

FARMINGTON CITY COUNCIL
REGULAR MEETING

A regular meeting of the Farmington City Council was held on Monday, June 20, 2005 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 8:05 p.m. by Mayor Campbell.

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

ABSENT: None.

CITY ADMINISTRATION: Clerk/Treasurer Cantrell, Director Gushman, Director Nebus, City Manager Pastue, Assistant City Manager Richards.

APPROVAL OF AGENDA

06-05-146 MOTION by Bush, seconded by Knol, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETING

06-05-147 MOTION by McShane, seconded by Mitchell, to approve the special and regular meeting minutes of June 6, 2005. MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

APPOINTMENT TO DOWNTOWN DEVELOPMENT AUTHORITY BOARD OF DIRECTORS

Mayor Campbell recognized the tremendous talent of all the applicants for the open positions on the Downtown Development Authority (DDA) Board. He stated his support for Farmington resident James Kuiken.

Knol noted that part of the motivation for expanding the DDA Board was to include more representation from the residents. She stated the importance of maintaining a balance of resident and business owner representation. She stated her support for James Kuiken and Scott Freeman.

Mitchell recommended that at least one of the appointments should be both a resident and merchant in the Downtown. He noted that it doesn't make sense to appoint a resident who lives outside of the Downtown area. He further stated that Council should be considering merchants, whether they are residents or not, who have an interest in the Downtown.

Bush noted that a resident brings a different perspective than a business owner to the Board.

COUNCIL PROCEEDINGS -2-
June 20, 2005

06-05-148 MOTION by McShane, seconded by Bush, to appoint James Kuiken to the Downtown Development Authority Board of Directors for a four-year term, expiring February 28, 2009. MOTION CARRIED UNANIMOUSLY.

McShane stated the need for a mix of residents and business owners on the Board.

Bush noted the importance of listening to the DDA Board's recommendation of Scott Freeman. She stated that Mr. Freeman would be an asset to the Board.

Mitchell expressed his concern regarding appointing a second resident to the Board who doesn't have an interest in the Downtown. He stated that he could support a candidate who is both a resident and business owner in the Downtown area and voiced support for David Judge.

Mayor Campbell, concurring with Mitchell, also stated his support for a candidate who is both a resident and business owner.

06-05-149 MOTION by Knol, seconded by Bush, to appoint Scott Freeman to the Downtown Development Authority Board of Directors for a four-year term, expiring February 28, 2009. MOTION CARRIED: THREE AYES; TWO NAYS (CAMPBELL, MITCHELL.)

Pastue confirmed that letters would be sent to all the candidates and appointees.

APPOINTMENT OF VACANCY TO THE BOARD OF ZONING APPEALS

Bush expressed her strong support for the appointment of Paul Buyers, stating he would serve the Board well.

06-05-150 MOTION by Mitchell, seconded by McShane, to appoint Paul Buyers to the Board of Zoning Appeals to complete a three-year term expiring June 30, 2006. MOTION CARRIED UNANIMOUSLY.

HURON RIVER HUNTING AND FISHING CLUB – SPECIAL OUTDOOR ACTIVITIES

RESOLUTION 06-05-151 Motion by Bush, seconded by Knol, to grant permission for special outdoor events and tents in the parking lot at the Huron River Hunting and Fishing Club including: Men's Classic Car Stag on June 14, 2005; Cigar Dinner on June 23, 2005; and Clambake on August 13, 2005, all as described in the request for Council approval. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE FOUNDERS FESTIVAL OPENING NIGHT EVENT

Mayor Campbell advised that Councilmember Mitchell would abstain from participation due to his involvement with the Festival.

RESOLUTION 06-05-152 Motion by McShane, seconded by Bush, to approve the addition of Founders Festival activities including a Classic Car Cruise Event, entertainment in the bank shell and a movie at Shiawassee Park on Wednesday, July 13, 2005. MOTION CARRIED: FOUR AYES; ONE ABSTENTION (MITCHELL.)

COUNCIL PROCEEDINGS -3-
June 20, 2005

CONSIDERATION TO APPROVE SPECIAL EVENT FOR OUR LADY OF SORROWS CHURCH PICNIC

Administration recommended approval of a request for a special events permit from Our Lady of Sorrows Church.

McShane suggested adding language to park and special event permits advising users of their responsibility to clean up after the event.

Responding to a question from Bush, Pastue confirmed that the Church would provide insurance indemnification.

RESOLUTION 06-05-153 Motion by Bush, seconded by McShane, to approve a special event permit for Our Lady of Sorrows church picnic scheduled for Sunday, June 26, 2005 in Shiawassee Park. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE SPECIAL EVENT FOR FILM PRODUCTION AT SHIAWASSEE PARK

Administration advised that a request was received from a film production company to utilize a portion of Shiawassee Park to film a television commercial. Administration further advised that the company has provided a certificate of insurance for the production and the City's indemnification agreement. Administration recommended Council's approval of this request and requested Council's thoughts and comments on this type of event.

Mayor Campbell noted that this type of event provides visibility for the community and that fees charged by the City should vary based on size and length of productions.

McShane expressed her approval of this type of event under certain conditions: that a fee is charged; that it does not conflict with other activities; and that the production is a positive representation of Farmington.

Bush stated that this type of production is a compliment to the community, however, she cautioned that the community can also be misrepresented.

Mitchell advised that the City should consider a policy regarding use of public property for commercial purposes.

RESOLUTION 06-05-154 Motion by McShane, seconded by Knol, to approve a special event permit request from MBC Productions to film a commercial in Shiawassee Park on Wednesday, June 23, 2005, from 11:00 a.m. to 4:00 p.m. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONSIDERATION TO ADOPT AWARDING RESOLUTION FOR 2005 CAPITAL IMPROVEMENT BONDS

COUNCIL PROCEEDINGS -4-
June 20, 2005

The City's Bond Counsel, Mike McGee of Miller, Canfield, Paddock and Stone, presented the awarding resolution for 2005 capital improvement bonds along with a summary of the bids.

Mr. McGee noted that the City received an enormous amount of interest from underwriting firms. He stated that one of the reasons was due to the City's "AA" rating by Standard & Poors. He noted that out of 482 units rated in the State of Michigan, only 58 have received a "AA" rating or higher. He further noted that a "AA" rating for a smaller community is very impressive. He congratulated Council on the City's exemplary financial performance.

Mayor Campbell recognized the importance of the "AA" rating to the community and further recognized Clerk/Treasurer Cantrell for her contribution to the City's financial soundness.

McShane noted that the "AA" rating is a recognition of the potential of this City. She recognized Council, City Administration and the many volunteers who have contributed to the success of this City. She requested that Mr. McGee mail the Standard & Poors report to the County Executive and the City's State Representative and Senator.

RESOLUTION 06-05-155 Motion by Bush, seconded by Knol, to adopt a resolution to accept bids for the purchase of the 2005 Capital Improvement Bonds and award the sale to Robert W. Baird & Co., whose bid was determined to produce the lowest interest cost to the City. [\[SEE ATTACHED RESOLUTION\]](#).

ROLL CALL

Ayes: Campbell, Knol, McShane, Mitchell, Bush.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT OAKLAND COUNTY HAZARDOUS MITIGATION PLAN

Administration advised that a resolution to adopt the Oakland County Hazardous Mitigation Plan is necessary in order for Oakland County to continue its eligibility in receiving state and federal funds should a state of emergency be declared.

Administration further advised that Public Safety Director Nebus and Fire Marshall Warthman have reviewed the plan and recommend its approval.

RESOLUTION 06-05-156 Motion by Knol, seconded by Mitchell, to adopt a resolution approving the Oakland County Hazardous Mitigation Plan as the official plan for the City of Farmington. [\[SEE ATTACHED RESOLUTION\]](#). MOTION CARRIED UNANIMOUSLY.

ADOPT ORDINANCE NO. C-708-2005 TO AMEND TRAFFIC CONTROL ORDERS

COUNCIL PROCEEDINGS -5-
June 20, 2005

06-05-157 MOTION by Bush, seconded by McShane, to adopt Ordinance No. C-708-2005 amending the City of Farmington traffic control orders to prohibit parking in the alley behind the commercial businesses located on the north side of Grand River, between Hawthorne and Nine Mile Road. [SEE ATTACHED ORDINANCE].

ROLL CALL

Ayes: Knol, McShane, Mitchell, Bush, Campbell.
Nays: None.
Absent: None.
MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT 2005-2010 SIX-YEAR CAPITAL IMPROVEMENTS PROGRAM

Administration recommended adoption of the six-year capital improvement program that begins with the current fiscal year 2004-05 and carries through to fiscal year 2009-10. Administration further advised that over 75% of the projects relate to road and downtown area improvements with the most notable projects being the reconstruction of Shiawassee Street and Downtown redevelopment. Administration noted that the program includes the Chatham Hills Footing Disconnect Program which will eliminate the City's issues relating to combined storm and sanitary sewer overflows.

Administration advised that the Planning Commission has requested that the unfunded Parks and Recreation projects be added as an addendum to the Capital Improvement Program.

RESOLUTION 06-05-158 Motion by Mitchell, seconded by Bush, to adopt a Six-Year Capital Improvements Program for fiscal years 2004/05 thru 2009/10 as presented. [SEE ATTACHED PROGRAM].

ROLL CALL

Ayes: McShane, Mitchell, Bush, Campbell, Knol.
Nays: None.
Absent: None.
MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ACCEPT AND AWARD BID FOR PUBLIC WORKS MOWER

RESOLUTION 06-05-159 Motion by McShane, seconded by Bush, to receive bids for purchase of a 2005 ExMark Lazer riding mower and award to the low bidder Weingartz, Farmington Hills, Michigan, in the amount of \$8,177.40.

ROLL CALL

Ayes: Mitchell, Bush, Campbell, Knol, McShane.
Nays: None.
Absent: None.
MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT RESOLUTION TO AMEND FISCAL YEAR 2004-05 BUDGET

COUNCIL PROCEEDINGS -6-
June 20, 2005

Administration advised that expenses relative to the Downtown Project, primarily for engineering and architect fees, have been incurred this fiscal year and recommended that Council adopt FY 2004-05 Budget Amendment No. 2.

RESOLUTION 06-05-160 Motion by Knol, seconded by Mitchell, to adopt a resolution approving Budget Amendment No. 2 for the fiscal year 2004-2005 budget. [SEE ATTACHED RESOLUTION].

ROLL CALL

Ayes: Bush, Campbell, Knol, McShane, Mitchell.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT RESOLUTION AMENDING CITY ADMINISTRATIVE POLICIES AND PROCEDURES MANUAL REGARDING MEDICAL, DENTAL, AND OPTICAL BENEFITS

Administration recommended amending the City Administrative Policies and Procedures Manual to include proposed changes to medical, dental and optical benefits in order to contain costs and meet HIPPA regulations.

RESOLUTION 06-05-161 Motion by McShane, seconded by Bush, to adopt a resolution amending the City Administrative Manual as it pertains to employee medical, prescription, dental and optical benefits. [SEE ATTACHED RESOLUTION].

ROLL CALL

Ayes: Campbell, Knol, McShane, Mitchell, Bush.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT

No public comments were heard.

COUNCIL COMMENT

McShane noted that at their last meeting the Planning Commission discussed their concerns regarding the upkeep and maintenance of strip shopping centers and expressed their desire for Administration and Council to take an active part in addressing this issue.

McShane recommended changes to parking in the Downtown Center in order to improve parking and traffic flow impeded due to construction.

COUNCIL PROCEEDINGS -7-
June 20, 2005

Bush requested that Mayor Campbell meet with DDA Board Member Greg Cowley concerning disparaging remarks he made at a Farmington Hills Economic Development meeting regarding the City of Farmington.

Mayor Campbell responded he would discuss the matter with Mr. Cowley.

Bush provided Council with a copy of the City of Farmington Hills Code of Ethics and recommended the adoption of a similar policy for Farmington.

McShane expressed her support for a City of Farmington ethics policy.

Knol noted parking lots in Farmington that are a hazard to the Community and requested that administration review City Ordinance on blight as it applies to those locations.

Pastue indicated that City Code has a section on blight that addresses commercial property maintenance. He stated that City Administration would review City Ordinance to ensure it addresses blight related issues in the City.

McShane stressed the need to implement and enforce City Code.

Mayor Campbell noted that he has contributed a butterfly, displayed in the City's lobby, to the "Butterfly" project sponsored by the Rotary Club.

MAY 2005 PUBLIC SAFETY REPORT

Council concurred to receive a monthly Public Safety report.

ADJOURNMENT

06-05-162 MOTION by McShane, seconded by Knol, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 9:16 p.m.

Arnold T. Campbell, Mayor

Patsy K. Cantrell, City Clerk/Treasurer

Susan K. Halberstadt, Recording Secretary

APPROVED: JULY 5, 2005