

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, June 5, 2000, in 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 Hartsock.

PRESENT: Bush, Campbell, Hartsock, McShane, Mitchell.

ABSENT: None.

CITY REPRESENTATIVES PRESENT: Clerk/Treasurer Cantrell, Attorney Donohue, Director Goss, Director Gushman, Assistant City Manager Richards.

APPROVAL OF AGENDA

06-00-161 MOTION by Campbell, seconded by McShane, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETING

06-00-162 MOTION by Mitchell, seconded by Bush, to approve the minutes of the regular and special meeting of May 15, 2000 and the special meeting minutes of cities of Farmington/Farmington Hills Jointly Funded Agencies Budget Review of May 11, 2000 as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

06-00-163 MOTION by McShane, seconded by Bush, to receive and file the minutes of the following Boards and Commissions:

- Board of Zoning Appeals minutes of May 3, 2000.
- Traffic and Safety Board minutes of May 18, 2000.
- Farmington Employees Retirement System Board of Trustees minutes of May 18, 2000.
- Commission on Children, Youth and Families minutes of April 6, 2000.
- Farmington Community Library Regular Meeting minutes of April 13, 2000.
- Farmington Area Arts Commission minutes of April 13, 2000.

MOTION CARRIED UNANIMOUSLY.

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PUBLIC HEARING: PROPOSED FY 2000-2001 BUDGET

Mayor Hartsock opened the public hearing and requested that Assistant City Manager Richards review the proposed budget. Assistant City Manager Richards reviewed the proposed budget and tax rate for the 2000-2001 Fiscal Year.

Mayor Hartsock invited public comment. No public comment was made.

06-00-164 MOTION by Campbell, seconded by Mitchell, to close the public hearing. MOTION CARRIED UNANIMOUSLY.

QUARTERLY REPORT FROM COUNTY COMMISSIONER TERRY SEVER

County Commissioner Terry Sever presented the following update on continuing issues:

Court Equity Fund - recommended a further need to study the equity issue and reallocation of funds with regard to how money from the state is being distributed and is it a fair allocation; plus an analysis of the level of fines and other revenues of the Courts needs to be done.

Council questioned why the County Administration is not in favor of the reallocation of funds. Commissioner Sever responded that the flow of money from the courts to the state and the state's disbursement of it is still unclear. Also, there is a question of how excess funds are disbursed and is the disbursement equitable to the taxpayers. Nobody has tracked the flow of funds for many years.

Council noted we are being double taxed since we provide for both the operating budget and building fund. Conversely, a court in the 52nd district such as Novi, receives both County funding and 1/3 of the fines taken in as revenue.

Farmington Road Construction - The Road Commission of Oakland County is now in the process of designing, engineering and surveying Farmington Road. Once this portion of the work is done probably in the fall, the county will then address conducting resident information meetings.

Infrastructure Fund Through the County - A resolution was recently passed that allows distribution to be taken in one lump sum as opposed to annually over the five year plan. Farmington would be entitled to an amount in excess of \$200,000.

Solid Waste Plan - Shortly, a five year plan will be presented to the communities for approval. Communities are not meeting the goals and objectives that were discussed five to ten years ago.

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Fire Safety Reporting System - A countywide reporting system involving twenty-five communities, that is compatible with the state system, is in process of being implemented.

DOWNTOWN DEVELOPMENT AUTHORITY QUARTERLY REPORT

Director Downey gave an update on Downtown Development Authority activities. She reported that marketing calls were made to local hotels and major businesses on behalf of the Civic Theatre. A new business, Living Healthy, recently opened and Kimco Leasing has leased the space where Mike's Cleaners was located; Damman Hardware has moved to its new location and a dollar store will move into their former location. She reported that Oakland County signed an annual contract to work with National Mainstreet on behalf of downtown communities and that a group of volunteers will provide a preliminary design for a pavilion in Farmington. Director Downey announced that the Downtown Farmington Business Association [D.F.B.A.] held its first meeting which included 15 downtown merchants and plans a monthly meeting, the 2nd Tuesday of each month, from 8:00 - 10:00 am. She informed Council that the concert series starts Friday, June 9, 2000 and the "Summer Fun Series" begins on Wednesday, June 14, 2000.

PRESENTATIONS

PHIL HADLEY, FARMINGTON PLAYERS, RE: NEW BARN PROJECT. The Player's Barn will be replaced with a new, semi-professional theatre that will provide seating for 240 patrons that is projected to be finished in the fall of 2001. In the meantime, they will be located in the West Bloomfield Civic Theatre.

MICHAEL EARL, PRESIDENT, OAKLAND FAMILY SERVICES RE: FY 2000-2001 BUDGET. Mr. Earl revisited the questions that were raised at the previous Jointly Funded Agencies meeting:

Mr. Earl discussed allocation of funds and how they are applied. In 1999 there was a reduction of Federal support for clinical services which resulted in a larger allocation of city funding. He indicated that one of their services was moved from the Costick Center to William Grace Elementary because there was a greater need in that location. Finally, he stressed that a reduction in city funding would cause people to be turned away as there would not be adequate funding to meet the needs of everyone requesting services.

Council raised the issue of the Employee Assistance Program. Mr. Earl responded that this program provides additional revenue to support the mission of the Oakland Family Services. Council member Mitchell stated that the fact sheet provided by Mr. Earl was

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very helpful and should be used to gain additional funding from other cities. Council member McShane questioned why other communities still do not participate in this program yet they avail themselves of services without contributing. Mr. Earl responded that our residents receive assistance that others do not, such as free evaluations. He will continue to pursue bringing other communities on board. Council thanked Mr. Earl for the additional information provided and indicated they would like this level of reporting in the future.

TOM HORTON, MUNICIPAL MARKETING MANAGER, WASTE MANAGEMENT, INC. RE: CONTRACTUAL REFUSE CONTAINER SIZE. Mr. Horton advised Council that there is an ongoing effort to make residents aware of the requirement to limit the size of their waste containers to 32 gallons, that containers have been stickered since mid-May providing information on the requirement and that the deadline for compliance in Farmington is June 16, 2000.

Mayor Hartsock questioned whether larger containers would be picked up after June 16 even though they were not full. Mr. Horton confirmed that no large containers would be picked up regardless of their fullness.

INTRODUCTION OF MISS FARMINGTON/OAKLAND CONTESTANTS BY LESLIE REINBOLD. Ms. Reinbold expressed her pleasure in serving over the last year. She introduced the Miss Farmington 2000, contestants: Bristol Arnold, Jennifer Smith, Lauren Fisher, Pam Walk, Sarah Burkett, Angela Corsi, Erin Troxell, Madonna Edmonds, Francesca Romeo and Victoria Anderson.

PETITIONS AND COMMUNICATIONS

REQUEST FOR OUTSIDE SEATING, 30930 GRAND RIVER, TASTE OF ASIA. Assistant City Manager Richards reviewed the request by Taste of Asia for outside seating. City Administration and Public Services Department concur in recommending that this request be granted.

06-00-165 MOTION by Campbell, seconded by Bush, to grant the permission to Taste Of Asia at 30930 Grand River for outside seating and that it be monitored by City staff to ensure compliance with City guidelines; seating is to be on a 20' wide, paved surface, away from the street and pedestrian walkway; from 9:00 am to 9:00 pm beginning on June 1, 2000 and ending September 20, 2000. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR OUTSIDE EVENT, DOWNTOWN CENTER, DAMMAN HARDWARE Assistant City Manager Richards reviewed the request by Damman Hardware to hold an outside event indicating that the Public Safety Department has no objection to the event.

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06-00-166 MOTION by McShane, seconded by Mitchell, to approve the event as requested by Damman Hardware located in the Downtown Center to be held from 12:00 - 2:00 pm on Saturday, June 10, 2000, MOTION CARRIED UNANIMOUSLY .

BOARDS AND COMMISSIONS

CONSIDERATION OF RESIGNATION FROM BEAUTIFICATION COMMISSION.

06-00-167 MOTION by Campbell, seconded by Mitchell, to accept the resignation of Nancy Tashman from the Beautification Commission. MOTION CARRIED UNANIMOUSLY.

06-00-168 MOTION by Bush, seconded by McShane, to accept the resignation of Edwina Eggleston from the Historical Commission and the Governor Warner Mansion Committee. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF REAPPOINTMENT TO THE BEAUTIFICATION COMMISSION AND TRAFFIC AND SAFETY BOARD.

06-00-169 MOTION by Campbell, seconded by Mitchell, to reappoint Pat Shelton and Aaron Ambinder to the Beautification Commission for 3 year terms concluding December, 2002; and reappoint Kenneth Chiara and Duane Reynolds to the Traffic and Safety Board for 3 year terms concluding July, 2003. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

ADOPT FY 2000-01 BUDGET AND ESTABLISH MILLAGE RATE. Administration recommended that Council approve a resolution to adopt the 2000-01 Fiscal Year Budget and to establish the local property tax millage rate for 2000.

06-00-170 MOTION by McShane, seconded by Mitchell, to adopt the 2000-01 Fiscal Year Budget and establish the local property tax millage rate for 2000. [SEE ATTACHED RESOLUTION].

ROLL CALL

AYES: Campbell, Hartsock, McShane, Mitchell, Bush
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

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CONSIDERATION OF RESOLUTION REGARDING COURT EQUITY FUND. The 47th District Court request that Council consider and adopt a resolution in support of a new court equity fund distribution formula that incorporates funding for third class District Courts in Oakland County, such as the 47th District Court. City Administration recommended that the Council consider and adopt the resolution.

06-00-171 MOTION by Campbell, seconded by Mitchell, to adopt a resolution in support of a new court equity fund distribution formula. [SEE ATTACHED RESOLUTION].

ROLL CALL:

AYES: Hartsock, McShane, Mitchell, Bush, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

Councilmember Campbell stated that this resolution is the perfect opportunity to send a message to Oakland County and the State of Michigan that court funding needs to be addressed.

RESOLUTION FOR SECOND YEAR SAD PRINCIPAL SHOPPING DISTRICT.

Administration recommended collection of special assessments for SAD 98-91 for year 2000.

06-00-172 MOTION by Bush, seconded by McShane, to adopt a resolution to confirm Special Assessment District Roll No. 98-81 for year 2000. [SEE ATTACHED]

ROLL CALL

AYES: Hartsock, McShane, Mitchell, Bush, Campbell
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PRESENTATION OF RRRASOC FISCAL YEAR 2000-2001 BUDGET.

Assistant City Manager Richards reviewed the Resource Recovery and Recycling Authority of Southwest Oakland County (RRRASOC) Fiscal Year 2000-2001 Budget and recommended that Council receive and file.

06-00-173 MOTION by Campbell, seconded by Mitchell, to receive and file the RRRASOC Fiscal Year 2000-2001 Budget. MOTION CARRIED UNANIMOUSLY.

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CONSIDERATION OF LOT SPLIT PARCEL #23-27-404-011 AT 32316 GRAND RIVER. Assistant City Manager Richards reviewed the proposed lot split at 32316 Grand River. The property lot split would create separate parcels for the retail and office building and would also create a separate parcel for the residential land at rear of the original parcel. Access to the rear residential parcel is to be provided by an easement.

City Assessor, John Sailer, reviewed the proposal and advised that it is in compliance with the Land Division Act. Assessor Sailer recommended approval of this lot split contingent on full and timely compliance with the conditions listed in Mr. Sailer's letter to Mr. Schweder dated April 28, 2000.

Administration recommends that Council approve the proposed lot split as submitted by the proponent, including the existing and new easements, and that Council's approval be contingent on compliance with Mr. Sailer's letter of April 28, 2000.

Mr. Schweder, owner of the property, discussed the proposed plans for the property. He will comply with Mr. Sailer's contingencies. He discussed the easements for water, sewer and gas lines. An additional property easement is required to ensure no excess water will drain across existing pharmacy property.

Mr. Scott, purchaser of the split lot, presented the plans for the proposed renovations.

Council expressed concern as to whether runoff issues have been addressed. Mr. Scott responded that the ten-foot drainage easement together with additional grading, will redirect actual runoff.

Director Gushman indicated the drainage easement is necessary to ensure proper drainage in the future.

06-00-174 MOTION by Bush, seconded by McShane, to approve the proposed lot split at 32316 Grand River, as submitted by the proponent, including the existing and new easements, contingent on compliance with Mr. Sailer's letter dated April 28, 2000 to Mr. Schweder. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT RESOLUTION AUTHORIZING INTER-LOCAL AGREEMENT WITH OAKLAND COUNTY DRAIN COMMISSION.

06-00-175 MOTION by McShane, seconded by Mitchell, to adopt a resolution authorizing the Assistant City Manager and City Clerk to execute the referenced Inter-local Agreement with the Oakland County Drain Commission. [SEE ATTACHED AGREEMENT].

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ROLL CALL

AYES: McShane, Mitchell, Bush, Campbell, Hartsock
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF RIGHT-OF-WAY PERMIT AND FACILITY USE AGREEMENT WITH METRICOM, INC.

06-00-176 MOTION by Campbell, seconded by Mitchell, to approve the Right-of-Way Permit and Facility Use Agreement with Metricom, Inc. [SEE ATTACHED AGREEMENT].

ROLL CALL

AYES: Mitchell, Bush, Campbell, Hartsock, McShane
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT.

No Comment.

COUNCIL COMMENTS AND ANNOUNCEMENTS. Mayor Hartsock read a letter from Bill Damman of Damman Hardware complimenting the City staff that assisted in making their move a smooth one.

PUBLIC SAFETY DEPARTMENT QUARTERLY OPERATIONS REPORT JANUARY - MARCH, 2000. Director Goss reviewed the Public Safety Department Quarterly Operations Report noting that crime continues on a downward trend; that armed robberies, however, are up; and that the Fire Department had a substantial increase in overtime.

06-00-177 MOTION by Mitchell, seconded by Bush, to receive and file the Public Safety Department Quarterly Operations Report for January – March, 2000. MOTION CARRIED UNANIMOUSLY.

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APPROVE MONTHLY PAYMENTS REPORT

06-00-178 MOTION by Campbell, seconded by McShane, to approve the Monthly Payments Report for May, 2000. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

06-00-179 MOTION by Campbell, seconded by Mitchell, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:50 p.m.

WILLIAM S. HARTSOCK, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASURER

