlawful. He also requested the Director of Public Services to see if the street signs at Maplenut and Chestnut could be replaced.

Mr. Lee Smith, 22594 Brookdale, advised that a 'no right turn out of parking lot' sign was knocked down.

Mrs. Nancy Leonard and others in the audience complimented the city on the excellent job done during the recent snowstorm.

APPOINTMENT OAKLAND COUNTY CULTURAL COUNCIL

2-78-63

Motion by Yoder, supported by Hartsock, to appoint Mr. Scott Welborn, 22805 Lilac, as representative from the city to the Oakland County Cultural Council. Motion carried, all ayes.

COUNCIL PROCEEDINGS -13-
February 6, 1978

DEFERRED PAYMENT OF SPECIAL ASSESSMENTS

The Review Committee for applications for deferred payment of special assessments have recommended approval of applications reviewed at their meeting January 16, 1978.

2-78-64

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS the Review Committee for Applications for Deferred Payment of Special Assessments has recommended approval of deferred payments of special assessments against Parcel Nos. 23-27-452-021 and 23-27-204-028,

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council hereby approves deferred payment of special assessments for a period of one year as follows:

Parcel 23-27-452-021-Mrs. Janice Ann Powers, 22418 Brookdale
Installments 1, 2 and 3 . . . \$903.20

Parcel 23-27-204-028-Mr. Sarkis Mekjian, 23911 Wilmarth
1975 Sidewalk Improvement . . . \$152.00

Be it further resolved that the above special assessment deferred payments shall become a lien against the described properties in accordance with Farmington City Code Title I, Chapter 7, Section 1.196 - Deferred Payments.

AYES: Yoder, Bennett, Hartsock, Tupper.

NAYS: None

ABSENT: Buckler

RESOLUTION DECLARED ADOPTED FEBRUARY 3, 1978.

FINANCIAL REPORT - GENERAL FUND

2-78-65

Motion by Yoder, supported by Bennett, to receive and file the Financial Report for the General Fund 7 months ended January 31, 1978. Motion carried, all ayes.

FINANCIAL REPORT 47TH DISTRICT COURT

2-78-66

Motion by Hartsock, supported by Bennett, to receive and file the financial report for the 47th District Court 7 months ended January 31, 1978. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES
QUARTERLY REPORT - OCT.-DEC. 1977

2-78-67

Motion by Yoder, supported by Hartsock, to receive and file the Department of Public Services Quarterly Report for October 1 through December 31, 1977. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY
ANNUAL OPERATIONS REPORT 1977

2-78-68

Motion by Bennett, supported by Hartsock, to receive and file the Department of Public Safety Annual Operations Report 1977. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

2-78-69

Motion by Yoder, supported by Bennett, to approve the monthly bills as submitted: General Fund \$32,350.09; Water & Sewer Fund \$15,493.03.

AYES: Yoder, Bennett, Hartsock, Tupper.


NAYS: None.

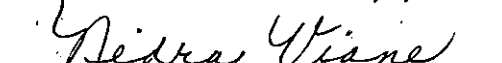
ABSENT: Buckler.

MOTION CARRIED.

There was a motion by Hartsock, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:00 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

2-78-74

Motion by Buckler, supported by Bennett, that the request for outdoor sales at 31530 Grand River, from Tóy Town be referred to the Planning Commission for site plan approval. Motion carried, all ayes.

LANDSCAPING AND MAINTENANCE OF THE
GRAND RIVER/M-102 INTERSECTION

Mrs. JoAnne McShane, Chairman of the Farmington Beautification Committee has advised that the Farmington Beautification Committee and the Farmington Hills Beautification Commission are working together to encourage the State Highway Department to consider renovation and natural landscaping of the Grand River/M-102 intersection which is common to the two cities. They are requesting support from both Councils to aid them in influencing the State Highway Department to accept this project. The area is bounded by Purdue on the east, Kefgen on the west, westbound Grand River on the north and the M-102 State Right-of-Way on the south.

2-78-75

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council supports and encourages the efforts of the Farmington Beautification Committee, working with the Farmington Hills Beautification Commission, to pursue the renovation and natural landscaping of an area bounded by Purdue on the east, Kefgen on the west, westbound Grand River on the north and the M-102 State Right-of-Way on the south, common to the municipalities of Farmington and Farmington Hills.

AYES: Bennett, Hartsock, Buckler.

NAYS: None

ABSENT: Tupper, Yoder.

RESOLUTION DECLARED ADOPTED: February 21, 1978.

NEDRA VIANE, CITY CLERK

PROPOSED CHORE SERVICE AND
MINOR HOME REPAIR PROGRAM

Mr. John K. Hooper, President Farmington Ministerial Association, has advised that he has reviewed the proposal for Chore Service and Minor Home Repair for senior citizens recently brought to his attention by Ms. Carol Reinke and Ms. Ann McLaughlin, and strongly urges Council to give serious consideration and financial support to the program.

City Manager Deadman advised that the proposed program had been forwarded to the community's Senior Citizens Coordinator for her recommendations regarding feasibility, cost and implementation.

COUNCIL PROCEEDINGS -3-
February 21, 1978

2-78-76

Motion by Bennett, supported by Buckler, to receive the letter from The Reverend John K. Hooper and await recommendations from the Senior Citizens Coordinator. Motion carried, all ayes.

REQUEST FROM CITY OF EAST DETROIT FOR
FINANCIAL ASSISTANCE IN THEIR APPEAL
TO THE SUPREME COURT RE OBSCENITY ORDINANCE

The City of East Detroit is requesting financial assistance from all Tri-County Cities in their appeal to the United States Supreme Court of their local Obscenity Ordinance.

2-78-77

Motion by Bennett, supported by Buckler, to receive the letter from the City of East Detroit requesting support for the East Detroit Anti-Obscenity Appeal Fund. Motion carried, all ayes.

REQUEST FROM THE CITY OF BIRMINGHAM FOR
SUPPORT OF THEIR OPPOSITION TO LEGISLATION
PERMITTING PACKAGED LIQUOR SALES AT GAS STATIONS

The City of Birmingham has adopted a resolution in opposition to proposed legislation which would permit gasoline stations with connected grocery trade to sell packaged liquor. They are urging other cities to support their opposition.

2-78-78

Motion by Bennett, supported by Buckler, to support the resolutions of cities opposing legislation which permits gasoline stations to sell packaged liquor and to communicate this opposition to proposed legislation to the State Liquor Control Commission and our State Legislators. Motion carried, all ayes.

REQUEST FROM THE TOWNSHIP OF ROSE RE TRANSFER
OF RECREATIONAL LAND TO OTHER USES WITHOUT
LOCAL REVIEW AND PUBLIC HEARINGS

The Rose Township Board is concerned about a recent transfer of recreational land in Commerce Township to the Department of Corrections and the recent approval of bills in the Michigan Legislature financing the purchase of recreational lands within the various Oakland County townships. They oppose any transfer of recreational land to another use without first providing the local community an opportunity to review and comment and hold public hearings.

2-78-79

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council wishes to go on record as opposing any transfer of recreational lands to other uses without providing the local community the opportunity to review and comment and hold public hearings, and

BE IT FURTHER RESOLVED; that the Farmington City Council request our State Legislators, Senator Daniel S. Cooper and Representative

Wilbur V. Brotherton, to study the feasibility of drafting and presenting legislation for adoption which would require such review, comment and public hearings by local units of government upon the proposed transfer of recreational lands for other uses.

AYES: Bennett, Hartsock, Buckler.
NAYS: None
ABSENT: Tupper, Yoder.
RESOLUTION DECLARED ADOPTED FEBRUARY 21, 1978.

NEDRA VIANE, CITY CLERK

MICHIGAN MUNICIPAL LEAGUE ANNUAL CONFERENCE

City Manager Deadman advised that the Michigan Municipal League Annual Conference will be held on March 22, 1978 in Lansing. Reservations may be made through the City Manager's Office.

REPORTS FROM CITY MANAGER

AMENDMENT TO THE SOUTH OAKLAND COUNTY
RECIPROCAL POLICE AID AGREEMENT

The City of Farmington has participated in the South Oakland County Reciprocal Police Aid Agreement since 1968. The purpose of the Agreement is to provide trained personnel in the event of an emergency to any community within South Oakland County.

Under the current Agreement, there is no language which would allow other governmental units to join in the Reciprocal Police Aid Agreement. Further, under current guidelines for Federal disaster assistance, cities which aid their neighbors during the time of a disaster are not eligible for reimbursement for expenses incurred, unless such aid has been delivered by previous arrangement between the governmental agencies. In the latter case, the cost incurred by the cities assisting their neighbors would be eligible as if the applicant or the city which experienced the disaster had performed the work itself.

A proposed amendment to the Reciprocal Aid Agreement would affirm that when participating municipalities make application for disaster work funds, they will apply for such funds for the cost of police personnel and equipment from other participating municipalities which provide assistance during the disaster, and that each participating municipality will maintain appropriate work supervision and record keeping as necessary to provide auditable records relating to the cost of eligible work.

2-78-80

Motion by Bennett, supported by Buckler, to adopt the following resolution:

WHEREAS, the several cities of South Oakland County have rendered mutual aid to each other in the past and anticipate a continuing demand for such mutual aid and cooperation in the use of their

COUNCIL PROCEEDINGS -5-
February 21, 1978

police personnel and equipment for the safety, health and welfare of the people of their respective municipalities during times of emergency; and

WHEREAS, the Federal Disaster Assistance Administration of the U. S. Department of Housing and Urban Development provides that federal disaster assistance funds may be paid for the costs for work performed by arrangement between government agencies when those costs would be eligible if the applicant had performed the work; and

WHEREAS, the several cities of South Oakland County recognize that other units of government in the region are increasing in population, with the consequent demand on their police services, and may from time to time seek to join in this agreement for the health, safety and welfare of their citizens during times of emergency;

NOW, THEREFORE, BE IT RESOLVED:

That the participating municipalities in the South Oakland County Reciprocal Police Aid Agreement affirm that when making application for disaster work funds they will apply for such funds for the costs of police personnel and equipment from other participating municipalities which provide assistance to the applicant during the disaster, and that each participating municipality will maintain appropriate work supervision and record keeping as necessary to provide auditable records specifically relating costs to each item of eligible work; and

NOW, THEREFORE, BE IT RESOLVED:

That the participating municipalities in the South Oakland County Reciprocal Police Aid Agreement will accept new members under the following conditions:

1. The South Oakland County Police Chiefs Association will review and act on the application of a member chief or director of public safety.
2. Upon the approval of the Association, the governing bodies of the member municipalities shall review the decision of the South Oakland County Police Chiefs Association and determine whether to approve or reject the recommendation. If approved, the agreement shall be executed by their Chief Executives.
3. The applicant's participation in the agreement shall be effective when the applicant and all other participating units have approved such a resolution.

AYES: Bennett, Hartsock, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED FEBRUARY 21, 1978.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -6-
February 21, 1978

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 13TH ESTIMATE PAYMENTS

City Manager Deadman reported that estimates for work completed on the Public Services Facility Project have been reviewed and payment is recommended as follows:

ON-SITE WORK

K. Pemberton Construction Company, Inc. \$27,509.15
Evans Mechanical Contractors 1,330.00

EQUIPMENT

Detroit Bullet Trap Corporation \$26,545.00

ARCHITECT

Lane, Riebe, Weiland \$ 765.00

City Manager Deadman also stated he had received an additional payment request from the Wright Tool Company in the amount of \$7,898.93 for which payment is recommended. Total payment request would amount to \$64,046.08.

2-78-81

Motion by Bennett, supported by Buckler, to authorize payment of \$64,046.08 to the various contractors and architect for work completed through January 31, 1978, and

BE IT RESOLVED that funds be provided from the E.D.A. Project Account.

AYES: Bennett, Buckler, Hartsock.
NAYS: None
ABSENT: Tupper, Yoder.
RESOLUTION DECLARED ADOPTED FEBRUARY 23, 1978.

NEDRA VIANE, CITY CLERK

1978-79 COMMUNITY DEVELOPMENT GRANT APPLICATION

City Manager Deadman submitted the application for grant under the 1978-79 Community Development Grant Program which includes three project areas. The local street and road repair amounts to \$15,000, which includes some upgrading of the dirt roads within the Floral Park Subdivision; the second item would be the continuation of the Housing Rehabilitation Program in the amount of \$16,000.00; and the third program would include continued redevelopment of the Central Business District by finalizing its landscaping plan as well as upgrading of some of the parking lot lighting within the CBD, in the amount of \$5,000.00. An amount of \$3,000.00 in Contingency will be maintained in case of any project cost overrun.

2-78-82

Motion by Bennett, supported by Buckler, to approve the 1978-79 Community Development Grant Application as submitted to Oakland County by the City Manager. Motion carried, all ayes.

City Manager Deadman suggested that the City Council may wish to form a committee and select citizens to work on next year's program so the community will have more input than they had this year, or possibly the Planning Commission could provide projects for consideration.

REQUEST FOR FEDERAL AND STATE ASSISTANCE
FOR THE LOCAL SNOW DISASTER

The City of Farmington received a series of teletypes beginning on January 28, 1978 which indicated that the State and Federal Government had declared a disaster as a result of the snowstorm which began on January 26, 1978. We were initially led to believe that those expenses which were incurred by the city after January 28, 1978 through February 1, 1978 would be eligible for partial reimbursement by the Federal Government.

The Federal Government further ruled that only those expenses incurred by a city or political subdivision for the hiring of outside contractors and equipment would be eligible for reimbursement. Since the city experienced considerable overtime by the Public Safety Department and the Department of Public Works, none of these expenses are eligible for partial reimbursement by the Federal Government. We later learned that under the State Emergency Preparedness Act of 1976 the State has established a Disaster Contingency Fund for expenditures when federal assistance is not available.

Since the majority of the snow removal costs were incurred by this local unit of government on January 26 and 27, 1978, we are not eligible for Federal reimbursement. The Governor has indicated that he does not plan to release any of the State Disaster Contingency Funds for snow removal costs incurred during the disaster. The state statute requires that local political subdivisions must experience unreasonably great local expenses prior to submitting an application for a grant from State Disaster Contingency Fund. The cities of the State of Michigan within the counties that experienced the recent snowstorm have expended far above those funds budgeted for snow removal during the past winter season.

2-78-83

Motion by Bennett, supported by Buckler, to request the Governor's Office to release the State Disaster Contingency Funds to reimburse cities for expenses incurred for overtime, material and equipment used to make the cities' roads and streets safe after the recent snowstorm disaster, and that Senator Cooper and Representative Brotherton be advised of this request. Motion carried, all ayes.

February 21, 1978

AUTHORIZATION TO RECEIVE BIDS
FOR ONE CHEVROLET NOVA PATROL VEHICLE

Director Daniel A. Byrnes has requested authorization to secure bids for the purchase of one police vehicle. He has submitted a report outlining the excellent service the Department has been experiencing from the Nova vehicle, and therefore requests that the normal bid process be waived and that bids be received from area Chevrolet dealers for a Chevrolet Nova vehicle only.

2-78-84

Motion by Buckler, supported by Bennett, to waive the normal bid process as being in the best interest of the city and accept bids for One (1) 1978 Chevrolet Nova Police Vehicle from local Detroit Chevrolet dealers. Motion carried, all ayes.

PUBLIC COMMENT

Mayor Pro Tem Hartssock asked for comments from the audience. There were none.

FARMINGTON YOUTH ASSISTANCE QUARTERLY
REPORT OCTOBER - DECEMBER, 1977

2-78-85

Motion by Bennett, supported by Buckler, to receive and file the Farmington Youth Assistance Quarterly Report October-December, 1977. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

APPOINTMENT OF NATIONAL BANK OF DETROIT
AS PAYING AGENT FOR S/A and G/O BONDS

2-78-86

Motion by Bennett, supported by Buckler, to appoint the National Bank of Detroit as Paying Agent for \$4,000 1977 General Obligation Parking Bonds and \$33,000 1977 Special Assessment Parking Bonds, dated 10-1-77. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

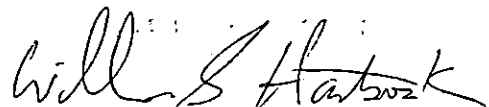
2-78-87

Motion by Bennett, supported by Buckler, to approve the payment of monthly bills as submitted: General Fund \$13,260.52 and Water & Sewer Fund \$1,345.45.

AYES: Buckler, Hartssock, Bennett.
NAYS: None
ABSENT: Yoder, Tupper.

Motion by Buckler, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

Meeting was adjourned at 10:00 P.M.



WILLIAM S. HARTSOCK, MAYOR PRO TEM



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, March 6, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Buckler, Tupper and Yoder.

ABSENT: Councilman Hartsock, arrived at 8:05 P.M.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly, Engineer Papke and Clerk Viane.

MINUTES OF PREVIOUS MEETING

3-78-88

Motion by Bennett, supported by Buckler, to approve the minutes of the previous meeting of February 21, 1978 as printed. Motion carried, all ayes.

PUBLIC HEARING - PROPOSED AMENDMENTS TO FARMINGTON CITY CODE ZONING ORDINANCE CHAPTER 39 CENTRAL BUSINESS DISTRICT AND R-5 DELUXE MULTIPLE FAMILY DISTRICT

City Manager Deadman explained that the Planning Commission had recommended the addition of Multi-Family Dwelling and Single and Two-Family Dwelling Use to the Central Business District permitted uses. It is also necessary that these uses be added if senior citizen housing is added to the Central Business District. With reference to the addition to the R-5 Deluxe Multiple Family District, it was found that in printing the new code this density requirement was omitted. This will replace the density requirement of 10 units per acre.

Mayor Tupper opened the public hearing to the audience. There were no comments from the audience.

3-78-89

Motion by Yoder, supported by Bennett, to close the public hearing on the proposed amendments to the Farmington City Code Zoning Ordinance Chapter 39, Central Business District and R-5 Deluxe Multiple Family District. Motion carried, all ayes.

3-78-90

Motion by Buckler, supported by Yoder, to adopt the following ordinance:

ORDINANCE NO. C-426-78

AN ORDINANCE TO AMEND THE FARMINGTON CITY CODE ZONING ORDINANCE

THE CITY OF FARMINGTON ORDAINS:

The following Sections and Sub-Sections of the Farmington City Code, Chapter 39-Zoning, are hereby Amended or Added to as indicated:

SCHEDULE A

CBD - CENTRAL BUSINESS DISTRICT

5.52 Permitted Principal Uses

(2) (a) ADD the following:

Multi-Family Dwelling Use

(3) (f) AMEND to read:

Single and Two-Family Dwelling Use.

SCHEDULE B

R-5 DELUXE MULTIPLE FAMILY DISTRICT

5.62 Minimum Lot Size

Area in Square Feet - ADD the following:

Overall density shall be
not more than 10 units per acre

This ordinance was introduced at a Regular Meeting of the Farmington City Council on February 6, 1978, was adopted and enacted at a regular meeting of the Council on March 6, 1978 and will become effective ten days after publication.

AYES: Bennett, Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock.

Councilman Hartsock arrived at this point (8:05 P.M.).

TABLED REZONING OF PARCEL 23-27-351-024 at 33100 Freedom Road, Michigan Association of Osteopathic Physicians and Surgeons, Inc., owners, from R-3 Multi-Family to R-1-O One Family Office
A decision on the adoption of an ordinance to amend the zoning of the parcel of property at 33100 Freedom Road known as Parcel 23-27-351-024 was tabled at the last meeting of the Council due to the objection of the property owners to the proposed re-zoning.

COUNCIL PROCEEDINGS -3-
March 6, 1978

Mr. John Dotterer, attorney for the Michigan Association of Osteopathic Physicians and Surgeons, Inc., was present and advised Council that his clients wished to continue their position of strongly objecting to a rezoning of their property from R-3 Multi-Family District to R-1-0 One Family Office District.

3-78-91

Motion by Bennett, supported by Yoder, that the R-3 Multi-Family District zoning be retained for Parcel No. 23-27-351-024 located at 33100 Freedom Road. Motion carried.

AYES: Yoder, Bennett, Hartsock
NAYS: Buckler, Tupper.

MINUTES OF OTHER BOARDS

3-78-92

Motion by Yoder, supported by Hartsock, to receive and file the following minutes of other boards:

The Farmington Historical Commission minutes of 2/15/78
The Farmington Beautification Committee minutes of 2/9/78
The Farmington Community Library minutes of 2/9/78
The Board of Education minutes of 2/7/78.

Motion carried, all ayes.

City Manager Deadman advised that the Beautification Committee had approved some changes in their Bylaws.

3-78-93

Motion by Bennett, supported by Buckler, to approve the By-laws as outlined by the Beautification Committee in their minutes of February 9, 1978. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR PROCLAMATION
FARMINGTON COMMUNITY CENTER

The Farmington Community Center will be conducting their annual fund raising drive beginning March 10, 1978 and are requesting City Council to emphasize their support through the issuance of a proclamation designating the month of March as "Farmington Community Center Month".

3-78-94

Motion by Yoder, supported by Hartsock, that the Farmington City Council issue a proclamation designating the month of March as "Farmington Community Center Month" and urging all residents to support the Community Center. Motion carried, all ayes.

REQUEST FROM CITY OF ROYAL OAK
REGARDING SENATE BILL 475

The City of Royal Oak has adopted a resolution opposing SB 475 which would eliminate inspections of multiple dwellings for fifteen years after the issuance of a Certificate of Occupancy. They are asking that the city support this opposition by adopting a similar resolution.

3-78-95

Motion by Bennett, supported by Yoder, that the following resolution be adopted:

WHEREAS, State Senate Bill 475, recently passed by the State Senate, would eliminate inspection of multiple dwellings for fifteen years after the issuance of a certificate of occupancy, and

WHEREAS, State Senate Bill 475, containing the above-mentioned provision, would create a serious safety hazard, and

WHEREAS, State Senate Bill 475 contradicts State Act 286 which requires inspection of multiple dwellings every two years, and is inaccurate in that it refers to elimination of building code inspections, rather than housing code inspections;

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council strongly opposes State Senate Bill 475 and urges its defeat in the House of Representatives.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Representative Wilbur V. Brotherton, Senator Daniel S. Cooper and to Governor William G. Milliken.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: March 6, 1978.

NEDRA VIANE, CITY CLERK

APPOINTMENT OF 1978 MML
LEGISLATIVE COORDINATOR

3-78-96

Motion by Hartsock, supported by Buckler, to appoint City Manager Robert F. Deadman as the community's Legislative Coordinator at the 1978 Michigan Municipal League Legislative Session. Motion carried, all ayes.

SEMCOG 10th ANNUAL GENERAL ASSEMBLY MEETING

The 10TH ANNUAL GENERAL ASSEMBLY MEETING OF SEMCOG will be held March 21, 1978 at the Sheraton-Southfield Hotel beginning at 9:30 A.M. Councilman Buckler expressed an interest in being the city's delegate to SEMCOG.

3-78-97

Motion by Yoder, supported by Hartsock, to appoint Councilman Warren A. Buckler as City of Farmington Delegate to the Southeast Michigan Council of Governments. Motion carried, all ayes.

RESIGNATION FROM WILLIAM VAN WAGNEN
FARMINGTON HISTORICAL COMMISSION

Mr. William Van Wagnen's term as a member of the Farmington Historical Commission expires March 13, 1978. He has advised that he does not wish to serve another term.

3-78-98

Motion by Yoder, supported by Buckler, that the Farmington City Council accept the resignation of Mr. William Van Wagnen from the Farmington Historical Commission and that a letter of appreciation for his past service be forwarded to him. Motion carried, all ayes.

City Manager Deadman advised Council that the term of Mr. John D. Dinan as Farmington representative on the Farmington Community Library Board of Trustees expires in March, 1978 and that Mr. Dinan has indicated he will not be able to serve another term.

3-78-99

Motion by Bennett, supported by Hartsock, to accept the resignation of Mr. John D. Dinan from the Farmington Community Library Board of Trustees and that a letter of appreciation be forwarded to Mr. Dinan thanking him for his past service. Motion carried, all ayes.

3-78-100

Motion by Bennett, supported by Hartsock, to instruct the City Manager to prepare a list of nominees for the vacancies on the Historical Commission and the Library Board for Council consideration at the next meeting. Motion carried, all ayes.

WATER SYSTEM STUDY REPORT

The City Engineers, Orchard, Papke, Hiltz & McCliment, were given the task to analyze the city's water system. Mr. Frank Papke, City Engineer, submitted the results of the Water System Study with conclusions and recommendations to provide adequate, dependable fire protection to the residents and business establishments of Farmington. Recommendations include the transmission mains in Grand River and Shiawassee, distribution mains in the East side and Old Town areas, as well as the connection to the Oakland County System. Copy of this report is on file. Mr. Kenneth Oscarson, Engineer from the firm of Orchard, Papke, Hiltz & McCliment, was present to answer any questions.

3-78-101

Motion by Bennett, supported by Hartsock, to accept the report submitted from Orchard, Papke, Hiltz & McCliment, regarding the City of Farmington Water System Study. Motion carried, all ayes.

REVISED COST ESTIMATES
47th DISTRICT COURT FACILITY

Mr. John Allen, Architect, submitted his revised estimates for the construction of the 47th District Court Facility. He stated the revised estimates were approximately 15% higher than the original estimates which were based on minimal compatible materials and design. He outlined several areas where savings could be realized by the elimination of certain construction; however, for the amount of the savings involved, it would not be his recommendation to do so.

Mr. Allen submitted the following revised cost estimates:

Architectural	\$394,313
Site Work	75,267
Land	<u>115,000</u>
Total:	\$584,580

3-78-102

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council enter into a lease with the Farmington Building Authority for an amount up to \$600,000.00 for the construction of the 47th District Court Facility.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MARCH 6, 1978.

NEDRA VIANE, CITY CLERK

REPORTS FROM CITY MANAGER

PROGRESS REPORT - GRAND RIVER SIDEWALK

City Manager Deadman advised that his office had contacted the Chatham Hills Subdivision Association to determine whether or not the Association would be willing to participate in the construction of a sidewalk along the south side of Grand River. The Chatham Hills Subdivision Association have advised they do not wish to support the proposed walkway.

If a sidewalk is to be constructed from Halstead to Gill Road on the south side of Grand River without the participation of the Chatham Hills Subdivision Association, it will be necessary either to special assess those properties which are contiguous to the improvement or for the City at large to fund that portion of the project which is contiguous to the residential properties of the Chatham Hills Subdivision.

The estimated total project cost for the sidewalk is \$46,000.00 of which approximately \$8,000.00 would be for the placement of

COUNCIL PROCEEDINGS -7-
March 6, 1978

sidewalk behind the residential properties in the Chatham Hills Subdivision. The remaining portion of the construction could be funded by special assessing the multiple family and commercial property along Grand River.

3-78-103

Motion by Bennett, supported by Yoder, to receive and file the City Manager's Report on proposed sidewalk construction along Grand River from Halstead to Gill Road. Motion carried, all ayes.

PROPOSED SEWER RATE INCREASE
FROM THE CITY OF DETROIT

City Manager Deadman advised that the City of Detroit would be implementing the second step of the increased rate for waste water disposal, effective July 1, 1978. This will increase the city's costs from \$1.72 per thousand cubic feet to \$2.08 per thousand cubic feet, for an increase of \$.36 per thousand cubic feet, amounting to approximately \$40,000.00 increase to the City's sewerage processing costs.

City Manager Deadman recommends that if Council determines the necessity to construct water improvements as proposed by the City Engineer, that a water rate study be made to determine the rate structure that will be necessary to offset the cost of interest and principal on water improvement bonds as well as the new sewerage charges by the City of Detroit. Plante & Moran, CPAs have indicated the cost of such a study would be \$1200.00.

3-78-104

Motion by Bennett, supported by Hartsock, that the following resolution be adopted:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to contract with Plante & Moran, CPAs, for a rate structure study of the City of Farmington's water and sewer rates to offset the cost of interest and principal on the water improvement bonds as well as the new sewerage charges by the City of Detroit, in the amount of \$1200.00.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MARCH 6, 1978.

NEDRA VIANE, CITY CLERK

1978 RENEWALS CLASS "C" LIQUOR LICENSES

Each year the communities are given the opportunity to object to the renewal of local Class "C" liquor licenses. If no objections are received by the Liquor Control Commission, the licenses will be automatically renewed in the latter part of March. The Department of Public Safety has found no objections

to the six locations in Farmington currently operating with Class "C" licenses.

MISCELLANEOUS

PUBLIC COMMENT

Mr. William Van Wagnen, 22998 Warner, expressed concern about the congestion of traffic at the mailboxes in front of the Post Office on Slocum. City Manager Deadman explained the matter had come up many times before but that due to the Federal law, the post office must have a box in front of their building. It is hoped the problem will be alleviated somewhat when the new post office is constructed in Farmington Hills.

PUBLIC HEARING FOR PROPOSED
USE OF FEDERAL REVENUE SHARING FUNDS

Federal Regulations require that prior to the submittal of the community's annual budget by the preparing authority a public hearing must be held to provide citizens with an opportunity to participate in planning the use of federal funds. City Manager Deadman has suggested that this public hearing be held prior to the next Council meeting to enable the Council to hear any public comments offered.

3-78-105

Motion by Yoder, supported by Hartsock, to establish a Public Hearing on the proposed use of Federal Revenue Sharing Funds at 7:30 P.M. March 20, 1978. Motion carried, all ayes.

FINANCIAL REPORT 47th DISTRICT
COURT 8 MONTHS ENDED FEBRUARY 28, 1978

3-78-106

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report of the 47th District Court for the eight months ended February 28, 1978. Motion carried, all ayes.

.....

Councilman Bennett inquired as to the status of the liquor license committed to The Old Winery.

3-78-107

Motion by Bennett, supported by Yoder, that the City Clerk contact Mr. Charles J. Teichner, Architect, requesting that he appear at the next Council Meeting March 20, 1978 to explain the progress in the construction of The Old Winery restaurant. Motion carried, all ayes.

.....

Councilman Bennett suggested the Council meet in a study session to review the Water System Study... a meeting date was established for April 3, 1978 at 7:00 P.M.

COUNCIL PROCEEDINGS -9-
March 6, 1978

CLAIMS AND ACCOUNTS


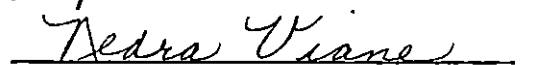
3-78-108

Motion by Hartsock, supported by Bennett, to approve the monthly bills as submitted: General Fund \$19,738.38; Water & Sewer Fund \$501.51. Motion carried.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.
NAYS: None
ABSENT: None

Motion by Yoder, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:05 P.M.


RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK

PUBLIC HEARING
MARCH 20, 1978
PROPOSED USE OF REVENUE SHARING FUNDS
FY-1978-1979

A Public Hearing was held in the Council Chambers, 23600 Liberty Street, Farmington, Michigan, to hear interested citizens regarding the proposed use of Federal Revenue Sharing Funds to be received during FY 1978-79 in the amount of \$51,000.00. Public notice of the proposed use hearing was published in compliance with the rules and regulations for Federal Revenue Sharing Funds recipients.

City Manager Deadman advised that as the City's official responsible for assembling budget data and preparation of the budget for Council's approval, he was required to hold a public hearing to allow interested citizens the opportunity to comment on the proposed uses for entitlement funds to the City of Farmington.

City Manager Deadman advised that last year the city received \$50,900.00 which had been allocated to Senior Citizen Transportation in the amount of \$2500; Senior Citizen Recreation in the amount of \$4000; and Public Safety Department Salaries in the amount of \$44,400. He stated that this year's funds would probably be proposed for the same uses. The Senior Citizen programs have expanded during the past year with increased participation in the lunch program, the swimming program, the dance classes, and that a new Band Program was anticipated.

PUBLIC HEARING -2-
REVENUE SHARING FUNDS

Mrs. JoAnne McShane, 33808 Glenview, suggested that some of the funds might be used for improvements to the ice skating rink.

There were no other comments from the audience or the Councilmen present.

Motion by Yoder, supported by Hartsock, to close the public hearing. Motion carried, all ayes.

The public hearing was adjourned at 7:50 p.m.

ROBERT F. DEADMAN, CITY MANAGER

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, March 20, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Hartsock,
Buckler, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Jones,
Director Byrnes, Fire Marshal Maddison,
Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETING

3-78-109

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

Councilman Yoder inquired as to the progress of the proposed Senior Citizens Housing complex, and the time table for same. City Manager Deadman explained that the property had not as yet been formally purchased by the Forest City Dillon, Inc. If the Planning Commission moves along and passes the proposed recommended zoning, the matter would come before the Council at the next regular meeting to establish a public hearing. He stated the main questions are density, parking, size of the units and storage.

3-78-110

Motion by Hartsock, supported by Yoder, to receive and file the following minutes of other boards:

Farmington Planning Commission minutes of March 13, 1978
Farmington Area Arts Commission minutes of February 14, 1978
Farmington Area Commission on Aging minutes of January 24, 1978
Board of Education minutes of February 21, 1978.

Motion carried, all ayes.

PROGRESS REPORT - THE OLD WINERY, INC.

Mr. Charles J. Teichner, Architect, and Mr. Rodney Kropf, Attorney for The Old Winery, Inc. were present to bring Council up to date on construction of the proposed Old Winery restaurant at 31505 Grand River Avenue. Mr. Teichner explained that they had run into some design and equipment problems and that the State Liquor Control Commission had not issued approval of the liquor license until the first week in November.

Mr. Teichner explained that they had every intention of proceeding more rapidly now having engaged the Gold Star Products Company who had revamped the design of the proposed restaurant. Mr. Barry Sonne, representing Gold Star Products submitted a preliminary plan to Council showing the proposed layout of the restaurant at this point.

Council agreed to accept the time table as follows for the construction of The Old Winery, Inc. at 31505 Grand River. A building permit will be taken out by April 3, 1978 with an up-date report approximately June 1st, 1978. Mr. Teichner stated he planned to take occupancy during the summer months from July to September.

PETITIONS AND COMMUNICATIONS

REQUEST FROM ST. GERALD'S PARISH
TO CONDUCT ANNUAL FAMILY A-FAIR

3-78-111

Motion by Bennett, supported by Yoder, to grant permission to St. Gerald's Church, 21300 Farmington Road, to hold its second Annual Family A-Fair on May 19, 20, 21, 1978, on the Parish grounds, and that the permit be waived, and the Church is to notify adjoining neighbors of the upcoming event. Motion carried, all ayes.

REQUEST TO CLOSE RAPHAEL STREET
DURING FOUNDERS FESTIVAL FOR A
"SKATEBOARD EXTRAVAGANZA"

3-78-112

Motion by Bennett, supported by Buckler, to approve the closing of Raphael Street between Shiawassee Road and the Farmington Public School Bus Transportation Yard between the hours of 7:00 a.m. and 5:00 p.m. on Wednesday, July 26, 1978, for the purpose of hosting and conducting a "Skateboard Extravaganza" in conjunction with the Farmington Founders Festival, and that the Our Lady of Sorrows Church and the Public Schools be notified. Motion carried, all ayes.

REQUEST FOR SUPPORT OF HB 5580
FROM THE CITY OF KEEGO HARBOR

3-78-113

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

WHEREAS, HB 5580 has been proposed to amend Section 3 of Act No. 306 of the Public Acts of 1937, which Act promotes the safety, welfare and educational interests of the people of the State of Michigan by regulating the construction, reconstruction and remodeling of public and private school buildings, and

WHEREAS, municipalities have very little power over school building inspections, and this Bill provides that the municipality can request local fire marshal inspections, and

COUNCIL PROCEEDINGS -3-
March 20, 1978

WHEREAS, the Bill further provides for mandatory annual inspections of school buildings by the State Fire Marshal;

NOW, THEREFORE, BE IT RESOLVED that in order to ensure the health, safety and welfare of the people of the State of Michigan and give the municipality some enforcement administration, the City Council of the City of Farmington hereby gives its unanimous support to the enactment of this bill, and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Representative Brotherton, Senator Cooper, advising them of the City of Farmington's support of this legislation.

AYES: Buckler, Hartsock, Tupper, Yoder.
Bennett abstained

NAYS: None

RESOLUTION DECLARED ADOPTED MARCH 20, 1978

NEDRA VIANE, CITY CLERK

REQUEST FOR PROCLAMATION
WESTERN WAYNE OAKLAND COUNTY
BOARD OF REALTORS

3-78-114

Motion by Bennett, supported by Buckler, to issue a proclamation designating the week April 16-22, 1978 as "Private Property Week" in the City of Farmington. Motion carried, all ayes.

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE
FOR APPOINTMENT OF REPRESENTATIVE FOR
SPECIAL BUSINESS MEETING IN LANSING MARCH 22, 1978

3-78-115

Motion by Yoder, supported by Bennett, to appoint Mayor Richard L. Tupper as representative from Farmington to the Michigan Municipal League Special Business Meeting in Lansing on March 22, 1978. Motion carried, all ayes.

REPORT ON CONSTITUTIONAL REVIEW
MICHIGAN MUNICIPAL LEAGUE SPECIAL COMMISSION

A Special Committee has been appointed by the Michigan Municipal League to study and make recommendations to the League Board of Trustees on a League position on the need for a State Constitutional Convention. The current Constitution requires that the question of general revision of the State Constitution be submitted to the Electorate in each 16th year. The first opportunity of such submittal will be in 1978. The League is now studying whether to take a policy in support of, in opposition to, or to take no policy position at all on the 1978 ballot proposal calling for a Constitutional Convention.

City Manager Deadman submitted a preliminary report to Council which outlines the possible benefits and risks that cities may have in supporting a Constitutional Convention. Council members

March 20, 1978

may testify before the League's Special Committee on Wednesday, March 22, 1978, in Lansing, if they so desire.

Mayor Tupper stated he would plan to attend the hearing in Lansing on March 22, 1978.

PROPOSED AMENDMENT TO CITY CODE
FIRE PREVENTION--AUTOMATIC SPRINKLER SYSTEMS

With the possibility of a mid-rise senior citizen building being constructed within the City of Farmington, the Public Safety Department Fire Marshal has reviewed our city's fire prevention code as it pertains to automatic sprinkler systems. Fire Marshal Maddison has recommended that automatic sprinkler systems be installed in all buildings of institutional occupancy and in all buildings which exceed three stories in height.

There was discussion regarding the definition of "institutional occupancy" and Fire Marshal Maddison was requested to submit a clarification and clear definition for inclusion in the ordinance before adoption at the next regular meeting.

3-78-116

Motion by Bennett, supported by Buckler, to introduce Ordinance No. C-427-78 which would amend Chapter 91, Section 9.302 of the city's fire prevention code Section F 410.1 Automatic Sprinklers. Motion carried, all ayes.

AUTHORIZATION TO NEGOTIATE A
NEW THREE YEAR CONTRACT WITH
MCCREEDY TRUCKING COMPANY FOR
RUBBISH DISPOSAL

The city's current rubbish disposal contract will expire on June 30, 1978. In reviewing the past records and surveys done by the city each time the contract expired, it has been determined that rubbish disposal costs have been reduced over what similar communities pay on a per stop basis in the surrounding area. City Manager Deadman is requesting authorization to begin negotiations with McCreedy Trucking Company for a new three-year contract to be submitted to Council for consideration at a later date.

3-78-117

Motion by Yoder, supported by Hartsock, to authorize the City Manager to begin negotiations with the McCreedy Trucking Company for a three year contract for the city's rubbish disposal. Motion carried, all ayes.

BIDS - STATE STREET PARKING LOT

The following bids were received for the demolition of the house and garage on the city-owned property at 33509 State Street and for the construction of a parking lot on the same property:

COUNCIL PROCEEDINGS -5-
March 20, 1978

Demolition Bids:

Viking Demolition Company	\$2,365.00
Tom Ellis Grading Contractors	4,636.00

Parking Lot Improvement Bids:

	<u>Base Bid</u>	<u>Alternate</u>
Best Asphalt, Inc.	\$18,64.50	\$17,054.50
The Morrison Company	20,425.50	19,178.50
Flynn Paving Company	20,669.16	19,436.66
Copeland Asphalt Company	22,504.31	21,808.31
Stolaruk Corporation	23,114.00	23,041.50
Nagle Paving Company	23,541.70	22,671.70
Reno Ministrelli & Sons	24,126.50 *	21,415.00
Detroit Concrete Products	24,355.00	23,630.00
Cadillac Asphalt Paving	26,279.95	26,337.95

* corrected

3-78-118

Motion by Bennett, supported by Hartsock, to adopt the following Resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of the Viking Demolition Company in the amount of \$2,365.00 for the Demolition of the House and Garage on city-owned property at 33509 State Street, and

BE IT FURTHER RESOLVED that the Farmington City Council hereby accepts the alternate low bid of Best Asphalt, Inc.: in the amount of \$17,054.50 for the construction of a parking lot on city-owned property at 33509 State Street;

BE IT FURTHER RESOLVED that funds be provided by a 50% cost sharing formula between the City of Farmington General Fund and the Farmington Community Library.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MARCH 20, 1978.

BIDS - ONE PATROL VEHICLE

The following bid was received March 16, 1978 at 10:00 AM for one Chevrolet Nova Public Safety Patrol Vehicle:

Roger Penske Chevrolet, Inc.	\$5,324.50
Less Trade	(850.00)
Net:	<u>\$4,474.50</u>

COUNCIL PROCEEDINGS -6-
March 20, 1978

Councilman Bennett stated he would be casting a protest vote to the bid process as it was his position that specifications should be written to include more than one type vehicle, to assure receiving additional bids.

3-78-119

Motion by Buckler, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Roger Penske Chevrolet, Inc., 28111 Telegraph Road, Southfield, Michigan 48037, in the amount of \$4,474.50 with Trade-In for (1) 1978 Chevrolet Nova 4-Door Police Vehicle, and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund Budget.

AYES: Buckler, Hartsock, Tupper, Yoder.

NAYS: Bennett

RESOLUTION DECLARED ADOPTED MARCH 20, 1978.

BIDS - MECHANIC'S TOOLS AND EQUIPMENT

Bids for Mechanic's Tools and Equipment were received by the City Clerk on March 15, 1978 at 11:00 a.m. Bid specifications were designed so the City could accept bids on individual items. Bids were received from Snap-On Tool Corporation and Wright Tool Company.

3-78-120

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Snap-On Tool Corporation for 1 Miscellaneous Tool, an Engine Analyzer, a Tire Changer and Safety Stands, in the total amount of \$1,582.64; and

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Wright Tool Company for Mechanic's Tools in the amount of \$1,185.80;

BE IT FURTHER RESOLVED that the funds are to be provided as follows: 50% from the 1977-78 General Fund and 50% from the 1977-78 Water & Sewer Fund.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED MARCH 20, 1978.

RECOMMENDED SUPPORT
HOUSE BILL 4945

House Bill 4945 has been introduced which would amend Act 170 of Public Acts of 1964. The purpose of the House Bill is to define the liability of city, county and state in connection with the maintenance and repair of the non-travelled portion of highways. The Bill would limit the city's liability to that portion of the highway designed for vehicular travel and would exclude sidewalks, crosswalks, guardwalks, roadside ditches or other installations outside the improved portion of the highway designed for vehicular travel.

Governing agencies would not be liable to a person for an injury or damage caused by the plan or design of a highway if such plan or design were prepared in conformity with generally recognized and prevailing standards in existence at the time the plan or design was prepared.

City Manager Deadman stated that this is a beginning in limiting the liability of governmental units in the operation and construction of roadways. He pointed out that the House Bill recognizes that governmental units cannot make engineering improvements in roadways each and every time new technology is discovered as there are financial considerations that must be addressed each time an improvement of an old design is planned.

3-78-121

Motion by Bennett, supported by Hartsock, to adopt the following Resolution:

WHEREAS, House Bill 4945, which would amend Act 170 of Public Acts of 1964, has been introduced and would define the liability of city, county and state in connection with the maintenance and repair of the non-travelled portion of highways, and

WHEREAS, House Bill 4945 would limit a city's liability to that portion of the highway designed for vehicular travel; and exclude sidewalks, crosswalks, guardwalks, roadside ditches, or other installations outside the improved portion of the highway designed for vehicular travel, and

WHEREAS, governing agencies would not be liable to a person for an injury or damage caused by the plan or design of a highway if such plan or design were prepared in conformity with generally recognized and prevailing standards in existence at the time the plan or design was prepared;

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council hereby supports proposed House Bill 4945 believing that it is a beginning in limiting the liability of governmental units in the operation and construction of roadways, and recognizing that

COUNCIL PROCEEDINGS -8-
March 20, 1978

governmental units cannot make engineering improvements in roadways each and every time new technology is discovered, as financial considerations must be addressed each time an improvement of an old design is planned;

BE IT FURTHER RESOLVED that the City Clerk forward copies of this resolution to Representative Brotherton, State Senator Cooper and to surrounding local communities, urging their support of this proposed legislation.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MARCH 20, 1978.

MISCELLANEOUS

PUBLIC COMMENTS

Mrs. Nancy Leonard suggested that the city attempt to have the property owner of a house on Grand River near Cass clear the debris stored on the front porch.

APPOINTMENTS - BOARDS & COMMISSIONS

City Manager Deadman submitted names of residents willing to serve on the Farmington Library Board and the Farmington Historical Commission for Council's consideration.

3-78-122

Motion by Yoder, supported by Hartsock to appoint Mr. Gordon Page, 36751 Lansbury, to serve a four year term as representative of the City of Farmington on the Farmington Community Library Board of Trustees, term to expire March, 1982. Motion carried, all ayes.

3-78-123

Motion by Yoder, supported by Hartsock, to appoint Mr. Charles Carvell, 33906 State Street, to serve a three year term on the Farmington Historical Commission, term to expire March, 1981. Motion carried, all ayes.

.....

Mayor Tupper suggested that Council should get together to tour the city to observe areas under consideration for rezonings, variances, etc. before a Council meeting at which such matters are to be considered. No action was taken by Council.

Mayor Tupper also brought up the matter of meeting with the various Boards and Commissions periodically.

COUNCIL PROCEEDINGS -9-
March 20, 1978

CLAIMS AND ACCOUNTS


3-78-124

Motion by Hartsock, supported by Buckler, to approve the monthly bills for payment as follows: General Fund \$16,376.31, and the Water & Sewer Fund \$11,399.65. Motion carried.

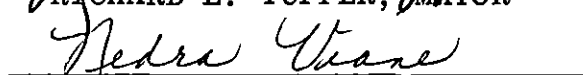
AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.
NAYS: None

Motion by Yoder, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:35 P.M.



RICHARD L. TUPPER, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
STUDY SESSION
APRIL 3, 1978

A Special Study Session meeting was held by the Farmington City Council on Monday, April 3, 1978 at 7:00 p.m. in the Farmington Municipal Building, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Act 267 of the Public Acts of Michigan 1976.

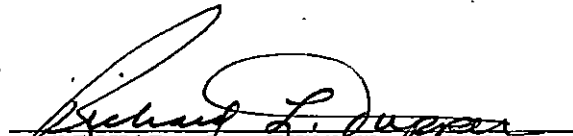
PRESENT: Councilmen Bennett, Buckler, Hartsock,
Tupper and Yoder.

ALSO PRESENT: City Manager Deadman


The purpose of this meeting was to review the findings of the Water System Study submitted by City Engineers Orchard, Papke, Hiltz & McCliment.

Since this was an informational meeting, no official action was taken.

The meeting was adjourned at 8:00 P.M.



RICHARD L. TUPPER, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, April 3, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The Meeting was called to order at 8:00 p.m. by Mayor Richard L. Tupper:

ROLL CALL: PRESENT: Councilman Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Jones, Director Byrnes, Fire Marshal Maddison, Atty. Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

4-78-124

Motion by Yoder, supported by Bennett, to approve the minutes of the Special Public Hearing on Proposed Use of Revenue Sharing Funds held March 20, 1978 as submitted. Motion carried, all ayes.

Councilman Bennett questioned the motion to receive and file minutes of all other boards in one motion as was done at the last meeting inasmuch as the minutes of the Board of Education are usually "received" but not "filed". It was the consensus that only minutes of boards and commissions of the city be received and filed and all others would be just "received".

4-78-125

Motion by Bennett, supported by Hartsock, that we correct the minutes by indicating that we receive the Board of Education minutes and establish the precedent that we "receive and file" only those minutes of Commissions which are of our making. Motion carried, all ayes.

Councilman Bennett referred to page 6 of the minutes of the previous meeting wherein the word "protect" on the first line should have read "protest"; (this was a typographical error).

4-78-126

Motion by Yoder, supported by Bennett, to approve the minutes of the previous meeting of March 20, 1978 as corrected. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

4-78-127

Motion by Hartsock, supported by Bennett, to receive and/or file the following minutes:

COUNCIL PROCEEDINGS -2-
April 3, 1978

The Farmington Planning Commission minutes of March 27, 1978;
The Farmington Board of Review minutes of March 7, 13, 14, 1978;
The Farmington Historical Commission minutes of March 15, 1978;
The Farmington Beautification Committee minutes of March 9, 1978;
The Special Joint Council minutes of March 16 and 23, 1978;
The Farmington Community Library minutes of March 9, 1978;
The Farmington Board of Education minutes of March 7, 1978.

PETITIONS AND COMMUNICATIONS

REQUEST FOR VARIANCE TO SIGN ORDINANCE
FROM STRYE'S STANDARD SERVICE, 32410 GRAND RIVER

4-78-128

Motion by Hartsock, supported by Yoder, to grant permission to Strye's Standard Service Station at 32410 Grand River, to conduct their annual tire sale from May 1 through May 15, 1978 and to use a large truck-trailer van to advertise the sale and also to use pennants and balloons during the sale. Motion carried, all ayes.

REQUEST FROM MR. VIRGIL CORNWELL TO
CONSTRUCT 27 FT. ROADWAY IN TALL PINES SUBD.

Mr. Cornwell has requested a waiver of the minimum street width requirement in Section 5.371, Subsection 4(c) of the City Code. He proposes to construct a 27 ft. roadway in the Tall Pines Subdivision on Drake Road which he is presently developing.

4-78-129

Motion by Yoder, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby waives the minimum street width requirement in Section 5.371, Subsection 4 (c) of the City Code, to allow a 27 ft. width roadway for the proposed Tall Pines Subdivision on Drake Road being developed by Mr. Virgil Cornwell. Motion carried, all ayes.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.
NAYS: None

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE
REGARDING THE TRANSPORTATION FINANCING PACKAGE

The Michigan Municipal League has reported that the Transportation Financing Package is nearing final action in the House Committee and may be ready for debate after the Easter Recess. They point out that it is imperative that this package be passed in this legislative session, as local road repair costs continue to escalate and most of the proposed Mass Transit System improvements may not proceed until additional revenue is provided.

4-78-130

Motion by Bennett, supported by Hartsock, that the City Manager contact Representative Wilbur V. "Sandy" Brotherton and Senator Daniel S. Cooper urging the quick adoption of the Transportation Financing Package. Motion carried, all ayes.

RESOLUTION FROM CITY OF ROYAL OAK
SUPPORTING BEAUMONT HOSPITAL AS
THE MEDICAL CONTROL AND COMMUNICATIONS
CENTER FOR OAKLAND COUNTY EMERGENCY
MEDICAL SERVICES

4-78-131

Motion by Yoder, supported by Bennett, to receive and file the resolution received from the City of Royal Oak regarding the Medical Control and Communications Center for Oakland County EMS. Motion carried, all ayes.

REQUEST FOR PROCLAMATION FROM THE
MUSCULAR DYSTROPHY ASSOCIATION

The Muscular Dystrophy Association will campaign in the City of Farmington from May 15 through June 15, 1978 in an effort to raise funds for their important work. They are requesting a proclamation supporting their efforts and designation of Muscular Dystrophy Month.

4-78-132

Motion by Hartsock, supported by Bennett, to designate May 15th through June 15, 1978 as Muscular Dystrophy Month in the City of Farmington. Motion carried, all ayes.

NOTICE OF PUBLIC HEARING REGARDING
CONSUMERS POWER COMPANY RATE INCREASE REQUEST

The initial hearings on Consumers Power Company request for a rate increase will be held in Lansing on April 10, 1978 at 9:30 a.m. Any comments may be forwarded to Lansing before the hearing.

4-78-133

Motion by Bennett, supported by Hartsock, to receive the notice of hearing from the Consumers Power Company regarding their proposed rate increase request. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED AMENDMENT TO ZONING ORDINANCE
CENTRAL BUSINESS DISTRICT HOUSING FOR ELDERLY

City Manager Deadman reported that the Planning Commission has been working on proposed amendments to the city's Central Business District Zoning ordinance to allow Multi-story Elderly Housing units. The current ordinance does not stipulate the number of units that can be constructed per acre or the minimal usable floor area required for each unit. The proposed ordinance would allow from 22 units per acre for two-story construction, increasing up to 52 units per acre for six-story construction. The proposed ordinance would establish minimum square foot requirements for

single bedroom units at 600 sq. ft. and two bedroom units at 728 sq. ft. The ordinance proposes to allow a reduction in the square foot requirements of up to 5% when a like amount of square foot commons area is provided within the development for housing of the elderly. It also allows a waiver of the storage space requirement for housing of the elderly. Both the Department of Housing and Urban Development (HUD) and the Michigan Housing Authority regulations reduce the amount of storage requirement in housing constructed for the elderly.

It has been determined that the parking space requirements for housing for the elderly may be reduced to one space for each two dwelling units and still provide adequate parking for the complex. The Planning Commission has investigated this reduction and found it feasible and believe it would be especially true in the City of Farmington as the proposed unit would be located in the Central Business District.

The proposed ordinance also has some provisions which protect the community from the conversion of the development from housing for the elderly to general occupancy. If for any reason a future owner would wish to convert to general occupancy, he would have to meet the normal parking requirements for multi-family housing as well as provide additional storage for each unit.

4-78-134

Motion by Bennett, supported by Yoder, to introduce Ordinance No. C-428-78 which would amend the Zoning Ordinance defining Housing for the Elderly, density per acre, square foot requirements, storage requirements, and parking requirements. Motion carried, all ayes.

4-78-135

Motion by Bennett, supported by Hartsock, to establish a Public Hearing for 8:00 p.m. Monday, May 1, 1978 to consider the proposed amendment to the Zoning Ordinance regarding housing for the elderly. Motion carried, all ayes.

PROPOSED SIDEWALK WEST SIDE OF
FARMINGTON ROAD SOUTH OF ALTA LOMA

In the development of the Wynset Condominiums, the City Engineer required the installation of sidewalks along Farmington Road. The sidewalk has been installed but it stops at the north lot line which leaves approximately 15 ft. with no sidewalk between the Wynset Condominiums and the Shell Service Station on the southwest corner of Farmington Road and Alta Loma. City Manager Deadman recommended that in the interest of the public safety and welfare, the property owner be required to construct a sidewalk adjacent to this property.

4-78-136

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby determines necessity and hereby orders the property owner of Parcel No. 23-28-428-012 in the City of Farmington to construct a sidewalk abutting said property on Farmington Road, approximately 15 ft. extending from the north lot line of the Wynset Condominiums to the Shell Station property.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 3, 1978

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR PAYMENT

The project architect and contractors on the Public Services Facility project have submitted construction estimates and payment requests. Final payment is recommended.

4-78-137

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment in the amount of \$16,679.86 for work completed through March 31, 1978 at the Public Services Facility Project as follows:

Evans Mechanical Contractors	\$11,407.46
County Electric Company, Inc.	5,272.40

BE IT FURTHER RESOLVED that the funds be provided from the E.D.A. Project Account.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 3, 1978.

AUTHORIZATION TO ACCEPT FEDERAL
HIGHWAY SAFETY GRANTS

SIGN UPGRADING AND SIGN MAKING EQUIPMENT

Grant Applications for a sign upgrading program and for sign making equipment have been accepted. Details of the two grants are as follows:

Sign Upgrading Grant Total:		\$20,348.63
Federal Govt. Share	\$14,244.04	
City's Share	6,104.59	
Sign Making and Installation Equipment Total:		6,200.00
Federal Govt. Share	4,340.00	
City's Share	1,860.00	

April 3, 1978

Funds were budgeted for the city's share of the sign upgrading program - 50% in the 1977-78 budget and 50% in the 1978-79 budget. No funds were budgeted for the city's share of the equipment grant as this grant was not anticipated at the time the budget was prepared.

4-78-138

Motion by Yoder, supported by Bennett, to accept the grants for the sign upgrading program and the sign making equipment. Motion carried, all ayes.

4-78-139

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager and the City Clerk to enter into a contract with the Michigan State Highway Commission to upgrade the warning and regulatory signs on roads and streets throughout the City of Farmington.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 3, 1978.

BID RESULTS - SCREENING WALL
STATE STREET PARKING LOT

The City received only one bid on March 24, 1978 at 11:00 a.m. for a screening wall for the State Street Parking Lot. The following bid was received:

--BRICK FACED CONCRETE WALLS
40469 W. Eleven Mile Rd.
Novi, Michigan 48050 \$2,546.00

4-78-140

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of Brick Faced Concrete Walls, 40469 W. Eleven Mile Road, Novi, Michigan 48050, in the amount of \$2,546.00 for the construction of 152 lineal feet of 4 Ft. High Brick Imitation Concrete Walls, for a screening wall for the State Street Parking Lot.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 3, 1978

April 3, 1978

AUTHORIZATION TO ESTABLISH
WARRANT OFFICER POSITION

The 47th District Court has periodically hired part time process servers to serve civil papers for the Court. They have found that this system does not always work well as the process servers are not always available when the Court needs them. The City of Farmington also has hazardous moving violation warrants and the Public Safety Department has not had the time to locate the persons named in the warrants.

In reviewing this problem with the Director of Public Safety and the District Court Judges, it was determined there is a large income potential associated with the delivery of civil process. The Public Safety Department has the responsibility of caring for prisoners that are to be brought before the Court. Currently it requires the arresting officer to be paid overtime to watch prisoners waiting for arraignment or court trial. If a sworn officer were assigned to the Court, the Warrant Officer could serve this function, as well as serving civil papers and open traffic warrants. City Manager Deadman has discussed the feasibility of a Warrant Officer also serving warrants for the City of Farmington Hills. The City of Farmington would receive those fees that would be normally collected as costs which are assigned by the court to each warrant.

City Manager Deadman has analyzed the cost*of a Warrant Officer position as follows:

Revenues:	Civil Papers	1200 x \$13.50	\$16,200
	Criminal Warrants	200/yr. x \$30.00	6,000
			<u>\$22,200</u>
Expenditures:	Salary		\$20,267
	Fringes		5,484
	Vehicle		1,200
			<u>\$26,951</u>

(* estimate based on current case loads)

City Manager Deadman believes the small differential between revenues and expenditures can be offset somewhat by the services the officer could provide for the Public Safety Department while assigned to the court function.

4-78-141

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby establishes the position of Court Warrant Officer, transferring one Public Safety Officer from the Public Safety Department to fill this position.

COUNCIL PROCEEDINGS -8-
April 3, 1978

BE IT FURTHER RESOLVED that this Officer will continue to be an employee of the City of Farmington and all revenues generated by the Officer would be deposited through the Court into the General Fund of the City of Farmington.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED APRIL 3, 1978.

PRESENTATION OF 1978-79
RECOMMENDED BUDGET

City Manager Deadman submitted the 1978-79 Recommended Budget to Council members. Mr. Deadman stated the budget reflected a growth in the city's expenditures of about 7.2% which includes capital programs. The main capital program is the local road program and if that program were removed from the budget, the expenditures would drop back to about 5.8%. To finance the local road improvement program that we are calling for, we are asking the City Council to give consideration to raising the millage by 1/2 mill. City Manager Deadman highlighted other programs and advised Council that he would be available to meet with Council to review the recommended budget in detail.

Mayor Tupper conferred with members of the Council for meeting dates convenient to them for budget study sessions and the following dates were scheduled:

April 12, 1978; April 19, 1978; April 26, 1978;

May 3, 1978 and May 10, 1978; from 7:30 p.m. to 9:30 p.m.

4-78-142

Motion by Bennett, supported by Yoder, to establish a Public Hearing on the proposed 1978-79 Budget and proposed use of Revenue Sharing Funds at 7:30 P.M. Thursday, May 11, 1978 in the Council Chambers. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mrs. Nancy Leonard inquired about the status of the Oakland County Tornado Warning System and Farmington's participation. City Manager Deadman explained we were not presently in the system and that our participation depended upon participation by the City of Farmington Hills due to our geographical location. To date Farmington Hills have not agreed to participate.

Mr. David Cornwell, developer of the proposed Tall Pines Subdivision on Drake Road south of Grand River, requested Council to waive the sidewalk requirement for this subdivision.

Council discussed the requirements of the Code and Mr. Cornwell's request and wanted more time to consider the request.

4-78-143

Motion by Bennett, supported by Yoder, to table the request of Mr. Cornwell to waive the sidewalk requirement for the Tall Oaks Subdivision until the next regular Council meeting. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND
8 MONTHS ENDING FEBRUARY 28, 1978

4-78-144

Motion by Bennett, supported by Hartsock, to receive and file the financial report for the General Fund for the 8 months ending February 28, 1978. Motion carried, all ayes.

APPOINTMENT - FARMINGTON HISTORICAL COMMISSION

4-78-145

Motion by Bennett, supported by Hartsock, to appoint Mrs. Nancy Leonard to the Farmington Historical Commission for a three year term to expire in March, 1981. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

City Manager Deadman explained that changes had been made in the proposed Ordinance No. C-427-78 as requested by Council, one being the term institutional occupancy has been defined to include buildings used for housing people suffering from physical limitations because of health or age, hospitals, sanitariums, infirmaries, orphanages, homes for the aged or infirm and housing for the elderly.

4-78-146

Motion by Bennett, supported by Buckler, to adopt the following ordinance:

ORDINANCE NO. C-427-78

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING NEW SUB SECTIONS TO SECTION F 410.0 AUTOMATIC SPRINKLERS, OF CHAPTER 91, SECTION 9.302, TITLE IX OF SAID CODE

THE CITY OF FARMINGTON ORDAINS:

9.301 Modifications to the Adopted Fire Prevention Code.

Subsequent Articles and Section Numbers refer to like-numbered Articles and Section Numbers of the Adopted Fire Prevention Code:

F 410.1 AUTOMATIC SPRINKLERS (ADD the following sub-sections:)

- (5) Approved Automatic Sprinkler Systems shall be installed in all buildings of institutional occupancy, including buildings used for housing people suffering from physical limitations because of health or age, hospitals, sanitariums, infirmaries, orphanages, homes for the aged or infirm and housing for the elderly.

COUNCIL PROCEEDINGS -10-
April 3, 1978

- (6) Approved Automatic Sprinkler Systems shall be installed in all buildings exceeding three (3) stories in height.

This ordinance was introduced at a regular meeting of the Farmington City Council on March 20, 1978, was adopted and enacted at a regular meeting of the City Council on April 3, 1978, and will become effective ten (10) days after publication.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None.

CLAIMS AND ACCOUNTS

4-78-147

Motion by Yoder, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$46,119.49 and Water & Sewer Fund \$9,092.89. Motion carried.


AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

Motion by Hartsock, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:25 p.m.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
BUDGET STUDY SESSION
April 12, 1978

A Special Budget Study Session meeting was held on Wednesday, April 12, 1978 at 7:30 P.M. in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

PRESENT: Councilmen Bennett, Tupper, Yoder.
ABSENT: Councilmen Buckler, Hartsock.


The Council discussed budget philosophy prior to reviewing the City Manager's proposed budget for 1978-79 expenditures and revenues. Council began the review process of individual department and accounts as provided in the recommended budget.

City Council discussed the proposed local and major street improvement program and the various methods that may be available to fund this program.

No final decisions were reached on any of the proposed budgetary accounts in the 1978-79 budget.

The meeting was adjourned at 9:30 P.M.

Respectfully submitted,



Nedra Viane, City Clerk

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, April 17, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Pro Tem William S. Hartsock.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Yoder.

ABSENT: Mayor Richard L. Tupper.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

4-78-148

Motion by Bennett, supported by Buckler, to approve the minutes of the Special Study Session meeting held April 3, 1978 at 7:00 P.M. and the Farmington City Council meeting held April 3, 1978 at 8:00 P.M. as submitted. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

4-78-149

Motion by Buckler, supported by Yoder, to receive the Farmington Board of Education minutes of March 21, 1978 and to receive and file the Planning Commission minutes of April 10, 1978; the Board of Zoning Appeals minutes of April 5, 1978, the Farmington Employees' Retirement System Board of Trustees minutes of April 12, 1978; the Farmington Area Commission on Aging minutes of February 28th; and the Farmington Area Arts Commission minutes of March 14, 1978. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS:

FARMINGTON FOUNDERS FESTIVAL PERMITS FOR JULY 26-30, 1978

Mr. Terry Sever, General Chairman, Farmington Founders Festival, advised the Council that the Founders Festival will be held this year from July 26th through July 30th. Most events will be the same as last year with Sunday-in-the-Park planned to include a wide range of old-fashioned games and refreshments as well as family picnics, the Parade and many special events. He is requesting permits for the Parade and other necessary permits.

4-78-150

Motion by Bennett, supported by Yoder, to grant a parade permit authorizing the closing of Grand River on July 29, 1978 for the parade, and permission to use the City Park, as well as city sidewalks and parking lots for the festival events. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
April 17, 1978

REQUEST FOR PROCLAMATION
FARMINGTON BEAUTIFICATION COMMITTEE

4-78-151

Motion by Yoder, supported by Buckler, to issue a proclamation designating the month of May as "KEEP FARMINGTON BEAUTIFUL MONTH". Motion carried, all ayes.

REQUEST FOR PROCLAMATION
MICHIGAN WEEK MAY 20-27, 1978

4-78-152

Motion by Buckler, supported by Bennett, to issue a proclamation designating the week of May 20, 1978 through May 27, 1978 as "MICHIGAN WEEK". Motion carried, all ayes.

City Manager Deadman advised that the City of Farmington had been paired with the City of Plainwell, Michigan this year for Mayor's Exchange Day. Plans are being formulated to select a day other than Monday which may conflict with Council meetings.

REQUEST FOR PROCLAMATION
FARMINGTON AREA LIONS CLUB

4-78-153

Motion by Buckler, supported by Bennett, to issue a proclamation designating the week of April 28, 1978 through May 6, 1978 as "LIONS WHITE CANE WEEK". Motion carried, all ayes.

REQUEST FROM CITY OF KEEGO HARBOR
FOR SUPPORT OF AMENDMENT TO STATE
REVENUE SHARING FORMULA

4-78-154

Motion by Yoder, supported by Buckler to support the resolution of the City of Keego Harbor and adopt the following resolution:

WHEREAS, the present Relative Tax Effort formula for computing the per capita share of funds returned from the income tax and the single business tax to cities has produced great variance in the funds received by each city, and

WHEREAS, the present formula does not adequately address the needs of cities and the level of service delivery as the amounts received per capita vary inconsistently and have a negative effect on cities, villages and townships;

NOW THEREFORE, BE IT RESOLVED that the Farmington City Council hereby supports the concept of sharing all funds that are currently being allocated for unrestricted state revenue sharing with cities be computed by the actual per capita method that is

COUNCIL PROCEEDINGS -3-
April 17, 1978

currently being used in the distribution of funds from the sales tax and the intangibles tax, eliminating the Relative Tax Effort Formula method, and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to State Senator Cooper, State Representative Brotherton, and Governor Milliken.

AYES: Bennett, Buckler, Hartsock, Yoder.

NAYS: None

ABSENT: Mayor Tupper

RESOLUTION DECLARED ADOPTED APRIL 17, 1978.

NEDRA VIANE, CITY CLERK

REQUEST FOR SIGN ORDINANCE VARIANCE
FROM SHIRLEY A. DOLIBER, REALTY WORLD

Ms. Shirley A. Doliber, Associate Broker, Realty World, requests Council to grant a variance to the sign ordinance to allow an additional sign to the existing ground sign at the Metropolitan National Bank Building on Grand River. They propose to install a 4' x 6' double faced sign between the existing poles which presently support the Metropolitan National Bank sign.

4-78-155

Motion by Yoder, supported by Buckler, to grant a variance to Section 8.40 and 8.42 of the city's sign ordinance to allow Realty World to install their sign. Motion failed, 2 ayes, 2 nays.

4-78-156

Motion by Bennett that the request for a sign variance from Realty World be denied. Motion died for lack of support.

4-78-157

Motion by Yoder, supported by Bennett, that the request for variance to the sign ordinance from Realty World be tabled for two weeks until all Council members are present. Motion carried, all ayes.

REQUEST FOR PARADE PERMIT
SOUTH FARMINGTON BASEBALL, INC.

4-78-158

Motion by Bennett, supported by Buckler, to grant a parade permit with necessary police escort to the South Farmington Baseball, Inc. for Saturday, May 6, 1978, beginning at 10:30 am. Motion carried, all ayes.

REQUEST FROM VIRGIL CORNWELL
FOR SIDEWALK VARIANCE FOR
TALL PINES SUBDIVISION

Mr. Virgil Cornwell, developer of the Tall Pines Subdivision, at Drake Road south of Grand River, has requested a variance to the Farmington City Code to allow the elimination of sidewalks in the proposed Tall Pines Subdivision on Drake Road south of Grand River.

4-78-159

Motion by Yoder, supported by Bennett, to approve the request to eliminate sidewalks in the Tall Pines Subdivision. Motion carried, all ayes.

REPORTS FROM CITY MANAGER:

ZONING NON-CONFORMANCE STUDY

The Planning Commission has reviewed the list of non-conforming uses in their zoning districts submitted by the Building Inspector and has submitted the final Non-conformance Study for Council's consideration.

4-78-160

Motion by Bennett, supported by Buckler, to adopt the recommended non-conforming uses as outlined in the Non-Conformance Study for 1977. Motion carried, all ayes.

PROGRESS REPORT - VALLEYVIEW CONDOS

City Manager Deadman advised that notice had been given to the Valleyview Condominium Association that the damaged building would have to be demolished by April 15th. As a result of this notice, the Valleyview Condominium Association, represented by Mr. George Thomas, has requested a thirty-day extension. Mr. Thomas was present and advised that there had been many delays but that he was confident the thirty day extension would allow them to begin reconstruction by May 15, 1978.

4-78-161

Motion by Yoder, supported by Bennett, to authorize an additional thirty-day extension, to expire on May 15, 1978, for the demolition of the fire damaged building at the Valleyview Condominium project. Motion carried, all ayes.

INFORMATIONAL REPORT
ZONING NONCOMPLIANCE
FEDERAL DEPARTMENT STORE

City Manager Deadman reported that it had been determined through an investigation made by the Building Department that the Federal Department Store, 33025 Grand River, was in violation of the city's zoning ordinance for the Central Business District.

COUNCIL PROCEEDINGS -5-
April 17, 1978

The City Manager has communicated with Federal's Inc. advising them of this zoning noncompliance and at this point we are uncertain as to what position they will take in this matter.

4-78-162

Motion by Bennett, supported by Yoder, to receive the report of the City Manager regarding Federal's Inc. zoning non-compliance and support the action that has been taken. Motion carried, all ayes.

PROPOSED SPLIT OF PROPERTY
AT SOUTHWEST CORNER OF GRAND
RIVER AND DRAKE ROAD

The Hartman Group, Inc., a real estate developer, present owner of a parcel of property on the southwest corner of Grand River and Drake Road, has requested that this property be split into two parcels. The request has been reviewed by the City Assessor's Office and found to be in compliance with the state Subdivision Control Act and our administrative review has found no reason for not permitting this split.

4-78-163

Motion by Bennett, supported by Buckler, to authorize the split of a parcel of property located on the southwest corner of Grand River Avenue and Drake Road presently owned by the Hartman Group, Inc., (Parcel No. 23-29-226-027). Motion carried, all ayes.

BIDS: COMMUNITY DEVELOPMENT
HOUSING REHABILITATION

Bids have been received for three housing rehabilitation repair projects at 22805 Brookdale, 23223 Prospect and 22910 Maple Street. City Manager Deadman submitted a tabulation of the bids received.

4-78-164

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes acceptance of the following low bids for housing rehabilitation repairs:

Dunham Woods, Milford MI 48042, in the amount of \$6,045.00 for repairs at 22805 Brookdale;

Robert E. Green Bldg. Co., Livonia, MI 48154, in the amount of \$6,194.00 for repairs at 23223 Prospect; and

David Allen, Jr., Builder, Livonia, MI 47152, in the amount of \$600.00 for repairs at 22910 Maple; and

COUNCIL PROCEEDINGS -6-
April 17, 1978

BE IT FURTHER RESOLVED that the funds be provided from the Community Development Program funds.

AYES: Bennett, Buckler, Hartsock, Yoder.

NAYS: None

ABSENT: Tupper

RESOLUTION DECLARED ADOPTED APRIL 17, 1978.

NEDRA VIANE, CITY CLERK

MISCELLANEOUS:

PUBLIC COMMENT

Mr. Kreuter, 22789 Lilac, inquired what the Community Development program was. City Manager Deadman explained the requirements necessary for qualifying for the program which is Federal money received through the County of Oakland, and assists persons with low income to bring building code violations up to code and keeps neighborhoods from deteriorating.

Mr. Ron Haenke, 22410 Power Road, inquired as to the status of the proposed restaurant The Old Winery. Council advised the proponents had been given an extension of time to obtain a building permit and they had been requested to return to Council with a progress report by June 1, 1978.

FINANCIAL REPORT GENERAL FUND
9 MONTHS ENDED MARCH 31, 1978

4-78-165

Motion by Yoder, supported by Buckler, to accept the Financial Report for the General Fund 9 Months Ended March 31, 1978. Motion carried, all ayes.

4-78-166

Motion by Bennett, supported by Yoder, to accept the 47th District Court Financial Statement for the 9 months ended March 31, 1978. Motion carried, all ayes.

4-78-167

Motion by Bennett, supported by Buckler, to receive and file the Building Department Report for the Third Quarter ending March 31, 1978. Motion carried, all ayes.

ESTABLISH PUBLIC HEARING
PROPOSED WATER SYSTEM IMPROVEMENTS

4-78-168

Motion by Yoder, supported by Bennett, to establish a public hearing for May 15, 1978 at 8:00 P.M. to review the proposed Water System Improvements. Motion carried, all ayes.

COUNCIL PROCEEDINGS -7-
April 17, 1978

CLAIMS AND ACCOUNTS:

4-78-169

Motion by Bennett, supported by Yoder, to approve the monthly bills as submitted: General Fund \$9,337.18; Water & Sewer Fund \$13,868.67. Motion carried.

AYES: Buckler, Hartsock, Yoder, Bennett.
NAYS: None
ABSENT: Tupper

City Manager Deadman reviewed the plan for proposed preliminary landscaping at the Department of Public Services Facility.

Motion by Yoder, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:00 P.M.

WILLIAM S. HARTSOCK, MAYOR PRO TEM

Nedra Viane
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
BUDGET STUDY SESSION
April 19, 1978

A Special Budget Study Session meeting was held on Wednesday, April 19, 1978 at 7:30 P.M. in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

PRESENT: Councilmen Bennett, Buckler, Hartsock,
Tupper and Yoder.

ABSENT: None

Council continued its discussion of the proposed 1978-79 General Fund expenditures and revenues.


Council reviewed the proposed change in policy for use of employees personal automobiles on a regular basis for city business.

Council discussed the impact of union contract provisions which would be implemented after July 1, 1978.

No final decisions were reached on any of the proposed budgetary accounts for 1978-79 proposed budget.

The meeting was adjourned at 9:30 p.m.

Respectfully submitted,



Nedra Viane, City Clerk/Secy.

COUNCIL PROCEEDINGS
BUDGET STUDY SESSION
April 26, 1978

A Special Budget Study Session meeting was held on Wednesday, April 26, 1978 at 7:30 p.m. in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

PRESENT: Councilmen Bennett, Buckler, Hartsock,
Tupper and Yoder.

ABSENT: None

Council discussed proposed arrangements made for Mayor's Exchange Day. It was generally agreed the Council would visit Plainwell, Michigan on May 16th and May 17th.

Council continued its review of the proposed 1978-79 General Fund expenditures and revenues. Council continued its review of individual accounts as provided in the recommended budget.

Council discussed the impact of the proposed Rubbish Disposal Contract and the possibility of changes in the special pickup provisions of the contract. It was agreed that no change would be implemented in this provision for the coming year.

City Manager Deadman adjourned from the meeting. Council discussed the City Manager compensation for the 1978-79 budget year.

The meeting was adjourned at 9:30 p.m.

Respectfully submitted,


Nedra Viane, City Clerk/Secy.

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, May 1, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock and Mayor Tupper.

ABSENT: Councilman Yoder.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

5-78-170

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meetings held April 12, 1978 and April 17, 1978. Motion carried, all ayes.

INTRODUCTION OF STUDENT GOVERNMENT DAY PARTICIPANTS

The Annual Student Government Day will be held on Tuesday, May 2, 1978. Students participating were in attendance at the meeting. City Clerk Viane introduced the students present at the Council Meeting.

PUBLIC HEARING ON PROPOSED AMENDMENT TO ZONING ORDINANCE

The Public Hearing on the proposed amendment to the Farmington City Code Zoning Ordinance, having been properly advertised in the local newspaper, was opened by Mayor Richard L. Tupper. Mayor Tupper asked City Manager Deadman to outline the proposed amendments.

City Manager Deadman stated that the city's Zoning Ordinance presently in force allows for the type of housing that is being proposed for the City of Farmington. The Planning Commission in its review of the ordinance thought that there should be certain guidelines established for senior citizen and other types of multiple housing constructed in the Central Business District, that a review of ordinances of other communities, as well as a recommended ordinance from our Planning Consultants, should be made.

As a result of such reviews, it is proposed to add to our present ordinance the definition of 'elderly' (and that person would be a person 62 years of age). They have provided for the density of use on a piece of property within the Central Business District,

COUNCIL PROCEEDINGS -2-
May 1, 1978

and have determined that as the building goes up in height, the density can increase by a formula from 22 units per acre for 2 stories, to 52 units per acre for 6 stories. This is somewhat less than neighboring communities allow for similar type construction.

The proposed amendments further outline restrictions that are placed on a senior citizen housing unit and those things that are allowed to be constructed within the unit because it is housing for seniors. One of the requirements is that the storage per apartment unit is reduced for senior citizen housing; the other being that the size of the unit can be reduced up to 5% when that 5% is made up of common areas, such as is commonly part of a senior citizen housing complex. Parking requirements have been reduced to allow one space per two units in view of a review of existing senior citizen complexes indicates that senior citizens living in a senior citizen complex tend to dispose of their cars once they have moved into such housing.

City Manager Deadman stated it was not the purpose of the public hearing this evening to review the proposed site plan but that the developer was present and did have a drawing with him. City Manager Deadman introduced Mr. Frank Darcy, Developer, from the Forest City Dillon, Inc. who displayed the site plan showing the location of the proposed senior citizen complex on School Street and Grand River Avenue. The architect, Mr. Coponen, who stated there would be 153 dwelling units, 148 one-bedroom and 5 two-bedroom; the project would cover 2.95 acres; would be basically a concrete structure, fire resistant six story building approximately 54 ft. in height and contain 83 parking spaces and be landscaped with large green areas.

Mr. Darcy stated the development is funded by Housing and Urban Development under the 1974 Community Development Block Grant Program and is a fully subsidized program. The tenant will pay 25% of their annual income in rent; the difference being picked up by the Federal government in the form of a subsidy.

Mayor Tupper opened the public hearing to those present in the audience and the following residents offered comments:

Mr. John Randolph, 23354 Cass, asked about the use of HUD money; traffic congestion which would be generated; and how fire protection would be handled. He stated he was fully against federal money being used and wondered why one could not be built with private mortgage money.

Mrs. Joan McGlinicy, 33868 Glenview, submitted the following testimony on behalf of the West Bloomfield-Farmington Area League of Women Voters:

"The League wishes to commend officials of the City of Farmington for their active participation in plans to build a senior citizen housing facility on the site of Farmington Junior High School. We feel that this ideally located development is needed because:

1. The proportion of elderly citizens here, as elsewhere, is constantly growing, with no let up in sight.
2. Inflation and the rise of the poverty level, on which federal assistance is often computed, are steadily rising also. This means that more seniors will be forced to seek affordable housing alternatives.
3. Seniors are justifiably discouraged by the length of waiting lists for existing senior housing. An increase in the supply of this kind of housing would help to alleviate this problem.
4. All of our lives are enriched by the presence of senior citizens participating in community life.

The League has long been concerned with providing adequate housing for Farmington Area senior citizens, which will provide for their physical and social needs, at a price they can afford. We are particularly pleased to see that the development under consideration for Farmington will offer rent subsidies for those who need financial assistance.

For these reasons, the League supports the proposed amendment to the city's Zoning Ordinance which will permit construction of the kind of senior housing planned. We also like the safeguards built into this ordinance to protect the community from any mis-use of the special senior citizen specifications, if the property should ever revert to general multiple use.

To conclude, the League of Women Voters congratulates the City for putting this package together. It is a fine example of what good results can be obtained when various governmental bodies work together to achieve a common goal. The spirit of cooperation between the City and Farmington Public Schools in preparing this promising proposal reflects their mutual concern for the welfare of this community and we think this is something to be proud of."

.....

Mr. William McShane, 33808 Glenview Ct., confirmed that the proposed complex would be built to maximum density and questioned parking for future change of use, and the income formula used for determining rent subsidies.

Mrs. Violet Carlson, 23337 Liberty, was opposed to a building of this height and was concerned about parking and sewage problems. She felt the site could be better used for a park or recreation facilities.

COUNCIL PROCEEDINGS -4-
May 1, 1978

Mrs. Nancy Bates, Chairperson of the Commission on Aging for the Farmington Area, offered congratulations to the City Manager and the City Council for bringing this proposal forward.

Mr. Lynn Morgan, 23037 Frederick, asked if the federal funds being used would be associated directly with this project or would they relate to other city projects. He was advised that this is a private developer and the city is not a participant in the project. There are no so-called 'strings' attached to any other city federally funded projects.

Mr. Morgan asked how would this project affect the taxpayers of the city. He was advised that the development is in excess of two million dollars and the tax base that goes along with it in addition to serving the needs of the senior citizens. Mr. Morgan stated he would recommend that no tax abatement be given to this complex.

Mr. Bob Jubenville, 23325 Liberty, inquired if the city was able to handle the additional sewage problems. City Manager Deadman stated there was no problem in that area.

Mrs. Marge Williams, 33712 Schulte, was concerned about the additional protection necessary for public safety of senior citizens. She was opposed to the proposed complex.

Mr. John Sanders, 23374 Cass, was concerned that the project could possibly be half-finished and what would happen if the developer were to go bankrupt.

Mrs. Janie Gundlock, 33205 Shiawassee, was concerned with the aesthetics of the building as well as the height, and also the effects on the Historical District.

Mrs. Joan Crane, 36661 Vicary, spoke in support of the proposal for senior citizen housing, outlining the great need of the area for such housing.

Mr. Rick Gundlock, 33205 Shiawassee, questioned what would happen if the management was poor or if the building were sold to another owner.

Mrs. Loretta Conway, Senior Citizen Coordinator for the Farmington Area Senior Citizen Activities, expressed support for the project.

Mr. Bill McShane requested Council to ask the developer to submit their Management Plan which they submit to H.U.D.; their Equal Housing Marketing Plan, as well as their 30-year Subsidie Agreement, for Council's consideration.

COUNCIL PROCEEDINGS -5-
May 1, 1978

Mrs. Gayle Haenke, resident, asked if the rent subsidies were transferable from one complex to another. She was advised that these subsidies would remain with the building.

Mrs. Janie Gundlock thought the public hearing should be held for a larger group than those present this evening.

Mayor Tupper asked City Manager Deadman to outline the tentative procedures that will develop towards the completion of this project. He stated that first the developer would complete the purchase of the property from the School Board after which a site plan would be submitted to the Planning Commission. The Planning Commission could or could not establish a public hearing, after which a recommendation would be forwarded to the City Council.

Because of the height of the building, the City Council would hold a public hearing and then consider the site plan for approval or disapproval. Due to the time involved in establishing these meetings, the overall time table could run approximately four to five months.

Mrs. Robert Walden, 32240 Valleyview Circle, stated she was in favor of the location of the senior citizen housing complex, but was opposed to the height of the building and the aesthetics.

Motion by Bennett, supported by Hartsock, to close the Public Hearing on the proposed amendment to the Zoning Ordinance. Motion carried, all ayes.

Councilman Bennett, in offering a motion for adoption of the proposed amendment to the zoning ordinance, requested Mayor Tupper to outline and review the substance of the amendment.

5-78-171

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED: That the Farmington City Council hereby adopts the following ordinance:

ORDINANCE NO. C-428-78

AN ORDINANCE TO AMEND THE FARMINGTON CITY CODE CHAPTER 39 ZONING ORDINANCE

THE CITY OF FARMINGTON ORDAINS:

The following Sections and Sub-Sections of the Farmington City Code, Chapter 39 Zoning are hereby amended as indicated:

ARTICLE II DEFINITIONS

Section 5.9 Definitions Pertaining to Building Use

ADD THE FOLLOWING:

HOUSING FOR THE ELDERLY: Building providing housing for persons who are:

- (a) Defined as elderly by the Federal Department of Housing and Urban Development;
- (b) If there is no such definition provided, then the age shall be 62 years of age or older.

SCHEDULE B - ARTICLE 7 - SCHEDULE OF REGULATIONS

CBD CENTRAL BUSINESS DISTRICT

Section 5.62 Area in Square Feet

ADD THE FOLLOWING:

	Multi-Family Dwelling Unit
Two Stories	- 22 units per acre
Three Stories	- 34 units per acre
Four Stories	-- 42 units per acre
Five Stories	- 47 units per acre
Six Stories	- 52 units per acre

SCHEDULE C - ARTICLE 7 - SCHEDULE OF REGULATIONS

Type of Building - Multi-Family Dwelling (1BR) in R4 District

ADD THE FOLLOWING: "and CBD Central Business District"

	Sq. Ft. Usable Floor Area First Story	Sq. Ft. Total Usable Floor Area	Sq. Ft. Addl. Floor Area for Storage and/or Utility
<u>Per One Bedroom Dwelling Unit</u>			
<u>AMEND AS FOLLOWS:</u>	600 (a)	600 (a)	100 (b)
<u>ADD THE FOLLOWING:</u>			
<u>Per Two Bedroom Dwelling Unit</u>	728 (a)	728 (a)	100 (b)

- (a) Square-foot requirement for "Housing for Elderly" may be reduced by 5 percent (5%) when a like amount of square feet commons area is provided. Commons area may include recreational, meeting rooms, utility and other similar areas.
- (b) Storage and/or Utility requirement is waived for Housing for the Elderly uses.

Section 5.98 Table of Required Off-street Parking Spaces

ADD THE FOLLOWING:

<u>Use</u>	<u>Spaces</u>	<u>Per Unit of Measurement</u>
Housing for Elderly	1	Every 2 dwelling units, plus 1 additional parking space for each employee. Should units revert to general occupancy, then 3 spaces for every 2 dwelling units shall be provided.

This ordinance was introduced at a Regular meeting of the Farmington City Council on April 3, 1978, was adopted and enacted at a Regular meeting of the Farmington City Council on May 1, 1978, and will become effective ten (10) days after publication.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED MAY 1, 1978.

Mayor Tupper reviewed the amendment stating that the ordinance makes specific the requirements for senior citizen housing. He stated that a conventional multi-family building could be built if the requirements of square footage and so forth per unit were met and the standard procedures were followed. However, in the best interest of the community, it was necessary to define (1) what senior citizens are, and (2) a reduction in the facility so that it would lend itself to senior citizens use, --mainly, parking and also the reduction of 5% square footage, and storage requirements, which would be required to be restored if a developer wished to go to a conventional type apartment building. These safeguards have been included to assure that the building would not be rented out for any other use.

After adoption of the Ordinance, a short recess was called to allow those wishing to leave to do so.

MINUTES OF OTHER BOARDS

5-78-172

Motion by Bennett, supported by Hartsock, to receive and/or file the Farmington Historical Commission minutes of April 12, 1978 and the Board of Education minutes of April 4, 1978 and April 10, 1978. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

TABLED REQUEST FOR VARIANCE
TO SIGN ORDINANCE-REALTY WORLD

Mrs. Shirley A. Doliber, Associate Broker, Realty World, is asking Council to grant a variance to the sign ordinance to allow construction of additional sign to the existing ground sign at the Metropolitan National Bank Building. Ground signs are prohibited in the Central Business District. This sign is a non-conforming sign.

Councilman Bennett stated he was of the opinion that if Council is going to continually grant variances to the ordinance, they might better consider changing the ordinance.

5-78-173

Motion by Hartsock, supported by Bennett, to deny the request for variance to the sign ordinance from Mrs. Shirley A. Doliber, Realty World. Motion carried, all ayes.

REQUEST FOR VARIANCE TO SIGN
ORDINANCE-AA ARMSTRONG LOCK & SAFE CO., INC.

Mr. John Armstrong, AA Armstrong Lock & Safe Co., Inc., is requesting Council to grant a variance to the sign ordinance to allow him to paint a wall sign on the east wall of the building at 32619 Grand River where he is a tenant. In accordance with the ordinance, Mr. Armstrong may install or paint a sign that consists of 47 sq. ft. The proposed sign would consist of 104 sq. ft. which exceeds the ordinance requirements by 57 sq. ft.

After discussion of the other signs at this location and the possible reduction in the sign being requested, there was a motion offered by Councilman Bennett.

5-78-174

Motion by Bennett, supported by Hartsock, that this request be tabled until the next regular Council Meeting on May 15, 1978 for consideration of a 47 sq. ft. sign and the possible inclusion of Mr. Morrell, building owner, in our discussion with reference to the complete signing of the building. Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE CONFERENCE
SEPTEMBER 14-16, 1978

City Manager Deadman reported that the Annual Michigan Municipal League Conference will be held September 14-16, 1978 at Mackinac Island. He stated he would forward any suggested resolutions regarding the community for consideration by the membership. The deadline for submitting such resolutions is during the month of May.

COUNCIL PROCEEDINGS -9-
May 1, 1978

REQUEST FOR VARIANCE TO SIGN ORDINANCE
RONALD F. BENNER, BENNER'S STANDARD SERVICE

City Manager Deadman advised that Mr. Benner had called and asked that this matter be tabled until the next meeting as Standard Oil Corporation would like to make a presentation and was unable to attend tonight's meeting.

5-78-175

Motion by Bennett, supported by Buckler, to table the request of Ronald F. Benner for variance to the city's sign ordinance until the next regular meeting. Motion carried, all ayes.

REQUEST FOR PROCLAMATION FOR
"SUN DAY" ON MAY 3, 1978

Mrs. Nancy Kourtjian, President of Earth Alive, Inc., is requesting Council to designate May 3, 1978 as "SUN DAY" in the City of Farmington and join other environmental and conservation groups in promoting public awareness of the advantages of solar energy. They invite Council to attend a meeting at the 12-Mile Branch of the Library on May 3, 1978 at 7:00 p.m. to 10:00 p.m. to discuss the availability and economy of solar options.

5-78-176

Motion by Hartsock, supported by Bennett, to proclaim the day May 3, 1978 as "SUN DAY" in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
MUNICIPAL CLERKS WEEK MAY 14-20, 1978

Mrs. Donna Culbertson, President of the International Institute of Municipal Clerks, has requested the week of May 14-20, 1978 be designated as "MUNICIPAL CLERKS WEEK" in the City of Farmington calling the attention of the public to the dedicated service and complex role of a key member of the city's official family.

5-78-177

Motion by Bennett, supported by Buckler, to proclaim the week of May 14-20, 1978 as "MUNICIPAL CLERKS WEEK" in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
POLICE MEMORIAL DAY MAY 15, 1978

Director Daniel A. Byrnes has requested that Council declare May 15, 1978 as POLICE MEMORIAL DAY in honor of those officers who have given their lives in the service of their communities and their country. The week in which May 15th falls is NATIONAL POLICE WEEK and the Department plans to hold an Open House during the week of May 14-20. They will conduct tours from 2:00 p.m. to 9:00 p.m. daily during this period. Citizens of the community will also be allowed to ride with officers on patrol to gain a better understanding of the work of a Police Officer. An Awards Day is planned for May 13, 1978 at 1:30 p.m. when officers will receive citations for outstanding efforts in contributing to the operation of the department during the past year.

5-78-178

Motion by Hartsock, supported by Buckler, to proclaim May 15, 1978 as POLICE MEMORIAL DAY in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
ASSOCIATES DAY MAY 29, 1978

Inasmuch as it has not been the policy of City Council to formally recognize activities of private organizations, this request was not honored.

5-78-179

Motion by Bennett, supported by Hartsock, to receive the letter from Kim Simmons, Associates Corporation of North America, requesting a proclamation. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
POPPY MONTH AND POPPY DAYS

The American Legion, Groves-Walker Post Unit #346 will be conducting their annual Poppy Day Sale on May 18, 19 and 20, 1978 and are asking Council to proclaim the month of May as POPPY MONTH and May 18-19-20, 1978 as POPPY DAYS in the City of Farmington.

5-78-180

Motion by Buckler, supported by Bennett, to designate the month of May as POPPY MONTH and May 18-19-20, 1978 as POPPY DAYS in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
NATIONAL MUSIC WEEK

Sue McCallum, President of the Farmington Musicale, has requested the City Council proclaim May 7-14, 1978 as NATIONAL MUSIC WEEK in recognition of the importance of music, musicians and musical organizations to the cultural life of our citizens.

5-78-181

Motion by Bennett, supported by Hartsock, to proclaim the week of May 7 through May 14, 1978 as NATIONAL MUSIC WEEK in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED TRAFFIC CONTROL ORDINANCE
PROHIBITED PARKING LAKEWAY STREET

The Public Safety Department has received complaints from the residents on Lakeway Street near Shiawassee about parking by students of the Farmington Senior High School. As a result of these complaints, the Department has conducted a house-to-house survey to determine if the residents between Shiawassee and Valleyview on Lakeway wish to have restricted parking during certain hours to alleviate this problem. As a result of this survey, it would appear that the majority of the resident favor some parking restriction. Therefore, the Public Safety Depart-

ment has recommended that Lakeway Street from Shiawassee on the north to Valleyview on the south be posted "No Parking, Monday thru Friday, 9:00 a.m. to 2:00 p.m." and that additionally Lakeway Street from Shiawassee 40 ft. south be posted "No Parking Anytime".

5-78-182

Motion by Hartsock, supported by Buckler, to introduce Ordinance No. C-429-78, a traffic control order prohibiting parking on Lakeway from Shiawassee on the north to Valleyview on the south, Monday through Friday from 9:00 a.m. to 2:00 p.m.; and that parking be prohibited at anytime on Lakeway Street from Shiawassee 40 ft. south. Motion carried, all ayes.

PROGRESS REPORT WARRANTY WORK
RAPHAEL AND LAKEWAY STREETS

City Manager Deadman advised that Tiseo Construction Company, contractor for the paving project on Lakeway and Raphael Streets has been notified that the City Engineers have determined that certain portions of the concrete will have to be removed and replaced on both Lakeway and Raphael Streets and portions of the school bus drive southward to the asphalt will also have to be removed and replaced. City Manager Deadman will keep Council advised regarding this action.

5-78-183

Motion by Bennett, supported by Hartsock, to receive the report of the City Manager regarding warranty work on Raphael and Lakeway Streets. Motion carried, all ayes.

AGREEMENT TO FURNISH SINGLE COURT FACILITY

City Attorney Robert Kelly representing the City of Farmington and City Attorney Paul Bibeau representing the City of Farmington Hills have developed a proposed Agreement for consideration by the two City Councils which provides a cost sharing formula for the construction and operation of the 47th District Court Facility to be located at the Ten Mile Elementary School. The Agreement shall be for a term equal to the term of the construction bonds to be sold by the Farmington Building Authority.

Farmington Hills has agreed to pay its proportionate share of all costs including bond payments, insurance, maintenance and repairs of the facility.

The two cities proportionate share of the costs will be based on a formula which gives consideration to the ratio between the parties of the population located within the borders of each community and the caseload ratio for the past calendar year. This is the same formula in which the two cities have shared the operational costs of the court since Farmington Hills became a City.

The Agreement also grants permission to the 47th District Court to operate in a single court facility located within the City of Farmington. This Agreement is required by State Statute if the Court is to operate in a single facility.

5-78-184

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager and the City Clerk to execute an Agreement on behalf of the City of Farmington to furnish a single court facility for the 47th District Court and pay its proportionate share of all costs required.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED MAY 1, 1978.

NEDRA VIANE, CITY CLERK

BID RESULTS - SIGN EQUIPMENT & MATERIALS

The City Clerk received bids for Sign Equipment and Materials on April 18, 1978 at 11:00 A.M. In reviewing the bids, the 3M Company was the only bidder on the Heat Lamp Vacuum Applicator, in an amount of \$4,450.00.

The low bidder on the aluminum sign blanks and the sign post remover was Paul H. Callender Company in the amount of \$1,553.30 and \$45.00 respectively.

The low bidder on the 2 lb. and 3 lb. steel sign posts was U. S. Standard Sign Company in the amount of \$2,700.17.

City Manager Deadman advised that the sign sheeting specified is not reliable; therefore, bids on an alternate material will be requested. The bids on the air compressor do not meet the city's specifications; therefore additional bids have been requested on the air compressor.

City Manager Deadman advised that all items will be partially funded through Federal programs on a 70% Federal/30% Local funding basis. 70% of the Equipment portion of this bid will be immediately reimbursed by the Federal Government, whereas 70% of the Signs and Sign Posts will be reimbursable after the signs are installed by the Department of Public Services.

5-78-185

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bids for Sign Equipment and Materials as follows:

<u>Heat Lamp Vacuum Applicator</u>	
3M Company	\$4,450.00
<u>Aluminum Sign Blanks</u>	
Paul H. Callender Co. Inc.	1,553.30
<u>Sign Post Remover</u>	
Paul H. Callender Co. Inc.	45.00
<u>2 Lb. and 3 Lb. Steel Sign Posts</u>	
US Standard Sign Company	2,700.17
TOTAL:	\$8,748.47

BE IT FURTHER RESOLVED THAT the amount of \$6,123.92 be funded through the Federal Grants Program and \$2,624.54 be funded through the Major Street Fund.

AYES: Buckler, Hartsock, Tupper, Bennett.

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED MAY 1, 1978.

NEDRA VIANE, CITY CLERK

CONTRIBUTION TO OAKLAND COUNTY TASK FORCE

The Oakland County Task Force, which was organized to investigate the murders of young people in Oakland County, was organized in January, 1977. Since that time, the Task Force has received 15,237 tips, 10,008 of which have been investigated. There are presently 5,229 tips in the "Open" category and continued investigation should reduce the "Open" tips to 3,500 by July, 1978.

The Task Force is requesting continued support for an additional six months through December 31, 1978. They are requesting each participating community to contribute \$200 per month from July 1 through December 31, 1978.

5-78-186

Motion by Buckler, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the expenditure of \$1,200.00 to be allocated to the Oakland County Task Force to cover a period of six months from July 1 through December 31, 1978.

BE IT FURTHER RESOLVED that the funds be provided from the General Fund.

AYES: Hartsock, Tupper, Bennett, Buckler

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED MAY 1, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO PURCHASE RADAR EQUIPMENT

The Department of Public Safety has been informed by the State of Michigan Department of Management and Budget Purchasing Division that the State is ordering a large number of Decatur Range Master Radar Units for us by the State Police. Because of the large purchase, they are able to offer radar units at a substantially reduced price. They are offering these units for \$1,185.00 plus a 2% service fee, for a total of \$1,208.70. The normal price on an individual basis would be \$2,600.00.

Director Byrnes has requested that we begin to equip our marked patrol units with the moving type radar units, and would like to take advantage of this reduced price offered by the State.

5-78-187

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the expenditure of \$1,208.70 for the purchase of One (1) Decatur Range Master Radar Unit through the State of Michigan;

BE IT FURTHER RESOLVED that funds be provided from the 1977-78 General Contingency Fund.

AYES: Tupper, Bennett, Buckler, Hartsock.

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED MAY 1, 1978.

NEDRA VIANE, CITY CLERK

REQUEST FOR TRANSFER OF CLASS C;
SDM LIQUOR LICENSES; AND DANCE
AND ENTERTAINMENT PERMITS

The Michigan State Liquor Control Commission has received a request from American Legion, Groves-Walker Post #346, for a new Club License with Dance Permit to be located at 31775 Grand River Avenue, Farmington, Oakland County. They are requesting Council to either approve or disapprove the issuance of this license.

5-78-188

Motion by Hartsock, supported by Buckler, to recommend approval of the issuance of a Club License with Dance Permit, to American Legion, Groves-Walker Post #346, at 31775 Grand River Avenue. Motion carried, all ayes.

The Huron River Hunting & Fishing Club are requesting the addition of a Dance, Entertainment and Sunday Sales Permit to their Club License at 22575 Farmington Road.

5-78-189

Motion by Buckler, supported by Hartsock, to adopt a resolution permitting the issuance of a Dance and Entertainment Permit and Sunday Sales permit to the Huron River Hunting and Fishing Club. Motion carried, 3 ayes, 1 abstained (Tupper), 1 absent.

The Michigan State Liquor Control Commission has received a request from Elmer L. & Zanetta F. Frankford to transfer ownership of 1977 Class C licensed business, located at 31030 Grand River Avenue, Farmington 48024, Oakland County, from Rustic Pub, Inc. They are asking City Council's approval or disapproval of the issuance of this transfer.

5-78-190

Motion by Bennett, supported by Buckler, to recommend approval of the transfer of ownership of 1977 Class C licensed business at 31030 Grand River, Farmington, from Rustic Pub, Inc. to Elmer L. and Zanetta F. Frankford. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mrs. Nancy Leonard, 33309 Shiawassee, inquired as to the progress of the bridge improvements at Shiawassee and Farmington Road. City Manager Deadman advised it would be delayed somewhat because the State has required some additional testing.

Mrs. Leonard also requested the Director of Public Services to check the sidewalk in front of her house that was replaced last year. Mrs. Leonard also advised that the small triangular park at Shiawassee and Warner needed attention as a car had driven over the curb knocking down the Historical Village marker, which had since disappeared.

DEPARTMENT OF PUBLIC SAFETY
FIRST QUARTERLY REPORT

5-78-191

Motion by Bennett, supported by Hartsock, to receive and file the Department of Public Safety First Quarterly Report ending March, 1978. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES
REPORT FOR QUARTER ENDING MARCH 31, 1978

5-78-192

Motion by Hartsock, supported by Bennett, to receive and file the Department of Public Services Report for the quarter ending March 31, 1978. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER DEPARTMENT
QUARTER ENDED MARCH 31, 1978

5-78-193

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report Water & Sewer Department for the quarter ended March 31, 1978. Motion carried, all ayes.

Councilman Bennett inquired about SB 1174, the firefighters overtime pay bill and whether or not the Council should reaffirm their opposition to the present bill. City Manager recommended that this be done.

5-78-194

Motion by Bennett, supported by Hartsock, to instruct the City Manager to contact our State Representative and State Senator indicating our opposition to SB 1174. Motion carried, all ayes.

City Manager Deadman advised that the Farmington Area Arts Commission has requested that a representative from the Council be appointed to assist in the review of candidates for the appointment of an "Artist in Residence" for 1978.

5-78-195

Motion by Bennett, supported by Hartsock, to appoint Councilman Buckler to represent the City of Farmington on the Farmington Area Arts Commission to assist in the awards program for 1978. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

5-78-196

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$3,808.33; Water & Sewer Fund \$650.19. Motion carried, all ayes.


AYES: Bennett, Buckler, Hartsock, Tupper.

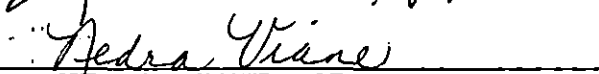
NAYS: None

ABSENT: Yoder.

Motion by Hartsock, supported by Buckler, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:50 P.M.


RICHARD I. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
BUDGET STUDY SESSION

May 3, 1978

A Special Budget Study Session was held on Wednesday, May 3, 1978 at 7:30 P.M. in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267 of the State of Michigan of 1976.

PRESENT: Councilmen Bennett, Buckler, Tupper, Yoder.

ABSENT: . . . Councilman Hartsock.

City Manager Deadman was also present.

Council discussed the recommended Water & Sewer Budget and the impact the proposed improvements would have on the user rate schedule. Council agreed to establish a public hearing to review the proposed water improvements.

Council continued its review of the 1978-79 General Fund expenditures and revenues.

Council continued its review of individual accounts as provided in the recommended budget.

The meeting was adjourned at 9:20 P.M.



Nedra Viane, City Clerk

COUNCIL PROCEEDINGS
BUDGET STUDY SESSION

MAY 10, 1978

A Special Budget Study Session was held on Wednesday, May 10, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

PRESENT: Councilmen Bennett and Mayor Tupper

ABSENT: Councilmen Buckler, Hartsock and Yoder.

City Manager Deadman was also present.

Council reviewed the proposed changes which they had made in the Manager's recommended budget. They reviewed the final budget in preparation for the Public Hearing.

Manager Deadman reported the final figure on the cost of recreation services from Farmington Hills had not as yet been received but believed the amount allocated in the proposed budget would be sufficient to cover expected charges.

The meeting was adjourned at 9:00 P.M.



Nedra Viane, City Clerk

COUNCIL PROCEEDINGS -2-
MAY 11, 1978

5-78-196

Motion by Yoder, supported by Hartsock, to close the Public Hearing on the Adoption of the 1978-79 Budget. Motion carried, all ayes.

Mayor Tupper asked City Manager Deadman to explain the proposed use of the revenue sharing funds. City Manager Deadman stated the city anticipates receiving approximately \$54,800 from revenue sharing this year. We are proposing the funds be expended in the following manner: \$3500 for Senior Citizen Transportation; \$5,000 for Senior Citizen Recreation; and \$46,300 for Public Safety Officers Salaries. He stated these funds generally are General Fund expenditures.

5-78-197

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the following sums be and they are hereby appropriated for operation of the City of Farmington for the Fiscal year beginning July 1, 1978 and ending June 30, 1979:

GENERAL FUND:

General Government	\$ 392,725
Public Safety	665,075

FEDERAL REVENUE SHARING FUNDS

Public Safety Officers Salaries	46,300
Public Services	472,595
Miscellaneous	177,775

FEDERAL REVENUE SHARING FUNDS

Sr. Citizens Transportation	3,500
Sr. Citizens Recreation	5,000
Insurance, Fixed Expenditures	367,120
Other Expenditures	108,590
TOTAL ENERAL FUND:	\$2,238,680

WATER & SEWER FUND:

Operating & Maintenance	\$ 674,925
Capital Improvement	24,910
Debt Administration	109,500
Operating Balance June 30	50,990
TOTAL WATER & SEWER FUND:	\$ 860,325

GRAND TOTAL: \$3,099,005

BE IT FURTHER RESOLVED that the City Treasurer be and is hereby authorized to pay all claims and accounts properly chargeable to the foregoing appropriations provided that the said Claims and Accounts have been lawfully incurred and approved by the Council, Board, Commission, or other Officer authorized to make such expenditures.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 11, 1978.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -3-
MAY 11, 1978

City Manager Deadman advised that in raising the present 11.00 mills to 11.50 mills per thousand, the City of Farmington has the second lowest tax rate for operations of any city in Oakland County with the exception of Farmington Hills.

5-78-198.

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the budget for the fiscal year beginning July 1, 1978 in the amount of \$3,099,005.00 as prepared by the City Manager, be and the same is here approved and adopted.

BE IT FURTHER RESOLVED that to meet a portion of the budget cost, the City Treasurer be and is hereby directed to spread taxes upon Real and Personal Property in the amount of Eleven Dollars and Fifty Cents (\$11.50 per thousand of State Equalized Assessed Valuation.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 11, 1978.

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

Councilman Bennett stated that Council had discussed the matter concerning the funding of various counselling services and presented a resolution concerning the funding of the Farmington Area Advisory Council.

5-78-199

Motion by Bennett, supported by Yoder, to adopt the following resolution:

WHEREAS the cost of providing youth counselling and family counselling services by the Farmington Area Advisory Council has increased each year, and

WHEREAS the local government has been requested to share a large portion of the cost of providing these services, and

WHEREAS the city is concerned about the future costs of providing counselling services when funding from other governmental agencies is reduced or discontinued;

THEREFORE, BE IT RESOLVED the City Council requires, as part of the Farmington Area Advisory Council's budget request, a detailed program budget that individualizes each of the program services provided by the Farmington Area Advisory Council and their related costs; and

COUNCIL PROCEEDINGS -4-
MAY, 11, 1978

BE IT FURTHER RESOLVED that any new or expanded program that is provided by the Farmington Area Advisory Council without prior approval by the city may not be funded in the future by the City.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED MAY 11, 1978.

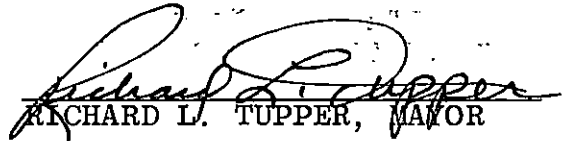
NEDRA VIANE, CITY CLERK

PUBLIC COMMENTS

Mayor Tupper asked for any comments from the audience. There were none.

Motion by Hartsock, supported by Buckler, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 8:20 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, May 15, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in accordance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

5-78-197-A

Motion by Hartsock, supported by Bennett, to approve the minutes of the Special meeting of April 19, 1978, the Special meeting of April 26, 1978 and the Regular meeting of May 1, 1978. Motion carried, all ayes.

PUBLIC HEARING - PROPOSED WATER SYSTEM IMPROVEMENTS

Mayor Tupper asked City Manager Deadman to comment on the reasons for the public hearing. City Manager Deadman stated that as a result of the on-going water problem in certain areas of the city, the Council funded a study by the city's engineers which was recently completed. The study indicated major improvements needed in certain distribution systems within the city. Mr. Deadman introduced City Engineer Frank Papke to discuss this study.

City Engineer Frank Papke advised that the basic system of the City of Farmington is a well system and because of the limited availability of water, the distribution mains are rather under-sized. He introduced Mr. Ken Oscarson, Engineer, who had made a detailed analysis for presentation.

Mr. Oscarson showed a slide presentation of the proposed water main improvements which include a water distribution system on Grand River and on Shiawassee, as well as additional water mains in the old Farmington District.

Mr. Oscarson also explained the plan for increasing water pressure within the city's water distribution system during a fire and during peak demand periods. The total cost of improvements for the proposed water distribution system is estimated to be \$1,016,500.00.

Questions and comments regarding the presentation were made by the following residents:

Mr. John Strakey, 23895 Gill Road, asked how the improvements would be financed. City Manager Deadman advised that it had not as yet been determined. There are two ways, either Revenue Bonds or General Obligation Bonds.

COUNCIL PROCEEDINGS -2-
May 15, 1978

Comments were made by Mrs. Nancy Leonard, 33309 Shiawassee, and Mr. George Thomas of Valleyview Condominiums; also Mr. Pat Sullivan of 23967 Wesley, and Mr. William Van Wagnen of 22918 Warner.

5-78-198-A

Motion by Yoder, supported by Hartsock, to close the public hearing on the proposed water system improvements. Motion carried, all ayes.

5-78-199-A

Motion by Bennett, supported by Yoder, to consider the Water Improvement Proposal at the next regular meeting of the City Council June 5, 1978. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

5-78-200

Motion by Buckler, supported by Hartsock, to receive and/or file the minutes of the following boards and commissions:

Planning Commission minutes of May 8, 1978
Board of Zoning Appeals minutes of May 3, 1978
Beautification Committee minutes of April 13, 1978
Farmington Community Library minutes of April 6, 1978
Farmington Area Commission on Aging minutes of March 28, 1978
Farmington Area Arts Commission minutes of April 11, 1978
Board of Education minutes of April 18, 1978.

PETITIONS AND COMMUNICATIONS

LETTER FROM STEVEN WEST
FEDERAL DEPARTMENT STORE
REGARDING WAREHOUSING AND
STORAGE USE IN CENTRAL BUSINESS DISTRICT

Mr. West addressed the Council and outlined his present operation in the Farmington store and the problems he is faced with in his desire to upgrade the merchandise sold and make the store a profitable operation. There was considerable discussion by Council regarding the warehousing operation in the store and the parking of large trailers in the parking lot.

5-78-201

Motion by Bennett, supported by Yoder, that we charge Mr. West to come back to the next regular Council meeting with a specific recommendation for Council's consideration in light of the discussion heard from Council at this meeting and Council will act upon the recommendation at that time. Motion carried, 4 ayes, 1 nay (Tupper).

TABLED REQUEST FOR SIGN VARIANCE
AA ARMSTRONG LOCK & SAFE CO., INC.

Mr. Armstrong returned to Council with a revised plan for his sign. He will now require a variance of 33 ft. as his new sign would be 8 ft. x 10 ft., or 80 sq. ft. The ordinance allows for 47 sq. ft.

5-78-202

Motion by Bennett, supported by Hartsock, to grant a variance to the AA Armstrong Lock & Safe Co., Inc., to allow Mr. Armstrong to install an 8 x 10 ft. sign on the side of the building at 32619 Grand River Avenue. Motion carried, all ayes.

TABLED REQUEST FOR SIGN VARIANCE
BENNER'S STANDARD SERVICE

Mr. Ron Benner has received notice from the Building Department regarding the removal of a large semi-trailer parked on his service station property at 22420 Farmington Road. Mr. Benner is requesting authorization to continue the use of this trailer to store tires. He also has a sign painted on the side of this trailer which is in violation of the city's sign ordinance.

5-78-203

Motion by Hartsock, supported by Yoder, to grant a temporary variance for a period of three months to allow the continued use of the trailer for storage with sign, and to contact the Standard Oil Company with reference to the need for additional storage space at this location. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
SENIOR CITIZEN WEEK

Mrs. Joan Crane, Secretary, Farmington Area Commission on Aging, advises that during the week of May 20-27, 1978 special events will be conducted at the Senior Center. The events include an Annual Arts and Crafts Show, as well as a presentation by a Legal Aid Counselor. She is requesting the week of May 20-27, 1978 be designated as Senior Citizen Week in Farmington.

5-78-204

Motion by Bennett, supported by Buckler, to issue a proclamation designating May 20-27, 1978 as Senior Citizen Week in the City of Farmington. Motion carried, all ayes.

RESOLUTION FROM THE CITY OF NORTHVILLE
REGARDING SENATE BILL 1065

The City of Northville are asking Council's support of their resolution supporting Senate Bill 1065 which would expand the jurisdiction of a City Violation Bureau to permit it to accept payment of fines in connection with littering, refuse storage and handling, noxious weeds, trailer storage and snow and ice control violations.

5-78-205

Motion by Yoder, supported by Hartsock, to support Senate Bill 1065 and to so advise our Senator in Lansing. Motion carried, all ayes.

May 15, 1978

LETTER FROM OAKLAND COUNTY EXECUTIVE
DANIEL T. MURPHY, RE INCREASED SEWAGE
DISPOSAL RATES EVERGREEN-FARMINGTON SYSTEM

The City has been informed that effective June 1, 1978 the City of Farmington's sewer rate for the Evergreen-Farmington District will be increased 36¢ per 1,000 cubic feet of metered sewage flow. The new rate will be \$2.58 per 1,000 cu. ft. of sewage. It is apparent that Oakland County has passed through the new sewer charge that will be instituted by the City of Detroit effective June 1.

REQUEST TO CLOSE MOORE STREET
FOR RESIDENT'S BLOCK PARTY

5-78-206

Motion by Yoder, supported by Bennett, to grant permission to close Moore Street on June 17, 1978 from 4:30 p.m. to midnight, to accommodate a resident's block party. Motion carried, all ayes.

REQUEST FOR TEMPORARY SIGN
FARMINGTON RACQUET CLUB

5-78-207

Motion by Hartsock, supported by Bennett, to grant permission to the Farmington Racquet Club, 22777 Farmington Road, to display a temporary sign from May 20, 1978 through August 15, 1978 on the front of their building to advertise the summer tennis camp. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED INCREASE IN WATER & SEWER RATES

As a result of a study of the city's water rates by the auditors, Plante & Moran, they have recommended that the city's minimum quarterly water bill be reduced from \$5.60 to \$5.35 for the first 6,000 gallons, and that a charge of 56¢ be made for each additional 1,000 gallons or fraction thereof. They further recommend that the sewer rate would be 125% of the proposed water rate, or \$6.6875 for the minimum bill. The 125% applied to the basic 56¢ for water would produce a sewer rate of 70¢ for each 1,000 gallons or fraction thereof over the base rate. The proposed rate would result in a 7% increase in a minimum bill and a 13% increase in the rate of consumption greater than 6,000 gallons. Mr. Ken Kunkle of Plante & Moran was present to elaborate on this study.

5-78-208

Motion by Bennett, supported by Hartsock, to accept the report from Plante & Moran and to introduce Ordinance No. C-430-78 amending the water and sewage disposal service rates. Motion carried, all ayes.

AUTHORIZATION TO FILE GRANT AMENDMENT
EPA STEP I FACILITIES PLANNING GRANT

The City Engineer has reviewed with the Department of Natural Resources, the additional requirements for the completion of our Step I Facilities Planning Grant (Sewer Separation Project). As part of the facilities plan, the city will be required to

COUNCIL PROCEEDINGS -5-

May 15, 1978

complete additional metering of our sewer system as well as analyze, by testing, the impact of our system on the Upper Branch of the Rouge River. Under current regulations, the City Engineer is not allowed to provide the necessary metering service, nor do the engineers have the necessary qualifications to analyze the impact of the city's sewer system on the Upper Branch of the Rouge River.

The City Engineers have investigated various firms qualified to monitor and evaluate the impact of our combined sewer system on the Upper Branch of the Rouge River. The Environmental Research Group, Inc. of Ann Arbor, Michigan have submitted a proposal estimating the cost of the metering to be \$15,000.00 and the storm event analysis on the stream to be \$5,000.00. There are sufficient funds within the current grant to cover the storm event analysis on the stream. It will be necessary as part of the grant to request an additional \$15,000 to cover the cost of the metering service for the infiltration and inflow survey.

5-78-209

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager to submit a Grant Amendment to the Environmental Protection Agency (EPA) and the Michigan Department of Natural Resources (DNR) for Step I Facilities Planning Grant in the amount of \$25,500.00.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

5-78-210

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to submit with the Grant Amendment to the Environmental Protection Agency (EPA) and the Michigan Department of Natural Resources (DNR) for the Step I Facilities Planning Grant, a proposed contract with Environmental Research Group, Inc. to provide metering service for the infiltration and inflow survey of the city's combined sewer system at an estimated cost of \$15,000.00.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

5-78-211

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

May 15, 1978

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to waive the bid process as being in the best interest of the City and authorizes the City Manager to enter into a contract with the Environmental Research Group, Inc., to provide storm event water quality monitoring to evaluate the impact of the city's combined sewer overflows on the Upper Branch of the Rouge River in an amount not to exceed \$5,000.00.

BE IT FURTHER RESOLVED that funds be provided for this contract from our current E.P.A. Grant.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

RENEWAL OF TAXICAB BOND PLATES

Mr. Vern Foster, owner of Yellow and Red Cab Company and Suburban Checker Cab, Inc. has requested renewal of bond plates for 1978.

5-78-212

Motion by Bennett, supported by Buckler, to authorize the renewal of six bond plates for the Yellow & Red Cab Company and six bond plates for the Suburban Checker Cab, Inc. for the year of 1978. Motion carried, all ayes.

RENEWAL OF GARBAGE AND RUBBISH DISPOSAL CONTRACT

City Manager Deadman has completed negotiations with the McCreedy Trucking, Inc., for a new three-year Rubbish Disposal Contract, which provides for a 6% increase in the first year for a total of \$77,625.00, a 5% increase the second year for a total of \$81,505.00 and a 5% increase in the third year for a total of \$85,575.00. There has been a change in the growth factor provision since we no longer anticipate this growth factor. If the city's growth is in excess of 2%, the city will review its payment schedule for possible adjustment.

The proposed contract also calls for the contractor to pick up all city receptacles at city owned buildings, in streets and parks as well as disposing of Christmas Trees. Under the terms of the contract, the city will continue to own the equipment and lease it to the McCreedy Trucking Company. The city reserves the right to make periodic inspections. The per stop cost under the new contract will be \$1.98 per month per residential stop the first year, \$2.08 the second year and \$2.19 the third year. Costs in other communities surrounding Farmington is somewhat higher.

Resolution 5-78-213

Motion by Bennett, supported by Hartsock, to waive the bid process as being in the best interest of the city and approve the new three-year negotiated Garbage and Rubbish Disposal

contract with McCreedy Trucking, Inc. and authorize the City Manager to sign the new contract.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

RETIREMENT OF DIRECTOR
OF PUBLIC SERVICES

David L. Jones, Director of Public Services, has advised that he will retire from the position of Director effective July 1, 1978. Mr. Jones indicates he has enjoyed his employment with the City and appreciates having served the people of this City through the Public Services Department.

Mr. Jones has served the city with dedication since 1970.

Mayor Tupper expressed regret that Mr. Jones was leaving but thanked him for his years of service and wished him success in his retirement.

5-78-214

Motion by Bennett, supported by Yoder, to receive and file the letter and report regarding the retirement of David L. Jones, Director of Public Services. Motion carried, all ayes.

BID RESULTS: SIGN SHEETING MATERIAL

The following bids were received on May 5, 1978 at 11:00 a.m. for sign sheeting material:

Sidal Aluminum Corporation	\$1,908.95
US Standard Sign Company	1,961.70
Paul Callender Co., Inc.	2,111.74
Minnesota Mining & Mfg.	2,249.50

The low bidder, Sidal Aluminum Corporation meets the city's specifications. The sheeting will provide enough material to construct 390 regulatory street signs. The sheeting is a 3M product, engineering grade, which meets all federal requirements under the sign program.

The city will be reimbursed 70% of the cost of this material by the Federal government grant at such time as the signs are installed by the Department of Public Services. We would anticipate that the signs will be installed over the next two years.

5-78-215

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

COUNCIL PROCEEDINGS -8-
May 15, 1978

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of Sidal Aluminum Corporation, 115 Progress Avenue, Springfield, Massachusetts, in the amount of \$1,908.95, for sign sheeting material, and

BE IT FURTHER RESOLVED that funds be provided from the Local and Major Street Funds and the Federal Sign Grant.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

AUTHORIZATION TO TRANSFER
GROUP LIFE INSURANCE PROGRAM

City Manager Deadman reported that the Farmington Insurance Company, represented by William Conroy, has recently received quotes from insurance companies for the Group Life Insurance Plan presently purchased through the Mutual Life Insurance Company of New York. He has received a quote from the Prudential Insurance Company at a substantial savings over our current rates.

Mr. Conroy also points out that the Mutual Life Insurance Company of New York no longer has a service office in the Detroit Metropolitan Area, whereas Prudential maintains a service office in the area.

5-78-216

Motion by Bennett, supported by Buckler, that the City Council authorize a transfer of the city's Group Life and Accidental Death & Dismemberment Insurance Plan from Mutual Life Insurance Company of New York to the Prudential Insurance Company. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Several residents of Lakeway Street, Mr. Bill Cameron, Mr. Jim Flood and Mr. James Sennish, spoke on behalf of other residents on Lakeway stating they had changed their minds regarding restricted parking on Lakeway from Shiawassee to Valley View and presented a petition signed by eleven families opposing any parking restrictions on Lakeway, as proposed by Ordinance C-429-78 at the last Council meeting.

Mr. William Van Wagnen commented that while he was in sympathy with residents on the north side of Slocum regarding the trailers parked in the Federal Department Store parking lot, he felt the Council should accept any reasonable plan offered by Mr. Steven West as he felt Mr. West was sincere in his efforts to bring about an improvement.

Mr. Bill Tarditi addressed the Council on behalf of his father, Mr. Mario Tarditi, 33130 Slocum, regarding a noise and disturbance problem caused by the Post Office night time operation.

COUNCIL PROCEEDINGS -9-
May 15, 1978

5-78-217

Motion by Bennett, supported by Yoder, to receive and file the Financial Report General Fund 10 months ended April 30, 1978 and the Financial Report 47th District Court 10 months ended April 30, 1978. Motion carried, all ayes.

5-78-218

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby directs that the Delinquent Special Assessment Payments and Unpaid Service Invoices as certified by the City Treasurer in the amount of \$7,891.21 be placed on the 1978 City Tax Roll, and

BE IT FURTHER RESOLVED that the attached list be made a part of this resolution.

AYES: Tupper, Bennett, Buckler, Hartsock, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 15, 1978.

5-78-219

Motion by Yoder, supported by Hartsock, to receive and file the Farmington Youth Assistance Quarterly Report. Motion carried, all ayes.

ORDINANCE NO. C-429-78
TRAFFIC CONTROL ORDER

5-78-220

Motion by Yoder, supported by Buckler, that no action be taken on Ordinance C-429-78. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

5-78-221


Motion by Bennett, supported by Buckler, to approve payment of the monthly bills as follows: General Fund \$12,845.49 and Water & Sewer Fund \$1,668.32. Motion carried.

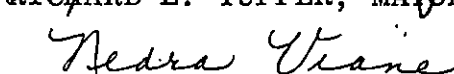
AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

Motion by Yoder, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:55 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, June 5, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in accordance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL:

PRESENT: Councilmen Bennett, Tupper, Yoder.
Councilman Buckler arrived at 8:05 pm
Councilman Hartsock arrived at 8:20 pm

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

6-78-222

Motion by Bennett, supported by Yoder, to approve the minutes of the Farmington City Council Special Meeting of May 11, 1978 and the Regular Meeting of May 15, 1978 as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

6-78-223

Motion by Bennett, supported by Yoder, to receive and/or file the minutes of the following Boards and Commissions:

Farmington Building Authority minutes of May 24, 1978

Farmington Area Commission on Aging minutes of April 25, 1978

Farmington Area Arts Commission minutes of May 9, 1978

Farmington Community Library minutes of May 4, 1978

Motion carried, all ayes. (Councilman Buckler arrived at this point)

PETITIONS AND COMMUNICATIONS

PETITIONS FROM HOMEOWNERS RE:

ADDITIONAL PUBLIC HEARINGS ON

MID-RISE ZONING AND SENIOR CITIZEN

HOUSING IN CENTRAL BUSINESS DISTRICT:

City Manager Deadman advised that Mr. William Dobbs of 23366 Liberty Street had filed petitions containing 95 signatures requesting that additional public hearings be scheduled for reviewing the city's Zoning Ordinance which allows midrise and senior citizen housing in the downtown area. Mr. Dobbs also submitted a personal letter questioning whether the community wants midrise or high rise zoning anywhere in the city or additional multi-family dwellings, as well as other questions pertaining to projects which rely on HUD financing. City Manager Deadman advised further that three public hearings had already been held when amendments to the zoning ordinance were proposed.

COUNCIL PROCEEDINGS -2-
June 5, 1978

Mayor Tupper pointed out that there are still public hearings to be held while reviewing the site plan of the Housing for the Elderly Project, one by the Planning Commission should they so desire and one by the City Council on the same proposal.

It was the consensus of the Council that sufficient hearings had been scheduled.

6-78-224

Motion by Bennett, supported by Buckler, to receive and file the petitions submitted by Mr. William Dobbs regarding additional public hearings for the purpose of reviewing the entire question of mid-rise or high-rise zoning as well as multi-family and/or senior citizen housing in the downtown area. Motion carried, all ayes.

PETITIONS SUPPORTING SENIOR CITIZEN
HOUSING ON OLD, JR. HIGH SCHOOL SITE

City Manager Deadman advised that petitions had been received from a group of Farmington citizens supporting the city's position in providing Senior Citizen Housing on the site of the old Junior High School. They understand that the project will not require the construction of low income family housing for any other group. After reviewing the proposed housing project, they have decided to support the proposal as they believe it is essential to the well-being of many of the community's senior citizens.

6-78-225

Motion by Yoder, supported by Bennett, to receive and file the petitions received from Farmington citizens supporting the city's position on providing Senior Citizen Housing on the site of the old Junior High School. Motion carried all ayes.

REQUEST FROM R. ALLEN PITCHER, ASST. ADM.
OAK HILL NURSING HOME RE SIDEWALK CONSTRUCTION

Mr. R. Allen Pitcher, Assistant Administrator of the Oak Hill Nursing Home is requesting that sidewalks be installed on the Gill Road side of the Quaker Cemetery. City Manager Deadman advised the Oak Hill Nursing Home does not have a sidewalk on Gill Road and that if a sidewalk were installed along the Quaker Cemetery it would end at the cemetery south property line. To be effective, the sidewalk should continue to the next intersection alongside the Oak Hill Nursing Home Annex. The cemetery has 1 ft. of frontage and the Nursing Home has 122 ft. of frontage. The approximate cost to the city for this sidewalk construction is \$900.00.

6-78-226

Motion by Bennett, supported by Buckler, to instruct the City Manager to contact the Oak Hill Nursing Home indicating the city's willingness to participate in this sidewalk construction if the Oak Hill Nursing Home is willing to participate in construction of sidewalk adjacent to their property. Motion carried, 3 ayes, 1 nay (Yoder), Hartsock absent.

REQUEST FROM FARMINGTON PLAZA
MERCHANTS ASSOCIATION TO HOLD
TENT SALE JUNE 26-JULY 1, 1978

6-78-227

Motion by Bennett, supported by Buckler, to grant permission to the Farmington Plaza Merchants Association to conduct a Tent Sale from June 26 to July 1, 1978 along the 20 ft. driveway in front of the stores. Motion carried, all ayes.

Councilman Hartsock arrived at this point.

REQUEST FOR PROCLAMATION
FARMINGTON FOUNDERS FESTIVAL WEEK

6-78-228

Motion by Yoder, supported by Bennett, to designate the week of July 23 through July 30, 1978 as FARMINGTON FOUNDERS FESTIVAL WEEK in the City of Farmington. Motion carried, all ayes.

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE
FOR DESIGNATION OF OFFICIAL VOTING
REPRESENTATIVE AT ANNUAL BUSINESS MEETING

6-78-229

Motion by Yoder, supported by Bennett, to designate Mayor Richard L. Tupper as the City of Farmington official representative at the Michigan Municipal League Annual Business Meeting in September and to designate Mayor Pro Tem Hartsock as an alternate. Motion carried, all ayes.

NOTICE REGARDING PROPOSED ACQUISITION
OF GLEN OAKS GOLF & COUNTRY CLUB BY
OAKLAND COUNTY PARKS AND RECREATION

The Oakland County Parks and Recreation have entered into an Agreement with the Moslem Temple, owners of the Glen Oaks Golf & Country Club to withdraw the real estate from the market for a 75-day period, in which to allow the Commission an opportunity to assess the value of the \$2.5 million, 139.5 acre Glen Oaks Complex. The complex includes an 18-hole golf course, clubhouse, dining and banquet facilities, plus additional acreage. Since the voters have provided a 1/4 mill tax levy to operate and develop an Oakland County Parks System, the Commission is studying the feasibility of adding this facility to the system. Most of the Oakland County recreational facilities are located in the northern portion of the County. Acquisition of this facility would provide a major facility in the southern portion of the County which comprises the majority of the County's population.

6-78-230

Motion by Bennett, supported by Hartsock, to advise the Oakland County Parks and Recreation of the City of Farmington's support for the acquisition of the Glen Oaks Golf & Country Club Complex as an additional facility in the Oakland County Parks System. Motion carried, all ayes.

FARMINGTON AREA ARTS COMMISSION
ARTIST IN RESIDENCE TRIBUTE

Mr. Herb Henry, Farmington representative on the Farmington Area Arts Commission has advised that Council members are invited to the third annual Artist in Residence Tribute on Sunday, June 11, 1978 from 2:30 p.m. to 4:00 p.m. at the Mercy Conference Center. The program will pay tribute to local artist Edee Joppich.

LETTERS FROM ROBERT F. CHRIST AND
HARRY WINGERTER, JR. REGARDING
WAREHOUSING IN CENTRAL BUSINESS DISTRICT

Mr. Christ and Mr. Wingerter are both opposed to the city allowing the continued warehousing operation at the local Federal's Department Store.

6-78-231

Motion by Hartsock, supported by Bennett, to receive and file the letters from Mr. Robert F. Christ and Mr. Harry Wingerter, Jr., Farmington businessmen, opposing warehousing in the Central Business District. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT, FEDERAL DEPARTMENT
STORE - ZONING COMPLIANCE

City Manager Deadman advised that he had been contacted by Mr. Steven West, Chairman of Federal's Department Stores, Inc. withdrawing his request to allow up to 49% of the Farmington store to be used for warehousing and storage. He now intends to attempt to lease a portion of this store to another retailer in an effort to make the Farmington operation profitable. He now requests 60 days to complete the necessary lease negotiations and transfer the warehoused and stored goods to another location. Mr. West has been asked to indicate these plans in a letter to City Council but at this date has not done so.

6-78-232

Motion by Bennett, supported by Buckler, to grant the Federal Department Store sixty (60) days in which to discontinue the warehousing operation and instruct the City Manager to enforce the ordinance if at the end of the sixty day period Federal's has not complied with the ordinance. Motion carried, all ayes.

BYLAWS - FARMINGTON BUILDING AUTHORITY

The Farmington Building Authority has adopted By-Laws pursuant to the provisions of Act 31, Public Acts of 1948, as amended. The By-Laws establish meeting dates, methods of conducting special meetings, number of members present to constitute a quorum and establish procedures for the conducting of the business of the Authority. These By-Laws will not take effect until approved by the City Council of the City of Farmington.

6-78-233

Motion by Yoder, supported by Hartsock, to adopt the following Resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts and approves the By-Laws as adopted by the Farmington Building Authority.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: JUNE 5, 1978.

NEDRA VIANE, CITY CLERK

WATER SYSTEM IMPROVEMENT
FUNDING ALTERNATIVES

City Manager Deadman advised that as part of the review process of the Engineering Study developed by the city engineers to improve the city's water distribution system, he had contacted the city's bonding counsel to analyze the various funding methods which could be used to finance this project.

Attorney Joel Piell of Miller, Canfield, Paddock and Stone has advised that the city may fund the project by the issuance of voted General Obligation bonds which will pledge for their payment a levy for an ad valorem tax, or the city may authorize the issuance of Revenue Bonds which are payable from the city's water system revenues.

City Manager Deadman outlined some advantages of funding with General Obligation Bonds which include:

1. Debt service levied is applied toward the local tax for the purpose of State and Federal Revenue Sharing.
2. Senior citizens would be able to receive credit for their taxes under the Michigan Tax Law up to an amount under \$1200.00.
3. Property taxes would count as a credit on all Michigan tax returns.
4. The property tax is an allowable itemized deduction for Federal income tax purposes. Therefore, the taxes levied to pay the General Obligation Debt would be deductible.
5. Generally, General Obligation Bonds carry a lower interest rate than Revenue Bonds since the faith and credit of the city is behind the debt.

General Obligation Bonds will require voter approval:

Revenue Bonds do not require an election as a condition precedent to their issuance. However, the procedure does afford an opportunity for the electorate to file a referendum petition. The city's water rates would have to be raised in an amount sufficient to pay for the system's operating and maintenance and to provide monies for the debt service. The debt service

June 5, 1978

monies must be in an amount sufficient not only to pay the principal and interest, but also provide funds for reserves. Attorney Piell advises that the net revenues should equal 140% of the debt service requirements.

6-78-234

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves the Water System Improvement as recommended by the engineers in the amount of \$1,016,500.00.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: JUNE 5, 1978.

NEDRA VIANE, CITY CLERK

6-78-235

Motion by Yoder, supported by Bennett, to adopt the following resolution:

WHEREAS, it is deemed desirable by this Council to acquire and construct certain water improvements for the City's Water Supply System;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. At the August Primary Election to be held in the City of Farmington the following proposition be placed on the ballot:

General Obligation Water Proposition

Shall the City of Farmington borrow the sum of not to exceed One Million (\$1,000,000.00) Dollars and issue its unlimited tax general obligation bonds therefor in the principal amount of not to exceed \$1,000,000.00 for the purpose of paying the cost of acquiring and constructing additions to the City's Water System consisting of water mains and controls, together with all attachments and appurtenances?

2. The City Clerk be and is hereby directed to place the proposition on the ballot and form of notices in accordance with applicable.

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: JUNE 5, 1978.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -7-
June 5, 1978

WORLDWIDE SUBDIVISION #1
EXTENSION OF PRELIMINARY PLAT APPROVAL

City Manager Deadman advised that the Developer of the Worldwide Subdivision #1 has experienced unforeseen delays and is requesting an extension of the preliminary plat approval as he has not been able to complete the platting requirements within the two year period as allowed by the State statute. Under the provisions of the Subdivision Control Act, an extension may be granted by Council.

6-78-236

Motion by Bennett, supported by Hartsock, to adopt the following Resolution:

BE IT RESOLVED that the Farmington City Council hereby grants a two-year extension of preliminary plat approval of the Worldwide Subdivision #1.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: June 5, 1978.

NEDRA VIANE, CITY CLERK

PROGRESS REPORT - FARMINGTON POST OFFICE

City Manager Deadman advised that Postmaster Harris has informed the city that the post office has authorized modifications of the loading dock on the east side of their building. They have constructed a canvas sound barrier to shield the unloading operation at the dock and have also provided for a hard rubber material to be placed on the loading dock and platforms to reduce the noise created by the mail carts being loaded from postal trucks.

The new post office on Twelve Mile Road in Farmington Hills is progressing on schedule and expects to be completed by July 10, 1980. Mr. Harris has assured us that they will attempt to do everything possible to reduce the amount of noise being created by their present operation.

Mayor Tupper requested that a copy of the agenda report and a copy of Postmaster Harris' letter be forwarded to Mr. Tarditi indicating that we have responded to his request.

TRANSFER SDM BEER AND WINE LICENSE

City Manager Deadman advised that the State Liquor Control Commission had received a request for the transfer of a SDM Beer and Wine License for the C & S Party Store, 32330 Grand River, from the present owners, William T. and Mirja M. Hoeft, to Samir Y. Qarana.

The Public Safety Department finds that Mr. Qarana meets all local statutory and ordinance requirements and recommends approval of this transfer.

June 5, 1978

Under the provisions of the rules of the Liquor Control Commission, the Council has no statutory requirement to give its approval for this license. Therefore, Council may either indicate approval or disapproval or take no action and leave the decision up to the Michigan Liquor Control Commission.

6-78-237

Motion by Bennett, supported by Hartssock, to receive the report of the City Manager regarding request for transfer of SDM Beer and Wine License for the C & S Party Store at 32330 Grand River, to Mr. Samir Y. Qarana. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mrs. Nancy Leonard, 33309 Shiawassee, inquired as to the progress of the improvements to the Shiawassee bridge at Farmington Road. City Manager Deadman advised that additional engineering problems had come up which would delay proceeding at this time.

Mr. William Van Wagnen asked if something could be done to more clearly mark the streets of the Kensington Manor Apartment complex, namely North and South Manor Street. David L. Jones, Director of Public Services will attend to this.

APPOINTMENTS TO BOARDS AND COMMISSIONS

City Manager Deadman submitted names of members of various boards and commissions whose terms were expiring in the month of June. He advised he had contacted each member and all had indicated they would be willing to serve additional terms if so appointed.

6-78-238

Motion by Bennett, supported by Yoder, to make the following appointments:

BEAUTIFICATION COMMITTEE: (2 Year Term expiring June, 1980)

Joan Barbrick, 33744 Schulte
DeDe Adams, 23812 Farmington Road
Carol Kurth, 21980 Tredwell, Farmington Hills
Richard Hatfield, 23614 Power Road
William Reed, 22719 Brookdale
William McNaughton, 3180 Watkins Lake Rd., Pontiac

PLANNING COMMISSION: (3 Year Term expiring June, 1981)

Peter Prokop, 20912 Larkspur
James Moore, 23147 Farmington Road

COUNCIL PROCEEDINGS -9-
June 5, 1978

BOARD OF ZONING APPEALS: (3 Year term expiring June, 1981)

Bayard Tupper, 23161 Farmington Road

FARMINGTON BUILDING AUTHORITY: (3 Year term expiring June, 1981)

Robert F. Deadman; City Manager

MOTION CARRIED. All Ayes.

FINANCIAL REPORT 47th DISTRICT COURT
11 Months ended May 31, 1978

6-78-239

Motion by Hartsock, supported by Yoder, to receive and file the Financial Report for the 47th District Court for the 11 Months ended May 31, 1978: Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

6-78-240

Motion by Bennett, supported by Yoder, to adopt the following ordinance:

ORDINANCE NO. C-430-78

AN ORDINANCE TO AMEND SECTION 2.93 AND 2.94 OF CHAPTER 20--
WATER & SEWER RATES, OF TITLE II OF THE CODE OF THE CITY OF
FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

2.93 Water Rates. The rates to be charged for water service shall be as follows:

First 6,000 gallons or less	\$5.35
Over 6,000 gallons	\$.56 per 1,000 gallons used

The Minimum Quarterly Water Charge
to each premises shall be \$5.35

Charges for water service to premises outside the City shall be fixed by the Council, but shall be not less than those charged for such service to premises within the City:

2.94 Sewage Disposal Service Rates. Charges for sewage disposal service to each premises within the City connected with the sewage disposal system, for each quarterly period shall be one hundred twenty-five per cent (125%) of the water charges to such premises for such period. Charges for sewage disposal service furnished to premises outside the City shall be fixed by the Council but shall be not less than those charged for such service to premises within the City.

COUNCIL PROCEEDINGS -10-
June 5, 1978

If the character of sewage from any manufacturing or industrial plant, or from any building or premises, is such that it imposes an unreasonable additional burden upon the sewage disposal system of the City or any other sewage disposal system through which it flows, then an additional charge shall be made over and above the regular rates, or it may be required that such sewage be treated by the person, firm or corporation responsible therefor before being emptied into any public drain or sewer, or the right to so empty said sewage may be denied, if necessary, for the protection of any such sewage disposal system or the public health or safety.

This ordinance was introduced at a regular meeting of the City Council on May 15, 1978, was adopted and enacted at the next regular meeting on June 5, 1978, and will become effective for all Water and Sewage billed after June 15, 1978.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.
NAYS: None

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

CLAIMS AND ACCOUNTS

6-78-241

Motion by Hartsock, supported by Bennett, to approve the monthly bills as submitted: General Fund \$7,074.47; Water & Sewer Fund \$3,806.17.

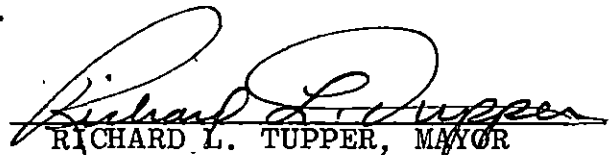
AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.
NAYS: None

MOTION CARRIED. All ayes.

ADJOURNMENT

Motion by Yoder, supported by Hartsock, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 9:10 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, June 19, 1978 in the Council Chambers, 23600 Liberty Street, Farmington Michigan. Notice of the meeting was posted in accordance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETING

6-78-242

Motion by Bennett, supported by Yoder, to approve the minutes of the previous meeting as presented. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

6-78-243

Motion by Hartsock, supported by Buckler, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of June 12, 1978.
Board of Zoning Appeals minutes of June 7, 1978
Farmington Historical Commission minutes of May 17, 1978
Farmington Board of Education minutes of May 16, 1978

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR SIGN VARIANCE
RANDALL SIGN COMPANY FOR
STANDARD STATION 22420 FARMINGTON RD.

6-78-244

Motion by Bennett, supported by Yoder, to grant a variance to the city's sign ordinance to allow a 5' 7" x 6' 6" additional sign at the Standard Service Station, 22420 Farmington Road, with the provision that the two non-conforming signs attached to the ground sign be removed. Motion carried, all ayes.

REQUEST TO CLOSE POWER ROAD BETWEEN
GRAND RIVER AND NINE MILE ROAD FOR
A RESIDENT'S BLOCK PARTY

6-78-245

Motion by Yoder, supported by Hartsock, to grant a permit for the closing of Power Road between Grand River and Nine Mile Road on Sunday June 25, 1978 from 3:00 P.M. to 9:00 P.M. for a Block Party. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
June 19, 1978

LETTER FROM MR. CHARLES TEICHNER
THE OLD WINERY, INC.

Mr. Teichner has advised that their company has begun demolition work on the Old Winery restaurant. The contract has been awarded to Spartan Engineering and they will continue to keep Council advised as to their progress.

RESOLUTION FROM CITY OF HAZEL PARK
SUPPORTING CONTINUATION OF CETA PROGRAMS

6-78-246

Motion by Bennett, supported by Yoder, to go on record as supporting the Hazel Park resolution asking for the continuation of existing C.E.T.A. Programs without major amendment and to adopt the following resolution:

WHEREAS, the Comprehensive Employment & Training Act of 1973 will expire at midnight September 30, 1978, and

WHEREAS, the Congress of the United States has proposed two bills, to wit; HR 12452 and S2570, to replace the Comprehensive Employment & Training Act of 1973 as of October 1, 1978, and

WHEREAS, the proposed bills, if enacted into law, would create a great hardship on the City of Farmington's C.E.T.A. Program, and

WHEREAS, the City specifically objects to the provisions set forth in these bills dealing with the "Special Conditions Applicable to Public Service Employment"; to wit:

1. The proposed revision barring a public service employee from working more than 78 weeks in a CETA funded program.
2. The proposed revision granting a currently funded public service employee with a mere 52 week grace period in which to obtain another Non-CETA funded position.
3. The proposed revision fixing a non-competitive salary for public service employees to a mere ten thousand dollars (\$10,000.00) per year and in conjunction with the above stated proposed change, the proposed amendment barring a participant from receiving wages from other sources outside of those provided by the CETA Program.

THEREFORE, BE IT RESOLVED, that the Farmington City Council does hereby record their opposition to these Bills as currently written and urge members of both Houses of the United States Congress to consider renewing the current Comprehensive & Training Act of 1973, in toto, for another five (5) years.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JUNE 19, 1978.

NEDRA VIANE, CITY CLERK

RESOLUTIONS FROM CITY OF SOUTHFIELD
AND CITY OF NORTHVILLE RE HB 4408

The City of Southfield and the City of Northville have adopted resolutions expressing opposition to HB 4408 as presently composed which would add a value tax on motor vehicles and they urge repeal of sections they believe unfair and unequal treatment of the citizens of Wayne, Oakland and Macomb counties.

6-78-247

Motion by Yoder, supported by Hartsock, to receive and file the resolutions regarding HB 4408 received from the City of Southfield and the City of Northville. Motion carried, all ayes.

RESOLUTION FROM CITY OF BERKLEY
RE TAXPAYERS' SUBSIDY OF PONTIAC SILVERDOME

The City of Berkley has adopted a resolution opposing the Taxpayers' Subsidy of the Pontiac Silverdome, as well as subsidizing the Superbowl Football Game at the Stadium.

6-78-248

Motion by Bennett, supported by Hartsock to receive and file the resolution from the City of Berkley regarding taxpayers' subsidy of the Pontiac Silverdome and the Superbowl Football Game at the Stadium. Motion carried, all ayes.

RESOLUTION FROM CITY OF N ORTHVILLE.
RE SENATE BILL 1422

The City of Northville has adopted a resolution in support of Senate Bill No. 1422 which would give cities, townships or villages the right to pass their own anti-pornography ordinance but have recommended that the Senate and House continue to work towards a uniform State anti-pornography statute.

6-78-249

Motion by Buckler, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby opposes SB 1422 but recommends that the State Legislature work towards a uniform anti-pornography statute; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to State Senator Daniel S. Cooper and State Representative Wilbur V. Brotherton and to the City of Northville.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JUNE 19, 1978.

NEDRA VIANE, CITY CLERK

LETTER FROM ROBERT F. YURK
REGARDING HEAVY TRUCK TRAFFIC
ON PROSPECT AND VALLEY VIEW

Mr. Robert F. Yurk, 32010 Valley View Drive, is concerned about the use of Prospect and Valley View Drive between Lakeway and Shiawassee by school busses and trucks, and the damage to the roadway caused by these vehicles.

City Manager Deadman advised that this street has been in a deteriorated condition for many years. It was intended to be part of the paving program but was rejected by local citizens on Valley View. The problems outlined by Mr. Yurk would not occur if there was a better road base.

Council would again be willing to go ahead with improvements if the residents were agreeable.

6-78-250

Motion by Yoder, supported by Hartsock, to instruct the City Manager to respond to Mr. Yurk's letter regarding heavy traffic and damage to Valley View and Prospect Streets between Shiawassee and Lakeway outlining the alternatives available for improving the roadway. Motion carried, all ayes.

REQUEST FOR VARIANCE TO
FENCE REQUIREMENTS FROM
ROBERT BURTON, 21105 LARKSPUR

6-78-251

Motion by Bennett, supported by Yoder, to grant a variance to Mr. Robert Burton, 21105 Larkspur, to allow installation of a privacy fence five feet in height extending beyond the rear building line. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AUTHORIZATION TO TEMPORARILY TRANSFER
FUNDS FROM GENERAL FUND TO BUILDING AUTHORITY

According to agreement between the Councils of Farmington and Farmington Hills, the Building Authority plans to begin construction of the 47th District Court at the Ten Mile Road site immediately. They propose to determine all of the costs to be incurred in the development of this facility prior to the sale of Building Authority Bonds. To provide interim financing, the City of Farmington Hills has authorized the transfer of General Funds from the City of Farmington Hills to the Farmington Building Authority. The Building Authority will be required to pay ordinary and regular interest on all monies borrowed from Farmington Hills.

City Manager Deadman recommended that a temporary transfer of General Fund monies to the Building Authority to be repaid at the time the bonds are sold be authorized by the City Council to allow some flexibility in not having to require loans from

COUNCIL PROCEEDINGS -5-
June 19, 1978

the City of Farmington Hills until such time as the expense requirement exceeds the city's reserve funds.

6-78-252

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Treasurer to transfer funds, as required, from the City's General Fund to the Farmington Building Authority Fund; such funds to be repaid when the Building Authority Bonds are sold.

BE IT FURTHER RESOLVED that funds loaned shall bear interest at a rate not to exceed the net interest cost on the bond issue or the prevailing market interest rate.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED June 19, 1978

PUBLIC SERVICES FACILITY
PROJECT - PAYMENT NO. 15

The Public Services Facility project architect and contractor have submitted construction estimates and final payment requests. The project has been completed in substantial compliance with the contract specifications and payment is recommended.

6-78-253

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment in the amount of \$20,517.00 to the K. Pemberton Construction Company, Inc., for work completed through May 31, 1978 on the Department of Public Services Facility, and

BE IT FURTHER RESOLVED that the funds be provided from the E.D.A. Project Account.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: June 19, 1978

FINAL PAYMENT DEMOLITION CONTRACT
STATE STREET PARKING LOT

The Viking Demolition Company has completed work in accordance with contract specifications for the removal of a residential building, a garage and driveway on the city's State Street Parking Lot and payment is recommended.

6-78-254

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes

COUNCIL PROCEEDINGS -6-
June 19, 1978

payment in the amount of \$2,365.00 to the Viking Demolition Company, Southfield, Michigan, in accordance with terms of the contract for the demolition and removal of residential building, garage and driveway on the City's State Street Parking Lot.

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund until 50% of the cost is reimbursed by the Farmington Community Library upon completion of the project.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: June 21, 1978.

FIRST CONSTRUCTION ESTIMATE
STATE STREET PARKING LOT

The contractor has begun work in the development of the State Street Parking Lot. The contractor, Best Asphalt, Inc. of Taylor, Michigan, has submitted a request for payment for work completed to date. Payment is recommended.

6-78-255

Motion by Buckler, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment in the amount of \$4,194.90 to Best Asphalt, Inc., Taylor, Michigan, for work completed to date on the city's State Street Parking Lot.

BE IT FURTHER RESOLVED that funds be provided from the 1977-78 General Fund until 50% of the cost is reimbursed by the Farmington Community Library on completion of the project.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED June 21, 1978.

RAISE IN SEWER RATES TO OAKLAND COUNTY

As a result of the recent sewer rate increase by the City of Detroit and Oakland County, it will be necessary for the City of Farmington to raise the rates to the areas serviced by the City within the City of Farmington Hills. This area has been divided into four sub-areas which are either receiving sewer services from the County or the City of Farmington. It is recommended that the rates be raised in each of the sub-areas by \$.36.

6-78-256

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby establishes the following wholesale sewer rates to Oakland County in accordance with Exhibit "C" which is hereby made a part of this resolution:

EXHIBIT "C" - SEWER SERVICE AREAS AND CHARGES:

	Wholesale Rate	Meter Reading	Method of Payment
AREA 1: City of Farmington Sewer	\$2.58 MCF	Individual Meters read by City	County to issue credit to City
Area 2: Oakland County Sewer	\$2.58 MCF	Individual Meters to be read by County	County to issue credit to City
AREA 3: City of Farmington Sewer	\$2.93 MCF	Individual Meters to be read by County	County to issue credit to City
AREA 4: Oakland County Sewer	\$2.58 MCF	Master Meter to be read by County	County to invoice City

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED: June 19, 1978.

(Exhibit "C" outlining above areas attached to minutes)

TWO-WAY TRAFFIC - THOMAS STREET
BETWEEN SCHOOL ST. AND WARNER ST.

The Director of Public Safety, Daniel A. Byrnes, is recommending two-way traffic on Thomas Street east of Warner Street. The Public Safety Department has reviewed the current traffic conditions on Thomas Street in front of the old Junior High School. As part of this review, they requested the State Highway Department to conduct a traffic signal survey at the intersection of Grand River and Warner Street. Based on a review by the State Highway Department, they do not propose to signalize this intersection as it does not meet uniform traffic warrants for signalization. Therefore, Director Byrnes proposes changing Thomas Street from one way only westbound to two-way traffic. Since the street is narrow, it is recommended that parking be prohibited on both sides of Thomas and School Streets and that a "Yield" sign be placed controlling eastbound Thomas at School Street.

6-78-257

Motion by Bennett, supported by Yoder, to introduce Ordinance C-431-78 regulating traffic on Thomas Street, and instruct the Public Safety Department and the City Clerk to contact the citizens for comment before adoption of the ordinance. Motion carried, all ayes.

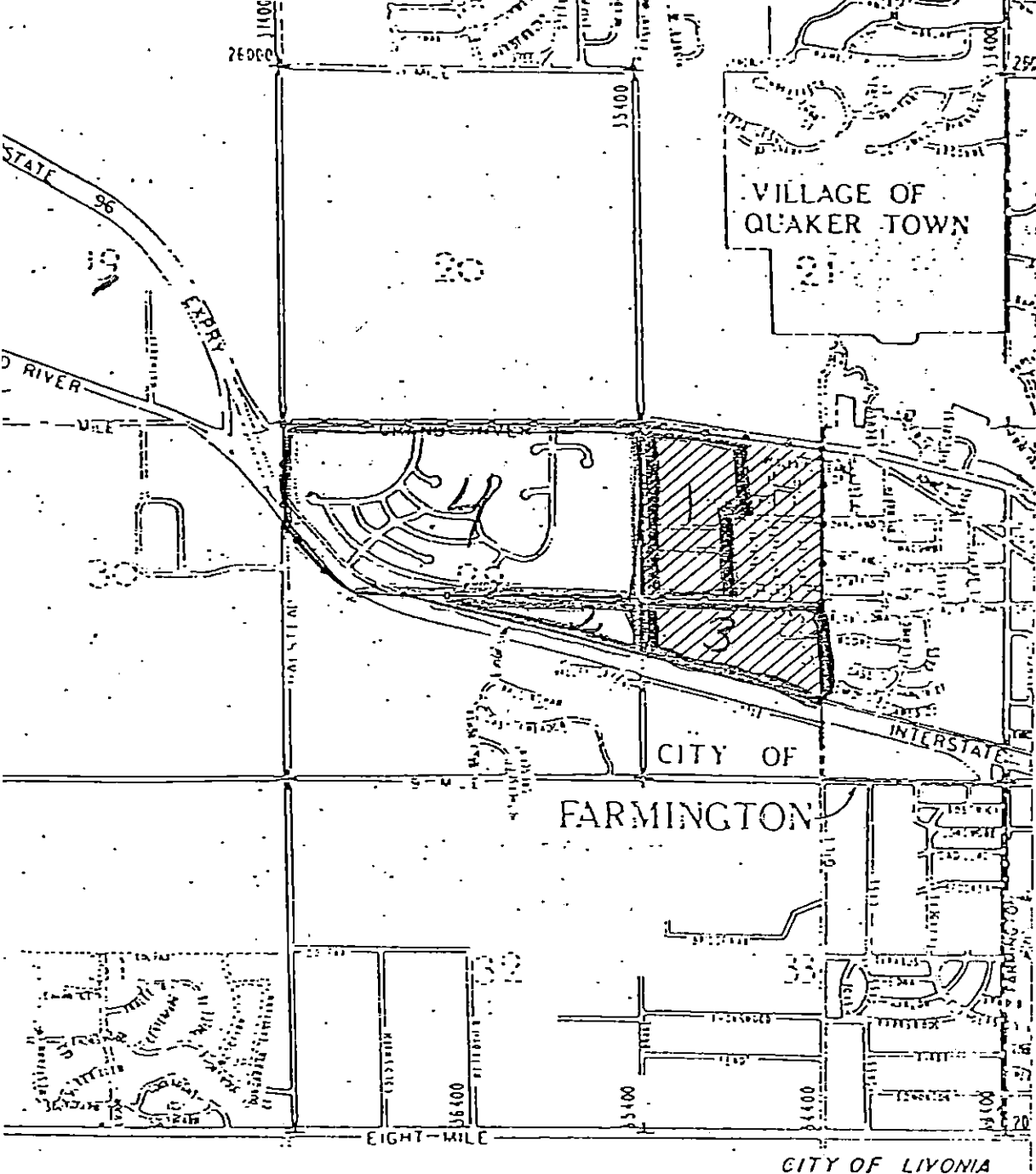


EXHIBIT "C"
SEWER SERVICE AREAS

SCALE
0 2000
FEET

KEY

- Boundaries of annexed area
- ▨ Area to discharge into City System
- Area to discharge into Tarabusi Industrial Arm

ment relative to Farmington Sewage Disposal System
is Tarabusi Industrial Arm and the Oakland County
r Supply System for Farmington Township - Industrial
on 1. 10-1-67

COUNCIL PROCEEDINGS -8-

June 19, 1978

AMENDMENT TO CITY MANAGER'S
AGREEMENT WITH CITY

As part of Council's budget review, salary schedules were adopted for the various employee classifications. As part of Council's review, it was agreed that the compensation for the City Manager should be increased. This will necessitate an amendment to the Agreement between the City and the City Manager.

6-78-258

Motion by Yoder, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby amends Paragraph 1 of the Agreement between the City and the City Manager to read that the City agrees to pay the Manager at a bi-weekly rate of \$1,307.69 (expressed as an annual rate of \$34,000.00 for budget purposes), as compensation for rendering services as the City Manager, or such other compensation thereafter as the parties may from time to time agree upon.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JUNE 19, 1978

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard, 33309 Shiawassee, asked about the striping being done on the street at the corner of Farmington Road and Shiawassee.

FINANCIAL REPORT GENERAL FUND
11-MONTHS ENDED MAY 31, 1978

6-78-259

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report General Fund for the 11 months ended May 31, 1978. Motion carried, all ayes.

Council members were urged to attend the Public Hearing on June 26, 1978 to be held by the Planning Commission to consider approval of the site plan for the housing for the elderly proposed by the Forest City Dillon Corporation. Councilman Bennett advised he would be unable to attend.

CLAIMS AND ACCOUNTS

6-78-260

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted for payment: General Fund \$11,425.94 and Water & Sewer Fund \$2,773.04. Motion carried.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

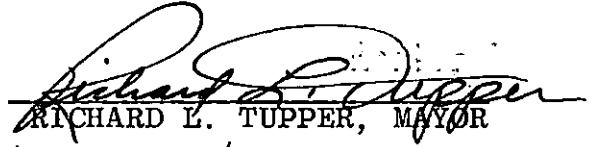
NAYS: None

COUNCIL PROCEEDINGS -9-
June 19, 1978

ADJOURNMENT

Motion by Yoder, supported by Hartsock, to adjourn the meeting.
Motion carried; all ayes.

The meeting was adjourned at 9:40 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, July 3, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in accordance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL:

PRESENT: Councilmen Buckler, Hartsock, Tupper and Yoder.

ABSENT: Councilman Bennett.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, City Attorney Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

7-78-261

Motion by Yoder, supported by Buckler, that the minutes of the Special Meetings of May 3rd and 10th, 1978 be approved as submitted. Motion carried, all ayes.

7-78-262

Motion by Yoder, supported by Hartsock, that the minutes of the previous meeting of June 19, 1978 be approved as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

7-78-263

Motion by Buckler, supported by Yoder, to receive and/or file the following minutes of other boards:

Planning Commission minutes of June 26, 1978;
Beautification Committee minutes of May 11 and June 8, 1978
Farmington Community Library minutes of June 8, 1978
Board of Education minutes of June 6, 1978.

Motion carried, all ayes.

PRESENTATION: BOYS STATE REPRESENTATIVE

Councilman Buckler introduced Luigi Milani, representative of Farmington at the American Legion Wolverine Boys' State Program in Lansing. Luigi Milani described the activities of the program in detail and thanked Council for offering this opportunity to better understand the workings of government.

PETITIONS AND COMMUNICATIONS

LETTER FROM MR. STEVEN WEST, CHAIRMAN OF THE BOARD, FEDERAL'S INC.

Mr. West has written thanking Council for their cooperation. He states he is personally sorry that Federal's are leaving Farmington, that he felt the community had been fair with them and

perhaps in the future there would be an opportunity to return. There was no action taken by Council with reference to this letter.

RESOLUTION FROM INTER-COUNTY
HIGHWAY COMMISSION REGARDING
STATE HWY DEPT. AND M-275 FREEWAY

The Inter-County Highway Commission has adopted a resolution recommending that the State Highway Commission reconsider previous M-275 decisions and approve the Freeway between I-96 and I-75 in Oakland County on the modified alignment of M-275.

City Manager Deadman pointed out to Council that the action taken by the State has directly affected local units of government that have planned for over 15 years and made decisions based on the construction of M-275 through their communities, and these communities continue to support the construction of M-275 as a freeway. The cancellation of this highway is contrary to a long established cooperative State-County-Local planning and zoning process in the communities along the M-275 corridor from Monroe to Flint, and as a result, seriously disrupts the local planning effort.

7-78-264

Motion by Yoder, supported by Hartsock, that the Farmington City Council support the position of the Inter-County Highway Commission and adopt the following resolution:

WHEREAS, the State Highway Commission has cancelled a State Trunkline along the M-275 corridor that materially impacts the Inter-County Highway Commission Master Right-of-Way Plan, and

WHEREAS, the cancellation is contrary to long established cooperative State-County-Local planning and zoning process in the communities in the M-275 corridor from Monroe to Flint and seriously disrupts the total local planning effort, and

WHEREAS, the following directly affected local units of government, City of Novi, City of Walled Lake, City of Wolverine Village, Commerce Township, White Lake Township, and Springfield Township, have planned for over 15 years and made decisions based on construction of M-275 through their communities, and further, that they continue to support construction of M-275 as a freeway, and

WHEREAS, a need exists to provide a high capacity and continuous north-south state trunkline through western Oakland County and the Detroit Metropolitan area to alleviate existing traffic problems and prevent serious future congestion, and

WHEREAS, a continuation of M-275 to the north is required to carry traffic around the Detroit Metropolitan area and prevent the overuse of the major roads in those counties and adjacent to Oakland by traffic seeking alternate routes, and

COUNCIL PROCEEDINGS -3-

July 3, 1978

WHEREAS, the alternatives presently being considered by the State Highway Commission to replace the M-275 freeway are less cost effective, more dangerous, more environmentally damaging, limited in speed and capacity, and more disruptive to existing and planned land uses, and

WHEREAS, a freeway can meet the goal of moving the traffic demand safely and efficiently in conformance with adopted local master plans, county road plans, and regional plans, while minimizing the impacts on our environment, and

WHEREAS, a freeway constructed on new alignment is less costly to the State and Local area residents as compared to improving only the local road system, and

WHEREAS, the cancellation of a State trunkline is in conflict with the adopted Inter-County Highway Commission Master Right-of-Way Plan and establishes a precedent that could be repeated in other locations,

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council supports the position of the Executive Committee of the Inter-County Highway Commission, comprised of Road Commissions from Wayne, Macomb, St. Clair, Monroe, Washtenaw, Livingston and Oakland Counties, and recommends the State Highway Commission reconsider previous M-275 decisions and approve the Freeway between I-96 and I-75 in Oakland County on the modified alignment of M-275.

AYES: Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: Bennett

RESOLUTION DECLARED ADOPTED: July 3, 1978.

NEDRA VIANE, CITY CLERK

REQUEST FOR OFFICE SPACE IN
CITY HALL FROM KEEP MICHIGAN BEAUTIFUL INC.

Mrs. John Richardson, Executive Director of Keep Michigan Beautiful, Inc. states she has recently learned the City of Farmington may have available space to lease at the City Hall when the District Court moves to their new facility early next spring. She states KMB, Inc. has been leasing office space for the past twelve years in Southfield and that they are presently seeking a new location. KMB is a non-profit, educational public service organization, established in 1962 by the Governor as a coordinating agency for beautification activities in the State of Michigan. They would need approximately 200-250 sq. ft. of space.

COUNCIL PROCEEDINGS -4-
July 3, 1978

7-78-265

Motion by Buckler, supported by Hartsock, to instruct the City Manager to investigate the possibilities of leasing approximately 200-250 sq. ft. of space in the Farmington City Hall to the Keep Michigan Beautiful, Inc., at such time as the 47th District Court moves to its new location.

LETTER FROM TIMOTHY DOYLE REGARDING
PUBLIC RELATIONS BOOTH DURING THE
FARMINGTON FOUNDERS FESTIVAL

The Farmington Founders Festival Committee intends to reserve booth space in the Downtown Center for the government of the City of Farmington. They are requesting Council members to appear at this booth to answer questions from the residents and would appreciate hearing from Council as to a preferred time and date.

7-78-266

Motion by Hartsock, supported by Yoder, to advise Mr. Timothy Doyle that the City Council members would be willing to appear in a public relations booth at the Farmington Founders Festival on Saturday, July 29, 1978 between 2:00 and 4:00 P.M. Motion carried, all ayes.

REQUEST FOR TEMPORARY PERMIT
FROM THE OAKLAND FARMERS MARKET

The Oakland Farmers Market have applied to the Planning Commission for authorization to conduct outdoor sales at their place of business at 31550 Grand River. They are requesting Council to grant a temporary permit to allow the use of four feet of their twelve foot sidewalk to display merchandise such as watermelons, charcoal, etc.

7-78-267

Motion by Yoder, supported by Hartsock, to deny the request for a temporary permit to conduct outdoor sales at 31550 Grand River, at the Oakland Farmers Market. Motion carried, all ayes.

PETITION FROM KELLY MC SHANE FOR
MINI PARK AT SHIAWASSEE AND LOCUST

7-78-268

Motion by Yoder, supported by Hartsock, to table the request for a mini-park at Shiawassee and Locust until the next meeting.

REQUEST FROM HITCHCOCK GALLERY OF HOMES, INC.
FOR SIGN VARIANCE-7, 33205 GRAND RIVER AVENUE

The Hitchcock Gallery of Homes, Inc. presently rents space in the Metropolitan National Bank of Farmington building. They are requesting permission to change an existing roof sign located on the roof of the bank building, proposing to install a 4' x 11' 4" sign on an existing 4' x 48' roof sign presently being used by the bank.

7-78-269

Motion by Hartsock, supported by Yoder, to grant a variance to the Hitchcock Gallery of Homes Realty, Inc. to continue the use of the non-conforming sign and to add to the sign a sign not to exceed 4' x 11' 4" on the existing 4' x 48' sign. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AUTHORIZATION TO ENTER INTO AMENDED
STATE TRAFFIC SIGN IMPROVEMENT CONTRACT

Since entering into a contract with the Department of State Highways and Transportation to upgrade the warning and regulatory signs through a Federal Grant Program, certain changes have been made in the types of signs which will be used, resulting in a reduction in the total estimated cost from \$20,348.63 to \$19,709.91. The local share has been reduced from \$6,104.59 to \$5,912.98. It will be necessary to enter into an amended contract to reflect this reduction.

7-78-270

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager and the City Clerk to enter into a contract with the Michigan State Highway Commission to upgrade the warning and regulatory signs on roads and streets throughout the City of Farmington in the amount of \$19,709.91 and that the City of Farmington's share is to be funded through the Local and Major Street Fund in the amount of \$5,912.98.

AYES: Buckler, Hartsock, Tupper, Yoder

NAYS: None

ABSENT: Bennett

RESOLUTION DECLARED ADOPTED: July 3, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO GRANT
PROJECT WITH CITY OF FARMINGTON HILLS
FOR SENIOR CITIZEN CHORE SERVICE AND
HOMEMAKER SERVICE

As a result of a proposal by the Farmington Area Commission on Aging to establish a Chore Service and Homemaker Service, the Farmington Hills Recreation Department conducted a study to determine the need for the service, how it could be implemented and the associated costs. It has been determined the services could be offered at a cost of \$25,155.00.

Federal Grants are available which, if approved, would pay up to 80% of the associated costs. The program could be divided into two distinct programs, the Homemaker Service and the Chore Service, with Federal Grants filed for each service program.

COUNCIL PROCEEDINGS -6-
July 3, 1978

Mr. Douglas Gaynor, Director of the Parks and Recreation Department has submitted an outline describing each program in some detail and the associated costs. It is estimated the City of Farmington's share of the local match would be approximately \$1,000.00.

7-78-271

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby allocates an expenditure not to exceed \$1,000.00 from the 1978-79 budget for the City of Farmington's share of the Homemaker Service and Chore Service Programs.

AYES: Hartsock, Tupper, Yoder, Buckler

NAYS: None

ABSENT: Bennett

RESOLUTION DECLARED ADOPTED JULY 3, 1978

PROGRESS REPORT - PROPOSED TWO WAY
TRAFFIC ON THOMAS STREET BETWEEN
WARNER AND SCHOOL STREETS

The Public Safety Department has contacted residents on Thomas Street regarding the proposed ordinance regulating traffic on Thomas Street which would allow two-way traffic between Warner and School Streets. The residents were somewhat differing in their opinions.

There was discussion regarding the proposal from the members of the Council and Mr. V. O. Bates, 33113 Thomas.

7-78-272

Motion by Yoder, supported by Hartsock, to table a decision on the adoption of Ordinance C-431-78 which would regulate traffic on Thomas Street. Motion carried, all ayes.

CONSIDERATION TO PURCHASE ADVERTISEMENT
IN 1978 CHAMBER OF COMMERCE STREET MAP

The Landmark Publishing Company, publishers of the current 1978 city map developed by the Chamber of Commerce, has contacted the city to determine if it wishes to purchase advertising space on the 1978 map. Councilmen present were not in favor of this.

7-78-273

Motion by Hartsock, supported by Buckler, to receive the City Manager's report regarding request to purchase advertising in the Chamber of Commerce 1978 Street Map. Motion carried, all ayes.

COUNCIL PROCEEDINGS -7-
July 3, 1978

PUBLIC HEARING SITE PLAN REVIEW
HOUSING FOR THE ELDERLY IN CBD

The Farmington Planning Commission at their meeting June 26, 1978 approved the site plan for a 153-unit elderly housing complex containing six stories on the site of the old Junior High School at Thomas and School Streets.

They have recommended to Council that approval be given for the building to exceed the 35 ft. height restriction in the CBD as provided for in the Zoning Ordinance as part of the site plan approval.

Under the provisions of the city's Zoning Ordinance, City Council shall hold a Public Hearing prior to approving the Site Plan for buildings in excess of 35 ft. in height. The maximum height that may be approved in the Central Business District is 55 ft. The proposed building is between 54 and 55 ft. in height.

7-78-274

Motion by Yoder, supported by Hartsock, to establish a Public Hearing at 8:00 P.M. Monday, August 7, 1978 for Site Plan Review of the Housing for the Elderly in the Central Business District. Motion carried, all ayes.

The Planning Commission will continue their review of the proposed landscaping for the Housing for the Elderly site.

MISCELLANEOUS

PUBLIC COMMENTS

Mrs. Nancy Leonard advised that the vacant house at 33335 Shiawassee needed attention. Mrs. Leonard had some questions about the Chore Program.

Mr. V. O. Bates commented on problems faced by many senior citizens, the traffic problems in the area of the proposed housing for the elderly and the safety of the building.

FINAL PLAT APPROVAL TALL PINES SUBDIVISION

Mr. Vigil Cornwell, developer of the Tall Pines Subdivision on Drake Road, south of Grand River, has requested final plat approval. City Manager Deadman advised that the necessary policies of Title Insurance, proposed restrictive covenants and plat prints have been submitted along with an irrevocable bank letter of credit running to the city for faithful performance and completion of all public improvements, inspections and contingencies. Water and sewer systems have been installed and the drainage and road systems are near completion.

7-78-275

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

COUNCIL PROCEEDINGS -8-
July 3, 1978

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Clerk to sign the final plat of the Tall Pines Subdivision on behalf of the City; said Subdivision being located in the NE 1/4 of Section 29, T1N, R9E, Farmington Twp. Oakland County, Michigan.

AYES: Buckler, Hartsock, Tupper, Yoder.
NAYS: None
ABSENT: Bennett
RESOLUTION DECLARED ADOPTED JULY 3, 1978

NEDRA VIANE, CITY CLERK

City Manager Deadman advised that the Allen Monument Company had completed their repair of the gravestones at the Oakwood Cemetery.

Councilman Buckler reported on the Sencog Meeting he had attended. He was appointed to the By-laws and Legal Committee for Sencog.

CLAIMS AND ACCOUNTS

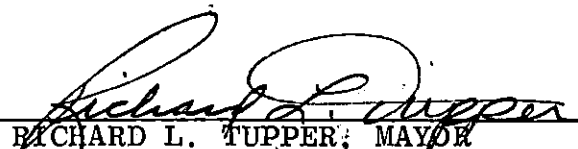
7-78-276

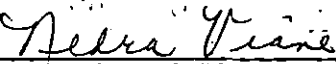
Motion by Yoder, supported by Hartsock, to approve the monthly bills for payment - General Fund \$25,598.95; Water & Sewer Fund \$15,793.80.

AYES: Tupper, Yoder, Buckler, Hartsock.
NAYS: None
ABSENT: Bennett
MOTION CARRIED.

Motion by Yoder, supported by Hartsock, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 9:55 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
SPECIAL MEETING

A Special Meeting of the Farmington City Council was held Monday, July 17, 1978, at 7:00 P.M. in the Farmington Municipal Building, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order by Mayor Richard L. Tupper at 7:00 P.M.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler,
Hartsock; Tupper, Yoder.

ABSENT: None

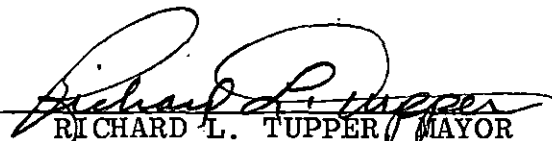
CITY OFFICIALS PRESENT: City Manager Deadman

City Council interviewed two (2) applicants for the position of Director of Public Services.

This is a City Manager appointment requiring concurrence by City Council.

No decision was reached at this meeting.

The meeting was adjourned at 8:15 P.M.


RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, July 17, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in accordance with Public Act 267 of 1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, City Attorney Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETING

Councilman Buckler corrected the minutes on page 6 regarding consideration of purchasing an advertisement in the 1978 Chamber of Commerce Street Map to state that Councilman Yoder was in favor of purchasing an ad.

7-78-277

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting of July 3, 1978 as corrected. Motion carried, all ayes.

PRESENTATION-AMERICAN LEGION GIRLS STATE REPRESENTATIVE

Lisa Frauenheim, reported to Council on her experiences and impressions of the American Legion Girls State Program. She thanked Council for giving her this opportunity to attend.

PRESENTATION OF FARMINGTON BEAUTIFICATION COMMITTEE SCRAPBOOK - JACKIE STEUER

Mrs. Jackie Steuer, Chairman of the Farmington Beautification Committee, presented Council with the Committee's Second Scrapbook. Both scrapbooks were made and donated by Mr. Walter Sundquist. Mrs. Steuer advised that the first scrapbook had won an award from the Keep Michigan Beautiful, Inc. and they were hopeful this second scrapbook would do as well.

Mayor Tupper accepted the scrapbook on behalf of the Council and asked that our appreciation be extended to Mr. Walter Sundquist.

MINUTES OF OTHER BOARDS

7-78-278

Motion by Buckler, supported by Yoder, to receive and/or file the following minutes of other boards:

Planning Commission minutes of July 10, 1978
Building Authority minutes of July 5, 1978
Board of Education minutes of June 20 and June 27, 1978
Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

TABLED PETITION FROM GLENVIEW
STREET RESIDENTS RE POSSIBLE
MINI-PARK AT LOCUST & SHIAWASSEE

At the last council meeting a request was made from Kelly McShane, 33808 Glenview, to establish a Mini-Park on city-owned property adjacent to the Oakwood Cemetery, at Locust and Shiawassee Streets. Mayor Tupper stated the Council had reviewed the various problems associated with such a proposal. He stated the property was committed for future use as a cemetery, that possibly within four or five years there would be a need for the site; Locust Drive is a private Drive and not a public street; parking would have to be provided; also that funds requested for the development of a park may be better spent for additional facilities in the two major parks which serve more residents of the community.

Comments were heard from Kelly McShane, Erin McShane, Lisa Zielinski, Claire McGlincy and Beth Kanack.

7-78-279

Motion by Yoder, supported by Hartsock, to table a decision on the development of a Mini-Park on city-owned property at Locust Drive and Shiawassee pending research as to the city's responsibility. Motion carried, all ayes.

REQUEST FOR FENCE VARIANCE
DEBORAH WILLIAMS, 22821 ORCHARD LAKE RD.

Ms. Deborah Williams, owner of a business at 22821 Orchard Lake Road has requested permission to install a split rail fence in the front setback of her property and also permission to fly company banners on the existing flagpoles in front of the building. Under the existing fence ordinance, this request would require a variance to install the fence. The ordinance also prohibits the flying of banners and pennants for any period exceeding 30 days in a six month period, except as otherwise permitted by City Council.

7-78-280

Motion by Yoder, supported by Bennett, to grant a variance to allow the installation of a split rail fence in the front setback of 22821 Orchard Lake Road on the south side of the property until such time as the fence falls into a state of disrepair. Motion carried, all ayes.

7-78-281

Motion by Bennett, supported by Hartsock, to grant a special exception permit for the use of a company banner on one of the three flagpoles in front of 22821 Orchard Lake Road, with the use of a U. S. Flag and a Michigan Flag on the other two poles. Motion carried, all ayes.

July 17, 1978

REQUEST FOR PROCLAMATION
NATIONAL CLOWN WEEK

Mr. Ric Testasecca, better known as "Scribbles the Clown" has requested Council to proclaim the week of August 1 through August 7, 1978 as National Clown Week in the City of Farmington, honoring the Clowns of America for their active work in hospitals, parades, with retarded and handicapped children, and their dedication to the bolstering of spirits of others.

7-78-282

Motion by Yoder, supported by Bennett, to proclaim the week of August 1-7, 1978 as National Clown Week in the City of Farmington. Motion carried, all ayes.

AUTHORIZATION TO SIGN CONTRACT WITH
FARMINGTON BUILDING AUTHORITY -
47TH DISTRICT COURT FACILITY

City Manager Deadman advised that the city's bonding attorneys, Miller, Canfield, Paddock and Stone, have prepared the necessary resolution and contracts for the issuance of Building Authority Bonds. The proceeds from the bonds will be used to construct a court facility for the 47th District Court. The contracts pledge full faith and credit of the city towards the debt service of the Building Authority Bonds. In this way, the Cities of Farmington and Farmington Hills may receive the benefit of the lower interest rate which generally is associated with General Obligation Bonds.

It is proposed that the Building Authority issue \$625,000.00 in Building Authority Bonds - \$600,000 will be used for construction and purchase of the property and \$25,000 will be used to pay the interest payment due in April of 1979. The bonds run for a period of 15 years, with the principal maturing in October of each year.

7-78-283

Motion by Bennett, supported by Councilman Hartsock, to adopt the following resolution:

WHEREAS, there exists in and for the City of Farmington, Oakland County, (the "City") an imperative need to acquire a building and related improvements and appurtenances, as hereinafter in the attached Full Faith and Credit General Obligation Contract of Lease (the "Contract") more particularly set forth, to house the District Court facilities; and

WHEREAS, preliminary plans and estimates of cost of said facilities have been prepared by John A. Allen, Architect of Farmington, Michigan, (the "Architect") which said plans and estimates of cost have been reviewed by this Council; and

COUNCIL PROCEEDINGS -4-
July 17, 1978

WHEREAS, this Council has determined, and does hereby reaffirm, that it is necessary for the public health, safety and welfare of the City to acquire said facilities for the use of the City in accordance with said plans and estimates of costs; and

WHEREAS, Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, provides through the procedures of building authority financing a means for the acquisition, construction and financing of such facilities; and

WHEREAS, the City, in accordance with the provisions of said Act 31, as amended, has previously adopted Articles of Incorporation and has established the Farmington Building Authority (the "Authority"), with full powers to acquire and construction such facilities; and

WHEREAS, this Council determines it to be in the best interest of the City to acquire and finance said facilities through the Authority in accordance with the provisions of said Act 31, as amended; and

WHEREAS, a Contract between the City and the Authority providing for the acquisition, construction and financing of said facilities and such matters as are deemed necessary thereto has been prepared.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council of the City hereby determines it to be necessary for the public health, safety and welfare of the City to acquire the facilities as set forth in the Contract attached to this resolution for the use of the City.
2. This Council deems it to be in the best interest of the City to finance the cost of such facilities through the Authority in accordance with the provisions of the aforesaid Act 31, as amended.
3. This Council hereby approves the preliminary plans and estimates of cost of said facilities as prepared by the Architect.
4. This Council hereby approves the Contract for the acquisition, construction and financing of said facilities; as hereto attached.
5. The Notice of Intention of Entering into Contract of Lease as hereto attached shall be published in the Farmington Observer Newspaper, of Farmington, Michigan, promptly upon adoption of this resolution, said Notice to appear as a display advertisement at least one-quarter (1/4) page in size.
6. The Mayor and City Clerk of the City are authorized to execute immediately and deliver to the Authority the Contract approved by this resolution. The Contract shall become effective

upon the expiration of forty-five (45) days following the date of publication of the aforesaid Notice, unless, under the provisions of Section 8(b) of said Act 31, as amended, the effectiveness of the Contract is stayed by reason of the filing of a petition for referendum thereon and the resultant necessity of prior approval thereof by the qualified electors of the City. The City Council does hereby determine that the designated newspaper is the newspaper circulating in the City which reaches the largest number of persons to whom the aforesaid Notice is directed and that publication of the aforesaid Notice in the designated newspaper represents the most practical and feasible means of informing the taxpayers and electors of the City of the aforesaid project and the financing thereof. A copy of the Contract shall be placed on file in the office of the City Clerk and shall be available for public examination.

7. The City Council of the City does hereby ratify and confirm its covenant in the aforesaid Contract to levy ad valorem taxes against all taxable property in the City to the extent necessary to meet the full faith and credit general obligations of the City thereunder in the event revenues from other sources are insufficient for any reason whatsoever. Any such taxes levied to pay the Cash Rental under said Contract shall, if necessary, be without limitation as to rate or amount and in addition to any other taxes which the City may be authorized to levy.

8. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution and the same hereby are rescinded.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

(Full Faith and Credit General Obligation Contract of Lease and Notice of Intention of Entering into Tax-Supported Contract of Lease and of Right to Petition for Referendum Thereon is attached at the end of these minutes)

AUTHORIZATION TO PRINT AND MAIL
INFORMATIONAL BULLETIN TO RESIDENTS
ON LOCAL WATER IMPROVEMENT QUESTION

City Manager Deadman advised that his office had prepared a draft of a proposed informational letter to be sent to each city resident, in an effort to inform local voters of the details of the proposed water system improvements that would be funded through the sale of \$1 million in General Obligation Bonds. The estimated cost of such a mailing would be \$770.00.

COUNCIL PROCEEDINGS -6-
July 17, 1978

7-78-284

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the expenditure of \$770.00 from the Water & Sewer Funds to distribute information about the local Water System Improvement Bond Issue that will be before the voters in the August 8th Primary Election.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO A
CONTRACT WITH THE OAKLAND COUNTY
ROAD COMMISSION FOR ROAD IMPROVEMENTS

The Oakland County Board of Commissioners authorized \$1 million towards road improvement projects. We submitted three projects for County consideration: 1. Improvement of the right turn approach lane on Orchard Lake at Shiawassee; 2. Resurfacing of Ten Mile Road between Power Road and Orchard Lake; and 3. Intersection improvement at the Grand River/Nine Mile Road/Orchard Lake Road intersection.

The first two of the proposed projects have been approved by the Oakland County Road Commission. The third project was deemed too costly for the current program. The estimated total cost of the first two projects and our local share are as follows:

<u>Location</u>	<u>Type of Work</u>	<u>Cost</u>	<u>Local Share</u>
Orchard Lake/Shiawassee	Approach Lane Improvement	\$10,000	\$ 3,333
10-Mi/Orchard Lake to Power Road	Overlay	22,200	3,700*
TOTAL:		\$32,200	\$7,033

*Local Share, shared with the City of Farmington Hills (50% each)

7-78-285

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the transfer of \$7,033.00 from the 1978-79 Contingency Fund to the Major Roads portion of the Highway Funds; and

COUNCIL PROCEEDINGS -7-
July 17, 1978

BE IT FURTHER RESOLVED THAT the City Manager and the City Clerk be authorized to enter into a contract with the Board of County Road Commissioners of the County of Oakland to complete work as outlined below at an estimated cost of \$32,000, with the city's share to be \$7,033.00:

	<u>Cost</u>	<u>Local Share</u>
Approach Lane Improvement Orchard Lake & Shiawassee	\$10,000	\$3,333
Overlay Ten Mile Road Orchard Lake Rd. to Power Rd.	\$22,200	\$3,700*
TOTAL:	\$32,200	\$7,033

*Local Share, shared with Farmington Hills at 50% each

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler
NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978

NEDRA VIANE, CITY CLERK

1978-79: CITY LIABILITY, FLEET
AND COMPREHENSIVE INSURANCE PACKAGE

City Manager Deadman submitted an insurance quote developed by Gerald C. Grace, owner of Grace Insurance Agency, covering the city's liability, fleet, worker's compensation and bond insurance at an estimated premium of \$81,177.65. Mr. Grace has notified the city that the current insurance company providing Police Liability coverage has raised its rates from \$200.00 to \$300.00 per officer for \$100,000.00 of liability insurance. He is currently investigating the possibility of purchasing Police Liability insurance through another company which would provide additional coverage at a reduced rate.

7-78-286

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager to purchase Liability, Fleet, Workmen's Compensation, In-Land Marine and Bond insurance from the Citizens Insurance Company of America at an estimated premium of \$81,177.65; and

BE IT FURTHER RESOLVED THAT the decision to purchase Police Liability Insurance be delayed until the meeting of August 7, 1978.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.
NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

BIDS-CONCRETE FLOOR SWEEPER/SCRUBBER

The following bids were received on July 6, 1978 at 11:00 A.M. for One (1) Heavy Duty Concrete Floor Sweeper/Scrubber:

TENNANT COMPANY PO Box 1452 Minneapolis, Minn 55440	\$3,827.00
OLIVER SUPPLY CO. 150 S. Telegraph Rd. Pontiac Mi 48056	4,281.45
CLARKLIFT OF DETROIT, INC. (Late Bid) 2045 Austin Street Troy Mi 48084	5,412.00

In reviewing the bids, the Tennant Company has bid a single unit which sweeps and scrubs. The other two bidders bid separate units for each operation. The unit offered by the Tennant Company meets city specifications.

7-78-287

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bid of the Tennant Company, P.O. Box 1452, Minneapolis, Minnesota 55440; for the purchase of One (1) Combination Sweeper/Scrubber, Model 42HD, at a bid price of \$3,827.00; and

BE IT FURTHER RESOLVED THAT the funds be provided 50% from the General Fund and 50% from the Water & Sewer Fund.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.
NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

STATE FUNDING-SNOW EMERGENCY 1978

City Manager Deadman advised that the Governor has approved the implementation of Section 19 of Act 390, P.A. 1976, for the snowstorm of this past January. This action makes it possible for local political subdivisions that qualify under this Act to receive up to \$20,000.00 in cost reimbursement as a result of the snowstorm. The Governor's action is still contingent upon the Legislature appropriating an amount to cover the anticipated cost of the Grant. The Emergency Services Division of the Michigan State Police will be accepting applications for reimbursement from local communities July 24 through August 2, 1978. Local communities are required to adopt a resolution certifying that the Local Emergency Preparedness Plan was implemented in a timely manner at the beginning of the disaster, and that the Plan was implemented because of a snow emergency with a brief estimate of the damage

COUNCIL PROCEEDINGS -9-
July 17, 1978

sustained, and that the local disaster efforts were exhausted. It will also be necessary for local governing bodies to appoint an agent to act on behalf of the local political subdivision in the administration of the application.

7-78-288

Motion by Buckler, supported by Bennett, to adopt the following resolution:

WHEREAS, the City of Farmington, Michigan, is a political subdivision within the State of Michigan with an official Emergency Preparedness Plan in compliance with Section 19 of the Emergency Preparedness Act, Act 390, Public Acts of 1976;

WHEREAS, the City of Farmington sustained severe losses of major proportions brought on by the snow storm, resulting in the following conditions: Blocked Roads;

WHEREAS, the Farmington City Council certifies that the City of Farmington Emergency Preparedness Plan was implemented at the onset of the disaster at 6:00 AM 1-26-78 and all applicable disaster relief forces identified therein were exhausted;

WHEREAS, as a direct result of the disaster, public damage and expenditures were extraordinary and place an unreasonably great financial burden on the City of Farmington totaling \$9,984.93.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council requests the Governor authorize a grant to the City of Farmington from the State Disaster Contingency Fund pursuant to Section 19, Act 390, Public Acts of 1976;

FURTHERMORE, that Robert F. Deadman is authorized to execute for and in behalf of the City of Farmington the application for financial assistance and to provide to the State any information required for that purpose.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

Director Byrnes advised Council of the new program "Vial for Life" being offered to residents of the community.

Councilman Buckler stated he had received a report from Mr. O. Herbert Henry regarding the Farmington Area Arts Commission Artists in Resident Tribute program.

COUNCIL PROCEEDINGS -10-
July 17, 1978

APPOINTMENT FARMINGTON AREA ARTS COMMISSION

7-78-289

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby appoints Mr. Olar Henry to serve another term on the Farmington Area Arts Commission as representative of the City of Farmington, term to be for three years expiring August 16, 1981.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

FINANCIAL REPORT - 47th DISTRICT COURT

7-78-290

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report of the 47th District Court for the year ended December 31, 1978. Motion carried, all ayes.

Councilman Buckler stated he had attended a meeting with the Farmington Area Advisory Council. He asked Council's opinion as to the number of reports they would like to receive from the FAAC. Council agreed that two reports per year would be acceptable.

Councilman Hartsock advised the cul-de-sac on Cass Court was badly in need of improvement as it had deteriorated beyond usual maintenance and suggested that Council initiate resolutions for this street improvement.

7-78-291

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

RESOLUTION NO. 1

WHEREAS, the City Council deems it necessary in order to protect the public health, safety and welfare, to acquire and construct street improvements consisting of 7" Deep Strength Asphalt paving on the cul-de-sac portion of Cass Court;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager is hereby directed and ordered to be prepared plans and specifications for said improvements and a detailed estimate of the cost thereof.
2. The City Manager is directed to file the same, together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at Large; and the lands which should be

July 17, 1978

included in the Special Assessment District, and his findings as to the necessity of the improvement and the life thereof; with the City Clerk.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

7-78-292

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

RESOLUTION NO. 2

WHEREAS, the City Council has directed and ordered the City Manager to cause to be prepared plans and specifications and estimates of cost and other information concerning street improvement on the cul-de-sac portion of Cass Court; and

WHEREAS, the City Manager has caused the same to be prepared and has filed the same with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and specifications and estimate of cost and the recommendations and findings of the City Manager shall be filed with the City Clerk and shall be available for public examination.
2. The City Council deems it necessary to acquire and construct 7" Deep Strength Asphalt paving on the cul-de-sac portion of Cass Court.
3. The City Council determines that \$8,000.00 of the cost thereof shall be defrayed by special assessment against the property benefitted thereby and the balance of the cost shall be paid by the City, and determines that the assessments shall be made on a front foot basis.
4. The following described lots and parcels of land shall make the special assessment district:
23-28-403-016; 23-28-403-017;
23-28-403-022; 23-28-403-023; 23-28-402-024.
5. The City Council shall hold a Public Hearing on September 5, 1978 at 8:00 P.M. at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by the said proposed improvements may be heard.
6. The City Clerk shall cause notice of said hearing to be published in the Farmington Observer, Farmington, Michigan,

COUNCIL PROCEEDINGS -12-
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at least once not less than ten (10) full days before the date of said hearing and shall cause notice of said hearing to be mailed by first class mail not less than ten (10) full days prior to the date of hearing, to each owner of property subject to assessment.

7. Said notice so published and mailed shall be in substantially the following form:

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvements consisting of 7" Deep Strength Asphalt paving on the cul-de-sac portion of Cass Court.

The City Council further proposes to specially assess a part or all of the cost of said improvements against the following described lots and parcels of land:

23-28-403-016; 23-28-403-017;

23-28-403-022; 23-28-403-023; 23-28-402-024.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvement, and the same, together with the City Manager's recommendations and findings concerning said improvement, are on file with the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Council Chambers in the City Hall on Tuesday, September 5, 1978; at 8:00 P.M. o'clock, for the purpose of hearing all persons affected by said street improvement.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 17, 1978.

NEDRA VIANE, CITY CLERK

There was some discussion regarding the tax reform issues proposed for the November election.

CLAIMS AND ACCOUNTS

7-78-293

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$41,564.39; Water & Sewer Fund \$3,570.23. Motion carried.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

Motion by Yoder, supported by Bennett to adjourn. Motion carried, all ayes. Meeting adjourned at 9:30 PM.

Richard L. Tupper, Mayor

Nedra Viane

NEDRA VIANE, CITY CLERK

FULL FAITH AND CREDIT GENERAL OBLIGATION
CONTRACT OF LEASE

MADE AND EXECUTED this ____ day of _____, 1978,
by and between the FARMINGTON BUILDING AUTHORITY, a public corporation organized and existing under the authority of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended (the "AUTHORITY"), and the CITY OF FARMINGTON, a Michigan municipal corporation organized and existing under the Constitution and laws of the State of Michigan (the "CITY");

W I T N E S S E T H :

WHEREAS, the AUTHORITY has been incorporated under and in pursuance of the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended (the "Act"), for the purpose of acquiring, furnishing, equipping, owning, improving, enlarging, operating and maintaining a building or buildings, automobile parking lots or structures, recreational facilities and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for use for any legitimate public purpose of the CITY; and

WHEREAS, the CITY desires to acquire the use of a new building and site for the CITY District Court facilities and for general CITY purposes, together with site improvements, parking areas, equipment and furnishings therefor, and related appurtenances, as described in plans prepared by John A. Allen, Architect of Farmington, Michigan (which new building, site, site improvements, parking areas, equipment, furnishings and related appurtenances are herein sometimes called "Project"), and the AUTHORITY is willing to acquire the Project and lease the same to the CITY; and

WHEREAS, the site upon which said Project will be constructed is a certain parcel of land in the CITY described as follows:

A parcel of land being a part of the N.W. 1/4 of Section 27, T.1N., R.9E., City of Farmington, Oakland County, Michigan, described as follows:

Commencing at the north 1/4 corner of Section 27, T.1N., R.9E., City of Farmington, Oakland County, Michigan, and proceeding thence S 89° 52' 02" W 886.53 feet and S 05° 58' 12" W 60.34 feet to the point of beginning, proceeding thence S 05° 58' 12" W 414.84 feet; thence N 84° 19' 53" W 379.78 feet; thence N 00° 19' 14" E 374.11 feet; thence N 89° 52' 02" E 418.98 feet to the point of beginning and containing 3.629 acres of land more or less.

unencumbered fee simple title to which is presently held by the CITY and will be acquired by the AUTHORITY pursuant to this Full Faith and Credit General Obligation Contract of Lease (the "Contract"); and

WHEREAS, the acquisition of the Project by the AUTHORITY for use by the CITY is necessary for the public health, safety and welfare of the CITY, and the use of the AUTHORITY to accomplish such acquisition represents the most practical means to that end at the lowest cost to the CITY; and

WHEREAS, the total cost of the Project is estimated to be in the sum of Six Hundred Twenty-Five Thousand Dollars (\$625,000), which will include the architects' fees, legal and financing costs and contingencies; and

WHEREAS, the CITY and the AUTHORITY have determined that the cost of said Project should be paid by the authorization and issuance of bonds (the "Bonds") by the AUTHORITY in anticipation of the full faith and credit general obligation contractual commitments of the CITY under this Contract, pursuant to the provisions of the Act, in the principal amount of Six Hundred Twenty-Five Thousand Dollars (\$625,000); and

WHEREAS, as a prerequisite to the authorization and issuance of said Bonds, it is necessary for the parties hereto to enter into this Contract whereby the AUTHORITY will lease the Project to the CITY and the CITY will hire the same from the AUTHORITY for a period extending beyond the last maturity date of said Bonds, but not to exceed a period of fifty (50) years; and

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

WHEREAS, this Contract has been executed by the CITY pursuant to resolution of the City Council of the CITY adopted on _____, 1978, and notice thereof has been or will shortly be published in a newspaper of general circulation in the CITY and this Contract shall become effective after forty-five (45) days have elapsed following such publication, if no petition for referendum on the effectiveness of this Contract has been filed with the City Clerk of the CITY;

IT IS, THEREFORE, AGREED BY AND BETWEEN THE PARTIES HERETO, for and in consideration of the agreement and covenants of each other and moneys to be paid out to the other, as follows:

1. (a) The CITY will, at or prior to delivery of the Bonds, convey and transfer to the AUTHORITY unencumbered fee simple title to the parcel of land described in the preamble hereto, together with all improvements thereon, for use by the AUTHORITY solely as a site for the Project. Such conveyance shall be made in a form and manner approved by the City Attorney.

(b) The AUTHORITY will, on or before October 1, 1978, but in no event prior to sale of the Bonds, enter into a final contract or contracts for the acquisition and construction of said Project (except for equipment and furnishings therefor) and shall further cause the Project to be acquired and constructed promptly in accordance with plans prepared by the aforesaid Architect, to be submitted by the AUTHORITY to the CITY and approved by the CITY, said Project to be available for the use of th CITY on or before July 1, 1979.

2. In consideration of the rentals and other terms and conditions herein specified, the AUTHORITY does hereby let and lease the Project to the CITY and the CITY does hereby let and lease the Project from the AUTHORITY, TO HAVE AND TO HOLD for a term commencing on the date possession of the Project is to be delivered hereunder pursuant to Section 14 hereof and ending on a day fifty (50) years from the date hereof, or such lesser period as may be authorized by the provisions of this Contract.

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

3. The CITY hereby covenants and agrees to pay to the AUTHORITY cash rental for the use of the Project (hereinafter referred to as "Cash Rental" or "Cash Rentals") in amounts based upon the AUTHORITY'S debt service requirements on the Bonds, as hereinafter set forth.

Said bonds will be issued with principal maturities on October 1st of each year as follows:

\$25,000	1979 through 1983, inclusive;
\$30,000	1984 and 1985;
\$40,000	1986;
\$50,000	1987 through 1993, inclusive.

The CITY will pay to the AUTHORITY, commencing on September 1, 1979, and annually on September 1st of each year thereafter so long as Bonds are outstanding, Cash Rentals in an amount corresponding to the principal amount of Bonds maturing on the next succeeding October 1st.

The CITY acknowledges also that the Bonds will be issued at a maximum interest rate of not to exceed seven percent (7%) per annum, and that so long as Bonds remain outstanding, such interest will accrue on the outstanding principal balance semiannually. Therefore, the CITY further covenants and agrees to pay to the AUTHORITY, as a part of Cash Rentals, commencing on September 1, 1979, and annually on September 1st of each year thereafter so long as Bonds are outstanding, such additional sums as shall be necessary to pay interest due on the Bonds prior to the next succeeding Cash Rental payment date. Interest on the bonds due April 1, 1979 shall be paid from bond proceeds.

It is understood and agreed by the parties hereto that the CITY'S minimum Cash Rental obligation hereunder shall be the annual payment of such amounts as shall equal debt service requirements on the Bonds falling due prior to the next Cash Rental payment date. However, the CITY shall retain the unrestricted right and privilege to prepay at any time whatever amounts of Cash Rentals it may choose in order to fully or partially retire the Bonds and any interest then due thereon or in order to provide for such retirement at a specified future date. The total aggregate obligation of the CITY hereunder for Cash Rentals shall at any given point in time be equal to the sum of the Cash Rentals yet

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

to be paid to retire principal of the Bonds, plus interest accrued thereon since the last Cash Rental payment at the rate borne by the Bonds. The CITY warrants and represents that the amount of its obligations under this Contract, when taken together with other indebtedness of the CITY, will not cause its obligations under this Contract to exceed any constitutional, statutory or charter debt limitation applicable to the CITY.

The AUTHORITY shall, within thirty (30) days after the delivery of the Bonds, furnish the CITY with a complete schedule of maturities of principal and interest thereon, and the AUTHORITY shall also, at least thirty (30) days prior to September 1st of each year, advise the CITY, in writing, of the exact amount of Cash Rental due on said date, and the CITY shall pay such amount on the September 1st rental date.

4. The CITY, at its own expense during the term of this Contract, shall operate, maintain and keep in repair the Project, and the total expense in connection therewith shall be borne and paid by the CITY in addition to all other rentals herein required. Operation and maintenance shall include any and all costs and expenses of operation and maintenance and such costs and expenses of repairs and maintenance as are necessary to keep the Project in good repair and working order, and shall include, but not to the exclusion of any other items not herein specified, lighting, heating, snow and debris removal, painting and such other repair and maintenance items as are necessary to provide for efficient operation of the Project, and to keep the same in good repair and working order, such attendants and janitorial service as may be necessary, as well as proper insurance coverage. Further the CITY shall pay, as part of the operation and maintenance expense, upon written notification by the AUTHORITY, and within thirty (30) days after receipt thereof, such amounts as shall be required to meet all reasonable administrative costs and operating expenses of the AUTHORITY, including paying agent fees, Bond registration fees and any other costs or expenses of the AUTHORITY, incidental to

5. It is understood and agreed by and between the parties hereto that the Bonds will be issued by the AUTHORITY in anticipation of the CITY'S contractual Cash Rental obligation, as stated in Section 3 hereof. The CITY, pursuant to authorization of Section 8a of the Act, hereby recognizes and affirms that its contractual obligations expressed in Sections 3 and 4 hereof are full faith and credit general obligations of the CITY.

The CITY expressly and irrevocably pledges its full faith and credit for the prompt and timely payment of the Cash Rentals pledged for Bond payments as expressed in Section 3 of this Contract, and shall each year, commencing with the year 1979, levy an ad valorem tax on all the taxable property in the CITY in an amount which, taking into consideration estimated delinquencies in tax collections, will be necessary and fully sufficient to pay such Cash Rentals under and pursuant to this Contract. Such annual levy, by virtue of the provisions of said Act and Section 6, Article IX of the Michigan Constitution of 1963, shall be without limitation as to rate or amount and shall be in addition to any other taxes which the CITY is authorized to levy, but not in an amount or at a rate exceeding that necessary to pay such Cash Rentals, such levy being for the purpose of providing funds to meet the contractual obligations of the CITY in anticipation of which the Bonds are issued. Nothing herein contained shall be construed to prevent the CITY from using any, or any combination of, the means and methods provided in Section 8a of said Act for the purpose of providing funds to meet its obligations under this Contract, and if at the time of making any annual tax levy there shall be other funds on hand earmarked and set aside for the payment of the contractual obligations due prior to the next tax collection period, then such annual tax levy may be reduced by such amount.

6. The CITY will include in its budget for the fiscal year commencing in 1979, and shall include in its budget for each fiscal year thereafter, an amount sufficient to pay the total obligations under this Contract coming due in each such fiscal year. Annually before finalization of its budget for the next ensuing fiscal year the CITY shall prepare and transmit to the AUTHORITY a statement of the moneys to be included in said budget for payment of all costs of

the Project. The AUTHORITY shall have the right to communicate directly with the CITY regarding any items in said budget relative to the Project which might be disputed, and, in any event, the budget shall be reasonably adequate to cover all obligations of the CITY herein contained in this Contract.

7. The CITY may at any time pay in advance any of the obligations required to be paid by this Contract, in which event the AUTHORITY shall credit the CITY with advance payment on future-due payments to the extent of such advance payment. The CITY may also specify by written request that any Cash Rentals paid in advance of the requirements set out in Section 3 hereof be used to purchase or call Bonds for redemption prior to maturity, either currently or at some future date, in which event the AUTHORITY shall be obligated to apply and use said advance payments for such purpose to the fullest extent possible.

8. The CITY may install in the Project such equipment or fixtures as it may desire, but shall not make any permanent alterations to the Project without the written consent of the AUTHORITY.

9. The CITY covenants and agrees that it will not permit the use of the Project in any manner that will result in a violation of local, state or federal laws, rules or regulations now or hereafter in force and applicable thereto and shall keep the AUTHORITY and the members of its Commission harmless and indemnified at all times against any loss, cost, damage or expenses by any accident, loss, casualty or damage resulting to any person or property through any use, misuse, or nonuse of said Project, or by reason of any act or thing done or not done on, in or about said Project or in relation thereto. The CITY further covenants and agrees that it will promptly, and at its own expense, make and pay for any and all changes and alterations in or about the Project which during the term of this Contract may be required to be made at any time by reason of local, state or federal laws and to save the AUTHORITY harmless and free from all cost or damage in respect thereto.

10. To carry out the acquisition and improvement of the Project and the financing thereof in accordance with the provisions of said Act, the following actions shall be taken by the AUTHORITY:

(a) The Authority will immediately upon the execution of this Contract enact the necessary resolution or ordinance to authorize the issuance of the Bonds in anticipation of the Cash Rentals to be paid by the CITY hereunder. The AUTHORITY will offer for sale and take such other necessary legal procedures as may be necessary to sell said Bonds as soon as (i) this Contract becomes effective, (ii) final construction bids have been received (said bids to be held for final acceptance pending sale of said Bonds), and (iii) all other steps required to be taken prior to sale of the Bonds have been accomplished.

(b) The AUTHORITY will immediately upon the sale of the Bonds, but prior to the delivery thereof, enter into and execute contracts for the acquisition of the Project in accordance with the plans and specifications therefor prepared and approved by the AUTHORITY and the CITY. No changes in said plans and specifications shall be made by the AUTHORITY without the consent of the CITY. Said contracts shall specify a completion date of not later than July 1, 1979. The AUTHORITY shall not execute any contract in connection with the acquisition of said Project until the same has been approved by the City Council.

(c) The AUTHORITY will require and secure from any contractor undertaking any work to be performed on the said Project necessary and proper bonds to guarantee the performance of said contract and labor and material bonds in such amounts and in such forms as may be approved by the City Attorney.

(d) The AUTHORITY will immediately upon receipt of the proceeds of sale of the Bonds comply with all requirements provided for in the ordinance or resolution relative to the disposition and use of such proceeds.

(e) The AUTHORITY may invest any bond proceeds or other funds held by it as permitted by law and investment income shall accrue to and follow the fund producing such income.

11. In the event that it should be determined that for any reason there are not sufficient funds to complete the acquisition of the Project, or if repair, replacement or alteration of the Project should be required to make the Project usable for its originally intended purpose, and additional funds become necessary therefor, it is agreed by the parties hereto that this Contract may be supplemented or amended to provide for the issuance of additional bonds by the AUTHORITY to provide sufficient funds to complete, repair, replace or alter the Project and also to increase the Cash Rental by an amount fully sufficient to pay all principal of and interest on the Bonds herein referred to and such additional bonds when due.

In the event such determination of insufficient funds should be made after the letting of contracts for construction of the Project, but before completion thereof, the AUTHORITY shall be authorized, on its own motion, to issue such additional bonds as may be necessary to provide sufficient funds to complete the Project or to make necessary repairs, replacements or alterations therein, and the Cash Rental to be paid by the CITY shall automatically be increased by an amount fully sufficient to pay all principal of and interest on the Bonds herein referred to and such additional bonds when due. In the event any additional bonds are issued, the duties and obligations of the AUTHORITY and the CITY as expressed and set forth in this Contract shall be applicable to such additional bonds as well as the Bonds herein referred to, it being at all times fully recognized and agreed that the Cash Rentals to be paid by the CITY, as specified in Section 3 of this Contract, shall be based upon the total amount of bonds issued to pay the costs of the Project. Any such additional bonds shall mature serially on October 1st and the Cash Rental coming due on the September 1st preceding said October 1st, as shown in Section 3, shall be increased by the principal amount of such additional bonds maturing on said October 1st, plus the additional interest payable thereon on said October 1st and the succeeding April 1st. All of the provisions of this Contract shall be applicable to said increased amounts. Immediately upon the issuance of such additional bonds, the AUTHORITY shall furnish and supply the CITY documentation specifying the new schedule of Bond

payments and Cash Rentals, increased as herein authorized, which shall be substituted and take the place of the schedules herein specified. In the event additional bonds are issued, all references herein to the Bonds shall be deemed to include such additional bonds.

In lieu of the issuance of additional bonds, the AUTHORITY and the CITY may enter into any other mutually agreeable arrangement to meet increased costs or bring such costs within the amount of funds available for construction of the Project.

12. In the event, by reason of favorable construction bids received, or for any other reason, it is not necessary to issue the Bonds in the full amount presently anticipated, the AUTHORITY shall be authorized, after consultation with the CITY, to reduce the amount of Bonds to such lesser principal amount as may be necessary to pay the cost of the Project and also to reduce the Cash Rental of the CITY so that the payment due on September 1st of each year shall be sufficient to pay the principal of and interest on the Bonds maturing prior to the next succeeding September 1st Cash Rental payment. All the provisions of this Contract shall be applicable to said reduced amounts the same as though such Bonds and Cash Rentals were originally in said reduced amounts. In such event, the AUTHORITY shall furnish and supply to the CITY documentation specifying the new schedule of Bond Payments and Cash Rentals, reduced as herein authorized, which shall be substituted and take the place of the schedules herein specified.

13. After completion of the Project and payment of all costs thereof, any unexpended balance remaining from the proceeds of sale of Bonds shall be used by the AUTHORITY, upon request made by resolution of the CITY and with the approval of the Michigan Municipal Finance Commission, for improvements or enlargement of the Project or for any other projects of the AUTHORITY leased to the CITY. Any balance remaining after such use shall be applied to debt service requirements of the Bonds next coming due and the CITY shall receive a credit against the next due Cash Rentals to the extent of such application.

14. The AUTHORITY shall deliver possession of the Project to the CITY simultaneously with conveyance thereof by the CITY to the AUTHORITY, as provided in Section 1(a) hereof. The Project shall be completed not later than July 1, 1979, but in the event that for any reason whatsoever the Project is not completed by that date, the obligation of the CITY for the payment of the Cash Rentals and other costs of the Project and the performance of its other commitments under this Contract shall in any event remain in full force and effect in order to provide for the payment of principal of and interest on the Bonds and other costs in connection therewith.

15. The CITY shall provide (a) liability insurance to the extent necessary to protect the AUTHORITY and the CITY against loss on account of damage or injury to persons or property imposed by reason of the ownership of the Project or resulting from any act of omission or commission on the part of the AUTHORITY or the CITY their agents, officers and employees, in connection with the operation, maintenance or repair of said Project or the furnishing of any service to the CITY; (b) casualty insurance against such risks and in such amounts as are usually carried on projects of similar size and nature; and (c) funds to pay the premium on a sufficient fidelity bond from any person handling the funds of the AUTHORITY.

16. Any funds received by the AUTHORITY or the CITY from any insurance policies, or otherwise, because of casualty or damage to the Project shall be used promptly to restore the Project to a condition satisfactory to the CITY. If such funds are not sufficient to so restore the Project, the CITY may provide sufficient additional funds therefor in such amounts as the CITY and the AUTHORITY may agree upon, or the CITY and the AUTHORITY may agree to issue additional bonds for such restoration, in which event the provisions of Section 11 hereof with respect to additional bonds and increase Cash Rentals shall apply. If in the judgment of the AUTHORITY, concurred in by the CITY, the funds received from any insurance policies, or otherwise, by the AUTHORITY or the CITY shall be insufficient to restore the Project to a condition satisfactory to the CITY and if

additional CITY funds are not made available or additional bonds are not authorized to make proper restoration, then, in that case, the AUTHORITY shall hold and/or invest the funds paid to it by reason of such loss for the benefit of the holders of the Bonds, and when upon receipt of sufficient Cash Rentals from the CITY which, together with the proceeds of the insurance and other available funds, will be sufficient to pay the principal and interest upon the Bonds, said moneys shall be deposited by the AUTHORITY, in trust, for the benefit of the bondholders and used to pay the principal and interest on said Bonds as they mature or as said Bonds become callable.

17. The leasehold rights, duties and obligations of the CITY as specified in this Contract shall not be assigned nor sublet, in whole or in part, during the term of this Contract or while any of the bonds are outstanding and unpaid, except to the extent that such assignment or sublease benefits and serves a legitimate public purpose of the CITY, in which event the CITY shall be authorized to assign this Contract or sublet the Project, or any part thereof, but only to the extent and in the manner that the CITY could assign or sublet if it were the owner of the Project. In no event shall any assignment or subletting relieve the CITY of its primary obligation to pay the Cash Rentals and operation and maintenance costs of the Project hereunder or perform any of its other obligations hereunder.

18. The CITY shall have, and is hereby granted, the right to require the AUTHORITY to release from the terms and restrictions hereof any unimproved part of the site for the Project, or any interest therein, at any time and from time to time while the CITY is not in default hereunder, without cost to the CITY, provided that the CITY furnishes the AUTHORITY with:

(a) A notice, in writing, containing an adequate legal description of that portion of the site with respect to which such right is to be exercised, together with a survey thereof and;

(b) A certificate signed by an engineer or architect stating (i) that no part of the improvements constituting the Project (other than landscaping, roads, walkways, sewer, water, gas, electric and communication lines and other utilities, and the like, which shall be specified in such certificate) is located on the portion of the site with

respect to which such right is exercised, and (ii) that the severance of such portion of the site from the Project will not impair the operating unity or materially alter the character of the Project.

From and after the consummation of any release effected by the CITY pursuant to the provisions of this section, any reference herein to the Project shall be deemed to refer to the real property described herein, less and except any portion or interest therein released to the CITY under this section and any part theretofore released to the CITY under this section. No release effected by the CITY under the provisions of this section shall entitle the CITY to any abatement or diminution of the Cash Rentals or other obligations payable hereunder.

19. The AUTHORITY, its agents, servants or employees, shall have the right at all times of entering upon the Project for the purpose of acquiring, constructing and inspecting the same pursuant to its commitments hereunder and determining whether all of the terms, agreements, covenants and conditions herein contained are being complied with.

20. The CITY covenants and agrees that it will continue to pay to the AUTHORITY, in accordance with the terms of this Contract, the Cash Rentals and the operation and maintenance costs of the Project at the times and in the manner herein established without reduction or abatement for any cause or reason whatsoever, including, but not limited to, casualty which results in the Project being untenable or the failure to have the Project restored under Section 16 hereof, and without right of setoff or recoupment, until the principal of and interest on all Bonds are paid in full or adequate funds are available and held in trust for the benefit of the holders of the Bonds for that purpose.

21. The CITY covenants and agrees that if before the Bonds have been retired default shall at any time be made by the CITY in payments of the Cash Rentals or operation and maintenance costs as herein required or in the performance of any of its obligations hereunder, the AUTHORITY shall have the right to use all the remedies provided by law to correct said default, including those specifically set forth in the Act and the ordinance or resolution to be enacted

by the AUTHORITY providing for the issuance of the Bonds. In the event of any such default, the holder or holders of the Bonds may, to the extent permitted by law, exercise and enforce the rights of the AUTHORITY hereunder.

22. The AUTHORITY and the CITY each recognize that the Bonds are to be issued in anticipation of the Cash Rentals to be paid by the CITY hereunder and that the holders from time to time of the Bonds will have contractual rights in this Contract, and it is, therefore, covenanted and agreed by each of them that so long as any of said Bonds shall remain outstanding and unpaid the provisions of this Contract shall not be subject to any alteration or revision which would in any manner unfavorably affect either the security of the Bonds or the prompt payment of principal or interest thereon. The AUTHORITY and the CITY further covenant and agree that they will each comply with their respective duties and obligations under the terms of this Contract promptly at the times and in the manner herein set forth and will not suffer to be done any act which would in any way impair the said Bonds, the security therefor, or the prompt payment of principal and interest thereon. The CITY may, in writing, waive strict compliance by the AUTHORITY with the dates set out herein for the entering into of final construction contracts and for completion of the Project, and such dates may be altered upon mutual agreement by the parties hereto.

23. Any notice necessary or proper to be given to any of the parties hereto may be served in the following manner:

(a) If to the AUTHORITY, by delivering the same to any member of the Commission thereof,

(b) If to the CITY, by delivering the same to the City Clerk or her deputy.

24. This Contract shall terminate on the payment in full of all principal of and interest on all of the Bonds. When the Bonds have been retired and the Contract terminated, the AUTHORITY shall convey the Project to the CITY, without consideration, by quit claim deed and appropriate bills of sale in such form and manner as may be approved by the City Attorney. Upon termination of this Contract in the manner set forth above, the AUTHORITY shall promptly pay over

to the CITY any and all funds held by it pertaining to the aforesaid Bonds or in any other manner relating to the Project.

25. The AUTHORITY covenants that the CITY upon compliance with the terms of this Contract, shall and may peacefully and quietly have and hold and enjoy the Project for the term herein provided.

26. Nothing herein contained shall in any way be construed to prevent additional financing under the provisions of the Act, or any other law, for any of the purposes set out in the Articles of Incorporation of the AUTHORITY.

27. This Contract shall inure to the benefit of and be binding upon the respective parties hereto, their successors and assigns.

IN WITNESS WHEREOF, the FARMINGTON BUILDING AUTHORITY, by its Commission, and the CITY OF FARMINGTON, Oakland County, Michigan, by its City Council, have each caused its name to be signed to this instrument by its duly authorized officers and its seal to be affixed hereto the day and year first above written.

In the presence of:

FARMINGTON BUILDING
AUTHORITY

By _____
Chairman of its Commission

By _____
Secretary of its Commission

(Seal)

In the presence of:

CITY OF FARMINGTON

By _____
Mayor

By _____
City Clerk

(Seal)

NOTICE OF INTENTION OF ENTERING INTO TAX-SUPPORTED CONTRACT OF LEASE AND OF RIGHT TO PETITION FOR REFERENDUM THEREON

TO THE TAXPAYERS AND ELECTORS
OF THE CITY OF FARMINGTON, MICHIGAN:

PLEASE TAKE NOTICE that the City of Farmington has approved and executed a Full Faith and Credit General Obligation Contract of Lease with the City of Farmington Building Authority pursuant to Act No. 31, Public Acts of Michigan, 1948 (First Extra Session), as amended. Such Contract provides, among other things, that said Building Authority will acquire a building and appurtenances for the use of the City to house District Court facilities and WILL ISSUE ITS BONDS TO FINANCE THE ESTIMATED COST OF THE SAME FOR SAID CITY IN THE PRINCIPAL AMOUNT OF \$625,000.00. Said bonds will mature serially from 1979 to 1993, inclusive, and will bear interest not exceeding 7% per annum on the outstanding principal balance.

The Contract further provides that the City will lease said facilities from said Building Authority and WILL PAY AS RENTAL TO SAID BUILDING AUTHORITY ALL SUMS NECESSARY TO RETIRE THE PRINCIPAL OF AND INTEREST ON SAID BONDS, TOGETHER WITH ALL COSTS OF OPERATING AND MAINTAINING SAID FACILITIES AND ALL COSTS of said Building Authority in connection therewith, regardless of whether the facilities are completed or are tenantable. The principal amount to be borrowed by the Building Authority will be indebtedness of the City for purposes of City Charter debt limitations, and said principal amount, together with the City's rental obligation for payment thereof, may be increased to cover increased costs of the facilities.

CITY'S CONTRACT OBLIGATION

BY VIRTUE OF SAID CONTRACT AND ACT, ALL OF THE CITY'S REQUIRED PAYMENTS TO THE BUILDING AUTHORITY WILL BE FULL FAITH AND CREDIT GENERAL OBLIGATIONS OF THE CITY PAYABLE FROM ANY AVAILABLE FUNDS OF THE CITY, AND THE CITY WILL BE REQUIRED TO LEVY AD VALOREM TAXES ON ALL TAXABLE PROPERTY WITHIN ITS BOUNDARIES, WITHOUT LIMITATION AS TO RATE OR AMOUNT AND IN ADDITION TO ANY OTHER TAXES WHICH THE CITY IS AUTHORIZED TO LEVY, TO THE EXTENT NECESSARY TO MAKE THE PAYMENTS REQUIRED TO RETIRE THE BONDS AND INTEREST THEREON, IF OTHER FUNDS FOR THAT PURPOSE ARE NOT AVAILABLE.

SAID CONTRACT SHALL BECOME EFFECTIVE WITHOUT VOTE OF THE ELECTORS OF THE CITY, AS PERMITTED BY LAW, UPON THE EXPIRATION OF 45 DAYS FOLLOWING THE DATE OF PUBLICATION OF THIS NOTICE, UNLESS A PETITION REQUESTING AN ELECTION ON THE QUESTION OF WHETHER SUCH CONTRACT SHOULD BE EFFECTIVE, SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS OF THE CITY, IS FILED WITH THE CITY CLERK WITHIN SAID PERIOD. If such petition is so filed, said Contract shall not be effective without an approving vote by a majority of electors of the City voting on the question.

This Notice is given pursuant to the requirements of Section 8(b) of the aforesaid Act 31, as amended. Further information concerning the details of said Contract, the facilities being financed and the matters set out in this Notice may be secured from the City Clerk's office. A copy of said Contract is on file in the office of the City Clerk for public inspection.

COUNCIL PROCEEDINGS
SPECIAL MEETING

A Special Meeting of the Farmington City Council was held Thursday, July 20, 1978, at 7:00 P.M.; in the Farmington Municipal Building, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order by Mayor Tupper at 7:00 P.M.

ROLL CALL: PRESENT: Councilman Bennett; Buckler, Hartsock, Tupper and Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman

APPLICANT INTERVIEWS FOR
DIRECTOR OF PUBLIC SERVICES

City Council interviewed one applicant for the position of Director of Public Services.

This is a City Manager appointment requiring concurrence by City Council.

No decision was reached at this meeting.

FINAL PLAT APPROVAL
TALL PINES SUBDIVISION

City Manager Deadman advised that the order in which signatures appear on the final plat requires that Council action accepting the plat must follow that of the Oakland County Drain Commissioner's approval. It is therefore recommended that Council's original acceptance date be amended to July 20, 1978.

7-78-294

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the date of final plat approval of the Tall Pines Subdivision be amended to read July 20, 1978.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 20, 1978.

PUBLIC COMMENT

There were no comments from the public.

MISCELLANEOUS COMMENTS

City Manager Deadman reported that after ratification of the 3-year work agreement between the City and the Public Safety Department Dispatchers/Clerks, the Union states an error was made in the contract that the longevity provision should have read \$40.00 per year after the fourth year of employment, with a maximum of \$800.00, rather than \$25.00 per year after the fourth year of employment, with a maximum of \$500.00.

COUNCIL PROCEEDINGS -2-
July 20, 1978

City Manager Deadman stated the misunderstanding arose when the management team interpreted the last proposal by the Union to read they had dropped the demands for approval of longevity. Under the current contract the Public Safety Dispatchers/Clerks are the only city employees who did not receive improved longevity benefits in their contract. The Union, therefore, requested that the improved longevity program be placed in effect as of July 1, 1978.

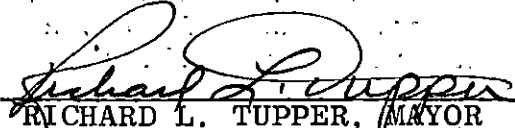
7-78-295

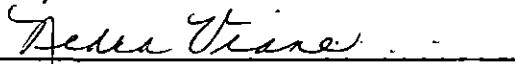
After discussion there was a motion by Bennett, supported by Hartsock, to amend the work agreement between the City and the Public Safety Department Dispatchers/Clerks allowing longevity program improvement to \$40.00 per year after four years of employment, with a maximum of \$800.00, effective July 1, 1979. Motion carried, all ayes.

City Manager Deadman reported overtime costs in the Public Safety Department are currently exceeding budget expectations.

After discussion, Council agreed to adjust minimum shift strengths and to review the results of these adjustments in three months.

The meeting was adjourned at 8:15 P.M.


RICHARD L. TUPPER, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, August 7, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order by Mayor Richard L. Tupper at 8:00 PM.

ROLL CALL PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Mgr. Deadman, Dir. Byrnes, City Atty. Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

Councilman Buckler corrected the minutes of the Special Meeting of July 17, 1978 to read: "The meeting was adjourned at 7:55 P.M."

8-78-294

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting of July 17, 1978, the Special Meeting of July 20, 1978 as submitted and approve the minutes of the Special Meeting of July 17, 1978 as corrected. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

8-78-295

Motion by Yoder, supported by Bennett, to receive and/or file the following minutes of other boards:

- Board of Zoning Appeals minutes of July 12, 1978
- Farmington Historical Commission minutes of June 21, 1978
- Farmington Building Authority minutes of July 21, 1978
- Farmington Community Library minutes of July 13, 1978

PETITIONS AND COMMUNICATIONS

APPOINTMENT OF RESOURCE REPRESENTATIVE
OAKLAND COUNTY CULTURAL COUNCIL

8-78-296

Mrs. Marlowe Belanger, Coordinator, Oakland County Cultural Council, has requested the appointment of a resident from the City of Farmington to serve as a Resource Representative on the Oakland County Cultural Council. The purpose of the Council is to improve and promote cultural activities in Oakland County. The appointment would include the calendar year of 1979.

City Manager Deadman informed Council that he had asked Mrs. Belanger to determine if any resident of the city was interested in serving on this committee but to date no reply was received.

Council did not take any action at this time and delayed the matter to a later date.

REQUEST FOR PROCLAMATION
MUSCULAR DYSTROPHY TELETHON

8-78-297

Motion by Bennett, supported by Hartsock, to issue a proclamation designating September 3 and 4, 1978 as "JERRY LEWIS MUSCULAR DYSTROPHY TELETHON WEEKEND". Motion carried, all ayes.

REQUEST FROM VILLAGE OF HOLLY
FOR SUPPORT OF ANDERSON BILL
REGARDING UNCLAIMED BOTTLE DEPOSITS

The Village of Holly has requested Council's support for the "Anderson Bill" which would use unclaimed deposit funds paid on returnable containers for conservation and environmental projects.

Council requested the City Manager to obtain a copy of this bill before taking any action.

8-78-298

Motion by Yoder, supported by Buckler, to table action on the "Anderson Bill". Motion carried, all ayes.

8-78-299

Motion by Bennett, supported by Hartsock, to recess for one half hour in order to reconvene at Farmington High School Auditorium due to the large number of people in attendance. Motion carried, all ayes.

Mayor Tupper called the meeting to order at the Farmington High School Auditorium at 8:45 P.M. All Councilmen were present at Roll Call.

PUBLIC HEARING-HOUSING FOR THE ELDERLY
SITE PLAN REVIEW - CENTRAL BUSINESS DISTRICT

Mayor Tupper opened the Public Hearing on the site plan review of the proposed housing for the elderly in the Central Business District. Mayor Tupper outlined the events that had occurred leading up to the present public hearing. He advised that in 1969 the Planning Commission had established a Downtown Development Committee for the purpose of developing a Central Business District geographically and an ordinance was written, adopted and made a part of the city's Master Plan. In June of 1975, the Planning Commission made their general review of the city's Zoning Ordinance.

In October, 1975 the Planning Commission recommended improvements to the site plan review process of the zoning ordinance and other amendments, including an amendment allowing buildings up to 55 ft. in height to be constructed in the Central Business District. These buildings could be used for office, apartments, commercial and service uses. Buildings in excess of 55 ft. would require a special exception review by the City Council and a public hearing.

COUNCIL PROCEEDINGS -3-
August 7, 1978

This ordinance was introduced January 19, 1976 and after a public hearing on February 17, 1976, was adopted.

In December, 1977 the Planning Commission reviewed all nonconforming uses presently existing within the community. The Commission found there were multi-family uses presently existing within the Central Business District. On March 16, 1978 a Public Hearing was held on an ordinance to permit multi-family uses in the Central Business District and the ordinance was adopted.

In March, 1978 the Planning Commission reviewed parking and density requirements for housing for the elderly. As a result of this review the Planning Commission recommended to City Council that the parking requirements for housing for the elderly and density be added to the city ordinance.

City Council established a public hearing to review the parking requirements and density for housing for the elderly and on May 1, 1978 such an ordinance was adopted.

On June 12, 1978 the Planning Commission reviewed the site plan presented by Forest City Dillon for a proposed Housing for the Elderly project on the old Jr. High School site, and a public hearing was established for June 26, 1978.

On June 26, 1978 after the public hearing, the Planning Commission approved the site plan for the proposed housing for the elderly as submitted by the Forest City Dillon Company and recommended to the City Council that a height variance be granted to allow construction of this project.

On July 3, 1978 the City Council reviewed the Forest City Dillon housing for the elderly site plan and established a public hearing for August 7, 1978.

Mayor Tupper advised that this brought us to the present hearing and asked City Manager Deadman to describe the project being reviewed and to introduce the developers.

City Manager Deadman stated that the City of Farmington had worked diligently attempting to acquire senior citizen housing for the City of Farmington. During this process, problems of such cities as Birmingham and Southfield had been headlined in newspapers and more or less shattered everything the City of Farmington had attempted to do. City Manager Deadman stated that he wished to go on record very clearly that the City of Farmington's proposed housing for the elderly is quite different from that of the other communities. The other communities were working with the Michigan State Housing Development Authority (MSHDA) and the City of Farmington's proposed project deals with the Housing and Urban Development Section 8, Rent Subsidies, which is quite different.

Mr. Deadman stated further that the problem that occurred in the other communities was that they did not want low-income housing built within their community. The City of Farmington project is

COUNCIL PROCEEDINGS -4-
August 7, 1978

a Senior Citizen Housing Development and the City of Farmington ordinance prohibits family-type housing by prohibiting anyone less than the age of 62 from living in this building. There is no companion family housing with this project. It is strictly a Senior Citizen project.

Mr. Deadman advised that the developer was Forest City Dillon, a company that was an experienced developing firm with an excellent record for building, meeting their commitments and maintaining their developments. Mr. Deadman introduced Mr. Frank Darcy to present the site plan.

Mr. Frank Darcy stated the proposed building would be at the corner of School Street and Grand River, would be six stories of brick-type construction, fully sprinklered, 54 ft. in height, with 153 units, 148 1-bedroom units and 5 2-bedroom units. Tenants must be 62 years of age, capable of independent living and there is an income limitation. The project will be funded under Section 8 of the 1974 Housing Development Act which is a rental subsidy program to the tenants. A fair market rental will be established.

Mr. Darcy described the operations of the Forest City Dillon company and their intention to build, own and maintain the proposed building in Farmington. Mr. Darcy introduced the designing architect, Mr. Walter Copenen, who described the individual apartments and the site in general.

Mayor Tupper opened the discussion to members of the Council. Councilman Bennett asked Mr. Darcy to speak to the matter of occupancy applications. Mr. Darcy explained the resident must be 62 years of age and capable of independent living. Occupancy is open to all citizens and usually a majority of the residents are people who have lived or are living within a five-mile radius of the site. The Forest City Dillon company will determine the residents in accordance with HUD criteria.

Councilman Hartsock questioned the type of financing to be used. Mr. Darcy stated they are attempting to secure conventional financing and the 30-year payment assistance contract from HUD.

Councilman Buckler stated there was some concern regarding the architecture by residents in the Historic District. Mr. Copenen responded that they had attempted to use 'earth-tones' that would blend in with the area but that it would be extremely difficult to build a six-story structure that would be traditional.

Mayor Tupper opened the hearing to the public at this point.

COUNCIL PROCEEDINGS -5-
August 7, 1978

Comments were heard from the following citizens:

John Randolph, 23354 Cass; regarding traffic on School Street, reduced parking requirements and the safety of pedestrians at Grand River and School Street.

Joan McGlinchy, 33868 Glenview, representing the W. Bloomfield/Farmington Area League of Women Voters; in favor of the project.

Theresa Meagher, 23075 Mooney; needs of senior citizens.

John Straky, 23995 Gill Rd.; objected to State or Federal subsidies.

Ron Munter, 33309 Oakland, representing the Farmington Old Village Homeowners Association; main objection was to height of building.

Norm Potts, 33703 Macomb; questioned capacity of sanitary sewer system in this area.

Rick Gundlach, 23700 Warner; put question to vote of the people; preferred priority rental to Farmington residents; objected to height of building; questioned affect to property values, liabilities of taxpayers; future problems of ownership; safety to residents of a high rise.

Rose Harrington, 23617 Warner; priority to Farmington residents.

Charles Hazen, 23900 Longacre; liabilities to taxpayers for services

Lake Wolfe, 33729 Schulte; open housing and its effect on Farmington

George Sink, 22951 Mayfield; city services

Elmer Rohn, 32351 Valleyview; risk of low income residents

Jackie McCallum, 23811 Wilmarth; need of low income residents

John Campbell; 23701 Cass; in favor of project; no affect on property values as evidenced by Chatham Hills Subdivision adjacent to Chatham Hills Apartments.

David Singer, 33614 Hillcrest; sees no fear of persons 62 years of age regardless of whether they are a minority or whatever.

Terry Sever, Farmington Area Jaycees, in favor of housing, prefers priorities for Farmington residents.

Sharon McConahey, 35797 Smithfield; offered assistance for processing applications for rentals.

John Church, 24144 St. Marys Ct.; in favor of priority to Farmington residents.

Additional comments were heard from:

COUNCIL PROCEEDINGS -6-
August 7, 1978

Ithalia Trevisan, 32030, Grand River
John Pipp, 24185 Farmington Road
Lee Smith, 22594 Brookdale
Maurice Pare, 33519 State St.
Dennis O'Brien, 32306 Valleyview
Howard Aldrich, 23935 Gill Rd.
John Einhaus, 32200 Valleyview Circle
Robert Larson, 23644 Power
Mrs. Maurice Pare, 33519 State St.
Nancy Leonard, Farmington Historical Commission, objects only
to the height and architecture of the building.
Gerald Harrington, suggested putting question on ballot.
Joe DeNies, 22978 Mayfield
Margaret Walker, 33341 Shiawassee
Tracy Thompson, 34167 Alta Loma
Ed Thayer, 23605 Warner
Mr. Bodinus, 23680 Cass
Joe Migliore, 33615 Hillcrest
George Webster, suggested ballot question

8-78-300

Motion by Yoder, supported by Hartsock, to close the public hearing.
Motion carried, all ayes.

After listening to the comments of the audience, Mayor Tupper asked for comments from the Councilmen. Each of the Councilmen expressed his position and summarized his reasons gathered from prior study, investigations, facts and figures and comments from public hearings, as well as the need for senior citizen housing in the City of Farmington.

8-78-301

Motion by Yoder, supported by Buckler, that the Farmington City Council accept the recommendation of the Farmington Planning Commission and vote in favor of the Site Plan for the Housing for the Elderly proposed at School Street and Grand River, on the site of the former Jr. High School building; and further that a variance be granted to allow construction of the building not to exceed 55 ft. in height.

Councilman Bennett asked that a Roll Call vote be taken.

ROLL CALL:

AYES: Bennett, Buckler, Hartsock,
Tupper, Yoder.

NAYS: None

MOTION CARRIED, all ayes.

Mayor Tupper declared a five minute recess.

COUNCIL PROCEEDINGS -7-
August 7, 1978

APPOINTMENT OF DEPARTMENT OF
PUBLIC SERVICES DIRECTOR

City Manager Deadman advised that his office had advertised nationwide for a replacement for Mr. David Jones who retired as Director of Public Services for the city and had selected Mr. Earl R. Billing as the person most qualified to serve as the new Director of Public Services.

City Manager Deadman advised that Mr. Billing has extensive experience in the maintenance of public properties having served as Head of the Maintenance Department of the Farmington School System. He also has outstanding credentials as an Administrator both in public and private endeavors. Mr. Billing brings to the City experience in labor negotiations, contract administration and budget administration. Mr. Billing has indicated his willingness to accept the position with the City and City Manager Deadman has appointed Mr. Billing as Director of Public Services effective August 21, 1978 under the authority of the City Charter. City Manager Deadman is requesting that City Council concur in this appointment.

8-78-302

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby concurs with the appointment of Mr. Earl Billing as Director of Public Services, effective August 21, 1978, made by the City Manager.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: AUGUST 7, 1978.

NEDRA VIANE, CITY CLERK

LIABILITY INSURANCE - POLICE
PROFESSIONAL AND UMBRELLA POLICY

City Manager Deadman reported that he is still in the process of obtaining quotations for the city's excess liability insurance in hopes of improving the city's coverage at a more reasonable premium. He asked that Council delay the matter until the next regular Council Meeting.

8-78-303

Motion by Yoder, supported by Buckler, to table the purchase of police liability insurance until the next regular meeting. Motion carried, all ayes.

AUTHORIZATION TO REPAIR STORM
WATER RETENTION BASIN

Mr. Deadman advised that the city's storm water retention basin on Nine Mile Road has suffered some damage over the winter and spring seasons. Since it is essential that the storm water

COUNCIL PROCEEDINGS -8-
August 7, 1978

basin be kept in service whenever possible so as to reduce the pollution to the Upper Branch of the Rouge River, Mr. Deadman stated his office had received quotes from two concrete contractors who specialize in this type of work. He stated the city crews would demolish and remove the existing wall. The contractor would drill and set dowels in the existing floor slab, attach resteel to the doweling on 12" centers, and form and pour a new wall according to city specifications. The following bids were received:

L. W. Peters Concrete Service
Farmington, Michigan \$7,400.00

Timmer Construction Company
Farmington Hills, Michigan \$5,900.00

City Manager Deadman recommended that the bid process be waived as being in the best interest of the city in expediting this repair.

8-78-304

Motion by Yoder, supported by Bennett, to accept the bid of Timmer Construction Company, Farmington Hills, Michigan, in the amount of \$5,900.00, and waive the bid process as being in the best interest of the city, for the repairs to the storm water retention basin on Nine Mile Road.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 7, 1978.

BID RESULTS - TRENCH SAFETY BOX

The following bids were received on July 27, 1978 at 11:00 A.M. for One (1) Trench Safety Box for the Water & Sewer Department:

Griswold Machine & Engineering, Inc. Model
Highway M-60 GME M610,
Union City, MI 49094 M24, M30 \$2,280.00

SOS Equipment Co., Inc. Model
56200 Grand River GMC M610,
New Hudson, MI 48165 M24, M30 \$2,150.00
(Lift Rings \$100.00 Addl.)

Depco Equipment Company NO BID
Southfield MI 48075

The trench box is a specialized piece of equipment which is available through a limited number of vendors. The low bidder has suggested that lift rings at a cost of \$100.00 be purchased to aid in lifting the trench box from an excavation. The purpose of this equipment is to protect Water & Sewer workers from a cave-in while working below ground. In some areas of the city soil conditions are conducive to cave-ins.

COUNCIL PROCEEDINGS -9-
August 7, 1978

8-78-305

Motion by Buckler, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of SOS Equipment Company, Inc., New Hudson, Michigan 48165, in the amount of \$2,150.00 plus \$100.00 for lift rings, for (1) Trench Safety Box, and

BE IT FURTHER RESOLVED that the funds be provided from the 1978-79 Water & Sewer budget.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 7, 1978.

NEDRA VIANE, CITY CLERK

BID RESULTS - ASPHALT HOT-MIX PATCHER

The following bid was received Wednesday, August 2, 1978 at 11:00 A.M. for One (1) Asphalt Hot-Mix Patcher Trailer:

Telford & Doolen, Inc.
32471 Capital Avenue,
Livonia, MI. 48150

\$3,880.00

Although several vendors of this type of equipment were notified of the bid, only Telford & Doolen, Inc. elected to bid on this equipment. City Manager Deadman advised this bid was fairly priced.

8-78-306

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Telford & Doolen, Inc., Livonia, Michigan 48150, in the amount of \$3,880.00 for (1) Wylie Asphalt Hot-Mix Patcher, Model T.M.H. 102, and

BE IT FURTHER RESOLVED that the fund be provided from the 1978-79 General Fund.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 7, 1978.

NEDRA VIANE, CITY CLERK

PROPOSED IMPROVEMENT TO
FIRE SERVICE MUTUAL AID AGREEMENT

Some of the communities which agreed to participate in a Fire Cooperative Study have elected not to participate in the recommendations which came from the study. The City Managers, Fire Chiefs and Directors of Public Safety of Farmington and Farmington Hills,

August 7, 1978

have continued to work towards an improved Mutual Aid Agreement.

Proposed improvements have been incorporated in a proposed "Selective Mutual Aid Agreement" clearly stating the responsibilities of the two communities to one another in providing mutual aid fire services. The proposed Agreement was submitted to Council for consideration.

Mayor Tupper read the following letter from the Police Officers Association:

"I regret to inform you that the pending Mutual Aid Agreement between the City of Farmington and the City of Farmington Hills is no longer being supported by our Union. Recent changes by the administration of this city that allow for only two men on patrol instead of the past minimum of three have negated any prior support. The two man response on a fire pumper in this city or any other is both ludicrous and dangerous. Any attempted change in our present working conditions in this respect will be vigorously countered by the Union."

The letter was signed by Peter Amato, Farmington Police Officers Association.

Comments were heard from Officer Greg Wilson, Farmington Public Safety Department and Officer James Madigan opposing the proposed Mutual Aid Agreement.

8-78-307

Motion by Bennett, supported by Hartsock, to table the matter of the Mutual Aid Agreement for fire protection until the next regular meeting of the City Council. Motion carried, all ayes.

AUTHORIZATION TO ENTER INTO URBAN
AREA SIGN UPGRADING CONTRACT

Oakland County, as part of an areawide sign upgrading program, has received a grant through the Michigan Department of State Highways and Transportation to upgrade regulatory signs on County roads. As part of the grant requirements, it will be necessary for the communities in which the County roads are located to become parties to the contract. The contract clearly states that no project costs will be incurred by the municipalities under this contract. We are agreeing, however, to enact, maintain and enforce such ordinances and regulations as may be necessary for proper traffic operations in accordance with the plans of the project. Since the project is to upgrade current traffic regulatory signs, the City already has the necessary ordinances in force and no other action by the City will be necessary.

8-78-308

Motion by Hartsock, supported by Yoder, to adopt the following resolution:

COUNCIL PROCEEDINGS -11-
August 7, 1978

BE IT RESOLVED that the Farmington City Council hereby approves the Urban Area Sign Upgrading Agreement (MDSH&T Agreement No. 78-0983, County Project No. 3004052); and

BE IT FURTHER RESOLVED that the Farmington City Council hereby authorizes the City Manager and City Clerk to sign said contract on behalf of the City of Farmington.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: August 7, 1978

NEDRA VIANE, CITY CLERK

PROPOSED INCREASE IN
WATER TAP FEES

City Manager Deadman submitted a proposed schedule of water tap and meter set permit fees and recommended that the fee schedule be established in order to reflect the cost of providing meter and tap services at current costs. The present fee schedule was established in 1973 and a review of this schedule has revealed that the city is actually losing money under this schedule.

The following fee schedule was provided for Council consideration:

<u>Meter Size</u>	<u>Tap Size</u>	<u>Permit Fee</u>
5/8"	3/4"	\$368.00
3/4"	3/4"	392.00
3/4"	1"	420.00
1"	1"	442.00

For commercial and industrial tap sizes, the following Deposit Schedule was provided for Council consideration:

<u>Meter Size</u>	<u>Tap Size</u>	<u>Permit Fee</u>
1 1/2"	1 1/2"	\$ 767.00
2"	2"	1,116.00
Larger Size	Deposit to be Based on Engineering Estimate	

8-78-309

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby adopts the proposed schedule of Water Permit Fees and Deposit Schedule for the installation of commercial and industrial sized water taps. (Schedule made a part of this resolution attached)

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 7, 1978.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -12-
August 7, 1978

MISCELLANEOUS

FINANCIAL REPORTS
ANNUAL REPORTS
QUARTERLY REPORTS

8-78-310

Motion by Yoder, supported by Hartsock, to receive and file the following reports:

Financial Report General Fund 12 months ended June 30, 1978
Financial Report 47th District Court 12 months ended June 30, 1978
Building Department Annual Report June 30, 1978
Department of Public Safety Quarterly Report April-June, 1978
Department of Public Services Quarterly Report April-June, 1978
Farmington Beautification Committee Annual Report 1977-78
Farmington Youth Assistance Quarterly Report April-June, 1978

MOTION CARRIED, all ayes.

CLOSED MEETING TO REVIEW
A PERSONNEL MATTER

City Manager Deadman advised that his office had received a request for City Council to meet in private to review a personnel matter.

The Open Meetings Act provides that Council may meet in a closed session to review a personnel matter upon the request of the person involved, and a 2/3 vote of the Council in favor of a closed session.

8-78-311

Motion by Bennett, supported by Yoder, that the Farmington City Council meet at 7:00 P.M. August 21, 1978 prior to the regular Council Meeting to review a personnel matter as requested.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

MOTION CARRIED.

CLAIMS AND ACCOUNTS

8-78-312

Motion by Hartsock, supported by Bennett, to approve the monthly bills as submitted: General Fund \$19,923.14 and Water & Sewer Fund \$4,233.90.

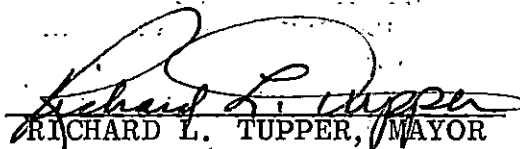

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

MOTION CARRIED, all ayes.

ADJOURNMENT

The meeting was adjourned at 12:10 A.M.


RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, August 21, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order by Mayor Richard L. Tupper at 8:00 P.M.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper and Yoder.

ABSENT: None.

CITY OFFICIALS PRESENT: City Mgr. Deadman, Dir. Byrnes, Dir. Billing, Atty. Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETING

Councilman Hartsock corrected the minutes on page 12 regarding the motion calling for a "closed session" to include the words "closed session".

8-78-313

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting of August 7, 1978 as corrected. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

8-78-314

Motion by Bennett, supported by Yoder, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of August 14, 1978
Board of Zoning Appeals minutes of August 2, 1978
Farmington Board of Canvassers minutes of August 10, 1978
Beautification Committee minutes of July 13, 1978
Board of Education minutes of August 1, 1978

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

MEETING RE TRANSPORTATION LEGISLATION

City Manager Deadman advised that a meeting will be held Thursday, August 24, 1978 at 2:00 P.M. in the Henry Ford Centennial Library, 16301 Michigan Avenue, Dearborn, Michigan for Mayors and City Administrators to discuss transportation legislation. City Mgr. Deadman stated he would arrange reservations if any member of the Council wished to attend. Councilman Buckler stated he would attend.

COUNCIL PROCEEDINGS -2-
August 21, 1978

REQUEST FROM LUCY'S OLDIES AND GOODIES
TO CONDUCT OUTSIDE ANTIQUE SHOW & SALE

8-78-315

Motion by Yoder, supported by Hartsock, to grant permission to "Lucy's Oldies and Goodies" to conduct an Antique Show on Sunday, September 10, 1978, in the parking area around their new location at 34631 Grand River Avenue. Motion carried, all ayes.

REQUEST FROM EXECUTIVE OFFICE SUPPLY
TO CONDUCT OUTSIDE SALE

8-78-316

Motion by Bennett, supported by Yoder, to grant permission to Executive Office Supply to conduct an outdoor sidewalk sale in front of the store in the Downtown Farmington Shopping Center, September 5-15, 1978. Motion carried, all ayes.

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE
REGARDING PENDING TRANSPORTATION LEGISLATION

The Michigan Municipal League is requesting all local government units to urge their State Legislators to support the passage of Transportation Legislation which is presently pending.

8-78-317

Motion by Hartsock, supported by Buckler, that the Farmington City Council contact our State Legislators urging their support and passage of the Transportation Package prior to adjournment of the Legislature in September. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

BIDS: STREET REPAIR AND SIDEWALK RAMPS

The following bids were received Wednesday, August 2, 1978 at 10:00 A.M. for street improvements in the Warner Farms Sub-division and sidewalk ramps for the handicapped, as part of the 1978 Community Development Grant Projects:

<u>Bidder</u>	<u>Street Impt.</u>	<u>Sidewalk Ramps</u>
Norman Zapczynski 45295 Grant Park Utica MI 48087	No Bid	\$75,476.50
Detroit Concrete Products PO Box 618 Novi Michigan 48050	\$38,244.75	No Bid

City Manager Deadman advised that Detroit Concrete Products indicated that if the required completion date of this project could be extended until the Spring of 1979, they would consider a 10% reduction on all of the unit prices of the bid for the street improvements.

COUNCIL PROCEEDINGS -3-
August 21, 1978

8-78-318

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby accepts the bid of Detroit Concrete Products Corporation, Novi, Michigan, for street improvements in the Warner Farms Subdivision, in an amount of \$38,244.75 with a 10% reduction for allowing a completion date no later than May 30, 1979; and

BE IT FURTHER RESOLVED:

That the funds be provided from the Major and Local Street Funds.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 21, 1978.

The bid price received for the Sidewalk Ramps for the handicapped in the amount of \$75,476.50 is totally out of line with comparable work bid in other communities. There were no other bids received.

8-78-319

Motion by Bennett, supported by Hartsock, to reject the bid of Norman Zapczynski, Utica, Michigan, for sidewalk repairs as not being in the best interest of the City of Farmington. Motion carried, all ayes.

REQUEST FOR SUPPLEMENTAL
APPROPRIATION - SENIOR NUTRITION PROGRAM

The Federal Government, through the Oakland-Livingston Human Service Agency, has offered to extend the contract for the Senior Citizen Nutrition Program at Mercy Center with a cost increase not to exceed 10% per meal. Mercy Center Administration who have been providing the meals have indicated they could not continue to provide the meals at a 10% increase; that they would require the 10% increase plus the cost of paperware, which amounts to an additional six cents per meal. The Oakland Livingston Human Service Agency has rejected this proposal, stating that it does not fit within their guidelines.

The problem has been presented to the Councils of Farmington Hills and Farmington. Farmington Hills have elected to supplement the Nutrition Program at Mercy Center in an amount not to exceed \$2,000.00 for the purchase of the paper products. The Total supplement required is \$1,980.00 of which \$340.00 would be the City of Farmington's share.

8-78-320

Motion by Bennett, supported by Yoder, to adopt the following resolution:

COUNCIL PROCEEDINGS -4-
August 21, 1978.

BE IT RESOLVED:

That the Farmington City Council hereby authorizes a supplement to the cost of the meals at Mercy Center Senior Nutrition Program in an amount not to exceed \$500.00 for paperware and that this expenditure not be considered precedent setting for the years to come.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.
NAYS: None
RESOLUTION DECLARED ADOPTED: August 21, 1978.

PROPOSED INCREASE IN FEE
BOARD OF ZONING APPEALS APPLICATION

City Manager Deadman advised that the Building Inspector, Jay Harrison, had reviewed the expenditures by the city for hearing appeals and variances versus the fees collected and had determined that the expenses exceeded the fees collected. A fee increase to \$30.00 is recommended. In order to accomplish this change in fee, it will be necessary to amend the Farmington City Code Chapter 39, Section 5.133 Sub-section (1).

8-78-321

Motion by Hartsock, supported by Buckler, to introduce Ordinance No. C-432-78 which would amend the fee for applications to the Board of Zoning Appeals as stated in Chapter 39, Section 5.133, Sub-section (1) of the Farmington City Code. Motion carried, all ayes.

PROPOSED AMENDMENT TO THE
UNIFORM TRAFFIC CODE DRUNK
DRIVING SECTION

Act 384 of the Public Acts of 1978 permitting peace officers to make arrests at the scene of an accident for the offense of drunk driving adds an important tool for the enforcement officer by allowing him to arrest the most serious drunk drivers at the scene of an accident. A proposed ordinance amending the Farmington City Code Chapter 105 pertaining to drunk driving is recommended.

8-78-322

Motion by Bennett, supported by Yoder, to introduce Ordinance No. C-433-78 which would amend Chapter 105 of the Farmington City Code. Motion carried, all ayes.

POLICE PROFESSIONAL LIABILITY INSURANCE

City Manager Deadman advised that he is still awaiting information regarding police liability insurance and requested Council to table the matter until the next meeting.

8-78-323

Motion by Bennett, supported by Yoder, to table a decision on police liability insurance until the next regular meeting. Motion carried, all ayes.

MUTUAL AID AGREEMENT
FARMINGTON/FARMINGTON HILLS

City Manager Deadman advised that the differences between the City and members of the Public Safety Officers Union had been resolved and that it was in the best interest of both Farmington and Farmington Hills that the mutual aid agreement be approved.

8-78-324

Motion by Bennett, supported by Hartsock, that the following resolution be adopted:

BE IT RESOLVED that the Farmington City Council hereby approves the Selective Mutual Aid Agreement between the City of Farmington and the City of Farmington Hills as outlined in Departmental Memo dated July 28, 1978 (Public Safety Dept.) and Council Memo dated August 7, 1978 (Report from City Manager).

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: August 21, 1978

REQUEST FOR WAGE INCREASE
DISTRICT JUDGES-47TH DISTRICT COURT

The District Judges of the 47th District Court have requested an increase in the local supplement to the Judge's wages in accordance with Public Act 150 of 1978 which authorizes the district control unit of a district court to supplement the compensation of a district court judge within that district in an amount equal to 60 percent of the salary paid to a circuit court judge by the State of Michigan. Public Act 150 permits retroactive payment of the local judges' wage supplement to July 1, 1978. In the case of Oakland County, the local supplement could be increased from \$12,500 to \$17,460.00.

The City of Farmington's share of the local supplement increase would be \$1,945.00 based on our cost sharing formula with the City of Farmington Hills. The City of Farmington Hills has reviewed this request and has approved their share of the additional appropriation necessary to increase the local judges' salary share to the maximum.

8-78-325

Motion by Bennett, supported by Yoder, to adopt the following resolution:

WHEREAS, the Legislature of the State of Michigan has enacted Public Act 150 of 1978 authorizing the District Control Unit of a District Court to supplement the compensation of a District Court Judge within that District in an amount equal to 60 percent of the salary paid to a circuit court judge by the State of Michigan;

NOW THEREFORE BE IT RESOLVED:

COUNCIL PROCEEDINGS -6-
August 21, 1978

That the Farmington City Council hereby authorizes an increase in the city's appropriation to the District Court to \$1,945.00 to pay the city's share of the local salary supplement to the District Court Judges.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.
NAYS: None
RESOLUTION DECLARED ADOPTED: August 21, 1978.

MISCELLANEOUS

APPOINTMENT OF REPRESENTATIVE
TO OAKLAND COUNTY CULTURAL COUNCIL

City Manager Deadman stated he had received a reply from Mrs. Marlowe Belanger, Coordinator of the Oakland County Cultural Council suggesting Mrs. Marion Daniel, 32029 Valley View Drive, as a possible candidate for representing the city on the Oakland County Cultural Council. Mrs. Daniel has an interest in the Community Band and has expressed a willingness to serve if appointed.

Other names that were submitted include Mrs. Margaret Miller and Mr. Lloyd Smith. To date they have not been contacted to determine if they would be willing to serve.

8-78-326

Motion by Yoder, supported by Hartsock, to appoint Mrs. Marion Daniel, 32029 Valley View Drive, to represent the City of Farmington on the Oakland County Cultural Council for the calendar year of 1979. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER
QUARTER ENDED JUNE 30, 1978

8-78-327

Motion by Yoder, supported by Buckler, to receive and file the Water & Sewer Financial Report for the quarter ended June 30, 1978. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

RESOLUTION AMENDING BUILDING
AUTHORITY CONTRACT (District Court Facility)

Due to an error occurring in the resolution and contract setting forth the maturity schedule for the bonds to be offered for sale, it is necessary to adopt a resolution amending these documents.

8-78-328

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS, by resolution adopted July 17, 1978, the City Council of the City of Farmington, Oakland County, Michigan, (the "City") did approve a certain full faith and credit contract of lease

(the "Contract") between the City and the Farmington Building Authority (the "Authority") for acquisition by the Authority of a certain building and site for use of and lease to the City as District Court Facilities; and

WHEREAS, it is necessary to amend the Contract;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The attached Amendment to Contract is hereby approved.
2. The Mayor and City Clerk of the City are authorized to execute immediately and deliver to the Authority the Amendment to Contract approved by this resolution.
3. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED: AUGUST 21, 1978...

NEDRA VIANE, CITY CLERK

AMENDMENT TO FULL FAITH
AND CREDIT GENERAL OBLIGATION
CONTRACT OF LEASE

MADE AND EXECUTED this 21st day of August, 1978, by and between the Farmington Building Authority, a public corporation organized and existing under the authority of Act 31, Public Acts of Michigan, 1948 (First Extra Session) as amended (the "AUTHORITY"), and the CITY OF FARMINGTON, Michigan municipal corporation organized and existing under the Constitution and laws of the State of Michigan (the "City");

WITNESSETH:

WHEREAS, the AUTHORITY and the CITY entered into a full faith and credit general obligation contract of lease as of July 21, 1978 (the "CONTRACT"); and

WHEREAS, it is necessary to amend the CONTRACT;

IT IS, THEREFORE, AGREED BY AND BETWEEN THE CITY AND THE AUTHORITY for and in consideration of the agreements and covenants of each other as follows:

1. Paragraph 3. of the CONTRACT is amended to provide as follows:

August 21, 1978

3. The CITY hereby covenants and agrees to pay to the AUTHORITY cash rental for the use of the Project (hereinafter referred to as "Cash Rental" or "Cash Rentals") in amounts based upon the AUTHORITY'S debt service requirements on the Bonds, as hereinafter set forth.

Said bonds will be issued with principal maturities on October 1st of each year as follows:

\$25,000	1979 through 1983, inclusive;
\$30,000	1984 and 1985
\$40,000	1986
\$50,000	1987 through 1991, inclusive;
\$75,000	1992 and 1993.

The CITY will pay to the AUTHORITY, commencing on September 1, 1979, and annually on September 1st of each year thereafter so long as Bonds are outstanding, Cash Rentals in an amount corresponding to the principal amount of Bonds maturing on the next succeeding October 1st.

The CITY acknowledges also that the Bonds will be issued at a maximum interest rate of not to exceed seven percent (7%) per annum, and that so long as Bonds remain outstanding, such interest will accrue on the outstanding principal balance semiannually. Therefore, the CITY further covenants and agrees to pay to the AUTHORITY, as a part of Cash Rentals, commencing on September 1, 1979, and annually on September 1st of each year thereafter so long as Bonds are outstanding, such additional sums as shall be necessary to pay interest due on the Bonds prior to the next succeeding Cash Rental payment date. Interest on the bonds due April 1, 1979 shall be paid from bond proceeds.

It is understood and agreed by the parties hereto that the CITY'S minimum Cash Rental obligation hereunder shall be the annual payment of such amounts as shall equal debt service requirements on the Bonds falling due prior to the next Cash Rental payment date. However, the CITY shall retain the unrestricted right and privilege to prepay at any time whatever amounts of Cash Rentals it may choose in order to fully or partially retire the Bonds and any interest then due thereon or in order to provide for such retirement at a specified future date. The total aggregate obligation of the CITY hereunder for Cash Rentals shall at any given point in time be equal to the sum of the Cash Rentals yet to be paid to retire principal of the Bonds, plus interest accrued thereon since the last Cash Rental payment at the rate borne by the Bonds. The CITY warrants and represents that the amount of its obligations under this Contract, when taken together with other indebtedness of the CITY, will not cause its obligations under this Contract to exceed any constitutional, statutory or charter debt limitation applicable to the CITY.

COUNCIL PROCEEDINGS -9-
August 21, 1978

The AUTHORITY shall, within thirty (30) days after the delivery of the Bonds, furnish the CITY with a complete schedule of maturities of principal and interest thereon, and the AUTHORITY shall also, at least thirty (30) days prior to September 1st of each year, advise the CITY, in writing, of the exact amount of Cash Rental due on said date, and the CITY shall pay such amount on the September 1st rental date.

2. In all other respects the CONTRACT and all provisions thereof are hereby ratified and confirmed.

IN WITNESS WHEREOF, the FARMINGTON BUILDING AUTHORITY, by its Commission, and the CITY OF FARMINGTON, Oakland County, Michigan, by its City Council, have each caused its name to be signed to this instrument by its duly authorized officers and its seal to be affixed hereto the day and year first above written.

In the presence of:

FARMINGTON BUILDING AUTHORITY

By _____
Chairman of its Commission

By _____
Secretary of its Commission

In the presence of:

CITY OF FARMINGTON

By _____
Mayor

By _____
City Clerk

CLAIMS AND ACCOUNTS

8-78-329

Motion by Bennett, supported by Buckler, to approve the monthly bills as submitted: General Fund \$12,001.64; Major Street Fund \$13,301.10; Water & Sewer Fund \$20,642.25. Motion carried, all ayes.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

Motion by Bennett, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 8:50 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Tuesday, September 5, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order by City Clerk Viane in the absence of the Mayor and the Mayor Pro Tem.

9-78-330

Motion by Bennett, supported by Buckler, to appoint Councilman Ralph D. Yoder as Temporary Chairman for the meeting. Motion carried, all ayes.

Councilman Yoder opened the meeting and asked the Clerk to call the roll.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Yoder.

ABSENT: Councilman Hartsock, Mayor Tupper

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Billing, City Engineer Papke, Clerk Viane.

MINUTES OF PREVIOUS MEETING

9-78-331

Motion by Bennett, supported by Buckler, to approve the minutes of the previous meeting of August 21, 1978 as printed. Motion carried, all ayes.

PUBLIC HEARING CASS COURT
CUL-DE-SAC STREET IMPROVEMENT

Councilman Yoder opened the public hearing regarding street improvements to the cul-de-sac portion of Cass Court.

City Manager Deadman stated that at the direction of the Council the City Engineers, Orchard, Papke, Hiltz & McCliment had reviewed the present condition of the cul-de-sac portion of Cass Court and had determined that it is beyond repair, and would require the reconstruction of the roadway within the existing concrete curb and gutters. Three soil borings were ordered for the purpose of determining the section of the existing material. As a result of the engineers findings, the City Engineers have developed a cross section for the reconstruction of the cul-de-sac. The new cross section would include 4" of asphalt concrete surface, supported by 6" of 22X Slag Base.

The total cost of the repair would be \$8,275.00. Based on the policy of the city to contribute 20% towards the reconstruction of new roads, the amount of construction costs to be assessed against the benefiting property owners would be \$6,620.00. The proposed improvement would save the existing concrete curb and gutter and drainage on the cul-de-sac would be improved on some of the existing curbing to improve runoff.

COUNCIL PROCEEDINGS -2-
September 5, 1978

Councilman Yoder opened the public hearing to those in the audience who wished to speak.

Comments were heard from the following residents:

Mr. Stanley Vranesh, 34246 Cass Ct.; opposed to improvement.

Judge Michael J. Hand, 34247 Cass Ct.; in favor of improvement.

Mr. Raymond Coccimiglio, 34261 Cass Ct.; opposed to improvement.

Mrs. Dorothy Kurtz, 34262 Cass Ct.; in favor of improvement.

There was considerable discussion regarding the proposed method of improvement.

As there were no further comments to be heard from the audience, there was a motion by Bennett, supported by Buckler, to close the public hearing regarding street improvements on Cass Ct. cul-de-sac. Motion carried, all ayes.

9-78-332

Motion by Bennett, supported by Buckler, that a decision on proceeding with Resolution #3 and #4 for the street improvements to the Cass Ct. cul-de-sac be delayed until the next regular meeting. Motion carried, all ayes. (Hartsock and Tupper absent)

MINUTES OF OTHER BOARDS

9-78-333

Motion by Buckler, supported by Bennett, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of August 28, 1978

Farmington Employees Retirement System Board of Trustees
minutes of July 19, 1978

Farmington Building Authority minutes of August 22, 1978

Motion carried, all ayes. (Hartsock and Tupper Absent)

PETITIONS AND COMMUNICATIONS

REQUEST FOR SIGN VARIANCE
EXECUTIVE OFFICE SUPPLY, INC.

Mr. Robert F. Christ, Executive Office Supply, Inc., is requesting permission to continue use of a pylon-type sign which is an integral part of the building recently purchased by Executive Office Supply, Inc. at 33004 Grand River Avenue. He requests permission to change the face of the sign to advertise his company.

9-78-334

Motion by Bennett, supported by Buckler, to approve the use of the present non-conforming sign on the building at 33004 Grand River by Executive Office Supply, Inc. and further to allow a change in the face of the sign to advertise Executive Office Supply. Motion carried, all ayes, (Hartsock and Tupper absent.)

REQUEST FOR SIGN VARIANCE
JOHN CLAPPISON, FARMINGTON CENTER
COMPANY, SIGN AT 33025 GD. RIVER

Mr. Clappison, Farmington Center Company, states that due to the sudden departure of the Federal Department Store from their building at 33025 Grand River, they have been left with a non-conforming free standing sign. Mr. Clappison has requested permission to continue the non-conforming sign on a temporary basis until future occupancy of the building is determined.

9-78-335

Motion by Bennett, supported by Buckler, to grant approval for the temporary use of the non-conforming sign at 33025 Grand River until such time as a permanent occupant for the premises has been determined, for a period of one year. Motion carried, all ayes. (Hartsock and Tupper absent).

LETTER FROM MRS. M. CRANE
HERITAGE VILLAGE RE GARBAGE
AND RUBBISH PICK UP

Mrs. M. Crane, 35464 Heritage Lane, is asking City Council to attempt to improve the garbage and rubbish collection service to the Heritage Village Condominiums, which she states has been very poor. Director Earl Billing, Department of Public Services, has contacted the contractor, Gus McCreedy, and found that the equipment has had considerable down time and there have been some personnel problems. However, Mr. McCreedy has assured Director Billing that he will be back on the normal schedule by September 1st.

Director Billing has agreed to meet with the Heritage Village Condominium Association in an effort to resolve any problems they might have regarding rubbish collection, and possible ways of alleviating these problems.

REPORTS FROM CITY MANAGER

POLICE PROFESSIONAL LIABILITY INSURANCE

City Manager Deadman explained the problems he had confronted in obtaining comprehensive police professional liability insurance coverage for the city and police officers. As a result of his efforts, he has obtained a quote for coverage from the Belefonte Insurance Company for \$100,000.00, with a \$1,000.00 Deductible, at a rate of \$250.00 per sworn officer, for a total cost of \$,500.00 annually. This is the only company that will offer police liability to the city.

9-78-336

Motion by Buckler, supported by Bennett, to adopt the following resolution:

COUNCIL PROCEEDINGS -4-
September 5, 1978

BE IT RESOLVED that the Farmington City Council hereby authorizes acceptance of the quotation of the Belefonte Insurance Company for \$100,000.00 police liability insurance with \$1,000.00 Deductible, at a rate of \$250.00 per sworn officer, for a total cost of \$5,500.00 annually.

AYES: Bennett, Buckler, Yoder
NAYS: None
ABSENT: Hartsock, Tupper.
RESOLUTION DECLARED ADOPTED: September 5, 1978.

BID RESULTS - ILLUMINATED
TARGET ARROW SIGN

The following bids were received on August 18, 1978 at 11:00 A.M. for one Illuminated Target Arrow Sign and attachments:

Visi-Flash of Michigan, Inc. 12760 Allen Road Taylor, MI 48180	One Dietz Model 7636E	\$2,250.00
Michigan Barricading: Bemis & Son, Inc.	One Bemis Model G	\$2,542.00

City Manager Deadman stated the low bidder, Visi-Flash of Michigan, Inc. met the city's specifications and the bid amount is within the project appropriation.

9-78-337

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Visi-Flash of Michigan, Inc., Taylor, Michigan, for One (1) Dietz Model Target Arrow Model 7636E in the amount of \$2,250.00; funds to be provided from the 1978-79 Water & Sewer Fund.

AYES: Buckler, Yoder, Bennett
NAYS: None
ABSENT: Hartsock, Tupper.
RESOLUTION DECLARED ADOPTED: September 5, 1978.

PROPOSED ENGINEERING CONTRACT
WATER SYSTEM IMPROVEMENT PROJECT

City Manager Deadman reported that it will be necessary to hire a consulting engineer to provide engineering services for the city's Water System Improvement Project which was approved by the local voters on August 8, 1978 in the Primary Election. City Manager Deadman met with the city's appointed engineers, Orchard, Papke, Hiltz & McCliment, in an effort to establish fees for this project. As a guide, the Civil Engineers' "Guide for the Engagement of Engineering Services", the normal consulting fee for engineering design services

September 5, 1978

is 7.53% of the project cost. Because of our present engineering firm's familiarity and experience within the city, they have agreed to provide these services for 6.22% of the project cost. They have also indicated that they would be able to use existing photogrammetry in developing topographical information on the proposed water system, thereby reducing the cost of the field survey which they estimate would cost approximately \$7,000.00. Construction stateout will be based on an hourly rate in accordance with the 1978 rate schedule and is estimated at \$30,000.00. Inspection would be based on an hourly rate paid by the contractor. The city would provide the contractor for the cost per day for inspection. The contractor will then be required to bid the number of days inspection he will require. Any overcharge will be the responsibility of the contractor.

City Manager Deadman submitted a chart indicating the median compensation for basic engineering services expressed as a percentage of construction cost for projects. The City Engineers have agreed to use Chart "B" covering work of average complexity, although the work proposed in this project would be classified as above average complexity.

9-78-338

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT:

The Farmington City Council hereby authorizes the City Manager and the City Clerk to enter into a contract with Orchard, Papke, Hiltz & McCliment, Inc. for Consulting Engineers for the city's Water System Improvement Project.

AYES: Bennett, Buckler, Yoder.

NAYS: None

ABSENT: Hartsock, Tupper

RESOLUTION DECLARED ADOPTED: September 5, 1978.

PROGRESS REPORT - SALE OF
BUILDING AUTHORITY BONDS

City Manager Deadman reported that the City of Farmington Building Authority application for the sale of \$625,000 Building Authority Bonds for the construction of the 47th District Court Facility has been submitted to the Michigan Municipal Finance Commission for approval. It is now in the office of the Attorney General's Office for review. We have been informed that the Attorney General's Office may be understaffed to review in a timely manner all of the bonding applications which are presently pending. As the city is already under construction with the court facility which would be financed through this bond sale, it is of

COUNCIL PROCEEDINGS -6-
September 5, 1978

concern to both the City of Farmington and the City of Farmington Hills that these bonds be approved at the earliest possible date.

9-78-339

Motion by Bennett, supported by Buckler, that the Farmington City Council hereby instructs the City Manager to contact the Attorney General requesting that his office give first priority to reviewing bond applications which are presently pending in his office. Motion carried, all ayes. (Hartsock, Tupper absent.)

SECOND CONSTRUCTION ESTIMATE

STATE STREET PARKING LOT

Requests for payment have been received from Best Asphalt, Inc. for work completed through August 19, 1978 on the State Street Parking Lot in the amount of \$9,719.55 and from Brick Faced Concrete Walls Company in the amount of \$2,850.00 for the screening wall. A review of the work completed has been made and payment is recommended.

9-78-340

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Best Asphalt, Inc. for work completed on the State Street Parking Lot in the amount of \$9,719.55; and

BE IT FURTHER RESOLVED that the Farmington City Council hereby authorizes payment to Brick Faced Concrete Walls Company for work completed on the screening wall in the amount of \$2,850.00, funds to be provided from the 1977-78 General Fund for both payments with 50% of the cost being reimbursed by the Farmington Community Library when the project is complete.

AYES: Bennett, Buckler, Yoder.

NAYS: None

ABSENT: Hartsock, Tupper.

RESOLUTION DECLARED ADOPTED: September 5, 1978.

ANALYSES -- TISCH AND HEADLEE

PROPOSED AMENDMENTS

City Manager Deadman submitted a copy of a memorandum developed by John M. Patriarche, Director of the Michigan Municipal League, regarding the impact of the proposed Headlee Amendment and an analysis of the proposed Tisch Amendment as developed by Oakland County Executive Daniel T. Murphy, for Council review.

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard, 33309 Shiawassee, requested the Director of Public Services, Earl Billing, to see what could be done to repair the manhole cover and surrounding pavement in front

September 5, 1978

of her residence.

Councilman Bennett asked if any notification to residents was made regarding placing their garbage and rubbish out for collection after dusk on the day prior to pickup, pointing out that one business establishment in his area, anticipating a Monday collection date, had placed rubbish out the entire week-end. City Manager Deadman advised that there would be "tear-out" card regarding garbage and rubbish schedules, rules and regulations, in the annual calendar being prepared.

Mrs. Nancy Leonard, 33309 Shiawassee, and Councilman Bennett questioned the advisability of painting a traffic line to direct traffic from Shiawassee onto southbound Farmington Road to expedite the turning movement. Public Safety Director Byrnes stated he doubted the painted line would remain very long due to the large volume of traffic at this intersection.

9-78-341

Motion by Bennett, supported by Buckler, that the City Manager be instructed to return to the Council, not later than the second Council Meeting in January with recommendations for alternate proposals for the resurfacing, repairing or replacement of previously assessed Class A Roads. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

9-78-342

Motion by Bennett, supported by Buckler, to adopt the following resolution:

WHEREAS, the qualified electors of the Issuer, at the August Primary Election duly called and held on August 8, 1978, did by more than the required majority of those voting approve the following proposition:

General Obligation Water Proposition

Shall the City of Farmington borrow the sum of not to exceed One Million (\$1,000,000.00) Dollars and issue its unlimited tax general obligation bonds therefor in the principal amount of not to exceed \$1,000,000.00 for the purpose of paying the cost of acquiring and constructing additions to the City's Water System consisting of water mains and controls, together with all attachments and appurtenances.

AND WHEREAS, it is the determination of the City Council that at this time bonds in the principal amount of One Million Dollars (\$1,000,000.00) for the purpose of paying the cost of the above-described project. Said issue shall consist of Two Hundred (200) bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity, from 1 upwards, dated as of December 1, 1978. The bonds shall bear interest, mature, and be payable at the time and in the manner set forth in Sections 4, and 6 hereof.

2. The Mayor and Clerk be, and they are hereby authorized to execute and sign the aforesaid bonds in conformity with specifications herein set forth, and the Mayor and Clerk shall execute the interest coupons to be attached to said bonds by causing to be affixed thereto their facsimile signatures, and there shall be affixed to said bonds the Issuer's seal, and that upon due and legal execution of said bonds, the Treasurer be, and is hereby authorized and directed to deliver said bonds to the purchaser thereof upon receipt of the purchase price therefor.

3. The Treasurer shall be and is hereby authorized and directed to open a separate depository account with a bank or trust company designated by the City Council, to be designated GENERAL OBLIGATION WATER DEBT RETIREMENT FUND (hereinafter sometimes referred to, for brevity, as the "Debt Retirement Fund"), the moneys to be deposited into said fund to be specifically earmarked and used solely for the purpose of paying principal and interest on the bonds herein authorized as they mature. All proceeds from taxes levied for said Debt Retirement Fund shall be deposited as collected into said fund. Commencing with the year 1979, there shall be levied upon the tax rolls of the Issuer for the purpose of the Debt Retirement Fund each year, in the manner required by the provisions of Act 202, Public Acts of Michigan, 1943, as amended, an amount sufficient so that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal and interest on the bonds becoming due next following the levy: Provided, however, that if at the time of making any such annual tax levy there shall be surplus moneys on hand in the Debt Retirement Fund for the payment of principal of and interest on the bonds, then credit therefor may be taken against such annual levy for said fund.

4. The said bonds and coupons shall be in substantially the following form:

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

UNITED STATE OF AMERICA

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF FARMINGTON

GENERAL OBLIGATION WATER BOND

No. _____

\$5,000.00

KNOW ALL MEN BY THESE PRESENTS, that the City of Farmington, County of Oakland, State of Michigan (the "City"), acknowledges itself to owe and, for value received, hereby promises to pay to the bearer hereof, or if registered to the registered owner, the sum of

FIVE THOUSAND DOLLARS

lawful money of the United States of America, on the first day of October, A.D., 19__, with interest thereon from the date hereof until paid at the rate of _____ percent (%) per annum, payable on October 1, 1979, and semiannually thereafter on the first day of April and October of each year, upon presentation and surrender of the proper interest coupons hereto attached as they severally become due. Both principal of and interest on this bond are hereby made payable at the principal office of _____, and for prompt payment of this bond, both principal and interest, the full faith, credit and resources of the Issuer are hereby irrevocably pledged.

This bond is one of a series of two hundred (200) bonds of even date and like tenor, except as to rate of interest, and date of maturity, aggregating the principal sum of \$1,000,000.00 numbered consecutively in direct order of maturity from 1 upwards, issued for the purpose of paying the cost of acquiring and constructing additions to the Issuer's Water System in pursuance of a vote of the qualified electors of the Issuer voting thereon at an election duly called and held on August 8, 1978.

Bonds maturing in the years 1981 and 1989, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1990 to 2000, inclusive, shall be subject to redemption prior to maturity, at the option of the Issuer, in inverse numerical order, on any interest payment date on or after October 1, 1989, at 103% of par if redeemed prior to October 1, 1994, at 102% of par if redeemed on or after October 1, 1994, but prior to October 1, 1997, at 101% of par if redeemed on or after October 1, 1997 but prior to maturity.

Thirty days notice of the call of any bonds for redemption shall be given by publication in a paper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds thirty days notice shall be given by mail to the registered holder at the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the paying agent to redeem said bonds.

This bond may be registered as to principal only on the books of the City kept by the paying agent in the name of the holder and such registration noted on the back hereof by the paying agent, after which no transfer shall be valid unless made on the books and noted on the back hereof in like manner, but transferability by delivery may be restored by registration to bearer. Such registration shall not affect the negotiability of the interest coupons.

This bond is payable out of the City's Debt Retirement Fund, and it is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of said Issuer, including this bond, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City, by its legislative body, has caused this bond to be signed in the name of the Issuer, by its Mayor and to be countersigned by its Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be signed by the facsimile signatures of its Mayor and Clerk, all as of the first day of December, A.D., 1978.

City of Farmington

By _____

Its Mayor

(Seal)

Countersigned:

Its Clerk

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

(Form of Coupon)

No. _____

\$ _____

On the first day of _____, A.D., 19____, the City of Farmington, County of Oakland, State of Michigan, promises to pay the sum shown hereon at the principal office of _____, being the interest due that date on its GENERAL OBLIGATION WATER BOND, dated December 1, 1978, No. _____.

Mayor

Clerk

REGISTRATION
NOTHING TO BE WRITTEN HEREON EXCEPT BY
THE PAYING AGENT

Date of Registration:	Name of Registered Owner:	Registrar
:	:	:
:	:	:
:	:	:
:	:	:

5. The Clerk shall make requisite application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds; upon receipt of said order fix a date of sale for said bonds; and publish notice of sale of the bonds in the Bond Buyer, New York, New York, and in the ~~Observer and Eccentric~~ **FARMINGTON OBSERVER**, Farmington, a newspaper of general circulation in the Issuer, which notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$1,000,000.00

CITY OF FARMINGTON

COUNTY OF OAKLAND, STATE OF MICHIGAN

GENERAL OBLIGATION WATER BONDS

SEALED BIDS for the purchase of the above bonds will be received by the undersigned at the City's offices located at 23600 Liberty Street, Farmington, Michigan 48024, on _____, the _____ day of _____, 197____, until _____ o'clock _____ m., Eastern Standard Time, at which time and place said bids will be publicly opened and read.

BOND DETAILS: Said bonds will be coupon bonds of the denomination of \$5,000.00 each, registrable as to principal only dated December 1, 1978, numbered in direct order of maturity from 1 upwards and will bear interest from their date payable on October 1, 1979, and semiannually thereafter.

Said bonds will mature on the 1st day of October, as follows:

\$25,000	1981, 1982 and 1983
35,000	1984 through 1988, inclusive
50,000	1989 through 1994, inclusive
75,000	1995 through 2000, inclusive

PRIOR REDEMPTION: bonds maturing in the years 1981 to 1989, inclusive, shall not be subject to redemption prior to maturity.

Bonds maturing in the years 1990 to 2000, inclusive, shall be subject to redemption prior to maturity, at the option of the City, in inverse numerical order, on any interest payment date on or after October 1, 1989 at 103% of par if redeemed prior to October 1, 1994, at 102% of par if redeemed on or after October 1, 1994, but prior to October 1, 1997; at 101% of par if redeemed on or after October 1, 1997, but prior to maturity.

Thirty days notice of the call of any bonds for redemption shall be given by publication in a paper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds, and in case of registered bonds thirty days notice shall be given by mail to the registered holder at the registered address. Bonds so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the paying agent to redeem said bonds.

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 7% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only, all bonds maturing in any one year must carry the same interest rate and each coupon period will be represented by one interest coupon. The difference between the highest and lowest interest rates bid shall not exceed 2%. No proposal for the purchase of less than all of the bonds or at a price less than 100% of their

-14-
a bank or trust company located in Michigan qualified to act as paying agent under State or United States law to be designated by the original purchaser of the bonds, who may also designate a co-paying agent, which may be located outside of Michigan, qualified to act as paying agent under the law of the State in which located or of the United States, both of which shall be subject to approval of the undersigned.

PURPOSE AND SECURITY: The bonds were authorized at an election held August 8, 1978, and are issued for the purpose of paying the cost of acquiring and constructing improvements to the City's Water System. The bonds will pledge the full faith and credit of the City for payment of the principal and interest thereon and will be payable from ad valorem taxes, which may be levied without limitation as to rate or amount. The rights or remedies of bondholders may be affected by bankruptcy laws or other creditor's rights legislation now existing or hereafter enacted.

GOOD FAITH: A certified or cashier's check in the amount of \$20,000, drawn upon an incorporated bank or trust company and payable to the order of the City Treasurer must accompany each bid as a guarantee of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid be accepted and the bidder fails to take up and pay for the bonds. No interest shall be allowed on the good faith checks and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail. The good faith check of the successful bidder may be immediately cashed in which even payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from _____, to their maturity and deducting therefrom any premium.

LEGAL OPINION: Bids shall be conditioned upon the unqualified approving opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, a copy of which opinion will be printed on the reverse side of each bond and the original of which will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue their unqualified approving opinion as to validity of the above bonds, Miller, Canfield, Paddock and Stone has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser at a place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern Standard Time, on the 45th day following the date of sale, or the first business

successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the bonds shall be made in Federal Reserve Funds. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on said bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds in accordance with terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on said bonds shall be paid for by the issuer; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the purchaser.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for General Obligation Bonds."

Clerk

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

6. The estimated period of usefulness of the proposed improvements is hereby declared to be not less than forty (40) years and its total cost is estimated to be One Million Dollars (\$1,000,000.)

7. All resolutions and parts of resolution insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: ~~XXXXXXXX~~ Councilman Bennett, Buckler, Yoder.

NAYS: None

ABSENT: ~~XXXXXXXX~~ Councilman Hartsock, Tupper.

RESOLUTION DECLARED ADOPTED.
SEPTEMBER 5, 1978

NEDRA VIANE, CITY CLERK

ST. BUILDING, DETROIT, MICHIGAN 48226

9-78-343

Motion by Bennett, supported by Buckler, to adopt the following ordinance:

ORDINANCE NO. C-432-78

AN ORDINANCE TO AMEND SECTION 5.133 SUB-SECTION (1) CHAPTER 39 ZONING, TITLE V, OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

5.133 Appeals, How Taken

(1) Appeals for Interpretation, Special Exception, or Variance shall be commenced by the appellant filing with the Board of Zoning Appeals, through the City Clerk, a notice of appeal in which are specified with particularity the grounds upon which the appeal is based. A fee of \$30.00 shall be paid the City Clerk at the time the notice of appeal is filed. The City Clerk shall forward the notice of appeal to the Building Inspector, Board of Zoning Appeals and the City Planning Commission as an interested public party.

This ordinance was introduced at a regular meeting of the Farmington City Council on August 21, 1978, was adopted and enacted at a regular meeting on September 5, 1978, and will become effective ten days after publication.

AYES: Bennett, Buckler, Yoder.
NAYS: None
ABSENT: Hartsock, Tupper.

9-78-344

Motion by Buckler, supported by Bennett, to adopt the following ordinance:

ORDINANCE NO. C-433-78

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SUB-SECTION 1(a) TO SECTION 5.15 OF THE UNIFORM TRAFFIC CODE FOR CITIES, VILLAGES AND TOWNSHIPS AS SET FORTH IN CHAPTER 105-TRAFFIC

THE CITY OF FARMINGTON ORDAINS:

Section 5.15 Driving Under the Influence of Intoxicating Liquor or Controlled Substances

ADD:

- 1(a) A peace officer may, without a warrant, arrest a person when the officer has reasonable cause to believe that the person was, at the time of an accident, the driver of a motor vehicle involved in the accident and was driving the vehicle upon a public highway of this state while under the influence of intoxicating liquor.

This ordinance was introduced at a regular meeting of the City Council on August 21, 1978, was adopted and enacted at a regular

COUNCIL PROCEEDINGS -18-
September 5, 1978

meeting of the City Council on September 5, 1978, and will become effective ten days after publication.

AYES: Bennett, Buckler, Yoder.
NAYS: None
ABSENT: Hartsock, Tupper.

CLAIMS AND ACCOUNTS

9-78-345

Motion by Buckler, supported by Bennett, to approve the monthly bills as submitted: General Fund \$55,173.68; Water & Sewer Fund \$12,913.88. Motion carried.

AYES: Buckler, Yoder, Bennett.
NAYS: None
ABSENT: Hartsock, Tupper.

Motion by Buckler, supported by Bennett, to adjourn. Motion carried, all ayes.

The meeting was adjourned at 9:35 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, September 18, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Buckler, Tupper and Yoder.

ABSENT: Councilman Hartsock
(Arrived at 8:15 P.M.)

CITY OFFICIALS PRESENT: City Manager Deadman, Director Billing, Director Byrnes, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

9-78-346

Motion by Bennett, supported by Yoder, to approve the minutes of the previous meeting held September 5, 1978 as printed. Motion carried, all ayes.

TABLED DECISION ON CASS COURT
CUL DE SAC STREET IMPROVEMENT

Mayor Tupper asked City Manager Deadman to bring Council up to date on the proposed street improvements to the cul de sac portion of Cass Court.

City Manager Deadman reported that during discussion at the last meeting's public hearing, residents on Cass Court cul de sac expressed concern as to the city's specifications for repaving this street. The City Engineer has therefore offered two options as part of the bid package: one would be 4 inches of asphalt with a 6 inch 22-X Base; the other would be 7 inch deep strength asphalt. The engineers believe that either of these cross sections would be adequate to service the cul de sac, although City Engineer Frank Papke has indicated a preference for the 7 inch deep strength asphalt; however, since there may be considerable cost difference between the two cross sections, it would be advisable to review the bids before making a determination.

9-78-347

Motion by Bennett, supported by Buckler, to adopt the following resolution:

RESOLUTION NO. 3

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct street improvements on the following described street: Cul-de-sac Portion of Cass Court, and

WHEREAS, plans and specifications and estimate of cost and other information concerning said street improvements have been prepared, and

COUNCIL PROCEEDINGS -2-
September 18, 1978

WHEREAS, the City Council has met after due and legal notice and has heard all persons interested in said improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council determines to proceed with the improvement described in the preamble hereto.
2. Plans and specifications and estimate of cost heretofore prepared are hereby approved.
3. The Special Assessment District shall consist of the following lots and parcels of land:
23-28-403-016; 23-28-403-017; 23-28-403-022;
23-28-403-023; 23-28-403-024.
4. The City Assessor is hereby directed to prepare a Special Assessment Roll in accordance with the resolution duly and regularly adopted by the City Council, wherein he shall assess by frontage that part of the cost to be borne by private property against the property set forth in paragraph #3 above.
5. As soon as the Assessor shall have prepared such assessment roll, he shall report the same to the City Council for confirmation.

AYES: Bennett, Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock
RESOLUTION DECLARED ADOPTED September 18, 1978.

NEDRA VIANE, CITY CLERK

9-78-348

Motion by Bennett, supported by Buckler, to adopt the following resolution:

RESOLUTION NO. 4

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the city consisting of street improvements on the following described street: Cul-de-sac portion of Cass Court; and

WHEREAS, the City Council has ordered the Assessor to make a Special Assessment Roll of all lots and parcels of land within the designated district benefited by the proposed improvement and assess to each lot or parcel of land the amount benefited thereby; and

COUNCIL PROCEEDINGS -3-
September 18, 1978

WHEREAS, the Assessor has completed said Special Assessment Roll and has filed the same with the City Clerk and the City Clerk has presented the same to the City Council for review and certification;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said Special Assessment Roll shall be filed in the office of the City Clerk and shall be available for public examination.
2. The City Council shall meet to review said Special Assessment Roll on Monday, November 6, 1978 at 8:00 o'clock P.M. Eastern Standard Time, at the City Hall in said city.
3. The City Clerk is directed to cause notice of said meeting to be published in the Farmington Observer, a newspaper published in the City, at least once, not less than ten (10) days before the date of said meeting and shall further cause notice of said meeting to be sent by first class mail to all property owners in the proposed special assessment district, as shown by the current assessment roll of the City, at least ten (10) days before the date of the meeting.
4. The notice of said meeting as published and mailed shall be in substantially the following form:

NOTICE OF MEETING OF CITY COUNCIL
TO REVIEW SPECIAL ASSESSMENT ROLL
TO THE OWNERS OF THE FOLLOWING DESCRIBED LANDS:

23-28-403-016; 23-28-403-017; 23-28-403-022;
23-28-403-023; 23-28-403-024.

PLEASE TAKE NOTICE that the City Council of the City of Farmington Oakland County, Michigan, has caused to be prepared a Special Assessment Roll to defray the cost of constructing street paving improvements on the following described street:

Cul-de-Sac Portion of Cass Court

Said Special Assessment Roll is on file with the City Clerk and is available for public examination.

TAKE FURTHER NOTICE that the City Council of the City of Farmington will meet at the City Hall in said City at 8:00 o'clock P.M. Eastern Standard Time, on Monday, November 6, 1978, for the purpose of reviewing said Special Assessment Roll and giving all interested persons an opportunity to be heard in connection therewith.

AYES: Bennett, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: September 18, 1978.

NEDRA VIANE, CITY CLERK

MINUTES OF OTHER BOARDS

9-78-349

Motion by Bennett, supported by Buckler, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of September 11, 1978
Farmington Board of Zoning Appeals minutes of September 6, 1978
Farmington Historical Commission minutes of August 30, 1978
Farmington Building Authority minutes of September 5, 1978
Review Committee for Special Assessment Deferred Payment Requests
minutes of September 5, 1978
Farmington Area Commission on Aging minutes of May 24, 1978
Farmington Board of Education minutes of August 15, 1978 and
minutes of August 22, 1978.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER OF RESIGNATION

MR. JAMES A. MOORE, PLANNING COMMISSIONER

Mr. James A. Moore, Planning Commissioner, has offered his resignation from the Farmington Planning Commission due to his recent retirement and subsequent relocation to northern Michigan. He states he has enjoyed the several years of working on the Commission, as he feels that he has gained knowledge and satisfaction working as a member of the Planning Commission.

9-78-350

Motion by Yoder, supported by Bennett, to accept the resignation of Mr. James A. Moore from the Farmington Planning Commission and to advise Mr. Moore of our appreciation and thanks for his service on the Planning Commission. Motion carried, all ayes.

REQUEST FOR PROCLAMATION

SWEETEST DAY AND HAPPINESS AWARDS DAY

The Kiwanis Club No. 1, of Detroit, each year undertakes to seek out and thank some of the community's citizens who have performed acts of kindness for friends, neighbors or family. They are requesting nominations for recognition. They are also requesting Council to designate October 21, 1978 as "Sweetest Day and Happiness Awards Day".

9-78-351

Motion by Yoder, supported by Buckler, to nominate Farmington Area citizens for recognition by the Kiwanis Club No. 1 of Detroit and to proclaim October 21, 1978 as "Sweetest Day and Happiness Awards Day" in the City of Farmington. Motion carried, all ayes.

The names suggested to the Kiwanis Club for consideration are:
Mr. and Mrs. Wade Dickerson
and Mr. Charles Schulkens.

LETTER OF RESIGNATION

MR. R. PETER PROKOP, PLANNING COMMISSIONER

Mr. Prokop has submitted a letter of resignation from the Farmington Planning Commission inasmuch as he will be moving outside the Farmington City limits, effective October 1, 1978. Mr. Prokop states he has enjoyed his years on the Planning Commission and hoped that he had been able to make a contribution to the city.

9-78-352

Motion by Buckler, supported by Bennett, to accept the resignation of Mr. R. Peter Prokop from the Farmington Planning Commission and forward a letter of appreciation to him for his contributions to the community and service on the Planning Commission. Motion carried, all ayes.

REQUEST FOR PERMIT FOR
OUTDOOR GARAGE SALE FROM
FARMINGTON AREA JAYCEES

Mr. Ronald Diderich, Program Chairman for the Farmington Area JayCees, advises that the Farmington JayCees are planning to hold an outdoor Garage Sale on Saturday, September 23, 1978 from 10:00 A.M. to 4:00 P.M. For a fee of \$8.00, the Jaycees will allow local residents to sell items they own through this sale. They are requesting permission to locate the sale on the parking lot of the Federal Department Store, which is owned by the Downtown Center Corporation. Permission has been granted by the owners of the company to use the property.

9-78-353

Motion by Bennett, supported by Yoder, to grant permission to the Farmington Area Jaycees to hold an outdoor Garage Sale on the parking lot of the former Federal store on September 23rd or 30th. Motion carried, all ayes.

Councilman Hartsock arrived at this point in the meeting.

REPORTS FROM CITY MANAGER

WATER LOSS: CITY OF DETROIT SYSTEM

City Manager Deadman advised that a review of the city's water loss for the portion of the city's water system which receives water through the Detroit Water System, showed that the loss has increased substantially over previous experience.

The city's average water loss in this whole system for a four year period, 1973 through 1977, was 8 1/2% annually. The past four quarters indicate that the city's water loss has increased to 21.9%.

The city crews have checked our sewer system and have ruled out the fact that any break exists which is entering the city's sewer system. The City of Detroit has been experiencing some problems with the meter and register which record water being serviced by

the City of Detroit to Farmington. It is believed this is where the trouble lies; that the meter has incorrectly recorded the amount of water being furnished by Detroit to our city.

City Manager Deadman has communicated with the Detroit Metro Water Department requesting credit for the extraordinary water loss in the amount of \$17,662.87 and will advise of any further progress in negotiations with the City of Detroit.

AUTHORIZATION TO PURCHASE
EQUIPMENT FOR COPS PROGRAM

Director of Public Safety Daniel A. Byrnes states the newly formed C.O.P.S. program has been highly successful in providing information over the C.B. radios concerning hazardous situations, stranded motorists, traffic accidents and other police-related incidents. The group has approached the Director and requested that they be allowed to install a Citizens Band Base Station and man it on a 24-hour basis on Saturdays and Sundays. Director Byrnes states he wishes to encourage this citizen participation and that there is adequate space at the Department of Public Services training facility which could be used for such a base station.

Director Byrnes advised that it would cost approximately \$500.00 to purchase one base station, install an antenna and provide counter space and other miscellaneous equipment to establish the C.B. station. Director Byrnes advised that he can provide funds from within the existing departmental budget for the equipment requested.

9-78-354

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the establishment of a Citizens Band Base Station at the Department of Public Services Training Facility.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 18, 1978.

AUTHORIZATION TO CHANGE
POLICE/FIRE TELEPHONE NUMBER

Director of Public Safety Daniel A. Byrnes advised that the Public Safety Department telephone number 474-1212 is very similar to the number used by the Michigan Bell Telephone Co. to provide the correct time (472-1212). This similarity of numbers has caused the department to receive a large number of misdialed phone requests for time. As many as 48-64% of calls during any given eight hour period are misdialed numbers for the time, a condition which can no longer be tolerated as it is causing serious disruption in the Department's ability to

COUNCIL PROCEEDINGS -7-
September 18, 1978

deliver emergency services. The only alternative appears to be a change in the department's phone number.

After reviewing several combinations of phone numbers which could be made available, it appears that 474-4700 would be the best number, as it is easily remembered and the trend toward push button phones makes this number no more difficult to dial than any other.

9-78-355

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves and authorizes the Public Safety Department to have the department's emergency phone number changed from 474-1212 to a new number 474-4700.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: September 18, 1978.

There was discussion regarding what confusion might occur during the transition period of changing the phone number. Director Byrnes stated there would be prior notification to the community to facilitate the change.

9-78-356

Motion by Bennett, supported by Yoder, that the City Council ask the City Manager to consider the matter of an answering service for a designated period of time following the change of number and report back the financial costs and assessment of whether it would be worthwhile dollarwise for such an expenditure. Motion carried, all ayes.

PROPOSED AGREEMENT BETWEEN
THE CITY AND CITY ASSESSOR

City Manager Deadman advised that he had received a request from the city's Assessor, John Sailer, to alter his employment with the city to a part-time basis. Mr. Sailer states his department has been organized to the point where a full time Assessor is not necessary. He, therefore, offers to continue his employment with the City of Farmington on a part-time basis, working at least 1,100 hours per year. He would continue to be responsible for certifying the city's Assessment Roll, organizing and assisting in the Board of Review hearings, and further, be available to meet in the city offices with citizens not less than two full days each week.

City Manager Deadman submitted a proposed agreement between the city and the assessor for consideration.

COUNCIL PROCEEDINGS: -8-
September 18, 1978

9-78-357

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the Mayor and City Clerk to enter into an agreement with Mr. John Sailer, City Assessor, on behalf of the City of Farmington regarding his services as Assessor for the City of Farmington on a Part-time basis beginning October 1, 1978 through September 30, 1980.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 18, 1978.

NEDRA VIANE, CITY CLERK

FINAL PAYMENT FOR REPAIRS
TO STORM WATER RETENTION BASIN

9-78-358

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment in the amount of \$5,900.00 to Timmer Construction Company, 30670 West Eight Mile Road, Farmington, Michigan as final payment for repairs made to the city's storm water retention basin;

BE IT FURTHER RESOLVED that funds be provided from the 1978-79 fiscal budget Water & Sewer Operational and Maintenance Fund.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 18, 1978.

NEDRA VIANE, CITY CLERK

BID RESULTS--CONCRETE AND
ASPHALT SAW

The following bids were received September 14, 1978 at 11:00 A.M. for One Concrete and Asphalt Saw with attachments, and Alternate Proposals for a 35 hp unit for the Department of Public Works:

<u>Bidder</u>	<u>Proposal</u>	<u>Alternate</u>
Universal Equipment Company 530 E. Maple Road (C200HS Cardinal) Troy MI 48084	\$2,725.00	\$4,525.00
Detroit Diamond Drilling 7021 W. Eight Mile Road (EC185DM) Detroit MI 48221	\$2,740.00	

COUNCIL PROCEEDINGS -9-
September 18, 1978

<u>Bidder</u>	<u>Proposal</u>	<u>Alternate</u>
Construction & Trade Tools, Inc 32205 Groesbeck Hwy Fraser, MI 48026	\$2,899.75 (1855D/M Target	\$3,853.28
Burke Rental Service, Inc. 31500 W. Eight Mile Rd. Farmington Hills, MI 48018	\$4,230.00 (Felker 200-MCA)	\$5,150.00

The bid of Universal Equipment Company is the low bid, and meets city specifications.

9-78-359

Motion by Buckler, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of the Universal Equipment Company, Troy, Michigan, in the amount of \$2,725.00 for (1) Concrete and Asphalt Saw, Cardinal Model C-200-HS in the amount of \$2,725.00; and

BE IT FURTHER RESOLVED that the funds be provided from the 1978-79 budget as follows: 50% from the Routine Maintenance Roads and Streets Fund (DPW), and 50% from the Water and Sewer Operations and Maintenance Fund.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 18, 1978

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

PUBLIC COMMENT

Mayor Tupper opened the meeting to the public for comments.

Mr. Louis Abramovich, 32718 Grand River, complimented the Council on their consideration given to the request of the City Assessor.

There were no other comments from the audience.

9-78-360

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report of the General Fund for the period 2 months ending August 31, 1978. Motion carried, all ayes.

9-78-361

Motion by Hartsock, supported by Yoder, to receive and file the Financial Report 47th District Court for the two months ending August 31, 1978. Motion carried, all ayes.

COUNCIL PROCEEDINGS -11-
September 18, 1978

deferred payments shall become a lien against the described properties in accordance with Farmington City Code Title I, Chapter 7, Section 1.196 - Deferred Payments.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 18, 1978.

NEDRA VIANE, CITY CLERK

CLAIMS AND ACCOUNTS

9-78-363

Motion by Hartsock, supported by Buckler, to approve the monthly bills as submitted: General Fund \$31,658.35; Water & Sewer Fund \$3,558.30.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

ABSENT: None

MOTION CARRIED.

Motion by Hartsock, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:15 P.M.

Richard L. Tupper, Mayor

Nedra Viane

Nedra Viane, City Clerk

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, October 2, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, and Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Billing, Director Byrnes, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

10-78-364

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting of September 18, 1978, as printed. Motion carried, all ayes.

Councilman Bennett remarked that the Farmington Jaycees had held their "garage sale" on September 23rd and September 30th instead of 'either/or' as stipulated by Council.

MINUTES OF OTHER BOARDS

10-78-365

Motion by Bennett, supported by Hartsock, to receive and/or file the following minutes of other boards:

- Farmington Beautification Committee minutes of September 14, 1978
- Farmington Community Library minutes of September 7, 1978.
- Farmington Area Arts Commission minutes of September 12, 1978
- Board of Education minutes of Regular and Special meetings 9/5/78

PETITIONS AND COMMUNICATIONS

JOINT MEETING FARMINGTON
BEAUTIFICATION COMMITTEE
AND CITY COUNCIL

At the request of Chairman Jackie Steuer, Farmington Beautification Committee would like to meet in joint session with the City Council to discuss the activities of the Beautification Committee. A meeting was scheduled for October 16, 1978 at 7:00 P.M. prior to the next regular meeting of the Council.

REQUEST FOR VARIANCE FROM
FARMINGTON POST OFFICE

The Farmington Post Office on Slocum Street has constructed a temporary structure at the northeast corner of the post office

in an effort to reduce the noise at night at this facility. The temporary structure was constructed due to numerous complaints from nearby residents regarding loading dock noise at night which was disturbing to their sleep. As this structure is considered non-conforming under the City Code, the Farmington Post Office is requesting a variance to retain the structure until such time as their new post office is completed on Twelve Mile Road.

10-78-366

Motion by Yoder, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby grants permission to the Farmington Post Office, 33200 Slocum Street, to retain the non-conforming temporary structure at this location until such time as the new Post Office is completed on Twelve Mile Road.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED:

NEDRA VIANE, CITY CLERK

REQUEST FROM CITIES OF
KEEGO HARBOR AND HAZEL PARK
FOR SUPPORT OF THEIR POSITION
REGARDING FIRE DAMAGE CLAIMS

The Cities of Keego Harbor and Hazel Park have adopted resolutions urging the Legislature to enact legislation which would ensure that legitimate fire damage claims are satisfied promptly allowing the owners to rehabilitate their property without delay. They are requesting City Council to support their position in this regard.

10-78-367

Motion by Bennett, supported by Yoder, to table the requests received from the Cities of Keego Harbor and Hazel Park regarding fire damage claims until the next regular meeting. Motion carried, all ayes.

ECONOMIC DEVELOPMENT CONFERENCE

City Manager Deadman advised that an invitation had been received from Daniel T. Murphy, County Executive, to attend a conference in the City of Troy on Thursday, October 19th, from 8:30 a.m. until 6:00 p.m. The purpose of the conference is to provide information and advice for stimulating economic development and creating new business in the local community. City Manager Deadman advised he would arrange registration for those Councilmen available to attend this meeting. Councilman Buckler stated he would attend.

REQUEST FOR PROCLAMATION
LAYMEN'S NATIONAL BIBLE COMMITTEE

10-78-368

Motion by Bennett, supported by Hartsock, to proclaim the week of November 19-26, 1978 as "Bible Week" in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
FRIENDS OF ANIMALS, INC.

10-78-369

Motion by Yoder, supported by Bennett, that the Farmington City Council take no action regarding the request for Proclamation received from Friends of Animals, Inc. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT
THE OLD WINERY, INC.

The liquor license commitment to the Old Winery, Inc. expires October 27, 1978. In reviewing the progress of the proposed restaurant, it has been determined that very little work has been accomplished in the conversion of a portion of the old winery building into a restaurant. A minimal amount of demolition has occurred and since the last time the proponents appeared before Council, there have been extended periods of time during which no work at all has occurred. City Manager Deadman has discussed the matter with the proponent, Mr. Charles J. Teichner, and asked him to appear before Council to discuss this progress.

Mr. Teichner was present at the meeting. He stated he had encountered some problems with his contractors. He felt that if a 90 day extension of time was received, he could have the project well under way during that time.

10-78-370

Motion by Yoder, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council take no action for the next ninety days regarding the Old Winery, Inc. proposed restaurant liquor license commitment; that after October 27, 1978 a review of the progress of the work will be made to determine whether or not Council should take a position in opposition to any extension of the Liquor License commitment.

AYES: Buckler, Hartsock, Tupper, Yoder.
NAYS: Bennett

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -4-
October 2, 1978

PROPOSED RENOVATION AND
LEASE TERMS FOR OFFICE
SPACE IN MUNICIPAL BUILDING

City Manager Deadman submitted a drawing indicating the proposed division of space presently occupied by the 47th District Court to enable the City to lease office space to the Keep Michigan Beautiful, Inc. organization. The new office would contain approximately 210 sq. ft.

City Manager Deadman also submitted a proposal received from the Schiller Construction Company for remodeling the present office space occupied by the 47th District Court in the Municipal Building.

The remodeling cost of the portion of the space to be used by K.M.B. Inc. is estimated to be \$1533.00. In discussing lease arrangements with the Executive Director of KMB, Inc., Mrs. Shirley Richardson, we find that KMB, Inc. is willing to pay \$140.00 per month rent for the office, or \$8.00 per sq. ft. per year. It is proposed that the city would provide cleaning services and message-taking services during normal switchboard hours. The city would recover its expenses in remodeling the space for KMB Inc. the first year of a lease.

10-78-371

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Attorney to draw up a proposed lease between the City and Keep Michigan Beautiful, Inc., at a rate of \$8.00 per sq. ft. annually for office space in the Municipal Building.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None City Manager

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

10-78-372

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager to receive quotes for the proposed renovation work of offices in the Municipal Building in lieu of bids.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

PROGRESS REPORT--PUBLIC SAFETY
DEPARTMENT CHANGE IN TELEPHONE NUMBER

City Manager Deadman reported that he had reviewed the various alternatives in providing a smooth transition from the existing police emergency telephone number to the new one. A notice of the change in the Public Safety Department emergency telephone number has been mailed to all postal customers, including residential, commercial and industrial. The notice includes information pertaining to the new emergency number as well as stickers containing the new emergency phone number which may be placed on phone instruments. Additional stickers are available for those having a need for them. The Department continues to answer both the new number and the old number until such time as Council makes a decision regarding when the old number may be terminated.

City Manager Deadman has also reviewed the possibility of employing a local telephone answering service to answer the old police emergency number for a period of 90 days beginning October 23. The Suburban Telephone Answering Service has indicated that they would be willing to provide this service for a basic cost of \$43.00 per month, plus 25¢ for each telephone call received over 60 calls a month.

Estimating the activity over the 90 day period, it is estimated the total cost would approximate \$3,271.50. In reviewing the cost as well as the difficulty in verifying whether or not the answering service actually answered a given number of calls, City Manager Deadman did not believe it would be advisable to transfer the old police emergency number to an answering service. He offered the following solution:

that the Public Safety Department will continue to answer both the new and the old emergency numbers until October 27, 1978. At that time calls received by the Department on the old emergency number would receive a recorded telephone message giving the caller the new number. During the period from now until October 27th, the Department will be able to analyze the effectiveness of the advertisement mailed to each resident informing them of the new emergency phone number. Michigan Bell Telephone Company would continue providing information on the number by recorded message for a period of one year. By that time, the new telephone books will no doubt be distributed.

10-78-373

Motion by Bennett, supported by Yoder, to adopt the following resolution:

October 2, 1978

BE IT RESOLVED that the Farmington City Council hereby authorizes the Department of Public Safety to institute the following procedure for the conversion of the new emergency telephone number:

The Department of Public Safety will continue to answer both the new and the old emergency telephone numbers until October 27, 1978. At that time, calls received by the Department on the old number will receive a recorded telephone message giving the caller the new number.

During the period from now until October 27th, the Department will analyze the effectiveness of the advertisement mailed to each resident informing them of the new emergency phone number.

Michigan Bell Telephone Company will continue to provide information on the number by recorded message for a period of one year.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

IMPROVEMENT IN THE EMPLOYEE
DENTAL PROGRAM

City Manager Deadman reported that a review of last year's experience in the Employee Dental Program indicates the city is in a position to raise the benefits as shown below:

<u>Current Plan</u>		<u>1977-78 (Effective 7-1-77)</u>
Dental Cost		Employee Reimbursement
First	\$25	\$ -0-
Next	200	100
Total:	\$225	\$100
<u>New Benefit Plan</u>		<u>1978-79 (Effective 7-1-78)</u>
Dental Cost		Employee Reimbursement
First	\$25	\$ -0-
Next	400	200
Total	\$425	\$200

Since the Union Contracts require that additional benefits be provided if there are sufficient funds in the Trust Account, a decision of Council will not be necessary in this matter for Union employees. Council approval will be necessary to extend the improved benefits to the General Non-Unionized Employee Group of the city.

COUNCIL PROCEEDINGS -7-
October 2, 1978

10-78-374

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby extends the improved benefits provided under the city's employee dental program to the general non-unionized employee group of the city, as well as those covered by union contracts, effective July 1, 1978.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

PROPOSED ESTABLISHMENT OF
COUNTY HOUSING COUNCIL

As a result of a county-wide conference on housing held in September by the Community Development Division of Oakland County, it has been proposed that a Housing Council be established.

The Council would consist of appointed citizens, one from each member community. The Council would be charged with monitoring the progress made in carrying out the Housing Assistance Plan for the forty-five cooperating units of government on a continuing basis. These units presently participate in the Community Development Program administered by the Oakland County Community Development Division.

The city received a letter from Mr. John Madole, Manager of the Oakland County Community Development Programs, asking if Council would support such an organization and would be willing to appoint a representative from the city.

10-78-375

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council is willing to support and participate in the proposed Housing Council as administered by the Oakland County Community Development Division and indicate to them that we will be appointing a member from our community in the near future.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO
CONTRACT FOR ENGINEERING FOR
IMPROVEMENT TO SHIAWASSEE-
FARMINGTON ROAD INTERSECTION

City Manager Deadman reported that it had been determined the cost of the improvement to the existing bridge at Shiawassee and Farmington Roads versus the replacement of the existing bridge were nearly the same, and therefore, it was decided that it was in the best interest of the city to replace the 40-year old structure rather than attempting to improve it.

As a result of this decision, the project will have to be re-engineered to incorporate the new bridge design. Since we originally anticipated paying the engineering costs without federal aid, it was not necessary to enter into a contract with the State of Michigan Department of Highways and Transportation for the engineering portion of the project.

Since the new engineering is estimated to cost \$23,000.00, a separate grant to aid in the payment of these costs has been applied for. The Highway Department has agreed to add the engineering cost to our existing Federal Aid Grant, thereby authorizing federal reimbursement of 70% of all engineering costs incurred for the re-design of the bridge. The Federal Government would pay \$16,100.00 of the \$23,000.00 cost.

10-78-376

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the federal grant for engineering costs for improvements to the Farmington Road/Shiawassee Road bridge; and

BE IT FURTHER RESOLVED that the Farmington City Council hereby authorizes the City Manager and City Clerk to sign a contract on behalf of the city with the Department of State Highways and Transportation to provide Engineering Services for the improvement of the intersection of Shiawassee Road and Farmington Road.

AYES: Bennett, Buckler, Hartssock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978.

NEDRA VIANE, CITY CLERK

BIDS - FIRE HOSE

The following bids were received on September 13, 1978 at 11:00 a.m. for 600 ft. of 5", 2 1/2" and 1 1/2" Fire Hose:

<u>Bidder</u>	<u>5"</u>	<u>2 1/2"</u>	<u>1 1/2"</u>
Peter Payette Co. Riverview, MI	\$4,170.00	\$ 948.00	\$ 660.00
Safeco, Inc., Warren, MI	no bid	990.00	750.00
Apollo Fire Equipment Co Mt. Clemens, MI	3,300.00	1,152.00	756.00
Alert Fire Fighting Eq. Co. Lansing, MI	3,954.00	984.00	696.00
Spears Fire & Safety Services, Inc. Ann Arbor, MI	4,242.84	1,110.00	738.00

10-78-377

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes acceptance of bids as follows:

APOLLO FIRE EQUIPMENT COMPANY - 600 Ft. of 5" Fire Hose in the amount of \$3,300.00

PETER PAYETTE COMPANY - 600 Ft. of 2 1/2" Fire Hose in the amount of \$948.00 and 600 Ft. of 1 1/2" Fire Hose in the amount of \$660.00 for a total amount of \$1,608.00; and

BE IT FURTHER RESOLVED that the funds for this purchase be provided from the 1978-79 General Fund budget.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 2, 1978

NEDRA VIANE, CITY CLERK

MISCELLANEOUS: PUBLIC COMMENTS

Mrs. Nancy Leonard questioned Director of Public Services about the work being done at the Oakwood Cemetery.

COUNCIL PROCEEDINGS -10-
October 2, 1978

10-78-378

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Historical Commission Annual Report for 1977-78. Motion carried, all ayes.

APPOINTMENTS TO BOARDS AND
COMMISSIONS (PLANNING AND ZONING APPEALS)

City Manager Deadman stated he had contacted the persons named by Council as possible candidates for appointment to the Farmington Planning Commission vacancies created by the resignation of Commissioners Prokop and Moore.

In addition to those named by Council, Mr. James Abernethy, 20941 Larkspur, who presently serves on the Farmington Board of Zoning Appeals, has indicated an interest in being appointed to the Planning Commission. He has instructed at colleges and universities, classes in Community Planning, and he feels that he may be able to bring this special expertise to the Planning Commission.

If Mr. Abernethy should be appointed to the Planning Commission a vacancy would occur on the Board of Zoning Appeals for his unexpired term.

10-78-379

Motion by Bennett, supported by Hartsock to appoint Mr. James J. Abernethy to the Farmington Planning Commission for a term expiring in June, 1981. Motion carried, all ayes.

10-78-380

Motion by Yoder, supported by Bennett, to appoint Mrs. JoAnne McShane to the Farmington Board of Zoning Appeals for the vacant unexpired term expiring June, 1979. Motion carried, 3 ayes, 2 nays.

10-78-381

Motion by Buckler, supported by Hartsock, to appoint Mr. J. Norman Potts to the Farmington Planning Commission for a term expiring in June, 1981. Motion carried, all ayes.

OTHER MISCELLANEOUS

Mayor Tupper advised that again this year he was concerned with the city's ordinance prohibiting the burning of leaves in our community. He stated he had contacted various agencies involved in environmental problems, clean air, etc. to see if there were ways to allow the burning of leaves in the Fall. City Manager Deadman stated he had contacted the Department of Natural Resources who had forwarded their memo covering Environmental Control Guidelines applicable to Open Burning.

Mayor Tupper pointed out an item in this memo referring to burning allowed under special conditions.

COUNCIL PROCEEDINGS -11-
October 2, 1978

City Manager Deadman submitted a proposed amendment to the city code which would allow City Council to temporarily permit the burning of leaves for specific times.

10-78-382

Motion by Yoder, supported by Bennett that any action on the proposed ordinance be tabled for two weeks. Motion failed. 2 Ayes, 3 Nays.

10-78-383

Motion by Hartsock, supported by Bennett, to introduce Ordinance No. C-433-78 which would allow Council to temporarily permit burning of leaves for a specific period of time. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

10-78-384

Motion by Hartsock, supported by Yoder, to approve the monthly bills for payment as submitted: General Fund, \$17,818.33; Water & Sewer Fund, \$6,060.33. Motion carried.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

Motion by Hartsock, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:55 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, October 16, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler,
Hartsock, Tupper, Yoder.
ABSENT: None
CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Byrnes,
Atty. Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETING

10-78-385

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting as printed. Motion carried, all ayes.

PRESENTATION - PLANTE & MORAN, CPA

Mr. Thomas Doescher, Mr. Jeff Vaughn and Mr. Richard Sorensen, representing the city's auditors, Plante & Moran, presented Plante & Moran's Annual Audit Report for the 1977-78 Fiscal Year for the General Fund, Water & Sewer Fund, Highway Fund, Federal Revenue Sharing Fund, Building Authority, Employees Retirement Fund and the 47th District Court.

Mr. Doescher showed slides and commented on the revenues and expenditures of the General Fund for 1978 as compared to 1977.

10-78-386

Motion by Yoder, supported by Hartsock, to accept the Plante & Moran Annual Audit Report 1977-78 Fiscal Year as submitted for the following funds: General Fund, Water & Sewer Fund, Highway Fund, Federal Revenue Sharing, Building Authority, Employees Retirement Fund and the 47th District Court. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

10-78-387

Motion by Bennett, supported by Yoder, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of October 9, 1978
Board of Zoning Appeals minutes of October 4, 1978
Farmington Historical Commission minutes of September 20, 1978
Farmington Area Commission on Aging minutes of August 29, 1978
Board of Education minutes of September 19, 1978
MOTION CARRIED, ALL AYES.

PETITIONS AND COMMUNICATIONS

INVITATION TO ATTEND ANNUAL
KEEP MICHIGAN BEAUTIFUL
AWARDS BANQUET

All Councilmen have been invited to attend the Annual Awards Banquet given by Keep Michigan Beautiful, Inc. to be held on Tuesday, October 24, 1978 at 6:00 P.M. in the Hospitality Inn in Lansing. City Manager Deadman will arrange reservations for those wishing to attend.

RESOLUTION FROM CITY OF OAK PARK
REGARDING PROPOSAL "H" - VOUCHER PLAN

The City of Oak Park has adopted a resolution opposing any legislation that would provide, either directly or indirectly, any public financial support for non-public education based on the following considerations:

1. To maintain the constitutionally ordained separation of State and Church, thereby preserving the independence of each.
2. To assure the maximum level of financial support for public education at a time when that support is less than adequate.
3. To assure the continuance of public education, which is one of the cornerstones of a free society, as State support for non-public education is viewed as an erosion of the role of public education.

Discussion followed regarding the effects upon the City of Farmington.

10-78-388

Motion by Buckler, supported by Yoder, to support the City of Oak Park's position and oppose Proposal H (Voucher Plan). Motion carried, 4 ayes, 1 nay (Bennett).

RESOLUTION FROM CITY OF OAK PARK
REGARDING PROPOSAL "E" - HEADLEE PROPOSAL

10-78-389

Motion by Bennett, supported by Hartsock, to table Item C on the Agenda until after Council has considered Item F. Motion carried, all ayes.

RESOLUTION FROM CITY OF BERKLEY
REGARDING CONGRESSIONAL SUBURBAN CAUCUS

The City of Berkley has adopted a resolution expressing support for the newly established Congressional Suburban Caucus which has been formed by Congressmen representing suburban communities throughout the United States. The purpose is to provide a forum

for the exchange of information about various legislative proposals that would impact on the suburbs and to minimize adverse impacts or maximize favorable impacts of federal policy as it relates to suburban communities.

10-78-390

Motion by Buckler, supported by Yoder, to support the City of Berkley's resolution supporting the goals of the Suburban Caucus and their intent to promote the idea of a national suburban policy. Motion carried, 4 ayes, 1 nay (Hartsock).

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE
FOR SUPPORT OF PROPOSAL "M"

The Michigan Municipal League is recommending that communities support Proposal "M" which will be on the November ballot. Proposal M would amend the Michigan Constitution to allow not less than 90% of all highway user taxes to be used for roads, streets, highways and bridges, and place a limit of 10% on the amount of all highway user taxes that the legislature can allocate to other forms of transportation. Proposal M would constitutionally earmark for comprehensive transportation the state's share of the present sales tax on vehicle-related sales.

10-78-391

Motion by Bennett, supported by Yoder, that the Farmington City Council hereby goes on record as supporting Proposition M which will appear on the November 7, 1978 General Election ballot. Motion carried, all ayes.

LETTER FROM WILLIAM S. MITCHELL
REGARDING HEADLEE AND TISCH TAX PROPOSALS

Mr. William S. Mitchell, Farmington resident, has written Council asking if consideration has been given to making information available to citizens of the City of Farmington regarding the various proposals offered on the November ballot and offering his assistance for such a presentation or mailing.

10-78-392

Motion by Bennett, supported by Yoder, that due to the ambiguity of the questions and the conjectures that would have to be made regarding the financing and the question of legality in mailing out such information from the local government unit, that the Farmington City Council take no action on the request and letter from Mr. William S. Mitchell. Motion carried, all ayes.

Mayor Tupper proceeded to Item C on the agenda which had been previously delayed.

Discussion of Proposal "E" followed.

10-78-393

Motion by Bennett, supported by Hartsock, that the Farmington City Council go on record as opposing Proposal "E", the so-called "Headlee Proposal". Motion carried, all ayes.

Discussion followed regarding Proposal "J" (Tisch Amendment).

10-78-394

Motion by Bennett, supported by Yoder, that the Farmington City Council go on record as opposing Proposal "J", the "Tisch Amendment". Motion carried, all ayes.

LETTER FROM GOVERNOR MILLIKEN

SB 1174 and HB 4721

FIREFIIGHTERS OVERTIME BILLS

Governor Milliken has advised that at the present time the issue regarding firefighters overtime legislation remains unresolved and no further action will be taken on this bill until the Legislature returns in mid-November. He urges that Council continue to discuss the proposed bills with our representatives.

Council received Governor Milliken's letter without action.

TABLED DECISION RE SUPPORT OF

LEGISLATION REGARDING DELAYED

FIRE INSURANCE DAMAGE CLAIMS

The Cities of Keego Harbor and Hazel Park have adopted resolutions in an effort to obtain legislation which would provide punitive damages to insurance companies who fail to settle non-fraudulent fire insurance claims promptly. Council tabled any decision to support this action at the last regular meeting.

10-78-395

Motion by Bennett, supported by Buckler, that the Farmington City Council recommends that the Legislature review the problem of delayed settlement of non-fraudulent fire insurance claims by insurance companies to determine the effect of the so-called "delayed payments" before introduction of punitive legislation. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
FROM FARMINGTON BUSINESS AND
PROFESSIONAL WOMEN'S CLUB

10-78-396

Motion by Bennett, supported by Yoder, to issue a proclamation designating October 15-21, 1978 as "National Business Women's Week". Motion carried, all ayes.

NOTICE OF MEETING IN OAKLAND COUNTY
REGARDING SEMCOG'S SMALL AREA FORECAST

Daniel T. Murphy, County Executive, has invited Council to attend a meeting on Tuesday, October 24, 1978 at 2:30 p.m. in the Board of Commissioner's Auditorium at the Oakland County

Service Center, 1200 N. Telegraph Road in Pontiac. The purpose of the meeting is to receive input into suggested modifications that should be included into the County's policy alternatives resulting from the SEMCOG Small Area Forecasts.

Councilman Buckler stated he would attend the meeting.

REPORTS FROM CITY MANAGER

TERMINATION OF PARKING LOT LEASE
LIVINGSTON/OAKLAND CO FEDL CREDIT UNION

In accordance with the terms of the lease entered into with the Livingston-Oakland County Federal Credit Union, the Directors of the credit union have voted to exercise their option to terminate the lease. Under the lease option, the Credit Union may purchase the improvements on the lot for the original cost less depreciation; the city's portion of the lot cost \$9,442.88 and has been in use for 17 months. Using the depreciation schedule of 6.66% per year, the lot has depreciated \$890.94, leaving a balance owing to the City of \$8,951.94.

The city's cost of the development of this parking lot is shared with the Farmington Community Library. The actual monies for the city's portion came from the Community Development Program. Therefore, it will be necessary to return half of the money received by the termination of the lease to the Community Library and the other half to the Community Development Program.

City Manager Deadman advised that the Hawthorne Street Paving project costs are exceeding engineering estimates for the project and he therefore recommends that the portion to be returned to the Community Development Program be assigned to the Hawthorne Street Paving Project. City Manager Deadman further advised that the city's parking spaces will not be adversely affected as the new parking lot on State Street provides 26 new spaces. The Liberty Street parking lot provided 16 spaces.

10-78-397

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the transfer of funds received as a result of the termination of lease between the Livingston-Oakland County Federal Credit Union for the Liberty Street Parking Lot to the Community Development Program and that the funds be assigned to the Hawthorne Street Paving Project.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: OCTOBER 16, 1978

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO CONTRACT
WITH E R G, INC. METERING SERVICES
FOR INFILTRATION AND IN-FLOW SURVEY

City Manager Deadman submitted a proposed agreement between the city and E R G, Inc. for Council consideration. One of the requirements of the EPA Facilities Planning Grant is that the city meter its sewer system for infiltration and in-flow analysis. E R G, Inc. is presently under contract with the city to complete a storm event analysis on the Upper Branch of the Rouge River. Our City Engineers have recommended E R G, Inc. since these two reports tie in together.

10-78-398

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT:

The Farmington City Council hereby authorizes the City Manager to enter into a contract with E R G, Inc., 117 N. First Street, Ann Arbor, Michigan 48103, for metering services for an Infiltration and In-Flow Survey Analysis on our sanitary sewer system, in the amount of \$16,012.00; and

BE IT FURTHER RESOLVED THAT:

The funds for this contract be provided by the EPA and the Water & Sewer Improvement Account.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: October 16, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO 4-YEAR
AGREEMENT WITH OAKLAND COUNTY C.E.T.A. PROGRAM

Oakland County continues to be designated as a Prime Sponsor and eligible applicant for the Comprehensive Employment and Training Act funds through the Federal Government. The City of Farmington is designated as a sub-grantee of Oakland County for C.E.T.A. funds. Under the requirements of the Act, if the city wishes to continue receiving CETA funding, we must enter into a contract with the County assuring that the city will comply with the federal guidelines pursuant to Public Law 930-203 which pertains to the Comprehensive Employment and Training Act of 1973. The contract will run for four years beginning October 1, 1978.

10-78-399

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby authorizes the City Manager to enter into a four year agreement with the County of Oakland indicating our continued participation in the Comprehensive Employment and Training Act Program, (CETA), beginning October 1, 1978.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: OCTOBER 16, 1978.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO RECEIVE BIDS
TWO 1979 POLICE VEHICLES

Public Safety Director Daniel A. Byrnes has requested authorization to receive bids for two police vehicles. The Department continues to benefit from the use of Chevrolet Novas by reduced gasoline usage, reduced vehicle maintenance costs at a net saving of between \$15,000.00 and \$16,000.00 over previously estimated gasoline and maintenance costs. Further, the city has received a much higher resale value on its trade-ins and vehicles have been operated at nearly 40% more mileage than previously owned vehicles.

Director Byrnes further advised that the Chevrolet Nova police car has been dropped from the Chevrolet product line for 1979 and has been replaced with a Malibu 9C1 police package incorporating the special equipment which made the Nova police car the best available. Although the new Malibu is a downsized intermediate in terms of wheel base and overall dimensions, the interior compartment dimensions are comparable to the Nova. Therefore, Director Byrnes is requesting authorization to purchase two 1979 Malibu 9C1 models to replace two 1977 Chevrolet Novas which have been driven in excess of 60,000 miles.

10-78-400.

Motion by Hartsock, supported by Buckler, to authorize the City Clerk to receive bids for Two (2) 1979 Chevrolet Malibu 9C1 Police Vehicles with a trade-in of Two (1) 1977 Chevrolet Nova police vehicles. Motion carried, all ayes.

TRAFFIC STUDY - FARMINGTON RD/SHIAWASSEE

City Manager Deadman reported that the Department of Public Safety had received a request from the First Baptist Church of Farmington to conduct a traffic study of the corner of Farmington Road and Shiawassee. They state that eastbound vehicles on Shiawassee have difficulty traversing the intersection during certain times of the day, because of the constant flow of westbound Shiawassee traffic which is allowed to enter and leave the intersection without regulation.

Director Byrnes has reviewed the situation and determined that a traffic signal is not warranted as the traffic volumes on the western leg of this intersection are relatively light, and the accident experience for the intersection is low. To alleviate the current situation, Director Byrnes has authorized the installation of a Stop Sign for Westbound Shiawassee at Farmington Road as permitted under Sections 2.27 and 2.28 of the city's Uniform Traffic Code. After a 90 day review of the effects of the Stop Sign, the Director will make his recommendation to Council as to whether or not a Stop Sign should be retained permanently.

Council received the above report with no action necessary.

CITY ATTORNEY OPINION REGARDING
REQUIREMENT FOR REGISTERED
PROFESSIONAL ENGINEER'S SEAL

At the request of Mayor Richard L. Tupper, City Manager Deadman requested City Attorney Kelly's opinion on Act 240-1937, Licensing, and Regulating Architects, Professional Engineers and Surveyors, as it applies to certain types of variances and special exception requests received by the city's Board of Zoning Appeals.

City Attorney Kelly has reported that the Act specifically exempts an owner constructing buildings on his own property for his own use, and allows other unregistered persons to plan, design and supervise construction of residential buildings not exceeding 3,500 sq. ft. of floor area.

Discussion followed as to whether or not the city had the right to require a seal under a local ordinance.

10-78-401

Motion by Bennett, supported by Yoder, that the Farmington City Council express appreciation to Attorney Kelly for his opinion on Act 240-1937 regarding requirements for engineer's seals on prints submitted to governmental agencies, and return to him for a second opinion as to whether the city has the right to require seals, etc., in lieu of this opinion. Motion carried, all ayes.

BUILDING DEPARTMENT QUARTERLY REPORT

10-78-402

Motion by Bennett, supported by Hartsock, to receive and file the Building Department Quarterly Report (July 1-Sept. 30, 1978). Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND

10-78-403

Motion by Bennett, supported by Buckler, to receive and file the Financial Report for the General Fund, 3 months ended September 30, 1978. Motion carried, all ayes.

FINANCIAL REPORT 47th DISTRICT COURT

10-78-404

Motion by Yoder, supported by Hartsock, to receive and file the Financial Report 47th District Court, three months ended September 30, 1978. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

AMENDMENT TO RESOLUTION NO. 4

CASS COURT CUL DE SAC PAVING

S.A.D. No. 78-69

The City has received bids for the paving of Cass Court Cul-de-sac from only one bidder. Such bid was 150% over engineering estimates. The City Engineer will advertise for new bids with a completion date in the summer of 1979 which, hopefully, will entice more contractors to bid.

Since it is not possible to firm up the price on this project, at this time, it will necessitate postponing the established public hearing date of November 6th to a later date. The new bids should have been received by November 6th. If at that time the price is out of line, it may be necessary to again postpone the public hearing until spring of 1979.

10-78-405

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS, on September 18, 1978 the Farmington City Council adopted Resolution No. 4 establishing a Public Hearing on November 6, 1978 at 8:00 o'clock P.M. to review the Special Assessment Roll for the paving of the cul-de-sac portion of Cass Court;

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council hereby amends Resolution No. 4 and establishes a Public Hearing to review the Special Assessment Roll for the paving of the cul-de-sac portion of Cass Court on Monday, November 20, 1978 at 8:00 P.M. at the City Hall, Farmington, Michigan.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 16, 1978.

NEDRA VIANE, CITY CLERK

ADOPTION OF ORDINANCE C-433-78
LEAF BURNING

10-78-406

Motion by Hartsock, supported by Yoder, to adopt the following Ordinance:

ORDINANCE NO. C-433-78

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON TITLE IX CHAPTER 91 FIRE PREVENTION, ARTICLE 3 GENERAL PRECAUTIONS AGAINST FIRE, BY ADDING A NEW SUB-SECTION (6) TO SECTION 9.32 (F-301.1)

THE CITY OF FARMINGTON ORDAINS:

F-301.1 General. Bonfires, Outside Fires and Incinerators.

- (6) City Council may temporarily permit the burning of leaves. Whenever such permit is granted, it shall be for a specific period of time as set by Council. No person shall burn leaves on any improved road.

This ordinance was introduced at a regular meeting of the Farmington City Council on October 2, 1978, was adopted and enacted at the next regular meeting on October 16, 1978 and will become effective ten days after publication.

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

AYES: Hartsock, Tupper, Yoder.
NAYS: Bennett, Buckler

CLAIMS AND ACCOUNTS

10-78-407

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$47,498.13; Water & Sewer Fund \$9,581.08. Motion carried.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.
NAYS: None

Motion by Yoder, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:15 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Joint Meeting of the Farmington City Council and the Farmington Beautification Committee was held on Monday, October 16, 1978 at 7:00 P.M. in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper and Yoder.

Committee Members J. McShane, R. Osmer, J. Steuer, W. Reed.

CITY OFFICIALS PRESENT: City Manager Deadman, Clerk Viane.

Jackie Steuer, Chairman of the Beautification Committee, stated the Committee had requested this meeting as a means of better communication between the Committee and the Council.

The Committee would like to install bicycle stands in the downtown shopping center and there was discussion as to whether or not stands not being used by the Farmington Public Schools could be purchased. City Manager Deadman will inquire as to the availability of these stands. The Committee felt there was a need as many people are now riding bicycles to shop.

The Committee also advised that there is a need for assistance in maintaining the plantings at various areas of the city; either from the city forces or from volunteers. Volunteers have been difficult to locate as many women formerly available for volunteer work are fully employed and cannot assist during the daytime. The Committee stressed that they could use some "Friends of the Beautification Committee" =those who can assist on a part time basis rather than as a full time committee member.

The Committee advised that they thought they could do a much better job as a committee if they received more input and support from the Planning Commission, the DPW, the Historical Commission as well as the Council.

Council complimented the Beautification Committee for its many projects, stating that the appearance of the downtown area is better than it has ever been before.

The meeting was adjourned at 8:00 P.M.

Richard L. Tupper, Mayor

Nedra Viane
Nedra Viane, City Clerk

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, November 6, 1978 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler,
Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Byrnes,
Director Billing, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

11-78-408

Motion by Yoder, supported by Hartsock, to approve the minutes of the special joint meeting with the Farmington Beautification Committee and the regular meeting of the Council of October 16, 1978. Motion carried, all ayes.

Councilman Bennett referred to a 'nay' vote at the last meeting as shown in the minutes regarding Council's support of a resolution from the City of Oak Park opposing Proposition "H". He wished to go on record as indicating why he had voted nay. He stated he did not feel the city had a direct involvement in the issue.

MINUTES OF OTHER BOARDS

11-78-409

Motion by Bennett, supported by Buckler, to receive and/or file the minutes of the following boards:

Farmington Historical Commission minutes of October 18, 1978

Farmington Employees Retirement System Board of Trustees minutes of October 25, 1978

Farmington Area Commission on Aging minutes of September 26, 1978

Farmington Area Arts Commission of October 10, 1978

Farmington Beautification Committee minutes of October 12, 1978

Farmington Community Library Board minutes of October 5, 1978

Farmington Board of Education minutes of October 3 and October 9, 1978

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER OF RESIGNATION SISTER CLARE NICOLAI

Sister Clare Nicolai has submitted a letter of resignation from the Farmington Area Commission on Aging. She states she has appreciated the opportunity of being a member of the Commission and expresses her appreciation to the Council for what they have done to aid senior citizens.

11-78-410

Motion by Buckler, supported by Bennett, to accept the resignation

COUNCIL PROCEEDINGS -2-
November 6, 1978

of Sister Clare Nicolai from the Farmington Area Commission on Aging with regret and that a letter be forwarded to Sister Clare expressing our gratitude and thanks for her dedication and service to the Commission. Motion carried, all ayes.

LETTER FROM LIQUOR CONTROL COMMISSION
RE TRANSFER OF SDM LICENSE 30790-8 GRAND RIVER

The Liquor Control Commission has notified the City of the application for the transfer of an SDM license at 30790-8 Grand River Avenue from Lawrence D. Grattan. Present ownership is Antonio G. and Grace Perez. The Public Safety Department has conducted a name check on Mr. Grattan and found no criminal record on file. If Council has no objection to this transfer, no action is necessary. There were no objections.

LETTER FROM SEMCOG RE
COUNTY-WIDE CAUCUS

City Manager Deadman advised Council of a SEMCOG County-wide Caucus of all cities, villages, and townships for the purpose of electing one of Oakland County's two members to the Areawide Water Quality Board. The caucus meeting will be held on Thursday, November 16, 1978, at 7:30 P.M. at the Oakland County Commissioners' Auditorium. Councilman Buckler stated he would attend.

NOTICE OF PUBLIC HEARING
COUNTY ROAD COMMISSIONERS
PROPOSED BUDGET AND ROAD CONSTRUCTION
PROGRAM FOR 1979

The Board of County Road Commissioners will hold a public hearing for the proposed budget and road construction program for 1979 on Wednesday, November 15, 1978 at 7:30 P.M. in the Bloomfield Township Hall, 4200 Telegraph Road.

11-78-411

Motion by Hartsock, supported by Buckler, to receive and file the letter from the Oakland County Board of County Road Commissioners. Motion carried, all ayes.

BIDS - FIRE COATS

The following bids were received on October 21, 1978 at 10:00 a.m. for ten firefighter coats:

Peter F. Payette Company	\$1,140.00
Safeco, Inc.	1,175.00
Apollo Fire Equipment Company	1,125.00

11-78-412

Motion by Yoder, supported by Bennett, to adopt the following resolution:

COUNCIL PROCEEDINGS. -3-
November 6, 1978

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of Apollo Fire Equipment Company of Mt. Clemens, Michigan in the amount of \$1,125.00 for ten (10) Fire Coats;

BE IT FURTHER RESOLVED that funds be provided from the 1978-79 General Fund Budget.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED November 6, 1978.

NEDRA VIANE, CITY CLERK

PROGRESS REPORT 47th DISTRICT COURT FACILITY

City Manager Deadman reported that the remodeling of the west wing of the Ten Mile School into a court facility is proceeding on schedule. The building should be ready for occupancy sometime in late January or early February if the project continues on schedule.

City Manager Deadman submitted an Official Statement prepared by his office and the City Treasurer to aid in the sale of the bonds at a favorable interest rate. As part of the bond sale, the Building Authority has requested a bond rating for the city from Moody's Investors Service, Inc. The rating has been received and the city has been rated "A-1".

11-78-413

Motion by Hartsock, supported by Yoder, to receive and file the progress report on the 47th District Court Facility project submitted by the City Manager. Motion carried, all ayes.

BIDS - CASS COURT CUL-DE-SAC PAVING PROJECT

On October 31, 1978 bids were received for the paving of the Cass Court cul-de-sac. Only one bid was received. The one bid received was from Detroit Concrete Products and is approximately 70% over engineering estimates, primarily a result of the smallness of the project as well as spring product price considerations. The City Engineer has recommended that the bid be rejected and further suggests that we include this project in a larger project which should help reduce the cost.

It will also be necessary to postpone the public hearing scheduled for November 20, 1978 to review the special assessment district for the Cass Court cul-de-sac project.

11-78-414

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS, on September 18, 1978 the Farmington City Council adopted Resolution No. 4 establishing a Public Hearing on November 20, 1978 at 8:00 P.M. to review the Special Assessment Roll for the paving of the Cul-de-sac portion of Cass Court;

NOW, BE IT RESOLVED, that the Farmington City Council hereby

COUNCIL PROCEEDINGS -4-
November 6, 1978

amends Resolution No. 4 and establishes a Public Hearing to review the Special Assessment Roll for the paving of the Cul-de-sac portion of Cass Court on Monday, April 16, 1979 at 8:00 o'clock P.M. at the City Hall, Farmington, Michigan.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: November 6, 1978.

NEDRA VIANE, CITY CLERK

11-78-415

Motion by Yoder, supported by Bennett, that the Farmington City Council hereby rejects the bid of Detroit Concrete Products Company for the paving of the Cass Court Cul-de-sac as being in the best interest of the City of Farmington. Motion carried, all ayes.

11-78-416

Motion by Bennett, supported by Hartsock, to instruct the City Manager to prepare necessary procedures for the special assessment district for the paving of Hawthorne Street from Shiawassee to Nine Mile Road; and for Whittaker Street from Grand River Avenue south 600-ft. Motion carried, all ayes.

PROPOSED PERSONNEL

RULES AND REGULATIONS

City Manager Deadman advised that the city's personnel rules and regulations had not undergone any major amendment since their adoption in 1967. In an effort to update these rules and regulations to reflect current legal requirements, fringe benefits and recent court decisions, City Manager Deadman submitted a proposed new format and proposed rules and regulations for Council's consideration.

11-78-417

Motion by Bennett, supported by Yoder, to establish a study session meeting for the purpose of reviewing the proposed Personnel Rules and Regulations at 7:00 P.M. on Monday, December 4, 1978. Motion carried, all ayes.

PROPOSED ORDINANCE - MUNICIPAL
CEMETERIES - RULES & REGULATIONS

In an effort to improve the operation of the city's cemeteries, and to establish firm guidelines for their continued operation, the City Manager and the City Clerk have developed a proposed ordinance for Council's consideration. City Manager Deadman has also provided for Council's review, proposed cemetery Rules and Regulations.

11-78-418

Motion by Bennett, supported by Hartsock, to introduce Ordinance No. C-435-78 which would add a new chapter to the Farmington City Code entitled Municipal Cemeteries. Motion carried, all ayes.

11-78-419

Motion by Bennett, supported by Yoder, to table the adoption of the proposed cemetery rules and regulations until such time as the Cemetery Ordinance has been adopted. Motion carried, all ayes.

PROPOSED WATER AND CROSS-
CONNECTION ORDINANCE

City Manager Deadman reported that the Michigan Department of Health has established administrative rules requiring a local water Cross-Connection Program. The purpose of the program is to assure that community drinking water does not become contaminated through cross connections between the water system and the sewerage system.

Director of Public Services Ear Billing has developed a program to comply with the State requirements. The program includes a proposed ordinance, administration procedures, schedule for inspection and acceptable vacuum breaker equipment for installation within the local water system. The Ordinance adopts by reference the Water Supply Cross-Connection Rules of the Michigan Department of Public Health. It places the duty of inspection for compliance with these rules on the City's Department of Public Services.

The City has a deadline of January 11, 1979 for compliance with the Department of Health Administrative Rules requiring the Cross-Connection Program. After Council has established an Ordinance and Program for compliance, the City is required to submit a copy of the Program to the Department of Health for their approval.

11-78-420

Motion by Yoder, supported by Hartsock, to introduce Ordinance No. C-436-78 which will regulate and eliminate Cross-Connections with the public water supply system, in accordance with the Water Supply Cross-Connection Rules of the Michigan Department of Public Health. Motion carried, all ayes.

LOCAL PARK-AND-RIDE SERVICE

SEMTA has established twelve new Park-and-Ride Lots in the metropolitan area. One of the new lots is located in the City of Farmington at the American Legion Hall, 31775 Grand River.

The new service will allow local residents to park their vehicles and board a SEMTA Express Bus from Farmington to Downtown Detroit. The new service will provide three buses outbound beginning at 6:40 a.m. and three buses inbound beginning at 4:40 p.m. Monday through Friday. The bus leaving Farmington will proceed on Grand River Avenue to Middlebelt Road and south to the Jeffries Expressway to Downtown Detroit. SEMTA is attempting to acquire large parking lots that would be available during week days.

11-78-421

Motion by Bennett, supported by Hartsock, to instruct the City Manager to draft a resolution indicating the City's support of the SEMTA Park-and-Ride Program, and requesting that those local organizations having parking lots large enough to accommodate the program consider participation. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Gayle Haenke, 22410 Power Road, discussed the dust condition that occurred in the area of Nine Mile Road and Freedom Road. Director of Public Services Earl Billing will contact the City of Farmington Hills regarding this roadway and will advise Mrs. Haenke.

Mrs. Nancy Leonard, 33309 Shiawassee, asked about the proposed Stop Sign to be erected at the intersection of Farmington Road and Shiawassee. Director of Public Safety Daniel A. Byrnes advised that further studies are being made regarding an alternative solution.

APPOINTMENT FARMINGTON
AREA COMMISSION ON AGING

The City of Farmington appoints two representatives to the Farmington Area Commission on Aging. To date the terms of office have not been established. City Manager Deadman recommends that one commissioner be appointed for a two year term and one commissioner be appointed for a three year term.

11-78-422

Motion by Bennett, supported by Yoder, to establish a three year term for present Commissioner Joan Crane running from May 15, 1977 to May 15, 1980. Motion carried, all ayes.

11-78-423

Motion by Hartsock, supported by Buckler, to appoint Mrs. Paul W. Loidas, 36699 Vicary Lane, as representative of the city on

the Farmington Area Commission on Aging for a two year term expiring May 15, 1979 filling the unexpired term of Sister Clare Nicolai who has resigned. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY
QUARTERLY REPORT

11-78--424

Motion by Bennett, supported by Hartsock, to receive and file the Department of Public Safety Quarterly Report for the period ending September, 1978. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

11-78-425

Motion by Yoder, supported by Hartsock, to approve the monthly bills for payment as submitted: General Fund \$11,006.06; Water & Sewer Fund \$2,848.51. Motion carried, all ayes.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.
NAYS: None

ADJOURNMENT

Motion by Yoder, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:25 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, November 20, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: : PRESENT: Councilman Buckler, Tupper, Yoder.
 : ABSENT: Councilman Bennett, Hartsock.

Councilman Bennett arrived at 8:15 P.M.
Councilman Hartsock arrived at 8:40 P.M.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes,
Director Billing, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

11-78-426.

Motion by Yoder, supported by Buckler, to approve the minutes of the previous meeting of November 6, 1978 as printed. Motion carried, all ayes. Bennett, Hartsock absent.

MINUTES OF OTHER BOARDS

11-78-427

Motion by Buckler, supported by Yoder, to receive and/or file the minutes of the following boards and commissions:

Farmington Planning Commission minutes of November 13, 1978
Farmington Building Authority minutes of October 18, 1978
Farmington Board of Education minutes of October 17, 1978

Motion carried, all ayes. Bennett, Hartsock absent.

PETITIONS AND COMMUNICATIONS

LETTER FROM VINCENT R. BRUCKLER PRESIDENT DRAKE HEIGHTS HOMEOWNERS ASSOCIATION

The Drake Heights Homeowners Association is concerned with the construction of the proposed senior citizen housing at the corner of Drake and Freedom Roads by the City of Farmington Hills. They are requesting that City Council support the Association's concerns by bringing these concerns to the attention of the appropriate people. Discussion followed.

11-78-428

Motion by Yoder, supported by Buckler, to receive and file the letter from Mr. Vincent R. Bruckler, President of the Drake Heights Homeowners Association. Motion carried, all ayes.

Mayor Tupper asked City Manager Deadman to advise the Drake

COUNCIL PROCEEDINGS -2-
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Heights Homeowners Association that this project was still in the planning stages and that Council shares their concerns and will remain involved and express our concerns when possible.

REPORTS FROM CITY MANAGER

AUTHORIZATION TO WAIVE BID PROCESS
WHEN PURCHASING THROUGH STATE OF MICHIGAN

City Manager Deadman reported that the City Charter requires the city to receive formal sealed bids for purchases in excess of \$1,000 unless upon the written recommendations of the City Manager the Council, by formal unanimous resolution of those present at a meeting, determines that no advantage to the city would result from competitive bidding.

The City of Farmington has entered into an Agreement with the State of Michigan which allows the city to purchase goods that have been competitively bid by the State. The bids are awarded to the lowest bidder who meets the state's specifications. Cities and Counties may take advantage of high volume bids required by the State by the payment of a 2% service charge. By using this process, the city is able to save anywhere from ten to fifty per cent on some items.

In order to comply with the city's charter provisions, the administration should receive authorization from the Council to waive the local requirements for purchases over \$1,000.00, if the purchases are made through the State of Michigan, Department of Management and Budget Purchasing Division.

11-78-429

Motion by Yoder, supported by Buckler, to adopt the following resolution:

WHEREAS, the Farmington City Council has determined that no advantage to the City would result from competitive bidding on items available through the State of Michigan, Department of Management and Budget Purchasing Division, as the State of Michigan has already obtained competitive prices through their bid process;

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby authorizes the City Manager to waive the bid process for purchases approved by Council in the adoption of the budget, when making purchases from the State of Michigan, Department of Management and Budget Purchasing Division.

AYES: Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Bennett, Hartsock.
RESOLUTION DECLARED ADOPTED: November 20, 1978.

COUNCILMAN BENNETT ARRIVED AT THIS POINT - 8:15 P.M.

PROPOSED MAINTENANCE AGREEMENT
FARMINGTON ROAD (Grand River to 8 Mile Rd.)

City Manager Deadman reported that the Oakland County Board of Road Commissioners proposes to renew the existing Maintenance Contract which requires the City of Farmington to provide all ordinary maintenance, including snow and ice removal, pot-hole patching, joint and crack filling, sweeping and flushing, as well as maintenance of the roadway drainage.

The contract includes Farmington Road from Eight Mile Road north to Grand River, a distance of 1.7 miles, at a rate of \$4,950.00 per mile, or \$8,415.00.

City Manager Deadman advised that the City of Farmington expended \$11,570.00 to maintain this section of roadway during the last fiscal year. For the past three years the amount reimbursed by the County has been insufficient to cover the maintenance cost of Farmington Road. Although the City must contribute to the maintenance, this would probably be true even if the city were to return the maintenance of Farmington Road to the Road Commission. In all probability, the Road Commission would not provide sufficient sweeping and snow removal services to satisfy the level of service desired by our community. It is probable that the City would supplement the County's sweeping and snow removal in any case. Inasmuch as Farmington Road provides a vital link between major arteries to several of our City's Subdivision, as well as to the Central Business District, it would be in our best interest to continue the Maintenance Contract with Oakland County.

11-78-430

Motion by Buckler, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to enter into a contract with the Oakland County Board of Road Commissioners for the maintenance of Farmington Road from Eight Mile Road north to Grand River Avenue, at a cost reimbursement of \$4,950.00 per mile, for the 1979 calendar year.

AYES: Bennett, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: November 20, 1978.

AGREEMENT TO PARTICIPATE IN WATER
QUALITY MANAGEMENT PLAN FOR SE MICHIGAN

SEMCOG was designated by the Governor as the Planning Agency for the seven county area of Southeast Michigan to develop an Areawide Water Quality Management Plan pursuant to Section 208 of the Federal Water Pollution Control Act, Amendments of 1972.

SEMCOG has now developed a Water Quality Management Plan. The plan has been adopted by the General Assembly. As part of that

Plan, the City of Farmington has accepted a designation as a Management Agency responsible for the proper operation of our sanitary sewer system. We further have accepted the obligation of providing financial support for the functions of continuing Areawide Water Quality Management Planning and the oversight of the Plan implementation. We further agree to prepare a local implementation strategy which identifies problem areas and establishes an implementation schedule and priorities for correction.

City Manager Deadman advised that at this point in time, preparation of such strategy would not necessarily require implementation, as one of the problems identified in local implementation would be financial requirements. We would anticipate that the need of federal funding would be part of our local strategy. Local communities are given six months to develop a local implementation strategy. SEMCOG is committed to assist the local communities in the preparation of the documents to meet this requirement.

SEMCOG has established an Areawide Water Quality Board which will be requiring staff. The Board under the plan will monitor and oversee all aspects of plan implementation and co-ordinate inter-agency activities and assist local communities in their water pollution control efforts.

SEMCOG has developed a fee schedule to offset the cost of operating the Areawide Water Quality Board. The charge is an amount not to exceed 1¢ per 1,000 cu. ft. of sewage flow. Based on the city's average sewage flow, we would anticipate a cost of about \$920.00 per year. SEMCOG has proposed a budget for the period January 1, 1979 through June 30, 1979 which will require less funding than the Maximum amount allowed. They have provided a proposed agreement under which the City of Farmington would be charged \$126.00 based on the 1977 sewage flow for the first six months of operation. SEMCOG has requested each of the communities in the seven-county area to enter into this Agreement.

Without this planning agency, the City of Farmington would eventually be required to develop its own plan at considerable expense. Those cities which elect not to participate will be prohibited from receiving any further federal funding for the correction of water quality problems.

11-78-431

Motion by Bennett, supported by Buckler, to adopt the following resolution:

WHEREAS, Section 208 of the Federal Water Pollution Control Act Amendments of 1972 (Public Law 92-500) requires the development and implementation of an areawide water quality management plan; and

WHEREAS, the Governor designated the Southeast Michigan Council of Governments (SEMCOG) as the Section 208 Planning Agency for the seven (7) County area of Southeast Michigan to develop an areawide water quality management plan pursuant to Section 208 of Public Law 92-500; and

WHEREAS, the Water Quality Management Plan for Southeast Michigan (the Plan) has been adopted by the General Assembly of SEMCOG; and

WHEREAS, as indicated in Exhibits A and B (attached at end of these minutes) of this resolution, the Continuing Planning Agency (SEMCOG) and the Areawide Water Quality Board will be performing certain planning and administrative services directed toward achieving the requirements and the clean water goals of PL 92-500 and ensuring that Southeast Michigan is eligible for federal grants for water pollution control under applicable federal programs, and

WHEREAS, the Plan identifies certain agencies and communities as management agencies to be responsible for carrying out certain actions under the Plan; and

WHEREAS, said Public Law 92-500 requires such management agencies as identified in the Plan to be designated by the Governor as Designated Management Agencies; and

WHEREAS, the Plan identified the CITY OF FARMINGTON as a proposed Designated Management Agency to be responsible for performing those Plan implementation functions set forth in Appendix I of this resolution (attached at end of these minutes) and

WHEREAS, it is essential that an agency designated in the Plan as a Designated Management Agency indicates its willingness to accept such designation for the performance of applicable management responsibilities; and

WHEREAS, the CITY OF FARMINGTON in January, 1978 accepted designation for the planning, construction, and operation of its wastewater treatment facility and accepted, in principle, responsibility for the collection and payment of a service charge based on sewage flow to provide financial support for the functions of continuing areawide water quality management planning and oversight of Plan implementation; and

WHEREAS, designated management agency functions will be financed through existing mechanisms and the Continuing Planning Agency and the Areawide Water Quality Board will assist Designated Management Agencies in obtaining any additional funding necessary for Plan implementation to the extent feasible;

NOW, THEREFORE, BE IT RESOLVED that the CITY OF FARMINGTON accepts designation as a management agency in accordance with the Water Quality Management Plan for Southeast Michigan to perform those management responsibilities set forth in Appendix I (attached at end of minutes).

BE IT FURTHER RESOLVED, that in accepting such designation, the CITY OF FARMINGTON, with the assistance of the Continuing Planning Agency (SEMCOG), agrees to prepare, within six (6) months subsequent to approval of the Plan by the Environmental Protection Agency, a Local Implementation Strategy, including estimates of necessary personnel and financial requirements, identification of problem areas, and establishment of an implementation schedule and priorities, for its assigned management responsibilities set forth in Appendix I.

BE IT FURTHER RESOLVED, that the CITY OF FARMINGTON, in assuming responsibility under the Plan, approves the Agreement, as contained in Appendix II of this resolution (attached at end of minutes), for the purposes of providing financial support for the functions of continuing areawide water quality planning and oversight of Plan implementation, and that ROBERT F. DEADMAN, CITY MANAGER, is hereby authorized and directed to execute said Agreement for and in behalf of the CITY OF FARMINGTON.

AYES: Bennett, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED NOVEMBER 20, 1978.

NEDRA VIANE, CITY CLERK

REPORT ON H.B. 5259 RE:
LAW ENFORCEMENT OFFICERS'
BILL OF RIGHTS

City Manager Deadman reported that House Bill 5259 is a bill to create a Law Enforcement Officers' Bill of Rights. Director of Public Safety Daniel A. Byrnes points out that this bill is attempting to provide additional rights to police officers which are not presently enjoyed by the general populace. Section 4 of the House Bill permits the officer to bypass the normal grievance procedure and proceed on to the courts, or to use both methods, grievance and court action, at the same time. He points out further that Section 6 (a) of the bill states that an officer under investigation shall be informed in writing of the nature of the investigation before interrogation. Director Byrnes points out that this section would make an investigation of most minor incidents practically impossible, as the investigating officer would have to develop all of the facts revolving around the incident, reducing them to writing, before even talking to the officer involved in the incident. Many of the provisions of the bill would be very difficult to comply with for a small police agency. The Director believes that it is essential that a police agency has the power to discipline without being encumbered by legislation. Police Officers are already protected by several

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statutes as well as work agreements which provide for adequate procedures involving investigations which may lead to discipline. It is the Director's position that House Bill 5259 would severely restrict the ability of the city to properly administer the actions of its Public Safety Department; that the police officer must be responsible for his actions, as he is a servant of the people and should not be given additional rights which are not afforded to all of the citizens. Further, police officers presently enjoy the protection of Act 312, Compulsory Arbitration.

11-78-432

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby goes on record in opposition to House Bill No. 5259, a bill to create a Law Enforcement Officers' Bill of Rights; and

BE IT FURTHER RESOLVED that our State Legislators, Wilbur V. Brotherton, Representative; and Daniel S. Cooper, Senator; be advised of the Council's position.

AYES: Bennett, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED NOVEMBER 20, 1978.

NEDRA VIANE, CITY CLERK

PROPOSED TRAFFIC CONTROL
ORDINANCE NO. C-437-78

Director of Public Safety Byrnes has met with 45 residents of the Tall Oaks and Farmington Meadows Subdivisions to discuss the traffic problems within the subdivisions. At the conclusion of the meeting, it was agreed that the stop signs controlling the intersection of Tall Oaks and Chestnut should be removed and "yield" signs installed. Director Byrnes agrees that the intersection can be adequately controlled by the installation of a "Yield" sign on the northwest corner of Chestnut at Tall Oaks.

Director of Public Safety Byrnes has reviewed the parking situation on Heritage Lane west from Drake Road and recommends that parking be prohibited on both sides of Heritage Lane for a distance of 82 ft. west of Drake Road. This is intended to remove the hazard of parked cars in proximity of the Drake Road intersection.

11-78-433

Motion by Bennett, supported by Buckler, to introduce Ordinance No C-437-78 Traffic Control Ordinance regulating traffic at the intersection of Tall Oaks and Chestnut Streets and parking on Heritage Lane west of Drake Road. Motion carried, all ayes. (Hartsock absent).

PROPOSED ORDINANCE No. C-438-78

As a result of the recent State Election, the Michigan Constitution has been amended to raise the drinking age from 18 yrs. to 21 yrs. In order that the city's local ordinance coincide with the state requirements, it will be necessary to adopt an ordinance amending the city code pertaining to the legal drinking age.

11-78-434

Motion by Yoder, supported by Bennett, to introduce Ordinance No. C-438-78 which would amend Chapter 90, Section 9.155 of the City Code and would become effective December 22, 1978. Motion carried, all ayes.

MISCELLANEOUS

COUNCILMAN HARTSOCK ARRIVED AT THIS POINT: 8:40 P.M.

PUBLIC COMMENT

Mrs. Nancy Leonard asked about the Federal Department Store building and whether or not a new tenant had been found. City Manager Deadman stated to date we knew of none.

ESTABLISHMENT OF PUBLIC HEARINGS

ON NECESSITY FOR PAVING OF HAWTHORNE
AND WHITTAKER STREETS

As part of the 1978 Community Development Plan, the city has been able to qualify Hawthorne Street for Federal funds to aid in the paving and drainage improvements. The funds provided will not be sufficient to pay for the total improvements of the street, and therefore, it is proposed that a special assessment district be established to pay for a portion of the improvement. The City Engineer has developed a proposal which calls for the installation of three inches of asphalt, eighteen feet wide, over the existing base. The drainage will be provided by open ditches and culverts. Soil borings of the area indicate that the design should work reasonably well if the drainage is installed. It is also proposed that all of the driveway approaches between the roadway and the sidewalk be paved. It is proposed that the residents be special assessed for each of the driveway approaches as part of the program.

11-78-435

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 1

WHEREAS, the Council deems it necessary to acquire and construct street improvements on the following street: HAWTHORNE STREET, from Shiawassee Street to Nine Mile Road ;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager is hereby directed and ordered to cause to be prepared plans and specifications for said street improvements and a detailed estimate of the cost thereof.

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2. The City Manager is directed to file the same, together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at Large, and the lands which should be included in the Special Assessment District, and his findings as to the necessity of the improvement and the life thereof, with the City Clerk for her examination.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

11-78-436

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 2

WHEREAS, the City Council has directed and ordered the City Manager to cause to be prepared plans and specifications and estimates of cost and other information concerning street improvements on HAWTHORNE STREET, from Shiawassee to Nine Mile Road, and

WHEREAS, the City Manager has caused the same to be prepared and has filed the same with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and specifications and estimate of cost and the recommendations and findings of the City Manager shall be filed with the City Clerk and shall be available for public examination.
2. The City Council deems it necessary to acquire and construct street improvements on HAWTHORNE STREET, from Shiawassee to Nine Mile Road.
3. The City Council determines that \$8,000.00 of the cost thereof shall be defrayed by special assessment against the property benefited thereby and the balance of the cost shall be paid by the City, and determines that the assessments shall be made on a front foot basis.
4. The following described lots and parcels of land shall make the special assessment district:

26-376-002; 26-376-010 through 041; 26-377-001 through 008;
26-359-017 through 021; 26-359-029 through 031;
26-354-010 through 016; 26-359-024 through 026.

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5. The City Council shall hold a Public Hearing on December 18, 1979 at 8:00 o'clock p.m., at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by the said proposed improvements may be heard.

6. The City Clerk shall cause notice of said hearing to be published in the Farmington Observer, Farmington, Michigan, at least once not less than ten (10) full days before the date of said hearing and shall cause notice of said hearing to be mailed by first class mail not less than ten (10) full days prior to the date of hearing, to each owner of property subject to assessment.

7. Said notice so published and mailed shall be in substantially the following form:

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvement consisting of Three Inch (3") Asphalt Overlay plus Ditching on HAWTHORNE STREET, from Shiawassee Street to Nine Mile Road.

The City Council further proposes to specially assess a part or all of the cost of said improvements against the following described lots and parcels of land:

26-376-002; 26-376-010 through 041; 26-377-001 through 008;
26-359-017 through 021; 26-359-029 through 031;
26-354-010 through 016; 26-359-024 through 026.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvement, and the same, together with the City Manager's recommendations and findings concerning said improvement, are on file with the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Council Chambers in the City Hall on Monday, December 18, 1978, at 8:00 p.m. for the purpose of hearing all persons affected by said street improvement.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

11-78-437

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

RESOLUTION NO. 1

WHEREAS, the Council deems it necessary to acquire and construct street improvements on the following described street:

WHITTAKER STREET, from Grand River south approximately 600 feet;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager is hereby directed and ordered to cause to be prepared plans and specifications for said street improvements and a detailed estimate of the cost thereof.
2. The City Manager is directed to file the same, together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at Large, and the lands which should be included in the Special Assessment District, and his findings as to the necessity of the improvement and the life thereof, with the City Clerk for her examination.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

11-78-438

Motion by Hartsock; supported by Bennett, to adopt the following resolution:

RESOLUTION NO. 2

WHEREAS, the City Council has directed and ordered the City Manager to cause to be prepared plans and specifications and estimates of cost and other information concerning street improvement on WHITTAKER STREET from Grand River south approximately 600 ft.;

AND WHEREAS, the City Manager has caused the same to be prepared and has filed the same with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and specifications and estimate of cost and the recommendations and findings of the City Manager shall be filed with the City Clerk and shall be available for public examination.
2. The City Council deems it necessary to acquire and construct street improvement on WHITTAKER STREET, from Grand River south approximately 600 ft.
3. The City Council determines that \$20,000.00 of the cost thereof shall be defrayed by special assessment against the property benefited thereby and the balance of the cost shall be paid by the City, and determines that the assessments shall be made on a front foot basis.
4. The following described lots and parcels of land shall make the special assessment district: 28-128-002 through 004; 28-128-029 through 030; 28-126-005 through 007; 28-126-026.

5. The City Council shall hold a Public Hearing on January 15, 1979 at 8:00 o'clock p.m. at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by said proposed improvements may be heard.
6. The City Clerk shall cause notice of said hearing to be published in the Farmington, Observer, Farmington, Michigan, at least once not less than ten (10) full days before the date of said hearing and shall cause notice of said hearing to be mailed by first class mail not less than ten (10) full days prior to the date of hearing, to each owner of property subject to assessment.
7. Said notice so published and mailed shall be in substantially the following form:

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvement consisting of 7" Deep Strength Asphalt x 22 ft. wide from Grand River Avenue south for 230 Ft.; and 3" Asphalt Overlay x 22 ft. wide for the remaining 325 ft., plus Ditching.

The City Council further proposes to specially assess a part or all of the cost of said improvements against the following described lots and parcels of land:

28-128-002 through 004; 28-128-029 through 030;
28-126-005 through 007; 28-126-026.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvement, and the same, together with the City Manager's recommendations and findings concerning said improvement, are on file with the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Council Chambers in the City Hall on Monday, January 15, 1979 at 8:00 o'clock p.m. for the purpose of hearing all persons affected by said street improvement.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

FINANCIAL REPORT GENERAL FUND

11-78-439

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report General Fund for the four months ended October 31, 1978. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER FUND

11-78-440

Motion by Yoder, supported by Bennett, to receive and file the Financial Report for the Water & Sewer Fund Quarter ended September 30, 1978. Motion carried, all ayes.

FINANCIAL REPORT 47th DISTRICT COURT

11-78-441

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report, 47th District Court, for the four months ended October 31, 1978. Motion carried, all ayes.

RESOLUTION RE SEMTA--USE OF PRIVATE
PARKING LOTS FOR PARK & RIDE PROGRAM

City Manager Deadman submitted a resolution for Council's consideration regarding support of the SEMTA Park & Ride Program.

11-78-442

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS, the Southeastern Michigan Transportation Authority (SEMTA) as part of its areawide transportation system plan, wishes to provide "Park and Ride" service to the citizens of the Farmington area, and

WHEREAS, the "Park and Ride" system will provide needed transportation from the suburban communities to central points of commerce and industry thereby aiding our country in reducing the amount of energy consumed for daily work trips, and

WHEREAS, to implement the "Park and Ride" system it will be necessary to acquire the use of privately owned or religious organization's parking lots until such time as SEMTA can purchase property and construct public parking lots for the patrons of the "Park and Ride" system, and

WHEREAS, the City Council of the City of Farmington wishes to make available to the citizens of Farmington the use of the SEMTA "Park and Ride" system, and

WHEREAS, to accommodate the "Park and Ride" system it will be necessary to receive cooperation from the owners of privately owned or religious organization's parking lots,

NOW, THEREFORE, BE IT RESOLVED; that City Council would call upon the owners of large parking lots which have sufficient parking spaces not in use during the hours of 6:00 a.m. to 6:00 p.m. Monday through Friday to cooperate with the City and SEMTA in an effort to improve the public transportation system in the community.

BE IT FURTHER RESOLVED that the City Council calls upon SEMTA to fairly share the cost of maintaining the parking lots which are offered for use by private owners or religious organizations.

AYES: Bennett, Hartsock, Buckler, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

11-78-443

Motion by Yoder, supported by Hartsock, to adopt the following ordinance:

ORDINANCE NO. C-435-78

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW CHAPTER WHICH NEW CHAPTER SHALL BE DESIGNATED AS CHAPTER 28 MUNICIPAL CEMETERIES, TITLE III, PARKS & PUBLIC GROUNDS

INTENT OF ORDINANCE: It is the intent of this ordinance to provide the best possible cemetery conditions, upkeep and aesthetics without infringing on public use; to provide for the sanctity of the grounds devoted to the burial of the dead; and to provide for the maximum use of space owned by an individual without infringing on the rights of other individuals.

THE CITY OF FARMINGTON ORDAINS:

3.40 Definitions: For the purpose of this ordinance, unless the context specifically indicates otherwise, the following terms, phrases, words and their derivations shall have the meaning given herein. The word "shall" is always mandatory and not merely directory.

- (1) "City" shall mean the City of Farmington.
- (2) "Cemetery" shall mean Oakwood Cemetery as heretofore established, and any other public cemetery owned, managed or controlled by the City of Farmington.
- (3) "Lot" shall mean a plot consisting of from two to five graves.
- (4) "Grave" shall consist of one burial space approximately four feet by eight feet.
- (5) "Burial space" shall mean a lot, or portion of lot, in any cemetery designated and maintained for the interment of a human body or bodies and for no other purpose.
- (6) "Owner" shall mean any person or persons owning or possessing the privilege, license or right of interment in any burial space.
- (7) "Vault" shall be concrete sealed from water.

3.41 Cemetery Maintenance and Operation. The care, maintenance and operation of City Cemeteries shall be under the supervision and control of the City Manager. The City Manager may adopt such rules and regulations for the control of the cemetery, for the conduct of persons therein; governing charges for lots, burial spaces and for services as he may deem necessary. Such regulations, when approved by Resolution of the Council, have the full force and effect of law, and shall be binding upon all persons in and about said cemetery. All regulations shall be available to the public at the office of the City Clerk.

Plats for areas of the Oakwood Cemetery already platted are hereby continued and shall be recorded and kept in the office of the City Clerk. The City Manager shall provide new plats or subdivisions of Oakwood Cemetery, subject to the approval of the City Council whenever needed, and the originals thereof shall be filed in the office of the City Clerk for the use and convenience of all persons applying for cemetery lots.

3.42 Sale of Lots. Lots or burial space may be purchased from the office of the City Clerk and upon full payment of the proper fees, the City Clerk shall issue a Deed in behalf of the City of Farmington, sealed with the Seal of the City of Farmington, and numbered in the order of issue and on such form as prescribed by the City Manager and approved by the Farmington City Council.

- (1) No lot or burial space shall be sold to any person, nor shall any person purchase a lot for speculative purposes. No lot or burial space shall be sold to any person except when such person intends to use said lot or burial space for the burial of the family of the owner therein. No transfer or sale of cemetery lots may be made without the consent of the City and surrender of the original deed to the City Clerk. All transfers or sales of lots made in violation of this provision shall be void.
- (2) The City Clerk shall keep a record of all transfers of ownership of deeds showing date of transfer, new owner's name and address, and an affidavit showing how such interest was acquired. The City Clerk shall issue a Certificate certifying the transfer as being valid. No person shall be recognized as having any interest in, or right to control any lot or burial space in said cemetery unless his interest or right appears upon the record in the office of the City Clerk, as set forth above.
- (3) Ownership of burial rights shall descend as directed by will, or other suitable document signed and witnessed by the owner; or, in the event there is no such disposition, then shall descend as real estate passes under the Law of Descent and Distribution of the State of Michigan.

- (4) Whenever the owner of any lot dies, someone of his heirs shall file with the City Clerk an affidavit stating the name of the deceased, prior address, date of death, the interest he had in any lot, or lots, with a description thereof; the names and addresses of his heirs at law and the interest each inherited by his death; or the adjudication of heirship by a competent court.
- (5) The City Clerk shall treat such affidavit or adjudication as an assignment or transfer, from the deceased as (owner) lessor, to his heirs stated therein as lessees, and shall record same showing the interest of each heir.
- (6) In case any original deed is lost or destroyed, any person having an interest therein may file with the City Clerk an affidavit showing such loss or destruction, giving a description of the lot and showing his interest therein and how such interest was acquired.
- (7) If the City Clerk is satisfied of the truth of the facts stated therein, and that such interest was acquired in accordance with the provisions of this ordinance, the City Clerk may issue a duplicate to the original deed to such person.

3.43 Interments. The City Clerk shall keep a record of all interments made in City cemeteries. Such record shall disclose the name of the deceased, date of burial, last address, next of kin, funeral director, lot and grave number and owner's name.

- (1) All interments in lots shall be restricted to members of the family and relatives by blood or marriage of the owner thereof; unless special permission to the contrary be obtained in writing from the City Clerk.
- (2) The interment of two bodies in one grave is prohibited, except in the case of mother and infant; or two children buried at the same time.

3.44 Monuments. All contractors and workmen employed in the erection of monuments will be subject to cemetery regulations and will be subject to the control and direction of the Director of Public Services of the City of Farmington, or his designated representative.

- (1) When an owner desires to place a monument on any lot or burial space; construction of a foundation for the monument will be done by the City at prices fixed by the City Council. Lot owners shall make application to the City Clerk, who upon payment shall issue an order directing the City or its contractor to proceed. Upon completion of monument work of any kind, the contractor shall restore the lot and surroundings to its original condition as determined by the Director of Public Services or his designated representative.

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3.45 Conduct in Cemetery. No person shall in the exercise of his rights of ownership, or rights as a member of the public, so conduct himself or use his property or the property of others, so as to commit a breach of decorum, interfere with a funeral, damage property or the appearance of the cemetery or cause injury to a person of ordinary sensibilities while on the cemetery grounds.

3.46 Penalty. Any person who shall violate or fail to comply with any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction thereof be fined not more than \$500.00 or imprisonment for a period not to exceed 90 days, or by both such fine and imprisonment at the discretion of the Court.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.
NAYS: None.
ABSENT: None.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 6, 1978; was adopted and enacted at the next regular meeting on November 20, 1978, and will become effective ten days after publication.

RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK

CEMETERY RULES AND REGULATIONS

11-78-444 Motion by Yoder, supported by Hartsock, to adopt the following Resolution:

BE IT RESOLVED THAT the Farmington City Council hereby approves the Municipal Cemetery Rules and Regulations recommended by the City Manager dated November 20, 1978, and

BE IT FURTHER RESOLVED that these rules and regulations shall become effective JANUARY 1, 1979.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.
NAYS: None.
RESOLUTION DECLARED ADOPTED: November 20, 1978.

NEDRA VIANE, CITY CLERK

11-78-445 Motion by Bennett, supported by Buckler, to adopt the following ordinance:

ORDINANCE NO. C-436-78.

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION AND SUB-SECTION WHICH NEW SECTIONS AND SUB-SECTIONS SHALL BE DESIGNATED AT SECTIONS 2.37, 2.38 and 2.39 OF CHAPTER 18 OF TITLE II OF SAID CODE. SUCH ORDINANCE TO REGULATE AND ELIMINATE CROSS-CONNECTIONS WITH THE PUBLIC WATER SUPPLY SYSTEM, I.E. A CONNECTION OR ARRANGEMENT OF PIPING OR APPURTENANCES THROUGH WHICH WATER OF QUESTIONABLE QUALITY, WASTES OR OTHER CONTAMINANTS CAN ENTER THE PUBLIC WATER SYSTEM.

THE CITY OF FARMINGTON ORDAINS:

Cross-Connections

2.37 That the City of Farmington adopts by reference the Water Supply Cross-Connection Rules of the Michigan Department of Public Health being R.325.431 to R.325.440 of the Michigan Administrative Code.

2.38 That it shall be the duty of the City of Farmington, Department of Public Services to cause inspections to be made of all properties served by the public water supply where cross-connections with the public water supply is deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be established by the Department of Public Services and as approved by the Michigan Department of Public Health.

(1) That the representative of the Department of Public Services shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of the City of Farmington for the purpose of inspecting the piping system or systems thereof, for cross-connections. On request, the owner, leasees or occupants of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access when requested shall be deemed evidence of the presence of cross-connections.

(2) That the Department of Public Services is hereby authorized and directed to discontinue water service after reasonable notice to any property wherein any connection is in violation of this ordinance, and to take such other precautionary measures deemed necessary to eliminate any damage or contamination of the public water supply system. Water service to such property shall not be restored until the cross-connection(s) has been eliminated in compliance with the provision of this Ordinance.

November 20, 1978

- (3) That the potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this Ordinance and by the State and City of Farmington plumbing code. Any water outlet which could be used for potable or domestic purpose, and which is not supplied by the potable system, must be labeled in a conspicuous manner as:

WATER UNSAFE
FOR DRINKING

- (4) That this Ordinance does not supercede the State plumbing code and the City of Farmington plumbing ordinance, but is supplementary to them.

- 2.39 That any person or customer found guilty of violating any of the provisions of this Ordinance, or any written order of the Department of Public Services, in pursuance thereof, shall be punished by a fine of not more than Five Hundred (\$500.00) Dollars and costs of prosecution, or by imprisonment for not more than Ninety (90) Days, or by both such fine and imprisonment. Each day upon which a violation of the provisions of this act shall occur shall be deemed a separate and additional violation for the purpose of this ordinance.

This Ordinance was introduced at a regular meeting of the Farmington City Council on November 6, 1978, was adopted and enacted at the next regular meeting on November 20, 1978, and will become effective ten days after publication.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

CLAIMS AND ACCOUNTS

11-78-446

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$21,879.80; Water & Sewer Fund \$1,798.04. Motion carried.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

Motion by Buckler, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:15 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

SPECIAL MEETING
COUNCIL PROCEEDINGS - DEC. 4, 1978

A Special Meeting of the City Council was held at 7:00 P.M. The Farmington City Council met in special study session to review the proposed Employee Rules and Regulations Manual submitted by the City Manager, Robert F. Deadman.

City Manager Deadman presented revised pages for page 18 amending Section 13.4 Disability Benefits, Paragraph B, and page 27 amending Section 14.8 Maternity Leave.

After questions and answers on various sections of the manual, the Council was in agreement with the proposed Rules and Regulations. City Manager Deadman will prepare revised sheets for the manuals and submit the manual for adoption at the next regular Council Meeting December 18th so that the rules and regulations may become effective for the new year.

The meeting was adjourned at 8:00 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, December 4, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 PM by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Buckler,
Hartsock, Tupper, Yoder.
ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Billing,
Director Byrnes, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

12-78-447

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting held November 20, 1978, as printed.
Motion carried, all ayes.

MINUTES OF OTHER BOARDS

12-78-448

Motion by Bennett, supported by Buckler, to receive and/or file the following minutes of other boards:

Farmington Historical Commission minutes of November 15, 1978
Farmington Building Authority minutes of November 14, 1978
Farmington Beautification Committee minutes of November 9, 1978
Farmington Area Arts Commission minutes of November 14, 1978
Farmington Board of Education minutes of November 7, 1978
(Special and Regular Meetings)
Farmington Community Library minutes of November 9, 1978

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER FROM MR. WILLIAM PRISK,
FARMINGTON PUBLIC SCHOOLS REQUESTING
PROHIBITED PARKING ON RAPHAEL STREET

Mr. Prisk, Asst. Supt. Finance & Services, Farmington Public Schools, has requested that the city consider prohibiting parking on Raphael Street during the hours of 7:00 a.m. and 6:00 p.m. daily to alleviate problems with their buses caused by automobiles parking on the street. He has advised that since the new parking lot at the 47th District Court is completed, there should be adequate parking provided and no hardship would be caused by restricting the parking on Raphael.

City Manager Deadman and Director Byrnes of the Public Safety Department have no objections to prohibiting parking on this street and have submitted a proposed traffic control order for this purpose.

12-78-449

Motion by Yoder, supported by Bennett, to introduce Ordinance No. C-440-78, which would prohibit parking on Raphael Street at any time on both sides of the street from Shiawassee Street north to Ten Mile Road. Motion carried, all ayes.

REQUEST FOR SUPPORT OF THE 1979
AMERICAN LEGION GIRLS STATE PROGRAM

A letter was received from Mrs. Helen M. Currie, Girls State Chairman, American Legion Auxiliary, Groves-Walker Unit #346, thanking the City for past support and participation in the Girls State Program. They are requesting continued support for this year's program which will be held June 16, 1979 through June 24, 1979 on the Olivet College campus. This year's fee will be \$115.00.

12-78-450

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes an appropriation of \$115.00 to finance the participation of one local girl in the American Legion Girls State Program to be held June 16, 1979 through June 24, 1979 on the Olivet College campus, and

BE IT FURTHER RESOLVED that upon the girl's return from the program, she report to Councilman Ralph D. Yoder regarding the activities of the program.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

REQUEST FOR SIGN VARIANCE
BETTY JOHNSTON DANCE STUDIO
32621 GRAND RIVER AVENUE

Mrs. Johnston, owner of Betty Johnston Dance Studio, 32621 Grand River, had two signs painted on the exterior east and west walls of the building in which she conducts her business. The sign on the east wall is in violation of the sign ordinance requirements inasmuch as there are already two signs there from the other occupants of the building, causing the total variance required to be 93 sq. ft. over the 1/10 area allowed.

12-78-451

Motion by Bennett, supported by Hartsock, that the request for variance to the Farmington City Code Sign Ordinance received from the Betty Johnston Dance Studio be denied. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT: FEDERAL C.E.T.A. PROGRAM

City Manager Deadman reported that on October 23, 1978 Congress enacted a new law continuing the C.E.T.A. Program for an additional four years. The legislation underwent major and dramatic changes. As a result of the congressional action, more restrictions were added to the use of the appropriations granted. Apparently there was concern about many of the problems which have developed in certain segments of the country relative to fraud and past use of the CETA funds. As a result of these concerns, the new appropriations were cut approximately 25% from last year; more strict eligibility standards were enacted; a mandatory time duration of employment was adopted, and more emphasis was placed on entry level jobs for lower paying positions.

The effect of the new standards on the City of Farmington is that all current employees who have completed 18 months by September 30, 1979, must either be moved to a regular employee status, transferred to other unsubsidized employment, or laid off.

For those employees who are removed from the local CETA Program, the City will be allowed to replace them with eligible positions within the CETA guidelines. The program has further restricted the City from subsidizing employee wages which exceed the reimbursable wage allowed by CETA. The City may find it impossible to hire new CETA employees for those employees laid off because of the guidelines, as current employee contracts require the re-employment of laid off employees whenever vacancies occur. An attempt will be made to negotiate with the local unions for waivers of this contract provision.

City Manager Deadman reported that final CETA guidelines for the operation of all CETA Programs are now under consideration by the Department of Labor and as information is available City Manager Deadman will furnish it to Council.

PROPOSED PARTICIPATION IN
MICHIGAN STATE CONSTRUCTION CODE

The State Legislature recently enacted Act 442 of 1978 which amended the State Construction Code. Under the provisions of this act, the cities may now accept the State Construction Code as their local Building Code. If they find within the first three years that this Code is not suitable, they may elect to "opt out" of the State Construction Code and adopt a nationally recognized code. Under the State Code, local units of government may set reasonable inspection fees, locally license contractors and establish rules for the administration of the Code.

It is the recommendation of the Building Inspector and the City Manager that the City of Farmington would find it in their best interest to adopt the State Construction Code as its Building Code. A proposed ordinance was submitted.

12-78-452

Motion by Bennett, supported by Hartsock, to introduce Ordinance

No. C-439-78, which would amend the Farmington City Code Chapter 79, General Building Regulations; and would designate an enforcing agency to discharge the responsibilities of the City of Farmington under the provisions of the State Construction Code Act (Act 230-1972). Motion carried, all ayes.

CONSTRUCTION ESTIMATE NO. 1
1978 STREET IMPROVEMENT PROGRAM

The City Engineers have recommended payment to the Detroit Concrete Products Corporation, Novi, Michigan; for work completed in the Warner Farms Subdivision as part of the 1978 street improvement program. The work has been completed in accordance with construction payment request.

12-78-453

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the payment of \$9,064.88 to the Detroit Concrete Products Corporation, Novi, Michigan, for work completed in the Warner Farms Subdivision as part of the 1978 Street Improvement Project.

BE IT FURTHER RESOLVED:

That the funds be provided from the 1978-79 Local Street Fund.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

BID RESULTS: POLICE VEHICLES

The following bids for two 4-door Police Vehicles were received on November 29, 1978 at 10:00 A.M.:

	<u>2 Vehicles</u>	<u>Trades</u>	<u>Net</u>
Jack Cauley Chevrolet, Inc. 22346 Woodward Avenue Ferndale, Michigan 48220	\$12,810.30	\$2,675.00	\$10,135.30
	*6,405.15	2,100.00	\$ 4,305.15
* one addl. vehicle less trade			\$14,440.45
Roger Penske Chevrolet, Inc. PO Box 2147 Southfield MI 48037	\$12,650.00	\$1,800.00	\$10,850.00

Director Byrnes, Public Safety Department, has recommended that the city take advantage of the high trade-in allowance offered by the low bidder for one additional police car if traded at the same time as the two vehicles to be purchased under this bid.

12-78-454

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Jack Cauley Chevrolet, Inc., 22346 Woodward Avenue, Ferndale, Michigan, for the purchase of three (3) Chevrolet Malibu 1979 Police Vehicles, less the trade of three (3) Used Police Vehicles, in the net amount of \$14,440.45 plus the cost of titling the vehicles, and

BE IT FURTHER RESOLVED THAT:

The funds be provided from the 1978-79 General Fund Budget.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

BID RESULTS: ANNUAL REPORT CALENDARS

The following bids were received on November 27, 1978 at 11:00 A.M. for 5600 Annual Report Calendars:

MKD Graphics, Inc.	\$2,715.00
Kramer-PAK Printing	4,728.00
Midwest Graphic, Inc.	4,946.25
Oakland Printing	5,105.00

12-78-455

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby awards the bid for 5600 Annual Report Calendars to the M.K.D. Graphics, Inc., Novi, Michigan, in the amount of \$2,715.00.

BE IT FURTHER RESOLVED that the funds be provided from the 1978-79 General Fund Budget.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

BIDS: LAMAR STREET SANITARY SEWER REPAIR

The City Clerk advertised for bids for a Sanitary Sewer Repair on Lamar Street in the Bel Aire Subdivision. The bid opening was scheduled for November 28, 1979, at 10:00 A.M. No bids were received.

12-78-456

Motion by Bennett, supported by Hartsock, to authorize the City

Manager to negotiate the Lamar Street Sanitary Sewer Repair contract and report back to Council at the next regular meeting. Motion carried, all ayes.

MISCELLANEOUS

APPOINTMENT: BOARD OF REVIEW

The three-year appointment of Mr. Roger Walker to the Board of Review is due to expire December 31, 1978. City Manager Deadman has contacted Mr. Walker to determine if he would be available for reappointment to a new term and Mr. Walker has stated he would be willing to serve if so appointed.

12-78-457

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints Mr. Roger Walker, 22980 Manning, to serve on the Farmington Board of Review for a three year (3 yr.) term, term expiring December 31, 1981.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

APPOINTMENT: OAKLAND COUNTY HOUSING COUNCIL

The Oakland County Board of Commissioners has established an Oakland County Housing Council to aid the County in establishing priorities and reviewing local programs under the Community Development Grant Program. The county has requested each community who participates in the program to appoint a local representative to serve on the Council.

12-78-458

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby appoints Mr. Olar Herbert Henry, 34043 Schulte, to represent the City of Farmington on the Oakland County Housing Council for a three year term expiring December 31, 1981.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 4, 1978.

NEDRA VIANE, CITY CLERK

FINANCIAL REPORT - 47TH DISTRICT COURT

12-78-459

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report for the 47th District Court 4 months ended November 30, 1978. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES
(QUARTERLY REPORT JULY - SEPT., 1978)

12-78-460

Motion by Hartsock, supported by Buckler, to receive and file the Department of Public Services Quarterly Report for July 1-September 1, 1978.

RESOLUTIONS AND ORDINANCES

12-78-461

Motion by Yoder, supported by Bennett, to adopt the following ordinance:

ORDINANCE NO. C-437-78
AN ORDINANCE TO AMEND TRAFFIC CONTROL ORDERS

THE CITY OF FARMINGTON ORDAINS:

That the Traffic Control Orders issued by the Chief of Police of the City of Farmington, dated February 4, 1972, are hereby amended as follows: Chapter 1, Section 1.12; Chapter 2, Section 2.1; Chapter 5, Section 5.39; as provided for in Section 2.53 of the Uniform Traffic Code for Cities, Townships and Villages:

CHAPTER 1 "STOP STREETS" - Delete the following:

Section 1.12

FARMINGTON MEADOWS SUBDIVISION

- (a) Tall Oaks and Chestnut, the northeast and southeast corners
- (b) Chestnut at Tall Oaks, the northwest corner

CHAPTER 2 "YIELD RIGHT OF WAY STREETS" - Add the following:

Section 2.1

FARMINGTON MEADOWS SUBDIVISION

- (a) Northwest corner of Chestnut and Tall Oaks

CHAPTER 5 "REGULATIONS PROHIBITING PARKING" - Add the following:

Section 5.39

HERITAGE LANE

- (a) Both north and south sides of the street 82 feet west of Drake Road.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 20, 1978, was adopted and enacted at the next regular meeting of the Farmington City Council on December 4, 1978 and will become effective

ten days after publication.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

12-78-462

Motion by Bennett, supported by Hartsock, to adopt the following ordinance:

ORDINANCE NO. C-438-78

AN ORDINANCE TO AMEND SECTION 9.155 OF CHAPTER 90, DISORDERLY CONDUCT, OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

9.155. Minors; Alcoholic Liquor. No person under the age of twenty-one (21) years shall, in the City, do any of the following:

- (1) Purchase, offer or attempt to purchase, have in his possession, or consume any alcoholic beverage.
- (2) Bring any alcoholic beverage into any establishment licensed to sell alcoholic beverages.
- (3) Furnish any false information or make any false representation as to his age to any law enforcement officer, or to any person in charge of, or employed in an establishment licensed to sell alcoholic beverages, for the purpose of obtaining a sale of any alcoholic beverage to himself.
- (4) Knowingly possess, transport or have under his control in any motor vehicle any alcoholic beverage unless that person is employed by a licensee under the Michigan Liquor Control Act and is possessing, transporting or having such alcoholic beverage in a motor vehicle under his control during regular working hours and in the course of his employment.
- (5) It shall be unlawful for any person to sell, assist in the procurement of, provide, give or furnish to any minor under the age of twenty-one (21), any alcoholic beverage, except upon authority of and pursuant to a prescription of a duly licensed physician.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 20, 1978, was adopted and enacted at the next regular meeting on December 4, 1978, and will become effective ten days after publication.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

CLAIMS AND ACCOUNTS

12-78-463

Motion by Bennett, supported by Yoder, to approve the monthly bills as submitted: General Fund \$20,801.74; Water & Sewer Fund \$1,338.83. Motion carried, all ayes.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.
NAYS: None

Motion by Yoder, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:00 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, December 18, 1978, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper.

ABSENT: Councilman Yoder.

CITY OFFICIALS PRESENT: City Mgr. Deadman, Dir. Byrnes, Dir. Billing, City Engineer Papke, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

12-78-464

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meetings held December 4, 1978 as printed. Motion carried, all ayes.

PUBLIC HEARING - HAWTHORNE ST. IMPROVEMENTS

City Manager Deadman advised that the City of Farmington had received a Community Development Grant to aid in the improvement of Hawthorne Street in the amount of \$30,000.00. The City Engineers have reviewed the improvements that could be installed on Hawthorne Street within the budgetary limitations of the grant.

The City Engineers have determined that the \$30,000.00 grant should provide sufficient funds to install an 18 ft. wide, 3 inch asphalt overlay on the existing subgrade. Additional funding will be required to finance the cost of ditching and culverts. The City Engineers have also recommended that all driveway approaches be patched with asphalt to eliminate deterioration of the road edge by gravel driveway approaches. It is proposed that the property owners on Hawthorne Street be assessed on a front foot basis for the difference between the Federal Grant and the actual cost of the paving, ditches and culverts.

Mayor Tupper opened the public hearing to the audience.

Comments were heard from the following residents:

Mrs. Edna Clarahan, Versaille Place Condominiums, asked how the condominium residents would be assessed. City Manager Deadman advised the assessment would be divided between the 32 owners.

Mr. Don Mellinger, 30757 Shiawassee, was opposed to the assessment inasmuch as the Versaille Place Condominiums had no access to Hawthorne Street.

COUNCIL PROCEEDINGS -2-
December 18, 1978

Mrs. Marjorie Hunt, Versaille Place, asked if there would be parking allowed on the new pavement. City Manager Deadman stated the width of the street would not allow parking on the pavement.

Mr. Bill Ledford, 22449 Hawthorne, asked about the width of the street. He was concerned that there would not be any parking available on the street. He asked if the trees presently there would remain. City Engineer Papke replied that they would save the trees.

Mr. Clyde Green, 30808 Astor; Mr. Homer Eisenlord, 22459 Hawthorne; and Mr. Eldon Bell, 22529 Hawthorne; discussed the water problem and their concerns regarding the base of the roadway.

12-78-465

As there were no other comments from the audience, there was a motion by Bennett, supported by Hartsock, to close the public hearing on the proposed improvements to Hawthorne Street from Shiawassee to Nine Mile Road. Motion carried, all ayes.

12-78-466

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 3

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct 3" Asphalt Overlay and Ditching on HAWTHORNE STREET, from Shiawassee Street south to Nine Mile Road, and

WHEREAS, plans and specifications and estimate of cost and other information concerning said street improvement have been prepared, and

WHEREAS, the City Council has met after due and legal notice and has heard all persons interested in said improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council determines to proceed with the improvement described in the preamble hereto.
2. Plans and specifications and estimate of cost heretofore prepared are hereby approved.
3. The Special Assessment District shall consist of the following lots and parcels of land:
26-354-010 through 016; 26-359-017 and 018; 26-359-021;
26-359-024 through 026; 26-359-029 through 032;
26-376-010 through 041; 26-377-002 through 008; 26-377-017.
4. The City Assessor is hereby directed to prepare a Special Assessment Roll in accordance with the resolution duly and

COUNCIL PROCEEDINGS -3-
December 18, 1978

regularly adopted by the City Council, wherein he shall assess by frontage that part of the cost to be borne by private property against the property set forth in paragraph #3 above.

5. As soon as the Assessor shall have prepared such Assessment Roll, he shall report the same to the City Council for confirmation.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED: December 18, 1978.

NEDRA VIANE, CITY CLERK

12-78-467

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 4

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the City consisting of a 3" Asphalt Overlay and Ditching on the following described street:

HAWTHORNE STREET, from Shiawassee south to Nine Mile Road;

AND WHEREAS, the City Council has ordered the Assessor to make a Special Assessment Roll of all lots and parcels of land within the designated district benefited by the proposed improvement, and assess to each lot or parcel of land the amount benefited thereby;

AND WHEREAS, the Assessor has completed said Special Assessment Roll and has filed the same with the City Clerk, and the City Clerk has presented the same to the City Council for review and certification;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said Special Assessment Roll shall be filed in the office of the City Clerk and shall be available for public examination.
2. The City Council shall meet to review said Special Assessment Roll on Monday, February 5, 1979, at 8:00 o'clock P.M., Eastern Standard Time, at the City Hall in said City.
3. The City Clerk is directed to cause notice of said meeting to be published in the Farmington Observer, a newspaper published in the City, at least once not less than ten (10) days before the date of said meeting and shall further cause notice of said meeting to be sent by first class mail to all property owners in the proposed Special Assessment District

COUNCIL PROCEEDINGS -4-
December 18, 1978

as shown by the current assessment roll of the City, at least ten (10) days before the date of the meeting.

4. The notice of said meeting as published and mailed shall be in substantially the following form:

NOTICE OF MEETING OF CITY COUNCIL
TO REVIEW SPECIAL ASSESSMENT ROLL

TO THE OWNERS OF THE FOLLOWING DESCRIBED LANDS:

26-354-010 thru 016; 26-359-017 and 018; 26-359-021;

26-359-024 through 026; 26-359-029 through 032;

26-376-010 through 041; 26-377-002 through 008;

26-377-017

PLEASE TAKE NOTICE that the City Council of the City of Farmington, Oakland County, Michigan, has caused to be prepared a Special Assessment Roll to defray the cost of constructing a 3" Asphalt Overlay and Ditching on the following described street:

HAWTHORNE ST. - Shiawassee south to Nine Mile Rd.

Said Special Assessment Roll is on file with the City Clerk and is available for public examination.

TAKE FURTHER NOTICE that the City Council of the City of Farmington will meet at the City Hall in said City at 8:00 o'clock P.M. Eastern Standard Time, on February 5, 1979, for the purpose of reviewing said Special Assessment Roll and giving all interested persons an opportunity to be heard in connection therewith.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED: December 18, 1978.

NEDRA VIANE, CITY CLERK

MINUTES OF OTHER BOARDS

12-78-468

Motion by Hartsock, supported by Bennett, to receive and/or file the following minutes of other boards:

Farmington Planning Commission minutes of December 11, 1978

Farmington Board of Zoning Appeals minutes of December 6, 1978

Farmington Building Authority minutes of December 12, 1978

Farmington Area Commission on Aging minutes of October 24, 1978

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR PROCLAMATION
FARMINGTON AREA JAYCEES

The Farmington Area Jaycee Auxiliary President Harriette Reed has requested the Farmington City Council to proclaim the week of January 21-27, 1979 as "Jaycee Week" in the City of Farmington recognizing the many contributions of the Jaycee organization.

12-78-469

Motion by Buckler, supported by Hartsock, to issue a proclamation designating January 21-27, 1979 as "Jaycee Week". Motion carried, all ayes.

REQUEST FOR PERMIT TO DISPLAY
BANNER DURING JAYCEE WEEK

Terry Sever, President of the Farmington Area Jaycees requested Council's permission to display a banner across Grand River Avenue in the downtown area during the week of January 21-27, 1979.

12-78-470

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington Area Jaycees are hereby authorized to make application to the Michigan Department of State Highways on behalf of the City of Farmington in the County of Oakland, Michigan, for the necessary permit to place a banner within the right-of-way of State Trunkline M-102 Business, and that the City of Farmington in the County of Oakland, Michigan, will faithfully fulfill all permit requirements, and will indemnify and save harmless all persons from claims of every kind arising out of operations authorized by such permit as is issued.

BE IT FURTHER RESOLVED, that the Farmington City Council hereby grants permission to the Farmington Area Jaycees to display a banner across Grand River in the downtown area subject to inspection by our Building Department.

AYES: Bennett, Hartsock, Buckler, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 18, 1978.

NEDRA VIANE, CITY CLERK

RESOLUTION FROM CITY OF OAK PARK
OPPOSING MICHIGAN BELL TELEPHONE CHARGES

The City of Oak Park has adopted a resolution opposing the proposed Directory Assistance charges of the Michigan Bell Telephone Company and asks support for their position.

12-78-471

Motion by Hartsock, supported by Buckler, to receive and file the letter from the City of Oak Park re charges proposed by Michigan Bell Telephone Company for Directory Assistance services. Motion carried: all ayes.

REPORTS FROM CITY MANAGER

City Manager Deadman reported that SEMCOG had received a Notice of Intent from the Community Living II organization advising that they plan to apply to the Michigan State Housing Development Authority (MSHDA) for assistance in the development of a 12-unit residential group housing facility for mentally retarded adults. As part of SEMCOG's review of this application, they are requesting any interested agency for their comments. Community Living Center plans to construct a residential group home in the City of Farmington and apparently have requested mortgage financing through MSHDA, and in all probability they will ask for a property tax exemption, as the Michigan State Housing Development Act of 1966 states that all housing projects financed with an Authority Aided Mortgage shall be exempted from all taxes. The owners of such projects are required to file a notice of the tax exemption with the local assessing office by November 1 of the year preceding the tax year. Cities may, however, receive a service charge in lieu of taxes.

A municipality may adopt an ordinance which exempts any class of housing project from the provisions of the State Act.

There was discussion regarding the city's position on the tax exemption. Mrs. Mary Wagner, representative of the Community Living Centers was present in the audience.

12-78-472

Motion by Bennett, supported by Hartsock, that the City Council respond with no objection to SEMCOG regarding the Community Living II application to MSHDA; and that we act on the matter of tax abatement and/or tax adjustment after a more complete study and presentation by January 15, 1979. Motion carried, all ayes.

AUTHORIZATION TO INVEST SURPLUS
CITY FUNDS IN STATE APPROVED DEPOSITORIES

At the November Election, 1978, voters approved a proposition allowing cities and counties to invest public funds in savings and loan associations and credit unions as well as in banks. By this act, the cities are allowed to seek out the most advantageous interest rates while investing public funds until they are needed.

12-78-473

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Treasurer and/or the City Manager, after December 23, 1978 to invest surplus funds of the city with any financial institution which is approved as a depository of public funds by the laws of the State of Michigan.

AYES: Bennett, Buckler, Hartsock, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED: December 18, 1978.

NEDRA VIANE, CITY CLERK

ADOPTION OF EMPLOYEE PERSONNEL
RULES AND REGULATIONS MANUAL

12-78-474

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves the amended Employee Personnel Manual Rules and Regulations, effective January 1, 1979.

AYES: Bennett, Buckler, Hartsock, Tupper

NAYS: None

RESOLUTION DECLARED ADOPTED December 18, 1978.

NEDRA VIANE, CITY CLERK

PROPOSALS FOR REPAIR OF
LAMAR STREET SANITARY SEWER

City Manager Deadman received three proposals for the repair of the Lamar Street Sanitary Sewer. The proposals do not include furnishing the city with any bonds, although each contractor will furnish the city with liability, Workmen's Compensation and automotive insurance, as well as waivers of lien and sworn statements for labor and material used on the job.

The following proposals were received:

Ministrelli Construction Company, \$16,169.00

Robert D. Howard Company 11,000.00

Peter A. Basile Sons, Inc. 9,500.00

None of the above proposals include the replacement of new concrete.

The low bidder has indicated they would be able to replace the concrete in the spring at a cost of \$17.50 per sq. yd.

City Manager Deadman advised that the City DPW crews could temporarily cover the excavation with gravel and temporary patching of the roadway until spring.

12-78-475

Motion by Hartsock, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to accept the low proposal of Peter A. Basile Sons, Inc., in the amount of \$9,500.00 for the repair of 150 ft. of 8 inch sanitary sewer on Lamar Street, and

BE IT FURTHER RESOLVED that the City Manager is hereby

authorized to contract with Peter A. Basile Sons, Inc. for the replacement of the concrete in the spring of 1979 at a cost of \$17.50 per sq. yard, and

BE IT FURTHER RESOLVED that the City waive the bond requirements with the stipulation that the contractor furnishes the City with acceptable insurance, waivers of lien, and sworn statements for materials and labor; funds to be provided from the Water & Sewer Fund.

AYES: Bennett, Buckler, Hartsock, Tupper

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED: December 18, 1978.

NEDRA VIANE, CITY CLERK

ESTABLISH PUBLIC HEARINGS

COMMUNITY DEVELOPMENT GRANT PROGRAMS

Under the current regulations governing the Community Development Program, the City is responsible for holding two public hearings prior to the submittal of its grant application to the County.

12-78-476

Motion by Buckler, supported by Hartsock, to establish a public hearing to review past Community Development programs for January 2, 1979 at 8:00 P.M. and a public hearing to review the proposed 1979-80 Community Development programs for January 15, 1979 at 8:00 P.M. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT.

Senator-Elect Doug Ross addressed the Council. He advised that he would be setting up a local office, possibly in the City of Farmington Hills, and that he would be available at all times and willing to discuss any problems that may come up whereby he could be helpful. He stated he would keep in close touch with the City and would come around from time to time on a regular basis.

ESTABLISH PUBLIC HEARING

REZONING REQUEST - LOT 15, ASSESSOR'S PLAT 4

City Manager Deadman advised that the Planning Commission had reviewed the request for rezoning of Lot 15, Assessor's Plat 4, property located immediately west of the Oakwood Cemetery, (half of the property is in the City of Farmington Hills and half is in the City of Farmington); the Planning Commission has recommended that the rezoning be approved. It will be necessary to establish a public hearing before granting this approval.

COUNCIL PROCEEDINGS -9-
December 18, 1978

12-78-477

Motion by Hartsock, supported by Bennett, to establish a public hearing to review the request for rezoning of Lot 15, Assessor's Plat No. 4 from the present classification R-1-0, One Family Office, to R-5 Deluxe Multi-Family, for January 15, 1979 at 8:00 P.M. Motion carried, all ayes.

FINANCIAL REPORTS

12-78-478

Motion by Bennett, supported by Hartsock, to receive and file the financial report for the Local Public Works Grant No. 06-51-01377 for the period January 4, 1977 to June 30, 1978. Motion carried, all ayes.

12-78-479

Motion by Buckler, supported by Hartsock, to receive and file the financial report for the General Fund, 5 months ended November 30, 1978. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

12-78-480

Motion by Hartsock, supported by Bennett, to adopt the following ordinance:

ORDINANCE NO. C-439-78

An Ordinance to repeal Sections 8.1 through 8.8 including Articles 1 through 19, and Chapter 1, Administrative Rules, of Title 8, Chapter 79-General Building Regulations; and

An ordinance to repeal Sections 8.9 through 8.13, including Articles 1 through 10, of Title 8, Chapter 79-Building Regulations; and

An ordinance to repeal Sections 8.14 through 8.18, including Amendments Rules 1 through 20; Administrative Rules, Article 1 through 3, of Title 8, Chapter 79-Electrical Code.

An ordinance to add new sections to Chapter 79 to designate an enforcing agency to discharge the responsibilities of the City of Farmington under the provisions of the State Construction Code Act (Act 230 of the Public Acts of 1972).

THE CITY OF FARMINGTON ORDAINS:

Section 1: Agency Designated. Pursuant to the provisions of the State Building, Plumbing and Electrical Codes, in accordance with Act 230 of the Public Acts of 1972, the Chief Building Inspector and designated Building Inspectors, Plumbing Inspectors, and Electrical Inspectors of the City of Farmington are hereby designated as the enforcing agency to discharge the responsibilities of the City of Farmington under Act 230, Public Acts of 1972, of the State of Michigan. The City of Farmington hereby assumes responsibility for the administration and enforcement of said Act throughout its corporate limits.

December 18, 1978

Section 2: Fee Schedules. The Farmington City Council shall adopt by resolution a Fee Schedule. Such fees shall bear reasonable relationship to all costs, including overhead of services rendered.

Section 3: All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 4, 1978; was adopted and enacted at the next regular meeting on December 18, 1978; and will become effective sixty (60) days after a certified copy is delivered to the State Construction Code Commission and after publication in accordance with the Farmington City Charter.

AYES: Buckler, Hartsock, Tupper, Bennett.
NAYS: None.
ABSENT: Yoder.

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

12-78-481

Motion by Bennett, supported by Hartsock, to adopt the following ordinance:

ORDINANCE NO. C-440-78

AN ORDINANCE TO AMEND TRAFFIC CONTROL ORDERS

THE CITY OF FARMINGTON ORDAINS:

That the Traffic Control Orders issued by the Chief of Police of the City of Farmington, dated February 4, 1972, are hereby amended as follows: Chapter 5, Section 5.39, as provided for in Section 2.53 of the Uniform Traffic Code for Cities, Villages and

CHAPTER 5 - "REGULATIONS PROHIBITING PARKING AT ANYTIME"

Add the following:

Section 5.39 , RAPHAEL STREET

- (a) Both the east and west sides of Raphael from Shiawassee north to Ten Mile Road

This ordinance was introduced at a regular meeting of the Farmington City Council on December 4, 1978, was adopted and enacted at the next regular meeting on December 18, 1978 and will become effective ten days after publication.

AYES: Hartsock, Tupper, Bennett, Buckler.
NAYS: None
ABSENT: Yoder

RICHARD L. TUPPER, MAYOR
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -11-
December 18, 1978

City Manager Deadman reported on the progress of the Building Authority bond issue and 47th District Court project, the City Water Bond project and the Planning Commission's approval to the Downtown Center remodeling of the old Federal store building. He also stated he had not heard from The Old Winery owners regarding their progress.

CLAIMS AND ACCOUNTS

12-78-482

Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$16,035.53; Water & Sewer Fund \$1,916.50. Motion carried.

AYES: Tupper, Bennett, Buckler, Hartsock
NAYS: None
ABSENT: Yoder

Motion by Bennett, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:40 P.M.

RICHARD L. TUPPER, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK