

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on January 5, 1970. Meeting called to order at 8.00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman, Director DeBaene and Attorney Kelly.

CM-1-01-70 MINUTES OF PREVIOUS MEETING

Councilman Richardson questioned the minutes of previous meeting and referred to the signs for Midas Muffler. He stated the original request had called for signs 20 sq. ft. and 40 sq. ft., rather than the 80 sq. ft. written into the minutes.

City Manager Dinan told him a misquote had been made in the original recommendations which actually had called for a sign 80 sq. ft., and the minutes were correct.

As this was well within the City Ordinance on Signs, the Council agreed the change in size would be acceptable.

Motion by Seibert supported by Yoder to approve the minutes of meeting of January 5, 1970 as amended. Motion carried, all ayes.

CM-1-02-70 PUBLIC HEARING  
PROPOSED CENTRAL BUSINESS DISTRICT ZONING ORDINANCE  
AMENDMENT

Mayor Brotherton opened the Public Hearing and stated that notices of said Public Hearing had been published in the Farmington Enterprise-Observer.

Before he asked for comments, the Mayor, City Manager Dinan, and Chairman Tupper gave their interpretations of the proposal.

The Mayor then asked for comments from interested persons.

John M. Clappison of the Farmington Center Corporation presented a petition bearing 49 signatures opposing the ordinance. He also requested that five property owners and five business owners be considered to serve on the Downtown Redevelopment Committee along with the City members, and presented a list containing their names. On behalf of the 49 persons who signed the petition, Mr. Clappison then asked that the Council table any action on the ordinance.

Objections to the proposed ordinance were heard from:

Joseph T. Brennan, attorney, representing Thomas Duke, property owner.  
William Munger, attorney for Farmington Center Corporation  
Bruce Habermill, 23534 Farmington Road  
Caroline Kolakowski 33338 Grand River  
Lawrence Mayer, 33718 Grand River  
Ralph Dingle, 23210 Fleming  
Jack Cotton, 33318 Oakland  
Richard Habicht, 33215 Grand River  
Tom Duke, 32718 Grand River  
Russell Gilbert, 32411 Grand River  
Edwin R. Oglesby, 33314 Grand River  
Harley Warner, National Bank of Detroit  
Conrad Sullivan, 32800 Grand River  
Donald Wingard, 33211 Grand River  
Edward Balden, Farmington Center Corporation  
V.O. Bates, 33113 Thomas Street.

In favor of the proposed ordinance were:

Mrs. Marge Williams, 33712 Schulte  
William Maitland, 34212 Conroy Court.

Motion by Richardson supported by Seibert that the Public Hearing be adjourned and opened again on February 2, 1970, and that the Downtown Redevelopment Committee meet with the various business people involved and try to pin down more specifically their objections, and submit recommendations at the meeting of February 2, 1970 regarding any changes.

Amendment by Councilman Allen to include any other interested groups in this meeting.

#### PETITIONS AND COMMUNICATIONS

CM-1-03-70      REQUEST FOR TAXICAB BOND PLATES FROM MR. THOMAS MACALUSO

Clerk read letter from Mr. Thomas F. Macaluso, Star Cab Company, Novi, Michigan requesting a bond plate to operate in the City of Farmington for the year 1970.

Mr. Macaluso stated the Star Cab Company presently operates out of Novi, have five cabs in service in the Novi, Walled Lake and Wixom area, but do not have enough business to support their existing units, and therefore would like to expand into the City of Farmington.

Motion by Richardson supported by Seibert to deny the request of Mr. Macaluso for a bond plate in the City of Farmington at this time, primarily because the City Council has just granted three additional bond plates to another company, and feel this is sufficient. However, in the event that more bond plates are issued, Mr. Macaluso will be given first consideration.

Motion carried, all ayes.

MICHIGAN LIQUOR CONTROL COMMISSION RE: DENIAL OF SDM LICENSE AND LIVING QUARTERS

Clerk read statement from Michigan Liquor Control Commission regarding request for transfer ownership 1969 SDM licensed business from John Harris, located at 22070 Farmington Road to Charles F. Zimmerman has been approved subject to the direct connection leading to the living quarters area being sealed and further that the order of the Commission be that the request made by Charles F. Zimmerman for living quarters permit, in conjunction with the SDM license be denied in the discretion of the Commission.

Letter received and filed.

LETTER FROM OAKLAND COUNTY BOARD OF AUDITORS RE CITY COUNCIL'S RESOLUTION TO ADOPT SIDWELL SEQUENCED TAX SYSTEM

Clerk read letter from Oakland County Board of Auditors pertaining to the City Council's resolution adopting the Sidwell Sequenced Tax System.

The letter states the City is in a position of high priority for conversion to the computerized tax system in 1971, and the Board of Auditors is impressed with the City's interest and enthusiasm in the new Sidwell Sequenced Tax System.

Letter received and filed.

REPORTS FROM CITY MANAGER

CM-1-04-70      REPORT ON TRAFFIC OPERATION PROGRAM TO INCREASE CAPACITY AND SAFETY (TOPICS) SPONSORED BY OAKLAND COUNTY ROAD COMMISSION

City Manager Dinan reported that the Oakland County Road Commission is attempting to implement the TOPICS program in Oakland County, and have had meetings with various municipal officials in an effort to coordinate and co-sponsor such programs throughout the county.

The first phase of study and evaluation to meet federal regulations, "Memorandum of Cooperation" is being sent to the various local governmental bodies for their approval and adoption in the form of a resolution. The City Manager stated the City of Farmington administration is quite interested in this program as it is designed to improve capacity and safety at major intersections to be financed jointly with the Federal government, Oakland County Road Commission and local governing agencies. The City Manager reminded the Council of their request that Oakland County Road Commission investigate the possibility of a signal light

at the intersection of Shiawassee and Orchard Lake Road. The Road Commission advised that a light could not be installed at this location since it was only a two lane highway, and they stated if the intersection were widened to allow proper turning movement, possibly a light would be warranted, based on the traffic generated in the high accident ratio at this intersection. Since there is a jog in Shiawassee east of Orchard Lake Road, it would be necessary to provide turning movement lanes a distance of approximately 400 feet. The Oakland County Road Commission estimates the cost of this project would be approximately \$62,000 - City share \$17,000 and the balance paid by Federal and County participation.

City Manager Dinan stated his office plans to give this project consideration in the 1970-71 budget because of the need for the traffic signal light at this location, which is needed to reduce the number of accidents that are occurring and improve the general traffic flow of turning movement in the general area, and he therefore recommended the City Council adopt a "Memorandum of Cooperation" in the form of a resolution so the initial stage of the study and evaluation can be implemented throughout the County.

Motion by Yoder supported by Seibert to adopt the following resolution:

WHEREAS, the Federal Government by Section 10 of the Federal-Aid Highway Act of 1968 has provided the authority for the establishment, within the designated boundaries of Federal-Aid Urban Areas, as defined by Section 101 (a) of Title 23, United States Code, of a program entitled, TRAFFIC OPERATIONS PROGRAM TO INCREASE CAPACITY AND SAFETY, hereinafter referred to as "TOPICS" and

WHEREAS, the United States Department of Transportation, Federal Highway Administration, Bureau of Public Roads, hereinafter referred to as the "BUREAU", by Policy and Procedure Memorandum 21-18 dated January 17, 1969, and supplements thereto, hereinafter referred to as PPM 21-18, as well as other pertinent Informational Memorandums, has established policies and procedures, relating to the expenditure of Federal Funds for TOPICS; and

WHEREAS, the Board of County Road Commissioners of the County of Oakland, Michigan, has expressed its willingness to accept the responsibility of coordinating with all other local agencies the development and evaluation of an area-wide TOPICS plan in accordance with the provisions contained in PPM 21-18 and other pertinent Informational Memorandums; and

WHEREAS, the local governmental agencies will benefit from the TOPICS Study and Plan and will be entitled to use any and all parts of the study data and TOPICS Plan without restriction or limitation; and

WHEREAS, the Board of County Road Commissioners of the County of Oakland, Michigan, is responsible as the Coordinating Agency to secure cooperative agreements or resolutions from all concerned local governmental agencies for the development and evaluation of a TOPICS Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council hereby approves of the TOPICS Program and actively supports Stage I of the Program, which is the study and evaluation of the TOPICS Plan.

BE IT FURTHER RESOLVED, that the Farmington City Council will fully cooperate with the Board of County Road Commissioners of the County of Oakland and the State Highway Commission of the State of Michigan in carrying out the TOPICS Program.

ROLL CALL:

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED January 5, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

MISCELLANEOUS

CM-1-05-70 Motion by Richardson supported by Seibert to reappoint Mr. Patrick Nowak to the Board of Review, term ending 12/31/72.  
Motion carried, all ayes.

CM-1-06-70 Motion by Allen supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

IN MEMORIAM D. RUSSELL MILLIGAN

WHEREAS, D. Russell Milligan having been a resident of the City of Farmington for more than a decade, and

WHEREAS, D. Russell Milligan has made many valuable contributions to the betterment of his community, and

WHEREAS, D. Russell Milligan had given unselfishly of his time, participating in community affairs, and

WHEREAS, D. Russell Milligan had a deep and avid interest in his community and contributed greatly as a member of

COUNCIL PROCEEDINGS - 6 -

the City's Planning Commission, Beautification Committee and Historical Preservation Committee, and

WHEREAS

D. Russell Milligan had a fond desire to make the City of Farmington an ideal community to raise a family and fostered the Redevelopment of the Downtown Area concept, provided leadership in beautifying his community and had a great respect for the community's heritage and desire for the preservation of this tradition, and

WHEREAS

D. Russell Milligan passed on December 23, 1969 untimely, causing a great loss to his family and his community.

BE IT FURTHER RESOLVED that the Farmington City Council on behalf of its citizens pay tribute to D. Russell Milligan in memoriam for the great contributions he has made to his community.

BE IT FURTHER RESOLVED that this resolution be forwarded to his wife, Mrs. Evelyn Milligan, and family.

IN WITNESS WHEREOF, We the members of the Council of the City of Farmington, Michigan have hereunto set our hands and caused the Seal of the City of Farmington to be affixed.

Done at the City of Farmington, this 19th day of January in the year of our Lord, nineteen hundred and seventy.

WILBUR V. BROTHERTON

JOHN A. ALLEN, COUNCILMAN

FRED M. SEIBERT, COUNCILMAN

JOHN H. RICHARDSON, COUNCILMAN

RALPH D. YODER, COUNCILMAN

CM-1-07-70 Motion by Seibert supported by Yoder to table action on the appointment of a member of the Planning Commission until the next meeting. Motion carried, all ayes.

CM-1-08-70 MONTHLY AUDIT  
Motion by Seibert supported by Allen to receive and file. Motion carried, all ayes.

MAYOR BROTHERTON told the Council that Miss Jean Fox of the Sun-Forum newspaper had contacted him and wondered if the Council would meet with her in the near future to review her request of a few months ago wherein

the City would place a portion of its legal advertising with her newspaper. The Council agreed to meet with Miss Fox at 7.15 p.m. on January 19, 1970 for this review.

COUNCILMAN SEIBERT asked about the lawsuit with the Kensington Manor Apartments on the open drainage ditch. City Attorney Kelly informed him an opinion had been rendered in favor of the plaintiff, but as yet nothing was final.

COUNCILMAN RICHARDSON asked about the status on the violations of the Right-of-Way on Grand River Avenue. City Manager Dinan told him the Building Department had contacted the offenders and was receiving extremely good cooperation from the people involved.

RESOLUTIONS AND ORDINANCES

CM-1-09-70 ADOPT ORDINANCE NO. C-270-70 LIABILITY INSURANCE OR BOND ON TAXICABS

Motion by Yoder supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-270-70

AN ORDINANCE TO AMEND SECTION 7.126, LIABILITY INSURANCE OR BOND, CHAPTER 65 TAXICABS.

THE CITY OF FARMINGTON ORDAINS:

Section 7.126. Liability Insurance or Bond. Before the issuance of a license to operate a taxicab or motor vehicle for hire, the licensee shall file: A certificate signed by a duly authorized officer of a company authorized to write insurance in the State of Michigan, to the effect that a policy of insurance has been issued and is in full force and effect, issued to the licensee, and that the premium has been paid as required thereon, together with a true copy of the policy, contract or certificate of insurance. In cases where the insurance premium is payable monthly, proper certificates or evidence of payment of the premiums shall be delivered to the City not later than the first of each month. Said policy of insurance shall be in the sum of Fifty Thousand Dollars (\$50,000) each person bodily injury liability, conditioned for the payment of any judgments recovered against such person, One Hundred Thousand Dollars (\$100,000) each occurrence body injury liability, and Ten Thousand Dollars (\$10,000) property damage. Such policy of insurance shall contain provision for continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon, and that until the policy is revoked as herein provided, the insurance company will not be relieved from

liability on account of non-payment of premium, failure to renew license at the end of the year, or any act or omission of the named assured. Any insurance company whose policy has been so filed pursuant to this section, may file a notice in the office of the Director of Public Safety of its intention to terminate and cancel such policy and give notice thereof to the named licensee. Whereupon after ten (10) days after such filing such licensee or owner shall cease to operate or cause to be operated within the City of Farmington such taxicab or motor vehicle for hire, and the license issued therefor shall be automatically revoked and liability on such policy shall cease and terminate, provided that the liability of the insurance company thereon for any act or omission of the licensee or owner occurring prior to the effective date of cancellation shall not be thereby discharged or impaired.

This ordinance was introduced at a regular meeting of the City Council on December 15, 1969, was adopted and enacted by the Council at the next regular meeting on January 5, 1970 and will become effective on January 28, 1970 ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton  
NAYS: None  
ABSENT: None

CM-1-10-70      ADOPT ORDINANCE NO. C-271-70 TAXICAB RATE INCREASE

Motion by Richardson supported by Allen to adopt and enact the following ordinance:

ORDINANCE NO. C-271-70

AN ORDINANCE TO AMEND SECTION 7.141, RATES, CHAPTER 65, TAXICABS, OF THE CODE OF THE CITY OF FARMINGTON, AN ORDINANCE TO ESTABLISH TAXICAB RATES.

THE CITY OF FARMINGTON ORDAINS:

Section 7.141. Rates. The rates to be charged and collected for service by taxicabs shall be the following, unless and until changed by Council resolution. For the first one-fifth of a mile or fraction thereof, fifty cents (50¢) and for each additional one-fifth of a



mile or fraction thereof ten cents (10¢). The Council may increase or decrease the rates herein established and no charge shall be made for extra passengers. For each one minute of waiting time or fraction thereof a charge may be made of ten cents (10¢). Waiting time shall include the time when the taxicab is not in motion, beginning with the arrival at the place to which it has been called or the time consumed while standing at the direction of the passenger. No charge shall be made for the time lost for inefficiency of the taxicab or its operator or time consumed by premature response to a call or for traffic delays. There shall be posted in a conspicuous place inside the taxicab, a card which shall be printed in plain, legible type, the rates of fare and the meter rate of the taxicab.

This ordinance was introduced at a regular meeting of the City Council on December 15, 1969 and will become effective on January 1, 1970.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
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ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson  
NAYS: None  
ABSENT: None

CM-1-11-70 ADOPT ORDINANCE NO. C-272-70 TAXICAB DRIVER AGE LIMIT

Motion by Allen supported by Richardson to adopt and enact the following ordinance.

ORDINANCE NO. C-272-70

AN ORDINANCE TO AMEND SECTION 7.144 CHAPTER 65, OF  
THE CODE OF THE CITY OF FARMINGTON, TAXICABS.

THE CITY OF FARMINGTON ORDAINS:

Section 7.144 Taxicab Driver License. Each person driving a taxicab or motor vehicle for hire must be licensed as such. Each applicant for a driver's license must be of the age of Nineteen (19) years or over; and not subject to epilepsy, vertigo, heart trouble or any other infirmity of body or mind which might render him unfit for the safe operation of a public vehicle; be able to read and write the English language, be of adequate maturity, experience and background to function as a driver; be clean in dress and person and not addicted to the use of intoxicating liquors, narcotic drugs, and/or other drugs not prescribed for the treatment of disease by a licensed physician. The applicant shall take and successfully pass a police

examination relative to such applicant's knowledge of the traffic laws and ordinances of the City of Farmington and the State of Michigan, his or her general knowledge of the streets and highways in the City of Farmington and as to his or her competency as a driver of a motor vehicle; fill out, upon a form to be provided by the City Clerk, a statement giving his full name, place or places of residence for the five (5) years next preceding, age, color, height, color of eyes and hair, place of birth, length of time he has resided in the City, whether a citizen of the United States, whether married or single, whether he has ever been licensed as a driver or a chauffeur, and if so, when and where and whether his license has ever been revoked, and for what cause. Said application shall be filed with the Public Safety Department of the City of Farmington and said applicant shall also file on forms provided by said Department, a full set of his or her fingerprints. Said application and the said applicant shall be examined under the direction of the Public Safety Director, who shall have the power to approve or disapprove said application. If the Public Safety Director shall approve said application he shall endorse his approval thereon and deliver the same to the City Clerk who shall issue a license upon payment of the fees hereinafter provided. If the Public Safety Director shall not approve said application, he shall note such fact thereon, and deliver the same to the City Clerk who shall notify the applicant in writing at his or her address as stated upon such application. Said applicant may, within ten (10) days thereafter, appeal to the City Council from the determination of said Public Safety Director and the Council shall have the power to approve such application, whereupon a license shall be issued as above provided or said appeal may be denied. The decision of the Council shall be final.

This ordinance was introduced at a regular meeting of the City Council on December 15, 1969, was adopted and enacted by the Council at the next regular meeting on January 5, 1970, and will become effective on January 28, 1970, ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

ABSENT None

ORDINANCE DECLARED ADOPTED.

CLAIMS AND ACCOUNTS

CM-1-12-70            MONTHLY BILLS

Motion by Allen supported by Seibert to approve Claims and Accounts for December 31, 1969 as submitted, General Fund \$4,253.96 and Water and Sewer \$223.78.

ROLL CALL

AYES:                    Allen, Brotherton, Richardson, Seibert, Yoder

NAYS:                    None

Motion carried, all ayes.

CM-1-13-70            ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 11 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON,    MAYOR

*Elizabeth Brines*  
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ELIZABETH BRINES,    CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on January 19, 1970. Meeting called to order at 8:00 p.m. by Mayor Pro-Tem Allen.

ROLL CALL: Allen, Richardson, Seibert, Yoder present  
Absent: Brotherton

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman, Director DeBaene and Attorney Kelly.

### CM-1-14-70 MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve the minutes of regular meeting of January 5, 1970 as published. Motion carried, all ayes.

### CM-1-15-70 SALE OF STREET IMPROVEMENT BONDS, \$75,000 SAD & \$50,000 G.O.

No bids were forthcoming. City Manager Dinan told the Council that when the bond resolution was originally adopted the rate of interest was 6% and since that time the Legislature has increased the maximum interest rate to 8%, so it will now require an amendment to the bond resolution increasing the General Obligation Bond Interest from 6% to 8%. He stated the SAD would remain at 6% and would not involve any reassessments.

Motion by Yoder supported by Richardson to adopt the following resolution:

WHEREAS, by resolution duly and regularly on October 6, 1969 the City Council authorized the issuance of its \$75,000 Special Assessment Street Improvement Bonds and \$50,000 General Obligation Bonds:

AND WHEREAS, it is deemed necessary and proper to amend the aforesaid resolution to provide for a higher rate of interest for said General Obligation Bonds.

NOW, THEREFORE BE IT RESOLVED:

1: Paragraphs 4 and 9 of said resolution adopted October 6, 1969 be amended to provide as follows:

4: Said General Obligation Bonds shall bear interest at a rate or rates not exceeding eight per cent (8%) per annum, payable September 1, 1970, and semi-annually thereafter on the first day of March and September of each year. Both principal and interest shall be payable at a bank or trust company located in the State of Michigan qualified to act as paying agent, to be designated by the original purchaser of the bonds.

9. Said notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$50,000 GENERAL OBLIGATION STREET IMPROVEMENT BONDS (Districts  
Nos. 69-44 and 69-45)

\$75,000 SPECIAL ASSESSMENT STREET IMPROVEMENT BONDS (Districts  
Nos. 69-44 and 69-45)

CITY OF FARMINGTON  
COUNTY OF OAKLAND, MICHIGAN

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, 23600 Liberty Street, Farmington, Michigan until 8.00 o'clock p.m. Eastern Standard Time, on the \_\_\_\_\_ day of \_\_\_\_\_ 1970, at which time and place said bids will be publicly opened and read.

Said General Obligation Bonds will consist of ten (10) coupon bonds of the denomination of \$5,000 each, numbered consecutively in direct order of maturity from 1 to 10, both inclusive, will be dated January 1, 1970 and will mature serially without option of prior redemption as follows:

\$5,000 September 1st of each year from 1970 to 1977 inclusive;  
\$10,000 September 1, 1978.

Said Special Assessment Bonds will be coupon bonds and consist of fifteen (15) bonds of the denomination of \$5,000 each, numbered consecutively in direct order of maturity from 1 to 15, both inclusive, will be dated January 1, 1970, and will mature serially without option of prior redemption as follows:

\$5,000 September 1, 1970;  
\$10,000 September 1, 1971;  
\$5,000 September 1, 1972;  
\$10,000 September 1st of each of the years 1973 and 1974;  
\$5,000 September 1, 1975;  
\$10,000 September 1st of each of the years 1976, 1977 and 1978.

Said Special Assessment Bonds will bear interest from their date at a rate or rates not exceeding five and forty-five one hundredths per cent (5.45%) per annum, expressed in multiples of 1/8 or 1/20 of 1%, or any combination thereof. General Obligation Bonds will bear interest from their date at a rate or rates not exceeding eight per cent (8%) per annum, expressed in multiples of 1/8 or 1/20 of 1% or any combination thereof. Said interest will be payable on September 1, 1970, and semi-annually thereafter on March 1st and September 1st of each year. The interest rate on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate, and each coupon period shall be represented by one interest coupon. Both principal and interest will be payable at a bank or trust company qualified to act as paying agent, to be designated by the original

purchaser of the bonds. The designation of the paying agent shall be subject to the approval of the City. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery.

For the purpose of awarding the bonds, the interest cost of each bid will be computed by determining, at the rate or rates specified therein, to total dollar value of all interest on the bonds from \_\_\_\_\_ to their maturity and deducting therefrom any premium. The bonds will be awarded to the bidder whose bid on the above computation produces the lowest interest cost to the City. No proposal for the purchase of less than all of the bonds herein offered, or at a price less than their par value, will be considered; provided, however, bids for said Special Assessment Bonds at a price not less than ninety-seven and fifty one hundredths per cent (97.50%) of their par value will be considered.

The Special Assessment Bonds are issued in anticipation of the collection of a like amount of the nine (9) deferred installments of special assessments on Special Assessment Rolls Nos. 69-44 and 69-45, inclusive for the purpose of paying part of the cost of street improvements in said Special Assessment Districts, all in the City of Farmington, and in addition to the special assessments will pledge the full faith and credit of the City for their payment. The Bonds are divided among the special assessment districts in the manner provided in the bond authorizing resolution.

The General Obligation Bonds are issued for the purpose of paying part of the City portion cost of the hereinabove described improvements in Special Assessment Districts Nos. 69-44 and 69-45, and the full faith and credit of the City are pledged for their payment. The City will be required to levy taxes without limitation as to rate or amount for their payment.

A certified or cashier's check in the amount of \$2,500 drawn upon an incorporated bank or trust company, payable to the order of the City of Farmington, must accompany each bid as a guaranty of good faith on the part of the bidder, to be forfeited as liquidate damages if such bid is accepted and the bidder fails to take up and pay for the bonds. No interest will be allowed on the good faith checks, and checks of unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan. approving the legality of the bonds, which opinion will be furnished without expense to the purchaser of the bonds prior to the delivery thereof. There will also be furnished the usual closing certificates, dated as of the date of delivery of and payment for the bonds, including a statement that there is no litigation pending or, to the knowledge of the signers thereof, threatened, affecting the validity of the bonds.

The City shall furnish bonds ready for execution at its expense. Bonds will be delivered at such place as may be agreed upon with the purchaser.

The right is reserved to reject any or all bids.

In the event that prior to delivery of the bonds the interest received by private holders from bonds of the same type and character shall be taxable by the terms of any Federal income tax law, ruling, regulation, or obligations under the contract to purchase the bonds, and in such case, the deposit accompanying this bid will be returned.

Envelopes containing the bids should be plainly marked "Proposal for Bonds"

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Clerk, City of Farmington

APPROVED:  
STATE OF MICHIGAN  
MUNICIPAL FINANCE COMMISSION

2. All resolutions and parts of resolution insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

ROLL CALL

AYES: Allen, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Brotherton

RESOLUTION DECLARED ADOPTED JANUARY 19, 1970

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK.

MINUTES OF OTHER BOARDS

CM-1-16-70 PLANNING COMMISSION

Motion by Richardson supported by Yoder to introduce an Ordinance to amend Sections 5.57, 5.58 and 5.59 Schedule B, Chapter 39, Title V, to be known as R5 Deluxe Multiple Family District. Motion carried, all ayes.

CM-1-17-70 Motion by Seibert supported by Richardson to receive and file Planning Commission Minutes of January 12, 1970. Motion carried, all ayes.

CM-1-18-70 LIBRARY MINUTES

City Manager Dinan was asked by the Council to establish a joint meeting with the Township and City District Library in order to discuss the proposed building addition to the library.

COUNCIL PROCEEDINGS - 5 -

Motion by Richardson supported by Seibert to receive and file Library Minutes. Motion carried, all ayes.

CM-1-19-70

HISTORICAL PRESERVATION COMMITTEE

Motion by Richardson supported by Seibert to receive and file Annual Report for 1969 and Historical Preservation Committee Minutes of December 4, 1969. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-1-20-70

REQUEST FROM FARMINGTON MARCH OF DIMES VOLUNTEERS  
FOR ANNUAL MOTHERS' MARCH JANUARY 22-29, 1970

Request from Farmington March of Dimes volunteers for permission to hold their annual door to door Mothers' march the week of January 22 thru 29, 1970. They also request the City Council consider designating January 22 thru 29, 1970 as the Farmington March of Dimes Mothers' March.

Motion by Yoder supported by Richardson to grant permission to the Farmington March of Dimes volunteers to hold their annual door to door Mothers' March the week of January 22-29, 1970 and to designate January 22-29, 1970 as Farmington March of Dimes Mothers' March. Motion carried all ayes.

CM-1-21-70

REQUEST FROM GROVES WALKER POST #346 FOR 1970  
WOLVERINE BOYS' STATE CONTRIBUTION

City Manager Dinan stated the City Council has been well satisfied in participating in Wolverine Boys' State Program by sponsoring a boy to spend a week at Michigan State University. This year Wolverine Boys' State will be held June 17 thru 24th at a cost of \$65.00 per boy. City Manager Dinan stated that the Council appoints one of its members to act as liaison with the student representative to make arrangements for his report to the Council on his activities at the Wolverine Boys' State Convention.

Motion by Seibert supported by Yoder to continue as in the past and sponsor a representative to Wolverine Boys' State at a cost of \$65.00 from June 17th thru June 24, 1970 and that Councilman Richardson be appointed to arrange for the student's report.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: Brotherton

Motion carried.

LETTER FROM VERNON FOSTER, YELLOW & RED CABS RE: TAXICAB DRIVERS LICENSE

Letter from Vernon Foster, owner of Yellow and Red Cab Company stating he would like to see an amendment to Chapter 65 Taxicab Ordinance Section



7.144 titled "Taxicab Drivers License" to add...."the license to drive a taxicab within the City of Farmington shall not be required of any person duly licensed to drive a taxicab by any other municipality within the State of Michigan provided the taxicab so driven is operated under a license to operate a taxicab as granted by such a municipality." Mr. Foster states that at the present time it is necessary for one of his drivers to spend \$41.50 annually in drivers license fees. He stated that he must also submit 33 photographs of himself and eight sets of prints that are sent to Washington D.C. for clearance. He believes this is not only expensive, but needless duplication of effort and waste of valuable time.

City Manager Dinan and Chief Deadman were both of the opinion that if the City does not issue the taxicab drivers license to the person operating within the City of Farmington, valuable control is lost over the driver of the vehicle, and the City may be accepting drivers who would not meet the requirements of the City.

Motion by Seibert supported by Richardson to receive and file letter. Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE STATE LEGISLATIVE WORKSHOP THURSDAY FEBRUARY 26, 1970 AT JACK TAR HOTEL, LANSING, MICHIGAN.

Clerk read letter from Michigan Municipal League inviting the City Council to attend the State Legislative Workshop to be held Thursday February 26, 1970 at 9.30 a.m. in the Jack Tar Hotel, Lansing. Concurrent discussion sessions with Legislators and other key officials have been set for the morning sessions. The program also includes a luncheon to which State Majority Leader Lockwood and House Speaker Ryan have been invited to speak on his 1970 Legislative Program as it might affect local governments.

City Manager Dinan told the Council that Representative Raymond Baker and State Senator George Kuhn had been invited to a dinner meeting to discuss legislative matters, and all members of the Council were urged to attend.

CM-1-22-70

LETTER FROM JUNIOR ACHIEVEMENT OF SOUTHEASTERN MICHIGAN INC. REQUESTING PROCLAMATION DESIGNATING JANUARY 25-31 1970 AS JUNIOR ACHIEVEMENT WEEK

In making this request Junior Achievement of Southeastern Michigan stated that JA in this area has the largest program in the United States in size and scope, and they attribute this to the outstanding support the local community is giving to this important teenage program.

Motion by Seibert supported by Richardson to proclaim the week of January 25 thru 31, 1970 as Junior Achievement Week in the City of Farmington. Motion carried, all ayes.

CM-1-23-70

LETTER FROM JOSEPH T. BRENNAN, ATTORNEY RE: LEGAL PROBLEMS IN CONNECTION WITH PROPOSED CENTRAL BUSINESS DISTRICT ORDINANCE.

Letter read from Joseph T. Brennan, attorney confirming in writing his remarks before the Council at the Public Hearing on January 5th regarding the proposed CBD District. He states that the law permits a legislative body to delegate certain findings to an inferior body or administrative officer in connection with the administration of any law or ordinance. This delegation cannot however, be made without setting forth completely and exactly what can be done under the circumstances and under what standards and guidelines an inferior tribunal or officer must exercise his discretionary authority.

Mr. Brennan states he believes that:

1: Since this is a specific problem related to Downtown Farmington the City should first define what Downtown Farmington is and its territorial boundaries.

2: The next thing the City should do is inventory what precisely exists within the city and make a judgment on what is good and what is bad.

3: Make a judgment about what is unlikely to change and what the City will have to live with and those areas in which some improvement is possible.

4: At this point the City would be ready to make judgment within the realm of possibility, in other words, a factable, reasonable master plan for the downtown area.

5: Finally the City can sit down and draft an ordinance designed to accomplish these specific goals.

City Manager Dinan told the Council he would have a copy of Mr. Brennan's comments forwarded to the Downtown Redevelopment Committee for their reference and also to the City's legal counsel for review and collaboration with the Downtown Redevelopment Committee.

Councilman Seibert asked if there would be any advantage to contacting the Michigan Municipal League for any zoning ordinances they might have available. City Manager Dinan said he would contact their office and see if they would be willing to forward some typical types that have been used successfully in other areas.

Motion by Richardson supported by Yoder to receive and file. Motion carried all ayes.

CM-1-24-70

LIQUOR CONTROL COMMISSION TRANSFER CLASS "C" LICENSE BEL-AIRE LANES

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the request from Luster Incorporated for transfer of ownership of 1969 Class "C" licensed business with Dance Permit located at 24001 Orchard Lake Road, Farmington, Michigan 48024 from Bel-Aire Lanes Inc., be considered for approval.

ROLL CALL

AYES: Yoder, Allen, Richardson, Seibert

NAYS: None

ABSENT: Brotherton

Resolution declared adopted January 19, 1970.

CM-1-25-70 FARMINGTON JAYCEES RE: JAYCEE WEEK JANUARY 18-24, 1970

Letter from Farmington Jaycees requesting the week of January 18-24 1970 be designated as Jaycee Week. They also request permission to place banners with the words "Jaycee Week" across two appropriate intersections in the City.

Motion by Richardson supported by Seibert to proclaim the week of January 18-24 1970 as "Jaycee Week" and grant permission to erect a banner at the discretion of the Public Safety Department, said banner to be removed within seven days after the completion of "Jaycee Week", and to forward a proclamation signed by the Mayor to the Farmington Jaycees.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-1-26-70 REPORT ON SIX YEAR CAPITAL IMPROVEMENT PROGRAM

City Manager Dinan outlined the 1970-75 Capital Improvement Program as follows:

1: Bel-Aire Relief Sewer Project. He stated that phase 1 and phase 2 of this project have been completed.

Phase 3: Construction commencing July 1, 1970 - Installation of a 15" sewer from Lamar west to Leelane - 12" sewer on Leelane from Lamar to Marblehead. Estimated cost \$20,000.

Phase 4: Construction commencing sometime after July 1, 1971 if necessary - 12" sewer from Leelane to Lamar to Prospect. Estimated cost \$15,000. The total cost of the project is \$69,000 to be financed from the Water and Sewer Fund without the sale of General Obligation bonds.

2: Community Park Facilities. The City Manager stated the original Community Park Facility Program was geared to cost \$125,000 and be completed in one year under the \$100,000,000 State Recreation Program. This was drastically cut back due to change in formula by the State wherein monies would only be allocated on a per capita basis based on the 1960 census. This reduced

the program to a maximum of \$32,000 during the year 1969-70 leaving a balance of \$93,000 to be constructed during the next six year period. Therefore, the City Manager stated it was necessary to develop this program in the following four phases:

Phase 1. To be completed 1969-70 fiscal year - Drake Road Park Improvement \$32,000.

Phase 2. Site Improvements Drake Road Park 1971-72 - \$30,000

Phase 3. Power Road Park Improvements 1972-73 - \$31,000

Phase 4. Power Road Park Improvements 1973-74 - \$32,000

3. Land Acquisition. Lot 3. Gardurous Webster's sub. This land acquisition is designated to acquire the only lot in the proposed Civic Center Park Area that has not been purchased by the City of Farmington.

4. Major Street Improvement. Paving of Gill Road from Grand River to Freedom Road, Shiawassee from Farmington Road to Grand River and a portion of Drake Road south of Grand River - \$125,000. In addition to this the City could finance their share of widening Orchard Lake Road at the Shiawassee intersection in the amount of \$17,000. The total estimated cost would be \$142,000 for this bonding program.

5. Construction of a six bay Police Garage. Estimated cost \$10,000.

6. Downtown Redevelopment. Since the Downtown Redevelopment Committee is in the initial stages of their planning for this program, an arbitrary \$5,000 was allocated to cover the cost of City share towards a joint venture with the Downtown business people on upgrading the general conditions in the Downtown Area.

7. Storm Sewer - Alta Loma Area.

8. Tree Planting Program.

9. Street Lighting Program.

10. Sidewalk Improvement Program.

11. Local Street Improvement.

12. Storm Water Treatment Plant. This will be constructed south of Grand River on the Rouge River to improve the quality of combined storm water entering the Rouge River during heavy storm periods.

13. Off-street parking.

14. Freeway Interchange Addition. This will allow for an entrance and exit ramp to westbound I-96 at Farmington Road and Freedom Drive.

15. Municipal Building Expansion.

16. Area Incinerator Project.

Councilman Seibert asked if any progress had been made by Oakland County Study Committee on the Incinerator Project, and Mr. Dinan stated the study had been completed. He has asked for copies, but so far has received none.

Motion by Seibert supported by Yoder to have the City Manager contact the Drain Commission at Oakland County for copies of the completed study on the Incinerator Project, and have copies of this report forwarded to members of the Planning Commission and the City Council. Motion carried, all ayes.

Motion by Seibert supported by Yoder to receive and file Six-Year Capital Improvement Program report. Motion carried, all ayes.

CM-1-27-70 REPORT ON DIVISION OF PRECINCT #1

The City Manager stated it has become necessary to divide Election Precinct #1 because it does not conform to the Michigan Election Law that registered voters in a precinct may not exceed 1400 registered voters. Presently Precinct #1 has 1575 registered voters and it has therefore become necessary to create a new precinct #5 to be located at the Longacre School in Woodcroft Subdivision.

Motion by Seibert supported by Richardson that the City Council approve the division of Precinct #1 so it conforms with the Michigan Election Law and that the City Clerk be authorized to proceed with the division and establishment of the new Precinct #5, and to introduce an amendment to Chapter 3, Voting Precincts, of Title I, Administration for the addition of a new Section 1.36 Establishment of New Election Precinct #5.

ROLL CALL

AYES: Allen, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Brotherton

Motion carried, all ayes.

CM-1-28-70 REPORT FARMINGTON TOWNSHIP LAWSUIT vs STATE BOUNDARY COMMISSION AND OAKLAND COUNTY BOARD OF SUPERVISORS.

City Manager Dinan stated in discussing the pending lawsuit between the Township of Farmington, Plaintiff vs. State Boundary Commission and Oakland County Board of Supervisors, Defendants, it has become quite obvious that the City of Farmington is directly involved in these legal proceedings and therefore should be part of this lawsuit in order to protect their interest regarding the pending annexation petitions now being processed by the Oakland County Board of Supervisors.

City Attorney Kelly and Special Legal Counsel Burton R. Shifman are of the opinion that the City of Farmington should intervene in this lawsuit and become part of it as an interested party, and it is the recommendation of the City Manager that the City Council authorize the City Attorney and appoint Burton R. Shifman Special Legal Counsel to intervene on behalf of the City of Farmington as an interested party in this lawsuit. This intervention will have to take place prior to the Show Cause Hearing scheduled for 9 a.m. Wednesday January 28, 1970 for permanent injunction restraining the Oakland County Board from processing the City's annexation petitions until this Appeal of the Boundary Commission's decision is disposed.

Motion by Seibert supported by Richardson that the City Council authorize the City Attorney, and also appoint Burton R. Shifman as Special Legal Counsel to intervene on behalf of the City of Farmington as an interested party in this lawsuit. Motion carried, all ayes.

CM-1-29-70 Motion by Yoder supported by Seibert to adopt the following resolution:

BE IT RESOLVED:

That the City Council appoint Burton R. Shifman to act as Special Legal Counsel to review the Central Business District Ordinance and give legal opinion.


ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: Brotherton

Resolution declared adopted January 19, 1970.

  
Elizabeth Brines, City Clerk

CM-1-30-70 REPORT BUILDING DEPARTMENT SURVEY OF BLINKING, OSCILLATING OR ROTATING SIGNS.

City Manager Dinan reported that the Building Department would like to forward a special letter advising 27 business places in the City of Farmington that their business sign is non-conforming, because it is either blinking, oscillating or rotating which is not allowed under Section 8.33 of the Sign Ordinance.

Motion by Yoder supported by Richardson to authorize the Building Department to forward notices to the owners of these non-conforming signs so that they are properly advised as to what conditions they can continue in non-conforming use. Motion carried, all ayes.

MISCELLANEOUS

BUILDING DEPARTMENT YEARLY REPORT

Motion by Richardson supported by Seibert to receive and file.  
Motion carried, all ayes.

CLAIMS AND ACCOUNTS

CM-1-31-70 MONTHLY BILLS

Motion by Richardson supported by Seibert to approve Claims and  
Accounts for January 19, 1970 as submitted, General Fund \$5560.68  
and Water and Sewer \$1642.29.

ROLL CALL

AYES: Seibert, Yoder, Allen, Richardson

NAYS: None

ABSENT: Brotherton

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at  
10.30 p.m. Motion carried, all ayes.

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JOHN A. ALLEN, MAYOR PRO-TEM

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on February 2, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Yoder present.  
Absent: Seibert.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman, Director DeBaene and Attorney Kelly.

CM-2-32-70 MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Yoder to approve minutes of regular meeting of January 19, 1970 as published. Motion carried, all ayes.

CM-2-33-70 PUBLIC HEARING  
PROPOSED CENTRAL BUSINESS DISTRICT ZONING ORDINANCE, ADJOURNED  
FROM JANUARY 19, 1970

The adjourned Public Hearing on the Proposed Central Business District was continued. City Manager Dinan gave a progress report on developments and stated the Downtown Redevelopment Committee has had two meetings with local businessmen in an effort to reconcile the differences relating to the proposed Central Business District ordinance. He stated the retention of Burton R. Shifman as legal counsel has been of great assistance to the Committee in attempting to eliminate constitutional and legal objections that have been raised on the standards and procedures in the framework of this ordinance.

City Manager Dinan went on to state that at the second meeting of the Committee, the businessmen submitted a fifteen point list of suggestions and objections to this proposed ordinance. The Committee reviewed each one individually with the Business Sector, and Mr. Shifman gave legal advice on some of the questions pertaining to non-conforming use, a site plan procedure method of appeal, and other related questions.

The City Manager concluded his remarks by stating that the Downtown Redevelopment Committee should be in a position to submit their final recommendations to the City Council at the March 2nd meeting.

Councilman Allen commented that he felt the procedures were not sufficiently in depth to accomplish a real change in the future Farmington Downtown Business District, and he suggested more planning with the professional planners.

Mayor Brotherton commented that he felt it might be a good idea for all the members of the Council to meet with the Planning Consultant and discuss future plans for the Farmington Downtown Business District.



Motion by Yoder supported by Allen to further adjourn this public hearing until March 16, 1970. Motion carried, all ayes.

CM-2-34-70 MINUTES OF OTHER BOARDS  
PLANNING COMMISSION PROCEEDINGS JANUARY 26, 1970

Motion by Allen supported by Richardson to establish a public hearing for 7.30 p.m. on March 2, 1970 on the request to rezone Lots 1-6 Assessor's Plat #1 from R 1 Single Family District to R 3 Multi-Family District. Motion carried, all ayes.

CM-2-35-70 Motion by Yoder supported by Richardson to establish a public hearing for 7.30 p.m. on March 2, 1970 on the request to rezone the following described property:

Lots 1-6, Lot 7, Assessor's Plat #1, and part of Lot 8 and Lot 9, Assessor's Plat #1, more particularly described, commencing Northeast corner Lot 8 at Farmington Road, thence South  $43^{\circ} 16' 24''$  West along the North line of Lot 8, 738.74 ft. thence South  $89^{\circ} 6' 0''$  East 550.43 ft. Farmington Road right of way, thence North  $0^{\circ} 33' 0''$  East 496.46 ft. to the point of beginning from R 1 Single Family District to R 5 Deluxe Multi Family District.

All of Lot 8 and Lot 9, Assessor's Plat #1, excluding the following described property:

Commencing on the Northeast corner Lot 8 Farmington Road thence South  $43^{\circ} 16' 24''$  West along the North line of Lot 8, 738.74 ft. thence South  $89^{\circ} 6' 0''$  East 550.43 ft. Farmington Road right of way, thence North  $0^{\circ} 33' 0''$  East 496.46 ft. to the point of beginning from R 1 Single Family District to "O" Office District.

Lots 10, 11, 12, 13, Assessor's Plat #1, from E R O Education Research Office District to "O" Office District. Motion carried, all ayes.

CM-2-36-70 Motion by Richardson supported by Yoder to receive and file Planning Commission minutes of January 26, 1970. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-2-37-70 REQUEST FROM ASSOCIATED FOOD DEALERS FOR CONGRATULATORY MESSAGE TO BE INSERTED IN EDITORIAL PAGES OF DINNER PROGRAM BOOKLET CELEBRATING THEIR 54th ANNIVERSARY AT THE ANNUAL FOOD TRADE DINNER AND ALSO A PROCLAMATION OF "GROCERS WEEK" FEBRUARY 15-21st 1970

Motion by Allen supported by Richardson that a congratulatory message be inserted in the Editorial pages of the Dinner Program booklet celebrating

the 54th anniversary of the Annual Food Trade Dinner, and also to proclaim the week of February 15-21, 1970 as GROCERS WEEK in the City of Farmington. Motion carried, all ayes.

CM-2-38-70 LETTER FROM CITY OF DETROIT METROPOLITAN WATER DEPARTMENT REGARDING POLLUTION CONTROL GRANT PROGRAM.

Letter read from Gerald Remus, General Manager of the City of Detroit Water Department attaching a copy of a communication that was forwarded to members of the House Conservation and Recreation Committee explaining complications in the State grant program for pollution control. Obviously the application of an old law to this grant program is totally inequitable, and he has requested legislation for correction of this act, and needs the City of Farmington's help to make sure it is changed. Mr. Remus stated that since we are a basic part of the City of Detroit's sewage disposal system, we would be adversely affected financially if this change were not made. Mr. Remus requested that we encourage our legislators to make appropriate corrections.

Motion by Yoder supported by Allen to adopt the following resolution:

POLLUTION CONTROL GRANT PROGRAM

- WHEREAS: the City of Detroit Metropolitan Water Department provides sewage disposal services for more than 55 communities in the Detroit Metropolitan Area and,
- WHEREAS: the Detroit Metropolitan Area Sewage Disposal District constitute more than 40% total population of the State of Michigan, and
- WHEREAS: the Detroit Metropolitan Area presently is causing great pollution to the Detroit River and Lake Erie and,
- WHEREAS: the City of Detroit Metropolitan Water Department has programmed a solution to this heavy pollution through the State of Michigan Pollution Control Grant Program and,
- WHEREAS: the Conservation and Recreation Committee has placed a 25% limitation on the amount of money a Sewage Disposal District can receive from the grant program and,
- WHEREAS: this limitation will be doubly damaging as this would be applied to the pre-financed portion that the State takes care of for the Federal Government, and
- WHEREAS: it is quite obvious that the greatest need for pollution control is in the heavily urban and industrialized metropolitan area of Detroit,

NOW, THEREFORE, BE IT RESOLVED:

That the State Legislature be urged to amend Act 239-66, amended by Act 21-1969, to include the language which says, "Except this shall not apply to a regional program."

BE IT FURTHER RESOLVED:

That copies of this resolution be forwarded to members of the Conservation and Recreation Committee and Representative Raymond L. Baker and State Senator George Kuhn.

ROLL CALL:

AYES: Allen, Brotherton, Richardson, Yoder

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED FEBRUARY 2, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-2-39-70 RESIGNATION OF THEODORE E. DEBAENE, DIRECTOR OF PUBLIC SERVICES.

Letter from Theodore E. DeBaene, terminating his services as Director of Public Services effective February 6, 1970. Mr. DeBaene has received an offer from an engineering consulting firm in Louisiana that provides a challenge and greater opportunity than his present position with the City of Farmington.

Motion by Allen supported by Richardson to accept Mr. DeBaene's resignation with regret and to direct the City Manager to send a letter of appreciation to Mr. DeBaene for the services he has performed for the City during his tenure as Director of Public Services. Motion carried, all ayes.

CM-2-40-70 BUDGET REQUEST FROM THE FARMINGTON AREA RECREATION COMMISSION

The Farmington Area Recreation Commission's budget requirements for 1970-71 were presented. The City's share is \$2,480.00 the same as in the 1969-70 program, and City Manager Dinan told the Council that this could be incorporated in the 1970-71 budget.

Councilman Allen was of the opinion that the Council members should meet with Mr. Sitts, President of the Farmington Area Recreation Commission in order that they could be brought up to date on what was presently being done with this program.

Motion by Richardson supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the Council of the City of Farmington hereby approves the Farmington Area Recreation Budget for fiscal year 1970-71, and the City's contribution in the amount of \$2,480.00 subject to the other governmental agencies contributing their share.

ROLL CALL

AYES: Brotherton, Richardson, Yoder, Allen

NAYS: None

ABSENT: Seibert.

RESOLUTION DECLARED ADOPTED FEBRUARY 2, 1970

*Elizabeth Brines*  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

CM-2-41-70 AMERICAN CANCER SOCIETY CRUSADE APRIL 8, 9, & 10, 1970

Clerk read letter from American Cancer Society stating they will be conducting their Annual Crusade April 8, 9, & 10th. They state that April has been proclaimed Cancer Control Month by President Nixon.

Motion by Yoder supported by Richardson to grant permission to the American Cancer Society to conduct their annual crusade in the City of Farmington April 8, 9, and 10, 1970. Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE ANNUAL REGIONAL MEETING

Letter from Michigan Municipal League stating they plan on having their annual regional meeting Thursday March 19, 1970 at the City of Sterling Heights. The meeting will begin at 2 p.m. with registration starting at 1.30 p.m. and will continue through a dinner meeting. All members are urged to attend.

REPORTS FROM THE CITY MANAGER

CM-2-42-70 REPORT ON CODIFICATION OF CITY CODE

City Manager Dinan told the Council the City has not had a printing in codification of its City Code since 1966, and during that interim period the City has adopted 58 ordinances that should be printed and properly inserted in the City Code so that up to date complete references of City ordinances can be given to the general public.

Mr. Louis C. Andrews Jr., attorney, who originally codified the City Code in 1962 has stated it will take several months to develop and print these new amendments to the City Code, and therefore City Manager Dinan requested

approval from the Council to enter into an agreement with Mr. Andrews for this work.

Motion by Yoder supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the City Council authorize the City Manager to enter into an agreement with Mr. Louis C. Andrews, Jr., attorney, to up-date the Farmington City Code, by printing new amendments as follows:

250 sets of new amendments, plus 150 sets of Chapter 39 Zoning Ordinance:  
To purchase economical covers for the drilled copies to be sold in lieu of the paper bound copies:  
estimated cost.....\$1,650.00 which is to be paid from the General Fund fiscal year 1970-71 budget.

BE IT FURTHER RESOLVED:

To waive the necessity of receiving sealed bids, as it would be in the best interest of the City.

ROLL CALL

AYES: Richardson, Yoder, Allen, Brotherton

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED FEBRUARY 2, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

REPORT ON MADISON HEIGHTS PARENTAL NEGLECT OF MINORS' ORDINANCE

Councilman Richardson requested we receive a copy of the City of Madison Heights new ordinance regarding parental neglect of minors. He felt with the problems of juvenile delinquency that are so universal throughout the metropolitan area that the City should look into this legislation that was adopted by the City of Madison Heights that makes the parents responsible for the criminal acts of minors and habitual offenders.

However, there seems to be a serious legal question as to whether this ordinance is constitutional or enforceable because of the procedures set forth in which the parent can be held responsible for the acts of their children as an habitual offender, which includes moving traffic violations as well as criminal acts during a twelve month period. The penalty as prescribed on this ordinance would be a fine of not more than \$500.00 and a sentence of a term in jail of not more than 90 days or placed on probation, or any combination of same, at the discretion of the Court.

The City Manager is of the opinion that there will be a test on the legality of this ordinance in the City of Madison Heights, but if it

it were upheld by the courts, perhaps the City of Farmington could give the matter serious consideration.

Report received and filed for information purposes.

MISCELLANEOUS

QUARTERLY REPORT, DEPARTMENT OF PUBLIC SERVICES

Receive and file.

CM-2-43-70 APPOINTMENTS PLANNING COMMISSION AND HISTORICAL PRESERVATION COMMITTEE

Motion by Richardson supported by Yoder to appoint Mrs. Ann Courville of 33218 Oakland and Mr. Gerald Harrison of 32718 Grand River, as members of the Historical Preservation Committee, for a one year term ending December 31, 1970. Motion carried, all ayes.

CM-2-44-70 Nominations were opened for a member of the Planning Commission.

Councilman Richardson nominated Bruce A. Habermehl of 23005 Manning. Motion by Allen supported by Yoder to close nominations and that a unanimous vote be cast for Bruce A. Habermehl to serve the unexpired term of Russell Milligan on the Planning Commission, term ending June 18, 1970. Motion carried, all ayes.

ANNUAL REPORT FOR DEPARTMENT OF PUBLIC SAFETY

Receive and file

Mayor Brotherton commented that he had attended the recent Sencog Annual Meeting at Cobo Hall. Two important events were: 1. Detroit Councilman Mel Ravitz had been elected as the new Chairman, and 2. an amendment to the By-laws had been passed, wherein an alternate, attending in place of the delegate, could now be an appointed representative. Prior to this, it had been up to the discretion of the particular governmental unit involved.

RESOLUTIONS AND ORDINANCES

CM-2-45-70 ADOPT ORDINANCE NO. C-273-70 R5 DELUXE MULTIPLE FAMILY DISTRICT.

Motion by Allen supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-273-70



ORDINANCE NO. C-273-70

AN ORDINANCE TO AMEND SECTIONS 5.57, 5.58 AND 5.59 SCHEDULE B, CHAPTER 39, TITLE V, TO BE KNOWN AS R5 DELUXE MULTIPLE FAMILY DISTRICT

THE CITY OF FARMINGTON ORDAINS:

To amend City Code Article VII, Schedule of Regulations (Schedule B)  
SCHEDULE OF REGULATIONS (Schedule B)

R5 DELUXE MULTIPLE FAMILY DISTRICT

5.55 Maximum Lot Coverage of Principal and Accessory Buildings	5.56	5.57	5.58	5.59	5.60	5.61	5.62	5.63
	Req. Setback in Ft.			Maximum	Bldg. Height		Minimum Lot Size	
	Front	Side	Yds. Rear		in Ft.	In Stories	Sq.Ft.	In Ft.
	<u>Least Total</u>							
	<u>One of 2</u>							
30%	40'	20'(h)	40'(h)	50'(h)	30'	2	100,000	200'
							Per dwelling unit: 10 units per acre	

NOTE: (h) Abutting single family residential property 80' setback with 30' greenbelt. Notwithstanding any other provisions of this ordinance requirements of this paragraph shall not be subject to waiver or reduction.

This ordinance was introduced at a regular meeting of the City Council on Jan. 19th was adopted and enacted at the next regular meeting of the City Council on Feb. 2nd, and will become effective ten days after publication.

1970  
1970

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WILBUR V. BROTHERTON, MAYOR

ROLL CALL:  
AYES: RICHARDSON, YODER, ALLEN, BROTHERTON  
NAYS: NONE  
ABSENT: SEIBERT

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK



CM-2-46-70 ADOPT ORDINANCE NO. C-274-70 CREATING NEW ELECTION PRECINCT #5

Motion by Yoder supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-274-70  
AN ORDINANCE TO AMEND SECTION 1.32 AND ADD NEW SECTION 1.36 OF CHAPTER 3, VOTING PRECINCTS, OF TITLE 1 - ADMINISTRATION OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

1.32 Precinct #1. Precinct #1 shall include the following area:

Commencing at the intersection of the centerline of Nine Mile Road and Farmington Road; thence west along the centerline of Nine Mile Road being also the City limits to the centerline of Gill Road; thence North along the centerline of Gill Road being the west City limits to the Northwest corner of the City; thence easterly, northerly and southerly coincident with the northerly City limits to the centerline of Powers Road; thence south along the centerline of Powers Road to the centerline of Shiawassee Road; thence westerly along the centerline of Shiawassee Road to the east line of lot 1, Assessor's Plat #3 extended to said centerline; thence south along said East line of said lot 1 extended, to the southeast corner of lot 2, Assessor's Plat No. 3; thence west to the northeast corner of lot 3 of said Plat; thence southerly to the southeast corner of lot 7, Assessor's Plat No. 3; thence west along the south line of said lot 7 to the centerline of Warner Street; thence south along said centerline to the centerline of Grand River; thence east along the centerline of Grand River to the centerline of Grove; thence South along the centerline of Grove to the centerline of Orchard; thence west along said centerline of Orchard to the centerline of Farmington Road; thence south along the centerline of Farmington Road to the point of beginning.

1.36 Precinct #5. Precinct #5 shall include the following area:

Commencing at the intersection of the centerline of Drake Road and Grand River Avenue; thence along the centerline of Grand River Avenue southeasterly to the centerline of Gill Road; thence southerly along the centerline of Gill Road to the East and West 1/4 line of Section 28; thence westerly along the City limits line to the south line of I-96 Expressway; thence northwesterly along the southerly City limits and the southerly line of I-96 Expressway to the centerline of Halstead Road; thence northerly along the centerline of Halstead Road to the centerline of Grand River Avenue; thence easterly along the centerline

of Grand River Avenue to the point of beginning.

This ordinance was introduced at a regular meeting of the City Council on January 19, 1970, was adopted and enacted at the next regular meeting on February 2, 1970 and will become effective ten days after publication.

ROLL CALL:

AYES: Yoder, Allen, Brotherton, Richardson  
NAYS: None  
ABSENT: Seibert

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

CLAIMS AND ACCOUNTS

CM-2-47-70 monthly bills

Motion by Allen supported by Richardson that Claims and Accounts for February 2, 1970 be approved as submitted, General Fund \$6,179.92 and Water and Sewer \$1,501.88.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Yoder  
NAYS: None  
ABSENT: Seibert  
Motion carried, all ayes.

CM-2-48-70 ADJOURNMENT

Motion by Yoder supported by Seibert to adjourn at 10.10 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on February 16, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Brotherton, Seibert, Yoder present  
Absent: Allen, Richardson.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman  
Absent: Attorney Kelly.

CM-2-49-70 MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Brotherton to approve minutes of regular meeting of February 2, 1970 as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-2-50-70 PLANNING COMMISSION MEETING, FEBRUARY 9, 1970

Motion by Seibert supported by Yoder to receive and file Planning Commission Proceedings of February 9, 1970. Motion carried, all ayes.

CM-2-51-70 ZONING BOARD OF APPEALS MINUTES, FEBRUARY 4, 1970

Motion by Seibert supported by Yoder to approve Zoning Board of Appeals minutes of February 4, 1970. Motion carried, all ayes.

CM-2-52-70 HISTORICAL PRESERVATION COMMITTEE MINUTES, JANUARY 22, 1970

Motion by Seibert supported by Yoder to receive and file Historical Preservation Committee minutes of January 22, 1970. Motion carried, all ayes.

CM-2-53-70 FARMINGTON DISTRICT LIBRARY MINUTES, JANUARY 7, 1970

Motion by Yoder supported by Seibert to receive and file Farmington District Library Minutes of January 7, 1970. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-2-54-70 MICHIGAN LIQUOR CONTROL COMMISSION REQUEST FROM DANDY DRUG PIC 'N' SAV, NO. 3, INC., 1969 SDM LICENSED BUSINESS AT 23306 FARMINGTON ROAD

Motion by Seibert supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the request from Dandy Drug Pic 'N' Sav, Inc., to merge with Dandy Drug Pic 'N' Save, No. 3, Inc., 1969 SDM licensed business, located at 23306 Farmington Road, Farmington, Michigan, with surviving corporation being Dandy Drug Pic 'N' Sav, Inc., be considered for approval.

COUNCIL PROCEEDINGS - 2 -

ROLL CALL

AYES: Brotherton, Seibert, Yoder  
NAYS: None  
ABSENT: Allen, Richardson  
RESOLUTION DECLARED ADOPTED FEBRUARY 16, 1970

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK

CM-2-55-70 OAKLAND COUNTY BOARD OF SUPERVISORS LETTER RE SESQUI-CENTENNIAL FOR OAKLAND COUNTY

Clerk read letter from Mr. Robert F. Patnales, Chairman Oakland County Board of Supervisors stating they are planning the Sesqui-Centennial for Oakland County and are requesting Mayor Brotherton to serve on the Sesqui-Centennial Government Committee. They state the main function of the committee will be to act as a liaison between the Sesqui-Centennial Committee and the City of Farmington constituents.

Motion by Seibert supported by Yoder to receive and file letter, and authorize the City Manager to acknowledge and accept the invitation on behalf of the Mayor. Motion carried, all ayes.

LETTER FROM CITY OF BERKLEY RE RESOLUTION SUPPORTING SENATE BILL NO. 543

Resolution sent from City of Berkley urging the support of passage of Senate Bill No. 543 regarding a regular work week for Firemen. They state this Bill is designed to reduce the ever increasing demand for more Fire Department personnel and also to effect economies for the general taxpayer by permitting more efficient methods of scheduling firemen.

City Manager Dinan told the Council that since the City of Farmington has a combined Police and Fire Department, we would not be directly affected by this legislation. However, he will request the Michigan Municipal League to forward a copy of this bill for analysis and will report his findings to the City Council, after it has been properly reviewed.

Motion by Yoder supported by Seibert to receive and file. Motion carried, all ayes.

CM-2-56-70 MEDALLION POOL CENTERS REQUEST FOR WAIVER OF MORATORIUM AND BUILDING PERMIT

Letter from Medallion Pool Centers Inc., requesting a waiver of the moratorium on the Downtown Area by the City Council to allow them to construct an inside pool in their present building at 33224 Grand River. This permanent type pool will be for display purposes inside

their building and will not affect the aesthetics or location of this operation.

Motion by Yoder supported by Seibert to grant a waiver of the building moratorium to Medallion Pool Centers Inc., for alterations to the inside of their building at 33224 Grand River. Motion carried, all ayes.

LETTER FROM REPRESENTATIVE BAKER RE CITY OF DETROIT WATER DEPARTMENT POLLUTION CONTROL GRANT.

Letter read from Representative Raymond L. Baker expressing his appreciation for receipt of the City Council's resolution pertaining to legislation limiting State grant to the Detroit Metropolitan Water Department for the pollution control program. He states that as a member of the House Conservation Committee he anticipates the matter being brought before the Committee in the near future, and he assures the City Council he will give it his favorable attention when the matter is brought before the Committee for consideration. Letter received and filed.

CM-2-57-70 FARMINGTON SOFTBALL LEAGUE RE USE OF LIGHTED BALL FIELD

Letter read from Farmington Softball League requesting use of the City Ball diamond on Monday, Tuesday and Friday from 8 p.m. to 11 p.m. during the 1970 baseball season. They also request another evening if possible, possibly Wednesday in addition to the three already requested.

The letter also mentions dissatisfaction with the lighting near the end of the season last year and inadequate drainage which handles the runoff water coming from Shiawassee Road.

City Manager Dinan told the Council he would investigate the possibility of installing a drain tile field this Spring to relieve the water problem and would also check the lighting system on the field.

Motion by Seibert supported by Yoder to receive the request from the Farmington Softball League for the use of lighted ball field and refer same to the City Manager's office for scheduling. Motion carried, all ayes.

CM-2-58-70 OAKLAND COUNTY HEALTH DEPARTMENT REGARDING MICHIGAN STATE DOG LAW

Letter read from Oakland County Department of Health stating there has been an amendment to the Michigan State Dog Law, Act 195 P.A. 1969 which becomes effective March 19, 1970. It is suggested that for uniformity in enforcement that all local governments having a dog law adopt the amendment and use the same wording as in the State Law.

It was the opinion of members of the Council that the City of Farmington's entire dog licensing ordinance needs a complete review and up dating to make it a more workable enforcement tool and consistent with good veterinarian practices.

Motion by Yoder supported by Seibert to refer the matter of up-dating the Dog Ordinance to Councilman Richardson to work in conjunction with City Attorney Kelly and Public Safety Director Deadman in drafting a new model ordinance, and also to authorize the City Manager to acknowledge the letter from Oakland County Health Department. Motion carried, all ayes.

GOVERNMENT DAY OF MICHIGAN WEEK, MAY 18, 1970

Letter read from William H. Taylor, Chairman of Mayors' Exchange Committee stating Monday May 18, 1970 is Government Day of Michigan Week and the 17th Annual Exchange of Mayors and Village Presidents will take place.

Members of the City Council are cordially invited to be present at the drawing to be held at 4:00 p.m. Wednesday February 25th in the Council Chambers of the Lansing City Hall.

Letter received and filed.

LETTER FROM CITY OF SCOTTVILLE REGARDING RESOLUTION TO MODIFY BY AMENDMENT THE DISTRICT COURT ACT

Letter from Mayor of Scottville requesting the City of Farmington to adopt a resolution modifying by amendment the District Court Act. They state that nearly two thirds of the revenue they had previously enjoyed before the present District Court System has been taken away from them, and in their estimation this means a small city with a small budget has serious problems in financing a Public Safety Program.

City Manager Dinan told the Council he was of the opinion that Scottville District Court System was different from the City of Farmington's due to the fact that they are so small and a portion of their revenues go to the County to cover the cost of operating the Court.

Motion by Seibert supported by Yoder to receive and file. Motion carried, all ayes.

REQUEST FROM FARMINGTON BRANCH OF Y.M.C.A. FOR FINANCIAL SUPPORT FROM CITY OF FARMINGTON.

CM-2-59-70 Letter read from David R. Comfort, Executive Director

of the Farmington Branch of Y.M.C.A. stating they are currently conducting their 1970 Annual Campaign in support of the Y.M.C.A.'s 1970 Youth Program Projects. On behalf of the Board of Management and Staff, they are requesting the financial support of the City in meeting the vital program needs of youth.

Motion by Yoder supported by Seibert to appropriate \$125.00 from the General Fund to sponsor a needy youngster to attend the Y.M.C.A. summer camp for two weeks, and that the Department of Public Safety designate the youngster for this program at a time convenient for enrollment.

ROLL CALL

AYES: Brotherton, Seibert, Yoder

NAYS: None

ABSENT: Allen, Richardson

Motion carried, all ayes.

CM-2-60-70 REQUEST FROM CHARLES HARWELL TO PROCLAIM MARCH 15-22 1970 AS INTERNATIONAL DEMOLAY WEEK.

Motion by Seibert supported by Yoder to proclaim the week of March 15-22 1970 as International DeMolay Week in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-2-61-70 REPORT DRAKE ROAD PARK STATE APPROVAL OF RECREATION GRANT.

City Manager Dinan reported that he has been notified by the Department of Natural Resources that the City's State Recreation Bond Project, development of Drake Road Park in the amount of \$26,354.00 was included in the January 1970 list that was forwarded to the legislature for approval. The Department of Natural Resources stated that the City of Farmington is one of forty applications that met their criteria and was placed on their approved list from more than two hundred applications that were submitted by various municipalities throughout the State of Michigan.

Mr. Dinan noted that the State Legislature has 45 days in which to approve the list of applications or the list receives automatic approval. He stated the Legislature cannot delete any one application from this list. It either has to approve it in its entirety or deny same in its entirety, which is not very likely after the professional review by the National Resources staff.

The City Manager told the Council he had been advised by the staff of the Natural Resources Commission that the City could proceed with the necessary engineering so it can be in a position to commence work as soon as the funds have been allocated for this project. They plan on

selling the recreation bonds the latter part of March 1970 so conceivably the City could begin construction during the month of April 1970 for the initial land balancing and grading operation, development of two softball diamonds and one large lighted hardball diamond.

Motion by Seibert supported by Yoder to authorize the City Manager to proceed with engineering plans for the development of the first phase of Drake Road Park under State Recreation Grant as described in the City's Recreation Plan and to advise our Representative Raymond L. Baker, member of the Conservation Committee and Senator George Kuhn, of the City's being placed on the approved 1970 list, and request their support in expediting the State Legislature's approval.

Motion carried, all ayes.

CM-2-68-70 REPORT TREE PLANTING PROGRAM.

City Manager Dinan reported he had met with the Chairman of the Beautification Committee in establishing the 1970 Tree Planting program. It was the opinion of the City Manager and the Chairman of the Beautification Committee that there is a great demand for shade trees on private property, and the City is in a position to offer this service at an attractive price to its residents with no guarantee, as they would be responsible for the actual planting.

The City Manager told the Council the City would be able to retain its \$20.00 per tree charge with a two year guarantee for the regular public right-of-way shade trees, and deliver a selection of trees for private property at \$14.00 per tree. The City Manager has drawn up an order form giving residents an option to order street trees or private property trees, and he requested authorization from the City Council to mail these forms to all residents in the City.

Motion by Yoder supported by Seibert to authorize the City Manager's office in co-operation with the Beautification Committee to mail forms to all residents throughout the City in an effort to implement the 1970 Tree Planting Program.

Motion carried, all ayes.

CM-2-69-70 FEDERAL GRANT PUBLIC SAFETY DEPARTMENT TRAFFIC SAFETY EQUIPMENT.

City Manager Dinan reported on the Federal Grant Program for Traffic Safety that had been reviewed with the Michigan office of Highway Safety Planning. In analyzing the program that was implemented this fiscal year, certain delays in employing new officers have caused the



City not to expend all the funds allocated by the Federal Grant for this program. The City Manager ascertained that about \$6,000 of unexpended monies will be left in the program. He has been informed that any monies left in the program as of June 30, 1970 will be returned by the State of Michigan to the Federal Government as this money cannot be carried into the second year of the program. Therefore, the Department of Public Safety is requesting the City Council to approve allocation of \$2,100 from the Contingent Fund so they may purchase the following items on a 50% cost sharing basis this fiscal year with a Federal Grant:

**EDUCATIONAL AIDS**

1 16 mm Sound Projector	\$	650.00
1 35 mm Slide Projector		200.00
1 Overhead Projector		400.00

**INVESTIGATIVE AIDS**

1 Polaroid Camera	150.00
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**RESCUE TOOLS**

1 Porto Power Hydraulic Rescue Kit	400.00
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**ENFORCEMENT AIDS**

2 Vascar Speed Timers	2,000.00
Instructor Training	400.00

	\$ 4,200.00
CITY SHARE:	\$ 2,100.00
FEDERAL SHARE:	\$ 2,100.00

Motion by Seibert supported by Yoder to authorize expenditures of \$2,100.00 from the Contingent Fund for the various departmental aids listed above. Federal Government share \$2,100.00 and the City's share \$2,100.00.

**ROLL CALL**

AYES: Seibert, Yoder, Brotherton  
 NAYS: None  
 ABSENT: Allen, Richardson  
 Motion carried.

**MISCELLANEOUS**

**PLANTE AND MORAN SIX MONTHS REPORT ENDED DECEMBER 31, 1969**

Motion by Seibert supported by Yoder to receive and file.  
 Motion carried, all ayes.

ANNUAL HISTORICAL PRESERVATION COMMITTEE REPORT

Motion by Seibert supported by Yoder to receive and file. Motion carried, all ayes.

CM-2-70-70 APPOINTMENTS TO THE BEAUTIFICATION COMMITTEE

Motion by Yoder supported by Brotherton to appoint the following members to the Beautification Committee, term to expire, June, 1971.

Mrs. Janet Kozub	34717 Arundel
Mr. James Pogue	36968 Heatherton
Mrs. Charlotte Bruce	33880 Glenview
Councilman Fred Seibert	21626 Birchwood

Motion carried, all ayes.

CM-2-71-70 CLAIMS AND ACCOUNTS

Motion by Seibert supported by Yoder to approve Claims and Accounts for February 16, 1970 as submitted, General Fund \$10,877.18 and Water and Sewer \$328.79.

ROLL CALL

AYES: Yoder, Brotherton, Seibert  
NAYS: None  
ABSENT: Allen, Richardson

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 10 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on March 2, 1970. Meeting called to order at 7.30 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Yoder present.  
Seibert arrived at 8 p.m.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Attorney Kelly and Chief Deadman.

CM-3-72-70 MINUTES OF PREVIOUS MEETING

Motion by Allen supported by Richardson to approve minutes of regular meeting of February 16, 1970 as published. Motion carried, all ayes.

CM-3-73-70 SALE OF STREET IMPROVEMENT BONDS \$75,000 SPECIAL ASSESSMENT AND \$50,000 GENERAL OBLIGATION.

Three bids were received for the sale of these bonds as per advertisement in the Observer Newspaper on February 18th and in the Michigan Investor on February 14, 1970. Bids were received from Kenower MacArthur & Co., National Bank of Detroit, and Ryan Sutherland & Company.

Motion by Yoder supported by Richardson to adopt the following resolution:

WHEREAS: March 2, 1970, at 7.30 p.m. Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$50,000.00 General Obligation Street Improvement Bonds (Districts Nos. 69-44 and 69-45) and \$75,000.00 Special Assessment Street Improvement Bonds (Districts Nos. 69-44 and 69-45), of the City of Farmington, County of Oakland, Michigan;

AND WHEREAS: said bids have been publicly opened and read:

AND WHEREAS: the following bids have been received

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>	<u>Discount</u>
<u>Kenower MacArthur &amp; Co.</u>				
\$50,000 General Obligation	9/1/70 to 9/1/73	8%		
	9/1/74 to 9/1/78	6½%		
\$75,000 Special Assessment	9/1/70 to 9/1/78	5.45%		
				\$1,875.00
<u>National Bank of Detroit</u>				
\$50,000 General Obligation	9/1/70 to 9/1/74	7%		
	9/1/75 to 9/1/78	6½%		
\$75,000 Special Assessment	9/1/70 to 9/1/78	5.45%		
				\$1,875.00

COUNCIL PROCEEDINGS - 2 -

Bidder	Maturity	Interest Rate	Premium	Discount
<u>Ryan Sutherland &amp; Co. Inc</u>				
\$50,000 General Obligation	9/1/70 to 9/1/78	7 $\frac{1}{4}$ %		
\$75,000 Special Assessment	9/1/70 to 9/1/78	5.45%		
				\$1,875.00

AND WHEREAS, the bid of Kenower MacArthur & Company has been determined to produce the lowest interest cost to the City:

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1: The bid of Kenower MacArthur & Company as above stated, be and the same is hereby accepted.
- 2: Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
- 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: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
Elizabeth Brines, City Clerk

PUBLIC HEARING

CM-3-74-70

REQUEST TO REZONE LOTS 1-6 ASSESSOR'S PLAT #1 FROM R 1  
SINGLE FAMILY DISTRICT TO R3 MULTI FAMILY DISTRICT

Mayor Brotherton opened the Public Hearing on the request to rezone lots 1-6 Assessor's Plat #1 from R 1 Single Family District to R-3 Multi Family District at 7.30 p.m. He stated that notices of the hearing had been published in the Farmington Observer and Farmington Forum Newspapers and asked for comments from interested persons.

Mr. C.R. Kelly, owner of the property in question gave some of the highlights of his proposed apartment complex. He stated a total of 88 units were proposed, comprising of 32 one bedroom and 56 two bedroom units. The size of the property would have a 400 ft. frontage onto Farmington Road and would be 764 ft. in depth. Mr. Kelly stated that a great deal of attention had been given to keeping the property in its heavily wooded state and the natural landscaping would be maintained, as much as possible.

A number of residents from the Alta Loma Subdivision were on hand to voice opposition to this project, and among those who asked questions of the Council and City Manager, were:

Mrs. Quick, 23124 Farmington Road  
Mrs. Marvel Eberly 23000 Farmington  
Mr. Elmer Plucky 33337 Cloverdale  
Mr. Roy Deinberger 33649 Alta Loma  
Mr. Wm.Maitland 34111 Conroy Ct.  
Mr. John Stenson 34144 Alta Loma

Mr. Arthur Millard 33455 Alta Loma  
Mr. Jas. Bunting 23606 Whittaker  
Mrs. Gladys Sikora 33479 Alta Loma  
Mr. Thos. Jayroe 33750 Hamlin Ct.  
Mr. Ron R.Rousseau 33313 Cloverdale  
Mr. Walter Boese 33730 Alta Loma

Mrs. Harriet Dart of 33152 Maplenut, President of the Farmington Citizens Association presented a petition containing 490 names of residents who were also opposed to this rezoning.

Councilman Allen, after a lengthy discussion had ensued among the residents and Council members, told the assembly that this was just a Public Hearing and was of the opinion that no decision would be made at this time, but rather the Council would wish to further investigate the pros and cons of rezoning this property and possibly make a decision at the next Council meeting.

Motion by Seibert supported by Allen to close Public Hearing. Motion carried, all ayes.

CM-3-75-70

REQUEST TO REZONE LOTS 1-6, LOT 7, PART OF LOT 8, PART OF LOT 9, ASSESSOR'S PLAT #1 FROM R 1 SINGLE FAMILY DISTRICT TO "O" OFFICE DISTRICT, AND LOTS 10, 11, 12 & 13, ASSESSOR'S PLAT #1 FROM ERO EDUCATION RESEARCH, OFFICE DISTRICT TO "O" OFFICE DISTRICT.

Mayor Brotherton opened the Public Hearing on the request to rezone the above described property. He stated that notices of the hearing had been published in the Farmington Observer, and Farmington Forum Newspapers, and he asked for comments from interested persons.

City Manager Dinan stated the Planning Commission had made the recommendation for this proposed rezoning. They have called for the proposed R5 Deluxe Multi Family District to encompass lots 1-6, plus all of lot 7 and part of lot 8.

Also proposed by the Planning Commission is an "O" office district to cover the Swim Club, the Hunt and Fish Club and the proposed Post Office. The R5 classification was designed to ensure certain basic controls and regulations to develop a more deluxe or elaborate type of complex.

Opposition to this change in zoning was voiced by many residents, among whom were:

Mr. Donald Carrant, 33354 Kingslane  
Mr. Jas. Schnarr 22904 Warner  
Mrs. Harriet Dart 33152 Maplenut  
Mr. R. Rousseau 33133 Cloverdale  
Mr. R. Deinberger 33649 Alta Loma  
Mr. Elmer Plucky 33337 Cloverdale

Mr. Henry Forrest 34109 Alta Loma  
Mr. Walter Boese 33730 Alta Loma  
Mr. Wm. Maitland 34212 Conroy Court  
Mr. Thos. Jayroe 33750 Hamlin Ct.  
Mrs. Gladys Sikora 33479 Alta Loma

Greatest opposition seemed to be voiced against the proposed location for the Post Office and a letter from Mr. John Stenson Jr., Alta Loma Home Owners Association was presented.

As in the previous public hearing, members of the Council stated that no decision could be reached at this point, but wished to further investigate this proposed rezoning, and possibly make a decision at the next regular meeting.

Motion by Seibert supported by Yoder to close Public Hearing. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-3-76-70            FARMINGTON PLANNING COMMISSION PROCEEDINGS, FEBRUARY 23, 1970  
Motion by Richardson supported by Seibert to receive and file. Motion carried, all ayes.

CM-3-77-70            BEAUTIFICATION COMMITTEE PROCEEDINGS  
Motion by Allen supported by Richardson to receive and file. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-3-78-70            LETTER FROM LANNY GANGER REGARDING BOND PLATES FOR TAXI-CABS.

Clerk read letter from Mr. Ganger stating he operates a taxi in Farmington Township, and on numerous occasions has had customers who desire to be dropped off within the City limits to do their shopping etc. These people need to be picked up and brought back to their homes in the Township which he cannot legally do. He is therefore asking the Council to give serious consideration to extending him a taxicab license to operate in the City of Farmington.

Mr. Ganger was informed by the Council that his application had been under consideration previously, but the Council had not considered him for a bond plate because of his bad driving record. The Mayor requested City Manager Dinan to keep a record of complaints received from people in the City who were not able to get taxi service without having a long wait, and he was of the opinion that if the present arrangement is not satisfactory, then perhaps the Council could take another look at some of the applicants who have requested bond plates.

Motion by Richardson supported by Seibert to deny the request of Mr. Lanny Ganger for bond plates at this time, but to reconsider his application again when the time comes to issue new bond plates in the City of Farmington.

Motion carried, all ayes.

CM-3-79-70            REQUEST FROM GREATER DETROIT CHAMBER OF COMMERCE FOR PROCLAMATION RE "SALUTE TO WOMEN WHO WORK WEEK", MARCH 15-21, 1970

Motion by Richardson supported by Seibert to proclaim the week of March 15-21, 1970 as "Salute to Women Who Work Week" and for this proclamation to bear the signature of the Mayor. Motion carried, all ayes.

CM-3-80-70            RESOLUTION FROM CITY OF ST. CLAIR SHORES REGARDING DETROIT METROPOLITAN WATER SERVICE.

Resolution received from the City of St. Clair Shores stating they dispute the validity of water rate increase recently charged by Detroit Metropolitan Water Services, and since the Detroit Metropolitan Water Service sells and distributes more water outside the boundaries of the City of Detroit than within, it is therefore, in essence, a public utility, and whereas the City has caused to be prepared a proposed Act to be submitted to the Legislature of the State of Michigan, which would, in effect:

- (1) Vest the determination of rates to be charged by Detroit Metropolitan Water Services to the townships and municipalities outside the City of Detroit in a State Water Board consisting of the heads of the Department of Natural Resources, the Department of Administration and the Department of Public Health and their deputies: and
- (2) Cause all rates to be published, a public hearing to be had thereon, and such rates to be established annually, as of January 1st.

City Manager Dinan stated he believed that this St. Clair Shores resolution certainly deserves merit and investigation, and he asked the Council to refer it to his office for research and investigation.

Motion by Allen supported by Richardson to receive this resolution from the City of St. Clair Shores and refer it to the City Manager for research and recommendations at the next regular meeting of the Council, and for the City Manager to also forward his determinations to our State Legislators and the City of St. Clair Shores. Motion carried, all ayes.

CM-3-81-70            LETTER FROM FARMINGTON HIGH SCHOOL FOR PERMISSION TO ERECT A BANNER.

The Farmington High School Dramatics Department is presenting the Studio Company Academy of Dramatic Art at Oakland University, Rochester, Michigan on March 12, 1970. Therefore, they wondered if they could put up a banner for publicity.

City Manager Dinan told the Council that according to regulations from the State Highway Department, it would require not only City Council approval, but also approval from the State Highway Department for the erection and removal of this banner across the State Public-Right-Of-Way. As time is of the essence, Mr. Dinan was doubtful if they would receive this approval in time.

Motion by Allen supported by Seibert to authorize the City Manager to instruct the Farmington High School Dramatics Department to this effect and perhaps suggest the placing of a normal sign at the Farmington Masonic property on the northwest corner of Grand River and Farmington Road. Motion carried, all ayes.

CM-3-82-70 LETTER FROM FARMINGTON CHAMBER OF COMMERCE RE:  
LEGISLATIVE COMMITTEE.

Clerk read letter from Farmington Chamber of Commerce stating that they are establishing a legislative committee to improve communications between the Chamber and all of the governmental units, local, state and national. If the City desires to provide information to the business community, this committee will be happy to serve by disseminating such information. However, in order that their legislative committee may be conversant with the proceedings of City government, they request that we provide their office with a copy of each agenda of the City Council and the City Planning Commission.

Motion by Richardson supported by Allen to instruct the City Manager to provide Farmington Chamber of Commerce with a copy of each agenda for the Council and City Planning Commission meetings as requested. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-3-83-70 REPORT SALE OF CITY LOAD PACKER TO McCREEDY TRUCKING  
COMPANY INC.

City Manager Dinan reported that in August 1967 the City purchased a 1960 White Load Packer from Commercial Contracting Company in the amount of \$3,800.00. At the time the City forces provided the special pickup service in conjunction with normal pickup being made by the McCreedy Trucking Company. However, since this time the City has changed its service so that McCreedy Trucking Company makes all the special pickup with the City only picking up brush. Therefore the need for this load packer by the City is non existent and with the lack of use, it is constantly in need of repair.

McCreedy Trucking Company have stated they would be willing to purchase the 1960 Load Packer to use as a stand-by unit at a purchase price of \$1500.00 to be paid \$100.00 per month over a 15 month period, and the City Manager suggested this sale.

Motion by Allen supported by Richardson to waive the formality of receiving sealed bids as it would be in the best interest of the City and agree to sell to McCreedy Trucking Company the 1960 White Load Packer in the amount of \$1500.00 to be paid monthly at the rate of \$100.00 per month for 15 months.



ROLL CALL

AYES: Allen, Brotherton, Richardson, Yoder  
NAYS: Seibert  
ABSENT: None  
Motion failed for lack of unanimous vote.

Council members asked the City Manager to get an appraisal on the Load Packer and submit a report of this appraisal at the next meeting.

CM-3-84-70 REPORT BEAUTIFICATION COMMITTEE SHOPPING CENTER LITTER AND MAINTENANCE ORDINANCE

City Manager Dinan stated he had received a copy of a Maintenance of Shopping Centers Ordinance that has been recommended by the Beautification Committee for adoption to aid in the general clean up of shopping centers throughout the City.

Mr. Dinan stated there has been a problem in enforcing litter and general clean up, especially at the Ten Mile Road, Orchard Lake Shopping Center, and he was of the opinion that the adoption of this ordinance would be an additional tool to be used in proper enforcement of these regulations.

Motion by Seibert supported by Yoder to introduce "An Ordinance to require the maintenance of buildings, parking areas, landscaping and road-ways immediately adjoining shopping centers located in the City of Farmington, and to provide penalties for the violation thereof."  
Motion carried, all ayes.

CM-3-85-70 REPORT VACATION OF ALLEY ADJACENT TO LOTS 1 THRU 4 AND LOT 32, WOODCROFT SUBDIVISION, AND LOT 1 VALLEY HILL SUB.

Motion by Allen supported by Yoder to establish a Public Hearing for Monday March 16, 1970 at 8.00 p.m. in the Council Chambers, on the request to vacate alley adjacent to lots 1 thru 4 and lot 32 Woodcroft Subdivision, and Lot 1, Valley Hill Subdivision.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen  
NAYS: None  
ABSENT: None  
Motion carried, all ayes.

REPORT 1970-71 MAJOR ROAD CONSTRUCTION PROGRAM

Tabled until next meeting.

CM-3-86-70 REPORT TREE PLANTING PROGRAM AND AUTHORIZATION TO TAKE BIDS

City Manager Dinan reported that as of March 2nd he had received orders for 111 Shade Trees, 72 to be located in the Public Right-Of-Way and 39 on private property.

The City Manager told the Council that from past experiences he had found

that more orders for these trees straggle in, and he therefore asked for authorization to take bids prior to the next Council Meeting on the following tree orders: 120 Norway Maples, 20 Pin Oaks and 40 Imperial Locusts.

Motion by Allen supported by Seibert to authorize the City Manager to receive bids on 120 Norway Maples; 20 Pin Oaks; and 40 Imperial Locust Trees, ~~and~~ for the 1970 Tree Planting Program in the City of Farmington.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

Motion carried, all ayes.

MISCELLANEOUS

PUBLIC SAFETY DEPARTMENT MONTHLY REPORT

Receive and file.

RESOLUTIONS AND ORDINANCES

CM-3-87-70 STATE HIGHWAY STREET ADMINISTRATOR RESOLUTION

Motion by Yoder supported by Seibert to adopt the following resolution:

WHEREAS: Section 13 (e) of Act 51, Public Acts of 1951 provides that each incorporated City and Village to which funds are returned under the provisions of this section, that "the responsibility for all street improvement, maintenance and traffic operation work shall be coordinated by a single administrator to be designated by the governing body who shall be responsible for and shall represent the municipality in all transactions with the State Highway Commission pursuant to the provisions of this Act",

THEREFORE, BE IT RESOLVED, that this Honorable Body designate

John D. Dinan as the single (Street) administrator for the City of Farmington in all transactions with the State Highway Commission as provided in Section 13 of the Act.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MARCH 2, 1970.

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Elizabeth Brines, City Clerk

COUNCIL PROCEEDINGS - 9 -

CLAIMS AND ACCOUNTS

CM-3-88-70      MONTHLY BILLS

Motion by Seibert supported by Richardson to approve Claims and Accounts for March 2, 1970 as submitted, General Fund \$7,069.94 and Water and Sewer \$226.11.

ROLL CALL

AYES:                    Yoder, Allen, Brotherton, Richardson, Seibert

NAYS:                    None

ABSENT:                None

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 12.15 a.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON,    MAYOR

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES,      CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on March 16 1970. Meeting called to order at 8 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines and Chief Deadman.

### CM-3-88-70 MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Allen to approve minutes of regular meeting of March 2, 1970 as published. Motion carried, all ayes.

### PUBLIC HEARING

CM-3-89-70 DECISION REZONING LOTS 1-6, LOT 7, PART OF LOT 8, PART OF LOT 9 ASSESSOR'S PLAT #1 FROM R 1 SINGLE FAMILY DISTRICT TO R5 DELUXE MULTI FAMILY DISTRICT, PART OF LOT 8 AND PART OF LOT 9, ASSESSOR'S PLAT #1 FROM R 1 SINGLE FAMILY DISTRICT TO "O" OFFICE DISTRICT AND LOTS 10,11, 12 & 13, ASSESSOR'S Plat #1 FROM ERO EDUCATION RESEARCH, OFFICE DISTRICT TO "O" OFFICE DISTRICT.

City Manager Dinan reported he has had an opportunity to investigate and research actual sales of housing adjacent to and in the near vicinity of existing apartment complexes and housing trends throughout the metropolitan area.

There was a statement made stating the value of existing residential houses adjacent to proposed apartment complex would be reduced by \$5,000 and houses within 300 ft. vicinity would have a \$3,000 reduction in value. The City Manager stated this has proven to be erroneous based on his research conducted of actual sales during the years 1967, 1968 and 1969 of housing sold adjacent and in the near vicinity of existing multiple family developments.

A typical home in the Warner Farms Subdivision sold for \$24,000 in 1968 and \$27,000 in 1969. There were two houses sold adjacent to the Farmington West Apartments, one in 1968 for \$23,500 and in 1969 for \$27,500. A similar analysis in the Farmington Oaks Subdivision substantiates the same position. A house sold in 1969 for \$39,000 adjacent to the Kensington Manor Apartments. The house was purchased in 1967 at \$32,500 prior to the construction of the apartments and it increased approximately 25% in a two year period after the apartments were constructed.

In reviewing housing trends of other communities, the City Manager found a definite increase in apartment living. From 1954 through 1961 there

was only 12,000 multi-family units constructed. In 1962 through 1969 more than 90,000 apartment units were constructed throughout the metropolitan area and this trend continues at a very rapid pace. This is primarily due to the fact that more than 40% of family formations consist of only one or two members. Following is a ratio of apartments in relationship to single family housing in some of the surrounding communities; Southfield 32%; Royal Oak 25%; Birmingham 19%; Oak Park 11%; Farmington 20%.

According to Mr. Byron Oliver, Assistant Superintendent of Farmington School District, out of 737 apartment families they only generate 18 students. According to the 1970 assessed valuation for apartments of \$5,291,000 based on present school rate they receive \$188,412 for operation of the schools, which amounts to \$10,040 per pupil. Conversely, single family residents produce almost two school aged children per residential home with assessed valuation of \$31,480,220 contributing \$1,181,250 to the school district, but generate 4500 students which amounts to only \$260.00 per student. In comparing apartment projects with single family housing in relationship to school operation, the City Manager found that apartment projects are paying at a ratio of 50 to 1 for the education of the single family residents.

The City Manager's office estimates that actual multiple family municipal costs as compared to single family housing is approximately 25%. This is based on the fact that there are a limited number of children in apartment projects, also rubbish and disposal for apartments will be less than 40% than that of a single family house, and in some cases the apartment complex will have their own rubbish disposal.

The Police and Fire Departments receive less than 30% of calls to apartments in relationship to single family houses. The City has very little maintenance of streets within apartment complexes as they are privately owned or constructed of concrete with limited maintenance requirements.

In analyzing services required, the City considers apartments at a much lower level and with less demands on City services than their counterparts, single family residents.

In conclusion City Manager Dinan believed it to be quite evident that from an economic standpoint, apartments generate excellent tax revenues, require less services and contribute substantially to the education of single family residents. The City Manager believed the arguments relating to devaluation of single family properties adjacent to multiple family complexes has proved to be a myth based on actual sales that have been conducted during the past three years.

Following this report by the City Manager and with reference to the discussions held between the citizens and Council at the last regular

meeting on the proposed post office, a petition was presented to the City Clerk containing 302 signatures, which read:

"The undersigned understand that the Post Office has outgrown its facilities and there is a possibility that it may relocate outside of the City of Farmington. We believe that it is essential the Post Office be kept in the City of Farmington for the convenience of the general public, and for its contribution to all businesses.

We therefore respectfully urge the City Council to take any reasonable action required to retain the United States Post Office facility in the City of Farmington, and to enable it to expand to serve the area effectively."

Motion by Seibert supported by Allen to approve the request to rezone

Lots 1-6, Lot 7, Assessor's Plat #1, and part of Lot 8 and Lot 9, Assessor's Plat #1, more particularly described, commencing Northeast corner Lot 8 at Farmington Road, thence South 43° 16' 24" West along the North line of Lot 8, 738.74 ft. thence South 89° 6' 0" East 550.43 ft. to Farmington Road right-of-way, thence North 0° 33' 0" East 496.46 ft. to the point of beginning

from R 1 Single Family District to R5 Deluxe Multi-Family District.

All of Lot 8 and 9, Assessor's Plat #1, excluding the following described property;

Commencing on the Northeast corner Lot 8 Farmington Road thence South 43° 16' 24" West along the North line of Lot 8, 738.74 ft. thence South 89° 6' 0" East 550.43 ft. to Farmington Road right-of-way, thence North 0° 33' 0" East 496.46 ft. to the point of beginning

from R 1 Single Family District to "O" Office District.

Lots 10, 11, 12 & 13, Assessor's Plat #1 from E R O Education Research Office District to "O" Office District.

That the City Council cancel and rescind the option with the United States Post Office to use portion of this property, and that every effort be made to find another location within the City of Farmington more compatible for commercial use.

Motion carried, all ayes.

CM-3-90-70 Motion by Allen supported by Richardson to incorporate the following remarks into the record:

"We have a proposal on record at present, indicating an apartment project

will be built in the area, and are aware that the proponent desires to increase the density from the R5 to the density of 12 units per acre, and this will undoubtedly be brought to the attention of the Appeal Board. Now if all the other requirements are met, such as setbacks, etc., this is not unreasonable, and it should be so stated in the records, to that when it comes to the matter of the Appeal Board they will have our (City Council's) opinion on this."

Motion carried, all ayes.

CM-3-91-70      ADJOURNED CENTRAL BUSINESS DISTRICT ORDINANCE

City Manager Dinan presented a revised Central Business District Ordinance that had been developed through the services of Burton R. Shifman, Attorney, Jack Driker, Planning Consultant, the Downtown Redevelopment Committee and the City Planning Commission. He stated the basic changes in the ordinance establish the City Council as the appeal board on all decisions of the Planning Commission and/or variances to this ordinance.

Secondly, it establishes more standards, setbacks, height of building, to conform with the constitutionality that was previously questioned.

Thirdly, the Committee established boundaries for the Central Business District of Liberty Street to the west, Slocum Street on the south, Mayfield on the east and Thomas Street on the north. Through the establishment of these boundaries, it was not necessary to include funeral homes within the Central Business District.

Fourth, non conforming use was broadened and made more flexible to allow repair, alteration and modification to existing non conforming use structures and allows the re-building of buildings damaged by fire or other catastrophe within a one year period, and allows for expansion of non conforming use or structure upon appeal of the City Council.

Fifth, the Planning Commission expanded some of the uses to be allowed in the Central Business District such as automatic laundry and dry cleaning establishments with an attendant on duty at all times, but not on a 24 hour basis. Dry cleaning and laundry plants where a facility is only used for that sales outlet and not to be used for any other pickup locations, TV and radio repair and shoe repair.

In addition to this revised Ordinance, City Manager Dinan read a letter he had received from Mr. Thomas Duke which stated he had given a check in the amount of \$1,000 to Mr. Paul Bibeau, attorney which was his contribution to a new mini bus to be established to carry passengers from one end of Farmington to the other on a constant circulating no charge basis. Mr. Duke has instructed his attorney to hold this check

and deliver it to the City when, and if the mini bus concept is approved, and financing and other considerations have been agreed to by the City, the contributing businessmen, shopping centers, and Mr. Duke.

Mr. Paul Bibeau attorney representing Mr. Duke objected basically to the proposed new zoning for the following reasons. He stated he agreed to the basic concept of this proposal, but felt the proposed zone was too confining. Mr. Bibeau felt that a traffic flow study should be considered with this zoning. In conclusion he moved for a denial of the proposed Central Business District ordinance.

Comments on the pros and cons of this proposed ordinance were also heard from the following citizens:

Mr. William Munger representing the Downtown Business Owners. Mr. Harve Bock 34069 Schulte, Mr. V.O. Bates 33113 Thomas Street, Mr. David Dewar 36201 Gill Road, Mr. Frank Clappison 33145 Cloverdale, Mr. Ed Balden, Manager of the Downtown Center and Mrs. Marge Williams, representing the Farmington Citizens Association.

Motion by Seibert supported by Yoder to close the Public Hearing. Motion carried, all ayes.

Motion by Yoder supported by Seibert to postpone action on this Central Business District Ordinance until the next regular meeting and possibly make a decision at that time. Motion carried, all ayes.

CM-3-92-70      VACATION OF ALLEY ADJACENT TO LOTS 1 THROUGH 4 AND LOT 32  
WOODCROFT SUBDIVISION, AND LOT 1, VALLEY HILL SUBDIVISION

Mayor Brotherton opened the Public Hearing on the vacation of the alley and stated that notices of said hearing had been published in the Farmington Observer newspaper. He asked for comments from interested persons.

Mr. Thomas Ceran, President of the Homeowners Association strongly objected to the vacation of this alley, and presented signatures from over 40 City residents attesting to this fact.

Objections were also heard from: Mr. David Dewar 36201 Gill Road, Mr. Carl Schmidt, 23960 Whittaker, Mr. and Mrs. Frank Hutchings 24055 Gill Road, Mrs. Marge Williams 33712 Schulte, and Mr. and Mrs. Robert Kostuck 33705 Hamlin Court.

Motion by Seibert supported by Richardson to close the Public Hearing. Motion carried, all ayes.



Motion by Allen supported by Richardson to deny the request to vacate the alley adjacent to Lots 1 through 4 and lot 32, Woodcroft Subdivision, and Lot 1, Valley Hill Subdivision.

Motion carried, all ayes.

CM-3-93-70 Councilman Allen was of the opinion that certain safeguards should be taken to protect the balance of the C2 General Commercial Property from having non compatible uses. The City Planning Commission is working on revising and upgrading this commercial zone and he therefore suggested a 90 day moratorium be placed on all C2 General Commercial Districts outside the boundaries of the proposed Central Business District.

Motion by Allen supported by Richardson to declare a building moratorium on all C2 districts outside the Central Business District for a 90 day period, to take effect immediately. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

FARMINGTON PLANNING COMMISSION MEETING MARCH 9, 1970

Receive and file.

FARMINGTON LIBRARY COMMISSION MEETING FEBRUARY 11, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-3-94-70 LETTER FROM VETERANS' ORGANIZATIONS OF FARMINGTON AREA FOR MEMORIAL DAY PARADE.

Clerk read letter from Veterans Memorial Day Services Parade Chairman stating they are going to conduct their annual parade to honor our war dead on May 30, 1970 and request a parade permit.

The Public Safety Department have stated they will work very closely with the Veterans' Organization in an effort to provide proper policing for the parade and coordination of various events.

Motion by Yoder supported by Seibert to grant permission to the Veterans' Organizations of Farmington Area, for permission to conduct their annual parade on May 30, 1970. Motion carried, all ayes.

LETTER FROM SENATOR GEORGE KUHN RE POLLUTION CONTROL PROGRAMS

Clerk read letter from Senator Kuhn stating he had contacted the Chairman of the Natural Resources Commission regarding amending Act No. 329 of 1966 to allow urban areas a greater percentage of funds under the water pollution grant program, as requested by the City of

Detroit Water Department. He stated that he would also contact the appropriations committee regarding this matter.

City Manager Dinan told the Council he had received excellent communication between Representative Baker and Senator Kuhn on the many issues that have been brought to their attention and would like to commend them on their fine cooperation.

Motion by Seibert supported by Yoder to receive and file. Motion carried, all ayes.

CM-3-95-70      OAKLAND COUNTY BOARD OF SUPERVISORS RESOLUTION RE ASSESSMENTS.

Resolution read adopted by Oakland County Board of Supervisors and being considered by the State Legislature regarding State Equalization Factor that is affecting local property tax payers because of the built-in increases and taxes for local, county and school operations. They state it was not the intention of the Legislature when they passed Act No. 410 Public Acts 1965 that this would provide a mandate for local officials to spend, but rather it was a ceiling to be imposed on the assessed valuation factor and it was assumed that local and county officials would reduce their tax rates accordingly to bring in only the necessary taxes needed to effectively maintain essential governmental services.

City Manager Dinan told Council the City of Farmington was one of the first units of government to go on record opposing this method of taxation when they adopted a similar type resolution in April 1969. He added that the City of Farmington was also one of the few governmental bodies that have reduced their tax rate in 1968 from \$11.00 to \$10.00 and in 1969 from \$10.00 to \$9.00 and contemplates there will be yet another tax reduction to offset increase in State Equalization Factor.

Motion by Seibert to adopt this resolution. Motion lost for lack of support.

Motion by Allen supported by Richardson to table action on this resolution until the next meeting. Motion carried, all ayes.

CM-3-96-70      MICHIGAN WEEK - MAYOR'S EXCHANGE DAY

Letter read stating that the City of Farmington has been paired with the City of North Muskegon for Michigan Week Mayor's Exchange Day. The City had previously been paired with Menominee which created a conflict because we had exchanged with that community in 1968.

Motion by Richardson supported by Yoder to authorize the City Manager to correspond with the City of North Muskegon to make the necessary arrangements for Mayors Exchange Day, and to appoint Mr. William Clogg of Farmington as the Farmington Community Michigan Week Chairman. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-3-97-70      ST. CLAIR SHORES RESOLUTION, DETROIT METROPOLITAN WATER SERVICE.

Action on this matter was tabled at the last meeting, and City Manager Dinan reported he has had an opportunity of discussing this resolution with Mr. George Kaufman, City Clerk of St. Clair Shores. He stated their attorney was of the opinion that legislation was needed to set up a proper review commission establishing water rates for the Detroit Metropolitan Water Service. He stated that St. Clair Shores has on occasion been given water rate increases without impartial review, and they believe that the Detroit Metropolitan Water Service organization is too autonomous and dictatorial in their establishment of rates to their suburban customers.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

WHEREAS:            The City of Farmington disputes the validity of water rate increase recently charged by Detroit Metropolitan Water Services; and

WHEREAS:            Detroit Metropolitan Water Services sells and distributes more water outside of the boundaries of the City of Detroit than within and is, therefore, in essence, a public utility; and

WHEREAS:            The City of Farmington has caused to be prepared a proposed Act to be submitted to the Legislature of the State of Michigan which would, in effect:

(1)                    Vest the determination of rates to be charged by Detroit Metropolitan Water Services to the townships and municipalities outside of the City of Detroit in a State Water Board consisting of the heads of the Department of Natural Resources, the Department of Administration and the Department of Public Health, and their Deputies:

(2)                    Cause all rates to be published, a public hearing to be had thereon, and such rates to be established annually as of January 1st.

We are informed that there is presently a bill before the Legislature which would vest the establishment of water rates to suburban users of water in the Michigan Public Service Commission, but inquiry concerning the same indicates that the same may not be desirable for the following reasons:

- (1) It would impose public regulation upon the operations of a public corporation;
- (2) It would conflict with the Municipal Finance Act and the Revenue Bond Act
- (3) The issuance of bonds would be subject to the approval of both the Municipal Finance Commission and Public Service Commission;
- (4) The cost of accounting and other professional service would be excessive.

BE IT THEREFORE RESOLVED, that the Farmington City Council respectfully requests that this proposed Act be introduced in the Legislature and that a copy of such Act and this resolution be forwarded to Raymond L. Baker, State Representative for this district, and to State Senator George W. Kuhn.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED March 16, 1970.

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Elizabeth Brines, City Clerk.

CM-3-98-70      REPORT 1970 MAJOR ROAD CONSTRUCTION PROGRAM.

City Manager Dinan reported that with the advent of the 1970 Census the City of Farmington will increase State revenues from Gas and Weight Tax because of increased population in relationship to the growth throughout the State during the past decade. The City Manager projected the City's present \$80,000 Gasoline Tax Returns will be increased to \$110,000 based on a projected population of 12,000.

This increase in revenue has a two fold purpose, it not only improves the City's funding for road maintenance but it broadens the City's capacity to bond under Act 175 for the construction of major roads throughout the City.

In analyzing road needs for the City, the City Manager proposed the following MAJOR ROAD CONSTRUCTION PROGRAM:

<u>Street Name</u>	<u>Terminus</u>	<u>Distance</u>	<u>Est. Cost</u>
Gill Road	Grand River to Freedom Rd	4,000 ft.	\$100,000.00
Shiawassee	Farmington Rd. to Grand River	2,500 ft.	\$ 60,000.00
Drake Road	Grand River to South City Limits	2,500 ft.	\$ 60,000.00
Shiawassee	Intersection Orchard Lake Road	400 ft.	\$ 20,000.00
(City Share)			\$240,000.00

It was Mr. Dinan's recommendation that the City Council approve the 1970-71 Major Road Construction Program, and he requested authorization to proceed with the engineering plans so that bids can be taken at a favorable time during the early Spring months of 1971.

Motion by Richardson supported by Seibert to authorize the City Manager to proceed with engineering plans, and report to the Council at a later date. Motion carried, all ayes.

CM-3-99-70

REPORT GAS LAMP PLANTING PROGRAM

The Farmington Beautification Committee in an effort to continue to beautify Farmington, proposed a Gas Lamp Planting Program. This program is designed to offer the homeowners' an opportunity to purchase a gas lamp and have it installed at considerable savings. In evaluating the various gas lamps available, they have determined the Charmglow type offered the widest variety of styles at the most reasonable cost.

The Committee submitted a Charmglow brochure Model 66-300 at \$31.95 and Model 66-900 at \$47.95. These models are available in black or white. The prices are subject to a 20% discount on a bulk purchase of fifty or more lamps, which has now been reduced to 25 gas lamps by the Consumers Power Company.

The lamps must be purchased in a bulk order under the name of the City of Farmington, and the purchaser would send the City his check or money order with his lamp order. The orders would then be submitted to the Consumers Power Company. The Central installation would deliver the lamps at the time of installation, and the purchaser would pay Mr. E.L. Hadding of Central Installation for the installation fee.

Motion by Seibert supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council authorize the Beautification Committee to proceed with their "Gas Lamp Planting Program" and to extend full cooperation on behalf of the City Administration in implementing this program in a successful manner.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen  
 NAYS: None

RESOLUTION DECLARED ADOPTED March 16, 1970.

CM-3-100-70

REPORT ON USE OF LIGHTED BALL DIAMOND AT CITY PARK

City Manager Dinan reported he was in receipt of requests for the use of the lighted ball diamond at the City Park for the Farmington Women's Softball Team for Wednesday evenings, and the Farmington Softball League for Monday, Tuesday and Friday evenings. He stated so far as the City has been concerned they have had no other requests, and he was of the opinion it would be in order for the City Council to advise these teams that they will be allowed to use the lighted baseball diamond as requested.

Motion by Richardson supported by Allen to grant permission to the Farmington Women's Softball Team to use the City baseball diamond on Wednesday evenings, and to the Farmington Softball League for Monday, Tuesday and Friday evenings, during the 1970 baseball season.

Motion carried, all ayes.

CM-3-101-70

TREE PLANTING PROGRAM BIDS

City Manager Dinan stated the City had received bids for trees as per advertisement on Friday March 13, 1970.

In analyzing the bids, the City Manager found the low bidder, Cottage Gardens Inc., Norway Maple was 50¢ per tree lower than Steinkopf Nursery, which is a local Farmington Company. He stated his experience with Cottage Gardens las year was very poor inasmuch as the City had lost over 50% of the trees planted. He therefore recommended that since this is such a minor difference in price that the bid be awarded to Steinkopf Nursery.

The Cole Nursery is the only company that bid on the Imperial Locust and they stated they could only provide 20 trees at the size of 1½" - 1,3/4" and the City Manager recommended we order the 20 trees from Cole Nursery.

The Ilgenfritz Nurseries Inc., offered the Moraine Locust which is comparable to the Imperial Locust and the City Manager recommended the City award the bid to Ilgenfritz Nurseries Inc., for 25 Moraine Locusts. Ilgenfritz were also low bidder on the Pin Oak, and it was also the City Manager's recommendation the bid be awarded to Ilgenfritz for 30 Pin Oak trees.

Motion by Richardson supported by Yoder to adopt the following resolution:

BE IT RESOLVED

That the City Council award the bid to the second lowest bidder, instead of to the Cottage Gardens Inc., the low bidder, as they believe it would be in the best interest of the City, due to the loss of approximately 50% of the trees planted last year by Cottage Gardens Inc. Therefore the bid is to be awarded to Steinkopf Nursery Inc., for 150 Norway Maples at \$8.90 per tree, for a total of \$1,335.00.

BE IT FURTHER RESOLVED:

That the City Council award the following bids:

The Cole Nursery for 20 Imperial Locust trees, at the size of 1½" to 1,3/4" for \$13.40 per tree.....total price \$268.00

The Ilgenfritz Nurseries, for 25 Moraine Locust at \$13.25 each for a total price of.....\$331.25.

The Ilgenfritz Nurseries Inc., for 30 Pin Oak at \$7.75 per tree, for a total price of..... \$232.50.

ROLL CALL

AYES: Richardson, Yoder, Allen, Brotherton, Seibert

NAYS: None

RESOLUTION DECLARED ADOPTED, March 16, 1970.

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Elizabeth Brines, City Clerk

CM-3-102-70 POLICE CAR BIDS

City Manager Dinan stated the patrol fleet of the Department of Public Safety will have accumulated approximately 50,000 miles per vehicle by July 1st this year, and he asked for authorization to receive bids the latter part of April for the replacement of Four Patrol Cars, One Detective Car, and One Station Wagon.

Motion by Seibert supported by Yoder to authorize the City Manager to receive bids on Four (4) Patrol Cars; One (1) Detective Car; One (1) Station Wagon...Trade-In Six (6) Vehicles.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

Motion carried, all ayes.

CM-3-103-70 APPRAISAL WHITE LOAD PACKER

City Manager Dinan contacted Ernest Marquhart, Truck Sales Manager from Town and Country Dodge Inc., for an appraisal regarding the sale of the 1960 White Load Packer in connection with proposal submitted by McCreedy Trucking Company to purchase the 1960 White Load Packer for \$1500.00. It was Mr. Marquhart's estimate that the vehicle in question had a market value of approximately \$1000 and it would be very difficult to re-sell because of its age and general condition.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council agree that it would be in the best interest of the City to waive the formality of bids and enter into a purchase agreement with McCreedy Trucking Company for the purchase of the City owned 1960 White Load Packer for \$1500.00 in payments of \$100.00 per month over a 15 month period.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

RESOLUTION DECLARED ADOPTED March 16, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk

CM-3-104-70

REPORT TRAFFIC ENGINEERING STUDY CENTRAL BUSINESS DISTRICT PROPOSAL GOODELL, GRIVAS AND ASSOCIATES.

City Manager Dinan presented a copy of proposal submitted by Goodell, Grivas and Associates to provide a traffic study of the Central Business District of the City of Farmington. He stated the Downtown Redevelopment Committee had an opportunity to discuss this proposal and were of the opinion, along with the City Planning Commission that the City Council should retain Goodell Grivas and Associates, based on consulting fees of: Design Engineer \$15.00 per hour; Field Technician \$10.00 per hour; Draftsman \$10.00 per hour; Stenographers \$6.00 per hour; Travel Expense as required, and Computer time as required.

The firm also gave a top side maximum lump sum cost of this project not to exceed \$4,400.00 which includes computer time, expenses and pertinent man hours as follows: Services \$3,400.00; Expenses \$300.00 and Data Processing \$700.00. Making a total cost of \$4,400.00.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council authorize the City Manager to retain the firm of Goodell, Grivas and Associates, traffic engineers to develop a Traffic Study under the jurisdiction of the Downtown Redevelopment Committee and the Planning Commission, and that proper funds be allocated in the 1970-71 budget to cover the cost of these professional services. Total cost of the study is not to exceed \$4,400.00.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED March 16, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.



MISCELLANEOUS

MONTHLY AUDIT REPORT

Motion by Allen supported by Yoder to receive and file. Motion carried, all ayes.

PUBLIC SAFETY DEPARTMENT MONTHLY REPORT

Receive and file.

COMMENTS

Councilman Richardson asked City Manager Dinan if he had ever attended a Grantsmanship Course. City Manager Dinan answered in the negative but it might be well worth investigating.

RESOLUTIONS AND ORDINANCES

CM-3-105-70            ADOPTION OF ORDINANCE C-275-70 MAINTENANCE OF SHOPPING CENTERS

Motion by Allen supported by Seibert to adopt and enact the following ordinance:

ORDINANCE NO. C-275-70

AN ORDINANCE TO REQUIRE THE MAINTENANCE OF BUILDINGS, PARKING AREAS, LANDSCAPING AND ROAD-WAYS IMMEDIATELY ADJOINING SHOPPING CENTERS LOCATED IN THE CITY OF FARMINGTON, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

THE CITY OF FARMINGTON ORDAINS:

SECTION 1. Purpose

Consistent with the letter and spirit of Act. No. 344 of the Public Acts of 1945, and of Act 246 of the Public Acts of 1945, as amended, it is the purpose of this Ordinance to protect the public health, safety and general welfare of the citizens of Farmington and to prevent, reduce or eliminate blight or potential blight in the City by the prevention or elimination of certain environmental causes of blight or blighting factors which exist or may in the future exist in, on or about shopping centers located in Farmington by the adoption of this Ordinance, the City of Farmington finds that such regulations are necessary to the public welfare.

SECTION 2. Definitions

Shopping Center shall mean any one or more commercial buildings, whether or not under common ownership, which are operated as an entity or in

cooperation with one another and having common parking facilities. Person means any natural person, partnership, firm, corporation or other legal entity.

Parking Lot means all areas set aside or designed for the parking of motor vehicles or the loading and unloading of motor vehicles on the premises or in conjunction with a shopping center, and includes all drive-ways, aisle ways or other areas supplementary thereto.

Proprietor shall mean every owner, lessee, tenant, or other person having the right to possession of all or a portion of a shopping center. Where there are more than one such person, all shall be jointly and severally obligated by the terms of this Ordinance.

### SECTION 3. Buildings

The exteriors of all buildings located in any shopping center shall be maintained so as to present a neat and orderly appearance. Windows shall be glazed, painted surfaces kept properly painted and all other appropriate measures taken to properly maintain the buildings. Where buildings within a shopping center are owned by separate entities, the obligations of this paragraph shall fall only upon those persons responsible for the particular building involved.

### SECTION 4. Parking Lots

All parking lots shall be provided with pavement having a permanent durable and dustless surface and shall be graded and drained so as to dispose of all surface water accumulated within the area. All cracks, pot holes or other breaks in the parking lot surface shall be filled and repaired promptly by the proprietor. The proprietor shall provide for the resurfacing of all parking lots at reasonable intervals. The proprietor shall provide for snow removal services, in order that the parking lot will be reasonably available for use by the public.

### SECTION 5. Trash Removal

Each commercial or business establishment will be allowed six 20 gallon containers or their equivalent per twice a week pickup. All refuse to be collected is to be in containers having the capacity of at least five (5) and up to twenty (20) gallons provided with handles, in rubbish bags designed specifically for that purpose, or item of a size approximately equal to that of a container. Waste receptacles are to be collected weekly.

### SECTION 6. Loose Trash, Rubbish or Debris

The proprietor shall be responsible for seeing to it that the premises of the shopping center, including the parking lot and specifically including that part of any highway, right of way adjoining the premises

and not actually used for the travel of motor vehicles, are kept free of junk, trash, rubbish, debris or refuse of any kind. The proprietor shall see to it that the premises are cleaned of such debris or refuse at least each day and shall take all reasonable steps to provide containers for discards and to order his employees and encourage the public to use them.

SECTION 7, Landscaping

The proprietor shall install and maintain landscaping on all areas of the shopping center not occupied by buildings, sidewalks, parking lots, driveways and similar surfacing. The requirement of landscaping also is specifically applicable to those parts of highway rights of way adjoining the Shopping center and not actually used for travel purposes. Landscaping shall consist at the minimum, of the establishment of a sod or other material to hold the earth and prevent dust and the establishment of noxious weeds. The proprietor shall maintain the landscaping and shall see that all lawns are mowed regularly, shrubs are appropriately teimmed and noxious weeds are eliminated.

SECTION 8, ENFORCEMENT

This ordinance shall be enforced by the Department of Public Safety. In the event of violation, the proprietor shall be notified in writing to remove or eliminate the violation within Ten (10) days after service of the notice upon him. Such notice may be served personally or by certified mail, return receipt requested. Additional time may be granted by the Enforcement officer where bona fide efforts to remove or eliminate the violation are in progress. Such notice shall not be required in repeated cases of the same violation by the same proprietor.

SECTION 9. PENALTIES

Violation of this ordinance, including failure to comply with the notice of the Department of Public Safety within the time allowed, shall be a misdemeanor which shall be punishable upon conviction thereof by a fine not to exceed \$100.00 Dollars or by imprisonment not exceeding Ninety (90) days or by both such fine and imprisonment in the discretion of the Court.

This ordinance was introduced at a regular meeting of the Farmington City Council on March 2, 1970 was adopted and enacted at the next regular meeting of the Council on March 16, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS - 17 -

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen  
NAYS: None  
ABSENT: None

CLAIMS AND ACCOUNTS

CM-3-106-70 MONTHLY BILLS

Motion by Seibert supported by Yoder to approve Claims and Accounts for March 16, 1970 as submitted, General Fund \$4,003.99 and Water & Sewer \$575.18.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton  
NAYS: None  
ABSENT: None  
Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 12.15 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  

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ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on April 6, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines, Attorney Kelly and Chief Deadman.

CM-4-107-70 MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of regular meeting of March 16, 1970 with the following amendments:

"DECISION REZONING LOTS 1-6 ASSESSOR'S PLAT #1 FROM R 1 SINGLE FAMILY DISTRICT TO R 3 MULTI-FAMILY DISTRICT

Motion by Allen supported by Richardson to deny the request to rezone Lots 1-6 Assessor's Plat #1 from R 1 Single Family District to R 3 Multi Family District. Motion carried, all ayes."

Motion carried, all ayes.

CM-4-108-70 DECISION ON ADOPTION OF PROPOSED CENTRAL BUSINESS DISTRICT ORDINANCE

City Manager Dinan told the Council that the Planning Commission had an opportunity to review the revised Central Business District Ordinance and had made the following recommendations:

Under Section 5.52 Paragraph F. It should read "Residential Dwelling or Use"

Under Paragraph B Section 5.52. The wording "Over 20 ft. in length" should be deleted.

Under Schedule B. Paragraph 4. The wording "Population Density of Residential Use" should be deleted.

Motion by Yoder supported by Allen to adopt and enact the Central Business District Ordinance as amended, to wit:

ORDINANCE NO. C-276-70

AN ORDINANCE TO AMEND CHAPTER 30 OF THE FARMINGTON CITY CODE, CITY OF FARMINGTON ZONING ORDINANCE, ESTABLISHING A CENTRAL BUSINESS DISTRICT.

ARTICLE 7 - SCHEDULE OF REGULATIONS (Schedule A) is amended by adding the following:

THE CITY OF FARMINGTON ORDAINS:

Section 5.51 DISTRICT AND INTENT

CBD CENTRAL BUSINESS DISTRICT.

The regulations of this district are intended to encourage, protect and regulate the Central Business District of the City of Farmington generally located in the environs of the intersection of Grand River and Farmington Road and as more specifically delineated by the Zoning Map of the ordinance. The Central Business District is intended to be characterized by a concentration of retail stores and services usually associated with the Downtown or Central Business District of a community. As differentiated from highway-oriented commercial development, this district is intended to facilitate the close proximity of stores one to another, and to exclude commercial and other uses and operations that tend to be detrimental to the development of a concentrated shopping area because of land area requirements, noise, appearance and other characteristics. Such excluded uses can efficiently operate in other types of commercial districts. There is a limited amount of land area suitable for Central Business District development, uses that are better served by other districts; for example, industrial, residential, warehousing and storage uses are excluded from this district.

Because of the unique problems of the Central Business District related to fire protection, traffic control, off-street parking, pedestrian safety in view of the higher concentration of pedestrians in this district than in other zoning districts as a result of this district having developed as a shopping area prior to the conception of highway oriented shopping centers, the area, height, bulk and placement of any building, structure or sign hereafter constructed, reconstructed or enlarged, or the layout of any use of land hereafter initiated in the Central Business District shall be subject to site plan approval by the City Planning Commission within the limitations of and based on the criteria provided for in ARTICLE 7, Schedules A and B, hereunder.

Section 5.52 PERMITTED PRINCIPAL USES

(1) Medical and dental clinics, photographic studios with only incidental photographic processing. Office uses resulting from the following occupations: executive, administrative, scientific, scholarly, artistic, architectural, engineering, accounting, secretarial services, drafting, designing, sales representatives without sales of goods on premises, electronic data processing center, indoor swimming club, health club, social club and other similar community and social uses, Municipal uses, State or Federal uses, Post Office, Public Library, Public Museum, and other occupations highly similar in physical

characteristics or activities. There shall be no outdoor storage of goods or materials and there shall be no warehousing or the indoor storage of goods or material beyond that normally incidental to the permitted use.

(2) Food store, barber and beauty shops, drug store, book store florist, liquor store, candy store, radio and/or television sales and/or service store, restaurant, tailor, laundry or dry-cleaning plants provided that such plants are designed and operated only for the servicing of the retail trade at the location in which such plants exist, automatic or so called self service laundry and dry-cleaning establishments provided that no such use be permitted on a 24 hour basis and that no use be permitted without the presence of an attendant on duty at all times during business hours, shoe repair shops, department store, hotel without rooming accommodations on the ground floor, bank and similar financial institutions, theater, apparel store, shoe store, hardware store, home furnishings and equipment store, camera store, travel agency, stockbroker, insurance agency, liquor by the glass where total gross sales of food exceeds 50 percent of total sales, and other commercial and service establishments designed, intended, and operated for the merchandising of goods and services similar to the aforementioned except any use otherwise prohibited hereunder.

(3) The following uses are prohibited:

(a) Any establishment, process, use, or operation that requires the parking, placement, garaging, or servicing of the customer's motor vehicle on the premises, such as but not limited to: automotive sales (new and used) muffler sales, tire sales, transmission service, bump shop, automobile or truck rental, motorcycle services, rental or sales, automobile service station, garage, car wash, and similar uses.

(b) The sales, rental, servicing, display, or storage of mobile homes, trailers, travel trailers, camper trailers, recreation vehicles, or boats.

(c) Any establishment, operation, or use involving the sale of ready-to-eat food; that is, not consumed within the building, such as drive-in eating places or restaurants that substantially have the physical and operational characteristics of drive-in restaurants even though the customer is not served while in his vehicle. Provided, however, that where the carrying out of ready-to-eat food is an incidental part of the operation, such as by way of illustration, the carrying out of packaged ready-to-eat food from a food market, or a restaurant primarily characterized by the serving of food to the customer at the table, such incidental carry-out operation is permitted as part of a permitted use, it being the intent of this paragraph to prohibit operations that characteristically generate considerable vehicular ingress to and egress from the premises and in effect have traffic characteristics similar to those of drive-in restaurants.

(d) Wholesale establishment, warehousing or storage establishments, industrial and manufacturing operations, truck terminal, bowling alleys, roller skating or ice skating rinks, lumberyard, animal hospital, miniature golf, trampoline, funeral home.

(e) The outdoor sales, storage, display of servicing of any commodity such as but not limited to outdoor furniture, swimming pools, sporting and play equipment, boats, and snowmobiles, nursery stock and landscaping materials.

(f) Residential dwellings or use.

Section 5.53 PERMITTED ACCESSORY USES

(1) Any use customarily incidental to a permitted principal use provided that the intent of the district is satisfied, except any use otherwise prohibited hereunder.

Section 5.54 USES REQUIRING SPECIAL EXCEPTION PERMIT

(1) Any use not specifically provided for in the Central Business District Zone and any site plan including front yard, rear yard or side yard setbacks, building heights and other conditions of construction not specifically prohibited in such zone shall be permitted on approval of the City Council after a finding that the use, site plan, setback or height would not be injurious to the surrounding neighborhoods and not contrary to the spirit and purpose of this ordinance.

ARTICLE 7 - SCHEDULE OF REGULATIONS (SCHEDULE B) is amended by adding the following:

District - CBD Central Business District.

Section 5.55 Maximum Lot Coverage of Principal and Accessory Buildings  
(g)

Section 5.56 - Section 5.57 - Section 5.58. Required Setback in Feet:  
Front (g) Side Yards Least One (g) Total of Two (f) (g)

Section 5.59 - Section 5.60 - Section 5.61. Maximum Building Height  
In Feet 35 - In Stories 3

Section 5.62 and Section 5.63. Minimum Lot Size  
Area in Square Feet (g) Width in Feet (g)

See Note (g) below for Area, Height, bulk and Placement Regulations and Site Plan Approval Requirements of CBD Central Business District.



SCHEDULE OF REGULATIONS (Schedule B)

Notes:

(g) Area, Height, Bulk, and Placement Regulations and Site Plan Approval Requirements for Permitted Principal and Accessory Buildings and Uses in CBD Central Business District are as follows:

Site plan approval application shall be filed in conformance with Article VI Planned Projects, Section 5.42, Filing of Application Regulations and shall contain the following:

- (1) The legal description of the property in question.
- (2) A certified survey map of the property.
- (3) A proposed tentative site plan showing the proposed location and land uses, and all the principal and accessory buildings, parking lots including pattern of traffic circulation, and designation of open land areas. The site plan shall include existing environs within three hundred (300) feet of proposed site showing the existing uses of the surrounding and adjacent properties.
- (4) On the site plan there shall be indicated a tentative schedule of usable floor areas, land areas, building height and setback, net land coverage, number of parking spaces, and such other information which is reasonably necessary for a clear picture of the proposed use and its characteristics in reference to zoning regulations.
- (5) A written statement describing the specific Special Exceptions which are desired, as well as the purposes for which the Special Exceptions are desired.
- (6) If deemed necessary by the City Planning Commission for an adequate review of the proposed development, the application shall include data on existing and proposed ground elevations, and a simple scale model of the proposed development.

There shall be a site plan application fee of \$25.00.

The proposed site plan of every building or structure to be constructed reconstructed, or extended in the Central Business District or the layout of any land use to be initiated in the Central Business District shall be approved by the City Planning Commission in regard to the area, height, bulk, and placement of such building structure, and exterior design. Such site plan shall be prepared at a scale of 1" per 20" or larger scale and shall clearly designate the boundaries of the land in question and shall show the proposed layout and uses of all principal and accessory buildings and land, parking, pattern of traffic circulation, and designation of

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder  
NAYS: None  
ABSENT: None  
ORDINANCE ADOPTED.

MINUTES OF OTHER BOARDS

CM-4-109-70 PLANNING COMMISSION PROCEEDINGS, MARCH 23, 1970  
Motion by Allen supported by Richardson to receive and file Planning Commission Proceedings of March 23, 1970. Motion carried, all ayes.

CM-4-110-70 BEAUTIFICATION COMMITTEE MINUTES  
Motion by Seibert supported by Yoder to receive and file Beautification Committee minutes of March 12, 1970. Motion carried, all ayes.

BOARD OF REVIEW, MARCH 3 1970

Receive and file.

CM-4-111-70 HISTORICAL PRESERVATION COMMITTEE MINUTES, FEBRUARY 26, 1970

Motion by Richardson supported by Allen to receive and file. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-4-112-70 LETTER FROM MR. D. GLINTMANN, 15364 W.PARKWAY, DETROIT, MICHIGAN REQUESTING PERMISSION FOR CONNECTION TO FARMINGTON SEWER AND WATER SYSTEM

In his request to the City Council, Mr. D. Glintmann asked permission to extend sewer and water service to property on Gill Road which is partially in the City and partially in the Township, south of Woodcroft Subdivision.

City Manager Dinan stated that when the City of Farmington entered into a contract with the Oakland County Department of Public Works on servicing the newly annexed area with sewer and water, it was agreed that the City would furnish sewer and water on the west side of Gill Road north of Freedom Drive in Farmington Township, as this was the most feasible and logical way to service the area. The City would collect \$500 for each sewer tap and \$100 for each water tap per residence, to defray the capital cost to the City of Farmington Water and Sewer System.

Motion by Allen supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council approve the request of Mr. D. Glintmann and extend sewer and water service to 23677 Gill Road, this property

on the west side of Gill Road, south of the Woodcroft Subdivision, and which is partially in the Township and partially in the City.

Roll Call

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

Resolution declared adopted April 6, 1970.

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Elizabeth Brines, City Clerk

LETTER FROM SENATOR KUHN REGARDING CREATION AND SUPPORT OF STATE WATER BOARD

Clerk read letter from Senator Kuhn stating he strongly supports the City of Farmington's position on the creation of a State Water Board to review all charges for water and sewage disposal by the Detroit Metropolitan Water Department. He states he believes he is a co-sponsor of a Senate Bill relative to that subject. He also states that a number of Senators have been trying for the past two years to pass such legislation and maybe this year it will be possible.

This letter was in answer to the City's resolution supporting the City of St. Clair Shores proposed legislation enacting a State Water Board that would establish water and sewage disposal rates for the Detroit Metropolitan Water Department to its suburban customers, to insure unbiased and equitable rates.

Letter received and filed.

CM-4-113-70

LETTER FROM VIRGIL CORNWELL REQUESTING DIVISION OF LOT 50, FRED M. WARNER'S GRAND RIVER SUBDIVISION

Clerk read request from Virgil Cornwell, Builder, requesting the City Council's approval of division of Lot 50, Fred M. Warner's Grand River Avenue Subdivision, located on the northwest corner of Powers Road and Nine Mile Road. He states this lot has a frontage on Powers Road of 150 feet and depth on Nine Mile Road of 277.6 feet and he would like to divide this large tract into four lots, two lots fronting on Nine Mile Road 775 x 150, two lots fronting on Powers, one lot 80 x 127 with residence at 22415 Powers, and corner lot 80 x 127.

City Manager Dinan stated it would be necessary for Mr. Cornwell to receive the approval of the Council to divide this lot to more than two parcels in accordance with the State Plat Act. The new redivision of lots would meet the requirements of the Zoning Ordinance and would be a good utilization of the vacant property in question.

Motion by Allen supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council approve the division of the following described property:

West 75 ft., of Lot 50; East 75 ft. of the West 150 ft. of Lot 50; North 80 ft. of the East 127.6 ft. of Lot 50; South 70.5 ft. of the East 127.6 ft. of Lot 50; - all of Fred M. Warner's Grand River Ave., Subdivision.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Resolution declared adopted April 6, 1970.

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Elizabeth Brines, City Clerk.

CM-4-114-70

REQUEST FROM OUR LADY OF SORROWS CLASS OF 1960  
FOR USE OF CITY PARK LIGHTED BALL DIAMOND JUNE 21, 1970  
FOR CLASS REUNION AND PICNIC

Motion by Richardson supported by Seibert to approve the request from Our Lady of Sorrows Class of 1960 to use the City Park for their class reunion and picnic on June 21, 1970. Motion carried, all ayes.

CM-4-115-70

REQUEST FROM FARMINGTON BASEBALL FOR BOYS, FROM  
COMMISSIONER WILLIAM COMETTO FOR USE OF CITY OWNED BASEBALL  
DIAMONDS FOR LITTLE LEAGUE BASEBALL FOR 1970 SEASON, APRIL  
13 - JULY 31, FROM 5:00 P.M. UNTIL DARK

Clerk read letter requesting permission from Little League of Farmington to use the City owned baseball diamonds in the City Park from April 13 to July 31, 1970. Games will start at 5 p.m. and are concluded at dark. They also stated their annual Little League Baseball Parade is scheduled for May 16th at 12 noon at Farmington Road and Grand River. The parade route is Grand River to Warner and across Shiawassee to the ball park. They would appreciate having a Police escort and the City's cooperation in this event.

Mayor Brotherton stated he had received some complaints in the past, to the effect that the Little League Baseball games sometimes ran well over their time, and the teams scheduled to play after them were forced to wait until quite late before they could start their game. Therefore, the City Council recommended a break-off time to be agreed upon by the City Manager and Commissioner William Cometto of the Little League.

Motion by Yoder supported by Richardson to approve the request from the Farmington Little League Baseball teams to use the City Park from April 13th to July 31, 1970 from 5 p.m. until dark, and to grant permission for the annual Little League Baseball Parade for May 16, 1970 at 12 noon. Motion carried, all ayes.

CM-4-116-70

REQUEST FROM SMALL BUSINESS ADMINISTRATION TO  
PROCLAIM THE WEEK OF MAY 17-23 1970 SMALL BUSINESS WEEK

Motion by Seibert supported by Richardson to proclaim the week of May 17 thru May 23, 1970 as Small Business Week in the City of Farmington. Motion carried, all ayes.

CM-4-117-70

REQUEST FROM FARMINGTON MUSICALE TO PROCLAIM THE  
WEEK OF MAY 3-10 1970 NATIONAL MUSIC WEEK

Motion by Allen supported by Yoder to proclaim the week of May 3 thru May 10, 1970 as National Music Week in the City of Farmington. Motion carried, all ayes.

CM-4-118-70

Motion by Seibert supported by Richardson that the following Proclamation be adopted and entered into the records:

PROCLAMATION

On Friday May 1st, the nation will pay tribute to the law and its indispensable role in the lives of all our citizens. The day has been set aside as Law Day USA by joint resolution of Congress and by official proclamation of the President.

The benefits that have accrued to each of us as individuals and to all of us as Americans, through our adherence to the rule of law are too numerous to record. Without law, no citizen can enjoy the rights, freedom, opportunities and protection which we take for granted. And, without law administered by independent courts, no community or nation could endure as a stable entity.

The theme for Law Day USA this year is: "Law - Bridge of Justice" It avers that the goal of law is to serve as a unifying influence in protecting the rights of individuals and correcting injustices. A century ago U.S. Supreme Court Justice David Davis reminded us: "The Constitution of the United States is a law for rulers and people equally in war and peace, and covers, with the shield of its protection all classes of men, at all times, and under all circumstances.

The theme for the 1970 observance of Law Day USA on May 1st is an appropriate reminder that without the framework of law social problems would become unmanageable and justice unattainable.

NOW, THEREFORE, I, WILBUR V. BROTHERTON, Mayor of the City of Farmington, do hereby designate Friday May 1st, 1970 as LAW DAY USA

in the City of Farmington, and call upon all citizens, organizations, schools, churches, the media of information and businesses to recognize this special day and join in its observance.

Dated this 6th day of April 1970 in the City of Farmington, Oakland County, Michigan.

WILBUR V. BROTHERTON,

MAYOR

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-4-119-70

SUBMITTAL 1970-71 RECOMMENDED BUDGET GENERAL FUND  
AND WATER AND SEWER DEPARTMENT

Motion by Richardson supported by Seibert to establish a Public Hearing on May 14, 1970 at 8:00 p.m. to review the recommended Budget for fiscal year 1970-71. Motion carried, all ayes.

CM-4-120-70

REPORT ACCEPTANCE OF DEDICATION OF BLANCHARD  
BOULEVARD JAMESTOWN APARTMENT PROJECT.

City Manager Dinan reported the City of Farmington has made it a practice to require apartment developments to provide dedicated public right-of-way of main thoroughfares through the complex so that public services can be provided, such as police, fire, rubbish pickup etc.

The City Manager stated he is in receipt of a legal description for establishing a right of way to be known as Blanchard Boulevard in the Jamestown Apartment development, and he recommended the City Council accept the dedication of this Boulevard so the City can receive credit from Gas and Weight Tax State allocations, and this then would become part of the City's local road system.

Motion by Allen supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the City Council accept dedication of the Blanchard Boulevard right of way in the Jamestown Apartment development, and accept this dedication as part of the City of Farmington's local road system.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson  
Nays: None  
Absent: None

RESOLUTION DECLARED ADOPTED April 6, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-4-121-70

REPORT DISAPPROVAL BY STATE FOR ADDITIONAL  
EQUIPMENT FOR SELECTIVE TRAFFIC ENFORCEMENT AND  
INVESTIGATIONS PROJECT.

City Manager Dinan told the Council the State of Michigan Office of Highway Planning has notified the Department of Public Safety that their request for Federal aid to purchase additional equipment for the Selective Traffic Enforcement and Investigation Unit project has been disapproved.

Originally the City Council had approved the City's share of 50% expenditures in the amount of \$2,100 to purchase Two Vascar Computer Units at \$2,000; a 16 mm. Projector at \$650.00; a Polaroid Camera at \$150.00; a 35 mm. Slide Projector at \$200.00; an Overhead Projector at \$400.00; a Porta-Power Rescue Kit at \$400.00; and Instructor Training for the Vascar unit at \$400.00 - making a total amount of \$4,200.00.

The Department of Public Safety is now requesting City Council to allow them to purchase some of the requested equipment without Federal aid, to wit:

1 Vascar Unit; 1 16 mm. Projector, and 1 Polaroid Camera, amounting to \$1800.00 which would have been requested in their 1970-71 budget had they not anticipated Federal cost sharing of these items.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council authorize the following expenditures, to be paid from the Contingency Fund, for the Department of Public Safety:

1 Vascar Unit	\$1,000.00
1 16 mm. Projector	650.00
1 Polaroid Camera	150.00

Total expenditures \$1,800.00

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED APRIL 6, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-4-122-70

REPORT REQUEST PUBLIC SAFETY DEPARTMENT ADDITIONS  
TO CODIFICATION OF CITY CODE.

City Manager Dinan reported he has received a request from the Department of Public Safety requesting additions to our present City Code as part of the codification procedure. Therefore the Department recommends the adoption of several new ordinances that can be accomplished through the codification and approval of the revised City Code by the City Council.

The Public Safety Department feels there are four major categories that need to be strengthened to provide them with proper enforcement legislation. These regulations would give the Department better enforcement tools in an effort to control these local problems.

1: Drive-In Restaurants

The Department has experienced problems in controlling the activity of persons in areas contiguous to drive-in restaurant property. This regulation would give the Department authority to control the conduct of persons on property adjacent to drive-in restaurants. The City Attorney and District Judge have commented the present ordinance as it now stands needs some clarification.

2: Adoption of new ordinance to control the use of narcotics and Dangerous drugs and instruments adopted to their use.

The Public Safety Department has had an opportunity in the past to discuss with the City Council the drug problem in relationship to establishing legislation prohibiting the use of narcotics. The Department's position at that time was that the City does not have the authority to enact legislation making a serious crime by State law a minor crime by City ordinance. This does not prohibit the City from enacting ordinances that control acts not presently controlled by State law. The Public Safety Officers are finding implements adapted for the use of narcotics and dangerous drugs in possession of persons who do not have a legitimate use for them. Presently hypodermic needles and syringes can be purchased and possessed without prescription by anyone. The Department therefore is recommending local legislation prohibiting the possession of such implements and paraphernalia that may be used by the drug abuser.

3: Disorderly persons in and around School buildings

Presently the Department has been required to use our trespass ordinance to eject unwanted guests in and around school property. The Department recommends that an ordinance that carefully spells out who may be in a school building, how guests may receive permission to be in a school building and defines the term "student" would be a more effective tool in assuring the peace and quiet and good order in and around school buildings. Therefore, the Department is recommending a new ordinance that will control unwanted guests in and around school property.



4. Traffic Ordinances

Since the adoption of the City's Uniform Traffic Code for Cities, Townships and Villages, there have been several amendments to this Code by the State of Michigan and the Department of Public Safety request these amendments be added to our City Code when codified.

City Manager Dinan told the Council that this method of adopting these amendments to the City Code through the codification process is the least expensive to the City as it cuts down on the necessity of long legal advertisements, and can be incorporated through the adoption of the City Code by reference after it had been brought up to date through codification.

Motion by Allen supported by Seibert that the City Council authorize the following amendments to be part of the codification of the City Code, to be adopted by reference when the City Code has been finally codified:

- 1: Drive-In Restaurants
- 2: Adoption of a new ordinance to control the use of narcotics and dangerous drugs and instruments adopted to their use.
- 3: Disorderly persons in and around school buildings
- 4: Traffic Ordinances.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder  
Nays: None  
Absent: None  
Motion carried, all ayes.

MISCELLANEOUS

CM-4-123-70

COUNCILMAN RICHARDSON REGARDING FORMATION OF  
COMMITTEE TO STUDY FEASIBILITY OF AN ARTIFICIAL  
ICE RINK IN THE CITY.

Councilman Richardson told the Council that as long as he has lived in the City of Farmington he has heard people comment on the fact of how fine it would be to have an artificial ice rink. He said he did not think there had ever been a study made as to the feasibility of having such an ice rink.

He stated that Mr. Russell Ellis, who was a booster of Little League Hockey in Farmington, and who is a resident of Woodcroft Subdivision has volunteered to do some studies of other artificial ice rinks in the Metropolitan area and come up with some sort of idea as to how much it would cost and whether this type of thing could be put on a basis where it would pay for itself, or whether it would be possible for the City to get behind it and sell bonds for the money which would be repaid by the operating income from the facility.

Motion by Richardson supported by Seibert to authorize Mr. Russell Ellis to work with the City Manager on preliminary investigation as to the feasibility of an artificial ice rink in the City of Farmington to be a part of Parks and Recreation Department, and to report back to the Council on this as soon as possible.

Motion carried, all ayes.

CM-4-124-70

CITY COUNCIL TABLED OAKLAND COUNTY RESOLUTION  
REGARDING REDUCTION TAX RATE TO OFFSET INCREASES  
IN STATE EQUALIZED VALUATION.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

WHEREAS: While it was the intent of the Legislature in enacting Act No. 410 of the Public Acts of 1965 to carry out the mandate of the Constitution, Article IX, Section 3 and impose a ceiling thereon, it was not the intent of the Legislature that the tax rates on property should continue to be applied without some reductions therein; and

WHEREAS: Many local and county officials and School Districts, while raising the property tax assessments to the 50% factor as provided by Act No. 410 of Public Acts 1965, have not adjusted their rates accordingly, and as a result many local governmental units and school districts are reaping increased amounts of general property taxes without a careful scrutiny of their budgets and that downward trend in the tax rates which should have occurred when the assessed valuations increased, and

WHEREAS: the State Legislature has before it a comparable resolution of which the City of Farmington is supportive:

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Farmington that the Michigan Legislature did not intend when they passed Act No. 410 of the Public Acts of 1965 that this would provide a mandate for local officials to spend, but rather it was a ceiling to be imposed on the assessed valuation factor and it was assumed that local and county taxing officials and School Districts would reduce their tax rates accordingly to bring in only the necessary taxes needed to effectively maintain essential governmental and school services, and

BE IT FURTHER RESOLVED, that the Farmington City Council urge local units of government to re-examine at the earliest time possible, their entire tax structures and the tax rates being imposed on the

real property of their taxing units, and urge the taxing officials and School Boards to reduce the rate of taxation being imposed on real estate property therein.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

Resolution declared adopted April 6, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

COMMENTS

Councilman Seibert asked the City Manager if he received the booklet mentioned in Michigan Municipal League entitled "Municipal Salaries, Wages and Fringe Benefits for Cities and Villages", the City Manager told him yes, he did receive it.

Councilman Seibert cited a case in Wixom where the City of Wixom attempted to prevent Detroit Edison Company from putting high tension power lines on public right of way, and lost the case in Court. He was of the opinion that perhaps the City of Farmington should re-examine its Zoning Ordinances with respect to essential services exceptions. The City Manager told him this would be reviewed by the City Attorney.

Councilman Seibert stated he had read in the Detroit News about a decision by the Pennsylvania Supreme Court which held unconstitutional a Township's refusal to zone land for apartments, and he was of the opinion that this decision could have a lot of ramifications if this philosophy would prevail. He said he would resist any type of outside pressure that would force the City to have a type of zoning that would not be good for the community and actually would not be something the people want.

RESOLUTIONS AND ORDINANCES

CM-4-125-70

ADOPT RESOLUTION PAYING AGENT FOR BONDS  
\$50,000 G.O. and \$75,000 S.A.D. NATIONAL  
BANK OF DETROIT.

Motion by Yoder supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That National Bank of Detroit, Detroit, Michigan, be and is hereby appointed Paying Agent for \$50,000 City of Farmington, Oakland County, General Obligation Street Improvement Bonds dated January 1, 1970

and for \$75,000 City of Farmington, Oakland County Special Assessment Street Improvement Bonds, dated January 1, 1970.

BE IT FURTHER RESOLVED, That National Bank of Detroit shall be paid, as compensation for its services, fees on the following basis:

Account Maintenance Fee -- to be billed semiannually.  
\$50.00 per annum.

For Payment of Interest Coupons - \$0.14 per coupon.

For Payment of Coupon Bonds. At Maturity or on Redemption Prior to Maturity When All Outstanding Bonds are to be Redeemed.

\$1.50 per bond.

On Redemption Prior to Maturity When Less Than All Outstanding Bonds are to be Redeemed.

\$1.75 per bond.

Plus Out-of-Pocket Expenses, (e.g. postage, registered mail, surcharge, etc).

BE IT FURTHER RESOLVED, that all statements of account, and unless cremation has been authorized by separate Agreement, all cancelled obligations shall be forwarded by the Paying Agent to:

City of Farmington, 23600 Liberty Street, Farmington, Mich. 48024.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Resolution declared adopted April 6, 1970.

Elizabeth Brines, City Clerk.

CM-4-126-70

INTRODUCTION ORDINANCE TO AMEND ZONING MAP FOR  
REZONING WEST SIDE OF FARMINGTON ROAD FROM FREEDOM ROAD  
TO ALTA LOMA DRIVE, LOTS 1-13, ASSESSOR'S PLAT #1

Motion by Allen supported by Seibert to introduce Ordinance No. C-277-70 - Amendment #22 to the Zoning Map.

Roll Call:

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

COUNCIL PROCEEDINGS - 19 -

CM-4-127-70

MONTHLY BILLS

Motion by Allen supported by Richardson to approve Claims and Accounts for April 6, 1970 as submitted, General Fund \$6912.56 and Water and Sewer \$980.83.

Roll Call

Ayes:	Richardson, Seibert, Yoder, Allen, Brotherton
Nays:	None
Absent:	None

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn.  
Meeting adjourned at 10.20 p.m.

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WILBUR V. BROTHERTON,                      MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES,                                      CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on April 20, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder, present  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman.  
Attorney Kelly arrived at 8.30 p.m.

CM: 4-128-70 MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of April 6, 1970 as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-4-129-70 PLANNING COMMISSION PROCEEDINGS APRIL 13, 1970

Motion by Yoder supported by Allen to receive and file Planning Commission Proceedings of April 13, 1970. Motion carried, all ayes.

FARMINGTON TOWNSHIP AND CITY DISTRICT LIBRARY, MARCH 11, 1970

Receive and file.

CM-4-130-70 BOARD OF ZONING APPEALS APRIL 1, 1970

Motion by Richardson supported by Seibert to receive and file Board of Zoning Appeals Minutes April 1, 1970. Motion carried, all ayes.

BEAUTIFICATION COMMITTEE APRIL 9, 1970

Receive and file.

CM-4-131-70 HISTORICAL PRESERVATION COMMITTEE MARCH 26, 1970

Motion by Richardson supported by Yoder to receive and file Historical Preservation Committee minutes of March 26, 1970. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-4-132-70 RESOLUTIONS FROM CITY OF BERKLEY AND CITY OF TROY OPPOSING INCREASED COMPENSATION FOR COUNTY BOARD OF COMMISSIONERS

Resolutions received from the City of Berkley and City of Troy stating they are opposed to an increase in salaries to the Oakland County Board of Commissioners as it would encourage subordinate officers and officials

of the County to seek added pay increases, and it is deemed prudent and wise to avoid increases in taxes at all levels of government. They further request that the Board meet during evening hours at regular times throughout the year to accommodate the public at a more convenient time.

Motion by Allen supported by Richardson to refer this matter to the City Manager for further information, and a report at the next Council meeting. Motion carried, all ayes.

CM-4-133-70      REQUEST FROM FARMINGTON BEAUTIFICATION COMMITTEE FOR PROCLAMATION ARBOR WEEK, APRIL 19-25, 1970 AND ARBOR DAY APRIL 22, 1970

Motion by Seibert supported by Yoder to proclaim the week of April 19-25 1970 as Arbor Week, and Arbor Day April 22, 1970. Motion carried, all ayes.

CM-4-134-70      LETTER FROM FARMINGTON BEAUTIFICATION COMMITTEE REQUESTING PERMISSION FOR GIRL SCOUT TROOP #414 TO PAINT TRASH CANS IN THE CITY PARK.

Letter from the Beautification Committee stating they have been corresponding with Susie Cantor, Girl Scout Troop #414 Scribe, in regard to their troop proposal to paint trash cans in psychedelic colors.

The Beautification Committee recommended that the City Council give approval to Girl Scout Troop #414 to paint either all or part of the City Park trash cans in psychedelic colors and also that the Troop be provided with the paint necessary to do this.

Motion by Allen supported by Richardson that the City Council approve the painting in psychedelic colors of the City Park trash cans by Girl Scout Troop #414 Scribe, and that the paint for this proposal be supplied by the City of Farmington.

Motion carried, all ayes.

CM-4-135-70      LETTER FROM OUR LADY OF SORROWS HIGH SCHOOL REQUESTING PERMISSION TO USE TWO BALL DIAMONDS IN THE CITY PARK DAILY FROM 3.30 p.m. TO 5.30 p.m. FOR C.Y.O. BASEBALL AND GIRLS SOFTBALL PRACTICES.

Letter from Our Lady of Sorrows High School requesting permission to use the two ball diamonds in the City Park for daily practices from 3.30 p.m. to 5.30 p.m. for the C.Y.O. and Girls' Softball teams.

City Manager Dinan told the Council they have granted this request in the past and there appears to be no conflict with other teams.

Motio by Richardson supported by Seibert to grant permission to Our Lady of Sorrows High School to use the City park ball diamonds for daily practices from 3:30 p.m. to 5.50 p.m.

Motion carried, all ayes.

CM-4-136-70 LETTER FROM SECRETARY OF COMMERCE RE: NATIONAL MARITIME DAY, MAY 22, 1970

Request from Secretary of Commerce requesting the City of Farmington proclaim National Maritime Day May 22, 1970. They state a major means by which the attention of private citizens has been successfully focused on the Merchant Marine and National Maritime Day has been through ceremonies held in cities throughout the nation in which the winning National Maritime Day Poster is placed on a local mail truck on or about May 1st. This poster is displayed on all mail trucks and in all post offices during the month of May.

City Manager Dinan said he would be willing to cooperate with the Postmaster in Farmington, Mr. Henry Trombley on this request.

Motion by Allen supported by Richardson to proclaim National Maritime Day in the City of Farmington on May 22, 1970.

Motion carried, all ayes.

CM-4-137-70 FARMINGTON TOWNSHIP LIONS CLUB REQUEST TO SOLICIT FUNDS FOR WHITE CANES FOR THE BLIND APRIL 24 & 25, 1970

Motion by Yoder supported by Seibert to grant permission to the Farmington Township Lions Club to solicit funds for White Canes for the Blind in the City of Farmington on April 24th and 25, 1970.

Motion carried, all ayes.

CM-4-138-70 LETTER FROM CITY OF STERLING HEIGHTS RE: KICKOFF RALLY OF THE BEAUTIFICATION ENVIRONMENTAL AND CIVIC ACTION COUNCIL ON APRIL 26, 1970

Letter from City of Sterling Heights extending an invitation to attend the Kickoff Rally of the Beautification, Environmental and Civic Action Council on Sunday April 26, 1970, at 1:00 p.m. to be hosted by the City of Sterling Heights. The Kickoff Rally will be held at 1:00 p.m. at Dodge Park #8, located at Utica Road and Dodge Park Road.

City Manager Dinan told the Council he would advise the Farmington Beautification Committee of this invitation and perhaps the City could be represented by a member of the Beautification Committee.



CM-4-139-70

LETTER FROM MR. W.J. ROBERTSON REQUESTING THE CLOSING-OFF  
OF FARMINGTON ROAD.

Letter read from Mr. William J. Robertson of 24025 Farmington Road, stating he and his family were faced with a horrible experience April 20, 1970 when an automobile traveling south on Farmington Road failed to negotiate the curve, crashed through a 6" diameter tree two houses to the north, then hit his automobile which was parked in the garage, forcing the automobile into his living room. This runaway automobile knocked down part of his garage and part of his house, and did considerable damage to his living room and the furniture therein.

Mr. Robertson stated there have been many incidents in which automobiles have failed to negotiate this turn in the past, and he therefore formally requested the City Council to consider this as an emergency and take immediate action to close off Farmington Road.

City Manager Dinan stated about a year ago he had wanted to have a guard rail erected, but some of the residents did not think it warranted. He told the Council a guard rail could be worked in so it would not be too objectionable and he was of the opinion that it would stop some of the speeding and reckless driving in that area.

Mr. Thomas E. Weaver of 24034 Merrilyn Court suggested the possibility of unmarked police cars.

Mr. Al Horner of 24078 Le Quinne Court said he did not think the situation could be controlled by guard rails, but only by closing off Farmington Road.

Mr. Robert Cross of 24060 Le Quinne Court suggested a traffic light and was of the opinion that a stop sign would be unsatisfactory.

Mr. Joseph King of 24007 Merrilyn Court wanted a two way stop light on Ten Mile and Farmington Road.

In answer to some of these requests, Chief Deadman told the group that as a matter of policy, the Oakland County Road Commission would not install a stop light in order to control speeding. City Manager Dinan stated, that he was of the opinion closing off Farmington Road was too extreme, and it would probably be reopened almost immediately by a court injunction as this was a main artery.

Mayor Brotherton and Councilman Allen were of the opinion that a police car should stop all drivers coming down the hill, talk to them, find out where they were coming from and where they were going, and warn them of the steep hill. They also were of the opinion the guard rails had merit.

Councilman Seibert and Mr. Jim Piatt of 21039 Meadowlark both opined that Farmington Road should be re-routed.

City Manager Dinan in reference to the latter said that about ten years ago the Planning Commission referred this to Oakland County Road Commission to include in their ten year capital improvement program, but the Commission did not think it practical at that time, nor would they get involved from a County Road standpoint, and if Farmington Road were re-routed, Oakland County Road Commission would have to cooperate, and also participate in half the cost.

Motion by Yoder supported by Richardson that the City Council authorize the installation of guard rails on the south side of Farmington Road and have the City Engineers survey the entire stretch of Farmington Road to see what other steps are necessary to combat speeding and reckless driving in that area.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

Motion carried, all ayes.

CM-4-140-70 Motion by Richardson supported by Allen to authorize the City Manager to proceed with full expediency to contact the Oakland County Road Commission to see what steps can be taken to secure a stop light at the corner of Ten Mile and Farmington Road, and that this request be supported by pertinent material, such as a copy of Mr. Robertson's letter, pictures of the accident, and information on the requests of the residents

Motion carried, all ayes.

CM-4-141-70 Motion by Seibert supported by Allen that the City Manager be directed to contact in writing the Michigan State Highway Department, or any other State Agency that has jurisdiction over Farmington Road and request a Feasibility Study on the relocation of Farmington Road to a more southwesterly direction.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-4-142-70 BIDS - POLICE CAR REPLACEMENTS 1970-71

City Manager Dinan reported that five bids were received at 11 a.m. on Thursday April 16, 1970 for: 4 - 4 door Police Cars; 1 - 4 door Station Wagon; 1 - 2 door Hardtop Standard.

The low bidder, Dameron Motor Sales, net price of \$9,295.25 meets all the specifications established by the Department of Public Safety. He reported the City has experienced excellent maintenance and repair costs with the use of Plymouth Motor for police cars, and it was his recommendation that the bid be awarded to the low bidder, Dameron Motor Sales.

Motion by Seibert supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid to replace police vehicles:

- 4 - 4 door Police Cars
- 1 - 4 door Station Wagon
- 1 - 2 Door Hardtop Standard

less trade-in, in the amount of \$9,295.25 to Dameron Motor Sales. This amount is to be budgeted in the 1970-71 fiscal year, with payment to be made after July 1, 1970.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

Resolution declared adopted April 20, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-4-143-70      ESTABLISH PUBLIC HEARING ON REZONING PROPERTY CENTRAL BUSINESS DISTRICT

Motion by Richardson supported by Seibert to establish a Public Hearing for Thursday May 14, 1970 at 7:30 p.m. to hear all interested persons on the rezoning of the following described property:

Assessor's Plat #2: Lots 1 thru 12, Lots 13A-B-C-E, Lots 14-6, and 17 thru 20, from C-2 General Business to CBD Central Business District.

Assessor's Plat #3: Lots 10 thru 13, 14A and 14B, from C-2 General Business to CBD Central Business District.

Assessor's Plat #6: Lots 1 thru 5, 6A, 6B, 7 thru 10, 11A and 11B from Part C-2 General Business and Part R1P One Family Parking to CBD Central Business District.

Assessor's Plat #7: Lots 46 thru 50 from R1P One Family Parking to CBD Central Business District.

Gardurous Webster's Addition: Lots 1 thru 4 from R1P One Family Parking to CBD Central Business District.

Fred M. Warner's Grand River Avenue Subdivision: Lots 3 and 4 from C2 General Business to CBD Central Business District.

Fred M. Warner's Addition #2: Lots 1 and 2 from R1P One Family Parking to CBD Central Business District; and Lots 3 thru 17 from C-2/General Business to CBD Central Business District.

Lapham's Addition: Lots 1 thru 5, 6A, 7 thru 29, 30A, 30B, 31, 30C, 33A, 33A-2, 33A-3, from C2 General Business to CBD Central Business District.

Davis Addition: Part of Lot 37, Lots 38 thru 45, Lots 2 thru 10 from C2 General Business to CBD Central Business District; and Lots 11 thru 20 from Part R1P One Family Parking and Part C2 General Business to CBD Central Business District.

Acreage Tracts - Section 27: CD-6B, 6C, 6A-16C, 6A-16B, CD6A-12 and CD-6E from C2 General Business to CBD Central Business District; and CD-6A-16A, CD-6D from Part C-2 General Business and Part R1P One Family Parking to CBD Central Business District.

Motion carried, all ayes.

MISCELLANEOUS

CM-4-144-70 QUARTERLY BUILDING REPORT

Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes.

CM-4-145-70 MONTHLY REPORT PUBLIC SAFETY DEPARTMENT

Motion by Seibert supported by Yoder to receive and file. Motion carried, all ayes.

CM-4-146-70 OAKLAND COUNTY DRUG ABUSE PROGRAM.

Mayor Brotherton told the Council about how Oakland County had developed a report on a Drug Abuse Program and stated this is an in-depth study of how Oakland County can begin to deal with the drug problem. It contains certain recommendations supporting the County effort, and states there should be some local community effort in relation to the problems in the specific community. In order to help support this type of effort the report makes some recommendations about how the communities can proceed:

This program recommends that the various communities hold a caucus and establish a committee which will include a cross section of the community to try and find out the nature of the drug problems in that particular community and then make recommendations for dealing with it.

Motion by Seibert supported by Yoder that the City Manager attempt to establish a meeting between the City Council of Farmington, the Farmington Township Board of Supervisors and the Farmington School Board, at a time and place to be mutually agreed upon so that some course of action can be discussed on the formation of a Committee to combat Drug Abuse.

Motion carried, all ayes.

COMMENTS:

Mayor Brotherton stated that SEMCOG has available to Cities, technical advice and assistance on applying for Federal and State aid. This assistance is provided by members of SEMCOG staff who will come out to the community involved and aid them in applying for funds.

Councilman Richardson stated he has had some favorable comments regarding the indoor ice rink investigation currently under way. Councilman Richardson asked the City Manager if it would be possible to have black dirt put down in Alta Loma instead of the dirt they were now using. The City Manager told him it would be looked into.

Mayor Brotherton asked the City Manager if he could tell him what happened to the request the City made a year ago to the Township to look into the problem of water coming across Ten Mile Road.

City Manager Dinan told him the Township engineers were supposed to have conducted a road study on this. He also said that any capital improvements done in the Township would have to be a voted issue, and apparently they are not in favor of placing this on the ballot.

CM-4-147-70 Motion by Seibert supported by Yoder that the City Manager be instructed to write a letter to the Farmington Township Board of Supervisors with a copy to Oakland County Drain Commission, expressing the Council's concern over the drainage district immediately north and west of the City Limits at Powers Road, Farmington Road and Ten Mile Road, and that the data collected in the Farmington Township drainage master plan applicable to the City of Farmington be made available to the City Council for review.

Motion carried, all ayes.

Mayor Brotherton asked the City Manager if we should take any position at this time on House Bill 4448 and 3975 on annexation. The City Manager told him he had already written our State Representative on this matter, opposing the bills, but it would not hurt to re-establish our position at this time.

CM-4-148-70 Motion by Richardson supported by Seibert to instruct the City Manager to remind our State Representative that the City Council still opposes House Bills 4448 and 3975 on annexation.

Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

CM-4-149-70 ADOPT NATIONAL ELECTRICAL CODE 1968 EDITION

Motion by Yoder supported by Allen to adopt the National Electrical Code by reference.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Motion carried, all ayes.

CM-4-150-70 ADOPT ORDINANCE AMENDING ZONING MAP Farmington Rd., from Freedom Road to Alta Loma. Lots 1-13 Assessor's Plat #1

Motion by Allen supported by Seibert to adopt and enact the following ordinance:

ORDINANCE NO. C-277-70

AMENDMENT NO. 22 TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1: That the territory lying with the City of Farmington, Oakland County, Michigan, described as:

Lots 1-6, Lot 7, Assessor's Plat #1, and part of Lot 8 and Lot 9, Assessor's Plat #1, more particularly described, commencing Northeast corner Lot 8 at Farmington Road, thence South 43°16' 24" West along the North line of Lot 8, 738.74 ft., thence South 89° 6'0" East 550.43 ft., to Farmington Road right-of-way, thence North 0° 33' 0" East 496.46 ft. to the point of beginning.

from R 1 Single Family District to R5 Deluxe Multi-Family District.

All of Lot 8 and 9, Assessor's Plat #1, excluding the following described property:

Commencing on the Northeast corner Lot 8 Farmington Road thence South 43° 16' 24" West along the North line of Lot 8, 738.74 ft., thence South 89° 6'0" East 550.43 ft., to Farmington Road right-of-way, thence North 0°33'0" East 496.46 ft., to the point of beginning

from R 1 Single Family District to "O" Office District.

Lots 10, 11, 12 & 13, Assessor's Plat #1 from E R O Education Research Office District to "O" Office District.

Section 2. The attached map showing the property affected by this amendment is made a part of the amendment.

Section 3. This ordinance shall be known as Amentment #22 to the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on April 6, 1970, was adopted and enacted at the next

COUNCIL PROCEEDINGS - 10 -

regular meeting on April 20, 1970 and will become effective on May 13, 1970 ten days after publication.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson  
Nays: None  
Absent: None

ORDINANCE DECLARED ADOPTED

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

CLAIMS AND ACCOUNTS

CM-4-151-70      MONTHLY BILLS

Motion by Seibert supported by Richardson to approve Claims and Accounts for April 20, 1970 as submitted, General Fund \$4,507.41 and Water and Sewer \$1,463.16.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert  
Nays: None  
Absent: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 10.40 p.m.  
Motion carried, all ayes.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on May 4, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman and Attorney Kelly.

INTRODUCTION OF STUDENTS - GOVERNMENT DAY

Mayor Brotherton introduced and welcomed the members present of the Student Government Day. He stated he hoped they would have an enjoyable and informative day serving as counterparts for City officials Tuesday May 5, 1970.

CM-5-152-70 MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Seibert to approve minutes of April 20, 1970 as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-5-153-70 REQUEST FROM CUB SCOUT PACK #45 FARMINGTON TO RESERVE CITY PARK SUNDAY JUNE 7, 1970 FOR ANNUAL PICNIC

Motion by Allen supported by Yoder to grant permission to Cub Scout Pack #45 for the use of the City Park on June 7, 1970 for their annual picnic. Motion carried, all ayes.

CM-5-154-70 MUSCULAR DYSTROPHY ASSOCIATIONS OF AMERICA INC., REQUEST FOR PROCLAMATION OF MUSCULAR DYSTROPHY MONTH MAY 15-JUNE 15, 1970

Motion by Yoder supported by Richardson to grant permission to the local Muscular Dystrophy Chapter to conduct their annual house to house march known as "Dystrophy's March Against Time" on Tuesday May 26, 1970 and to proclaim Muscular Dystrophy month May 15 - June 15, 1970, in the City of Farmington. Motion carried, all ayes.

CM-5-155-70 LETTER FROM PRISONER OF WAR COMMITTEE REQUESTING COMMUNITY CEREMONIES DURING PRISONER OF WAR WEEK MAY 24-30, 1970

Letter read from Prisoner of War Committee of Michigan, a group of concerned citizens and relatives of the men missing in action or prisoners of war in Vietnam. Their main effort is to achieve immediate humanitarian treatment of our prisoners of war, and ultimately to secure their freedom. They state that as of January 24th there were 1447 American men listed as prisoners of war, or missing in action in Vietnam. Over 200 of these men have either been prisoners or missing longer than any U.S. prisoner of war during World War II. Governor Milliken has supported their efforts by designating the week of May 24 - 30th as "Michigan Prisoner of War Week" and they are requesting



the City Council to plan appropriate ceremonies within our community to honor prisoners of war during this week.

Motion by Seibert supported by Richardson to adopt a resolution in the form of a letter and send it to Hanoi, with copies to the International Red Cross and our State Department. This letter to be signed by all councilmen and to show their concern for the treatment of prisoners of war. Motion carried, all ayes.

CM-5-156-70 Motion by Richardson supported by Allen that a copy of the letter from the Prisoner of War Committee be sent to the Veterans Memorial Day Committee so that appropriate ceremonies can be incorporated in the City's Memorial Day ceremonies. Motion carried, all ayes.

CM-5-157-70 REQUEST FROM FARMINGTON YMCA FOR USE OF CITY PARK DAILY FROM 10:00 A.M. TO 2:00 P.M. JUNE 22-AUGUST 14, 1970 FOR "KIDDIE-KAMP."

Clerk read letter from Farmington Branch of the YMCA stating they are formulating plans for a "Kiddie-Kamp"/ This will be an out of doors day camp for boys and girls entering kindergarten or first grade this fall. The purposes of this camp are: to give the younger boys and girls a camp like experience close to home for four hours each day; to provide a growing experience by allowing them self-expression while participating in group projects such as crafts, games, songs and nature studies; to provide an opportunity for communication with young college age adults and their peer group.

As they proceed with their plans they see a need for a beautiful type of setting in order to provide the best program for the children, and the Farmington City Park seems to have the qualities they are looking for.

Therefore, they request the Farmington City Council's permission to make use of the City Park on week days between the hours of 10.00 a.m. and 2.00 p.m. for this program.

Motion by Richardson supported by Yoder to grant permission to the Farmington branch of the YMCA to use the City Park on week days between the hours of 10.00 a.m. and 2.00 p.m. from June 22nd to August 14, 1970 for the YMCA "Kiddie-Kamp." Motion carried, all ayes.

CM-5-158-70 LETTER FROM MR. JAMES PIATT ADVISING HIS RESIGNATION FROM THE PLANNING COMMISSION TO RUN FOR OFFICE OF FARMINGTON SCHOOL BOARD OF TRUSTEES.

Clerk read letter from Mr. James Piatt resigning as a member of the Farmington City Planning Commission in order that he may devote full time to his campaign for election to the Farmington School District Board of Trustees.

Motion by Seibert supported by Allen to accept the resignation of Mr. Piatt with deep regret and to authorize the City Manager to write a suitable communication expressing Council's warm wishes for his future and their regret at his resignation. Motion carried, all ayes.

LETTER FROM GEORGE REMUS, DETROIT WATER DEPARTMENT RE; 25% LIMITATION STATE GRANT PROGRAM

Letter read from G. Remus, General Manager of City of Detroit Metropolitan Water Department, stating that the Attorney General has ruled that the 25% limitation on the State Grant Program relative to the Metropolitan Water Department Pollution Control program does not apply to their overall operation. Therefore they are satisfied that equity will prevail.

City Manager Dinan reminded the Council that on March 16th they had adopted a resolution advising our State Legislators that the 25% limitation was unreasonable and unjust, and apparently the logic of this reasoning was taken into consideration regarding this matter, and no doubt it has now been rectified.

Letter received and filed.

CM-5-159-70 REQUEST FROM BRUCE W. POLOZKER FOR CLASS "C" LIQUOR LICENSE

Clerk read letter from Bruce W. Polozker stating he wishes to apply for a Class "C" liquor license for premises to be located at Halstead Road and GrandRiver in the City of Farmington. He states he has received various inquiries concerning the erection of a motel complex at this location but is unable to enter into any sales negotiations without having the necessary Class "C" license.

City Manager Dinan told the Council that when the 1970 census figures become official, the City will probably receive a minimum of two new Class "C" liquor licenses, based on the new population figures and he believed it would be in order to receive this request.

Motion by Yoder supported by Richardson that the City Council advise the State Liquor Control Commission that the city is in receipt of this request for a Class "C" license, so they will be in a position to take whatever consideration and action is necessary when the 1970 census becomes official. Motion carried, all ayes.

CM-5-160-70 REQUEST FOR USE OF CITY PARK SUNDAY MAY 24, 1970 FOR PICNIC FROM MICHIGAN STINGRAY SWIM CLUB

Motion by Richardson supported by Allen to grant permission to the Michigan Stingray Swim Club to use the City Park on May 24, 1970 for their annual picnic, and to advise them of the City's restrictions and requirements regarding clean up. Motion carried, all ayes.

CM-5-161-70 REQUEST FROM FARMINGTON DEPARTMENT OF PUBLIC SAFETY OFFICERS ASSOCIATION TO USE THE CITY PARK FROM 6 P.M. TO 11.00 P.M. MAY 9, 1970 THROUGH SEPTEMBER 26, 1970 FOR NIGHT BASEBALL

Motion by Richardson supported by Yoder to grant permission to the Farmington Police Association Softball League to use the lighted ball diamond in the City Park on Saturdays from 6.00 p.m. to 11.00 p.m. May 9th through September 25, 1970. Motion carried, all ayes.

CM-5-162-70 REQUEST FROM AMERICAN LEGION TO CONDUCT ANNUAL POPPY DAY SALES IN CITY, MAY 21, 22, AND 23, 1970

Letter read from Mr. Harold Quinn, Post Chairman requesting permission for the American Legion, Groves Walker Post and Unit #346 to conduct their Annual Poppy Day sales in the City of Farmington May 21, 22 and 23rd, with the proceeds from this sale to go to rehabilitation and child welfare programs for needy veterans and their families.

Motion by Seibert supported by Richardson to grant permission to the American Legion, Groves Walker Post and Unit #346 to conduct its Annual Poppy Day Sales in the City of Farmington May 21, 22, and 23 1970. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-5-163-70 AMENDMENTS TO CODIFICATION OF CITY CODE ORDINANCE REGARDING DOG LICENSING AND OTHER PUBLIC SAFETY DEPARTMENT ORDINANCES

City Manager Dinan submitted a copy of proposed amendments to the City's present dog ordinance that were recommended by the Department of Public Safety. He stated that Dr. John Richardson, DVM was able to meet with the Director of Public Safety and modified and upgraded the present dog ordinance so that it conforms with State regulations. He stated the changes in the dog ordinance standardize the fees for male and female, and allows an additional month to process licenses, increases the fines and allows local veterinarians to establish the length of time of vaccine validity.

The City Manager stated that in addition to this, the School District Trespass ordinance has been scrapped upon the advice of the City Attorney and School Board officers. Also, minor amendments have been made to the Drug and Instrument ordinance and proposed Drive-in restaurant regulations.

Motion by Seibert supported by Richardson that the City Council approve these proposed ordinances, and that they be included in the new City Codification of the City Code.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

Motion carried, all ayes.

CM-5-164-70 CONFIRMATION OF APPOINTMENT DIRECTOR OF PUBLIC SERVICES.  
City Manager Dinan stated that in conformance with the City Charter, the City Manager appoints the Director of Public Services, but as a matter of personnel policy and practice these department head appointments are confirmed by the City Council. The appointment that has been made to fill the position of Director of Public Services is George H. Vondrak.

Mr. Dinan told the Council that Mr. Vondrak has received a Bachelor of Science degree at Wayne State University, is presently attending the University of Michigan and doing graduate work in Community College Administration, and has completed several courses towards a law degree at the Detroit College of Law. He was formerly a Detective-Lieutenant for the Dearborn Police Department for 20 years and the past four years as Director of Sanitation for the City of Dearborn. City Manager Dinan is of the opinion that Mr. Vondrak will be a great advantage to the City of Farmington.

Motion by Yoder supported by Allen that the Council confirm the appointment of Mr. George H. Vondrak as Director of Public Services, effective Monday May 4, 1970 at a starting salary of \$13,500 per year.  
Motion carried, all ayes.

PROGRESS REPORT TRAFFIC CONDITIONS FARMINGTON ROAD

City Manager Dinan reported on the results of a study conducted by Traffic Safety Division on Traffic Conditions on Farmington Road north of Shiawassee. Results of this study are as follows:

Total number of drivers interviewed 781. This was conducted in a 4½ hr. period Monday and Tuesday April 27th and 28th.

Residency of Driver:	City	21%		
	Farmington Twp.	43%		
	Other areas	36%		
Origin of Trip:			<u>City</u>	<u>Northbound</u> <u>Southbound</u>
	City		47%	5%
	Farmington Twp		8%	75%
	Other areas		45%	20%
Destination of Trip:				
	City		4%	66%
	Farmington Twp.		71%	5%
	Other areas		25%	29%

Average number of trips daily through survey area by each driver interviewed 2.8

City Manager Dinan stated that in analyzing the origin and destination survey, he found that the majority of residents driving in a south-bound manner were from Farmington Township, and their destination was

the City. Conversely, he found the majority of the northbound traffic is from the City, whose destination is Farmington Township, and he stated there is approximately twice as many Farmington Township drivers than City drivers utilizing this artery since this route is more designed for through traffic than immediate neighborhood. In connection with steps to be implemented to reduce speed on Farmington Road, to protect property owners in the Twin Valley Subdivision, the City has erected 200 ft. of guard rail at the lower portion of the hill and curve, which is designed to afford protection to the property on the south side of Farmington Road at the lower portion of this hill. The City Manager also stated he contemplates installing three rumble strips immediately south of Ten Mile Road approximately 18" wide and 1" in height made of asphalt, which will be located immediately south of Ten Mile Road. This should alert the motorist to the oncoming hill and reduce excessive speed through this zone.

Secondly, the Department of Public Safety has contacted the Oakland County Road Commission and requested a stop light at the intersection of Ten Mile and Farmington Road. The Department has also requested a gradual reduction in the posted speed limit prior to entering this hazardous area be reconsidered. The Traffic Safety Bureau also has prepared a study of accidents on Farmington Road north of Shiawassee to Ten Mile Road encompassing four years, from 1966 to February 1970. The accident data indicates there have been 20 accidents in the affected area in this four year period, 50% of these accidents list speed as the major cause and ten of the accidents were run-off roadway type. Also nine of the run-off roadway accidents were caused by speed.

City Manager Dinan has also forwarded a request to the Planning Section of Oakland County Road Commission asking that a feasibility study be made in the re-routing of Farmington Road north of Ten Mile Road, so it would connect directly into Farmington Road intersection at Shiawassee, adjacent to the Baptist Church, and he told the Council as soon as he hears from the Oakland County Road Commission as to their position in this matter he will advise the Council members.

CM-5-165-70     ESTABLISHMENT PUBLIC HEARING ADOPTION OF C2 COMMUNITY COMMERCIAL DISTRICT AND C3 GENERAL COMMERCIAL DISTRICT

City Manager Dinan stated the Farmington Planning Commission has had an opportunity to develop a new C2 Community Commercial District and C-3 General Commercial District in an effort to upgrade commercial districts in close proximity to residential districts. It has been quite evident that the former C-2 General Commercial District was too broad in scope and allowed commercial uses that were not compatible with adjacent residential properties. Therefore it was the intent of the Planners to establish two districts, the C-2 Community Commercial District which is somewhat restrictive to certain commercial uses; while the new C-3 General Commercial District is designed for the highly intensified commercial type use on large tracts.

The amended C-2 Community Commercial District allows similar uses to that of the CBD Ordinance with the exception it does allow funeral homes, bowling alleys, indoor commercial recreation, animal hospitals, indoor theater and bars and also allows automobile filling stations subject to Special Exception Permit.

City Manager Dinan said he thought this would be an excellent approach to upgrading commercial zoning and asked Council to establish a public hearing for adoption of these new ordinances.

Motion by Allen supported by Richardson to establish a Public Hearing for 8:00 p.m. Monday June 1, 1970 on the proposed new C-2 Community Commercial District and the new C-3 General Commercial District Zoning amendment. An ordinance to amend Article 7, Schedule of regulations, Schedule "A" Section 5.51 through 5.54, and Schedule B, Sections 5.55 through 5.63, Chapter 39, Title V, Zoning Ordinance, to be known as C-2 Community Commercial District and C-3 General Commercial District. Motion carried, all ayes.

MISCELLANEOUS

PLANTE AND MORAN MONTHLY AUDIT WATER AND SEWER MARCH 31, 1970

Receive and file

PLANTE AND MORAN AUDIT NINE MONTHS ENDED MARCH 31, 1970

Receive and file

ANNUAL MEETING MICHIGAN MUNICIPAL LEAGUE SEPTEMBER 9-11, 1970 AT SHERATON CADILLAC HOTEL, DETROIT, MICHIGAN.

City Manager Dinan told the Council that at the Annual Business Meeting held on Thursday afternoon September 10th, voting delegates will consider Policy Statements and Resolutions to be adopted by the membership, and they are requesting that any resolutions for consideration be received by Michigan Municipal League by June 1, 1970.

QUARTERLY REPORT DEPARTMENT OF PUBLIC SERVICES, JAN THROUGH MARCH 31, 1970

Receive and file.

CM-5-166-70 RECOMMENDATION MRS. ROBERT BRIGGS, MEMBER HISTORICAL PRESERVATION COMMITTEE

Motion by Richardson supported by Seibert to appoint Mrs. Robert Briggs as a member of the Historical Preservation Committee, term to expire on December 31, 1970. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

CM-5-167-70 RESOLUTION FOR FACSIMILE SIGNATURES NATIONAL BANK OF DETROIT, DETROIT BANK AND TRUST AND METROPOLITAN NATIONAL BANK OF FARMINGTON

Motion by Yoder supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the Detroit Bank and Trust Company, the National Bank of Detroit and the Metropolitan National Bank of Farmington as a designated depository of this corporation be and it is hereby requested, authorized and directed to honor checks, drafts or other orders for the payment of money drawn in this corporation's name on All Accounts of this corporation, including those payable to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signatures of any two of the following:

John D. Dinan, Winona Woods, Wilbur V. Brotherton and the National Bank of Detroit, the Detroit Bank and Trust Company and the Metropolitan National Bank of Farmington shall be entitled to honor and to charge this corporation for such checks, drafts or other orders, regardless of by whom or by what means the actual or purported facsimile signatures thereon may have been affixed thereto, if such a signature or signatures resemble the facsimile specimens duly certified to or filed with the Metropolitan National Bank of Farmington, the National Bank of Detroit and the Detroit Bank and Trust Company by the Secretary or other officers of this corporation.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen  
Nays: None  
Absent: None

Resolution declared adopted May 4, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-5-168-70 CLAIMS AND ACCOUNTS

Motion by Allen supported by Seibert to approve Claims and Accounts as submitted May 4, 1970. General Fund \$2539.02 and Water and Sewer \$868.73.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton  
Nays: None  
Absent: None  
Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 9.50 p.m. Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A special meeting of the Council of the City of Farmington was held on May 14, 1970.

Meeting called to order at 7.40 p.m. by Mayor Brotherton.

ROLL CALL: Brotherton, Richardson, Yoder present  
Allen arrived at 8:00 p.m. and Seibert arrived at 7.45 p.m.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines and Attorney Kelly.

CM-5-169-70

PUBLIC HEARING ON REZONING PROPERTIES TO CBD CENTRAL BUSINESS DISTRICT CLASSIFICATION

Mayor Brotherton opened the Public Hearing on the proposed rezoning and stated that Notice of Hearing had been printed in the local papers. He asked for comments from interested persons.

An outline of the Central Business District ordinance was given by the City Manager, and questions pertaining to this ordinance were asked by Mr. Kenn Loomis of Jamestown Court Apartments; Mr. V.O. Bates of Thomas Street, and Mr. Dick Kelly, of Cass Avenue. After discussion on the pros and cons of this ordinance, motion was made by Richardson supported by Allen to close the public hearing. Motion carried, all ayes.

CM-5-170-70 Motion by Allen supported by Richardson to rezone the following described property:

Assessor's Plat #2: Lots 1 thru 12, Lots 13A-B-C-E, Lots 14-16 and 17 thru 20, from C-2 General Business to CBD Central Business District.

Assessor's Plat #3: Lots 10 thru 13, 14A and 14B from C-2 General Business to CBD Central Business District.

Assessor's Plat #6: Lots 1 thru 5, 6A, 6B, 7 thru 10, 11A and 11B from Part C-2 General Business and Part R 1 P One Family Parking to CBD Central Business District.

Assessor's Plat #7: Lots 46 thru 50 from R 1 P One Family Parking to CBD Central Business District.

Gardurous Webster's Addition: Lots 1 thru 4 from R 1 P One Family Parking to CBD Central Business District.

Fred M. Warner's Grand River Avenue Subdivision: Lots 3 and 4 from C2 General Business to CBD Central Business District.



Fred M. Warner's Addition #2: Lots 1 and 2 from R 1 P One Family . . . Parking to CBD Central Business District; and Lots 3 thru 17 from C-2 General Business To CBD Central Business District.

Lapham's Addition: Lots 1 thru 5, 6A, 7 thru 29, 30A, 30B, 31, 30C, 33A, 33A-2, 33A-3, from C-2 General Business to CBD Central Business District.

Davis Addition: Part of Lot 37, Lots 38 thru 45, Lots 2 thru 10 from C-2 General Business to CBD Central Business District; and Lots 11 thru 20 from Part R 1 P One Family Parking and Part C 2 General Business to CBD Central Business District.

Acreage Tracts-Section 27: CD-6B, 6C, 6A-16C, 6A-16B, CD6A-12 and CD-6E from C 2 General Business to CBD Central Business District: and CD-6A-16A CD-6D from Part C-2 General Business and Part R 1 P One Family Parking to CBD Central Business District.

ROLL CALL:

AYES: Allen, Brotherton, Richardson, Seibert, Yoder  
NAYS: None  
ABSENT: None

Motion carried, all ayes.

CM-5-171-70 PUBLIC HEARING ON ADOPTION OF BUDGET, CITY OF FARMINGTON

a. Summary of the Proposed General Fund 1970-71 Revenues and Disbursements.

b. Summary of proposed budget Water and Sewer Fund Revenues and Disbursements.

Mayor Brotherton opened the Public Hearing on the proposed 1970-71 budget and stated that Notice of Hearing had been printed in the local papers, and he asked for comments.

City Manager Dinan read the proposed 1970-71 budget summary of revenue and disbursements for the General Fund and Water and Sewer Fund as printed in the Public Hearing Notice.

Mayor Brotherton commented that the budget reflected some sizeable increases in state revenues as a result of change in the population of Farmington which was expected with the new census.

City Manager Dinan said in his projections of the 1970-71 budget he not only utilized the low end of the spectrum but also utilized a population of 11,000 to give added assurance that these revenues would be realized. The per capita for sales tax should range from \$11.28 to \$11.41.

Intangible Tax \$1.07, State income tax \$3.50 to \$4.06 and Motor Vehicle

\$6.90 per capita.

It was also noted by the Council that once again the City Manager had been able to decrease the tax rate this year from \$9.00 to \$8.50 per thousand of assessed valuation, and they commended him for his fine work on this budget.

Motion by Allen supported by Yoder that the Public Hearing be closed. Motion carried, all ayes.

CM-5-172-70 Motion by Seibert supported by Yoder to adopt the following resolution:

RESOLUTION ADOPTING BUDGET GENERAL FUND  
AND WATER AND SEWER FUND, FISCAL YEAR  
1970 - 1971

BE IT RESOLVED, that the following sums be and they are hereby appropriated for operation of the City of Farmington, Michigan, for the fiscal year beginning July 1, 1970, and ending June 30, 1971.

GENERAL FUND

General Government	\$ 82,030.00
Staff Agencies	91,440.00
Public Safety	297,140.00
Public Works	224,955.00
Public Health & Welfare	3,650.00
Library	84,000.00
Miscellaneous	\$ 120,785.00
TOTAL GENERAL FUND	\$ 904,000.00

WATER AND SEWER FUND

Operation and Maintenance	\$ 279,000.00
Improvement	5,000.00
W. & S. General Obligation Bonds Retired	56,200.00
Operating Balance June 30th	11,382.00
TOTAL WATER AND SEWER	\$ 351,582.00
GRAND TOTAL	\$1,255,582.00

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.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

RESOLUTION DECLARED ADOPTED MAY 14, 1970.

Elizabeth Brines, City Clerk.

COUNCIL PROCEEDINGS - 4 -

CM-5-173-70 Motion by Yoder supported by Richardson to adopt the following resolution:

RESOLUTION FIXING TAX RATE FISCAL YEAR 1970-71

BE IT RESOLVED: That the budget for the fiscal year beginning July 1, 1970 in the amount of \$1,255,582.00 as prepared by the City Manager be and the same is hereby 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 \$8.50 per thousand of State equalized assessed valuation.

ROLL CALL:

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 14, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-5-174-70 Motion by Richardson supported by Allen to adopt the following resolution:

RESOLUTION PLACING QUESTION OF COUNCIL COMPENSATION ON THE AUGUST 4, 1970 BALLOT.

BE IT RESOLVED: by the City Council of the City of Farmington, Oakland County, Michigan as follows:

1: The said City Council by a 4 to 1 vote of its members elect, pursuant to the authority granted by Act No. 279 of Public Acts of 1909, as amended, proposes that Chapter 4, Section 4.3 of the Charter of the City of Farmington shall be amended as follows:

PROPOSAL TO AMEND CHAPTER 4, SECTION 4.3, OF THE CHARTER OF THE CITY OF FARMINGTON

Section 4.3 Each Councilman and the Mayor shall receive as compensation an annual salary of Nine Hundred (\$900.00) dollars.

Such salaries shall be paid monthly and except as otherwise provided in this Charter shall constitute the compensation which may be paid the Mayor and Councilmen for the discharge of any official duty for or on behalf of the City during their term of office. However, the Mayor and Councilmen may, upon order of the Council, be paid such necessary bona fide expenses as are incurred in service in behalf of the City as are authorized and itemized.

PROVISIONS OF EXISTING SECTION 4.3 OF THE CHARTER OF THE CITY OF FARMINGTON TO BE ALTERED OR ABROGATED BY SUCH PROPOSAL, IF ADOPTED, NOW READ AS FOLLOWS:

COMPENSATION FOR MAYOR AND COUNCILMEN

Section 4.3 Each Councilman and the Mayor shall receive as compensation an annual salary of Five Hundred (\$500.00) dollars.

Such salaries shall be paid monthly and except as otherwise provided in this Charter shall constitute the only compensation which may be paid the Mayor or Councilmen for the discharge of any official duty for or on behalf of the City during their term of office. However, the Mayor and Councilmen may, upon order of the Council, be paid such necessary bona fide expenses incurred in service in behalf of the City as are authorized and itemized.

2. The purpose of the proposed amendment shall be designated on the ballot as follows:

PROPOSAL TO AMEND CHAPTER 4, SECTION 4.3 OF THE CHARTER OF THE CITY OF FARMINGTON.

SHALL THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE FOR AN ANNUAL SALARY OF NINE HUNDRED (\$900.00) DOLLARS TO THE COUNCILMEN AND MAYOR AS COMPENSATION FOR THEIR DUTIES ON BEHALF OF THE CITY?

3. The City Clerk shall forthwith transmit a copy of the proposed amendment to the Governor of the State of Michigan for his approval, and transmit a copy of the foregoing statement of purpose of such a proposed amendment to the Attorney General of the State of Michigan for his approval, as required by law.

4. The proposed charter amendment shall be, and the same is hereby ordered to be, submitted to the qualified electors of the City at the Primary Election to be held in the city on Tuesday August 4, 1970, and the City Clerk is hereby directed to give notice of the election and notice of registration therefor in the manner prescribed by law and to do all the things and to provide all supplies necessary to submit such charter amendment to the vote of the electors as required by law.

5. The proposed amendment shall be submitted to the electors in the following form, to wit:

PROPOSAL TO AMEND CHAPTER 4, SECTION 4.3, OF THE  
CHARTER OF THE CITY OF FARMINGTON

SHALL THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE AN ANNUAL SALARY OF NINE HUNDRED (\$900.00) DOLLARS TO THE COUNCILMEN AND MAYOR AS COMPENSATION FOR THEIR DUTIES ON BEHALF OF THE CITY?

YES

NO

6. The canvass and determination of the votes on said question shall be made in accordance with the laws of the State of Michigan and the Charter of the City of Farmington.

ROLL CALL:

AYES: Seibert, Yoder, Allen, Richardson

NAYS: Brotherton

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 14, 1970.

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK

Meeting adjourned until regular meeting of May 18, 1970.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on May 18, 1970. Meeting called to order at 8.35 p.m. by Mayor Pro-Tem Allen.

ROLL CALL: Allen, Richardson, Yoder present  
Absent: Brotherton, Seibert.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman  
Attorney Kelly and Director Vondrak.

### INTRODUCTION OF VISITING MAYOR WILLIAM R. ANDREE, NORTH MUSKEGON

Mayor Pro-Tem Allen apologized for starting the Council Meeting late, and stated he was unable to introduce Mayor and Mrs. William R. Andree of North Muskegon as they had to return home due to the sudden death of Mrs. Andree's father. He stated however, that up until the time of the sad news, they all had enjoyed a very pleasant and informative Mayor's Exchange Day in the City of Farmington.

### MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Yoder to approve minutes of previous meeting of May 4, 1970 as published. Motion carried, all ayes.

### MINUTES OF OTHER BOARDS

#### PLANNING COMMISSION PROCEEDINGS, MAY 11, 1970

Motion by Yoder supported by Richardson to receive and file Planning Commission proceedings of May 11, 1970. Motion carried, all ayes.

#### BOARD OF ZONING APPEALS MAY 6, 1970

Motion by Richardson supported by Yoder to receive and file Board of Zoning Appeals minutes of May 6, 1970. Motion carried, all ayes.

#### FARMINGTON DISTRICT LIBRARY APRIL 8, 1970

Receive and file.

### PETITIONS AND COMMUNICATIONS

#### CM-5-175-70 REQUEST FOR PROCLAMATION, WELCOME WAGON WEEK, MAY 25-31, 1970

Motion by Yoder supported by Richardson to proclaim Welcome Wagon Week in the City of Farmington May 25 - 31, 1970. Motion carried, all ayes.

#### LETTER FROM MICHIGAN MUNICIPAL LEAGUE RE MEMBERSHIP DUES BASED ON RECENT CENSUS.

Letter read from Michigan Municipal League stating that new population figures resulting from the decennial census will affect the amount of membership dues payable by individual cities and villages. According to the League

Bylaws, membership dues must be based on the most recent Federal or State census. City Manager Dinan stated that the Board of Trustees at its recent meeting, established December 1, 1970 as the date to change population figures for dues purposes. Final census figures should be available by December 1, 1970 as the date to change population figures for dues purposes. Final census figures should be available by December 1st and this date is consistent with the policy established following the 1960 census.

Mr. Dinan told the Council that if the City reaches 12,000 or less population, the dues will be increased to \$850.00 per year from \$618.00 previously paid, based on the 1960 census. He stated our dues are payable February 1st, and therefore this increase will go into effect this fiscal year.

Motion by Richardson supported by Yoder to receive and file. Motion carried, all ayes.

PUBLIC HEARING, MICHIGAN BELL TELEPHONE COMPANY RE: MICHIGAN RADIO TELEPHONE COMPANY REGULATIONS

Notice from Michigan Public Service Commission stating the Michigan Radio Telephone Company has filed for a certificate of public convenience and necessity to establish through mobile radio telephone service between Applicants radio telephone facilities and the Michigan Bell Telephone Company's exchange and toll message network; and for approval of rules, regulations and rates. They state there will be a public hearing on this matter June 16, 1970 at 9.30 a.m. at the office of the Commission, Lansing, Michigan.

Letter received and filed.

CM-5-176-70 LETTER FROM VIRGIL CORNWELL AMENDING LOT SIZES FOR DIVISION OF LOT 50 FRED M. WARNER'S SUBDIVISION

Letter from Virgil Cornwell stating he appeared before the City Council on April 6, 1970 for approval of the division of Lot 50, Fred M. Warner's Grand River Avenue subdivision, to comply with the State Plat Act. At that time, the Council approved the division by resolution, but after applying for a building permit, he found it necessary to change the side yards slightly so a more practical home could be built, and inasmuch as the resolution states the exact lot sizes, and it is necessary that this instrument be recorded, he finds it necessary to change the resolution so that the recorded instrument coincides with our records.

Motion by Richardson supported by Yoder to rescind resolution of April 6, 1970 approving division of Lot 50, Fred M. Warner's Subdivision, and to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council approve the division of the following

described property:

West 78.0 ft., of Lot 50; East 78 ft., of the Westerly 156.0 ft., of Lot 50, South 66 ft., of the Easterly 121.6 ft., of Lot 50; Northerly 84.5 ft., of the Easterly 121.6 ft., of Lot 50; all of Fred M. Warner's Grand River Avenue Subdivision.

ROLL CALL

AYES: Allen, Richardson, Yoder  
NAYS: None  
ABSENT: Brotherton, Seibert  
RESOLUTION DECLARED ADOPTED MAY 18, 1970.

Elizabeth Brines, City Clerk

CM-5-177-70 REQUEST FROM CARL PURSELL TO USE NATIONAL BANK OF DETROIT BUILDING FOR CAMPAIGN HEADQUARTERS

Letter from Carl Pursell requesting permission to use the former National Bank of Detroit building for an office headquarters on behalf of the PURSELL FOR SENATE COMMITTEE. He states they have signed a lease and would first clean, polish and dress up the interior as this would be a reception area. He states the meetings that would be held there would be 90% in the evenings through the course of the campaign. A few workers, mostly women volunteers from the Farmington area would serve during the day.

Mr. Pursell stated he would adhere to all city regulations applying to the Downtown Central Business District area, and would also assume the responsibility of leaving the building in good condition.

The Council determined there was no lighting facilities or heating facilities in this building and the City Manager told them that whether they approved this request or not, the Building Department Inspector would not issue a certificate to occupy until adequate lighting and sanitary facilities were installed.

Motion by Yoder supported by Richardson to grant permission to PURSELL FOR SENATE COMMITTEE to use the National Bank of Detroit building on Grand River and Farmington Road for their campaign headquarters, contingent upon their securing the necessary services of electrical and sanitary facilities, and also contingent on their bringing the building up to par, by repairing the broken windows in the building.

Motion carried, all ayes.

CM-5-178-70 REQUEST FOR PLEDGE TO FARMINGTON COMMUNITY CENTER

Letter from William H. Smith, President Board of Directors, Farmington Community Center, stating one of 1969's happy headlines was "WE DID IT"



and referred to the successfully concluded drive for \$50,000 to launch the Farmington Community Center. To this end, they are again requesting a contribution from the City of Farmington to help them continue the various activities at the Community Center.

Motion by Richardson supported by Yoder that the City of Farmington contribute \$100.00 towards the activities of the Farmington Community Center.

ROLL CALL

AYES: Allen, Richardson, Yoder

NAYS: None

ABSENT: Brotherton, Seibert

Motion carried.

LETTER FROM GERALD J. FARRELL RE: MEMORIAL DAY PARADE AND CEREMONIES

Letter read from Gerald J. Farrell, Parade Chairman, extending an invitation to the Council members to participate in the joint American Legion - Veterans of Foreign Wars Memorial Day Parade and Ceremonies, to be held in the City of Farmington on Saturday May 30, 1970 at 10 a.m.

Motion by Yoder supported by Richardson to receive and file.

Motion carried, all ayes.

CM-5-179-70 PUBLIC HEARING, DETROIT EDISON COMPANY RE: RATE CHANGES

Notice was received from Michigan Public Service Commission regarding application of the Detroit Edison Company for authority to amend its rate schedules governing the supply of electric energy. They state there will be a public hearing at 9.30 a.m. on May 25th which will be continued May 28th if necessary in the office of the Commission.

City Manager Dinan summarized the proposed rate changes as follows:

1: Eliminate all frozen rate customers:

Domestic: Increase last step (over 550 kwh per mo) from 1.5¢ to 1.6¢ per kwh.

All Electric: Increase next to last step (500 kwh to 800 kwh) from 1.5¢ to 1.6¢ per kwh and last step (over 800 kwh per mo) from 1.35¢ to 1.40¢ per kwh.

Primary: Replace the present standard primary rate and alternative primary rate with one primary rate applicable to all primary customers as follows per month: \$4.20 per kw demand for first 200 kw; \$3.65 next 800 kw; \$2.50 next 9,000 kw; \$2.00 excess, plus.

Street Lighting; Increase overhead incandescent installation by \$2.00 to \$4.00 per light per year.

City Manager Dinan stated that Detroit Edison Company was requesting an 18% increase for street lighting above their present rates, and this would cost the City of Farmington \$360 per month or \$4200 per year. The City Manager was of the opinion that this was an excessive increase in the street lighting rate and that the Public Service Commission should be notified of our objections.

Motion by Yoder supported by Richardson to direct the City Manager to send a letter to the Public Service Commission voicing the City Council's displeasure at the amount of this increase.

Motion carried, all ayes.

CM-5-180-70 LETTER FROM ARTHUR A. HAGMAN, EDITOR, OAKLAND COUNTY BOOK OF HISTORY REQUESTING CONTRIBUTION FOR ADVERTISING.

Letter read from Arthur A. Hagman, Editor, Oakland County "Book of History" stating that the majority of communities have taken advertising space as a means of directing economic development inquiries to their respective city offices. Those near the City of Farmington, are Waterford, 1 page; Farmington Township 1/3 page, Bloomfield Township 1/3 page etc. Since this book will become a collector's item and widely read by students and the general public, they think the City will find it worthy of their advertising support.

Motion by Yoder supported by Richardson that the City Council appropriate \$75.00 towards a 1/2 page ad in the Book of History on behalf of the City of Farmington.

Motion by Richardson supported by Yoder to amend the foregoing motion to the effect that if time allows, the City should attempt to work out an equitable solution whereby the whole Farmington Community (City and Township) could take a full page ad. That City Council appropriate \$75.00 towards this ad in Book of History.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-5-181-70 REPORT ON AUTHORIZATION TO RECEIVE BIDS ON YEARLY SUPPLY OF GASOLINE FOR CITY REQUIREMENTS.

City Manager Dinan reported the City's contract for a year's supply of gasoline for fleet vehicles expires July 1, 1970. Therefore, it is necessary for the Council to grant authorization to receive bids for the new fiscal year's supply of gasoline.

The City Manager stated that, in an effort to receive more competitive

bids, he has looked into the possibility of combining the City's requirements with the Farmington School District, which would increase the City's volume and may possibly warrant a more competitive price. He stated that presently the School District does not have a formal sealed bid process, but relies on negotiated pricing for their supply. They may still want to utilize this method of purchasing their gasoline requirements, therefore, the City would probably have to set up this combined bid on an optional basis, subject to the School District approval.

Motion by Richardson supported by Yoder to authorize the City Manager to work with the Farmington Public Schools to negotiate a bid for gasoline requirements for fiscal year 1970-71.

Motion carried, all ayes.

CM-5-182-70 REPORT ON AUTHORIZATION TO TAKE BIDS ON WATER DEPARTMENT TRACTOR, BACKHOE, DPW DUMP TRUCK AND PICKUP TRUCK.

City Manager Dinan stated the Water Department is in need of a new tractor and backhoe equipment which would replace an existing unit that is five years old. He stated the Department is anxious to receive bids for this replacement as soon as possible in order to improve their efficiency and general maintenance of the Water System, and also afford an existing piece of equipment for use by the Department of Public Works.

Secondly, the Department of Public Works is very anxious to order a new Dump Truck and Pickup Truck to be used as additional vehicles in the general operation of the Public Works Department.

Thirdly, the additional pickup truck will facilitate transportation of additional manpower during the summer months, when the City hire's eight college students to work as additional help in the Department of Public Works.

Motion by Yoder supported by Richardson to authorize the City Manager to receive bids for a Water Department Tractor and Backhoe, and a DPW Dump Truck and Pickup Truck.

Motion carried, all ayes.

CM-5-183-70 ORDINANCE GENERAL PROHIBITIONS FOR FIRE BURNING

City Manager Dinan submitted a copy of an ordinance that had been prepared by the Beautification Committee in an effort to strengthen the City's ordinances and regulations pertaining to prohibition of fire burning and open fires.

Mr. Dinan stated that presently the City is operating under a General Nuisance Ordinance in prohibiting fires, which makes it difficult to enforce and prosecute under such a general term. He stated this ordinance encompasses all open burning of leaves, rubbish, trash, wood, or other combustible materials, and would apply to all open burning throughout the City, unless a permit is issued by the Department of Public Safety, and only then, if certain conditions are met.

Motion by Richardson supported by Yoder to refer the matter of the Fire Burning Ordinance to the City Manager, to work in conjunction with the City Attorney and Director of Public Safety, to ascertain if a suitable ordinance that would be fair to all could be drafted and presented at the next Council meeting.

Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

RESOLUTION REGARDING PRISONERS-OF-WAR

City Manager Dinan submitted a resolution in letter form which was requested by the Council at the last meeting, addressed to "Dear Hanoi" and expressing the City Council's concern over United States Prisoners of War and their ultimate freedom.

Motion by Yoder supported by Richardson to receive and approve this letter, and that it now be forwarded to the proper authorities.

Motion carried, all ayes.

CM-5-184-70 RESOLUTION PLACING UNPAID SPECIAL ASSESSMENTS ON TAX ROLL

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That unpaid Special Assessments as certified by the City Treasurer in the amount of \$4,998.58 be placed on the 1970 City Tax Roll.

ROLL CALL

AYES: Richardson, Yoder, Allen  
NAYS: None  
ABSENT: Brotherton, Seibert.

RESOLUTION DECLARED ADOPTED MAY 18, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-5-184-70 RESOLUTION PLACING UNPAID SPECIAL ASSESSMENTS ON TAX ROLL

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That unpaid Special Assessments as certified by the City Treasurer in the amount of \$4,998.58 be placed on the 1970 City Tax Roll.


Roll Call

Ayes: Allen, Richardson, Yoder

Nays: None

Absent: Brotherton, Seibert

RESOLUTION DECLARED ADOPTED MAY 18, 1970.

  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

CM-5-185-70 INTRODUCE AMENDMENT #23 TO THE ZONING MAP, CBD ZONING ORDINANCE NO.C-279-70

Motion by Richardson supported by Yoder to introduce Ordinance No. C-279-70 Amendment #23 to the Zoning Map CBD Zoning Ordinance.  
Motion carried, all ayes.

MISCELLANEOUS

PUBLIC SAFETY DEPARTMENT MONTHLY OPERATIONS REPORT  
Receive and file.

COMMENTS

Councilman Richardson asked the City Manager if Petitions and Communications normally covered individually on the Council Agenda could not be covered under one blanket item in order to save time. City Manager Dinan told him it was entirely possible and he would make an effort to streamline the procedure at the next meeting.

Councilman Richardson mentioned an article he had read in a newspaper recently that said United Northwestern Realty Association, Western Wayne County Board of Realtors has reflected price increases along the line, and average prices on sales of homes in Farmington and Farmington Township in 1968 was \$29,816.00 and in 1969 \$32,742.00 which represents a 9.8% increase. He then wondered how the City was increased from 1.15% to 1.28% representing a 13% increase.

City Manager Dinan told him he was probably talking about 1968/1969. Actually the Oakland County Equalization Board takes a three year period. In this particular three years it would include 1967, 1968 and 1969 of which they take an average, so he thought perhaps the years 1967 and 1968 were higher than in the years 1968 and 1969.

Councilman Allen asked the City Manager to look at the street lighting

on Shiawassee. He said one of his neighbors complained that Detroit Edison had cut down the number of poles, the number of lights and the wattage of the lights. He asked the City Manager to report at the next meeting as to what could be done about this.

CLAIMS AND ACCOUNTS

CM-5-186-70 MONTHLY BILLS

Motion by Yoder supported by Richardson that Claims and Accounts for May 18, 1970 be approved as submitted, General Fund \$5,992.19 and Water and Sewer \$494.63.

ROLL CALL:

AYES: Richardson, Yoder, Allen  
NAYSE: None  
ABSENT: Brotherton, Seibert.

ADJOURNMENT

Motion by Yoder supported by Richardson to adjourn at 10.30 p.m.  
Motion carried, all ayes.

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JOHN A. ALLEN      MAYOR PRO-Tem

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on June 1, 1970. Meeting called to order at 8 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman, Attorney Kelly and Director Vondrak.

MINUTES OF PREVIOUS MEETING AND SPECIAL MEETING

Motion by Richardson supported by Yoder to approve minutes of regular meeting of May 18th 1970 and special meeting of May 14, 1970 as published. Motion carried, all ayes.

PUBLIC HEARING

CM-6-187-70 AMENDMENT TO ORDINANCE C-278-70 NEW C2 COMMUNITY COMMERCIAL DISTRICT AND C-3 GENERAL COMMERCIAL DISTRICT

Mayor Brotherton opened the public hearing and stated that notice of such hearing had been published in the local newspapers. He asked for comments from interested persons.

Hearing no comments, motion by Seibert supported by Richardson to close Public Hearing. Motion carried, all ayes.

CM-6-188-70 Motion by Yoder supported by Richardson to introduce Ordinance No. C-278-70 An Ordinance to Amend Article 7, Schedule of Regulations, Schedule A, Section 5.51 through 5.54, and Schedule B, Sections 5.55 through 5.63, Chapter 39, Title V, Zoning Ordinance, to be known as C2 Community Commercial District and C3 General Commercial District.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-6-189-70 PLANNING COMMISSION PROCEEDINGS, MAY 25, 1970

Motion by Allen supported by Richardson to establish a Public Hearing for 8 p.m. on July 6, 1970 to hear all interested persons on the request to rezone the following properties:

Acreege Tracts - Section 26

CDO-5 from M-1 Industrial to C-2 Community Commercial.

Acreege Tracts - Section 27

CD 6A-2 (N 100 ft. along Grand River) CD16A-1B CD8J, CD8F from C2 General Business to C2 Community Commercial. CD21B from M1 Industrial to C2 Community Commercial.

Acreage Tracts - Section 27  
(continued)

CD10A, CD10B, and CD10C from C2 General Business to C3 General Commercial.  
also  
CD8A from C2 General Business and M 1 I Industrial to C3 General Commercial.  
CD8B, CD8C, CD8E, CD8G, CD8K-L, CD8M, CD8N-1, CD8N-2, and CD8-0 from C2 General Business to C3 General Commercial.  
also  
CD13-4 from M2 Industrial to C3 General Commercial.  
also  
CD12A-B from M1 Industrial to C3 General Commercial.

Acreage Tracts - Section 28

CD30D-1 625 ft x 300 ft. from C2 General Business to C2 Community Commercial.  
also  
CD30A, CD30B, CD30C (north 240 ft. of each) from C2 General Business to Community Commercial C-2.

Acreage Tracts - Section 29

CD48A and CD48B from C2 General Business to C3 General Commercial.

Assessor's Plat #3

All of lot 28, parts of lot 29 which include all of CD29B, N 140 ft. of CD29A and N140 ft. of CD29C from C2 General Business to C2 Community Commercial.  
All of lots 16, 17, and 18, also S 160 ft. of lots 20 and 21, from C2 General Business to C2 Community Commercial.

Assessor's Plat #9

Part of lot 9 known as CD9A from C2 General Business to C2 Community Commercial.  
also  
Lots 1 & 2, 5, 6, 7 and 8 from C2 General Business, Lot 4 except the east 18 ft (CD4) from C2 General Business, - all to C2 Community Commercial District.

Bel-Aire Hills Subdivision

Outlot A, from C2 General Business to C2 Community Commercial.

Bel-Aire Hills Subdivision  
#2

Lots 368 through 375 inclusive from C1 Local Business to C2 Community Commercial.

Brookdale Subdivision

Lots 1 through 16 inclusive, lots 75 through 91 inclusive, also Outlot A from C2 General Business to C2 Community Commercial.



Dix Subdivision Lots 1, 2, & 3 (south 160 ft of each) from C2 General Business to C2 Community Commercial.

Floral Park Subdivision Lots 60 through 112 inclusive. Lots 225 through 239 inclusive. Lots 362 through 377 inclusive. Lots 510 through 525 inclusive, all from M 1 Industrial to C2 Community Commercial.  
also  
Lots 57, 58 and 59 from R 1 One family residential to C2 Community Commercial.

Goerse Subdivision CD11, Lot 11 from C2 General Business to C3 General Commercial. Balance of CD11, from M 1 Industrial to C3 General Commercial.

Valleyhill Subdivision Lot 1 and Lot 8 from C2 General Business to C2 Community Commercial.

Fred M. Warners Grand River Avenue Subdivision. Lots 11 through 15 inclusive from C2 General Business to C2 Community Commercial.

Woodcroft Subdivision Lots 1 through 16 inclusive from C2 General Business to C2 Community Commercial.

Motion by Yoder supported by Seibert to receive and file Planning Commission Proceedings of May 25, 1970.  
Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-6-190-70 LETTER FROM TOWNSEND NEON INC., REQUESTING VARIANCE TO SIGN ORDINANCE TO ERECT SIGN AT EIGHT MILE AND FARMINGTON ROAD

Letter from Townsend Neon Inc., requesting the City Council's approval for variance in Sign Ordinance to allow them to erect a standard Little Caesar Sign on the roof of their building at Farmington Road near Eight Mile Road. They state that according to the Building Inspector the sign from ground to top is 2" over allowed height, and from roof to top of sign is 7'6" over allowed height, but only 2'6" over height from top of parapet.

Townsend Neon Inc., are requesting this variance to allow the extra height since these signs are standard Little Caesar Restaurant signs throughout the area. They state the sign will be non-moving and non-flashing and will be anchored to structural members of the building.

Motion by Yoder supported by Richardson to grant a variance to the Sign Ordinance to Townsend Neon Inc., to erect a standard Little Caesar Sign on the roof of their building at Farmington Road near Eight Mile Road.  
Motion carried, all ayes.

LETTER FROM FARMINGTON PARISH CREDIT UNION EXPRESSING THANKS TO PUBLIC SAFETY DEPARTMENT

Letter read from Farmington Parish Credit Union stating on Wednesday May 13th their Credit Union was robbed. Within minutes of their call, the City Department of Public Safety arrived at the scene. This prompt response led to the quick apprehension of the alleged robber. The letter states that on behalf of the Board of Directors, the employees and members of the Farmington Parish Credit Union, they wish to express their sincere thanks and gratitude to the Farmington Police Department for their prompt help and follow-through in response to their call.

Letter received and filed.

MICHIGAN MUNICIPAL LEAGUE ANNUAL CONVENTION SEPTEMBER 9-11 1970 SHERATON CADILLAC HOTEL, DETROIT, MICHIGAN.

Letter from Michigan Municipal League stating the 72nd Annual Convention to be held in Detroit September 9-11, 1970 will have headquarters at the Sheraton Cadillac Hotel. They suggest room accommodations be planned early for this convention. The theme for this year's convention is "Man and His Environment - Municipal Action Now."

The letter states the general sessions for all delegates on Wednesday will feature nationally recognized speakers discussing areas of immediate concern to all municipal officials, and special workshops on Thursday morning will offer an opportunity for smaller groups to participate in more intensive discussions of key problems.

Motion by Allen supported by Yoder to receive and file. Motion carried, all ayes.

CM-6-191-70 LETTER FROM BRUCE HABERMEHL RE: COMMERCIAL VEHICLE ORDINANCE

Letter read from Mr. Habermehl stating he is quite concerned as a resident and businessman in Farmington with an unfortunate situation that has occurred to him personally as a result of recent strict enforcement of one of the City ordinances. He states he does not think it was the intention of the Council at the time the ordinance was passed, and he specifically refers to Section 9.92 of the Farmington City Ordinance entitled "Commercial Vehicle Storage" and the definition of a commercial vehicle. Mr. Habermehl states he owns a 1970 El-Camino Chevrolet Pick-Up truck, which is small and designed much like a passenger car. The vehicle has no lettering or signs of any kind on it, and Mr. Habermehl complained that he has been given a ticket for "improperly parked commercial vehicle" because the El-Camino vehicle was parked in his own driveway.

Mr. Habermehl states his interpretation of this ordinance is that because his vehicle is of less than a one ton classification it could legitimately be parked in the street in front of his house. However, the ordinance says it cannot be parked in the driveway. He states it seems incongruous to him that the El Camino which he operates was ticketed in his own

driveway, and yet he could legally park a much bigger and more obtrusive vehicle such as a Volkswagon stationwagon, a Chevrolet van equipped with seats, or a Dodge van equipped with seats, or even a Motor Home or Camper in the driveway and this apparently would be deemed inoffensive.

City Manager Dinan stated that according to Chief Deadman, the criteria used in determining a commercial vehicle is the most logical one, that which the State of Michigan licenses as such a vehicle, and secondly, the Chief is of the opinion that the assumption of Mr. Habermehl that he could park a commercial vehicle in the public right-of-way should be analyzed and interpreted by the City Attorney.

Motion by Allen supported by Richardson to refer this ordinance to the City Attorney for review, and possibly to develop an ordinance that would allow smaller type vehicles to be exempt.

Motion carried, all ayes.

PUBLIC HEARING MICHIGAN PUBLIC SERVICES COMMISSION RE: APPLICATION OF RAM BROADCASTING OF MICHIGAN TO PURCHASE DISPATCH SERVICE.

Notice read from Public Service Commission regarding the application of Ram Broadcasting of Michigan Inc., to purchase Michigan Radio Dispatch Service. Applicants represent that no increase in any current rate of Dispatch is in any way involved in the applicant's proposal.

Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes.

CM-6-192-70 LETTER FROM JOHN HARRAND, 22814 LAKEWAY RE: EMERGENCY USE MOBILE HOME WHILE REPAIRING FIRE DAMAGE TO HIS HOUSE.

Letter read from Mr. John Harrand, 22814 Lakeway Drive stating that on May 25th he and his family went through the tragic experience of having lightning strike their home, causing extensive damage to the degree that they have been forced to vacate same until such time as the insurance company can arrange the necessary repairs. He states that contractors have already been contacted for these repairs.

Mr. Harrand has four children, two of them school age, and he would like to have them finish school this year in their customary surroundings. He therefore is requesting the Mayor and Council to grant permission for the Harrand family to occupy a mobile home temporarily positioned at the rear of their property, which is 253 ft. deep and borders on the Farmington Plaza Shopping Center Parking lot. Detroit Edison will provide temporary power in the mobile home, and sanitary facilities are available in the residence.

Mr. Harrand presented a petition signed by a number of his neighbors which stated they had no objection to this temporary arrangement. He

He also told the Council that he estimated repairs would be made within 90 days.

Motion by Yoder supported by Allen that permission be granted to the Ha Harrant family to use the mobile home at the back of 22814 Lakeway, until such time as he and his family can move back into the house, and that the mobile home be removed from the property after this transfer is made. Motion carried, all ayes.

CM-6-193-70 At this point in the meeting, Mr. Ivan Clark of 22800 Lakeway interjected and asked that the City make a survey of fire hydrants from Grand River to Shiawassee. He stated he had never seen them opened or flushed out.

City Manager Dinan told him as soon as the City gets additional summer help, the Water Department will proceed with a program to flush all the fire hydrants in the City. He stated he will be prepared to report his findings to the Council after this flushing has been completed, and estimated it would take approximately two months to complete the entire job.

CM-6-194-70 LETTER FROM JOHN HUSSEY REQUESTING VARIANCE TO SIGN ORDINANCE PROHIBITING TWO FREE STANDING SIGNS AT ONE LOCATION.

Letter received from John Hussey, Real Estate, requesting variance to the Sign Ordinance prohibiting two free standing signs at one location. Mr. Hussey is leasing space from Kenn Loomis at 23268 Farmington Road, and presently Mr. Loomis has an existing free standing sign at this location. He proposes to erect a pole mounted sign 48" x 98" which will be located on the north side of the property and which will project out over public property.

The City of Farmington Sign Ordinance prohibits two ground signs at one building location, and it was felt by the Council that perhaps Mr. Hussey and Mr. Loomis along with the other tenants in the building, could enter into a joint venture for one free standing sign which would provide enough identification for all the tenants at this location. However, neither Mr. Hussey nor Mr. Loomis seemed to like this idea.

Councilman Richardson told Mr. Hussey the signs he originally took down from the building, were within the City Ordinance, and he would certainly be conforming to this ordinance if he were to put them up again and repaint them, providing he first took out a permit from the Building Department.

Councilman Seibert was of the opinion that it is desirable to restrict some of the signs in the City, but it was unfortunate that City restrictions would start here, as the property is on the fringe of the Business District, and he stated he thought the addition of one more free standing sign would not be derogatory to the City.

COUNCIL PROCEEDINGS-7-

Motion by Seibert supported by Yoder to approve Mr. Hussey's request for variance allowing him to erect a free standing sign, and that the existence of this sign be contingent on the occupancy of the building by Mr. Hussey.

Ayes: Seibert, Yoder  
Nays: Allen, Brotherton, Richardson  
Motion lost for lack of majority vote.

CM-6-195-70 REQUEST FROM OUR LADY OF SORROWS SENIOR CLASS TO OPERATE CONCESSION STAND IN CITY PARK

Letter read from Janice Maximiuk, Secretary of the Senior Class stating that the Senior Class of Our Lady of Sorrows is planning a group of projects to raise money this summer. As one of their projects, they would like to operate a concession stand in the City Park during League baseball games. They state they would be selling food and beverages, and their profits would go towards the planning of school activities next year.

Motion by Richardson supported by Seibert to grant permission to Our Lady of Sorrows Senior Class, to operate a concession stand in the City Park during League baseball games this summer, providing this is not in conflict with any plans of the Little League.  
Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-6-196-70 TRANSFER OF \$11,000 FROM AGENCY ACCOUNT TO GENERAL FUND, AND TRANSFER OF CITY SHARE OF RECREATION BOND PROGRAM \$5,648.00 TO THE AGENCY FUND.

City Manager Dinan reported that in the 1968-69 budget the City transferred \$11,000 to the Agency Fund to be applied towards their share of the \$125,000 State Recreation Bond Program. The State made drastic cutbacks to this program because the formula was based on the 1960 population, and the City's program was reduced from \$125,000 to \$32,000. The City's new share for this \$32,000 program is \$5,648.00 which should be transferred to the Agency Fund and which will cover the City's share of these costs from the 1969-70 budget, as the actual construction cost will be made after July 1, 1970 in a new fiscal year.

The City Manager stated the original \$11,000 should be transferred from the Agency Account to the General Fund, as it was allocated for a specific purpose that has since been changed through the reduction in size of the program allocated for the City of Farmington. He said these two transfers will clear the books on these two issues.

Motion by Allen supported by Richardson that \$11,000 be transferred from the Agency Account to the General Fund, and \$5,648.00 which is the City's share of the Recreation Bond Program be transferred to the Agency Fund.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen  
Nays: None  
Motion carried, all ayes.

CM-6-197-70 MICHIGAN STATE HIGHWAY MAINTENANCE CONTRACT 1970-71

City Manager Dinan stated it is necessary to renew our Municipal Maintenance Contract with the State Highway Department for the maintenance of Grand River from .440 miles east of the City Limits to Gill Road, comprising 2.397 miles. The State Highway Department has budgeted \$10,035 for this maintenance program for reimbursing the City of Farmington for this highway maintenance.

Therefore, it was the recommendation of the City Manager that the City Council adopt the Municipal Resolution approving the City of Farmington entering into a contract with the Michigan State Highway Department for the period July 1, 1970 to June 30, 1971, and that John D. Dinan, City Manager be designated as Maintenance Superintendent and Mayor Wilbur V. Brotherton be authorized to sign five copies of such maintenance agreement on behalf of the City of Farmington.

Motion by Yoder supported by Seibert to adopt the following resolution:

BE IT RESOLVED:

That the Municipal Maintenance Contract between the Michigan State Highway Commission and the City of Farmington for the period July 1, 1970 to June 30, 1971 is hereby accepted, and John D. Dinan designated as Maintenance Superintendent on sections of State Trunk Line Highways as shown on the Municipal Maintenance Map and Budget Sheets.

The following City Official, Mayor Wilbur V. Brotherton, is authorized to sign the said maintenance contract.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Resolution declared adopted June 1, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-6-198-70 REPORT TRANSFER CLASS "C" LIQUOR LICENSE CHATAWAY BAR  
31030 GRAND RIVER

Motion by Seibert supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the request from Rosalie Aiuto and Carl Nemeth for transfer of ownership of 1969 Class C & SDM licensed business located at 31030 Grand River Ave., Farmington Michigan 48024 from Michael S. and

Lillian M. Bush be considered for approval.

Roll Call:

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder  
Nays: None  
Absent: None

It is the consensus of this legislative body that the application be recommended for issuance.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-6-199-70 REPORT ON PURCHASE OF BRUSH CHIPPER IN LIEU OF STAKE TRUCK  
City Manager Dinan told the Council that when he prepared the 1970-71 fiscal year budget he had contemplated the purchase of a stake truck with hydraulic lift to improve the efficiency of brush pickup by having a greater capacity to house this brush on the truck. At the time, it had been the policy of the Department to burn this brush in the DPW yard to reduce the cost of disposing this material at an open land fill.

With the advent of stronger controls on air pollution, the City of Farmington has established a policy of no open burning; thus, have had to resort to some other method of disposal of this brush than through open burning. Therefore, it is the recommendation of the Director of Public Services that the City go to a much larger and more powerful piece of equipment, a 16" Brush Chipper V-8 Motor and with a 330 cu.in. displacement and a maximum of 187 h.p.

The City Manager estimated the cost of this equipment would be \$4,300 and he stated the City had already allocated \$5,000 for the purchase of a stake truck for this brush pickup operation.

The Department of Public Services would also like to purchase a 6-8 ft., sickle bar to improve on efficiency in cutting weeds in certain portions of the park area and public right-of-way, in an attempt to improve the general aesthetics of the community. The Department estimates the cost of this would be \$600.00 and the City Manager said it could be paid from the surplus, if the stake truck were not purchased.

Motion by Richardson supported by Yoder to approve this change, and that the City Manager be authorized to receive bids on a 16" Brush Chipper V-8 Trailer Model, and a 6-8 ft., sickle bar.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson  
Nays: None  
Absent: None

Motion carried, all ayes.

CM-6-200-70 APPOINTMENT ADVISORY COMMITTEE DRUG ABUSE PROGRAM.

City Manager Dinan reported that in order for the Farmington Area Drug Abuse Program to qualify under the Oakland County Program and receive financial aid from the County Board of Supervisors, it would be necessary to form an Advisory Committee to establish a policy for the Drug Abuse program. In discussing this with members of the City, Township and School Agencies, it was decided the following organizations should be represented as part of this general assembly for an Advisory Committee for the Drug Abuse program.

City of Farmington	Council member Ralph Yoder
Twp., of Farmington	Board of Trustee
Farmington Public School District	School Board member
Schl. Bd. Admin. staff	Member of Education
City Police	Chief Robert F. Deadman
Township Police	Lt. William Kelly
Youth Guidance Committee	Hugh Stewart
Y.M.C.A.	Exec. Dir. Y.M.C.A. David Comfort
Medical (Assns. or Individual)	Dr. Robert Douglass
Religious (Assns. or Individual)	Rev. Carl Kaltreider
Courts	Don McMillan
Jaycee Auxiliary	Jean Young
Jaycees	Frank Hill

General membership that has been working with the Farmington Area Rap Line Program:

Donald J. Thompson	William S. Devlin
John R. Forbes	John K. Hooper
Norma Ringquist	Donald J. Trent
Edward J. McDonnell	Lawrence L. Whitten

One of the recommendations made was that the Farmington Area should have a general community Advisory Committee to act as a policy making body for this proposed program, and the City Manager recommended the appointment of a member of the City Council along with the Chief of Police from the City Administration to represent the City on this Advisory Committee.

Councilman Allen stated he was in favor of this program but felt the School Board should contribute financial aid. Councilman Allen felt the City, the Township and the School Board could all afford it, and it should be made clear to the School Board that this was one of their responsibilities. Councilman Seibert agreed in essence with Councilman Allen, but said he was skeptical of the whole approach. He stated he did not think anyone knew just how to approach this, and felt that Clinics already established were not doing any good, and the Government was having poor luck with their rehabilitation project in Kentucky.

Councilman Yoder stated that when the City Council allocated the \$3,000 in the budget for this Drug Program, everyone was in agreement to go



along with this, providing the Board of Education came up with something other than just their services.

Mayor Brotherton agreed with Councilman Allen and suggested a copy of the minutes of the meeting be forwarded to the School Board to indicate the Council's way of thinking.

Motion by Richardson supported by Allen to appoint Councilman Yoder to represent the City Council, and Chief Deadman to represent the City Administration on the Advisory Committee Drug Abuse Program. Motion carried, all ayes.

CM-6-201-70 Motion by Allen supported by Richardson that the City Council approve and confirm the appointments of the various organizations and general lay membership as outlined to work in the capacity of an Advisory Committee for the Drug Abuse Program for the Farmington area. Motion carried, all ayes.

CM-6-202-70 RATIFICATION OF TWO YEAR LABOR AGREEMENT PUBLIC SAFETY OFFICERS ASSOCIATION

City Manager Dinan reported on a tentative labor agreement between the City of Farmington and the Public Safety Officers Association for a two year period commencing July 1, 1970 through June 30, 1972.

He noted that the wage agreement developed on a two year basis amounts to an average of 9% increase for this two year period.

Also included in this agreement were the following:

Holidays:The Administration agrees to formalize the option of one day after Christmas and New Years the City Council has granted for the past two years to provide for longer Christmas and New Years vacation but would not apply as a holiday should it occur on Saturday or Sunday.

Uniform and Cleaning Allowance: Increase of \$25.00 clothing and \$27.00 cleaning to cover the cost of inflation for these items.

Call Back:

Patrol Division. A minimum of two hours at the rate of time and a half with the exception that if the call back is contiguous to the officer's normal shift and the officer is released after 8 hours of work, there shall be no extra compensation.

Detective Division. Call back time shall be credited towards Detective work week of 42 hours until the detective has accumulated four call backs in any four week period. After completing four call backs in a four week period, the detective shall be compensated as provided in this section.

Overtime: Officers shall be paid at the rate of time and one half their normal rate of pay for all overtime worked after they have accumulated forty hours compensatory time. They shall be paid at a rate of time and one half regular rate of pay for time worked in excess of 12 hours in any work day. They shall receive time and one half regular rate of pay in

excess of normal eight hour work day while involved in fire fighting duties.

Standby Time: Stand-by time shall be paid to those officers who are on normal leave or vacation and are placed on stand-by alert and shall receive \$10.00 per day.

Work Week Reduction: The City agrees to reduction of work week by allowing public safety officers the following time off at the following intervals:

After accumulating 5 years of service, 1 extra day per year  
After accumulating 10 years of service, 2 extra days per year  
After accumulating 15 years of service, 1 extra day per year for a total of four extra days per year.

Agreement for 1971 Benefits Commencing July 1, 1971 through June 30, 1972

Longevity: It was established First Step - 4 years of service completed \$100.00 Intermediate Steps - Successive steps each year, \$25.00 increase per year, Maximum Step - After 20 years of service, \$500.00.

Court Time: Officers shall be paid at the rate of time and one half their regular rate of pay for time spent in the District or Circuit Court if the officer worked the midnight shift that day or is on leave or vacation.

Holidays: The City shall pay Public Safety Officers for two holidays that have accrued between July 1, 1971 and November 15, 1971. The employees may elect to be either paid at the rate of straight time or receive accumulated time back at the rate of straight time.

Motion by Richardson supported by Yoder that the City Council ratify and confirm the two year agreement for the Public Safety Officers Association as presented, and to commend the City Manager for his time and effort spent on this contract.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

Motion carried, all ayes.

CM-6-203-70 REPORT FIRE BURNING ORDINANCE

City Manager Dinan submitted a Fire Burning Ordinance that prohibits open burning on public or private property throughout the City of Farmington. He stated he believed it necessary to prohibit burning of all types without utilizing a proper incinerator in an effort to abate air pollution in the City of Farmington. The City Manager believed this ordinance would meet the standards that are being established at the County and State levels in an effort to combat air pollution through open burning.

Motion by Seibert to table action on this Ordinance until the next meeting.

Motion died for lack of support.

Motion by Richardson to introduce an Ordinance to Amend Sub-Paragraph A, B, C, and D, of Paragraph 2 of Section 9.188 of the Fire Prevention Code.

Motion died for lack of support.

Motion by Allen supported by Seibert to table action on the Fire Burning Ordinance until the next meeting.

Motion carried, all ayes.

PROGRESS REPORT DRAKE ROAD PARK DEVELOPMENT PROJECT

City Manager Dinan reported that the City Engineers have completed the engineering design for construction of one lighted baseball diamond and two softball fields, to be located at the Drake Road Park site. The development will be part of the Michigan State Recreation Bond Program which should be completed during the summer months, so it will be available for full use next season. The first phase will be including the following construction items:

Store and Replace Existing Top Soil	1,830 cu.yds.
Mass Grading and Land Balancing	6,000 cu.yds.
Sodding 3 Ball Diamonds and Lighted Ball Field	7,447 sq.yds.
Light Poles and Fixtures Large Ball Diamond	

Construction 535 l.f. 15" Storm Sewer  
2 Catch Basins,  
1 Manhole

8" C-14 Restroom Sewer	300 l.f.
4" Water Main	500 l.f.
3 Drinking Fountains	
Sprinkling System Large Ball Diamond and Outfield	

The City Manager stated he anticipated approval from the Michigan State Engineering Department on the first phase of construction, and hopes to receive bids the latter part of June on the first phase of the construction. Report received and filed.

CM-6-204-70 AUTHORIZATION TO RECEIVE BIDS FOR PHASE III BEL AIRE RELIEF SEWER

City Manager Dinan told the Council the 1970-71 Water and Sewer Budget includes construction of the third phase of the Bel-Aire Relief Program. This construction includes a 15" sewer from Lamar outlet west, to Leelane, and a 12" sewer on Leelane from Lamar to Marblehead. This third phase is designed to give relief to the houses in the area of Lamar, Leelane,

Colchester and Marblehead, and would be the third part of an overall \$65,000 Relief Sewer System, planned for the relief of flooding conditions, that have been traditional in the Bel-Aire Subdivision.

City Manager Dinan estimates the cost of this project to be \$20,000 and has allocated money in the Improvement Fund for the fiscal year. He therefore asked authorization from the Council to receive bids for this construction to commence on or about July 1, 1970.

Motion by Seibert supported by Richardson to authorize the City Manager to receive bids for the construction of the Third Phase Bel-Aire Relief Sewer Program.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Motion carried, all ayes.

MISCELLANEOUS

APPOINTMENTS TO BOARDS AND COMMISSIONS

Tabled until next meeting.

PLANTE AND MORAN TEN MONTHS AUDIT ENDING APRIL 30, 1970

Receive and file.

CM-6-205-70 HISTORICAL PRESERVATION COMMITTEE REPORT, COUNCILMAN RICHARDSON

Councilman Richardson brought the City Council up to date on some of the activities of the Historical Preservation Committee.

First, he stated they have designated a part of Farmington to be known as "The Old Village" and are considering having signs made and erected, so that people will know where it is.

Secondly, Councilman Richardson stated a brochure will be available at the Founders Festival which designates some of the old buildings, and dates they were built etc., and stated people will be able to visit these sites during walking tours of the City.

Thirdly, the Historical Preservation Committee has asked that the Council write Senator Kuhn supporting House Bill 2966. This bill provides for the establishment of Historical Districts and Historical District Commissions, and the maintenance of publicly owned Historical Sites and Structures by local units. The bill was introduced by Representative Thomas Anderson, has passed the House, is now in the Senate.

Motion by Richardson supported by Seibert to authorize the City Manager to write a letter to Senator George W. Kuhn stating Council's wish that he support House Bill 2966 now in the Senate.

Motion carried, all ayes.

COMMENTS

Mayor Brotherton raised the question of an alternate to serve on the Sencog Organization, and stated Council has to appoint an elected official to serve on this Committee.

CM-6-206-70 Motion by Allen supported by Yoder to appoint John Richardson as an alternate to serve on the Sencog Organization.  
Motion carried, all ayes.

Councilman Allen stated the property of the King residence at 32030 Valleyview floods, due to constriction of storm water by a plugged culvert which runs directly across the front of the property east of the King property, and he would like this looked into.

Councilman Allen also stated the lights on the Tennis Courts in the City Park did not work, and also the street lights on Shiawassee are fewer with less wattage, and he asked that this be looked into also.

Councilman Allen stated that at Elias Brothers Big Boy Restaurant they are allowing parking on the public right-of-way, and asked the City Manager to look into this. Also the driveways and surrounding area are very unkempt and should be taken care of.

RESOLUTIONS AND ORDINANCES

Motion by Seibert supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO.C-279-70

AMENDMENT TO THE ZONING MAP OF THE CITY OF FARMINGTON,  
OAKLAND COUNTY, MICHIGAN. AMENDMENT #23

THE CITY OF FARMINGTON ORDAINS:

Section 1: That the territory lying with the City of Farmington, Oakland County, Michigan be rezoned as follows:

Assessor's Plat #2: Lots 1 thru 12, Lots 13A-B-C-E, Lots 14-16 and 17 thru 20, from C-2 General Business to CBD Business District.

Assessor's Plat #3: Lots 10 thru 13, 14A and 14B, from C2 General Business to CBD Central Business District.

Assessor's Plat #6: Lots 1 thru 5, 6A, 6B, 7 thru 10, 11A and 11B from Part C2 General Business and Part R 1P One Family Parking to CBD Central Business District.

Assessor's Plat #7: Lots 46 thru 50 from R 1 P One Family Parking to CBD Central Business District.

Gardurous Webster's Addition: Lots 1 thru 4 from R 1 P One Family Parking to CBD Central Business District.

Fred M. Warner's Grand River Avenue Subdivision: Lots 3 and 4 from C2 General Business to CBD Central Business District.

Fred M. Warner's Addition #2: Lots 1 and 2 from R 1 P One Family Parking to CBD Central Business District; and Lots 3 thru 17 from C-2 General Business to CBD Central Business District.

Lapham's Addition: Lots 1 thru 5, 6A, 7 thru 29, 30A, 30B, 31, 30C, 33A, 33A-2, 33A-3, from C-2 General Business to CBD Central Business District.

Davis Addition: Part of Lot 37, Lots 38 thru 45, Lots 2 thru 10 from C2 General Business to CBD Central Business District; and Lots 11 thru 20 from Part R 1 P One Family Parking and Part C 2 General Business to CBD Central Business District.

Acreage Tracts: Section 27: CD-6B,6C, 6A-16C, 6A-16B, CD6A-12 and CD-6E from C2 General Business to CBD Central Business District; and CD-6A-16A CD-6D from part C2 General Business and Part R 1 P One Family Parking to CBD Central Business District.

Section 2: The attached map showing the property affected by this amendment is made part of the amendment.

Section 3: This ordinance shall be known as Amendment #23 to the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on May 18th 1970, was adopted and enacted at the next regular meeting on June 1, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

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ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen  
NAYS: None  
ABSENT: None

CLAIMS AND ACCOUNTS

CM-6-208-70 MONTHLY BILLS

Motion by Seibert supported by Yoder to approve Claims and Accounts for June 1, 1970 as submitted, General Fund \$4,189.48 and Water and Sewer \$288.52.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 11.45 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A special meeting of the Farmington City Council was held on June 5, 1970. Meeting called to order at 5.30 p.m. by Mayor Pro-Tem Allen.

ROLL CALL: Allen, Richardson, Seibert, Yoder present  
Absent: Brotherton

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines and Attorney Kelly.

ADOPTION AMENDMENT TO RESOLUTION PLACING COUNCIL COMPENSATION ON THE AUGUST 4, 1970 BALLOT.

Motion by Richardson supported by Yoder to adopt the following resolution:

BE IT RESOLVED: By the City Council of the City of Farmington, Oakland County, Michigan that the resolution adopted by this Council on May 14, 1970 placing the question of Council compensation on the August 4, 1970 ballot be amended to read as follows:

1: That said City Council by a unanimous vote of its members elect, pursuant to the authority granted by Act No. 279 of Public Acts of 1909, as amended, proposes that Chapter 4, Section 4.3, of the Charter of the City of Farmington shall be amended as follows:

PROPOSAL TO AMEND CHAPTER 4, SECTION 4.3, OF THE CHARTER OF THE CITY OF FARMINGTON.

Section 4.3. Each Councilman and the Mayor shall receive as compensation an annual salary of Nine Hundred (\$900) dollars, except that each Councilman and the Mayor now holding office shall continue to receive as compensation an annual salary of Five Hundred (\$500) dollars during his present term of office.

Such salaries shall be paid monthly and except as otherwise provided in this Charter shall constitute the compensation which may be paid the Mayor and Councilmen for the discharge of any official duty for or on behalf of the City during their term of office. However, the Mayor and Councilmen may, upon order of the Council, be paid such necessary bona fide expenses as are incurred in service in behalf of the City as are authorized and itemized.

PROVISIONS OF EXISTING SECTION 4.3 OF THE CHARTER OF THE CITY OF FARMINGTON TO BE ALTERED OR ABROGATED BY SUCH PROPOSAL, IF ADOPTED, NOW READ AS FOLLOWS:

COMPENSATION OF MAYOR AND COUNCILMEN

Section 4.3 Each Councilman and the Mayor shall receive as compensation



COUNCIL PROCEEDINGS

an annual salary of Five Hundred (\$500) dollars.

Such salaries shall be paid monthly and except as otherwise provided in this Charter shall constitute the only compensation which may be paid the Mayor and Councilmen for the discharge of any official duty for or on behalf of the City during their term of office. However, the Mayor and Councilmen may upon order of the Council, be paid such necessary bona fide expenses incurred in service in behalf of the City as are authorized and itemized.

2. The purpose of the proposed amendment shall be designated on the ballot as follows:

PROPOSAL TO AMEND CHAPTER 4 SECTION 4.3, OF THE CHARTER OF THE CITY OF FARMINGTON.

SHALL THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE FOR AN ANNUAL SALARY OF NINE HUNDRED (\$900) DOLLARS TO THE COUNCILMEN AND MAYOR AS COMPENSATION FOR THEIR DUTIES ON BEHALF OF THE CITY, EXCEPT THAT EACH COUNCILMAN AND THE MAYOR NOW HOLDING OFFICE SHALL CONTINUE TO RECEIVE AS COMPENSATION AN ANNUAL SALARY OF FIVE HUNDRED (\$500) DOLLARS DURING HIS PRESENT TERM OF OFFICE?

3. The City Clerk shall forthwith transmit a copy of the proposed amendment to the Governor of the State of Michigan for his approval, and transmit a copy of the foregoing statement of purpose of such proposed amendment to the Attorney General of the State of Michigan for his approval, as required by law.

4. The proposed charter amendment shall be, and the same is hereby ordered to be, submitted to the qualified electors of the City of Farmington at the Primary Election to be held in the City on Tuesday August 4, 1970, and the City Clerk is hereby directed to give notice of the election and notice of registration therefor in the manner prescribed by law and to do all the things and to provide all supplies necessary to submit such charter amendment to the vote of the electors as required by law.

5. The proposed amendment shall be submitted to the electors of the City in the following form, to wit:

PROPOSAL TO AMEND CHAPTER 4, SECTION 4.3 OF THE CHARTER OF THE CITY OF FARMINGTON

SHALL THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE AN ANNUAL SALARY OF NINE HUNDRED (\$900) DOLLARS TO THE COUNCILMEN AND MAYOR AS COMPENSATION FOR THEIR DUTIES ON BEHALF OF THE CITY, EXCEPT

THAT EACH COUNCILMAN AND THE MAYOR NOW HOLDING OFFICE SHALL CONTINUE TO RECEIVE AS COMPENSATION AN ANNUAL SALARY OF FIVE HUNDRED (\$500) DOLLARS DURING HIS PRESENT TERM OF OFFICE?

YES

NO

6. The canvass and determination of the votes on said question shall be made in accordance with the laws of the State of Michigan and the Charter of the City of Farmington.

**ROLL CALL**

AYES: Allen, Seibert, Richardson, Yoder

NAYS: None

RESOLUTION DECLARED AMENDED JUNE 5, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 5.45 p.m.  
Motion carried, all ayes.

JOHN A. ALLEN, MAYOR PRO-TEM

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on June 15, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Seibert, Yoder present  
Richardson arrived at 8:25 p.m.

CITY OFFICIALS PRESENT: City Manager Dinan, Acting Clerk Viane, Chief Deadman, Attorney Kelly and Director Vondrak.

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of regular meeting of June 1, 1970 as printed. Motion carried, all ayes.

Motion by Yoder supported by Seibert to approve minutes of Special meeting of June 5, 1970 as printed. Motion carried, all ayes.

### MINUTES OF OTHER BOARDS

#### ZONING BOARD OF APPEALS, JUNE 3, 1970

Motion by Seibert supported by Allen to receive and file Zoning Board of Appeals Proceedings June 3, 1970. Motion carried, all ayes.

#### PLANNING COMMISSION PROCEEDINGS, JUNE 8, 1970

Motion by Yoder supported by Seibert to receive and file Planning Commission Proceedings of June 8, 1970. Motion carried, all ayes.

#### BEAUTIFICATION COMMITTEE MINUTES MAY 4, 1970

Motion by Seibert supported by Richardson to receive and file Beautification Committee minutes of May 4, 1970. Motion carried, all ayes.

### PETITIONS AND COMMUNICATIONS

CM-6-210-70 LETTER FROM FIRST BAPTIST CHURCH REQUESTING PERMISSION FOR AUTOMOBILE PARADE JUNE 20, 1970

Letter from First Baptist Church stating they are sponsoring their vacation Bible School June 22nd through July 1st, for boys and girls throughout the City, and would like permission from the Council to conduct an automobile parade through the City preceding this program. The parade will be June 20th at 12:30 p.m. beginning at their Church, proceeding along Shiawassee and covering many of the back streets of the City in Sections 27 and 28.

Motion by Seibert supported by Richardson to grant permission to the First Baptist Church of Farmington for an automobile parade in the City on June 20, 1970 at 12:30 p.m. Motion carried, all ayes.

CM-6-211-70 APPEAL LONDON DERBY RESTAURANT DECISION PLANNING COMMISSION

Letter from Mr. Richard K. Uhl, Attorney, stating the Planning Commission on May 25, 1970 rejected a proposal to establish a London Derby Restaurant at the former GMAC Small Loan Building on Farmington Road and Grand River Avenue, owned by Barrett M. Woodsmall, 23631 Farmington Road. He states the site plan was denied on the allegation that this plan interfered with the ordinance controlling Central Business District uses.

The letter states that Mr. Uhl believes such findings by the City Planning Commission are without basis and are erroneous, and they are therefore appealing to the City Council on the said ruling.

Councilman Allen stated the London Derby Restaurant had been turned down by the Planning Commission basically because they thought there would be an excessive amount of automobile traffic, and it would encourage carry-outs. Mr. Richard Uhl, presented a diagram of the proposed layout, and stated it would seat 40 people and encompass 1200 sq. ft. It would be essentially an "eat-in" and not a "take-out" restaurant.

Mr. Ben Hart, proprietor of the London Derby Restaurant located on North Woodward at 13½ Mile Road described the nature of their business and stated they would have approximately 14 employees, and the hours would be from 11 a.m. to 9 p.m. with an expected walk-in rather than drive-in trade.

Mr. Uhl summated that this was not a drive-in type establishment and felt that it fell within the framework of the City ordinance.

Councilman Seibert was of the opinion that the members of the City Council should be given a chance to study the ordinance, and perhaps observe the facility on Woodward Avenue.

Motion by Seibert supported by Yoder to table until the next regular meeting of the Council. Motion carried, all ayes. Allen abstained.

CM-6-212-70 LETTER FROM I. PAUL TESORERO RE: TEMPORARY VARIANCE TO FENCE REGULATION.

Letter from Mr. Tesorero requesting permission to complete construction of a temporary wooden fence approximately 3 ft., in height and extending along the full east low line of his property. The reason for this request being that within the past month he has planted expensive hedges along this area and on two occasions has had to replace several hedges that were damaged by youngsters in the neighborhood. He states the temporary fence will only be kept up for one year, and that his adjacent neighbors have no objection to this request.

Motion by Seibert supported by Yoder to grant the request of Mr. Tesorero for a temporary fence for the period of one year. Motion carried, all ayes.

COUNCIL PROCEEDINGS - 3 -

CM-6-213-70 LETTER FROM VIRGIL CORNWELL RE: SIDEWALKS

Letter read from Mr. Cornwell stating he is building two new homes on Nine Mile Road and the City requires that he install sidewalks in front of these new homes.

Mr. Cornwell has no objection to the installation of these sidewalks, but states he does object to the fact that they do not go anywhere. He is of the opinion that there should be a sidewalk from Powers to Maple Street on Nine Mile Road.

Motion by Richardson supported by Seibert to refer the matter of the sidewalks to the City Manager, to develop plans for complete sidewalk installation in this area.

Motion carried, all ayes.

CM-6-214-70 LETTER FROM JONATHON HOLZAEPFEL REQUESTING THE CITY COUNCIL WAIVE THE SOLICITOR'S FEE AND ALLOW FOUR COLLEGE STUDENTS TO PAINT HOUSE NUMBERS ON CURBS IN CITY STREETS.

City Manager Dinan highlighted this program and stated the boys' wished permission from the Council to paint house numbers on curbs on a "no charge" basis. However they would welcome donations which would be used to further their college educations and were requesting - #1 that they be allowed to solicit in the City of Farmington, and #2 that the City Council waive the necessary Solicitor's fee.

Motion by Yoder supported by Seibert to grant permission to Jonathon Holzaepfel and three of his colleagues to solicit painting house numbers on the curbs in the City of Farmington, and also to waive the necessary Solicitor's fee. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-6-215-70 REPORT ON BID. TRACTOR LOADER BACKHOE COMBINATION

Four bids were received as per advertisement. The bids were as follows:  
International Harvester Company, Model #3514 Diesel \$9,693.00  
Pontiac Tractor & Equipment Company. Ford Model #45011-F \$9,775.00  
Broquet Tractor & Equipment Company. Ford Model #45011-F \$9,890.00  
Everett Implement Company. Allis-Chalmers Model #615 \$10,153.68.  
" " " " " " #815 \$14,141.52

City Manager Dinan stated that although International Harvester Company Model #3514 Diesel was low bid, they did not meet City specifications in providing the power lock differential specified. Also digging depth of International, compared to the Ford is 4" less. Bucket rotation six

degrees less, and the lifting capacity of the front end loader is 4,000 lbs. compared to Ford's 4500 lbs.

City Manager Dinan believed that the differential in the specifications of these two pieces of equipment were worth far more than the \$82.00 in price difference between the low bidder, International Harvester, and that of the Pontiac Tractor and Equipment Company. He stated the City has had excellent experience with the use of Ford tractor front end loader backhoe equipment, and presently have two such pieces of equipment in the department of Public Works, and by adding a third it will give the advantage of interchangeability of equipment and service.

Mr. Broquet, of Broquet Tractor and Equipment was in attendance at the meeting, and told the Council he would be in a position to provide a one year warranty instead of the six months warranty offered by the other companies, and also he could provide more convenient service if the bid were awarded to his company.

Motion by Richardson supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid to Broquet Tractor and Equipment Company for Ford Model 45011-F Tractor Backhoe Loader Combination in the amount of \$9,890.00 and reject the bids of Pontiac Tractor and Equipment Company and the International Harvester Company, because of the extra six months warranty and convenience of location for service, and because it would be in the best interest of the City.

ROLL CALL

AYES: Brotherton, Richardson, Yoder, Allen

NAYS: Seibert

RESOLUTION DECLARED ADOPTED JUNE 15, 1970.

CM-6-216-70 BIDS. 3/4 TON PICKUP TRUCK AND DUMP TRUCK

The City of Farmington received one bid as per advertisement for a 3/4 ton Pick Up Truck and Heavy Duty Dump Truck. Bids were as follows:

O'Green Ford Company, 3/4 Ton Pickup \$3,166.42 and Heavy Duty Dump Truck \$10,146.93.

Motion by Allen supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid for a 3/4 ton Pick Up Truck to O'Green Ford in the amount of \$3,166.42, and the bid for a Heavy

Duty Dump Truck to O'Green Ford in the amount of \$10,146.93. These items to be paid from the 1970-71 Fiscal Year Budget.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Resolution declared adopted June 15, 1970.

CM-6-217-70 BIDS, BRUSH CHIPPER

The City of Farmington received bids for a new 16" Brush Chipper V8 as per advertisement. The bids were as follows:

Bexley Equipment Company. Asplundh JEX-16 \$4,224.00

Miller Equipment Company. " " \$4,465.00 less 5% - 30 days.

City Manager Dinan told the Council that with the 5% discount the Miller Equipment Company net bid of \$4,241.75 is only \$17.75 higher than the Bexley Equipment Company from Ohio. Since Bexley Equipment would not be in a good position to service this equipment, being located in another State, the City Manager recommended the bid be awarded to the Miller Equipment Company of Livonia, Michigan.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED

That the City Council award the bid for the 16" Brush V8 Chipper to Miller Equipment Company for their Model Asplundh JEX-16 in the amount of \$4,465.00 - less 5% - 30 days. This amount to be paid from the 1970-71 fiscal year budget.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Resolution declared adopted June 15, 1970.

CM-6-218-70 APPOINTMENT CITY ASSESSOR - DOROTHY SHIELDS

City Manager Dinan told the Council that with the retirement of City Assessors Mr. George Clement and Mr. William Brinkman, it is necessary that the City make a replacement for this office. The City Manager stated that Miss Dorothy Shields has been working in, and running the Assessment Office for the past four years. She is presently taking required Assessing Courses at Oakland Community College, and will be certified by December 1971. Upon completion of her course, she will also receive an associate degree in Assessing Administration.

To aid Miss Shields with appraisal work, the City has retained Mr. Kenneth Palmer as a consultant. He will work on a part-time basis as needed to aid Miss Shields in the appraisal aspects of new buildings.

Motion by Allen supported by Richardson to confirm the appointment of Miss Dorothy Shields as City Assessor, effective July 1, 1970.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert  
Nays: None  
Absent: None

Motion carried, all ayes.

CM-6-219-70 FIRE BURNING ORDINANCE

City Manager Dinan submitted a proposed fire prevention ordinance that would prohibit the burning of leaves, rubbish, trash, wood, garbage, food containers, etc., except in a proper incinerator. He stated that this ordinance is not intended to prohibit fires used for the preparation of food, the use of indoor fireplace, or outdoor camp fires in designated areas in public parks. He also told the Council that this ordinance has been prepared around guidelines that have been established on the State and County Health Department level, and incorporated the views of the City Council when this ordinance was reviewed at the last council meeting.

Motion by Richardson supported by Yoder to introduce An Ordinance to Amend Sub-Paragraphs (a), (b), (c) and (d) of Paragraph 2 of Section 9.188 of the Fire Prevention Code.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder  
Nays: Allen  
Motion carried.

CM-6-220-70 AMENDMENT TO COMMERCIAL VEHICLE PARKING ORDINANCE

City Manager Dinan submitted an ordinance stating in effect that commercial vehicles could be parked on residential property provided such commercial vehicles are less than 1/2 ton classification, have no markings or other lettering or other advertising identifying a company, firm, corporation, or other place of business, and that the vehicle shall not be loaded with material, equipment, tools or other goods exposed to the public view. He stated he believed this would eliminate the complaint that was raised by Mr. Bruce Habermehl regarding the parking of his El Camino because it had a commercial license plate, although it was not a nuisance to his neighborhood.

Motion by Seibert supported by Richardson to introduce An Ordinance to Amend Section 9.92 of Chapter 9, Police Regulations, Commercial Vehicle Storage.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton  
Nays: None



Motion carried, all ayes.

CM-6-221-70 REPORT ON BIDS BEL-AIRE SUBDIVISION RELIEF SEWER PROJECT

City Manager Dinan told the Council that the City received bids for the third phase of the Bel-Aire Relief Sewer at 2 p.m. June 12th 1970 as per advertisement. The bids were as follows:

L. & E. Excavating Company	\$24,876.45
Hewett Construction Company	35,254.25
Alana Construction Company	66,880.00

The City Manager told the Council he was of the opinion that the 4" Concrete Sidewalk bid at 80¢ per square foot, and amounting to \$3,664.00 should be deleted from the low bidder, as it was approximately 25% higher than what the City could have sidewalks installed for.

Therefore, it was the recommendation of the City Manager that the Council award the bid for the third phase Bel-Aire Relief Sewer to the low bidder, L. & E. Excavating Company. Also since \$20,000 was allocated in the Improvement Fund, Water and Sewer budget, Mr. Dinan asked the Council to authorize \$1,212.45 be transferred from the Receiving Fund to the Improvement Fund to cover the cost of this installation.

Motion by Allen supported by Seibert to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid for the Third Phase Bel-Aire Relief Sewer to the low bidder, L. & E. Excavating Company in the amount of \$21,212.45, and that \$1,212.45 be transferred from the Receiving Fund to the Improvement Fund, to cover the additional cost of this installation.

Roll Call:

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

Resolution declared adopted June 15, 1970.

CM-6-222-70 REPORT WATER EXTENSION FROM WOODCROFT SUBDIVISION TO DRAKE HEIGHTS SUBDIVISION TO IMPROVE WATER PRESSURE AND SUPPLY DURING EXTREME HOT WEATHER.

City Manager Dinan presented a plan for the water extension and stated that the City of Detroit has added a fourth pump to the City's booster station at Nine Mile Road that should improve the low water pressure

caused by undue heat and extensive use of water during extreme hot weather.

The City Manager asked the City Council to approve the extension between the Woodcroft Subdivision and Drake Heights Subdivision and stated this source would only be used during periods when excessive use of water creates low pressure.

Motion by Richardson supported by Allen that the City Council approve the extension between the Woodcroft Subdivision and the Drake Heights Subdivision to give the City another source of water during emergency periods. This improvement to be financed from the Receiving Fund Water and Sewer Fund 1970-71.

Roll Call:

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Motion carried, all ayes.

CM-6-223-70 REPORT DOWNTOWN CENTER REQUEST FOR EXCHANGE OF PROPERTY TO ALLOW EXPANSION OF THE A. & P. FOOD STORE.

City Manager Dinan stated he is in receipt of a request from the Farmington Center Company proposing an exchange of property. This exchange would include 4,875 ft., adjacent to the A. & P. Store for 4,930 ft of the southern portion of the Himmelspach property. In addition to this exchange of properties, they also would provide additional parking on Lot 8 Orchard Street, 7,000 sq. ft., and Lot 10 Orchard Street 7,000 sq. ft. for a total of additional parking of 14,000 sq. ft.

It was the intent and purpose of this exchange to allow the A. & P. Store to build a 45 x 125 ft. addition to their present store. The cost of a new 5625 sq. ft. addition is approximately \$150,000.00. In addition to this, the A. & P. intends to invest approximately \$175,000 to remodel their present store facilities.

City Manager Dinan told the Council the special assessment bonds on this property have been retired, and the City has entered into a contract with the Farmington Center Company, assignee of the Downtown Shopping Center Corporation, to maintain the parking lot for a 25 year period, which has about 15 years to run. Mr. Dinan stated he could see no problem in amending this contract to accomplish this exchange of properties as it would be in the best interest of the City of Farmington as well as the Farmington Center Company.

Mr. Dinan said it was quite obvious that this project would enhance the downtown area, providing a larger facility both from a tax base

and through the modernization of the existing building that is ten years old. Also the fact that the Farmington Center Company would provide an additional 14,000 sq. ft. of off-street parking for employees and customer services a short distance of less than 300 ft., from the Shopping Center, would improve the general capacity of off-street parking in the S.E. quadrant of the downtown area. The substitution of a portion of the Himmelspach property for off-street parking would certainly give direct benefit to the properties that were assessed along Grand River, as this parking would be more conveniently located to service properties along Grand River, where in the past, there has been an argument that the properties on Grand River were equally assessed, but were not as accessible to the off-street parking.

Motion by Seibert supported by Allen that the City Council authorize the City Attorney and the City Manager to amend the existing contracts and prepare whatever legal documents are required to effect this transfer.

Roll Call:

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

#### MISCELLANEOUS

##### APPOINTMENTS TO BOARDS AND COMMISSIONS

Terms of members of various boards and commissions will expire during the month of June, and City Manager Dinan asked Council to appoint and re-appoint the various members.

CM-6-224-70 Motion by Seibert supported by Allen to reappoint Jesse T. McDonald and Dennis J. Phenev to the Planning Commission, term to expire June 18, 1973 and re-instate James Piatt as a member of the Planning Commission, his term to expire June 18, 1973. Motion carried all ayes.

CM-6-225-70 Motion by Allen supported by Seibert to reappoint Mrs. August Barbrick, Mrs. Robert Cassell, Mrs. Noel Kurth, Mrs. John Richardson, and Mr. Walter Sundquist to the Beautification Committee, term to expire June, 1972. Motion carried, all ayes.

CM-6-226-70 Motion by Yoder supported by Richardson to re-appoint Mr. Harry Lapham as a member of the Board of Trustees - Retirement System. Term to expire June 30, 1973. Motion carried, all ayes.

CM-6-226-70 Motion by Richardson supported by Allen to re-appoint Mr. Albert Herzog as a member of the Library Board. Term to expire March 19, 1974. Motion carried, all ayes.

MONTHLY REPORT DEPARTMENT OF PUBLIC SAFETY

Receive and file.

TRAFFIC CONTROL ORDER - NO PARKING ON THOMAS STREET

CM-6-228-70 Motion by Allen supported by Richardson to enact the following amendment to Traffic Control Orders:

Chapter 5

Page 15

Effective when posted.

The following amendment to Chapter 5 of the Traffic Control Orders for the City of Farmington prohibiting parking at any time shall be in effect when posted

Section 5.6 Thomas Street

(d) South Side from Warner Street West to the Civic Theater.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

CM-6-229-70

Motion by Seibert supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-278-70

AN ORDINANCE TO AMEND CHAPTER 39 OF THE FARMINGTON CITY CODE CITY OF FARMINGTON ZONING ORDINANCE, ESTABLISHING C-2 COMMUNITY COMMERCIAL DISTRICT.

ARTICLE 7 - SCHEDULE OF REGULATIONS (SCHEDULE A) IS AMENDED BY ADDING THE FOLLOWING:

THE CITY OF FARMINGTON ORDAINS:

Section 5.51 DISTRICT AND INTENT

C 2 COMMUNITY COMMERCIAL DISTRICT

To encourage and facilitate the development of commercial districts intended to service the community trade area. Because of the close proximity of this commercial district to residential districts, and the generally restricted area and depth of sites zoned C 2, the regulations of the district exclude certain uses which tend to be detrimental to adjoining

residences. Also, since the C2 Districts are generally located on heavily traveled streets in central areas of the community, uses are excluded which tend to generate considerable ingress and egress from the premises, turning movements, and conflict points with local traffic.

5.52 PERMITTED PRINCIPAL USES.

- (1) Same as CBD subject to the regulations of this district.
- (2) Funeral homes, bowling alleys, indoor commercial recreation, animal hospitals, indoor theater, bars.
- (3) The following uses are prohibited:
  - a. Any establishment, process, use, or operation that requires the parking, placement, garaging, or servicing of the customer's motor vehicle on the premises, such as but not limited to: automotive sales (new or used), muffler sales, tire sales, transmission service, bump shop, automobile or truck rental, motorcycle services (rental or sales) garage, car wash, and similar uses.
  - b. The sales, rental, servicing, display, or storage of mobile homes, trailers, travel trailers, camper trailers, recreation vehicles, or boats.
  - c. Any establishment, operation, or use involving the sales of ready to eat food; that is, not consumed within the building, such as drive-in eating places or restaurants that substantially have the physical and operational characteristics of drive-in restaurants, even though the customer is not served while in his vehicle, provided however, that, where the carrying out of ready-to-eat food is incidental part of the operation, such as by way of illustration, the carrying out of packaged ready-to-eat food from a food market, or a restaurant primarily characterized by the serving of food to the customer at the table, such incidental carry-out operation is permitted as part of a permitted use, it being the intent of this paragraph to prohibit operations that characteristically generate considerable vehicular ingress and egress from the premises and in effect have traffic characteristics similar to those of drive-in restaurants.
  - d. The outdoor sales, storage, display or servicing of any commodity such as but not limited to out-door furniture, swimming pools, sporting and play equipment, boats, and snowmobiles, nursery stock and landscaping materials.
  - e. Residential dwellings or use.
  - f. Wholesale establishments, warehousing or storage establishments, industrial and manufacturing operations, truck terminal, lumber yard

miniature golf, trampoline.

5.53 PERMITTED ACCESSORY USES.

(1) Any use customarily incidental to a permitted principal use provided that the intent of the district is satisfied, except any use otherwise prohibited hereunder.

5.54 USES REQUIRING SPECIAL EXCEPTION PERMIT

(1) Any use not specifically provided for in the C-2 Community Commercial District Zone and any site plan including front yard, rear yard, or side yard setbacks, building heights and other conditions of construction not specifically prohibited in such zone shall be permitted on approval of the Board of Zoning Appeals after a finding that the use, site plan, setback or height would not be injurious to the surrounding neighborhoods and not contrary to the spirit and purpose of this ordinance.

(2) Automobile filling stations, subject to Section 5.129 and definition of "filling station."

AN ORDINANCE TO AMEND CHAPTER 39 OF THE  
FARMINGTON CITY CODE, CITY OF FARMINGTON ZONING  
ORDINANCE, ESTABLISHING C 3 GENERAL COMMERCIAL  
DISTRICT.

ARTICLE 7 - SCHEDULE OF REGULATIONS (Schedule A) is amended by  
ADDING THE FOLLOWING:

THE CITY OF FARMINGTON ORDAINS:

Section 5.51 DISTRICT AND INTENT

C-3 GENERAL COMMERCIAL DISTRICT

The purpose of this district is to provide sufficient land and ample locations for commercial uses generally prohibited in other commercial districts. These commercial uses generally are highway oriented, generate considerable travel movements, or have operational characteristics that require larger sites and distance from residential districts than is the case for uses permitted in other commercial districts.

5.52 PERMITTED PRINCIPAL USES.

(1) Same as C-2 Community Commercial District subject to the regulations of this district.

(2) Motels.

(3) The sales, rental, servicing, display, or storage of mobile homes

trailers, travel trailers, camper trailers, recreation vehicles, boats automotive sales or service (new and/or used).

(4) Wholesale establishments, building supply stores, miniature golf, trampoline, and similar commercial recreation (indoor or outdoor), excluding drive-in theaters.

(5) The outdoor sales of outdoor furniture, swimming pools, sporting and play equipment, boats, snowmobiles, nursery stock, and landscaping materials.

(6) The following uses are prohibited:

residential dwellings, hospitals, nursing homes, convalescent homes, schools for children, industrial and manufacturing uses, and any other uses prohibited in M-1 Industrial District.

Carting tracks or similar outdoor recreation that involves the racing or performance of automobiles, motor cycles, or other motor driven vehicles.

#### 5.53 PERMITTED ACCESSORY USES.

(1) Any use customarily incidental to the permitted principal use.

#### 5.54 USES REQUIRING SPECIAL EXCEPTION PERMIT

(1) Any use not specifically provided for in the C-3 General Commercial District Zone and any site plan including front yard, rear yard, or side yard setbacks, building heights, and other conditions of construction not specifically prohibited in such zone shall be permitted on approval of the Board of Zoning Appeals after a finding that the use, site plan, setback or height would not be injurious to the surrounding neighborhoods and not contrary to the spirit and purpose of this ordinance.

(2) Drive-in restaurants.

(3) Automotive service stations (subject to Section 5.129,) muffler sales, tire sales, transmission service, bump shop, automobile or truck rental, motorcycle services (rental or sale) automobile garage, car wash, and similar uses.

ARTICLE 7-SCHEDULE OF REGULATIONS (Schedule B) IS AMENDED BY THE FOLLOWING .  
 Delete "C-2 General Business District" and substitute the following: "C-2 Community Commercial District"  
 The following district is added: "C-3 General Commercial District"

<u>District</u>	5.55	5.56	5.57	5.58	5.59	5.60	5.61	5.62	5.63
	<u>Maximum Lot</u> <u>COVERAGE OF</u> <u>Principal and</u> <u>Accessory</u> <u>Buildings</u>	<u>Front</u>	<u>Side Yards</u> <u>Least</u> <u>One</u>	<u>Required Setback in Feet:</u> <u>Total</u> <u>of Two (f)</u>	<u>Rear</u> <u>Yard</u>	<u>Maximum</u> <u>Building Height</u> <u>In Feet</u>	<u>In Stories</u>	<u>Area in</u> <u>Square</u> <u>Feet</u>	<u>Minimum Lot Size</u> <u>Width</u> <u>in</u> <u>Feet</u>
C-2 Community Commercial District	(g)	(g)	(g)	(g)	20 (g)	35	3	4,000 (g)	(g)
C-3 General Commercial District	(g)	25 (g)	(g)	(g)	20 (g)	35	3	(g)	(g)

Footnote (g) of Schedule B of the Schedule of Regulations is amended to apply to C-2 Community Commercial District and C-3 General Commercial District by adding the following:

"The provisions of the above footnote (g) apply to C-2 Community Commercial District and C-3 General Commercial District as well as CBD Central Business District"



This ordinance was introduced at a regular meeting of the Farmington City Council on June 1, 1970 and was adopted and enacted at a regular meeting of the Council on June 15, 1970, and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

ELIZABETH BRINES, CITY CLERK

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton  
Nays: None  
Absent: None

CLAIMS AND ACCOUNTS

CM-6-230-70 MONTHLY BILLS

Motion by Allen supported by Seibert to approve Claims and Accounts as submitted General Fund \$17,022.94 and Water and Sewer \$778.38.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson  
Nays: None  
Absent: None  
Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 11.25 p.m.  
Motion carried, all ayes.

WILBUR V. BROTHERTON, MAYOR

NEDRA VIANE, ACTING CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday July 6, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Yoder present  
Absent: Seibert.

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines and Director Vondrak.  
Absent: Attorney Kelly and Chief Deadman.

### MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Seibert to approve minutes of regular meeting of June 15, 1970 as published. Motion carried, all ayes.

### DOUG CARVELL, BOYS' STATE REPRESENTATIVE REPORT

Doug Carvell, Boys' State Representative reported on his week at Boys' State. He outlined the various activities and thanked the Council for giving him the opportunity of participating. He concluded his remarks by stating that the whole week was, in his opinion, a valuable and enjoyable experience.

### PUBLIC HEARING

CM-7-231-70 REZONING TO C-2 COMMUNITY COMMERCIAL DISTRICT AND C-3 GENERAL COMMERCIAL PROPERTIES OUTSIDE CENTRAL BUSINESS DISTRICT.

Mayor Brotherton opened the Public Hearing and stated notice of said Hearing had been published in the local papers. He asked for comments from interested persons.

Various questions were asked pertaining to the rezoning by Mr. Alex Derewanko Jr., 22842 Orchard Lake Road. Mr. Will Schalenbrand, speaking for John Mereshak of 31567 West Ten Mile Road, and Mr. Gary Stephens of 22512 Orchard Lake Road.

Mr. William Munger attorney representing Andrew Gladd of the Gladd Industries, presented a letter to the Council stating that both Mr. and Mrs. Gladd were opposed to this rezoning.

Mr. Albert Herzog, attorney representing Quigley Land Company, presented a letter from Town and Country Dodge Inc., stating that Town and Country Dodge is discussing the possibility of moving their recreational vehicle business to a location more compatible with their car and truck dealership, namely the property on the north side of Grand River owned by Quigley Land Company.

The letter states that if this acquisition were to take place, they

would require a minimum of C-3 zoning for this property as their recreational vehicle business requires automotive sales, service and related uses.

Hearing no other comments, motion by Yoder supported by Richardson to close Public Hearing. Motion carried, all ayes.

CM-7-232-70 Motion by Richardson supported by Allen to rezone the following property:

Acreage Tracts Section 27: CD 6A-2 (N 100 ft. along Grand River) CD16A-1B, CD8J, CD8F from C-2 General Business to C-2 Community Commercial; CD21B from M-1 Industrial to C-2 Community Commercial.

Acreage Tracts Section 27: CD10A, CD10B, and CD10C from C-2 General Business to C-3 General Commercial; also, CD8A from C-2 General Business and M1 Industrial to C-3 General Commercial; CD8B, CD8C, CD8E, CD8G, CD8K-L CD8M, CD8N-1, CD8N-2, and CD8-0 from C-2 General Business to C-3 General Commercial; also, CD13-4 from M-2 Industrial to C-3 General Commercial; also, CD12A-B from M-1 Industrial to C-3 General Commercial.

Acreage Tracts Section 28: CD30D-1 625 ft. x 300 ft. from C-2 General Business to C-2 Community Commercial; also, CD30A, CD30B, CD30C, (North 240 ft. of each) from C-2 General Business to C-2 Community Commercial.

Acreage Tracts Section 29: CD 48A and CD 48B from C-2 General Business to C-3 General Commercial.

Assessor's Plat #3: All of lot 28, parts of lot 29 which include all of CD29B, N 140 ft. of CD29A and N 140 ft. of CD29C from C-2 General Business to C-2 Community Commercial. All of lots 16, 17 and 18, also S 160 ft. of lots 20 and 21, from C-2 General Business to C-2 Community Commercial.

Assessor's Plat #9: Part of lot 9 known as CD9A from C-2 General Business to C-2 Community Commercial; also lots 1, 2, 5, 6, 7 & 8 from C-2 General Business, lot 4 except the East 18 ft. (CD4) from C-2 General Business, all to C-2 Community Commercial.

Bel-Aire Hills Subdivision: Outlot A from C-2 General Business to C-2 Community Commercial.

Bel-Aire Hills Subdivision #2: Lots 368 through 375 inclusive from C-1 Local Business to C-2 Community Commercial.

Brookdale Subdivision: Lots 1 through 16 inclusive, lots 75 through 91 inclusive, also Outlot A from C-2 General Business to C-2 Community Commercial.

Dix Subdivision: Lots 1, 2 and 3 (south 160 ft. of each) from C-2 General Business to C-2 Community Commercial.

Floral Park Subdivision: Lots 60 through 106 inclusive from M-1 Industrial to C-2 Community Commercial; also lots 57, 58 and 59 from R 1 One Family Residential to C-2 Community Commercial.

Goerse Subdivision: CD11, lot 11 from C-2 General Business to C-3 General Commercial Balance of CD 11 from M 1 Industrial to C-3 General Commercial.

Valleyhill Subdivision: Lot 1 and Lot 8 from C-2 General Business to C-2 Community Commercial.

Fred M. Warner's Grand River Avenue Subdivision: Lots 11 through 15 inclusive from C-2 General Business to C-2 Community Commercial.

Woodcroft Subdivision: Lots 1 through 16 inclusive, from C-2 General Business to C-2 Community Commercial.

Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert.

Motion carried.

CM-7-233-70 Motion by Richardson supported by Allen to authorize the City Manager to establish a Public Hearing for 8:00 p.m. August 3, 1970 on the request to rezone the following described properties:

ELORAL PARK Lots 107-112 inclusive; Lots 225-239 inclusive; lots 362-377 inclusive; lots 510-525 inclusive.

all from M1 Industrial to C-3 General Commercial.

ACREAGE TRACT SECTION 26: CD-05 from M1 Industrial to C-3 General Commercial.

SUPERVISOR'S SUBDIVISION #4: Lots 106 and 107 from M 1 Industrial to C3 General Commercial.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

HISTORICAL PRESERVATION COMMITTEE MINUTES MAY 28, 1970

Motion by Allen supported by Yoder to receive and file. Motion carried, all ayes.

FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY MINUTES MAY 6, 1970

Receive and file.

ZONING BOARD OF APPEALS MINUTES JULY 1, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

A. REQUEST FROM RANDALL SIGN COMPANY TO ERECT REPLACEMENT SIGN AT 22420 FARMINGTON ROAD AT NINE MILE STANDARD SERVICE STATION.

Letter from Randall Sign Company requesting permission to replace their damaged sign at 22420 Farmington Road at 9-Mile, for the Standard Oil station located there. Presently there is a 7 ft. x 10 ft. oval sign on the corner that has incurred damage to the plastic face, and it is their intention to replace this sign with a newer oval which is 6 ft x 10 ft. - slightly smaller than the original sign.

Motion by Allen supported by Yoder to approve the request of Standard Oil Service Station at 22420 Farmington Road at Nine Mile Road to replace the plastic face of the existing oval sign with a 6 ft. x 10 ft. sign, as requested by Randall Sign Company. Motion carried, all ayes.

CM-7-235-70 LETTER FROM MICHIGAN PUBLIC SERVICE COMMISSION REGARDING PUBLIC HEARING

Letter received from Michigan Public Service Commission regarding an investigation to determine the need for, and the provisions of, a uniform underground electric extension policy for electric utilities. At a meeting April 27, 1970, the Commission issued an order which (1) adopted rules and regulations governing the extension of underground electric distribution lines, (2) cancelled existing extension policies of all electric utilities insofar as they are in conflict with the adopted rules; (3) required the electric utilities file for approval, within 90 days, revised line extension policies which comply with the adopted rules, and (4) required that the mandatory placing of electric facilities underground, as required in the rules, become effective for facilities constructed on and after January 1, 1971, and that the contribution in aid of construction become effective for all new construction on and after publication of the rules in the Michigan Administrative Code.

The letter goes on to state that since the issuance of this order, it has come to their attention that even though it had been properly noticed, the fact that it was conducting an investigation to determine whether a uniform electric underground extension policy was needed, they may have not completely complied with Act No. 88, P.A. 1943. Therefore, the Commission has carefully considered this matter and is of the opinion they should rescind the April 27th order and the proposed rules and regulations governing the extension of underground electric distribution lines should be noticed in order that interested parties may be afforded an opportunity to submit data orally or in writing. Therefore they are establishing a new day of June 29, 1970 and have invited interested parties to submit their views in writing regarding this proposition.

Motion by Richardson supported by Yoder to go on record as supporting

this type of policy for the electric utilities. Also to authorize the City Manager to contact the Public Utilities Commission to find out what criteria will be used in determining replacements of the existing facilities.

Motion carried, all ayes.

CM:7-236-70 LETTER FROM DEE JAY DISTRIBUTING COMPANY REGARDING APPEAL PLANNING COMMISSION DECISION

Letter from Dee-Jay Distributing Company appealing to the City Council for ordinance variation to do business at Best Oldsmobile Dealership at Grand River and Mayfield. They state their proposed business consists of retail trade conducted by the L.A. Sound Studios Inc., service trade by Lasco Service Company and mail order by the A.R.E. Inc., and the Dee-Jay Distributing Company is the wholesale and warehousing division.

City Manager Dinan told the Council the Planning Commission previously denied the request of Dee-Jay Distributing Company to operate auto service warehousing and retail trade at this location for auto accessories that are oriented around air conditioning and stereo tape players. The proposed uses would require 50 off-street parking spaces to comply with the City's off-street parking ordinance. The premises however will only provide 38 off-street parking spaces, thus there would be a deficiency of 22 parking spaces for this use.

Motion by Allen supported by Yoder to deny the appeal of Dee-Jay Distributing Company for an ordinance variance in the City of Farmington. Motion carried, all ayes.

CM-7-237-70 LETTER FROM JOE USORIS, WINTERGARDEN CAFE, RE: SEWER TAP EIGHT MILE AND BERG ROAD IN CITY OF DETROIT.

Letter from Joe Usoris, Wintergardens Cafe, re Sewer Tap Eight Mile Road and Berg Road, City of Detroit.

City Manager Dinan told the Council that the City of Farmington has previously allowed certain commercial users to tie into the City's interceptor system on Eight Mile Road in the City of Detroit as a convenience to the City of Detroit Water Board, which avoids duplication of service in this area. He stated the Wintergardens Cafe is located immediately adjacent to the Red Pony Restaurant to whom the Council granted permission to tie into the City's system several months ago. The City of Detroit gives the City of Farmington credit sewer capacity in their system, and we bill these customers the standard resident rate of 75% of the City of Farmington water billing.

Motion by Yoder supported by Richardson that the City Council approve the request of the Wintergardens Cafe to tie into the City of Farmington Interceptor Sewer as per agreement with the City of Detroit Metropolitan Water Board. Motion carried, all ayes.

CM-7-238-70 REQUEST FROM VETERANS MEMORIAL DAY COMMITTEE FOR CITY CONTRIBUTION.

Letter read from Veterans Memorial Day Committee requesting that the City Council consider aid in helping defray the many costs incurred in sponsoring the Memorial Day Parade and Activities. They state many local businesses and industries have contributed to this fine endeavor and in keeping with the spirit of the occasion and the attendant publicity accorded the City of Farmington as a direct result of their parade, it is felt that an appropriation of \$100.00 would be deeply appreciated. They further hope that the City Council will see fit to make such an appropriation each year to help assure all future Memorial Day Parades to meet the high standards to which our City has become accustomed.

Motion by Richardson supported by Allen to adopt the following resolution:


BE IT RESOLVED:

THAT THE CITY COUNCIL APPROPRIATE \$100.00 THIS YEAR FROM THE CONTINGENCY FUND TO HELP DEFRAY EXPENSES FOR THE MEMORIAL DAY PARADE, AND IN THE FUTURE BUDGET \$100.00 YEARLY FOR THE VETERANS MEMORIAL DAY COMMITTEE FOR THEIR PARADE, THIS MONEY TO BE BUDGET FROM THE APPROPRIATE ACCOUNT IN THE GENERAL FUND.

Roll Call

Ayes: Brotherton, Richardson, Yoder, Allen  
Nays: None  
Absent: Seibert.

Resolution declared adopted July 6, 1970.

  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

CM-7-239-70 REQUEST FOR VACATION LANSBURY LANE NORTH OF BRITTANY HILL DRIVE

Letter from Raymond D. Edwards, owner Lot 58, Chatham Hills Subdivision who petitions the vacation of the east half portion of Lansbury Lane that extends approximately 140 ft. north of Brittany Hill Drive. He is requesting this in order to meet the 25 ft. side lot requirement in construction of his new residence on this lot, which is adjacent to the portion of Lansbury Lane mentioned above. Also, in view of the fact that this street has no outlet and according to the Building Department has no value to the City of Farmington, the City Manager believes it would be in the best interest of the City to vacate this street so that adjacent property owners will maintain it and be placed on the tax rolls.

Motion by Allen supported by Yoder to establish a Public Hearing for 8:00 p.m. Monday July 20, 1970 on the vacation of Lansbury Lane north of Brittany Hill Drive. Motion carried, all ayes.

CM-7-240-70 LETTER FROM WILLIAM ASHDOWN REQUESTING PERMISSION TO ERECT SIGN AT 33436 OAKLAND AVENUE

Letter from Mr. William Ashdown, 33436 Oakland, requesting that the City Council allow an identification sign 1 ft x 2 ft. be placed on the front elevation of his home to aid him in his home occupation. The Zoning Board of Appeals approved Mr. Ashdown's request to conduct a watch repair operation in his home at the above address at their meeting of July 1, 1970, and the City Manager stated he was of the opinion that Mr. Ashdown's request for a small identification sign would be in order and would not be detrimental to the surrounding properties, and would aid him in his home occupation of providing the service of watch repairs.

Motion by Yoder supported by Richardson to approve the request of Mr. Ashdown to erect this small identification sign on the front elevation of his home. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-7-241-70 BID 8" WATER MAIN EXTENSION WOODCROFT SUBDIVISION TO DRAKE HEIGHTS SUBDIVISION

City Manager Dinan reported four bids were received as per advertisement for extension of 8" Water Main Woodcroft Subdivision to Drake Heights Subdivision. Bids were as follows:

The Stanford Company	\$7,046.60
Ernie Capoccia Equipment	8,375.70
L. & E. Excavating	9,360.00
Kirchamco Inc.	10,276.70
G. & H. Contracting	11,864.60

The City Manager stated the low bidder, Stanford Company has performed work for the City of Farmington in the past and has been found to be an excellent contractor. Therefore, he recommended the Council award the bid for the 8" Water Main Extension to them.

Motion by Allen supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid for the 8" Water Main Extension Woodcroft Subdivision, to Drake Heights Subdivision, to the Stanford Company in the amount of \$7,046.60, and that this amount be transferred from the Receiving Fund to the Improvement Fund in the Water and Sewer Fund to cover this expense.



Roll Call

Ayes: Richardson, Yoder, Allen, Brotherton  
Nays: None  
Absent: Seibert  
Resolution declared adopted July 6, 1970.

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Elizabeth Brines, City Clerk.

CM-7-242-70 BID - MASS GRADING DRAKE ROAD PARK

City Manager Dinan reported the City of Farmington received bids for mass grading storm drainage, Drake Road Park as per advertisement. The bids were as follows:

Mass Grading includes the following work:

1:	Finished grading, clearing, grubbing	
2:	Salvage and replacement	1830 cu.yds
3:	Mass grading	6000 cu.yds
4:	Sodding	6500 sq.yds
5:	Seeding and Mulch	3.2 acres

	Fulkerson Landscaping	\$15,226.10
	J.D. Armstrong	23,112.00
	G. & H. Contractor	27,475.00

Storm Sewer

	Stanford Company	4,510.00
	Fulkerson Landscaping	9,152.25
	J.D. Armstrong	11,657.50
	G. & H. Contractor	8,743.75

City Manager Dinan said the low bidder on the mass grading, sodding, seeding and mulch, Fulkerson Landscaping, submitted a very competitive bid, and was within the budget established for this work under the State Recreation Bond Program. The company is experienced in this field, and has a fine reputation, and therefore the City Manager recommended that the bid for mass grading, sodding, seeding and mulch of three ball fields in the Drake Road Park be awarded to Fulkerson Landscaping.

In addition to this, the City Manager reported the low bidder for the storm sewer for the Drake Road Park ball diamonds, Stanford Company, bidding \$4,510.00 was a very competitive bid, and he therefore recommended the bid for the storm sewer be awarded Stanford Company.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council award the bid for mass grading, sodding and seeding of three ball fields in the Drake Road Park to Fulkerson Landscaping Company in the amount of \$15,226.10 subject to State of Michigan approval.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: Seibert.

Resolution declared adopted July 6, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk

Motion by Yoder supported by Richardson to adopt the following resolution:  
CM-7-243-70

BE IT RESOLVED:

That the City Council award the bid for the storm sewer Drake Road Park to the Stanford Company in the amount of \$4,510.00 subject to State of Michigan approval.

Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert

Resolution declared adopted July 6, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-7-244-70 REPORT DECISION APPEAL OF LONDON DERBY RESTAURANT

City Manager Dinan reported the Council tabled the appeal of the London Derby Restaurant to be located in the former G.A.C. offices at 23631 Farmington Road at their last regular meeting. It was the intention of the members of the City Council to investigate the existing operation of food establishment at Woodward Avenue and 13 Mile Road in an effort to determine whether this proposed restaurant is basically a convenient food outlet that would generate excessive vehicular traffic in the Central Business District.

Mr. John O'Guerc, attorney representing the owner of Baskin-Robbins Ice Cream Parlour on Farmington Road, stated his client was opposed to the proposed London Derby Restaurant because of lack of parking facilities.

Mrs. Charles Harper of the Farmington Citizens Association wished to

go on record as being opposed to this restaurant.

Motion by Richardson supported by Yoder that the appeal of the London Derby Restaurant be denied, and the recommendations of the Planning Commission be upheld.

Ayes - 2

Nays - 1

Allen abstained.

Motion carried

CM-7-245-70 SIDEWALK REPLACEMENT PROGRAM BEL AIRE SUBDIVISION AND NEW INSTALLATION OF SIDEWALKS, NINE MILE ROAD, POWER TO MAPLE.

City Manager Dinan told the Council the Department of Public Services has conducted a survey of the general condition of sidewalks in Bel-Aire Hills Subdivision, and he submitted a list of individual owners who needed repair work necessary to bring these sidewalks up to par.

The City Manager told the Council he thought this work could be tied in with the replacement of sidewalk in connection with the Bel-Aire Relief sewer project, in order to receive a more competitive bid, because of the greater volume of work.

Mr. Dinan told the Council the complete replacement program would involve 14,541 square feet of walkway to be removed and replaced, and would range from one flag (5 ft.) to as many as 14 flags (70 ft.) per owner.

However, he stated the average replacement only would involve three flags or 75 sq. ft. which would probably be assessed at about \$50-60 for removal and replacement.

Motion by Richardson supported by Allen that the City Council authorize the City Manager to notify property owners in the Bel-Aire Hills Subdivision of the removal and replacement of defective sidewalk, and advise them they have thirty (30) days in which to complete this project or the City will make the necessary installation.

Motion carried, all ayes.

CM-7-246-70 In connection with this program the City Manager asked the Council to authorize continuous sidewalks be installed at Nine Mile Road from Power to Maple, since half the block will have new sidewalks by the construction of three new homes in the area, and these sidewalks are necessary to provide proper pedestrian walkway for school children going to Cloverdale School on Nine Mile Road.

Motion by Allen supported by Yoder to authorize the City Manager to have continuous sidewalks installed at Nine Mile Road from Power to Maple Road. Motion carried, all ayes.

CM-7-247-70 REPORT CITY CONTRIBUTION DRUG ABUSE PROGRAM

City Manager Dinan submitted the proposed articles of incorporation for the Farmington Area Advisory Council Inc., along with the roster of the Board of Directors of the proposed Farmington Area Advisory Council Inc., which has been established in connection with the Farmington Community Program for Drug Abuse. He stated it has been established in accordance with guidelines developed by the Human Resources Committee of Oakland County Board of Supervisors, so that the program can qualify and receive Oakland County financial contributions towards this program.

Mr. Dinan stated it is quite obvious to all concerned that the program is getting off to an excellent start as they have formulated their structure of membership, and plan on incorporation as an Advisory Council, non-profit organization, as spelled out in the guidelines from the County. He stated it should be noted that the Advisory Council has approved their 1970-71 budget, and the total cash expenses as presented in the budget proposal amount to \$29,600.00.

Anticipated revenues to offset these expenses are:

Farmington Township	\$12,000.00
City of Farmington	3,000.00
Oakland County	10,000.00
Miscellaneous Contributions	<u>4,600.00</u>
Total	\$29,600.00

The Advisory Council has requested the City share of \$3,000 be made immediately as they are in full operation as of July 1, 1970 and these funds are needed to cover operational costs for the forthcoming year.

Motion by Allen supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

THAT THE CITY COUNCIL AUTHORIZE A CONTRIBUTION OF \$3,000 BE MADE TO THE FARMINGTON AREA ADVISORY COUNCIL, INC., (DRUG ABUSE PROGRAM) TO BE PAID FROM THE SOCIAL SERVICES ACCOUNT 1970-71 BUDGET.

Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert

RESOLUTION DECLARED ADOPTED JULY 6, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-7-248-70 REPORT EXCHANGE OF PROPERTIES DOWNTOWN CENTER FOR EXPANSION OF A. & P. STORE.

City Manager Dinan submitted an agreement and resolution prepared by Miller, Canfield, Paddock and Stone, attorneys, for the proposed exchange of properties between the City of Farmington and the Farmington Center Company to allow expansion of the A. & P. Store in the Downtown Center. He stated in the agreement, the Farmington Center Company, as part of consideration for the execution of this agreement, at its own expense, caused to be developed, improved and maintained, for the purpose of public parking, Lots 8 and 10, Assessor's Plat #2 on Orchard Street.

It is further understood that the additional parking spaces provided in lots 8 and 10 shall be subject to the terms of the original agreement, and all supplements and amendments thereto provided. However, the Farmington Center Company will reimburse the City for the reasonable expense of lighting the additional parking spaces contemplated in this paragraph.

It is also understood that the purpose of this agreement is to provide additional public parking facilities for the benefit of citizens of the City and to make spaces available for commercial expansion.

City Manager Dinan felt the City attorney has provided the necessary mechanics to complete this transaction which was given favorable consideration by the City Council at their last meeting. He requested therefore, that the City Council adopt a resolution on the exchange of properties between the City of Farmington and the Farmington Center Company.

Motion by Richardson supported by Yoder to adopt the following resolution:

WHEREAS, it is deemed reasonable and proper by the City Council of the City of Farmington to enter into an agreement with the Farmington Center Company to provide for the exchange of certain parcels of property as described in the Agreement in order to promote the expansion of commercial establishments within the City and to provide for an increase in the number of public parking spaces available to the residents of the City.

AND WHEREAS, the Agreement and Quit Claim Deed have been prepared and are sufficient to effectuate the aforesaid purpose.

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The attached Agreement is approved as to form and content and the Mayor and City Clerk be and the same are hereby authorized to execute said Agreement for and on behalf of the City.

2. The attached Quit Claim Deed is approved as to form and content and the City Manager be and is hereby authorized to execute said Deed for and on behalf of the City.

3. All resolutions and parts of resolution insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.


Roll Call

Ayes: Brotherton, Richardson, Yoder, Allen

Nays: None

Absent: Seibert

Resolution declared adopted.



Elizabeth Brines, City Clerk.

AGREEMENT

THIS AGREEMENT, made this 6th day of July 1970 by and between the City of Farmington, County of Oakland, State of Michigan, a Michigan Municipal Corporation (sometimes hereinafter called the "CITY"), and Farmington Center Company a Michigan Partnership (sometimes hereinafter called the "COMPANY").

WITNESSETH:

WHEREAS, the CITY has heretofore entered into and performed in accordance with an Agreement by and between the CITY and Farmington Center Corporation dated July 1, 1960, as amended by the following:

Supplemental Agreement dated July 1, 1960; Amendment to Agreement dated April 12, 1961; and Supplemented by the following: Agreement between Farmington Center Corporation and City of Farmington dated September 29, 1961, and Agreement dated September 12, 1967;

AND WHEREAS, by Assignment dated June 16, 1969, Farmington Center Corpn., assigned all rights and liabilities arising out of the aforesaid Agreement and amendments and supplements thereto to Center Holding Corporation, a Michigan Corporation; which corporation by assignment dated June 17, 1969 assigned all rights and liabilities arising out of the aforementioned Agreement, amendments and supplements to the COMPANY;

AND WHEREAS, it is deemed reasonable and necessary by the parties hereto that the aforesaid Agreement be amended by providing for an exchange of parcels of property, between the parties hereto, which exchange would have the effect of altering the original parking lot design.

IT IS THEREFORE AGREED BY AND BETWEEN THE PARTIES HERETO:

1. The COMPANY by warranty deed satisfactory in form and content to the CITY will convey to the CITY and the CITY agrees to accept said conveyance of the following described premises situated in the City of Farmington, County of Oakland and State of Michigan, to wit:

The Southerly 12 ft. of Lot 41 and the Southerly 12 ft. of the E 30 ft. of Lot 42, Block 1, Davis Addition to the City of Farmington, City of Farmington, Oakland County, Michigan, according to the plat thereof as recorded in L 2 of Plats, p 36, Oakland County Records.

Also part of Lot 33 of Lapham's Addition to the Village of Farmington, part of the NW quarter of Section 27, T 1 N, R 9 E, according to the plat thereof as recorded in L 2 of Plats, P 37, Oakland County Records, and more particularly described as: Commencing at the SE corner of said Lot 41 of Block 1 of the Davis Addition; thence S 32°35'W to ft. to a point thence N 57°11'W, 73.91 ft; thence due N 11.48 ft; thence N 32° 35'E, 40.29 ft. to the SW corner of the E 30 ft. of said Lot 42, Block 1 of said Davis Addition; thence S 57°11'E, 80 ft. to the point of beginning.

2. The CITY by quit claim deed satisfactory in form and content to the COMPANY will convey to the COMPANY, and the COMPANY agrees to accept said conveyance of the following described premises situated in the City of Farmington, County of Oakland and State of Michigan, to wit:

The Southerly 163 ft. of the W 37 ft. of Lot 19, and the Southerly 163 ft. of the E 2 ft. of Lot 20, except the Southerly 25 ft. thereof dedicated for Orchard Ave., Lapham's Addition to the Village of Farmington, City of Farmington, Oakland County, Michigan, as recorded in L2, P 37 of Plats, described as beginning at a point on the N line of Orchard Ave., 50 ft. wide, distant S 89° 23'20" E 115.00 ft. from the intersection of said N line of Orchard Ave. and the E line of Farmington Road, 66 ft. wide; thence from the point of beginning N 0°33' 00" E 138.00 ft. along a line parallel to and 115.00 ft. E of the E line of Farmington Road, thence S 89°23'20" E 39.00 ft; thence S 14°38'30" W 138.00 ft; thence N 89°23' 20" W 39.00 ft. along the N line of Orchard Ave., to the point of beginning.

3. The CITY further agrees at its expense to secure a title insurance policy for the benefit of the COMPANY which policy shall be delivered along with the deed contemplated in paragraph 2 hereof.

4. The aforesaid Warranty and Quit Claim Deeds shall be prepared, executed and exchanged within thirty days from the date hereof.

5. The COMPANY herein agrees as part of the consideration for the execution of this agreement and at its expense, to cause to be developed and improved and maintained for purposes of public parking Lots 8 and 10 of Assessors Plat No. 2, City of Farmington, Oakland County, Michigan, according to the plat thereof.

6. It is understood by and between the parties hereto that the additional parking spaces provided for by paragraph 5 hereof shall be subject to the terms of the original Agreement and all supplements and amendments thereto, provided, however, that the COMPANY shall reimburse the CITY FOR the reasonable expense of lighting the additional parking spaces contemplated in this paragraph.

7. It is understood by and between the parties hereto that the purpose of this Agreement is to provide additional public parking facilities for the benefit of the citizens of the CITY and make space available for commercial expansion.

IN WITNESS WHEREOF, the parties hereto have set their hand and seals this 6th day of July 1970, This Agreement is executed in duplicated.

CITY OF FARMINGTON  
a Michigan Municipal Corporation.  
by: WILBUR V. BROTHERTON, Mayor  
by: ELIZABETH BRINES, City Clerk  
Farmington Center Company,  
by: \_\_\_\_\_ Partner.

CM-7-249-70 REPORT CITY POLICY REGARDING CREDIT FOR OFF-STREET PARKING MUNICIPAL PARKING LOT SOUTHEAST QUADRANT FOR SPECIAL ASSESSMENT PAYMENT

City Manager Dinan told the Council he has had an opportunity to review the impact of the City establishing a policy of giving credit one car per \$500.00 special assessment payment, that was made as part of the Downtown municipal parking lot program, southeast quadrant. He stated he has analyzed each individual property that contributed towards the special assessment program to see what affect credit for off-street parking would have on future development of these properties.

The following have contributed towards this special assessment program:

Dairy Maid - Owner Mabel Checketts. Metropolitan Bank - Owner Earl Vivie  
Metropolitan Center Offices, Inc. Himmelspach, Inc. - Owner E.W. Smith  
Charles Williams Office Building - Owner Eleanor Wingard,  
Scott Colburn Saddlery - National Bank of Detroit Trust Department.  
Old Bank Building - Owner Harry Harwoods; Farmington Holding Company -  
Stores, Offices and Apartments; Detroit Edison Company - Owner John Lutz;  
Godmar-Bradley Drugs - Owner Mrs. Mahlon Bradley; Center Tire Store -  
Owner, Tracy Conroy.

Mayor Brotherton was of the opinion that the Council should review this program further before taking any action.

Motion by Allen supported by Richardson that the report be received and filed, and that the Council take additional time to study the contents. Motion carried, all ayes.



CM-7-250-70 REPORT STORM SEWER PROJECT TO RELIEVE ALTA LOMA AREA

City Manager Dinan reported he has a preliminary plan for a relief storm sewer to service the area of Farmington Road from Freedom Drive to Alta Loma, to relieve existing storm sewer outlet, Alta Loma area north of Alta Loma Drive, and provide overflow relief to Freedom Road west of Farmington Road, Alta Loma Subdivisions 2 and 3.

He stated there is no immediate outlet in the vicinity to provide storm sewer relief for this Alta Loma Area, and stated it will be necessary that the City provide a large storm sewer transmission main on Freedom Road from the Rouge River to Farmington Road, thence north on Farmington Road which will give immediate service to the property on the west side of Farmington Road from Freedom Drive to Alta Loma Drive.

Mr. Dinan stated the initial design calls for a minimum size of 48" & 42" storm sewer from the outlet to Farmington Road, then north on Farmington Road 36" and 30" to service this property and afford an outlet in Alta Loma Subdivision north of Alta Loma Drive. The main transmission storm sewer will be designed to afford an overflow relief to the outlet at Freedom Road west of Farmington Road as a second phase of this program. Mr. Dinan suggested perhaps an 18" overflow at this outlet would divert excess storm water from the outlet to the south when it is over capacitated.

City Manager Dinan told the Council he proposed financing this program on a special assessment basis with the property owners on the west side of Farmington Road paying for this section cost and the City sharing on the cost of the larger storm sewer trunkline on Freedom Road. Therefore, he requested that the City Council adopt Resolution #1 in order to get this project started.

Motion by Allen supported by Richardson to adopt the following resolution:

RESOLUTION #1

WHEREAS, a petition has been filed with the City Council, duly signed by owners of the frontage of the following described street, requesting construction of storm sewer structures on the following described street:

Freedom Drive from Rouge River to Farmington Road and Farmington Road from Freedom Drive to Alta Loma Drive.

AND WHEREAS, the Council deems it necessary to acquire and construct said storm sewer improvements.

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 storm sewer 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: Richardson, Yoder, Allen, Brotherton  
Nays: None  
Absent: Seibert.

Resolution declared adopted July 6, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

MISCELLANEOUS

PLANTE AND MORAN REPORT ELEVEN MONTHS ENDING MAY 31, 1970

Receive and file.

COMMENTS:

Councilman Allen stated he had been approached by a group of young people in the City who were interested in becoming involved in City activities and Council proceedings, and he introduced Stephen P. Savage of 23591 Bicking Court, Farmington.

Mr. Stephen Savage told the Council a number of students at Farmington Senior High School thought it would be a good idea to each pick a Councilman as his counterpart and discuss individually with him the items on the Council agenda.

City Manager Dinan explained that a program such as this would not be feasible as it would be far too time consuming. However, he suggested Mr. Savage be put on the mailing list of Council agendas, and in the event something of interest to him would come up, a report could be obtained from the city clerk prior to the Council Meeting on Monday night.

Mr. Dinan also said that Mr. Savage and the other students should be aware of the fact that all council meetings were public, and certainly every item on the agenda was open for discussion.

RESOLUTIONS AND ORDINANCES

CM-7-251-70 ADOPT ORDINANCE NO. C-280-70 FIRE PREVENTION CODE

Motion by Richardson supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-280-70

ORDINANCE TO AMEND SUB PARAGRAPHS (a), (b), (c) and (d) OF PARAGRAPH II OF SECTION 9.188 OF THE FIRE PREVENTION CODE.

THE CITY OF FARMINGTON ORDAINS:

That Sub-Paragraphs (a), (b), (c) and (d) of Paragraph 2 of Section 9.188 of the Fire Prevention Code shall be amended to read as follows:

(a) No person shall dispose of any leaves, rubbish, trash, wood, garbage, food containers or other combustible material whatever in any street, alley, private place, or in any public place by burning within the City of Farmington except in a proper incinerator.

(b) No incinerator shall be installed within or on any premises without a permit and approval of the City of Farmington Building Department.

(c) This ordinance is not intended to prohibit fires used for the preparation of food, the use of indoor fireplaces, or outdoor camp fires in designated areas in public parks.

(d) Outside burning may be permitted after the issuance of a PERMIT TO BURN from the Department of Public Safety; the Permit shall not be issued for the burning of material that endangers surrounding property or creates a nuisance or is a hazard to health.

This ordinance was introduced at a regular meeting of the Farmington City Council on June 15, 1970, was adopted and enacted at the next regular meeting on July 6, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

Roll Call

Ayes: Yoder, Brotherton, Richardson  
Nays: Allen  
Absent: Seibert.

CM-7-252-70 ADOPT ORDINANCE NO. C-281-70 COMMERCIAL VEHICLE STORAGE

Motion by Yoder supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-281-70

AN ORDINANCE TO AMEND SECTION 9.92 OF CHAPTER 9  
POLICE REGULATIONS.

THE CITY OF FARMINGTON ORDAINS:

That Section 9.92 of the Police Regulations shall be amended to read as follows:

9.92 Commercial Vehicle Storage. It shall be unlawful for any person to park, store, maintain, or keep any commercial vehicle larger than one and one half ton classification as the same is hereinafter defined in or on or around any lot or parcel of land or any premises whatsoever contained in any district zoned residential by the Farmington Zoning Ordinance (Chapter 39) for residential purposes. A commercial vehicle of one and one half ton or more but less than one ton classification will be allowed in the above residential districts, provided it has no dual rear wheels; provided further that the commercial vehicle shall not be parked or stored in the required front yard of any lot or on any street contained in any district zoned for residential purposes; provided further that where a corner lot adjoins the side boundary of a lot in a residential zone, no commercial vehicle parked within 25 feet of the common lot line shall be nearer the street bounding of the side lot line than the least depth of any front yard required along such side street; provided further that a commercial vehicle of less than one half ton classification shall be permitted to park in residential districts, provided the vehicle has no markings or other lettering or other advertising identifying a company, firm, corporation or other place of business; and further, that the vehicle shall not be loaded with material, equipment, tools or other goods exposed to the public view. A commercial vehicle of one and one half ton classification or less will be allowed in the above residential districts if properly housed by a lawful accessory building.

(1) The term "commercial vehicles" as herein defined shall be deemed to mean any vehicle of any kind whether self propelled or not which is designed for commercial use as distinguished from a passenger vehicle for the conveyance of human beings except that all buses, taxicabs and other passenger vehicles normally used for commercial purposes are also regulated or prohibited as set forth above.

(2) Section 9.92 was adopted by the Council of the City of Farmington as a police power ordinance and to prohibit public nuisances in the City of Farmington and is adopted after hearing of many complaints regarding the storing, keeping, maintaining, etc., of commercial vehicles on private residential lots and it is therefore ordered that this section shall apply uniformly and without exception in all residential zones in the City of Farmington.

(3) This ordinance is not intended to prohibit parking for the delivery of goods and services in residential districts.

This ordinance was introduced at a regular meeting of the Farmington City Council on June 15, 1970, was adopted and enacted at the next regular meeting on July 6, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder  
Nays: None  
Absent: Seibert

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Richardson supported by Allen to approve Claims and Accounts for July 6, 1970 as submitted, General Fund \$4408.02 and Water and Sewer \$2315.08.

Roll Call:

Ayes: Brotherton, Richardson, Yoder, Allen  
Nays: None  
Absent: Seibert  
Motion carried, all ayes.

ADJOURNMENT

Motion by Yoder supported by Richardson to adjourn at 11.10 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on July 20, 1970 at 8:00 p.m. Meeting called to order by Mayor Brotherton.

ROLL CALL: Brotherton, Richardson, Seibert, Yoder present  
Allen arrived at 9.40 p.m.

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines,  
Attorney Kelly, Chief Deadman and Director Vondrak.

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of regular meeting of July 6, 1970 with the following correction:

Under first paragraph, "Minutes of Previous Meeting" this should have been supported by Allen instead of Seibert.

Motion carried, all ayes.

CM-7-253-70 PUBLIC HEARING

VACATION OF LANSBURY LANE FROM BRITTANY HILL DRIVE TO NORTH LINE OF CHATHAM HILLS SUBDIVISION

Mayor Brotherton opened the Public Hearing and stated that notices of said hearing had been published in the local paper. He asked for comments from interested persons.

Hearing no comments, motion by Seibert supported by Yoder to close public hearing. Motion carried, all ayes.

Motion by Seibert supported by Richardson to adopt the following resolution

RESOLUTION VACATING LANSBURY LANE FROM BRITTANY HILL DRIVE TO NORTH LINE OF CHATHAM HILLS SUBDIVISION IN THE CITY OF FARMINGTON, COUNTY OF OAKLAND, STATE OF MICHIGAN.

WHEREAS: On the 20th day of July 1970, the Council of the City of Farmington resolved that it is advisable to vacate that portion of Lansbury Lane from Brittany Hill Drive to the North Line of Chatham Hills Subdivision in the City of Farmington, and

WHEREAS: Notice of Publication having been made as required by law and by Charter of the City of Farmington, and the Council having met in the Council Chambers at 23600 Liberty Street, Farmington, Michigan on July 20, 1970 for the purpose of hearing objections thereto, and no objections having been made thereto,

NOW, THEREFORE, THE CITY OF FARMINGTON RESOLVES:

That Lansbury Lane from Brittany Hill Drive to the north line of Chatham Hills Subdivision in the City of Farmington be and the same is hereby vacated, discontinued and abolished

BE IT FURTHER RESOLVED, that an easement will be retained for existing public utilities, over, through and on a part of the vacated portion of said street, to wit: six (6) feet on each side of existing public utilities will be excepted from such vacation.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Allen

RESOLUTION DECLARED ADOPTED JULY 20, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS JULY 13, 1970

Motion by Richardson supported by Yoder to receive and file. Motion carried, all ayes.

FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY MINUTES JUNE 10, 1970

Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS CM-7-254-70

REQUEST FROM FRED AND BARBARA MORRISON FOR PERMISSION TO INSTALL THREE FT. WOODEN FENCE BEYOND THE FRONT BUILDING LINE TO THE FRONT SIDEWALK AT 22810 LAKEWAY.

Letter from Fred and Barbara Morrison, 22810 Lakeway Street, requesting the City Council consider granting permission to install a three foot wooden fence with wooden posts, extending beyond the front building line to the front sidewalk. They state that the residence to the north of their home is situated on a fifty foot lot with their driveway adjacent to their property. The lot is one hundred feet wide and they state it is very difficult to maintain their property because of the constant use. In this area, they also state are other fences beyond the front building line.

Motion by Richardson supported by Yoder to grant the Morrison's a variance on their fence to allow them to construct it to within sixteen (16) feet of the sidewalk, as long as there are no objections from their neighbor to the north. Motion carried, all ayes.

CM-7-255-70 REQUEST FROM CECIL C. BEEBE FOR PERMISSION TO KEEP GROUND SIGN AT 31233 GRAND RIVER

Request from Cecil C. Beebe for permission to keep their present sign in front of their business at 29331 Grand River Avenue, corner of Orchard Lake Road and Grand River. According to the City ordinance no more than

COUNCIL PROCEEDINGS

one ground sign can be erected on the premises, therefore they would like to appeal to the City Council to be allowed to keep the present sign.

Motion by Seibert supported by Richardson to table action on this until the next meeting in order to give the City Manager and the Building Inspector time to check the sign as to whether it constitutes a permanent or temporary sign. Motion carried, all ayes.

CM-7-256-70 REQUEST FROM BRUCE STRANGE OF 32340 GRAND RIVER FOR PERMISSION TO KEEP SIGN IN FRONT OF BUSINESS ESTABLISHMENT AT THIS ADDRESS.

Request from Bruce Strange of 32340 Grand River Avenue that he be allowed to keep the present temporary sign located at the business corner of Power and Grand River Avenue (Shell Station).

Motion by Yoder supported by Richardson that the request be denied, and Mr. Strange be informed of another avenue that might be undertaken in regards to hanging the temporary sign on the permanent sign, if it is not in the public right-of-way. Motion carried, all ayes.

REQUEST FOR FARE INCREASES GREAT LAKES TRANSIT CORPORATION

Letter from Great Lakes Transit Corporation enclosing their new passenger tariff which increases passenger fares on all routes operated by Great Lakes Transit Corporation to become effective July 15, 1970. All fares up to 45¢ increase 5¢, fares ranging from 45¢ to 80¢ are increased 10¢ and fares 85¢ over are increased 15¢. Great Lakes Transit Corporation states the fare increase is necessary because of increased costs and declining passengers. They state that operating costs over the past 12 months have increased in excess of seven cents per mile while patronage declined at the rate of 11.4%. The increase in operating costs has resulted primarily from wage increases of approximately 10%.

Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes.

CM-7-257-70 MICHIGAN MUNICIPAL LEAGUE ANNUAL BUSINESS MEETING

Letter from Michigan Municipal League stating the annual meeting will be held at 2 p.m. September 10, 1970 at the Sheraton Cadillac Hotel, Detroit, for the election of trustees, resolutions and other businesses. They are requesting the City to designate by action of our governing body one of our officials who will be in attendance at the Convention as official representative to cast the vote of the municipality at the Annual Meeting, and if possible to designate one other official as alternate.

Motion by Richardson supported by Seibert that the City Council designate



the City Manager as official delégate, and the Mayor as his alternate to vote on any business at the annual meeting of the Michigan Municipal League at the Sheraton-Cadillac Hotel, Detroit on September 10th 1970.

Motion carried, all ayes.

CM-7-258-70 REQUEST FROM RANDALL SIGN COMPANY FOR BORON OIL COMPANY FOR PERMISSION TO PLACE GROUND SIGN AT GRAND RIVER AND DRAKE ROAD.

Letter from Randall Sign Company requestion permission to place a ground sign advertising TV stamps at the Boron Oil Company's new location at Grand River and Drake Road.

The letter states they are aware the City's current ordinance does not permit a second sign, but they wish to appeal this for three reasons, to wit:

- 1: The plastic sign proposed is the more modern approach - it is up off the ground and used in lieu of wooden or metal pole and ground signs used in the past.
- 2: The marketing success of this location depends upon augmenting the rapidly building public acceptance of Boron in this area.
- 3: The cost of trading stamps is a direct cost to the station operation, and
- 4: The recommended sign differs from many other advertising and promotional signs.

Motion by Richardson supported by Brotherton to deny the request from Randall Sign Company to place a ground sign at Boron Oil Company at Grand River and Drake Road as this request constitutes a free standing sign. Motion carried, all ayes.

CM-7-259-70 REQUEST FROM LENORE ROMNEY'S CAMPAIGN HEADQUARTERS FOR PERMISSION TO OPERATE SOUND TRUCK IN THE CITY JULY 31, AUGUST 1, 3, & 4, 1970

Request from Lenore Romney's Campaign Headquarters for permission to operate a sound truck July 31, August 1, 3, & 4 1970 in the City of Farmington.

City Manager Dinan reminded the Council that the City has an ordinance against the use of sound trucks in residential areas.

Motion by Richardson supported by Seibert to deny the request of Lenore Romney's Campaign Headquarters to operate a sound truck in the City of Farmington on the dates requested.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CM-7-260-70 U.S. CENSUS COUNT AND CITY PROGRAM TO IMPROVE RESULTS

City Manager Dinan told the Council the City has received a preliminary U.S. Census count for the City of Farmington to be a population of 9,851 and he has forwarded a letter of protest on this to the Regional Director in Detroit.

Mr. Dinan told the Council upon investigation he has found that the City has about 350 more households than were picked up by the U.S. Census, which conceivably could make the difference between his projection and that of the U.S. census. He stated he thinks what has happened is that the area was annexed to the City in 1966 has been included in Farmington Township and not credited to the City of Farmington. A map has been forwarded to the Census Bureau which will in turn be forwarded to their geography section in Kentucky, and they should have word on this aspect as to the City's boundaries in relationship to the census by the end of next week.

In addition to this, Mr. Dinan stated plans are underway to contact every household within the City limits to find out if they were counted, to avoid any errors that might have arisen through lack of issuance of census forms, throwing them out and follow up on ones that were not filed. The total expenses for this survey are estimated at less than \$500.00.

In summation, City Manager Dinan told the council that each person counted amounts to approximately \$25.00 State and Federal revenue to the community per year, or an additional 1,000 persons for the City would amount to \$25,000 per year for the next decade, giving a total of \$250,000 that could conceivably be lost if were not we given the proper count. Mr. Dinan assured the Council he would advise them of the results of the recount as well as the investigation of the City's boundaries in relation to the census tract that was used in the Farmington area.

Motion by Seibert supported by Yoder to authorize the City Manager to contact our State Representatives and Senators in Washington and suggest the 1970 census be investigated to determine the reason why it is apparently in error, and to ask for a congressional investigation into this matter. Motion carried, all ayes.

CM-7-261-70. Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council authorize the City Manager to spend up to \$500.00 to conduct a survey, to certify the preliminary findings of the U.S. Census Count in the City of Farmington.

ROLL CALL

Ayes: Richardson, Seibert, Yoder, Brotherton

Nays: None

Absent: Allen

Resolution declared adopted July 20, 1970.

CM-7-262-70 REPORT ON VACATION OF DRAINAGE EASEMENT LOT 84 WOODCROFT SUB.

City Manager Dinan told the Council that the City of Farmington vacated drainage easements on several lots in the Woodcroft Subdivision when the City constructed a storm sewer that removed the need for these easements. However, there was one lot that was overlooked in establishing this vacation procedure and this should be vacated in order that a residential house can be constructed on this site. Mr. Dinan told the Council it will be necessary for the City to retain the south ten feet of the lot for an easement to dispose of storm water from the conductors from the house in an effort to improve drainage from the immediate area.

Motion by Yoder supported by Seibert to establish a public hearing on the request to vacate drainage easement on Lot 84, Woodcroft Subdivision, for Monday August 3, 1970 at 8 p.m. Motion carried, all ayes.

MISCELLANEOUS

BEAUTIFICATION COMMITTEE ANNUAL REPORT 1969-70

Motion by Richardson supported by Yoder to receive and file. Motion carried, all ayes.

CM-7-263-70 REVISED BY-LAWS AND ARTICLES OF INCORPORATION FARMINGTON AREA ADVISORY COUNCIL INC.

Copies of this literature were given to the City Council, and some concern was voiced over "Article II - Purpose" which reads as follows:

"The purpose or purposes for which this corporation is formed are to offer assistance and guidance to young people in the Farmington area in reference to problems they face during their developing years; to enter into and perform any contracts in connection with or incidental to the accomplishment of the foregoing purposes."

Motion by Seibert supported by Allen to direct the representatives of the City of Farmington (Robert Deadman and Ralph Yoder) to transmit the concern of the Farmington City Council on the general nature of the purpose of a portion of Article II of their By-Laws. Motion carried, all ayes.

CM-7-264-70 ESTABLISH MEETING TO REVIEW CITY POLICY OFF-STREET PARKING CREDIT FOR SPECIAL ASSESSMENT PAYMENT SOUTHEAST QUADRANT.

Motion by Seibert supported by Richardson to authorize the City Manager to establish a meeting for 7 p.m. August 3, 1970, and to invite former council members and members of the Parking Committee to this meeting. Motion carried, all ayes.

MONTHLY OPERATIONS REPORT PUBLIC SAFETY DEPARTMENT JUNE 1970  
Receive and file.

COMMENTS:

Councilman Yoder inquired if the Homeowners in Bel-Aire Subdivision would be required to take out a permit in order to replace their sidewalks. City Manager Dinan told him they would waive permits because the repair work is so small if they did the job themselves.

Councilman Seibert asked if there had been any improvement on traffic conditions at Farmington Road between Ten Mile and Shiawassee now that guard rails and rumble strips had been placed there. Chief Deadman said his Department has not received any complaints from residents, so he must assume conditions have improved.

Councilman Seibert asked if the City had ever received an answer from the Oakland County Road Commission on the Feasibility Study requested on the re-routing of Farmington Road. Chief Deadman said this has been turned over to the Oakland County Traffic Planning Department, and so far no word has been received from them.

In conjunction with this, Chief Deadman told the Council the City had asked for a traffic light at Powers and Ten Mile Road, and indications were that the Oakland County Road Commission were considering giving the City a blinker.

Councilman Seibert asked why the traffic light at Farmington Road and Alta Loma was a flasher light on Sunday. City Manager Dinan told him he did not think there was enough traffic to warrant a full traffic light, but a traffic count would be made at this location.

Councilman Richardson asked the City Manager if he had heard from the Public Service Utilities Commission on the underground wiring criteria. City Manager Dinan told him so far no word has been received.

Councilman Richardson commended the Department of Public Works on the excellent job they have done this summer on weed cutting.

Councilman Allen asked about the new rules and regulations being posted in the City Park. City Manager Dinan told him that earlier this year we had large groups coming from all over to the Park, and the Department of Public Safety has found various paraphernalia used in drug abuse in the mornings, hence the curfew.

City Manager Dinan told the Council that more lights are needed in the park and school areas, and presently Detroit Edison is working on this.

RESOLUTIONS AND ORDINANCES

CM-7-265-70 INTRODUCE C-282-70 AMENDMENT #24 TO THE ZONING MAP  
Motion by Yoder supported by Richardson to introduce Ordinance No. C-282-70 Amendment #24 to the Zoning Map.

COUNCIL PROCEEDINGS - 8 -

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson  
NAYS: None  
ABSENT: None  
Motion carried, all ayes.

CLAIMS AND ACCOUNTS

CM-7-266-70 MONTHLY BILLS

Motion by Richardson supported by Allen to approve Claims and Accounts for July 20, as submitted General Fund \$20,081.56 and Water and Sewer \$171.76.

Roll Call

AYES: Yoder, Allen, Brotherton, Richardson, Seibert  
NAYS: None  
ABSENT: None  
Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 10.15 p.m.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on August 3, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Yoder present.  
ABSENT: Seibert.

CITY OFFICIALS PRESENT: City Manager Dinan, Acting Clerk Viane, Attorney Kelly, Chief Deadman and Director Vondrak.

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of regular meeting of July 20, 1970 as published. Motion carried, all ayes.

REPORT FROM GIRLS' STATE REPRESENTATIVE - HOLLY WATERS

Holly Waters, Girls' State Representative reported on her week at Girls' State. She outlined the various activities and thanked the Council for giving her the opportunity of participating. She concluded her remarks by stating that the whole week was, in her opinion a valuable and enjoyable experience.

CM-8-267-70 PUBLIC HEARING

VACATION OF LOT 84 EXCLUDING SOUTH 10 FEET, WOODCROFT SUBDIVISION DRAINAGE EASEMENT.

Mayor Brotherton opened the Public Hearing. He stated that notices of said Hearing had been published in the local papers and asked for comments.

Hearing no comments motion by Richardson supported by Allen to close public hearing. Motion carried, all ayes.

Motion by Richardson supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the City Council of the City of Farmington, Oakland County, Michigan, does hereby relinquish interest in an easement used as a public drain in the City of Farmington, which drainage ditch passes through the following lot:

Lot 84, excluding the south 10 feet WOODCROFT SUBDIVISION, in the N.W. 1/4 of Section 28 T-1-N R-9-E City of Farmington, Oakland County, Michigan

ROLL CALL

AYES: Allen, Brotherton, Richardson, Yoder  
NAYS: None  
ABSENT: Seibert

RESOLUTION DECLARED ADOPTED AUGUST 3, 1970.

CM-8-268-70 REZONING PROPERTIES FLORAL PARK, ACREAGE TRACT SECTION 26 AND SUPERVISOR'S SUBDIVISION #4, FROM M-1 INDUSTRIAL TO C-3 GENERAL COMMERCIAL

Mayor Brotherton opened the Public Hearing and stated that notices of said Hearing had been published in the local papers. He asked for comments from interested persons.

Mr. Earl Laverty of 30760 Grand River was opposed to the C-3 General Commercial Classification and felt that it should remain C-2 General Commercial as recommended by the Planning Commission.

Mr. Albert Herzog, attorney for Quigley Manufacturing Company, stated that they were negotiating with the Town and Country Dodge Agency for the sale of all the Quigley properties that would only qualify under the C-3 General Commercial Classification. He stated that this was the kind of set-up that was not known by the Planning Commission and would serve the City's purposes in eliminating industrial use in this area.

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

Motion by Richardson supported by Allen to table action on this rezoning until the next meeting. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

BOARD OF TRUSTEES MEETING JULY 15, 1970

Motion by Richardson supported by Yoder to receive and file with the following additions. "Under the bond purchased for the Farmington Employees Retirement System, the name of the Company was omitted. Detroit Edison Company is to be included."

Motion carried, all ayes.

BEAUTIFICATION COMMITTEE MINUTES JULY 15, 1970

Motion by Richardson supported by Yoder to receive and file. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

PUBLIC SERVICE COMMISSION RE: DETROIT EDISON APPLICATION FOR AUTHORITY TO AMEND RATE SCHEDULES

Notice received from Michigan Public Service Commission regarding Detroit Edison authority to amend its rate schedules. On June 4, 1970 Detroit Edison Company filed an application seeking authority to amend its rate schedules so as to increase its revenues. Previously on April 22, 1970 the Commission issued an Opinion and Order authorizing Applicant to file new electric rates to increase its annual revenues in the amount of \$6,514,872 based upon the 1968 adjusted level of operation.

Applicant appealed the April 22, 1970 order of the Commission to the Circuit Court. The argument of Detroit Edison was that two years had elapsed since the 1968 test year during which time applicant states it has made unprecedented additions to its plant; has incurred increases in labor, fuel and other property expenses; and has borrowed funds to finance its construction program at interest rates higher than ever incurred in Applicant's history.

On July 20, 1970 Attorney General Frank J. Kelley filed a Notice of Intervention in this cause and asked the Commission to investigate whether Applicant's present rates and charges for electric service are unreasonable and provide revenues in excess of those required to provide a fair return on Applicant's property, used and useful, in providing service.

It is now ordered that the investigation and hearing will commence on September 15, 1970 at 9.30 a.m. into the existing rates of Detroit Edison Company pertaining to the reasonableness and justness of Detroit Edison rates, charges, operations and practices that may be necessary.

The City Council previously went on record as opposing the proposed rate increase by Detroit Edison for street lighting as they felt it would have a detrimental affect on the City's financing adequate street lighting program.

Report received and filed.

REPORT FROM PUBLIC SERVICE COMMISSION RE CONSUMERS POWER APPLICATION FOR AUTHORITY TO AMEND GAS RATES FOR IMPOSING RESTRICTIONS ON SALE OF NATURAL GAS FOR COMMERCIAL AND INDUSTRIAL REQUIREMENTS.

Notice of Hearing from Michigan Public Service Commission stating on July 21st Consumers Power Company filed an application for authority to amend certain of its gas rate schedules for the purpose of restricting gas service to commercial and industrial customers.

Applicant states it has reviewed the estimated gas requirements of its market area in 1971 and the gas supply which will be available, and has concluded that to maintain market requirements and gas supply in reasonable balance in 1971 and to maintain continuous service to existing customers, it will be necessary to impose gas sales restrictions.

The Commission has stated a public hearing on this matter is to be held at 9:30 a.m. August 6, 1970 to hear whether the authority sought should be granted.

Report received and filed.



CM-8-269-70 LETTER FROM BLUE STAR MOTHERS OF AMERICA REQUESTING PERMISSION FOR SALE OF BLUE DAISIES ON FRIDAY AND SATURDAY, SEPTEMBER 11 & 12, 1970

Motion by Yoder supported by Allen to grant permission to the Blue Star Mothers of America to sell Blue Daisies in the City of Farmington on September 11 and 12, 1970 as requested.

Motion carried, all ayes.

CM-8-270-70 LETTER FROM BROWNIE'S SIGN COMPANY FOR PERMISSION TO ERECT SIGN FOR LAKELAND FARM DAIRY AT 32436 GRAND RIVER AVENUE

Letter from Brownie's Sign Company requesting permission to erect a ground sign for the Lakeland Farm Dairy at 32436 Grand River Avenue. They have been denied a permit as the ordinance only allows one ground sign per building, and as the store they anticipate using has recently been remodeled to accommodate two tenants they feel it should be classified as two separate buildings, comparing it to a shopping area.

City Manager Dinan told the Council the Belle Jacob Wig Shop moved into the building first and received a permit for their ground sign, and it would not be compatible to have their sign combined with that of Lakeland Farm Dairy.

Motion by Allen supported by Yoder to grant permission to Brownie's Sign Company to erect a ground sign for the Lakeland Farm Dairy at 32436 Grand River Avenue.

Motion carried, all ayes except one nay - Richardson.

CM-8-271-70 LETTER FROM OAKLAND COUNTY PLANNING COMMISSION RE: OAKLAND COUNTY PLANNING COMMISSION LOCAL ASSISTANCE PROGRAM.

Letter from Oakland County Planning Commission regarding expansion of the Oakland County Planning Commission Local Assistance Program. They state the first part of the program presents the staff composition and their respective duties needed to fulfill the requirements of the program. Four members of this staff would function as local planning coordinators. Each coordinator would be responsible for one of four planning coordination districts. These districts would provide the geographical framework for local assistance. In regard to providing finances for such a program, it is proposed that all local assistance functions will be county funded. Cost sharing between county and local units is considered infeasible because of the difficulty of maintaining a staff based upon a program of contributions.

City Manager Dinan was of the opinion that this program would be a very useful tool in liaison of community between other member communities

within the county on a regional basis, and should create another media of exchange of ideas, opinions and suggestions in the development of the county plan and continuing planning process.

Motion by Allen supported by Richardson that the Council go on record as being in favor of the implementation of this local Assistance Program and offer assistance in making such a program a success.

Motion carried, all ayes.

CM-8-272-70 LETTER FROM CITY OF HOPE REQUESTING PERMISSION TO PLACE CANNISTERS IN BUSINESS ESTABLISHMENTS THROUGHOUT THE CITY FROM SEPTEMBER 22, 1970 TO DECEMBER 23, 1970

Motion by Richardson supported by Yoder to grant permission to the City of Hope Cancer Fighters to place cannisters throughout the City of Farmington business establishments from September 22nd to December 23, 1970. Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CM-8-273-70 REPORT APPROVAL OF CLOSING I-96 ENTRANCE AT MAPLE AND EXPRESSWAY.

City Manager Dinan reported that the Public Safety Department has received numerous complaints regarding truck traffic making illegal turns on private property to enter the expressway entrance at Maple and Freedom Road, and are of the opinion that this entrance should be closed to abate this constant nuisance. The truck traffic normally utilizing this entrance is predominantly coming from the west, eastbound on Freedom Road, and right-hand turns and U-turns are prohibited because of the angle of the entrance, and basically this is what is causing this enforcement problem.

The State Highway Department has stated they would be willing to close this entrance onto the expressway for a ninety day trial period, to see what the effect would be on traffic patterns in the area, subject to the approval of the City Council.

City Manager Dinan also told the Council that he believed the City should renew its efforts to have an entrance and exit at Farmington Road and the Expressway, which in his opinion is a logical location for proper ingress and egress to the expressway, and would be an aid to business in the downtown area if constructed at this location.

Motion by Yoder supported by Richardson to recommend the closing of this entrance to the State Highway Department, and to renew efforts to have an entrance and exit at Farmington Road and the Expressway.

Motion carried, all ayes.

REPORT ON TRAFFIC ENGINEER'S RECOMMENDATION REGARDING EXPANSION OF  
COMMERCIAL BUILDINGS SOUTHEAST QUADRANT RELATIVE TO MUNICIPAL PARKING LOT

City Manager Dinan reported Mr. Tappan Datta, the traffic engineering consultant retained by the City is in the final stages of his analysis of a traffic engineering study of the downtown area. As part of the study he will project what impact if any, further expansion of businesses in the South East Quadrant would have on the existing municipal parking lot.

Mr. Dinan was of the opinion that the City Council should take this into consideration in developing their policy granting credit for special assessment payment for off-street parking facilities, as previously reported by his office.

The City Manager told the Council members he hoped to have the traffic engineer's recommendations on this subject prior to the next regular meeting on August 17th, and perhaps a decision could be made at that time.

Members of the City Council decided to receive and file this report and defer meeting with contributors until after a report has been received from Mr. Tappan Datta.

CM-8-274-70 REPORT CITY ATTORNEY'S INTERPRETATION SIGN ORDINANCE

City Manager Dinan reported he had received two legal opinions from City Attorney Kelly regarding signs.

The Beebe Gulf Station sign at 31233 Grand River was tabled at the last Council Meeting for this legal interpretation. According to Attorney Kelly the sign that was under consideration would appear to be a ground sign as defined and described in Section 8.21 (a) and Section 8.23 (1) (e), of the City Code and to be non-conforming for two reasons, which were:

- 1: The station has two ground signs
- 2: This particular sign is on the right-of-way.

Apparently this sign may continue as a non-conforming sign until removed or major changes are performed, by virtue of the non-conforming sign provision of Section 8.33 of the City Code, and in accordance with the policy of the City and the State Highway Department as set forth in the notices sent recently to businesses on the main highways where permanent signs were allowed to remain with a temporary revokable permit.

Mr. Kelly's second opinion pertains to the portable A-frame sign that is commonly found at gas stations. It is his opinion that this is not a so called "ground sign" because of the particular definition in Sec. 8.23 (1) (e) which describes such sign as being embedded in concrete and sunk several feet below ground level. It is his interpretation

that this kind of sign would be defined as a "temporary sign", Section 8.23 (6) City Code, and it should be noted that such signs require a permit and are regulated in size and length of time of display.

Mr. Dinan stated he believed this interpretation should clarify any questions that have arisen regarding the enforcement of sign regulations, especially the gas stations throughout the City.

Motion by Yoder that Beebe's Gulf be allowed to put the sign up that was knocked down, for a period of one year then removed.  
Motion failed for lack of support.

Motion by Allen to deny the request to place a sign in the public right-of-way.  
Motion died for lack of support.

Motion by Richardson seconded by Brotherton to allow sign as a temporary ground sign for sixty days to allow arrangements for a new sign on the existing pole, and revamp sign to conform to City Ordinance.  
Motion carried, except for one nay - Yoder.

Motion by Allen supported by Yoder to refer back to the Planning Commission for further work and recommendations for amending the present ordinance, taking into consideration temporary signs.  
Motion carried, all ayes.

CM-8-275-70 REPORT SIDEWALK BIDS BEL-AIRE SUBDIVISION PROGRAM.

City Manager Dinan reported the City of Farmington received bids at 2.00 p.m. Friday July 31, 1970 for the removal and replacement of sidewalk in the Bel-Aire Subdivision.

Bids were as follows:

Verne & Gene Construction	\$15,260.43
L.W. Peters Concrete Service	15,979.65
Padula & Dorazio Construction	20,732.90
Barthel Contracting	22,637.95
Skylite Cement Construction	28,053.10
Frank A. Baiardi (did not bid on all items)	15,279.00

The low bidder, Vern & Gene Construction Company has done work in the Farmington area previously and City Manager Dinan spoke highly of their work performance, and recommended the bid be awarded to them.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Council of the City of Farmington award the sidewalk construction program consisting of:

4" Concrete Walk @ 57¢ per sq. ft.	\$4,149.60
4" Concrete Replacement @ 52¢ per sq. ft.	7,561.32
4" Concrete Removal @ 11¢ per sq. ft.	1,599.51
6" Concrete Driveway Approaches @ 65¢ per sq.ft.	\$1,950.00

to Verne and Gene Construction Company, 32001 West 12 Mile Road, Farmington, Michigan, in the amount of \$15,260.43.

Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert

Resolution declared adopted August 3, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

PROGRESS REPORT RECOUNT 1970 CENSUS

City Manager Dinan told the Council that the City Forces are in their final stages of completing their "Are You Counted" campaign. To date the City has been covered on three separate occasions and have reduced the number of re-calls to be made to 195 which include 79 apartments.

Apartment dwellers are difficult to contact because of the size of the household and the transient nature of apartment dwellers, so the City Manager is going to enlist a new system of contacting these apartment dwellers through the use of the local management and issuance of a notice asking whether or not they have been counted.

To date, the City Manager reported the results of the recount census have been encouraging, having picked up 307 new persons that stated they were not counted. This follows the normal percentage of missing persons on a national average of 3.45%. Mr. Dinan has forwarded the census forms on the re-count to the U.S. Census office for verification, and will advise the Council of the results of these verifications as soon as they are received from the U.S. Census Bureau.

City Manager Dinan stated that according to City records, he projected 3,225 families based on the number of residential water users and number of apartments throughout the City. As of April 1, 1970 the Detroit Edison Company stated they had 3,263 residential customers which would be about 38 more households than the City has estimated. Unfortunately the U.S. Census figures only show 2,881 households or a discrepancy of 344 households. The Census Bureau has also stated they checked our boundaries and

their census tract did include the newly annexed area that the City Manager thought may have been excluded. However, the Census Bureau stated they were going to check with Detroit Edison Company on their criteria for establishing residential customers to see if it is on the same basis as the U.S. Census Bureau procedure. If they are, then there will be a further investigation of the total number of households in the census tract at the regional office in Kentucky.

City Manager Dinan told the City Council he will advise them of any new developments pertaining to the 1970 census count, and hopes he will be in a position to reconcile the number of household units within the census tract prior to the date of the deadline on preliminary census figures December 1, 1970.

Report received and filed.

CM-8-276-70 PROGRESS REPORT CONSTRUCTION DRAKE ROAD PARK

City Manager Dinan reported he is in receipt of approval from the State of Michigan to proceed with construction of the Drake Road Park. Construction has started on the 15" storm sewer by the Stanford Construction Company, and he anticipates this work will be completed some time next week.

Mr. Dinan said Fulkerson Landscaping Company will start the mass earth moving phase of the project on Monday August 3rd. Also the City Water Department will commence to install the 4" water main to service the park area during the week of August 3rd. It is also contemplated that a 6" sanitary sewer will be installed during the week of August 10th, and the installation of the sprinkling system will follow after top soil has been replaced some time during the week of August 17th.

In conjunction with this the City Manager told the Council the Farmington Jaycees have ordered playground equipment in the amount of \$2222.00 and anticipate delivery the first week in September. This playground equipment is the Jaycees contribution to the City Park and involves swings, slides, climbing poles, merry-go-round and miscellaneous equipment.

The City Manager reported that the City is in the final phases of engineering the lighting system for the major ball diamond park, and he anticipates taking bids prior to the next meeting of the Council. He therefore requested authorization to receive bids for the lighting of the ball diamond so that the electrical work can be completed prior to the laying of sod.

Motion by Yoder supported by Richardson to authorize the City Manager to receive bids for the lighting of the ball diamonds at Drake Road Park. Motion carried, all ayes.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT

Receive and file.

BUILDING DEPARTMENT QUARTERLY REPORT

Receive and file.

FARMINGTON AREA ADVISORY COUNCIL INC., PROPOSED PROGRAM

Receive and file.

PROPOSED CIVIC ARENA

It was the concensus of the City Council that a formal presentation of the proposed Civic Arena should be made at this Council Meeting so that the concept can be presented to the Farmington School Board for their decision as to whether this facility can be located on the south east portion of Farmington High School, a site comprising approximately seven acres. It was the City Council's opinion that unless this property can be donated by the School District that the total project would not be economically feasible.

City Manager Dinan presented plans of the proposed Civic Arena that would not only provide for all phases of ice skating, but also could be used for other functions, i.e. commencement exercises, plays, shows, exhibitions and general auditorium uses.

The proposed arena would have a seating capacity of 3,000 persons, which would be only second to the Olympia by spectator capacity for hockey events in the Metropolitan area. The main arena would be 260 x 160 sq. ft., comprising 41,600 sq. ft. In addition, there would be a lobby area of 7,000 sq. ft., for a total building area of nearly 50,000 sq. ft., and it would cost approximately \$1,000,000.

Mayor Brotherton stated that in analyzing the feasibility study the financial aspects of this proposal were marginal and would require careful management to develop sufficient revenues to offset amortization of \$90,000 and Operating Costs of \$80,000 per year.

It was the concensus of the City Council that they meet to make a formal presentation to the Farmington School Board at their regular meeting of August 10, 1970 so that a decision could be made as to whether the School Board is in a position to provide the necessary land for this Civic Arena.

COMMENTS

Chief Deadman stated he had contacted the Oakland County Road Commission as to the current status of their study into the feasibility of continuing

Farmington Road from Ten Mile Road to Shiawassee, and was told that the Supervisor of their Planning Division was on vacation, and would not return until August 5, 1970.

Chief Deadman stated Oakland County Road Commission has advised him they have conducted a traffic count on Alta Loma at Farmington Road. The count indicated that the Sunday volume was as high as the Saturday and week day volume. The Oakland County Road Commission will place the stop and go signal in operation on Sundays to aid Alta Loma traffic at Farmington Road.

RESOLUTIONS AND ORDINANCES

CM-8-277-70 ADOPT ORDINANCE NO. C-282-70. AMENDMENT #24 TO THE ZONING MAP

Motion by Allen supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-282-70

AMENDMENT NO. 24 TO THE ZONING MAP OF THE CITY OF  
FARMINGTON, OAKLAND COUNTY, MICHIGAN.

THE CITY OF FARMINGTON ORDAINS:

Section 1: That the territory lying with the City of Farmington, Oakland County, Michigan, be rezoned as follows:

Acreage Tracts Section 27: CD 6A-2 (N 100 ft. along Grand River) CD16A-1B, CD8J, CD8F from C2 General Business to C2 Community Commercial; CD21B from M1 Industrial to C2 Community Commercial.

Acreage Tracts Section 27: CD10A, CD10B, and CD10C from C2 General Business to C3 General Commercial; also, CD8A from C2 General Business and M1 Industrial to C3 General Commercial; CD8B, CD8C, CD8E, CD8G, CD8K-L, CD8M, CD8N-1, CD8M-2, and CD8-0 from C2 General Business to C3 General Commercial; also, CD13-4 from M2 Industrial to C3 General Commercial; also CD12A-B from M1 Industrial to C3 General Commercial.

Acreage Tracts Section 28: CD30D-1 625 ft x 300 ft from C2 General Business to C2 Community Commercial; also, CD30A, CD30B, CD30C, (north 240 ft. of each) from C2 General Business to C2 Community Commercial.

Acreage Tracts Section 29: CD 48A and CD 48B from C2 General Business to C3 General Commercial.



Assessor's Plat #3: All of lot 28, parts of lot 29 which include all of CD29B, N 140 ft. of CD29A and N 140 ft. of CD29C from C2 General Business to C2 Community Commercial. All of lots 16, 17 and 18, also S 160 ft. of lots 20 and 21, from C2 General Business to C2 Community Commercial.

Assessor's Plat #9: Part of lot 9 known as CD9A from C2 General Business to C2 Community Commercial; also lots 1, 2, 5, 6, 7 and 8 from C2 General Business, lot 4 except the east 18 ft. (CD4) from C2 General Business, all to C2 Community Commercial.

Bel-Aire Hills Subdivision: Outlot A from C2 General Business to C2 Community Commercial.

Bel-Aire Hills Subdivision #2: Lots 368 through 375 inclusive from C1 Local Business to C2 Community Commercial.

Brookdale Subdivision: Lots 1 through 16 inclusive, lots 75 through 91 incl., also Outlot A from C2 General Business to C2 Community Commercial.

Dix Subdivision: Lots 1, 2 and 3 (south 160 ft. of each) from C2 General Business to C2 Community Commercial.

Floral Park Subdivision: Lots 60 through 106 inclusive from M 1 Industrial to C2 Community Commercial; also lots 57, 58, 59 from R 1 One Family Residential to C2 Community Commercial.

Goerse Subdivision: CD11, lot 11 from C2 General Business to C3 General Commercial. Balance of CD 11 from M 1 Industrial to C3 General Commercial.

Valleyhill Subdivision: Lot 1 and lot 8 from C2 General Business to C2 Community Commercial.

Fred M. Warner's Grand River Avenue Subdivision: Lots 11 through 15 inclusive from C2 General Business to C2 Community Commercial.

Woodcroft Subdivision: Lots 1 through 16 inclusive, from C2 General Business to C2 Community Commercial.

This ordinance was introduced at a regular meeting of the Farmington City Council on July 20, 1970 was adopted and enacted at the next regular meeting on August 3, 1970 and will become effective August 26, 1970, ten days after publication.

Roll Call:

Ayes: Allen, Brotherton, Richardson, Yoder  
Nays: None  
Absent: Seibert

WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

CLAIMS AND ACCOUNTS

CM-8-278-70 MONTHLY BILLS

Motion by Yoder supported by Allen to approve Claims and Accounts for August 3, 1970 as submitted, General Fund \$7,239.15 and Water and Sewer \$11,716.45.

Roll Call

Ayes: Brotherton, Richardson, Yoder, Allen  
Nays: None  
Absent: Seibert  
Motion carried, all ayes.

CM-8-279-70 FIRST ESTIMATE L & E. CONSTRUCTION COMPANY BEL-AIRE SEWER

Motion by Richardson supported by Yoder to approve payment of the first estimate of Bel Aire Relief Sewer to L. & E. Excavating Company in the amount of \$16,969.96.

Roll Call

Ayes: Richardson, Yoder, Allen, Brotherton  
Nays: None  
Absent: Seibert  
Motion carried, all ayes.

CM-8-280-70 FIRST ESTIMATE STANFORD CONSTRUCTION COMPANY \$6,341.94 8"

WATERMAIN EXTENSION

Motion by Richardson supported by Yoder to approve payment of the first estimate of Stanford Construction Company, 5380 Wing Lake Road, Bloomfield Hills in the amount of \$6,341.94.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson  
Nays: None  
Absent: Seibert  
Motion carried, all ayes.

ADJOURNMENT

Motion by Richardson supported by Yoder to adjourn at 11.25 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

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## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on August 17, 1970. Meeting called to order by Mayor Brotherton at 8.00 p.m.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present  
Absent: None.

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines,  
Chief Deadman and Director Vondrak.  
Absent: Attorney Kelly.

### PRESENTATION TO THE CITY COUNCIL

Two members of the Board of Directors of the Farmington Little League Baseball, Mr. Charles E. Smith and Mr. Edward Kampf, appeared on behalf of the Little League Champions and invited the Council members to attend the Little League Baseball game at Kokomo, Indiana, Thursday August 20, 1970. They also presented the members of the Council with a Little League Pennant which bears the inscription "Michigan 1970 Champions." Mayor Brotherton and the Council members wished Mr. Smith and Mr. Kempf good luck, and thanked them for the Pennant. They stated it would fly from the flag pole at City Hall.

### MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of regular meeting of August 3, 1970 as published. Motion carried, all ayes.

### PUBLIC HEARING

CM-8-  
281-70 DECISION ON REZONING PROPERTIES FLORAL PARK, ACREAGE TRACT SECTION 26 AND SUPERVISORS SUBDIVISION #4 FROM M1 INDUSTRIAL TO C3 GENERAL COMMERCIAL.

Action on this was tabled at the last meeting, and it was the concensus of the City Council that not enough concrete evidence had been presented as a basis for rezoning this property to C3 General Commercial.

Motion by Allen supported by Yoder to deny the proposed rezoning of Floral Park lots 107-112 inclusive, Lots 225-239 inclusive, Lots 362-377 inclusive, Lots 510-525 inclusive from M1 Industrial to C3 General Commercial; also Acreage Tract Section 26 CD-05 from M1 Industrial to C3 General Commercial; also Supervisor's Subdivision #4, Lots 106 and 107 from M1 Industrial to C3 General Commercial.

Motion carried, all ayes except one nay - Seibert.

COUNCIL PROCEEDINGS - 2 -

Motion by Richardson supported by Yoder that the City Manager be instructed to write a letter to Town and Country Dodge and Chrysler Corporation appraising them of the Council's action, but at the same time indicating that if they would come up with a more concrete proposal the Council will give the matter their full consideration. Motion carried, all ayes.

CM-8-282-70 Motion by Richardson supported by Allen to establish a Public Hearing for September 8, 1970 at 8:00 p.m. on the rezoning of the following described property:

FLORAL PARK Lots 107-112 inclusive, Lots 225-239 inclusive, Lots 362-377 inclusive, Lots 510-525 inclusive, all from M1 Industrial to C2 Community Commercial.  
ACREAGE TRACT SECTION 26 CD-05 from M1 Industrial to C2 Community Commercial.  
SUPERVISOR'S SUBDIVISION #4 Lots 106-and 107 from M1 Industrial to C2 Community Commercial.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, AUGUST 10, 1970

Motion by Yoder supported by Richardson to approve Planning Commission minutes of August 10, 1970. Motion carried, all ayes.

BOARD OF ZONING APPEALS MINUTES AUGUST 5, 1970

Receive and file.

FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY MINUTES JULY 8, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

LETTER FROM CONGRESSMAN JACK McDONALD RE: 1970 CENSUS

Letter from Jack McDonald, Congressman regarding preliminary 1970 census returns for the City of Farmington, stating that he shares our concern in this matter and has introduced a House of Representatives Bill 18980 which provides for a recount of the population in any state or locality which believes its population was understated in the 1970 census, and for federal payment of the cost of the recount if such understatement is confirmed.

City Manager Dinan told the Council members he is in full accord with this proposal that there should be reimbursement for cost of recount; if it is shown that the original census was erroneous beyond the national average of 3%. The City Manager stated he would advise

COUNCIL PROCEEDINGS - 3 -

Mr. Ramsey Wood, Executive Director of the Census Committee of the City's situation so that it can be considered in their investigation of the 1970 census count. Letter received and filed.

LETTER FROM CITY OF MADISON HEIGHTS REQUESTING SUPPORT OF THEIR RESOLUTION PROTESTING 1970 CENSUS COUNT AND REQUESTING A RECOUNT BE CONDUCTED.

Resolution from the City of Madison Heights protesting the 1970 census count for their city which they had estimated at 40,700 and received a population count of 38,560 or 2,140 persons less than their estimate. They are requesting a recount of the population estimate and suggest that all communities in Oakland County be contacted, and that a concerted effort be made for a County-wide recount.

City Manager Dinan stated he believed this predicament to be universal amongst several cities in Southern Oakland County, and that a County-wide recount may have merit. He stated it might possibly be tied in with the proposed legislation that Congressman Jack McDonald has submitted to Congress, if such a bill is approved, and therefore it was agreed by Council members that the City Manager direct a letter to the City of Madison Heights stating that the City of Farmington is sympathetic to their cause, but that we have the same situation. Letter received and filed.

CM-8-283-70 LETTER FROM STATE OF MICHIGAN DEPARTMENT OF COMMERCE RE: APPLICATION OF DETROIT EDISON COMPANY FOR AUTHORITY TO AMEND ITS RATE SCHEDULES GOVERNING THE SUPPLY OF ELECTRIC ENERGY.

Letter from State Department of Commerce stating the Detroit Edison Company has submitted an application for increased electric rates which will be introduced at a Public Hearing set for the 15th of September 1970.

City Manager Dinan stated that in analyzing the municipal street lighting proposed increases, he finds the greatest increase would be in the incandescent service where the Detroit Edison Company is requesting 14.4% increase for overhead street lighting service. The City Manager feels this is exorbitant, and would have an effect on the City's street lighting budget that was approved, based on the present rates. The City Manager was of the opinion that Council should voice their objections to this proposed rate increase.

Motion by Allen supported by Richardson to authorize the City Manager to write a letter to the Public Service Commission voicing Council's objection to the proposed rate increases for municipal street lighting incandescent service.

Motion carried, all ayes.

INVITATION FROM MICHIGAN STATE UNIVERSITY TO ATTEND DISCUSSION OF FARMINGTON AREA GOVERNMENTAL ORGANIZATION STUDY TUESDAY AUGUST 25, 1970 AT FARMINGTON TOWNSHIP HALL.

Letter from Mr. Abram P. Snyder, Community Development Specialist, Michigan State University Institute for Community Development and Services, stating they have recently visited several persons relative to the evaluation of the Farmington Area Governmental Organization Study. During their visits practically everyone indicated they would be interested in participating in a discussion of the entire study with the involved staff members from the Institute. Therefore they have arranged for a meeting to be held Tuesday August 25, 1970 at 8:00 p.m. in the auditorium of the Farmington Township Administrative Center, 31555 West Eleven Mile Road, and extend a cordial invitation to members of the Farmington City Council to participate. Letter received and filed.

INVITATION FROM FARMINGTON DISTRICT LIBRARY TO GROUNDBREAKING CEREMONIES SUNDAY AUGUST 30, 1970 AT 2:00 P.M. AT THE SITE LOCATION 32737 W.12 MILE

Invitation from the Farmington District Library Board to attend the groundbreaking ceremonies to be held August 30, 1970 at 2:00 p.m. on the site location, 32737 West Twelve Mile Road, Farmington. They also announce awarding of the construction contract for the new library to Freeman-Darling Inc., of Livonia, Michigan. Invitation noted, received and filed.

LETTER FROM MICHIGAN MUNICIPAL LEAGUE RE COMPLAINT FILED BY CITIES OF GROSSE POINTE PARK, GROSSE POINTE WOODS AND OAK PARK RELATIVE TO NEW RATES FOR STREET LIGHTING SERVICE.

Letter received from Michigan Municipal League stating that the cities of Grosse Point Park, Grosse Pointe Woods, and Oak Park have brought a class action against the Michigan Public Service Commission contesting the Commission's order of June 15, 1970, establishing new rates for street lighting service, asking that such order be vacated, and asking that an order approving rates for street lighting be reviewed based upon factual proof with adequate opportunity for the communities affected to protect their interests.

This would be a class action and they state that due to severe limitation on the time period within which a complaint to review the Commission's order had to be filed, the three cities filing had to move quickly without an opportunity to urge other cities to participate. However, other cities may wish to join in and support the action formally and financially if they feel they have been aggrieved by the new rate schedule.

City Manager Dinan told the Council he did not believe that the City of Farmington should formally enter into this lawsuit and bear the financial expense involved in contesting the Commission's findings on

COUNCIL PROCEEDINGS -5-

the rate schedule. Mr. Dinan stated he was of the opinion that the City could rely on the Attorney General's office who spent extensive time in investigating these rate schedules to protect the City of Farmington's interest. The City of Farmington has formally opposed the rate increase and has so advised the Public Service Commission and Mr. Dinan did not believe the City should become involved in any class action lawsuit which would be a financial burden to the City for services that are being provided already by the Attorney General's office.

Letter received and filed.

CM-8-284-70 REQUEST FROM VETERANS OF WORLD WAR I, TO SELL APPLE BLOSSOMS IN THE CITY OF FARMINGTON ON SEPTEMBER 4, 1970

Letter read from Veterans of World War I, U.S.A. Inc., requesting permission to sell Apple Blossoms on the streets of the City of Farmington on September 4, 1970. They state that all money raised by the sale of these apple blossoms is to be used for helping Veterans of W.W.I who are in the hospital, rest homes, or are housebound in their own homes and who are in need of help.

The letter states this project is the only one used to raise funds for this purpose by the Farmington Barracks #1152 and has the approval of the Department of Michigan Veterans of World War I.

Motion by Yoder supported by Seibert to grant permission to the Veterans of World War I, to sell Apple Blossoms in the City of Farmington on September 4, 1970. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-8-285-70 REPORT OFFER TO PURCHASE TRIANGULAR PARCEL OF PROPERTY ADJACENT TO HIMMELSPACH PROPERTY DOWNTOWN CENTER PARKING LOT.

City Manager Dinan reported the City has been contacted by Mr. John Lutz, owner of a triangular parcel of property adjacent to the Himmelspach property and existing north-south of the right-of-way adjacent to Scott's Saddlery building. Mr. Lutz states that he also owns another parcel of land on the other side of the existing right-of-way that he would consider selling to the City of Farmington. He believes this would be a total of 1800 sq. ft. and would want \$5,000 for this land acquisition. He stated it could be purchased on a land contract basis over a three to five year term.

City Manager Dinan told the Council that according to the City's records, Mr. Lutz owns a triangular parcel 25 ft. x 40 ft. adjacent to the Himmelspach property which would comprise 500 square feet.

The City has not been able to locate the additional property that he makes reference to on the other side of the existing right-of-way, but in any case it would even be less than the 500 square feet that Mr. Lutz has made reference to.

The triangular piece of property has been rather troublesome, in that Mr. Lutz has attempted to have a Fotomat facility constructed on this small island in the middle of the City's municipal parking lot, and which was denied by the Building Department and the Planning Commission as not complying with the Building and Zoning ordinance, and City Manager Dinan believed that the City should make an attempt to negotiate to purchase this triangular parcel or condemn it if necessary so that it can be incorporated as part of the city owned parking lot which the City recently acquired as part of the exchange of properties with Farmington Center Company for additional properties adjacent to the A. & P. Store to allow for its expansion.

Motion by Allen supported by Richardson to authorize the City Manager to have an appraisal made on this property.

Motion carried, all ayes.

#### PROGRESS REPORT 1970 CENSUS RECOUNT

City Manager Dinan reported the Department of Public Works has completed their physical count of actual number of household units, including apartment vacancies throughout the City, as of April 1, 1970 and come to a total count of 3,203 household units.

He stated this physical count came very close to his estimated count of household units based on the City's water customers and number of apartment units of 3,225 without the apartment vacancies. It should be noted that the Detroit Edison Company stated that the City had 3,263 residential customers as of April 1, 1970, which coincides with the City's physical count and estimated number of household units in the City. The latest household count by the U.S. Census Bureau is 2,912 household units, and the City Manager states we are still approximately 300 units apart, which conceivably could be the difference in our estimated population of 11,000 and our census count of 9,851.

City Manager Dinan told the Council members he has forwarded a map designating the number of household units within each block throughout the City to the U.S. Census Bureau for their reference, and they stated that they are in the process of checking with their regional office in Jeffersonville, Indiana to check the census tract in relationship to our physical household unit count to see if they can be reconciled.



COUNCIL PROCEEDINGS - 7 -

The Census Bureau is of the opinion they will be in a position to give us some answers next week regarding this differentiation in the household unit count, which seems to be causing the major problem in reconciling the census figures.

In addition to this, the City Manager stated the "Were You Counted" campaign is in its final stages. The number of single family household units has been reduced to 45 and apartment units to 75 through physical calling utilizing the Bresser's Cross Index Directory. Also the City Manager plans on sending out certified letters to the 45 household units with signed receipt requested, return envelopes in an effort to determine whether they were counted. Also 76 notices will be hand delivered to the various apartment units that have not been contacted requesting them to turn in this information to the local manager.

The City Manager concluded his progress report by saying he will keep the Council advised as to the number of persons that have been verified through this process.

MISCELLANEOUS

CM-8-286-70 PARKING CONTROL ORDER EAST SIDE PROSPECT FROM SHIAWASSE NORTH TO LEELANE

Motion by Yoder supported by Richardson to enact the following Traffic Control orders:

Chapter 4                                      Page 6                                      Effective when posted.  
The following amendment to Chapter 4 of the Traffic Control Orders for the City of Farmington limiting parking by hour, by time of day or day of week, shall take immediate effect.

SECTION 4.12 PROSPECT

(a) East side of Prospect from Shiawassee North to Leelane No Parking 9 a.m. to 2 p.m. Monday through Friday.

Motion carried, all ayes.

DEPARTMENT PUBLIC SAFETY MONTHLY REPORT

Motion by Seibert supported by Allen to receive and file.  
Motion carried, all ayes.

MISCELLANEOUS COMMENTS

Mayor Brotherton stated that once a year during the Farmington Founders Festival there seems to be a great deal more opportunity to mix with people from all over the Farmington area, and more recently in connection with some of the Little League activities where the National League team won first place in the State of Michigan championship,

and moved on to win in Ohio. Council have had some opportunities to meet with people from the Township also, and during the course of these informal occasions have found there are some impressions and feelings that exist in some areas of the City and Township that were something for them to be concerned about, so as a Body, they discussed this and came up with the following Policy Statement:

ANNEXATION: FARMINGTON TOWNSHIP TO CITY OF FARMINGTON

Since October of last year when one group of Farmington area citizens filed petitions to annex certain portions of Farmington Township to the City of Farmington and another group filed petitions to incorporate certain portions of the Township into a Home Rule City, certain questions regarding basic issues have been voiced.

We believe the citizens of both the City and Township are entitled to clarification or re-statement of the Farmington City Council's position on these issues. We trust the following will do so.

The Council of the City of Farmington believes that even though City residents rejected consolidation, they should have the right to vote on the annexation proposal currently pending, as should affected township residents..

The City Council also believes the City can serve a larger area than its present two and a half (2½) square miles at the lowest possible cost while at the same time improving certain types of city services, such as recreation, rubbish removal, and street maintenance, thus making this a better place in which to live and raise our families and stimulating community development.

Assuming the present annexation proposal is finally voted on favorably, the City Council would, as in the present instance, favor giving City residents the opportunity to vote on any future petitions to annex areas contiguous to the City who desire City services.

We take this position because we believe that the annexation process is the best, most efficient, proven method of assuring the orderly growth and development of a unified community.

We recognize that as the City grows, our existing City Charter may require revision, and if indicated we will call for a full review of the Charter by a Charter Commission. In the meantime, the enlarged city would operate under the present proven City Charter which has served us well since 1951.

CM-8-287-70 Motion by Richardson supported by Seibert to adopt this Policy Statement on the part of the Farmington City Council.

Motion carried, all ayes.

Councilman Yoder said he was of the opinion that Decor Suburban on Grand River Avenue has not had a rubbish pickup since the Festival. Director Vondrak said he would look into this.

Mayor Brotherton asked Director Vondrak how long it normally takes for a special pick up. Director Vondrak told him the policy is to pick up on the regular collection day.

Councilman Allen said he had a call from Ken Loomis who was upset about the recent approval of the sign for the Lakeland Farm Dairy, and he wanted Council to reopen his appeal in view of Council's decision. However, Council members could see no reason for reopening this discussion.

Mark Dembeck, of Shiawassee Avenue questioned the reasoning for the Parking Control Order on the east side of Prospect from Shiawassee north to Leelane. He felt that students were being discriminated against.

City Manager Dinan told him the reason was for control of the students. He believed that students should park on their own school off-street parking lot, and secondly, there is no reason to clutter the streets inasmuch as there are ample parking lots on school property for students.

CLAIMS AND ACCOUNTS

Motion by Richardson supported by Seibert to approve Claims and Accounts for August 17, 1970 as submitted, General Fund \$10,941.12 and Water and Sewer \$2,030.04.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder  
Nays: None  
Absent: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 10.15 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on September 8, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None.

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines, Chief Deadman, Attorney Kelly, and Director Vondrak.

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of regular meeting August 17, 1970 as published. Motion carried, all ayes.

CM-9-288-70 PUBLIC HEARING

REZONING OF PROPERTIES IN FLORAL PARK, ACREAGE TRACT SEC. 26 AND SUPERVISOR'S SUBDIVISION #4 FROM M1 INDUSTRIAL TO C2 COMMUNITY COMMERCIAL.

Mayor Brotherton opened the Public Hearing and stated that Notices of Hearing had been published in the local papers. He asked for comments from interested persons. Hearing no comments, motion by Seibert supported by Allen to close public hearing. Motion carried, all ayes.

Motion by Seibert supported by Richardson to rezone the following described property:

FLORAL PARK: Lots 107-112 inclusive; Lots 225-239 incl.,  
Lots 362-377 incl., lots 510-525 inclusive  
all from M1 Industrial to C-2 Community Commercial.

ACREAGE TRACT SECTION 26: CD-05 from M1 Industrial to C-2 Community Commercial.

SUPERVISOR'S SUBDIVISION #4: Lots 106 and 107 from M1 Industrial to C2 Community Commercial.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder  
Nays: None  
Absent: None  
Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION MINUTES AUGUST 31, 1970

Motion by Seibert supported by Yoder to approve Planning Commission minutes of August 31, 1970. Motion carried, all ayes.

COUNCIL PROCEEDINGS - 2 -

ZONING BOARD OF APPEALS MINUTES, SEPTEMBER 2, 1970

Motion by Richardson supported by Seibert to approve Zoning Board of Appeals minutes of September 2, 1970. Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-9-289-70 LETTER FROM FARMINGTON SCHOOL DISTRICT TO MOVE TWO PORTABLE CLASSROOMS TO SCHOOL PROPERTY ON RAPHAEL, SOUTH OF TEN MILE ROAD.

Letter read from Farmington Public School District requesting that they be placed on the agenda of the City Council meeting. They stated that a plan would be presented to move two relocateable classrooms to a site on the school district property between the Ten Mile Elementary School on the north, and the District Central Administration office on the south.

Representing the School District at the meeting were, Dr. Roderick Smith, Superintendent of Schools; Mr. William Prisk, Business Manager; Mr. John Washburn, President of the School Board; Mr. Richard Peters, Board Member and Mr. Harry Stultz, Director of Buildings and Grounds.

City Manager Dinan presented a sketch showing the location of these two portable classrooms. One classroom would be for the Drug Abuse Program Rap Line Drop-In Center, and the other for the Driver's of the School Busses. The City Manager told the Council that sewer and water facilities are available for permanent installation, and the buildings are located in such a manner as not to infringe on the residential property. Also they are set back far enough from Raphael Avenue so as not to be detrimental to the general aesthetics of the area.

A number of residents of the area were present at the meeting, and strongly opposed the location of the Drug Abuse Drop-In Center. It was their feeling that it was located too close to the Elementary School adjacent to this proposed site..

Councilman Allen and Councilman Seibert were also of the opinion that this site on the School District property was a bad choice of location for these two relocateable classrooms.

Speaking in favor of the proposed Drop-In Center was Mr. Ralph Rideout, Director of the F.A.A.C., and the Rev. Karl Kaltrieder, pastor of Antioch Lutheran Church in Farmington.

Motion by Allen supported by Seibert that the request be denied to erect a relocateable classroom on the school bus lot.

Yeas: Allen, Seibert  
Nays: Richardson, Brotherton, Yoder  
Motion lost for lack of support.

Motion by Richardson supported by Yoder to grant the request of the Board of Education to move a portable classroom, to be placed in the bus parking lot adjacent to the School Administration Offices, this classroom to be used for the bus drivers, and to be reviewed on an annual basis.

Ayes: Brotherton, Richardson, Yoder

Nays: Seibert and Allen

Motion carried.

Motion by Yoder supported by Richardson to table action on the location of the Drug Abuse Drop-In Center until the next meeting.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS (continued)

CM-9-290-70 LETTER FROM SOUTHERN OAKLAND GIRL SCOUTS INC., REQUESTING PERMISSION TO CONDUCT ANNUAL CALENDAR SALE TO BEGIN SATURDAY NOVEMBER 14, 1970 AND ANNUAL COOKIE SALE EARLY IN 1971 FOR DELIVERY IN MARCH.

Motion by Richardson supported by Seibert to grant permission to the Southern Oakland Girl Scouts Inc., to conduct their annual calendar sale in the City of Farmington on November 14, 1970 and their annual cookie sale early in 1971. Motion carried, all ayes.

CM-9-291-70 LETTER FROM UNITED FOUNDATION RE: ANNUAL TORCH DRIVE TO BEGIN IN OCTOBER 1970

Motion by Allen supported by Richardson that the United Foundation be granted permission to conduct their annual Torch Drive in the City of Farmington beginning October 1970. Motion carried, all ayes.

RESOLUTION APPROVED BY OAK PARK CITY COUNCIL RE U.S. CENSUS.

Motion by Richardson supported by Allen to receive and file. Motion carried, all ayes.

CM-9-292-70 LETTER FROM MRS. MIKAEL PROUTY, 24692 MADISON COURT, REQUESTING CLASS "C" LIQUOR LICENSE.

Letter read from Mrs. Mikael Prouty, 24692 Madison Court requesting a Class "C" Liquor License in the City of Farmington. She states she intends to open a small intimate type restaurant with the accent on excellent food, if she were given a liquor license.

Motion by Yoder supported by Allen to receive and file this request and to authorize the City Manager to advise Mrs. Prouty that the City Council will be very selective in the issuance of any new liquor licenses, and they will probably be allocated based on tax base that can be generated by the use of

a larger facility, such as a large motel, restaurant, or bowling alley.

Motion carried, all ayes.

CM-9-293-70 RESOLUTION FROM CITY OF HAZEL PARK RE: HOUSE BILL 2096  
REQUIRING A DEPOSIT OF 6¢ ON GLASS BOTTLES

City Manager Dinan stated the City of Hazel Park has adopted a resolution supporting House Bill 2096 which would require a 6¢ deposit on all glass bottles and glass containers used for malt beverages and soft drinks, thus providing an incentive for persons to gather up and return them to reduce waste pollution. The City of Hazel Park is requesting that the Farmington City Council concur in this resolution.

Motion by Richardson supported by Allen to receive and file resolution and take no action. All ayes except two nays - Seibert and Brotherton. Motion carried.

RESOLUTION FROM CITY OF TROY RE: HOUSE BILL 4232 OPPOSING MUNICIPAL  
ELECTIONS IN ODD YEAR IN NOVEMBER

Resolution from City of Troy opposing House Bill 4232 which provides that all municipal elections be held in November on odd years. Some of the reasons they cite for supporting this bill are:

- 1: Shorter ballot.
- 2: More concentration by voters and candidates on municipal and local issues
- 3: Municipalities can better determine whether the spring election or fall election is most desirable for consideration of local issues.

The resolution states the Michigan Municipal League is endeavoring to cause the legislature to provide an option to this bill, whereby local communities may have spring elections, therefore, the City of Troy strongly supports the option as proposed by the Michigan Municipal League.

Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes.

CM-9-294-70 REQUEST FROM ST. JUDE CHILDRENS RESEARCH HOSPITAL FOR ANNUAL  
CAMPAIGN

Letter read from ALSAC - St. Jude Children's Hospital requesting permission for the ALSAC TEEN MARCH in the City on September 11 and 12th, and on Sunday September 20, 1970.

Motion by Seibert supported by Yoder to grant permission for the ALSAC TEEN MARCH in the City of Farmington on September 11 and 12, 1970 and on Sunday September 20, 1970. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-9-295-70 REPORT ON DRAKE ROAD PARK BASEBALL DIAMOND ELECTRICAL CONSTRUCTION BIDS

City Manager Dinan reported bids were received as per advertisement on Friday August 21, 1970 as follows:

Jacobs Electric \$13,978.00; Hydon Brand Electric \$15,746.00; Transformer Inspection \$16,490.00; Triangle Electric \$19,470.00.

He stated that an estimated cost had been projected at between \$10,000 and \$11,000 for this installation, and he noted these bids have come in approximately 30% higher than were estimated. Therefore he believed a different approach would have to be taken in constructing this lighting equipment for the ball diamond at the Drake Road Park. Mr. Dinan was of the opinion that the City would be in a better position to receive lower prices for this equipment if the various elements of the project were sub-contracted to smaller contractors. He stated the lighting fixtures and lamps could be purchased from the Center Electric Supply for \$4,398.46. Also, the augering and installation of 60 ft. poles could be contracted to the Curran Crane Company on an hourly basis, and the poles could be purchased from Graybar Electric Company. In addition, the City electrician, Barney Sisson would supervise the installation of underground wiring and transfer box. By doing it this way the City Manager believed the work could be done for less than \$10,000.

Motion by Allen supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the City Council reject all bids received for the electrical construction of the Lighted Baseball Diamond, Drake Road Park, as they were above the budget allocation.

Secondly, the City Council authorize the City Manager to sub-contract the work for the erection of the poles, installation necessary for fixtures, wiring and conduit, through the supervision of the Sisson Electric Company.

Third, to purchase 22 Steber #6607-H-480-H s/crossarm, MTD Bracket, 3 ft. lead and 1 MV 1000 BU lamp each, to the Center Electric Supply Company in the amount of \$4,398.46.

Fourth, it would be in the best interest of the City to waive the formality of sealed bids, and authorize the Sisson Electric Company to supervise the underground wiring and necessary dressing of the electric poles and fixtures as described above.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen  
RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1970.



CM-9-295-70 REPORT ON 1970-71 GASOLINE BIDS

City Manager Dinan reported the City of Farmington received bids on Thursday August 27, 1970 for approximately 60,000 gallons of gasoline, for the period September 1, 1970 through August 30, 1971. The bids were as follows:

Standard Oil Division, American Oil \$.1187; Atlantic Richfield (Sinclair) .1212; Mobil Oil Corporation .1221; Union 76 Division Union Oil of Calif. .1263.

It should be noted the City Council postponed taking bids in June 1970 to give the City of Farmington an opportunity for a joint purchase with the Farmington School District which would increase the volume from 60,000 gallons to 210,000 gallons per year, thus giving more incentive for a lower price on the supply of gasoline.

The School District has privately negotiated a combined bid of School Board and City of \$.1162 which is .0025 lower than that of the low bidder Standard Oil of \$.1187 or equivalent to \$150.00 per year for an estimated quantity of 60,000 gallons per year.

City Manager Dinan therefore recommended that the City Council reject the gasoline bids and award the contract to the Standard Oil Company as per price received by the Farmington School District of \$.1162.

Motion by Yoder supported by Seibert to adopt the following resolution:


BE IT RESOLVED:

That the Farmington City Council reject the 1970 Gasoline bids because it is in the best interest of the City, and award the contract to Standard Oil Company as per price received by the Farmington School District of \$.1162, 1% - 30 days for period September 1, 1970 through August 31, 1971.  
Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1970.

  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

CM-9-296-70 REPORT ON PURCHASE OF AUTOMATIC VOTING MACHINE FOR NEW PRECINCT #5 AT LONGACRE SCHOOL

City Manager Dinan told the City Council that the City Clerk had advised him of the necessity of purchasing a new AVM Voting Machine for the new Precinct #5 at Longacre School. Presently there is only one voting machine at this Precinct, which does not comply with State requirements, plus it affords inconvenience to the voters in this area.

The City Clerk has received prices for the Voting Machine from the Automatic Voting Machine Corporation and Doubleday Brothers Inc., in Kalamazoo, Michigan of exactly the same price \$1,865.00. Doubleday Brothers will assure delivery of the machine in time for the November election, and will not require the first payment until July 1971. Therefore the City Manager recommended the City Council waive the formality of sealed bids and purchase this machine from Doubleday Bros., in Kalamazoo.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council waive the formality of sealed bids because it will be in the best interest of the City and award the purchase of an Automatic Voting Machine to Doubleday Brothers, Kalamazoo, Michigan, in the amount of \$1,865.00 f.o.b. Jamestown, New York, with payment to be made over a five year period - the first payment to be due July 1, 1971, plus 6% interest on the unpaid balance.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: None

Resolution declared adopted September 8, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-9-297-70 REPORT ON INCREASE IN CITY'S RUBBISH DISPOSAL CONTRACT

City Manager Dinan submitted a report of refuse volume comparison between April through July 1969 in relationship to April through July 1970 for the rubbish collection and disposal by the MCCreedy Trucking Company. He stated the average increase per month between 1969 and 1970 is 395 cu. yds. This increase has come about through two basic factors, one, the elimination of outside burning throughout the City as an air pollution combatant, and secondly, through new construction and growth in the City during the past year.

Mr. Dinan stated the City Council has had an opportunity to review this matter with the contractor, Gus McCreedy, and are of the opinion than an increase would have to be made in the contractual payments to the McCreedy Trucking Company if he is to maintain an adequate level of service, and his equipment in proper working condition, so that he is in a position to meet his collection schedule.

In addition to the increased volume of rubbish disposal, McCreedy Trucking has also encountered exceptionally high repair bills for various pieces of equipment, and it has put a tremendous burden on

the contractor, to the point where it is questionable whether he could continue in business under the present contractual arrangements.

Therefore it is the recommendation of City Manager Dinan that the City Council increase the monthly payments to McCreedy Trucking Company, Inc., \$400.00 per month retroactive to April 1, 1970.

Motion by Richardson supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council increase monthly payments to McCreedy Trucking Company Inc., \$400.00 per month retroactive to April 1, 1970 in an effort to offset costs of the increased volume of rubbish disposal and operational costs incurred by McCreedy Trucking Company Inc., in fulfilling their rubbish collection and disposal contract for the City of Farmington.

BE IT FURTHER RESOLVED:

That a review of this contract which expires June 30, 1972 would be in order April 1, 1971, and that the monies for this increase in the disposal contract be transferred from the Contingency Fund in the 1970-71 budget.


Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

Resolution declared adopted September 8, 1970.

  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

CM-9-298-70 REPORT ON CORRECTION IN CITY OF FARMINGTON 1970 CENSUS COUNT

City Manager Dinan reported he had received a letter from Mr. Robert G. McWilliam, Acting Regional Director, U.S. Bureau of the Census, stating that a check of addresses in the City of Farmington revealed 373 housing units whose residents had not been included in the original population figures released to the City, but had been included elsewhere. The addition of these households raises the preliminary count of housing units from 2,881 to 3,254, and this coincides with Detroit Edison Company residential customers of 3,263 and the City's physical count including vacancies of 3,225.

Mr. Dinan also stated that in addition to reconciling the number of household units, his office has completed the "Were You Counted" campaign in which 99% of all families in Farmington were contacted. His office

has submitted 327 missing persons that stated they were not counted. As yet, no results on the validity of these missing persons has been received, but they should provide an additional number for the final census count.

The Census Bureau stated the City's actual physical count of household units was very instrumental in resolving the problem of reconciling the number of household units in the City, and City Manager Dinan is now confident that the City will approach its estimated 11,000 population with the additional households, plus the missing persons campaign, and he is now satisfied that the City has an accurate census count.

Motion by Allen supported by Seibert to commend the members of the Department of Public Works, who worked so diligently in resolving this problem, and in providing the City of Farmington with an accurate 1970 census count. Motion carried, all ayes.

CM-9-299-70 REPORT ON PLASTIC RUBBISH CONTAINER LINER BIDS

City Manager Dinan reported the City received bids on Tuesday September 3, 1970 as per advertisement for plastic rubbish container liners. The bids were as follows:

100,000 Plastic Rubbish Container Liners-  
Mobil Chemical Company \$3,625.00; Perfection Products \$3,650.00;  
Bland Company \$3,800.00; Anjo Products \$3,800.00 and Anjo Products  
(alternate special carton) \$3,950.00.

The City Manager Stated George Vondrak, Director of Public Services has investigated the low bidder Mobil Chemical Company, and recommended that based on the following information it would be in the best interest of the City to reject their bid.

- 1: The product is manufactured in the State of Illinois with a minimum 7 day delivery.
- 2: No local distributor
- 3: They have not manufactured the type liner the City has been using, although they stated they would make them if given the order.
- 4: They only provide the plastic liners in one color, tan - and not in multi colors as provided by other suppliers.

City Manager Dinan stated the City has been utilizing plastic liners manufactured by Perfection Products Company, Livonia, Michigan, and has received excellent service. In addition, their product has been satisfactory and has met all specifications, and he therefore recommended that the City Council reject the bid of the low bidder, Mobil Chemical Company because the \$25.00 difference could not be justified for the reason stated.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council reject the bid of the low bidder, Mobil Chemical Company for 100,000 plastic rubbish container liners because it is in the best interest of the City, and award the bid to the Perfection Products Inc., Livonia, Michigan in the amount of \$3,650.00 to be delivered in 100 case allotments.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Resolution declared adopted September 8, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk

MISCELLANEOUS

Councilman Seibert asked Chief Deadman if it were feasible to install a red arrow at the traffic signal at Nine Mile and Grand River. He felt this would permit traffic that wanted to proceed southbound on Orchard Lake Road a better chance to get through the light. He stated the traffic at this intersection is extremely heavy and the timing is such that an automobile cannot make the turn without a long wait.

Chief Deadman told him he would like to look into this.

Councilman Richardson asked about the asphalt sidewalk on Arundel Avenue. He stated it was badly in need of repair and the children walking to Longacre School were getting very muddy. City Manager Dinan said where the asphalt is broken, the builder is responsible, but the City would take care of the sweeping of the mud away from it.

Councilman Richardson questioned the Sign Ordinance that had been referred back to the Planning Commission for study and review. City Manager Dinan told him the Planning Commission was working on it.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Allen supported by Richardson to approve claims & accounts for September 8, 1970 as submitted, General Fund \$13,387.71 & Water & Sewer \$1,645.02.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 11.20 p.m.

WILBUR V. BROTHERTON, MAYOR  
ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on September 21, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None

CITY OFFICIALS PRESENT: Clerk Brines, Attorney Kelly, Chief Deadman,  
and Director Vondrak.  
Absent: City Manager Dinan.

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of regular meeting of September 8, 1970 as published. Motion carried, all ayes.

### CM-9-300-70 DECISION ON LOCATION OF PORTABLE SCHOOL BUILDING FOR FARMINGTON AREA ADVISORY COUNCIL. RAP LINE

Action on the location of the Drug Abuse Drop-In Center was tabled at the last meeting.

A petition containing 39 signatures was presented to the Farmington City Council and read into the records, to wit:

"It has come to our attention that the FAAC (Rap Line) office may be located in the vicinity of the Ten Mile Elementary School and Our Lady of Sorrows Elementary School. As residents of this area, we feel that it would be undesirable to have this office at the proposed location.

We object to this location because of the undesirable influence that the activities might have on elementary students, and because of the increased traffic and potential safety risks in the school area."

Councilman Allen was of the opinion that the Rap Line should be relocated, and he suggested that it be placed on Junior High School property. Mayor Brotherton agreed with Councilman Allen, and stated that as long as there was another location available, such as the Junior High School property, that it should be located there.

A discussion ensued between members of the School Board, citizens of Farmington, and the City Council, and it was proposed that the members of the Board of Education present cost estimates of both sites at the next Council meeting.

Motion by Yoder supported by Richardson that this matter be tabled for another two weeks, in order to give the Board of Education time to come up with cost estimates on the latest proposal, versus the one

previously discussed.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION MINUTES SEPTEMBER 14, 1970

Motion by Richardson supported by Seibert to receive and file.  
Motion carried, all ayes.

BEAUTIFICATION COMMITTEE MINUTES SEPTEMBER 10, 1970

Motion by Seibert supported by Allen to receive and file.  
Motion carried, all ayes.

FARMINGTON TOWNSHIP AND CITY LIBRARY MINUTES AUGUST 11, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

LETTER FROM MICHIGAN PUBLIC SERVICE COMMISSION RE: APPLICATION OF MICHIGAN BELL TELEPHONE COMPANY FOR AUTHORITY TO REVISE SCHEDULE OF RATES AND CHARGES

Letter from Michigan Public Service Commission regarding the Michigan Bell Telephone Company's application for authority to revise its schedule of rates and charges. A Public Hearing has been established for September 22, 1970 for the purpose of determining whether the proposed rates as set forth in their Summary Schedule are just, reasonable and will produce the increases in additional revenues granted in the Commission order of August 31, 1970.  
Letter received and filed.

LETTERS FROM CITY OF ROYAL OAK AND GREATER ROYAL OAK CHAMBER OF COMMERCE EXPRESSING APPRECIATION FOR ASSISTANCE.

Letters from James P. Cline, Mayor of the City of Royal Oak, and John G. Wilson, President of the Greater Royal Oak Chamber of Commerce, expressing their appreciation and thanks to the City of Farmington Police Department for helping them to restore order during the period August 24th through August 28th 1970 in the City of Royal Oak.

Letters received and filed.

LETTER OF APPRECIATION FROM FARMINGTON TOWNSHIP FIRE DEPARTMENT

Letter from the Farmington Township Fire Department, Wheeler Street Station extending their appreciation for the assistance of the Department of Public Safety at the fire at Merchandise Mart on September 4, 1970.  
Letter received and filed.

NOTICE OF PUBLIC HEARING FROM MICHIGAN PUBLIC SERVICE COMMISSION RE:  
REQUEST OF GREAT LAKES TRANSIT CORPORATION FOR FARE INCREASE.

Letter from Michigan Public Service Commission read regarding the request of Great Lakes Transit Corporation for an increase in passenger fares. Great Lakes Transit is requesting the following increases:

- 1: 5¢ increase on all fares from 35¢ to 40¢.
- 2: 10¢ increase on all fares from 35¢ to 40¢.
- 3: 15¢ increase on all fares from 85¢ up.

A hearing on this request will be scheduled for Wednesday October 21, 1970 at 9:30 a.m. in the office of the Commission, 525 West Ottawa St., Lansing, Michigan.

Letter received and filed.

MISCELLANEOUS

APPOINTMENT OF MR. GEORGE VONDRAK, DIRECTOR OF PUBLIC SERVICES TO THE  
BEAUTIFICATION COMMITTEE.

CM-9-301-70 Motion by Yoder supported by Allen to appoint Mr. George Vondrak, Director of Public Services to the Farmington Beautification Committee, term expiring June 1972.  
Motion carried, all ayes.

LETTER FROM DEPARTMENT OF COMMERCE REGARDING EXTENSION OF UNDERGROUND  
ELECTRIC FACILITIES.

A letter from F.M. Hoppe, Director of Public Utilities, Department of Commerce was read into the records.

Mr. Hoppe stated that after a considerable delay he was answering City Manager Dinan's request concerning the Public Service Commission's rules governing the extension of underground electric facilities. He stated the rules have now been finalized and adopted, and he enclosed a copy of said rules. Mr. Hoppe added that Rule 6, as adopted, would only apply if all the customers requested that their existing overhead electric lines be placed underground. He told the City Manager he was correct in assuming that under this rule, one customer could hold up the installation requested by a large group of customers. A possible solution to this problem however, would be for the group to form a "Utility District" as is done for the extension of water and sewer service, if this can be accomplished under existing statutes.

Letter received and filed.

COMMENTS

Councilman Richardson asked Director Vondrak if anything had been done regarding the walkway to Longacre School.



Director Vondrak told him not yet, but the City would repair it within another week or so.

Mayor Brotherton asked George Vondrak about the possibility of putting a line down the center of Raphael Street from the top of the hill down to Shiawassee to try and separate traffic.  
Director Vondrak told him this had already been done.

Mayor Brotherton asked Director Vondrak what had happened to the sidewalk program in Bel-Aire.

Director Vondrak told him he expected this projected to be completed at the end of another 2½ weeks.

Mayor Brotherton said he noticed some parts of the sidewalk in Bel-Aire that seemed to be pitted had not been replaced, and he wondered why.

Director Vondrak told him these were borderline cases, but would be looked into.

Councilman Seibert asked Chief Deadman if he had heard anything from Oakland County Road Commission on the re-routing of Farmington Road.

Chief Deadman said the Oakland County Road Commission is aware of the request for a Feasibility Study, and are working on it.

Councilman Seibert asked if there had been a recent survey made of the river to see if it was clear and not jammed up with branches.

Director Vondrak told him he had it checked during the summer and he thought it was pretty clear at this point.

RESOLUTIONS AND ORDINANCES

CM-9-302-70 INTRODUCE ORDINANCE C-283-70 AMENDMENT TO THE ZONING ORDINANCE

Motion by Richardson supported by Yoder to introduce amendment #24 to the zoning map.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

CLAIMS AND ACCOUNTS MONTHLY BILLS

Motion by Seibert supported by Richardson to approve Claims and Accounts for September 21, 1970 as submitted, General Fund \$5,745.29 and Water and Sewer \$44.29.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 9.15 p.m.

WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on October 5, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Yoder present  
Absent: Richardson, Seibert.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Attorney Kelly  
and Director Vondrak.  
Absent: Chief Deadman.

MINUTES OF PREVIOUS MEETING

Motion by Allen supported by Yoder to approve minutes of regular meeting of September 21, 1970 as published. Motion carried, all ayes.

CM-10-303-70 DECISION ON LOCATION OF PORTABLE SCHOOL BUILDING FOR F.A.A.C.

Inasmuch as the Farmington School District had already decided upon the location of the portable school building for F.A.A.C., motion made by Yoder and supported by Allen that no action is now required by Council. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, SEPTEMBER 28, 1970

Motion by Yoder supported by Allen to receive and file. Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES, AUGUST 27, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

LETTER FROM CITY OF MADISON HEIGHTS REGARDING RESOLUTION REQUESTING FEDERAL LEGISLATION GOVERNING MAIL SENT TO HOMEOWNERS BY CITIES.

Letter from City of Madison Heights stating that they adopted a resolution requesting federal legislation providing that cities may send up to four pieces of mail per year through the United States to every home in the community without having said pieces of mail addressed, and that such mail be sent at no charge, or a very nominal charge.

The Farmington City Council were of the opinion that if this legislation were adopted, it would set a bad precedent for other governmental agencies to utilize the U.S. Postal Department at no charge. They also believed the U.S. Postal Department should attempt to be self-sustaining, and therefore not allow any mail that would be free, whether it be a City, State, or other governmental agency.

Motion by Allen supported by Yoder to receive and file. Motion carried, all ayes.

LETTER FROM CITY OF FERNDALE REGARDING STUDY OF SKATING ARENA FOR THE CITY OF FERNDALE MADE BY PROFESSOR MORRIS A. LIFSHAY, LAWRENCE INSTITUTE OF TECHNOLOGY AND HIS STUDENTS.

Letter from City of Ferndale stating their Parks and Recreation Advisory Board heard a report from Morris A. Lifshay, Visiting Professor at Lawrence Institute of Technology, and from his students who have recently completed a detailed study on a skating arena for the City of Ferndale. They were highly delighted with the results of the student project, and recommended that the City Council contact Professor Lifshay to hear his interesting report.

City Manager Dinan said that inasmuch as the School Board has apparently turned down the proposed location for the Civic Arena, the program would not be financially feasible for a City the size of Farmington. However, if the proposed merger of the southern part of the Township with the City is accomplished, then probably the City would be in a better position to finance and operate such a facility and at that time could contact Professor Lifshay.

Letter received and filed.

CM-10-304-70 LETTER FROM CONSUMERS POWER COMPANY REGARDING ADDITIONAL RESTRICTIONS ON SALE OF GAS.

Letter received from Consumers Power Company stating that earlier this year they took action limiting new business from its commercial and industrial customers, in order to safeguard service to their existing customers.

However, a recent study of system gas requirements and supply, has made it apparent that additional restrictions must be imposed on the sale of gas to protect service to their existing customers, and they have

therefore asked the Michigan Public Service Commission to authorize the following gas sales restrictions: . . . . .

No new residential, commercial or industrial customers will be added to the Company's system.

No new residential space heating loads will be added to the Company's system.

No additional commercial or industrial gas loads will be added to the Company's system.

City Manager Dinan told the Council that these are far greater restrictions than were originally presented, as the original restrictions only involved new large industrial and commercial users. According to this stipulation there would be no new residential users as well as commercial and industrial users, and this certainly would have an adverse effect on the growth of the community.

Motion by Allen supported by Yoder to authorize the City Manager to contact the Michigan Public Service Commission, and object to this new proposal by Consumers Power Company regarding the gas limitations in this area as it will be of great detriment to all residential users.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER.

REQUEST RELOCATION ACCESS RAMP I-96 FREEWAY  
CM-10-305-70

City Manager Dinan told the Council he had received a letter from Mr. Richard J. Bensek, owner of the Danish Inn in Farmington and stating that the closing of the I-96 entrance ramp has proven very detrimental to his business, and is now of great personal concern to him.

Mr. Bensek states that he is not only a businessman in the City, but also a substantial taxpayer and he feels that the closing of this entrance after being open for a period of 10 to 15 years is not within the best interest of the public, and he wishes his complaint to be conveyed earnestly and emphatically to the City Council.

Concurrent with this complaint, City Manager Dinan presented a letter from the State Highway Department regarding the closing of the entrance ramp to the I-96 Freeway at Nine Mile Road for a 90 day trial period, and reconsideration of a previous request to place the new entrance ramp from Freedom Road to the Freeway between Farmington and Gill Road.

The letter states that the State Highway Department recognizes the problem and confusion existing in the area of this ramp as it affects

the residents of the immediate neighborhood. They also recognize that this closing affects the accessibility of numbers of motorists to the freeway in this area. However, this temporary closure will allow them to study these effects on the traffic so that a future determination can be made.

In regards to the City's request for a new access ramp to be placed between Farmington and Gill Roads on Freedom Drive, the State Highway Department pointed out that their road construction funds are all allocated at this time. This proposal would require a traffic study involving traffic desire, feasibility study, right of way purchase, etc., and a procedural request by the officials of the City for this construction. Upon receipt of an official request they will look further into the matter.

City Manager Dinan told the Council that the City of Farmington has, in the past, made several requests for action by the Michigan State Highway Department to provide ingress and egress ramps at the intersection of Farmington Road and Freedom Drive. This seems to be the most logical place for such an entrance and exit, and would certainly be a convenience to the residents of the City and aid in securing more business for downtown Farmington.

Motion by Allen supported by Yoder to authorize the City Manager to formally request a new access ramp, which is to be placed on Freedom Road between Farmington Road and Gill Road, and that an exit ramp be placed east of Farmington Road and Freedom Drive. Also, that the City Manager convey this request to our State Representatives in Lansing, and request them to follow up on it.

Motion carried, all ayes.

CM-10-306-70 REPORT SUGGESTED CHANGE OF FARMINGTON BUILDING CODE REQUIRING FOUNDATIONS AND RAT WALLS.

City Manager Dinan presented a report from the City Building Inspector, which stated that all commercial and industrial structures shall be constructed on a masonry foundation not less than 12" wide, and not less than 42" below grade around the perimeter of the structure. Also that all residential structures except detached residential garages shall have a continuous foundation around the perimeter of the structure, including porches, which shall not be less than 8" wide and extend at least 42" below the grade of adjoining properties. Same shall extend a minimum of 8" above said established grade, unless constructed on a concrete slab, then the foundation shall extend a minimum of 11" above the sidewalk level.

Also detached garages, tool houses, tool sheds, garden houses, swimming pool sheds, playhouses, greenhouses, barn type sheds or any other permitted

accessory uses, and carports shall have a concrete ratwall around the perimeter of the structure not less than 4" wide and 24" below grade, and extending at least 4" above grade, except supporting columns and/or walls of attached carports shall extend foundations not less than 42" below grade.

Motion by Yoder supported by Allen to introduce ordinance No. C-283-70  
An Ordinance Governing Ratwalls.

Roll Call

Ayes: Allen, Brotherton, Yoder

Nays: None

Absent: Richardson, Seibert

Motion carried.

In addition, City Manager Dinan stated the City Building Inspector has suggested a change in the Farmington City Code, which would add a chapter to the Zoning Ordinance stating it shall be unlawful to commence the excavation for the construction of any accessory buildings, including tool houses, tool sheds, garden houses, swimming pool sheds, playhouses, greenhouses, barn type sheds, or any other type shed that is in the permitted accessory uses, until the Building Department has issued a building permit for such work.

The City Manager told the Council that the Building Department is of the opinion this ordinance is needed to control the placement of these sheds, barns and buildings, and the City Manager stated he is in agreement with this request.

Motion by Yoder supported by Allen to introduce Ordinance No. C-284-70,  
An Ordinance making it unlawful to commence excavation for the construction of accessory buildings without first obtaining a building permit from the City of Farmington.

Roll Call

Ayes: Brotherton, Yoder, Allen

Nays: None

Absent: Richardson, Seibert.

Motion carried.

MISCELLANEOUS

CM-10-307-70 POLICY STATEMENT REGARDING REPRESENTATION IN NEWLY ANNEXED AREA IF VOTED FAVORABLY.

Mayor Brotherton read a Policy Statement prepared by the City Manager and City Attorney into the records. He said this had been prepared at the

request of the Council and as a result of meetings that some of the Council members have attended during the past couple of weeks, with residents from both the Township and City areas.

He stated that Council members would like to give residents of both the City and Township a chance to express their views or ask any questions they might have, and therefore he proposed that the following Policy Statement be the first order of business at the next regularly scheduled Council Meeting on October 19, 1970.

POLICY STATEMENT  
REPRESENTATION IN NEWLY ANNEXED  
AREA

It has come to the attention of the Farmington City Council that the question of representation is in the minds of several residents in the affected area of the proposed annexation question. The Farmington City Council as a matter of policy would like to make the following statement to answer this question.

The Farmington City Council, if the annexation question is favorable, would immediately place on the ballot a charter revision to expand the membership of the City Council from five (5) to seven (7) members, reduce the residency requirement to one (1) year and give previous residency credit in the annexed area. This would mean that citizens that had a minimum of one (1) year residency in the annexed area could run for office or serve on the various City Boards and Commissions immediately after a favorable vote on the charter amendment. This could be accomplished prior to the normal City election scheduled in April, so that residents in the annexed area would be eligible to run for office and receive proper representation for their areas.

WILBUR V. BROTHERTON, Mayor  
JOHN A. ALLEN, Councilman  
JOHN H. RICHARDSON, Councilman  
FRED M. SEIBERT, Councilman  
RALPH D. YODER, Councilman

Motion by Yoder supported by Allen to introduce this Policy Statement into the records and be prepared to answer any questions from interested citizens at the next regular meeting of the City Council on October 19, 1970.

Roll Call

Ayes: Yoder, Allen, Brotherton  
Nays: None  
Absent: Richardson, Seibert.  
Motion carried.

CM-10-308-70 RESOLUTIONS AND ORDINANCES

ADOPT ORDINANCE NO. C-283-70 AMENDMENT #25 TO THE ZONING MAP

Motion by Allen supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-283-70

AMENDMENT #25 TO THE ZONING MAP OF THE CITY OF FARMINGTON,  
OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1: That the territory lying with the City of Farmington, Oakland County, Michigan, be rezoned as follows:

FLORAL PARK: Lots 107-112 inclusive; Lots 225-239 inclusive; Lots 362-377 inclusive; Lots 510-525 inclusive

all from M1 Industrial to C2 Community Commercial.

ACREAGE TRACT SECTION 26: CD-05 from M1 Industrial to C2 Community Commercial.

SUPERVISOR'S SUBDIVISION #4: Lots 106 and 107 from M1 Industrial to C2 Community Commercial.

Section 2: This ordinance shall be known as Amendment #25 to the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on September 21, 1970, was adopted and enacted at the next regular meeting on October 5, 1970 and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Yoder, Allen, Brotherton  
NAYS: None  
ABSENT: Richardson, Seibert.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Allen supported by Yoder to approve Claims and Accounts for October 5, 1970 as submitted, General Fund \$5,180.34 and Water and Sewer \$452.49.



ROLL CALL

AYES: Allen, Brotherton, Yoder  
NAYS: None  
ABSENT: Richardson, Seibert.

FIRST ESTIMATE FULKERSON LANDSCAPING COMPANY, DRAKE ROAD PARK

Motion by Yoder supported by Allen to approve the first estimate for Fulkerson Landscaping Company, Drake Road Park in the amount of \$16,403.49.

ROLL CALL

AYES: Brotherton, Yoder, Allen  
NAYS: None  
ABSENT: Richardson, Seibert.

ADJOURNMENT

Motion by Yoder supported by Allen to adjourn at 9.35 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS - 1 -

A regular meeting of the Farmington City Council was held on October 19, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman, Attorney Kelly, and Director Vondrak.

MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Seibert to approve minutes of meeting of October 5, 1970 as published. Motion carried, all ayes.

CM-10-309-70 POLICY STATEMENT REPRESENTATION IN AFFECTED AREA OF ANNEXATION PROPOSAL

Clerk read the Policy Statement by the members of the City of Farmington Council, as published in the last Council minutes of October 5, 1970.

Motion by Allen supported by Richardson to approve the Policy Statement as entered into the records.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

CM-10-310-70 MINUTES OF OTHER BOARDS  
PLANNING COMMISSION PROCEEDINGS OCTOBER 12, 1970

Motion by Richardson supported by Yoder that the City Council concur with the City Planning Commission and the Farmington Township Planning Commission in the denial of multi-family development on the north side of Grand River west of Drake Road, because of the high number of existing and potential multi-family units in this particular area.

Motion carried, all ayes.

Motion by Seibert supported by Allen to receive and file Planning Commission minutes for October 12, 1970.

Motion carried, all ayes.

ZONING BOARD OF APPEALS OCTOBER 7, 1970 AND SPECIAL MEETING OCTOBER 14, 1970

Motion by Richardson supported by Yoder to receive and file.  
Motion carried, all ayes.

FARMINGTON CITY & TOWNSHIP DISTRICT LIBRARY MINUTES, SEPT 9, 1970

Receive and file.

HISTORICAL PRESERVATION COMMITTEE MINUTES SEPTEMBER 24, 1970

Motion by Seibert supported by Richardson to receive and file.  
Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-10-311-70 RESOLUTION FROM WEST BLOOMFIELD TOWNSHIP BOARD RE: COUNTY PROPOSAL ON NOVEMBER 3, 1970 BALLOT TO ESTABLISH SEPARATE TAX LIMITATIONS

Letter read from West Bloomfield Township enclosing a copy of a resolution they adopted opposing the County proposal to establish a separate tax limitation which will appear on the November 3rd ballot, and if approved, would increase taxes throughout the County by a full three mills. They state the proposal is worded in such a way as to disguise the fact that the proposal is actually a proposal for a tax increase.

This proposal wants to increase the present limitation of 15 mills to 18 mills which apparently is shared by the Schools and the County and would probably result in an increase of 3 mills on our school and County tax bill, adding an additional 3 mills under the circumstance of high increase in assessed valuation, based on inflation would add to the burden of the property taxpayer.

Motion by Yoder supported by Allen to adopt the following resolution:

BE IT RESOLVED:

WHEREAS: the County proposal to establish a separate tax limitation which will appear on the November 3, 1970 ballot, will, if approved, increase taxes throughout the County by a full three mills, and

WHEREAS: the proposal is worded in such a way as to disguise the fact that the proposal is actually a proposal for a tax increase, and

WHEREAS: the three mill increase would benefit only the County and Schools and would actually result in a decrease in income to the Townships who now receive allocated millage in excess of the minimum one mill, and

WHEREAS: in order to maintain present services in the Townships it would be necessary to ask the taxpayers for increased millage even over and above the proposed three mill increase.

NOW, THEREFORE, BE IT RESOLVED: That the City of Farmington Council go on record as vigorously opposing the passage of this proposal, and call upon all other officials in Oakland County to publicize the real effect of this proposal.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED OCTOBER 19, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-10-312-70 PETITION IN FAVOR OF CLOSING I-96 EXPRESSWAY ENTRANCE AT MAPLE AND FREEDOM ROADS.

Petition containing 26 signatures of property owners in the City of Farmington read. They state they are in favor of the action taken by the City of Farmington and the State of Michigan to close the entrance to I-96 which is located near the intersection of Maple and Freedom Roads. They state that they take a special interest in this decision since their homes and property are located in the immediate vicinity of this entrance. They list a number of factors which make the existence of this entrance in this area undesirable, (1) there is a grade school located in the area, which has meant that many small children must cross a busy highway (Freedom Road) in order to get to school. The crosswalk designated for these children is only several hundred feet in front of the Maple-Freedom Road entrance to I-96. At this point large trucks often travel at high rates of speed as they approach the expressway.

The petition also states an additional hazard arises from the fact that the entrance may be approached only by westbound traffic. Cars traveling eastbound, which intend to enter the expressway, must find a place to turn around before they can do so. In the past, these motorists have either made illegal U-turns or they have used private driveways to turn around in. As a result, the residents and property owners in this area have had to endure tire tracks across their front lawns, broken mail boxes, and reckless driving on a routine basis.

It was the consensus of opinion of the City Council that a photostatic copy of this petition be forwarded to the State Highway Department, with the request that they meet with the City Council before taking any further action on either the opening of, or closing off of this entrance to the expressway.

MICHIGAN MUNICIPAL LEAGUE URGING A "YES" VOTE ON PROPOSAL "A" IN THE NOVEMBER ELECTION

Letter from Michigan Municipal League urging a "Yes" vote in the November election on Proposal "A". They state that the Michigan

Municipal League has adopted a resolution urging a "yes" vote in the November election on the \$100 million Housing Bond Issue, which is designated to provide low income housing.

It is their suggestion that local governing bodies may wish to take some official action urging this "yes" vote on Proposal "A".

Motion by Seibert supported by Allen to receive and file letter from Michigan Municipal League. Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

10-313-70 BEAUTIFICATION COMMITTEE 1970-71 PROGRAM

City Manager Dinan reported on the proposed activities of the Farmington City Beautification Committee for the year 1970-71. He stated that under the direction of their new chairman, Carol Kurth, he believed that the committee has established many worthwhile new projects and a continuation of annual programs that have proven to be so successful in the past.

Motion by Richardson supported by Seibert that the City Manager be instructed to write a letter to the Beautification Committee commending them for their activities in the past, and issuing the support of the City Council for their very ambitious program in the future. Motion carried, all ayes.

CM-10-314-70 FLASHING TRAFFIC LIGHT AT TEN MILE AND POWERS ROAD  
CERTIFIED RESOLUTION

The Oakland County Road Commission has advised that in reviewing the accident experience and a recent intersection count made at Ten Mile Road and Powers Road, it was determined that a flashing beacon (12" lens) should be installed at this location to supplement the stop signs in an effort to alleviate the situation. Their count shows a regular traffic signal is not warranted at this time. However, in the future, if the volume continues, and signalization is to be considered, it must be remembered that one of the warrants requires flaring in all four directions, so some thought should be given to programming, either through T.O.P.I.C.S. or a regular matching project.

Therefore, the Oakland County Road Commission is requesting that a certified copy of a resolution adopted by the City Council assuming these costs and future maintenance is required prior to this traffic flasher installation. Estimated costs are approximately \$150.00 per year.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council approve the installation of a Flashing Traffic Light at Ten Mile and Powers Road in the City of Farmington, and

BE IT FURTHER RESOLVED: That the City of Farmington participate in their percentage of this installation, and the maintenance of said flashing traffic light, at a cost of approximately \$150.00 per year.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

Resolution declared adopted October 19, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

REPORT ON REQUEST REVOKING ENTERTAINMENT LICENSE YE OLDE PURPLE PLUM BAR.

Motion by Allen supported by Yoder to table action on this until Council has had an opportunity to discuss same with the owner and his attorney.

Motion carried, all ayes.

CM-10-315-70 REPORT ON ENGINEERING ESTIMATE FOR STORM SEWER FARMINGTON ROAD TO ROUGE RIVER.

City Manager Dinan reported on the engineer's estimate for construction of storm sewer to provide adequate drainage for approx., 28 acres west side Farmington Road north of Freedom Drive, and provide storm water outlets for drainage for the Alta Loma Subdivisions. It is the engineer's estimate that this project will cost in the neighborhood of \$200,000 and it is the City Manager's opinion that the City at Large should provide approximately 50% of the cost because of the capacity that is being provided to relieve the Alta Loma Subdivisions.

Mr. Dinan proposed establishing a Special Assessment District, at the rate of \$3,000 per acre plus \$5.00 per front foot, to be assessed against Lots 1 through 13, Inclusive, Assessor's Plat #1, which will provide approximately \$100,000 towards this improvement cost. The balance would be a City at Large expenditure. A special assessment district would be set up on a ten year period, city share to be paid in equal principal installments ranging approximately \$14,000 a year over the life of this issue.

Motion by Seibert supported by Yoder to adopt the following resolution:

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 storm sewer, Freedom Drive from Rouge River to Farmington Road and, Farmington Road from Freedom Drive to Alta Loma.

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 storm sewer.
- 3: The City Council determines that \$100,000 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:  

Assessor's Plat #1 - Lots 1 through 13 inclusive.
- 5: The City Council shall hold a Public Hearing at 8 p.m. on November 2nd 1970 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 Enterprise, Farmington, Michigan, at least once not less than ten 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 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 of Farmington, City Council, proposes to acquire and construct storm sewer improvement on the following streets: Freedom Drive from Rouge River to Farmington Road and Farmington Road from Freedom Drive to Alta Loma Drive.

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:

Assessor's Plat No. 1, Lots 1 through 13 inclusive

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 meets at the Council Chambers in the City Hall on Monday, November 2, 1970, at 8:00 o'clock p.m. for the purpose of hearing all persons affected by said storm sewer improvement.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED October 19, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

COUNCILMAN ALLEN'S STATEMENT REGARDING PROPOSAL "C" PAROCHAID

Councilman Allen spoke out on the subject of Parochaid, which is Proposal "C" on the November 3rd ballot. He stated he was very much opposed to this because he felt it would do great harm to the Community, and he asked that members of the Council take an official position against the amendment.

The other members of the City Council agreed with Councilman Allen individually, and stated their intent to vote against Proposal "C" in the forthcoming election.

Motion by Allen, that as a Body, the Council make a recommendation that Proposal "C" be defeated.

Motion died for lack of a second.

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Receive and file.

CM-10-316-70 ESTABLISHMENT OF PUBLIC HEARING SIDEWALK ASSESSMENTS  
BEL-AIRE HILLS SUBDIVISION.

City Manager Dinan reported the City is in the final stages of completing its sidewalk program in the Bel-Aire Hills Subdivision, and he therefore requested that the City Council establish a Public Hearing on the sidewalk assessments.

Motion by Allen supported by Richardson to establish a Public Hearing for 8:00 p.m. Monday November 2, 1970, to hear all



interested parties regarding this assessment.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

AUDIT REPORTS YEAR ENDING JUNE 30, 1970 AND LETTER OF RECOMMENDATIONS FROM PLANTE AND MORAN, CERTIFIED ACCOUNTANTS.

Along with the Audit Reports for the year ending June 30, 1970 Plante and Moran submitted a letter with the following recommendations:

- 1: General Fixed Assets: They recommend the City institute a long range program to inventory and catalog all assets owned by the City.
- 2: Water Supply & Sewage Disposal System, Utility Plant & Equipment: They recommend and strongly urge that the water & sewer system establish useful lives and depreciation rates and methods on their property.
- 3: Water Supply & Sewage Disposal System, Chart of Accounts and Budgeting: They recommend that both the Chart of Accounts and the Budgeting Procedures for water and sewer system be revised.
- 4: Organization Chart and Job Description: They recommend the preparation and utilization of an Organization Chart of Job specifications and procedural manuals.
- 5: Voucher Procedures: They recommend purchase invoices be imprinted with a processing stamp.

It was the consensus of opinion of the City Council that a meeting might be arranged between the Council and the Auditors in order to more clearly define these recommendations.

Motion by Seibert supported by Yoder to receive and file. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

CM-10-317-70 ADOPT ORDINANCE NO. C-284-70

Motion by Yoder supported by Allen to adopt and enact the following ordinance:

ORDINANCE NO. C-284-70

AN ORDINANCE TO AMEND THE CITY OF FARMINGTON ZONING ORDINANCE, TITLE V, CHAPTER 39 SECTION 5.118 ZONING COMPLIANCE PERMITS.

THE CITY OF FARMINGTON ORDAINS:

Section 5.118 Zoning Compliance Permits.

Section 5.118. Zoning Compliance Permits.

To add a section that it shall be unlawful to commence the excavation for the construction of any accessory building including tool houses, tool sheds, garden houses, swimming pool sheds, playhouses, greenhouses, barn type sheds, or any other type shed that is in the permitted accessory uses, until the Building Department has issued a building permit for such work.

The fees for this building permit be set at \$10.00 for the first one thousand (\$1,000) dollars and \$3.00 for each additional thousand dollars valuation, or portion thereof.

This ordinance was introduced at a regular meeting of the Farmington City Council on October 5, 1970 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

CM-10-318

Motion by Yoder supported by Allen to adopt and enact the following ordinance:

ORDINANCE NO. C-285-70

AN ORDINANCE TO AMEND THE CITY OF FARMINGTON ZONING ORDINANCE BY ADDING A NEW PARAGRAPH UNDER TITLE V, CHAPTER 39, SECTION 5.37 - AREA, HEIGHT, BULK AND PLACEMENT REGULATIONS.

THE CITY OF FARMINGTON ORDAINS:

Section 5.37 Accessory Buildings.

All commercial and industrial structures shall be constructed on a masonry foundation not less than twelve (12) inches wide and not less than forty-two (42) inches below grade around the perimeter of the structure.

That all residential structures (except detached residential garages) shall have a continuous foundation around the perimeter of the structure, including porches which shall be not less than eight (8) inches wide and extend at least forty-two (42) inches below grade of adjoining properties. Same shall extend a minimum of eight (8) inches above said established grade, unless said

COUNCIL PROCEEDINGS - 10 -

structure is constructed on a concrete slab, then foundation shall extend a minimum of eleven (11) inches above sidewalk level.

Detached garages, tool houses, tool sheds, garden houses, swimming pool sheds, playhouses, greenhouses, barn type sheds or any other permitted accessory uses, and carports shall have a concrete rat-wall around the perimeter of the structure not less than four (4) inches wide and twenty-four (24) inches below grade and extending at least four (4) inches above grade, except, supporting columns and/or walls of attached carports shall extend foundations not less than forty-two (42) inches below grade.

This ordinance was introduced at a regular meeting of the Farmington City Council on October 5, 1970, was adopted and enacted at the next regular meeting of the Council on October 19, 1970, and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen  
Nays: None  
Absent: None

CLAIMS AND ACCOUNTS

Motion by Richardson supported by Seibert to approve Claims and Accounts for October 19, 1970 as submitted, General Fund \$14,014.56 and Water and Sewer \$1,207.18.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton  
Nays: None  
Absent: None  
Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn.  
Meeting adjourned 10 p.m.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on November 2, 1970. Meeting called to order at 8:00 p.m. by Mayor Pro-Tem Allen.

ROLL CALL: Allen, Richardson, Seibert, and Yoder present.  
Absent: Brotherton.

CITY OFFICIALS PRESENT: City Manager Dinan, Acting Clerk Viane, Chief Deadman, Attorney Kelly and Director Vondrak.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of meeting of October 19, 1970 as published.

Motion carried, all ayes.

CM-11-319-70 PUBLIC HEARING

SPECIAL ASSESSMENT DISTRICT 70-46 STORM SEWER RELIEF FREEDOM DRIVE.

Mayor Pro-Tem Allen opened the Public Hearing and stated that Notices of Hearing had been published in the local papers. He asked for comments from interested persons.

City Manager Dinan outlined the proposed Storm Sewer direction and the area, and he stated that in analyzing the assessment procedure, he had made a recommendation to the City Council of \$5.00 per front foot, plus \$3,000 per acre for the property on the west side of Farmington Road north of Freedom Drive. He stated this would amount to approximately 50% of the cost, and the City at Large would pick up the other 50%.

Questions pertaining to this storm sewer and its construction were asked by Mr. Dick Kelly 23231 Cass Avenue, Mr. John Finnell 31395 West Nine Mile Road, Mr. Frank Valenti 22494 Maple and Mr. Christian Lehman 23105 Farmington Road.

Motion by Richardson supported by Yoder to close Public Hearing.  
Motion carried, all ayes.

Motion by Seibert supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct storm sewer on the following described street;

Freedom Road from Rouge River to Farmington Road, and Farmington Road from Freedom Drive to Alta Loma. Lots 1-13 Assessor's Plat #1.

WHEREAS, plans and specifications and estimate of cost and other information concerning said storm sewer 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;

Lots 1-13 Inclusive, Assessor's Plat #1.

- 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.

Roll Call

Ayes:           Richardson, Seibert, Yoder, Allen  
 Nays:           None  
 Absent:        Brotherton

RESOLUTION DECLARED ADOPTED NOVEMBER 2, 1970.

*Elizabeth Brines*  
 \_\_\_\_\_  
 Elizabeth Brines, City Clerk.

CM-11-320-70

BEL-AIRE HILLS SIDEWALK ASSESSMENTS

Mayor Pro-Tem Allen opened the Public Hearing and stated that Notices of Said Hearing had been mailed to all affected residents. He asked for comments from interested persons.

Mr. George Vondrak, Director of Public Works reported the sidewalks were 95% completed.

City Manager Dinan reported that this Hearing would establish the following amounts, per square foot. 4" concrete 57¢, 4" concrete removal 13¢, and 6" concrete replacement 70¢.

The following citizens questioned various aspects of the sidewalk replacement:

Mr. Ratke 24019 Colchester; Mr. Russell Baker 31918 Lamar; Mrs. Schuricht 23560 Loomis Court; Mr. Frank Papke 32383 Marblehead; Mr. Lamar King 23715 Ely Court; Mr. Arnie McGovern 23611 Bicking Court.

Hearing no further questions, motion by Yoder supported by Richardson to close the Public Hearing. Motion carried, all ayes.

Motion by Yoder supported by Richardson to adopt the following resolution:

BE IT RESOLVED:

That the Assessment Roll for the construction of sidewalk is confirmed as follows:

BEL-AIRE HILLS SUBDIVISION: Lots 1-3; 5 & 6; 8-10; 12-16; 22, 23, 25, 26, 35, 45, 55-59; 70, 80, 81, 83, 87, 102-104; 106, 107, 114, 115, 120, 123-126; 130-132; 149, 151, 152, 155, 164, 172-175; 184-186; 189-191; 195-200; 203, 204, 211-213; 217, 220-222, 224-226; 233, 235, 237, 238, 240, 241, 244, 245, 247, 249, 253-256; 265, 266, 272, 275, 277-279; 281, 283, 284, 291, 294, 295, 300-311; 313, 316-324; 326-328; 330-333; 336, 337, 339, 344, 347, 348, 351, 352, 354-358; and lot 361.

1: That the first installment shall be due within 60 days from date of confirmation. (January 4, 1971).

2: That after the fourth day of January 1971 a 4% penalty will be added as prescribed by Charter, Section 11.7, Collection Fees.

3: That payments may be made as follows:

Over \$100.00 in two equal installments, due January 4, 1971 and January 4, 1972, plus 6% interest on the unpaid balance.

Under \$100.00 one payment in full.

Roll Call

Ayes: Allen, Richardson, Seibert, Yoder

Nays: None

Absent: Brotherton

RESOLUTION DECLARED ADOPTED NOVEMBER 2nd 1970.

Elizabeth Brines

PLANNING COMMISSION PROCEEDINGS OCTOBER 20, 1970

Motion by Richardson supported by Seibert to receive and file.  
Motion carried, all ayes.

BEAUTIFICATION COMMITTEE MINUTES OCTOBER 8, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS CM-11-321-70

LETTER FROM MEDIA ASSOCIATES REQUESTING PERMISSION TO SOLICIT FUNDS FOR SUICIDE PREVENTION CENTER.

Letter from Media Associates requesting permission to solicit funds within the City of Farmington during the month of November for the Suicide Prevention Center. The Center is located in the Herman Kiefer Hospital and staffed by over 100 trained volunteers, all residents of the tri-county area. The campaign will consist of Direct Solicitation, pledges and posters, all distributed and handled by the staff and volunteers of the center.

Motion by Yoder supported by Richardson to grant permission to Media Associates to solicit funds in the City of Farmington during the month of November for the Suicide Prevention Center.  
Motion carried, all ayes.

CM-11-322-70 LETTER FROM SALVATION ARMY REQUESTING PERMISSION TO SELL THEIR CHRISTMAS WAR CRY MAGAZINE THROUGHOUT THE CITY OF FARMINGTON.

Letter from the Salvation Army requesting permission to sell their Christmas War Cry Magazine. This will be done during the period within the two or three weeks leading up to Thanksgiving.

Motion by Yoder supported by Richardson to grant permission to the Salvation Army to sell their Christmas War Cry Magazine in the City of Farmington. Motion carried, all ayes.

CM-11-323-70 LETTER FROM LIQUOR CONTROL COMMISSION RE: REQUEST FROM ST. JULIAN WINE COMPANY INC., FOR NEW WHOLESALE BEER AND WINE LICENSE TO BE LOCATED AT 31505 GRAND RIVER.

Request from the Michigan State Liquor Control Commission stating that the St. Julian Wine Company Inc., holder of Michigan Winery license; Wholesale Beer and Wine license; and Outstate seller of wine license; is requesting a new Wholesale Beer and Wine license to be located at 31505 Grand River, Farmington, Michigan.

Motion by Richardson supported by Seibert to approve the request of St. Julian Wine Company Inc., for a new Wholesale Beer and Wine license to be located at 31505 Grand River, Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER.

CM-11-324-70 REPORT ON ANNUAL AUDIT 1969-70

City Manager Dinan reported on the Annual audit for 1969-70 and noted that the City completed the fiscal year with an excess of revenue over expenditures of \$7,344.00 increasing its fund equity at June 30, 1969

\$47,426.00 and fund equity at June 30, 1970 \$54,770.00.

The City Manager also reported the City's equity increased from \$1,532,183 to \$1,622,167 during the year on the Water and Sewage Disposal System.

As mentioned at the last Council meeting, the City Manager stated he would arrange a meeting between the Council members and the Accounting Firm to review their recommendations and accounting procedures, at a date to be set by Council.

Motion by Seibert supported by Yoder to establish a meeting between the members of the City Council, and Mr. Robert Clarke of Plante and Moran for November 12, 1970, and to receive and file the Annual audit for 1969-70 and the Water and Sewage Disposal System Audit for 1969-70. Motion carried, all ayes.

JOINT MEETING CITY PLANNING COMMISSION AND CITY COUNCIL NOVEMBER 18, 1970 TO REVIEW DOWNTOWN MASTER PLAN.

City Manager Dinan reported the Downtown Redevelopment Committee is now in the final phases of completing the Master Plan for the Downtown Area. They have scheduled a joint meeting with the City Planning Commission and the City Council for 8:00 p.m. Wednesday November 18, 1970 in order to review this Downtown Master Plan with all members present.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT.

Receive and file.

BUILDING DEPARTMENT MONTHLY REPORT

Motion by Richardson supported by Seibert to receive and file. Motion carried, all ayes.

CM-11-325-70 RESOLUTIONS AND ORDINANCES

INTRODUCTION OF ORDINANCES ON NARCOTICS, LIMITED ACCESS ROADWAYS, DOG LICENSES AND HORN BLOWING

Motion by Yoder supported by Seibert to introduce Ordinance No. C-286-70 DANGEROUS DRUGS. Ordinance No. C-287-70 LIMITED ACCESS ROADWAYS (Uniform Traffic Code). Ordinance No. C-288-70 DOG LICENSES and Ordinance No. C-289-70 HORN BLOWING AND LOUD NOISES PROHIBITED.

Roll Call

Ayes: Allen, Richardson, Seibert, Yoder

Nays: None

Absent: Brotherton

Motion carried, all ayes.



CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Yoder supported by Seibert to approve Claims and Accounts for November 2, 1970 as submitted, General Fund \$10,473.79 and Water and Sewer \$8,155.29.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen  
Nays: None  
Absent: Brotherton

FINAL ESTIMATE STANFORD COMPANY 8" WATER MAIN WOODCROFT SUBDIVISION AND STORM SEWER DRAKE ROAD PARK

Motion by Yoder supported by Richardson to approve final estimate Stanford Company 8" Water Main, Woodcroft Subdivision \$704.66 and Storm Sewer Drake Road Park in the amount of \$4510.00.

Roll Call

Ayes: Seibert, Yoder, Allen, Richardson  
Nays: None  
Absent: Brotherton

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 9.50 p.m.  
Motion carried, all ayes.

JOHN A. ALLEN, MAYOR PRO-TEM

*Nedra Viane*  
NEDRA VIANE, ACTING CLERK.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on November 16, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Attorney Kelly, Chief Deadman and Director Vondrak.

PRESENTATION BY AMERICAN LEGION OF AMERICAN FLAGS FOR CITY HALL AND THE VETERANS' MONUMENT.

Past Commander Harold Quinn and Commander Robert Hinger, both of the American Legion Groves Walker Post #346 presented Mayor Brotherton with two American flags.

Mr. Quinn presented his flag on behalf of the family of James Nourjian and asked that it be flown over the City Hall.

Mr. Hinger, presented his flag and stated it was from the family of Fred Schaupter, and he asked that it be flown at the Veterans' Monument.

Mayor Brotherton on behalf of the Council and the City of Farmington thanked both Mr. Quinn and Mr. Hinger, and stated that it was his distinct pleasure to receive these two American flags.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of previous meeting of November 2, 1970, as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

CM-11-327-70 PLANNING COMMISSION PROCEEDINGS NOVEMBER 9, 1970

Motion by Richardson supported by Yoder to establish a Public Hearing for 8 p.m. Monday December 7, 1970 on the request to rezone Lots 5 & 6 Gardurous Webster Addition from R 1 P Parking to "R 1 O Office, and Lots 7 and 8 from R 1 Single Family to R 1 O Office.  
Motion carried, all ayes.

Motion by Yoder supported by Seibert to approve Planning Commission Proceedings for November 9, 1970.  
Motion carried, all ayes.

ZONING BOARD OF APPEALS MEETING NOVEMBER 4, 1970

Motion by Seibert supported by Richardson to receive and file Zoning Board of Appeals minutes for November 4, 1970.  
Motion carried, all ayes.

FARMINGTON DISTRICT LIBRARY MEETING OCTOBER 7, 1970

Motion by Seibert supported by Allen to receive and file Farmington District Library Minutes for October 7, 1970.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-11-328-70 LETTER FROM CITY OF MADISON HEIGHTS AND CITY OF HAZEL PARK REGARDING FHA AND VA HOUSING INSPECTIONS

Letters from City of Madison Heights and City of Hazel Park stating that they are attempting to improve the conditions in their residential neighborhoods by applying more rigid and stringent standards of building construction and maintenance. They state that the majority of homes sold in their area are financed through the FHA or the VA and these organizations approve houses for loans that are inadequate for human habitation. Therefore they are requesting the FHA and the VA to require an inspection report from the Madison Heights - Hazel Park Building Official advising them of any ways in which the home being proposed for sale is deficient of the local building, housing and zoning laws.

City Manager Dinan told the Council that apparently Madison Heights and Hazel Park have some substandard housing that is presently being financed through the FHA or the VA without bringing these buildings up to City Code. However he did not believe that the City of Farmington had a similar situation.

The City Manager also stated that when a house is sold through the FHA, usually the FHA requests the City of Farmington Building Department to make an inspection.

Councilman Seibert asked that he receive a report from the City Building Department on the relationship they have with the FHA, and also, if the Building Department is notified to make an inspection by the FHA, who picks up the tab?

Motion by Allen supported by Richardson to receive and file.  
Motion carried, all ayes.

CM-11-329-70 LETTER FROM GROVES WALKER POST #346 AMERICAN LEGION AUXILIARY REGARDING 1971 GIRLS' STATE

Letter read from the Groves Walker Unit #346 American Legion Auxiliary thanking the City for their contribution to their Girls' State Program last year. They state that the 1971 Girls' State will again be held on the campus of Eastern Michigan University June 13 through June 20, 1971 at a cost of \$60.00, per girl. Registrations will be opening December 1st 1970 and since this is on a first come, first serve basis, the money should be sent in as soon as possible after this date.

Motion by Yoder supported by Seibert to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council sponsor a girl again this year to the Girls' State Program at Eastern Michigan University from June 13, 1971 to June 20, 1971 at a cost of \$60.00.

BE IT FURTHER RESOLVED: That City Manager Dinan be appointed as the City Representative to whom the girl will report upon her return from Girls' State.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED NOVEMBER 16, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-11-330-70 LETTER FROM REVEREND RICHARD SCHUSSLER, CHRISTIAN EDUCATION DIRECTOR FIRST BAPTIST CHURCH, FARMINGTON, REGARDING SPECIAL CHRISTMAS ACTIVITIES.

Letter from Rev. Richard Schussler, Christian Education Director, First Baptist Church, stating their young people are planning several activities during the Christmas Season, and would like permission to conduct these programs. On Monday December 21, 1970 they would like to conduct a Carol Sing in the Downtown Shopping Center from 4 p.m. to 4.45 p.m. and then at the Farmington Plaza from 5 p.m. to 5.45 p.m.

They also state that their young people are planning a "Living Figures" Christmas Scene in which the characters are live and the story is presented on tape. Each presentation would last about half an hour with a 15 minute break, and would run from 7 p.m. to 9 p.m. each night except Sunday from December 17th to December 23rd.

City Manager Dinan told the Council he had discussed this with the Director of Public Safety who had made certain recommendations in order not to interfere with traffic. One would be at the corner of Grove and Grand River, and the second location would be at the Himmelspach property which is presently vacant. However, he stated that they were all in agreement to work closely together in order to arrange a safe and good location.

A representative from Rev. Schussler, Mr. Ken Kop was present at the meeting and stated the Himmelspach Area would be acceptable to the Church.

Motion by Richardson supported by Allen to grant permission to the First Baptist Church of Farmington to carry out their Christmas projects

and that the locations and other details be worked out with the City Manager and the Director of Public Safety.  
Motion carried, all ayes.

CM-11-331-70 LETTER OF RESIGNATION FROM ALBERT P. HERZOG, MEMBER FARMINGTON DISTRICT LIBRARY BOARD.

Letter read from Albert P. Herzog Jr., stating it is with deep regret that he must tender his resignation as a member of the Farmington District Library Board. He stated that this has been a most rewarding experience for him and he hopes of tangible benefit to the community. He states the demands of his family and his profession make it virtually impossible to continue further as a member of the Board.

Motion by Seibert supported by Yoder that the City Council receive Mr. Herzog's resignation with regret, and that the City Manager be asked to write a letter of commendation on behalf of the Council to Mr. Herzog for his public service to the community.

CM-11-332-70 LETTER OF RESIGNATION FROM GEORGE VONDRAK, DIRECTOR OF PUBLIC SERVICES.

Letter of resignation from George Vondrak, Director of Public Services effective December 7, 1970. Mr. Vondrak states he has another job opportunity in the northern part of the State that would be in the best interest of his family. Therefore, it is with regret that he is submitting his resignation as Director of Public Services for the City of Farmington.

Motion by Allen supported by Richardson to accept the resignation of Mr. George Vondrak with regret, and to direct the City Manager to send a letter of commendation to Mr. Vondrak thanking him for the fine job he did as Director of Public Works.

Motion carried, all ayes.

CM-11-333-70 LETTER FROM FARMINGTON CITIZENS ASSOCIATION REGARDING ELECTION OF NEW OFFICERS.

Letter received from Farmington Citizens Association submitting a list of new officers elected at their annual meeting. They are:  
Mrs. Rhiannon Telgen, President; Mr. William Maitland Vice-President; Mr. Charles Frudzinski Treasurer; Marie Hans Recording Secretary and Barbara Renner, Corresponding Secretary.

They state they would appreciate having the City Council and City Planning Commission agendas forwarded to Mr. William Maitland.

Motion by Allen supported by Richardson that a letter of congratulations be sent to each one of these newly elected officers, and to include the statement that the City Council will do everything they can to cooperate with them.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

ISSUANCE OF BLANKET VARIANCES REFERRED BY BOARD OF ZONING APPEALS

City Manager Dinan reported on a legal opinion of Robert J. Kelly, City Attorney on the issuance of blanket variances. He stated it was his opinion that the Board of Zoning Appeals does not have the power to grant a blanket variance, especially when such a request is by the Building Department. He believes the language of the Ordinance clearly relates to an appeal by a property owner. Indeed the hardship or difficulties upon which a variance is requested should be unique as regards to the particular property, and not be one common with other property similarly located. The legal opinion therefore, recommended that this particular problem involving so many lots would require action by the City Council, by setting up a new zoning district or rear yard setback requirement.

City Manager Dinan told the Council he has had an opportunity to review the matter with the City Planning Commission, and it was the consensus of that Board that perhaps the 50 ft. rear yard requirement in the City's present R 1 zoning is too restrictive in relationship to the depth of the lots in the majority of subdivisions. The City Manager felt therefore that a review and reduction from 50 ft. to 40 ft. may be in the best interest of the City.

Motion by Allen supported by Richardson that the City Council refer the matter of reducing the rear yard setback from 50 ft. to 40 ft. for R 1 Single Family, to the City Planning Commission for their official recommendations as to whether it would be in the best interest of the City to reduce the rear yard setback.

Motion carried, all ayes.

CM=11-335-70 SPECIAL ASSESSMENT DRAINAGE, PAVING AND MASONRY WALL AT BEL-AIRE SHOPPING CENTER

City Manager Dinan stated the City has encountered a major health problem at the Bel-Aire Shopping Center that primarily involves the harboring of rodents and have not been able to completely exterminate them under present conditions in the rear of this commercial area.

He stated the major problem is the harboring of rodents in the foundation of the existing concrete block foundation in connection with the screening fence in the rear of these buildings. Apparently the rodents have bored through the poorly laid block, and the Health Department was unable to completely exterminate them under these conditions. The lack of storm water drainage in the rear of these buildings has aggravated the situation also, and there has been a deficiency of asphalt paving in the rear of these buildings for proper surface and drainage runoff.

Since there is a large diversification of ownership in the shopping center area, the City Manager believes the most logical approach of installing these improvements would be on a special assessment basis. He stated the City would not get involved financially but only as a coordinator in establishing the district and selling the necessary bonds to finance these improvements over a ten year period. He stated the estimated cost would be as follows:

Storm Drainage \$5,000; Asphalt Surfacing \$10,000; New Masonry Wall \$3,000; Miscellaneous expenses and engineering \$2,000; making a total cost of \$20,000.

Motion by Richardson supported by Yoder to adopt the following resolution:

RESOLUTION NUMBER ONE

WHEREAS, a petition has been filed with the City Council, duly signed by owners of the frontage of the following described street, requesting construction of drainage, paving and masonry wall structures on the following described street:

Service Drive Bel-Aire Shopping Center - Leelane to Ten Mile Rd

AND WHEREAS, the Council deems it necessary to acquire and construct said drainage, paving and masonry wall improvements.

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 drainage, paving and masonry wall 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.

Roll Call

Ayes: Allen, Brotherton, Seibert, Richardson, Yoder

Nays: None

RESOLUTION DECLARED ADOPTED November 16, 1970.

  
\_\_\_\_\_  
Elizabeth Brines, City Clerk.

Motion by Richardson supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

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 drainage and paving and masonry wall at

Service Drive Bel-Aire Shopping Center from Leelane to Ten 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 recommendation 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 drainage and paving and masonry wall.

3. The City Council determines that \$20,000 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:

Lots 368 through 375 Bel Aire Hills Subdivision #2.

5. The City Council shall hold a Public Hearing on 12/7/70 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 Enterprise, Farmington, Michigan, at least once not less than ten 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 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, proposed to acquire and construct improvement consisting of drainage, paving and masonry wall at the Service Drive Bel-Aire Shopping Center from Leelane to Ten 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:



Lots 368 through 375 Bel-Aire Hills Subdivision #2.

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.

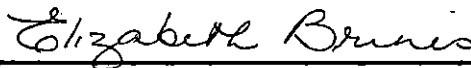
TAKE FURTHER NOTICE, that the City Council will meet at the Council Chambers in the City Hall on Monday December 7, 1970 at 8:00 p.m. for the purpose of hearing all persons affected by said drainage, paving and masonry wall improvement.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

RESOLUTION DECLARED ADOPTED November 16, 1970.

  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

CM-11-336-70 APPOINTMENT OF CITY MEMBER TO DISTRICT LIBRARY BOARD

Motion by Seibert supported by Yoder to appoint Mr. James Ebel, attorney, to replace Mr. Albert Herzog Jr., to the Farmington District Library Board.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Motion by Seibert supported by Richardson to receive and file Department of Public Safety Monthly Report.

Motion carried, all ayes.

COMMENTS

Councilman Seibert asked Chief Deadman if any more had been heard on the request made some time ago for a left turn signal light at Grand River and Nine Mile Road, and also Councilman Seibert said that some time ago, there was talk about erecting a light at Grove and Grand River, and he wondered if anything had come of that request yet.

Chief Deadman told him the County was still working on it, but as yet nothing has been done.

The City Council agreed between themselves, that Chief Deadman should pursue once more, the possibility of getting a light there without

widening the road to four lanes at Orchard Lake and Shiawassee.

Mayor Brotherton asked Director Vondrak when the cement work in Bel-Aire would be finished. Director Vondrak told him they were just cleaning it up now, and only had a few more curbs left to do.

RESOLUTIONS AND ORDINANCES

CM-11-337-70 RESOLUTION #4 FARMINGTON ROAD- FREEDOM ROAD STORM SEWER

Motion by Yoder supported by Richardson to adopt the following resolution:

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the City consisting of storm sewer on the following described street:

Freedom Road from Rouge River to Farmington Road and Farmington Road from Freedom Drive to Alta Loma Drive. Lots 1 through 13, Assessor's Plat No. 1.

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 December 7, 1970 at 8:00 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 Enterprise-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:

Lots 1 through 13 incl., Assessor's Plat #1.

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 storm sewer on the following described street:

Freedom Road from Rouge River to Farmington Road and Farmington Road from Freedom Drive to Alta Loma Drive. Lots 1 through 13 incl., Assessor's Plat No. 1.

Said Special Assessment Roll is on file with the City Clerk and is available for public examination.

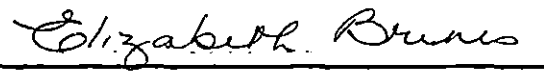
TAKE FURTHER NOTICE that the City Council of the City of Farmington will meet at the City Hall in said City at 8:00 p.m. Eastern Standard time on Monday December 7, 1970 for the purpose of reviewing said Special Assessment Roll and giving all interested persons an opportunity to be heard in connection therewith.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

RESOLUTION DECLARED ADOPTED November 16, 1970.

  
Elizabeth Brines, City Clerk

CM-11-338-70 Motion by Allen supported by Seibert to adopt and enact the following ordinance:

ORDINANCE NO. C-288-70

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY AMENDING SECTION 9.112, 9.113, 9.115, 9.116, 9.117 CHAPTER 89 OF SAID CODE.

THE CITY OF FARMINGTON ORDAINS:

Section 9.112 License Required. It shall be unlawful for any person to own, possess or harbor any dog six (6) months old or over in the City of Farmington unless said dog is licensed as provided in this Chapter or to own, harbor or possess any dog six (6) months old or over that does not at all times wear a collar or harness with a suitable tag attached as herein provided. All dogs shall be immunized against rabies prior to the issuance of a license under this Section.

Section 9.113 Kennel License Required. No person shall own or operate any dog kennel in the City of Farmington without having first secured

a license therefor. For the purpose of this Chapter any person who keeps more than three (3) dogs six (6) months old or over on any one property in the City of Farmington shall be deemed to be operating a dog kennel. No such kennel shall be operated or maintained except in a C-2 District as established by Chapter 39.

Section 9.115 Application For Dog License. It shall be the duty of the owner of any dog, on or before April 1st, to file with the City Clerk an application for a license, setting forth the full name and residence of the applicant, the breed, sex, age and color of the dog and such other information as is required. Said applicant shall also present to the Clerk proof of vaccination of the dog against rabies by a Certificate of Vaccination for Rabies with a vaccine licensed by the United States Department of Agriculture, signed by an accredited veterinarian, and the expiration date for which shall not be earlier than December 31st of the year for which the dog license is issued.

Section 9.116 License Fees. For each license applied for, the applicant shall at the time pay to the City Treasurer a license fee of Two (\$2.00) Dollars for each dog. If such application has not been filed on or before the first day of April in the year for which the license is to be issued, the license fees shall be Seven (\$7.00) Dollars for each dog. In case of loss, duplicates of any tags shall be issued by the City Clerk at the expense of the applicant.

Section 9.117 Applications After April 1st. Any person becoming the owner after the first day of April of any year of any dog six (6) months old or over which has not already been licensed by the City of Farmington, or any person owning a dog which becomes six (6) months old after the first day of April of any year hereafter, shall forthwith apply for and secure a license for such dog, which license shall be issued without penalty providing such application be made within thirty (30) days after applicant has acquired such dog or after such dog has reached the age of six (6) months. In case a dog is acquired or becomes six (6) months old after the first day of July of any year, the license fee for such dog shall be one-half (1/2) the amount fixed for the annual fees in Section 9.116.

This ordinance was introduced at a regular meeting of the City Council on November 2, 1970 and was adopted and enacted at the next regular meeting of the Council on November 16, 1970 with immediate effect.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED NOVEMBER 16, 1970.

Motion by Seibert supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-286-70

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION, WHICH NEW SECTION SHALL BE DESCRIBED AS SECTION 9.168 - (Sub-Sections 1, 2, 3, 4 and 5) OF CHAPTER 90 TITLE IX OF SAID CODE.

AN ORDINANCE TO CONTROL THE USE OF NARCOTIC, HYPNOTIC, HALLUCINATORY OR DANGEROUS DRUGS AND THE INSTRUMENTS OR IMPLEMENTS ADAPTED TO THEIR USE.

THE CITY OF FARMINGTON ORDAINS:

SECTION 9.168

Sub-Section I:

(a) Hypodermic Syringes, Needles, Etc., Possession Prohibited, Exceptions.

No person shall at any time have or possess a hypodermic syringe or needle or any other instrument or implement adapted for the use of narcotic or dangerous drugs by subcutaneous injection or intravenous injection or any other manner or method of introduction and which is possessed for that purpose, unless such possession is authorized by the certificate of a licensed medical doctor or osteopathic physician issued within the period of one (1) year prior thereto; provided, that the prohibition contained in this section shall not apply to manufacturers, wholesalers, jobbers, licensed medical technicians, technologists, nurses, hospitals, research teaching institutions, clinical laboratories, medical doctors, osteopathic physicians, dentists, chiropodists, veterinarians, pharmacists and embalmers in the normal legal course of their respective business or profession, nor to persons suffering from diabetes, asthma or any other medical condition requiring self injection.

(b) Hypodermic Syringes, Needles, Etc., Sale, Etc., Prohibited.

It shall be unlawful for any person to sell, furnish, supply or give away to any person known to be a nonmedical habitual user of narcotic or dangerous drugs any empty gelatin capsules or hypodermic syringe or needle or other instrument or implement adapted for the use of narcotic or dangerous drugs by subcutaneous injection or intracutaneous injection or any other manner or method of introduction.

For the purpose of this subsection, a 'nonmedical habitual user of narcotic or dangerous drugs' shall mean any person who uses narcotic or dangerous drugs merely to satisfy a craving for such drugs and who does not have a legitimate medical need for narcotic or dangerous drugs.

(c) Fraud and Deceit in Obtaining Drugs, Syringes, Etc.

Any fraud, deceit, misrepresentation, subterfuge, concealment of a material fact, or the use of a false name or the giving of a false address for the purpose of obtaining any hypodermic syringe or needle or other instrument or implement or empty gelatin capsules or false statement on any prescription blank shall be deemed a violation of this section. No person who shall have obtained the possession of any hypodermic syringes, needles or other instruments or implements adapted for the use of such drugs or empty gelatin capsules pursuant to the terms of this section shall use the same or permit or authorize their use for any purpose other than that specifically authorized in the prescription or order by means of which such possession was obtained.

(d) Fraud And Deceit In Sales, Etc., Prohibited.

Any fraud, scheme, device, trick, deceit, misrepresentation, subterfuge or any other form of concealment for the purpose of obtaining money or any other thing of value by the sale, furnishing, supplying or giving away of any substance represented to be a drug as defined in Act 343 of the Public Acts of Michigan of 1937, as amended, or any of the hypnotic or dangerous drugs prescribed in Act 204 of the Public Acts of Michigan of 1943, as amended, when the same may or may not be the same, shall be deemed a violation of this section.

(e) Provisions Restricting Possession of Drugs, Etc., Not Applicable to Common Carriers, Public Officers, Etc., While Engaged In Lawful Transportation Or Performance of Duties etc.

The provisions of this section restricting the possession of hypodermic syringes, needles or other implements or instruments adapted to the use of such drugs by means of subcutaneous injection or intravenous injection or any other manner of method of introduction of empty gelatin capsules shall not apply to common carriers or warehousemen or their employees engaged in the lawful transportation or storage of such drugs, syringes, needles or capsules or to public officers or employees while engaged in the performance of their official duties nor to temporary incidental possession on the part of employees or agents of persons lawfully entitled to possession.

(f) Loitering, Etc., About Places Where Drugs, Etc., Are Illegally Stored Or Kept Prohibited.

No person shall knowingly loiter about, frequent or live in any building, apartment, store, automobile, boat, boathouse, airplane, or other place of any description whatsoever where narcotic or dangerous drugs, hypodermic syringes, needles or other instruments or implements or empty gelatin capsules are used, sold, dispensed, furnished, given away, stored or kept illegally.

SUB-SECTION 2. PENALTY

Any violation of any provision of this ordinance shall be punishable by a fine of not more than \$500.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment.

SUB-SECTION 3. REPEAL

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

SUB-SECTION 4. SEVERABILITY.

Should any portion of this ordinance be held invalid for any reason, such holding shall not be construed as affecting the validity of any of the remaining portions of this ordinance.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 2, 1970 was adopted and enacted at the next regular meeting on November 16, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
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ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

CM-11-340-70 Motion by Seibert supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO.C-287-70

THE FOLLOWING SECTIONS AND SUBSECTIONS OF THE UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS AND VILLAGES ARE HEREBY AMENDED BY THE ADDITION OF SECTION AND SUBSECTION AS INDICATED.

THE CITY OF FARMINGTON ORDAINS:

Section 5.28 Limited Access Roadways.

(a) No person shall drive a vehicle onto or from any limited-access roadway except at such entrances and exits as are established by public authority.

(b) No person shall operate a motor driven cycle or motorcycle with less than a 125 cubic centimeter engine, farm tractor or other self-propelled farm implement, nor shall any pedestrian, bicycle or other non-motorized traffic be permitted on any limited access highway in this city.

Section 5.90b. Mufflers.

Every motor vehicle, including every motorcycle or motor driven cycle, shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke, and no person shall remove, destroy or damage any or all of the baffles contained in such muffler, nor shall any person use a muffler cutout, bypass or similar device upon a motor vehicle, including every motorcycle or motor driven cycle, on any highway or street.

Section 5.79 (a) 2. Brakes, Equipment.

(a) Brake equipment is required as follows:

Amend Subsection 2. Every motorcycle or motor driven cycle, when operated upon a highway shall be equipped with at least 2 brakes, 1 on the front wheel and 1 on the rear wheel, which may be operated by hand or foot.

Section 5.100 Windshield Required.

A motor vehicle shall not be operated on the public highways of this city unless it is equipped with a windshield of sufficient dimensions to protect the driver and occupants from insects, other airborne objects, and highway surface water and debris; when such motor vehicle is moved forward. When a motorcycle or a motor driven cycle operated on the public highways of this city in excess of 35 miles per hour is not equipped with a windshield, the operator shall wear goggles with transparent lenses or a transparent face shield or eye glasses; which goggles, eye glasses or face shield shall be of shatter resistant material and of sufficient size to protect his eyes against insects, other airborne material, and highway surface water and debris.

Section 5.101 Blocking Of Streets Or Highways Prohibited.

No person without authority shall block, obstruct, impede or otherwise interfere with the normal flow of vehicular or pedestrian traffic upon a public street or highway in this city by means of a barricade, object or device, or with his person. This section shall not apply to persons maintaining, rearranging or constructing public utility facilities in or adjacent to a street or highway.

Section 5.20 Overtaking And Passing On Right Of Moving Vehicles.

(a) Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:



(1) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement.

(2) When the right half of a roadway is closed to traffic while under construction or repair or when an obstruction exists making it necessary to drive to the left of the center of the highway; provided, any driver so doing shall yield the right of way to all vehicles traveling in the proper direction upon the unobstructed portion of the highway within such distance as to constitute an immediate hazard.

(3) Upon a roadway divided into 3 marked lanes for traffic under the rules applicable thereon.

(B) Except when lawfully permitted to drive on the left half of the roadway as provided in subparagraph (a), upon a roadway having 2 or more lanes for travel in one direction a vehicle shall be driven in the extreme right hand lane available for travel; except that a vehicle may be driven in any lane lawfully available to traffic moving in the same direction of travel when the lanes are occupied by vehicles moving in substantially continuous lanes of traffic or for a reasonable distance prior to making a left turn.

Section 6.23. Crash Helmets For Operators Of Motorcycles Of Motor Driven Cycles.

A person operating or riding on a motorcycle or motor driven cycle on a public thoroughfare shall wear a crash helmet on his head. Rules of the Department of State Police for the implementation of Subsection (d) of Section 658 of the Act shall apply to this ordinance.

Section 6.28. Handlebars, Motorcycles.

No person shall operate on any public highway of this City any motorcycle or motor driven cycle equipped with handlebars that are higher than 15 inches from the lowest point of underpressed saddle to the highest point of the handle grip of the operator.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 2, 1970 and was adopted and enacted at the next regular meeting of the Council on November 16, 1970 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED.

Motion by Seibert supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-289-70

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY AMENDING SECTION 6.69, 6.70 CHAPTER 47 OF TITLE VI OF SAID CODE

THE CITY OF FARMINGTON ORDAINS:

Section 6.69 Horn Blowing And Loud Noises Prohibited.

No person shall, while parking on or driving upon the premises of any drive-in restaurant or any area which shall be immediately adjacent to said drive-in restaurant, whether public or privately owned:

- (a) Race the motor of any vehicle.
- (b) Blow or cause to be blown any motor vehicle horn, including any motorcycle horn, at any time except when reasonably necessary to insure safe operation.
- (c) Operate a motor vehicle with unnecessary noise or start, move or turn a motor vehicle, or apply the brakes or the power on a motor vehicle or in any manner operate it so as to cause the tires to squeal or the tires or vehicle to make any noise not usually connected with the safe operation of the motor vehicle, except in case of an emergency.
- (d) Make or cause to be made, any other loud or unnecessary noise.

Section 6.70 Unlawful Conduct.

(a) It shall be unlawful for any patron or any other person on the premises of a drive-in restaurant, or any other area open to the public and immediately adjacent to said drive-in restaurant, whether in or out of any motor vehicle, to consume any alcoholic beverage or have in his possession any open bottle, can or other receptacle containing any alcoholic beverage.

(b) No person shall drive a motor vehicle onto the premises of a drive-in restaurant and then from said premises without parking such motor vehicle and seeking service, unless there is no unoccupied parking space available on said premises. It is further for the purpose of this section, to be presumed that the entry upon such premises by any pedestrian or any persons in the motor vehicle, without actually engaging, or attempting to engage, in a business transaction, shall constitute prima facie evidence of a violation of this section.

(c) It shall be unlawful for any number of persons to congregate for any time whatsoever at any location on the premises of a drive-in restaurant, including any area immediately adjacent to any drive-in restaurant and open to the public for the parking or storage of motor vehicles. This section shall not apply to persons inside the restaurant building or persons within a legally parked motor vehicle upon the premises of a drive-in restaurant, said persons being patrons of the drive-in restaurant engaged in the consumption of any purchase from the drive-in restaurant. Any person so congregating shall be deemed guilty of loitering.

(d) Further for the purpose of this section, it shall be unlawful and deemed prima facie evidence of loitering for any person to consume any purchase from a drive-in restaurant in any parking lot or area designed for the parking or storage of motor vehicles other than on the premises of a drive-in restaurant. It shall be the duty of the licensee to post on the premises in a conspicuous location one or more signs bearing the following legend: CRUISING AND GATHERING OUTSIDE OF VEHICLE UNLAWFUL.

This ordinance was introduced at a regular meeting of the Farmington City Council on November 2, 1970 and was adopted and enacted at the next regular meeting of the Council on November 16, 1970. It will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

CLAIMS AND ACCOUNTS

Motion by Richardson supported by Allen to approve Claims and Accounts for November 16, 1970 as submitted General Fund \$16,934.00 and Water & Sewer \$1,657.23.

Roll Call

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

Motion Carried, all ayes.

Motion by Yoder supported by Richardson to approve \$1,822.61 for Fulkerson Landscaping Company - the final estimate.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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## COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on December 7, 1970. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Attorney Kelly  
Chief Deadman and Director Jones.

### PRESENTATION OF TROPHY

The Little League Champions trophy, representing about 80,000 boys from the State of Michigan presented Mayor Brotherton with the trophy they won for display at the City Hall for the next five months.

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of meeting of November 16, 1970 as published. Motion carried, all ayes.

### PROCLAMATION - TOYS FOR TOTS WEEK DECEMBER 7-14, 1970 FARMINGTON ELKS AND U.S. MARINE CORPS RESERVE.

Motion by Yoder supported by Seibert to proclaim the week of December 7-14, 1970 as Toys for Tots Week in the City of Farmington.  
Motion carried, all ayes.

### PUBLIC HEARING

#### a. CM-12-341-70 STORM RELIEF SEWER, FARMINGTON ROAD ALTA LOMA TO FREEDOM ROAD AND FREEDOM ROAD ROUGE RIVER TO FARMINGTON ROAD.

Mayor Brotherton opened the Public Hearing and stated that Notices of said Hearing had been published in the local papers. He asked for comments from interested persons.

City Manager Dinan stated that the Public Hearing was on the Assessment Roll for this property and was established at \$3,000 per acre and \$5.00 per front foot. He stated there were six property owners involved in this assessment.

Attorney Edwin Oglesby, representing the Huron Hunting and Fishing Club questioned whether the 50% City participation was enough. City Manager Dinan told him that the 50% City participation probably constituted a greater portion of the capacity of the storm sewer because the City was picking up a 24" and a 12" sewer in Alta Loma Subdivision. There would also be capacity for a relief storm sewer on Freedom Road east of Fleming to allow for overflow relief to this storm outlet.

The City Manager estimated that the 30 acres that are receiving direct benefit would require a minimum 36" storm sewer, while the proposed plan calls for 48". Therefore, the City's participation is greater than the amount of outside capacity running through this storm water system.

The City Manager stated that the assessment levied on the property owners

would be firm. If the project costs exceed the estimate then the additional cost will be borne by the City at large, or if the project costs are less than estimated it will reduce the City at large.

Hearing no further questions motion by Richardson supported by Allen to close the Public Hearing. Motion carried, all ayes.

Motion by Yoder supported by Seibert to adopt the following resolution:

RESOLUTION #5

WHEREAS: the City Council has ordered the City Assessor to prepare a Special Assessment Roll for the purpose of defraying the cost of constructing street improvements in the City consisting of Storm Sewer-Freedom Road from Rouge River to Farmington Road and Farmington Road to Alta Loma Drive

AND WHEREAS, said Special Assessment Roll has been prepared and filed with the City Clerk and presented to the City Council;

AND WHEREAS, the City Council has met and reviewed said Special Assessment Roll and is satisfied with said Roll;

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1: The City Council hereby determines that it is satisfied with said Special Assessment Roll and that the assessments are in proportion to benefits received.
2. Said Special Assessment Roll which shall be Roll No. 70-46 and which is in the sum of \$100,000.00 is hereby confirmed as prepared by the Assessor and presented to the City Council.
3. Said Special Assessment Roll shall be divided into ten (10) equal annual installments, the first installment to be due on July 1, 1971, and the second and subsequent installments to be due on July 1st in each and every year thereafter.
4. The deferred installments of said Special Assessment Roll shall bear interest at the rate of not to exceed a maximum of 8½% per annum from July 1, 1971 to their respective due dates, said interest to be paid on the due date of each annual installment.
- 5: Said Special Assessment Roll shall be placed on file in the office of the City Clerk and the City Clerk is hereby directed to attach her warrant to a certified copy of the same within ten (10) days commanding the Assessor to spread the various sums and amounts appearing thereon on the Special Assessment Roll and upon the tax rolls of the City in the annual installments as herein provided for.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen.

Nays: None

RESOLUTION DECLARED ADOPTED December 7, 1970.

Elizabeth Brines

Elizabeth Brines, City Clerk

Motion by Allen supported by Richardson to adopt the following resolution:

NOTICE OF INTENT TO ISSUE BONDS

TAKE NOTICE, that the City Council of the City of Farmington, Oakland County, Michigan intends to adopt a resolution providing for the issuance of Special Assessment Bonds of the City in aggregate principle amount of not exceeding One Hundred Thousand Dollars (\$100,000.00) and for the issuance of General Obligation Bonds of the City in the aggregate principal amount of not exceeding One Hundred Thousand Dollars (\$100,000.00) for the purpose of Storm Relief Sewer--Freedom Road from Rouge River to Farmington Road and Farmington Road from Freedom Road to Alta Loma Drive.

Said bonds shall be both an obligation of the Special Assessment District and a general obligation of the City of Farmington.

This notice is given pursuant to Section 5 (G), Act 279, Public Acts of Michigan, 1909 as amended.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

RESOLUTION DECLARED ADOPTED December 7, 1970.

Elizabeth Brines

Elizabeth Brines, City Clerk

BEL-AIRE SHOPPING CENTER SERVICE DRIVE PAVING, DRAINAGE AND MASONRY WALL

Mayor Brotherton opened the Public Hearing and stated that Notices of Said Hearing had been published in the local papers. He asked for comments from interested persons.

City Manager Dinan told the Assembly, that originally when this special assessment was being discussed with the commercial property owners, Great Scot Market had agreed to contribute to the improvement. Since that time however, they have changed their minds because the life of their lease only has a short time to run and they feel they do not want to expend any more additional funds. In the original recommendation, the City Manager stated a storm sewer was contemplated which would run to the rear of Great Scott Market and the additional stores to the north. This would extend down Leelane, and then from Leelane to Folkstone, and tie into the storm sewer at the intersection of Leelane and Folkstone.

Also, in connection with this - it was intended to construct asphalt paving along the existing driveway to Ten Mile Road, and a parking area to the rear of the Bel-Aire Drug Store.

All of these improvements were contemplated because of the present health hazard - and were to be used to eliminate the present rodent problem in the area. But now that Great Scott Market have changed their minds, and due to the fact that this is private property, the City has no legal way of going on to this property and installing these facilities.

In addition to these proposed improvements, City Manager Dinan recommended the construction of a solid masonry wall, extending from the south line of Great Scott Market to north of Bel-Aire Drugs which he felt would be a major factor in eliminating the rodent problem.

Mr. Sarafa, the owner of a majority of the stores in the Bel-Aire Shopping Center, along with Great Scott Market, have now agreed to construct this concrete wall as soon as weather permits.

Mr. Carl Dugette of Folkstone Avenue wanted to know if the wall could be built any higher than the 4 ft. according to City Code, and it was the consensus of the City Council, Mr. Sarafa and the surrounding property owners, that this solid masonry wall could be erected 6ft. minimum above the existing grade of the houses on Folkstone Avenue.

Hearing no further comments, motion by Allen supported by Richardson to close the public hearing. Motion carried, all ayes.

Motion by Richardson supported by Yoder to abandon this special assessment concept and authorize the City Manager to bill Great Scott Supermarkets and Mr. Sarafa for engineering plans encumbered, based on their commitment, and that they proceed to construct a 6 ft. concrete masonry wall as soon as weather permits, to aid in eliminating the rodent problem in the area. Motion carried, all ayes.

CM-12-343-70 PUBLIC HEARING - REZONING LOTS 5 THROUGH 8 GARDUROUS WEBSTER ADDITION.

Mayor Brotherton opened the Public Hearing. He stated that notices of said Hearing had been published in the local papers, and he asked for comments from interested persons.

City Manager Dinan reported that lots 5 through 8, are located on the south side of State Street from Liberty over to the alley adjacent to Farmer Jacks Market. He stated the petition was initiated by Dr. Fishman, who wants to construct an office building on a portion of lot 5, and it was the opinion of the City Planning Commission that the entire block should be considered at the same time, in order to alleviate spot zoning.

The Building contemplated by Dr. Fishman would encompass approximately 4600 sq. ft., and would be very similar to the one across the street from City Hall. The following people were present at the meeting and voiced their disapproval of the proposed rezoning.

John Campbell 23701 Cass Avenue; Michael Phenev 23704 Cass Avenue; Roy Iles 23350 Liberty Street; Mrs. Stanley Thomas 23686 Cass Avenue; Bill Dobes 23366 Liberty Street; John Gebben 23336 Liberty Street; Benjamin Jordon 33605 State Street.

These people seemed to think that building an office building at this location would tend to cause traffic congestion, and they were also opposed to what they called "spot zoning."

Mr. and Mrs. Abe Cole of 33509 State Street wanted to know if there was any chance the old foundation could be taken away from where the original building had been torn down, as they felt this was a hazard, and City Manager Dinan told them it would be looked into as soon as possible.

Hearing no further comments, motion by Richardson supported by Seibert to close public hearing. Motion carried, all ayes.

Motion by Yoder supported by Brotherton to table action on this matter until the next regular meeting of the Council.

All ayes, except one Nay - Richardson.  
Motion carried.

#### MINUTES OF OTHER BOARDS

##### a. PLANNING COMMISSION PROCEEDINGS, NOVEMBER 23, 1970

Motion by Richardson supported by Seibert to receive and file. Motion carried, all ayes.

#### PETITIONS AND COMMUNICATIONS

##### CM-12-344-70 LETTER FROM DEPARTMENT OF STATE HIGHWAYS REGARDING FARMINGTON ROAD INTERCHANGE I-96

In answer to a recent request from City Council, the Department of State Highways wrote a letter stating they are cognizant of the desirability of providing a complete interchange for the area. However, the close proximity of Freedom and Folsom Roads to I-96 and the development of the area make the satisfactory provision of a complete interchange difficult and expensive.

The Department of State Highways state that in order to satisfy the present critical state trunkline needs, it will take nearly 4½ billion dollars over the next five years, and their anticipated revenues are only 1½ billion dollars. Also, as their projects must necessarily be programmed



on a priority basis, they are unable at this time to program the construction of the Farmington Road interchange. They state however, they will give consideration to including this work in the future programs, based on an evaluation of state-wide priorities and available funds,

Motion by Seibert supported by Richardson that the City of Farmington request the assistance of Representative Baker and Senator Pursell in establishing a better line of communication between the City and State Highway Department, and also to urge their support of the City's case on this vitally needed interchange as strenuously as possible.

Motion carried, all ayes.

LETTER FROM THOMAS F. MACALUSO REQUESTING BOND PLATES FOR TAXICABS.

Letter read from Mr. Macaluso stating he is the owner of the Star Cab Co., and he is requesting 5 or 6 bond plates from the City. He states there is a paragraph in the Minutes of the City Council Meeting of January 1970 which recognizes his asking for bond plates. At that time his request was tabled as the City Council had already assigned bond plates for the year 1970.

Mr. Macaluso states that the cab company presently operating in the City of Farmington has not fulfilled its obligation on the three bond plates granted them, and they are only operating one cab or sometimes two.

City Manager Dinan told the Council he will have a report at the next Council meeting relative to bond plates, so that at that time, the City Council will be in a position to issue the new bond plates for taxicabs for 1971.

Letter received and filed.

LETTER FROM DEPARTMENT OF COMMERCE RE: RESTRICTIONS ON GAS SERVICE.

City Manager Dinan outlined a letter from the Department of Commerce in answer to City Council's concern regarding Consumers Power Company request to eliminate all new gas service, and their asking authority from the Michigan Public Service Commission to restrict all new gas service.

The Commission held public hearings on this matter in October, and they state that the letter from City Council was placed in the Commission's official docket file, and the issues raised by the Council were given consideration by the Commission.

On November 9, 1970 the Commission issued an order setting forth its decision and directing Consumers Power Company to adopt certain procedures in providing gas service. They state restrictions on the sale of natural gas apply to:

1: All commitments and applications for future residential service,

including apartments and mobile homes, existing on the date of the Commission's order are voided.

2: No new commercial or industrial customers shall be added to the Consumers Power Company system. However, commitments already made to existing commercial and industrial customers will continue to be honored.

3: No new residential customers or additional residential space heating loads including apartments and mobile homes shall be added to the Company's system except as follows:

a. Persons who had installed gas space heating equipment or were in the process of doing so on October 1, 1970 will be given first priority on remaining gas supplies.

b. All other persons desiring residential gas service, including service to existing residential units and new construction must make application to the company for such service.

c. Applications for existing residential units may be made at any time. Applications for new residential construction shall be made after the footings and foundation walls are completed.

d. Consumers Power Company as soon as practicable, will verify by field inspection that the residential units are in existence or the required construction completed, and upon such verification will issue a dated commitment.

e. Owners of buildings now receiving gas service in a building which is torn down because of public improvements, may transfer such gas service for the same uses to another location owned by such person, provided the transfer is completed within 12 months after discontinuance of service at the original location.

The letter goes on to state that the procedures set forth in paragraph three shall be followed by the Company until such time as its total confirmed estimated connected annual requirements are approximately 370 billion cubic feet.

In regards to this, the City Manager told the Council, that in essence, new residential permits will be continued if owners proceed with the construction, and that Consumers Power Company has not exceeded its total confirmed estimated connected annual requirements of approximately 370 billion cubic feet.

The City Manager believes that the City Council therefore should be satisfied with the ruling of the Public Service Commission which did

not arbitrarily cut off all new residential users until the company could prove they were exceeding their 370 billion cubic feet on a yearly basis. Also, they are hopeful that a sufficient new supply of gas will offset these restrictions in the near future, thus avoiding any further hardship in the issuance of gas permits for residential, commercial and industrial gas users.

RESOLUTION RE HOUSE BILL 4232 ODD YEAR ELECTIONS, FROM CITY OF OAK PARK

Letter from City of Oak Park regarding HB 4232 which provides for odd year general November elections and odd year August primary elections. The City of Oak Park supports this Bill which also contains a local option to be exercised at the will of the legislative body of the community.

City Manager Dinan was of the opinion that the City Council would be in favor of the odd year election procedure to gain uniformity throughout Michigan and also spread the City of Farmington elections out over a two fiscal year period in lieu of having them all in one fiscal year. Resolution received and filed.

CM-12-345-70 REQUEST FROM LOS CABELLEROS 4H OF FARMINGTON FOR PERMISSION TO PULL HAY WAGON THROUGH THE CITY FROM 7 p.m. to 8 p.m. DECEMBER 15, 1970 FOR CHRISTMAS CAROLS.

Motion by Allen supported by Richardson to grant permission to Los Cabelleros 4H of Farmington to pull a hay wagon through the City from 7 p.m. to 8 p.m. on December 15, 1970 for Christmas Carols. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-12-346-70 REPORT BUILDING DEPARTMENT SPECIAL INSPECTION PRACTICES.

City Manager Dinan reported that the Council had recently requested a report on what the Building Department had been doing regarding FHA and VA inspections on residential houses within the City of Farmington. He stated the Building Inspector, in checking the fees that the City of Farmington charges finds they are somewhat higher than our surrounding neighbors for similar type inspections, but the City Manager believed they are justified for the amount of time that it spent in performing this type inspection. It is recommended by the Building Inspector that the City of Farmington amend the City Code to provide for special inspection fees for FHA and VA and for special inspection for tenants and/or occupants, real estate special inspections, or any premises inspected at the time of such inspection or on demand of the building department inspectors. Special inspection fees be set at \$7.50 per man, per inspection for the first half hour or fraction thereof, and an additional \$5.00 per man for the second half hour.

The Building Inspector believes that the majority of inspections can be made in twenty minutes to half an hour. He also states that inspections turn

COUNCIL PROCEEDINGS

up many violations and the City of Farmington receives permits for these repairs. He states other cities are showing a large rise in this type of inspection.

A review of the City Code under Title VIII, Chapter 79, Section 104.65, Sub-Para (1) Change of Occupancy purpose (includes inspection) \$10.00.

This covers the electrical, building, heating and plumbing, and check out of the complete building. At the present time the three part time mechanical inspectors receive \$3.00 per inspection, for a total of \$9.00. This leaves the Building Inspector \$1.00 for his inspection and the paper work, and it is his opinion therefore that the City change this fee to update it to \$7.50 per man per inspection, for a total of \$30.00 for the first one half hour or fraction thereof. The Building Inspector believes that most inspections can be completed in one half hour on Change of Occupancy. If violations do exist, there would be further permits issued by the City to correct these violations and further inspections would be covered under this fee.

In summary, the Building Inspector feels there should be a change in the special inspection fee, FHA and VA, plus the Change of Occupancy fee.

City Manager Dinan told the Council that in analyzing the Building Inspector's report, regarding these special inspections, he concurs with his recommendations in that the City Code should be amended to allow for special inspection fees at \$7.50 per man per the first half hour or fraction thereof, and an additional \$5.00 per man for the second half hour. He believes that the fees can be justified based on the service being provided, and that the Change of Occupancy purpose inspection be increased from \$10.00 to \$30.00 for the first half hour - building, electrical heating and plumbing. The present \$10.00 is quite low, and the City is somewhat subsidizing this inspection based on receipt of only \$1.00 for inspection and processing of the permit.

Motion by Allen supported by Richardson to introduce amendments to Title VIII, Chapter 79, Section 104.65, Paragraph (b) Sub Paragraph (6) Special Inspection Fees; and Title VIII, Chapter 79, Section 104.65 Paragraph A, Sub-Paragraph (1), Change of Occupancy purpose.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Motion carried, all ayes.

CM-12-347-70 REPORT APPOINTMENT DIRECTOR OF PUBLIC SERVICES.

City Manager Dinan reported he has appointed Mr. David L. Jones as Director of Public Services, commencing December 7, 1970 subject to confirmation of the City Council.

Mr. Jones has had a great amount of experience in municipal administration and comes very highly qualified from our neighboring City of Livonia. His background includes being Assistant Director of Public Works, Water, Sewer and Sanitation Divisions, from 1963 through 1970. He held such posts as President of the Livonia Housing Commission, formulated the construction and administration program for the Senior Citizens Housing Project which has one building completed of 81 units, and a second building under construction with a similar number of units. He served as Chairman of the Livonia Building Authority which formulated construction of the new Livonia City Hall, and he was also a member of the Housing Law Code Board of Appeals Commission which served as a quasi-judicial body to interpret building codes.

In addition to his great amount of experience in municipal administration Mr. Jones has lived in the area for more than 47 years, graduated from Farmington High School and has had two years of undergraduate work at U. of M. Extension Community College. He also served with the U.S. Marine Corps overseas duty with the 1st Pioneer Battalion in Tientsen, China.

Motion by Allen supported by Richardson to confirm the appointment of Mr. David L. Jones as Director of Public Services effective December 7, 1970.  
Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Motion carried, all ayes.

CM-12-348-70 REPORT MAINTENANCE AGREEMENT COUNTY ROAD COMMISSION, FARMINGTON ROAD FROM EIGHT MILE TO GRAND RIVER.

City Manager Dinan reported the City of Farmington is in receipt of a contract covering the maintenance of Farmington Road from Eight Mile to Grand River Avenue for the year 1971. The reimbursement rate on a per mile basis is \$3,750.00 per mile.

The City Manager stated this is the third year the City has entered into a contract with Oakland County Road Commission for the maintenance of this section of County road within the City of Farmington, and is quite satisfied with this contractual agreement as the City is not only in a good position to give fast and effective maintenance to this kind of road, but also the fee is sufficient to cover more than the City's basic cost for the service.

Motion by Seibert supported by Allen to adopt the following resolution:

BE IT RESOLVED:

That the City of Farmington enter into a Maintenance Agreement with the Oakland County Road Commission for maintenance of Farmington Road from Eight Mile Road to Grand River Avenue at a cost of \$3,750.00 per mile per year for the year 1971 and that the Mayor of the City of Farmington be authorized to sign this agreement on behalf of the City of Farmington.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Resolution declared adopted December 7, 1970.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-12-349-70 REPORT AMENDMENTS TO CITY CODE

Motion by Yoder supported by Seibert to introduce an Ordinance to Amend the Code of the City of Farmington by adding a new sub section 2.11 and 2.12 which new sub section shall be designated as Section 2.11 and 2.12 of Chapter 17 of Title II of said Code (Disposal of Hypodermic Syringes and Needles).

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

CM-12-350-70

Motion by Yoder supported by Seibert to introduce an Ordinance to Amend sub sections (b) and (f) of the City of Farmington Code and to add new sub sections (g) and (h) of Chapter 105 Title X of said Code of the City of Farmington - (Bicycle License).

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Motion carried, all ayes.

CM-12-351-70 TRAFFIC CONTROL ORDERS

Motion by Seibert supported by Richardson to enact the following Traffic Control Order.

Chapter 10

page 3

effective when posted

The following additions to Chapter 10 of the Traffic Control Orders for the City of Farmington, prohibiting parking upon any street, driveway, alley or other area designated as a fire route and properly posted as such shall be in effect.

Section 10.5 Farmington Senior High School.

(a) All driveways, alleys or other areas posted as fire routes located at the Northeast corner of Prospect and Shiawasse (32000 Shiawasse)

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Motion carried, all ayes.

MISCELLANEOUS

CM-12-352-70 Motion by Richardson supported by Yoder to adopt the following resolution:

RECOGNITION OF RONALD G. HOLLAND

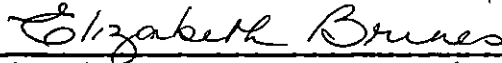
WHEREAS, Ronald G. Holland served North Farmington High School as their Head Football Coach for more than a decade and,  
WHEREAS, Ronald G. Holland has gained a very impressive won-lost record during that period, having won 67 games, lost only 20 and tied 3, and  
WHEREAS, Ronald G. Holland established himself as one of the foremost football coaches in the annals of high school athletics and,  
WHEREAS, Ronald G. Holland is dedicated to his profession as a teacher and coach, not only developed winners as athletes but also as men, and  
WHEREAS, Ronald G. Holland completed a perfect season at North Farmington High School, 9-0, No. 1 Team in the State of Michigan, and,  
WHEREAS, Ronald G. Holland has been named the 1970 High School Football Coach of the Year in the State of Michigan,  
NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council pay tribute on behalf of the City of Farmington to Ronald G. Holland as one of our outstanding citizens who has bestowed great honor on his community for his achievement in his chosen field as being named 1970 High School Football Coach of the Year in the State of Michigan, and  
BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Ronald G. Holland, to Dr. Roderick F. Smith, School Superintendent, and to the Farmington Board of Education.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 7, 1970.

  
Elizabeth Brines, City Clerk

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Allen supported by Richardson to approve Claims and Accounts for December 7, 1970 as submitted General Fund \$5383.80 and Water and Sewer \$1,862.00.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Motion carried, all ayes.

FINAL ESTIMATE BEL-AIRE SEWER SIDEWALK CONSTRUCTION, VERN & GENE CONSTRUCTION

Motion by Yoder supported by Richardson to approve the final estimate for Bel-Aire Sewer Sidewalk Construction to Vern & Gene Construction Company in the amount of \$3,600.65.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Motion carried, all ayes.

FIRST ESTIMATE BEL-AIRE SPECIAL ASSESSMENT SIDEWALK CONSTRUCTION,  
VERN AND GENE CONSTRUCTION CO.

Motion by Richardson supported by Allen to approve the first estimate Bel-Aire Special Assessment Sidewalk Construction - Vern and Gene Construction Company in the amount of \$8,667.08.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Yoder supported by Seibert to adjourn at 11.35 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK



## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on December 21, 1970. Meeting called to order at 8 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Seibert, Yoder present.  
Absent: None

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Chief Deadman and Director Jones. Absent: Attorney Kelly.

### MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Yoder to approve minutes of previous meeting of December 7, 1970 as published.

Motion carried, all ayes.

### CM-12-353-70 DECISION ON REZONING OF GARDUROUS WEBSTER ADDITION

Motion by Richardson supported by Yoder to rezone Lots 5 and 6 from R-1-P Parking to R-1-O Office; and Lots 7 and 8 from R-1 Single Family to R-1-O Office in Gardurous Webster Addition Subdivision.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder

Abstain: Allen

Nays: None

Motion carried.

### MINUTES OF OTHER BOARDS

#### CM-12-354-70 PLANNING COMMISSION MINUTES DECEMBER 14, 1970

Motion by Allen supported by Richardson to acknowledge receipt of CBD Master Plan as follows:

#### GROWTH PERIOD:

For many years preceding the post World War II suburban growth, downtown Farmington was an important trade and service center. In the 1950's the Grand River By-pass was built and offered new challenges to downtown Farmington. In 1958 a Downtown Farmington Plan was formulated; and major action towards growth and re-development was undertaken, primarily in the southeast quadrant of the downtown area. While the planned physical layout concept was not closely followed by that re-development, the economic rejuvenation to the overall downtown area was substantial and important to the future downtown growth and improvement. Growth has continued in Downtown Farmington and with major growth in population and purchasing power in Farmington Township and other adjoining areas as projected in the 1958 Study, there is foreseeable demand for continued expansion of commercial and service facilities.

Presently the square footage of floor space in the Central Business District is approximately 400,000 with a projection of increase to 650,000 by 1980. The land area of the Central Business District is now 1,250,000 square feet.

By 1980 it is estimated the total Central Business District will cover 2,000,000 square feet.

A new Zoning Ordinance was adopted in 1965. Since that time there have been a number of amendments to the ordinance to make it more effective in improving the quality of development. Ever since the 1958 Downtown Plan and subsequent plans, including the 1966 Master Plan, an important objective of the city has been to enhance the growth of the Central Business District as a center of commerce and services.

#### REDEVELOPMENT:

The Farmington Downtown Redevelopment Committee was appointed in 1969 by the Planning Commission which expressed concern about the proliferation of establishments that are usually typified as catering to highway-oriented through traffic; for example, drive-in restaurants and quick eating places, automotive service establishments, and similar firms not normally associated with a concentrated quality central business district.

Another expressed concern of the committee is the need to better control the size, placement, and design of outdoor advertising and announcement signs. Further concern is expressed about the obsolescence and deterioration of some buildings in the downtown area, vacancies, and similar problems.

To gain perspective on what can be reasonably accomplished by zoning and what actions will have to be taken in other directions, it should be remembered that downtown Farmington continues, as it has for several years, to be going through the process of the renovation, improvement and development of properties that were originally developed forty, fifty, or sixty years ago.

#### C.B.D. ORDINANCE AND BOUNDARIES:

April of 1970 a new C.B.D. Ordinance was adopted. This new ordinance contains a progressive approach, with sound planning practices which will serve as the tool to redevelop downtown Farmington. At the same time the ordinance was adopted, definite boundaries for the C.B.D. were established.

In the new C.B.D. ordinance the USE regulations for the district are more restrictive than is the case under the present C-2 zoning. The 1970 C.B.D. Ordinance produced the need to update the commercial zoning for other areas. The new C-2 zoning is designed for strip commercial areas abutting single family residential, which will permit uses not injurious to these residential neighborhoods. While the introduction of the new C-3 classification will provide for the full range commercial services not always compatible in other areas.

Specific setbacks and similar requirements are not required in the C.B.D. due to varying street width and existing building patterns. However, the more effective area for regulation is that involving

the site plan approval procedure. Within the framework of general regulations, the specific plans for a particular development will be reviewed by the City Planning Commission and approved as (a) being compatible with the adjoining properties, (b) having adequate provision for traffic flow, parking and access, (c) being adequate to serve the objectives of a sound central business district. This general approach is already provided for in the existing ordinance under Article VI, Planned Projects, but is made more specifically applicable to the C.B.D. To utilize this approach the Planning Commission is establishing criteria to serve as guidelines in the task of judging individual proposals as meeting the overall objectives of the Central Business District.

#### 1970 DOWNTOWN STUDY:

The basic objective of this report was to summarize the various survey data, document the analyses to formulate the objective and criteria for a feasible plan, and propose alternative plans for decision making. The report was divided into the following parts, each of which discusses the collection and analysis of survey data and draws conclusions:

- 1: Customer and Retailer attitude and behavior
- 2: Vehicular Traffic Flow
- 3: Parking
- 4: Pedestrian Movement

The study shows the Farmington retail trade area includes the City, Farmington Township, Novi, Livonia, Northville and Southfield. However, it did indicate that the greatest contribution of the retail trade is from Farmington Township, with the north side of Livonia and Novi Township also having a considerable contribution to the retail trade of the city. The study indicated that some exclusive business functions attract customers from quite a distance to the city. Dealing with the future the study estimates that about 13,900 customers will be attracted per day to the downtown City of Farmington by the year 1980, providing the index of attraction increases as anticipated within the retail influence region. Regardless of the development of shopping centers near Farmington, they will not be able to replace the well organized Central Business District with the diversified services it offers.

#### THE FUTURE:

After considering the analysis, data and conclusions of recent studies, along with analyzing the past developments of the C.B.D., a challenge emerges for the City of Farmington, and that is "To adopt and retain a progressive role in planning, continue to implement new redevelopment programs, to maintain and update ordinances tailored to reasonable regulation of property, along with an awareness of our future requirements."

An important purpose of the C.B.D. Master Plan is to investigate methods of improving existing programs and review the plan from time to time and

introduce new programs as needed.

Concepts under development today are:

1. Preserving the character of neighborhoods presently zoned single family by the introduction of vertical expansion rather than horizontal expansion.
2. Increase the business activity in the C.B.D. by:
  - (a) Hi-Rise Introduction
  - (b) Increase Parking Efficiency
  - (c) Revise Parking Standards
  - (d) Improve Traffic Flow
  - (e) Stimulate more Multi-Purpose Shopping through improving facilities for pedestrian movement
  - (f) Encourage the repair or replacement of buildings which have fallen into disrepair.
3. Revise and Introduce a new Sign Ordinance.
4. Give attention to the Height, Placement, Bulk, and Appearance of Building being Constructed or Remodeled.
5. To revitalize the image of the C.B.D. particularly in municipally owned areas, by means of the liberal use of planting, decorative lighting fixtures, attractive directional and informational, signs, comfortable and inviting rest areas, the removal of "visual" pollutants wherever possible and the encouraging of similar undertakings by the private sector in the CBD where it is indicated.

#### C.B.D. PROGRAMS

##### 1. Redevelopment South of Orchard Street

Two parcels of land just south of Orchard Street have already been developed for parking. The rest of the parcel of land between Farmington Road and Federal's parking lot needs to be assembled and used for commercial expansion. New construction of specialized retail stores, additional mid-rise office building and parking facilities are proposed.

##### 2. Multi-Story Buildings

Because of the shortage and high cost of land, Multi-story buildings represent the most feasible means of introducing needed office facilities into the C.B.D. While the current ordinance allows three story construction, high-rise buildings should be located in areas which will not be detrimental to residential neighborhoods. The introduction of Multi-story buildings will result in the need for the concentration of parking. This need must be met by the utilization of parking within the Multi-story structure. (Underground or Elevated Parking).

3. Redevelopment of the Downtown Shopping Center.

The Downtown Center Parking area will be redeveloped by means of a more efficient design, the number of parking spaces will be increased, while at the same time the gross area required for parking can be reduced. The result of the new design will produce approximately 6,800 square ft. of additional commercial store area. Rest areas will be created by providing concrete rest benches, trees, greens, raised planters and a central water fountain. Emphasis will be put on pedestrian safety by means of painted crosswalks, raised walkways, along with orderly circulation for pedestrian traffic. The new design will improve vehicular traffic with the use of traffic control signs and improved markings. One-way operation of the aisles within the Center is planned, except for the main feeders.

4. Realignment of Orchard Street.

The jog from Alta Loma Street to Orchard Street will be re-engineered to facilitate the flow of traffic through Orchard Street.

5. Expansion of surface off-street parking.

The existing parking facilities for businesses located north of Grand River are inadequate and call for additional parking spaces. The area now zoned parking north of Thomas Street will provide this additional parking. The traffic study shows that parking on Grand River must be removed by 1972. This can only be done when this additional parking is provided. A detailed engineering study is contemplated to improve the efficiency of the off-street facility now in use north of Grand River.

6. Pedestrian circulation facilities.

Painted pedestrian crosswalks are to be provided at intersections and at other strategic points to effect proper movement in the C.B.D. A raised sidewalk is provided wherever possible, combined with painted crosswalks to facilitate orderly movement of pedestrian traffic and to reduce potential conflicts with vehicular traffic.

7. Commercial expansion South of Grand River.

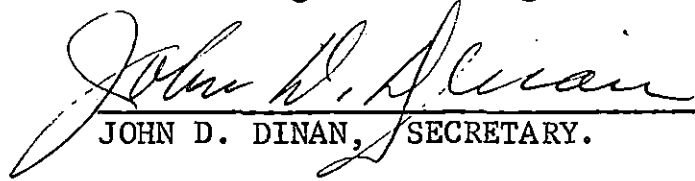
Major commercial expansions south of Grand River will be located east of Federal's Store, and the extension of the shopping center south of Orchard Street. The parking for expansion east of Federal's will be designed to locate buildings with a side to side type layout to take advantage of contiguous parking.

8. Specialized retail stores west of Federal's Parking Lot

It has been determined from the recent parking study that the Federal's southern parking lot is grossly under-used. The obvious reason is that the walking distance from this lot to the main shopping plaza is more than what the customers are willing to accept. Thus, retail stores west of the Federal's southern parking lot would provide attraction to the customers to perform their other shopping activities within a very reasonable

walking distance. In addition, this lot could provide an area for employee parking to relieve congestion in the main shopping center lot.

I, John D. Dinan, Secretary of the Planning Commission for the City of Farmington, do hereby certify the foregoing is a true and exact copy of the original Master Plan Amendment for the C.B.D. adopted by the Planning Commission at a regular meeting on December 14, 1970.

  
JOHN D. DINAN, SECRETARY.

cm-12-355-70 Motion by Seibert supported by Yoder to establish a public hearing for 8 p.m. January 18, 1971 on the request to amend the Zoning Ordinance by establishing the rear yard setback as 40 ft. instead of 50 ft. in the R-1 Single Family classification.  
Motion carried, all ayes.

Motion by Richardson supported by Seibert to receive and file Planning Commission Proceedings.  
Motion carried, all ayes.

BEAUTIFICATION COMMITTEE MINUTES, NOVEMBER 12, 1970

Motion by Seibert supported by Richardson to receive and file.  
Motion carried, all ayes.

FARMINGTON TOWNSHIP AND CITY DISTRICT LIBRARY MINUTES NOVEMBER 4, 1970  
Receive and file.

PETITIONS AND COMMUNICATIONS

CM-12-356-70 REQUEST FOR PROCLAMATION, JUNIOR ACHIEVEMENT WEEK, JANUARY 24 - 30, 1971

Motion by Yoder supported by Richardson to proclaim the week of January 24-30 1971 as Junior Achievement Week in the City of Farmington.  
Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE LABOR RELATIONS WORKSHOP, JANUARY 7, 1971

Letter read from Michigan Municipal League inviting the City Council to participate in a Public Labor Relations Workshop which will be held in Lansing on Thursday January 7, 1971. This workshop has been arranged for Michigan Municipal Officials in cooperation with the Labor Management Relations Service, Washington, D.C. - the Michigan Municipal League, and the Michigan Association of Counties. The program will begin at 2 p.m. and continue through the evening with a dinner meeting.

REPORTS FROM CITY MANAGER

CM-12-357-70 REPORT ISSUANCE 1971 TAXICAB BOND PLATES.

City Manager Dinan submitted a report developed by Chief Deadman relating to his experiences during the last year with the taxicab operation in

the City of Farmington. The department made certain recommendations based on their inspection of the taxicab equipment and general operation of this service as follows:

The Department has recommended the renewal of five (5) bond plates to the Yellow and Red Cab Company and six (6) bond plates to the Checker Suburban Cab Company. The reason for the large number of bond plates with these two companies is that during peak times they have requests for more than ten cabs in the City at one time.

The Empire Deluxe Cab Company has had their three cabs inspected. The Department found only two of these cabs were owned by the Company. Therefore, only two can qualify for license. The Department has found both of these cabs to be operating satisfactorily and meters were found to be properly regulated. It was the recommendation of the Department of Public Safety therefore that the number of bond plates be reduced for the Empire Deluxe Cab Company from three to two bond plates for the year 1971.

In addition, the Department has had an opportunity to inspect the Star Cab Company equipment and they found for the most part this equipment is older and in poorer condition than the equipment presently being used by the existing cab companies in the City of Farmington. In contacting the various jurisdictions in which the Star Cab Company operates, the Department found the company's operation to be somewhat substandard. Also the meter presently being used by Star Cab Company would not coincide with the City ordinance as it is set at 60¢ for the first drop and 50¢ per mile thereafter, making it \$1.10 for the first mile and 50¢ thereafter.

Based on these qualifications the Department could see no reason to issue additional bond plates to the thirteen now requested for a population of 11,000 in the City.

City Manager Dinan stated through the issuance of an unlimited number of bond plates, he is of the opinion that the City would encourage the deterioration of cab service because there would not be enough business to allow proper profit in which to provide and maintain adequate cab service, and he recommended that the City renew the existing bond plates to the three companies that have operated in the City during the past year as specified, namely:

Checker Suburban (6); Red and Yellow (5) and Empire Deluxe (2) and that the request of Star Cab Company be denied because of the saturation of bond plates within the City at the present time.

Mr. Donald B. Severance, an attorney from Northville, and representing Thomas Macaluso, owner of the Star Cab Company objected to this report.

He stated he felt that the City was growing in population and he did not believe 13 bond plates were sufficient for a City the size of Farmington.

Motion by Allen supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the City Council hereby approve 1971 Taxicab Bond Plates as follows:

Bond Plates #1 thru 5 to Red and Yellow Cab Company  
Bond Plates #6 thru 11 to Checker Suburban Cab Company  
Bond Plates #12 and #13 to Empire Deluxe Cab Company.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 21, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-12-358-70 REPORT ESTABLISHMENT SPECIAL ASSESSMENT DISTRICT OPEN STORM DRAIN ENCLOSURE.

City Manager Dinan reported he had met with the residents of Farmington Oaks Subdivision prior to this Council Meeting, in an effort to initiate an enclosure of the open drain that exists between these two entities.

He stated his office has been consistently receiving complaints regarding the nuisance from this open drain from the residential property owners and the only permanent solution to this aggravation would be enclosure of this drain.

During the meeting it was the consensus of opinion that the drain should be enclosed.

City Manager Dinan stated this enclosure would be a joint venture between City, Residential property owners abutting the drain, and the Owner of the apartment complex, since they would be receiving direct benefit from it. He stated he believed it would be possible for the City to purchase concrete pipe seconds for less than \$10.00 per ft., and that the entire contract would be estimated at \$9,000. He recommended to the property owners that they pay \$5.00 per lineal foot and the apartment property owner \$5.00 per lineal foot for this improvement and the City assume approximately one third of the cost as a City at Large expense which would amount to \$3,000.00.

Motion by Yoder supported by Seibert to adopt the following resolution:



BE IT RESOLVED:

WHEREAS: a petition has been filed with the City Council, duly signed by owners of the frontage of the following described street, requesting construction of Enclosure Open Storm Drain structures on property adjacent to Kensington Manor Apartments and Farmington Oaks Subdivision.

AND WHEREAS: the Council deems it necessary to acquire and construct said enclosure of open storm drain improvements.

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 open storm drain enclosure 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 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.  
Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Resolution declared adopted December 21, 1970.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-12-359-70 TRANSFER 10% GAS AND WEIGHT TAX FOR 1970 FROM MAJOR STREET TO LOCAL FUND.

City Manager Dinan reported that in an effort to expend the funds in the Gas and Weight Tax for the year 1970, it has become necessary to transfer 10% \$5,750.00 from the Major Road System to our Local Roads which is allowed by state statute. He stated it is very difficult to expend the total amount of money allocated for major roads under the Gas and Weight Tax formula because they only constitute about 20% of the City's overall road system. Therefore it is now necessary to provide for this transfer of funds which is allowed in an effort to balance expenditures for general road maintenance from the Gas and Weight Tax returns.

Motion by Seibert supported by Richardson to adopt the following resolution:

BE IT RESOLVED: That the amount of State shared revenues, Gas and Weight Tax for 1970 was more than needed for major roads and less than needed for local roads.

NOW, THEREFORE, BE IT RESOLVED: That \$5,750.00 (less than 10% of the total - \$57,527.36 received for major roads) be transferred from the Major Street and Trunkline Maintenance Fund to the Local Street Fund.

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

RESOLUTION DECLARED ADOPTED, December 21, 1970.

CM-12-360-70 REPORT ODD YEAR ELECTION BILL

City Manager Dinan submitted a Special Legislative Bulletin from the Michigan Municipal League stating that the Odd Year Election Bill, Substitute HB 4232 finally passed the legislature last Friday and will be reprinted in final form as an enrolled Bill for presentation to the Governor in the next few days. The Governor will then have two weeks to approve the Bill. The League is quite confident that since this Bill does have an optional feature that the Governor will not veto this Legislation. However, to assure his approval, city officials interested in this Bill becoming law should write to the Governor immediately.

The Bill as submitted and passed by the Legislature, does state that cities will have 30 days to "opt out" by resolution if they do not want it. In cities that do not "opt out" 1971 primary and general elections which are now scheduled for April will be postponed automatically to November 1971. In 1972 and 1973 elections presently scheduled to be held prior to 1973 will be postponed to the Fall of 1973.

City Manager Dinan stated he believed that this odd year election Bill would have many advantages to the City of Farmington, in that the City would receive more balance in budgeting for elections, because there would be a better spread having elections each year where previously they were all held in one fiscal year and then none in the other.

Motion by Allen supported by Richardson to authorize the City Manager to draft a letter to the Governor expressing Council's support for this Bill.

Motion carried, all ayes.

CM-12-361-70 REPORT AMENDMENT TO SIGN ORDINANCE

City Manager Dinan stated the Building Inspector has brought to his attention that when the City adopted the new general classifications for commercial property, these changes in classification were not made to the Sign Ordinance under Title VIII, Chapter 81, Sections 8.32 and 8.33. Technically the City would not have any controls over these three new business classifications, CBD Central Business District, C-2 Community Commercial District and C-3 General Commercial District.

It was his recommendation, and that of the City Attorney and the Building Inspector that the City Council amend the City Code by adding a new Section which shall be designated as Section 8.48 of Chapter 81, Title VIII as follows:

8.48 CBD - Central Business District; C-2 Community Commercial District; and C-3 General Commercial District.

All signs permitted in those areas designated as CBD, C-2 and C-3

districts as defined in Chapter 39 of the City Code, shall comply with Section 8.32 and Section 8.33 Farmington City Code.

It was also the suggestion of the City Attorney that the City Council place a moratorium on all signs in the Central Business District until this ordinance has been adopted.

Motion by Seibert supported by Richardson to introduce an amendment to the City Code by adding a new section that shall be designated as Section 8.48 of Chapter 81, Title VIII, and that a moratorium be placed on all signs in the Central Business District until this ordinance has been adopted at the next regular meeting of the Council.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

Motion carried, all ayes.

CM-12-362-70 REPORT TRAFFIC CONTROL DEVICE GRAND RIVER AND GROVE AND LEFT TURN PHASE AT GRAND RIVER AND NINE MILE ROAD.

City Manager Dinan reported that the Michigan State Highway Department conducted a survey at the intersection of Grand River and Grove upon the request from the City for signalization at this intersection. The survey consisted of volumes of traffic on both streets and at Warner Street, pedestrian travel and volume counts at this location, and accident experience at both intersections.

The compilation of these various traffic counts did not meet the State's minimum requirements, and therefore the request for signalization at Grove and Grand River has been denied by the State Highway Department for not meeting their minimum warrants.

The City Manager said the State Highway Department has also completed a survey and accident study at the intersection of Grand River and Nine Mile Road relative to a request for restricted signalization to allow a larger number of left hand turn movements at this intersection. The State Highway Department review of the traffic movement at this intersection indicated that separate left hand turn phase was not warranted. The review noted that the traffic on Nine Mile Road north-bound was backing up. Therefore they changed the cycle, adding an additional ten seconds to improve the traffic flow on Nine Mile Road.

The Department of Public Safety is of the opinion that if the accident frequency at this location does not improve during the next twelve months, then they will request the State to make another study and reanalyze the situation.

Motion by Allen supported by Seibert that the City Council contact the Farmington Township Board to discuss the problems of the left turn off Nine Mile Road and Grand River Avenue, and also to advise our

State Legislatures of this traffic problem.  
Motion carried, all ayes.

CM-12-363-70 AUTHORIZATION CONTRACTUAL ARRANGEMENT GOODELL, GRIVAS AND ASSOCIATES TRAFFIC ENGINEERING ASSIGNMENT.

City Manager Dinan stated that with the adoption of the amendments to the CBD Master Plan, it is the intent of the Planning Commission to proceed with more detailed engineering to areas of high priority. One is the traffic and parking study north of Grand River, and the other is the engineering design and layout of the parking lot south of Grand River.

Since the Planning Commission is in the process of developing their Six Year Capital Improvement programming, they are of the opinion that these two projects should be considered, and that detailed engineering and cost estimates should be developed for proper financing and implementation in an effort to upgrade the downtown area.

City Manager Dinan outlined two projects and the approximate cost of engineering that has been projected by Goodell, Grivas and Associates. He stressed that these are just cost estimates, and stated the City will be paying based on the hourly rates developed previously with Goodell, Grivas and Associates. Preliminary estimate of costs are:

Property on north side of Grand River \$1500.00 and Engineering Design and Layout Parking Lot south of Grand River \$750.00.

The City Manager stated that he believed the fee schedule to be very equitable, and he recommended that the City Council authorize a contractual arrangement with this firm to proceed with the two projects as outlined at an approximate cost of \$2,250.00.

Motion by Richardson supported by Seibert to adopt the following resolution:

BE IT RESOLVED:

That the City of Farmington enter into a contractual agreement with Goodell, Grivas and Associates for detailed engineering plans as follows:

Property on North Side of Grand River	\$1500.00
Engineering Design and Layout Parking Lot south of Grand River Avenue	<u>750.00</u>
Total Amount	\$2250.00

and to transfer \$2,250.00 for this engineering cost from the Contingency Fund into the Planning Account.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert.

Nays: None

RESOLUTION DECLARED ADOPTED DECEMBER 21, 1970.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT.

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

CM-12-364-70 RESOLUTION ENDORSING CONCEPT GENERAL HOSPITAL FARMINGTON AREA.

Motion by Allen supported by Seibert to adopt the following resolution:

RESOLUTION ENDORSING CONCEPT GENERAL HOSPITAL  
FARMINGTON AREA.

WHEREAS: There is a shortage of hospital emergency facilities in the Farmington Area, and

WHEREAS: In the Farmington Area there is a definite need for hospital beds for patients and potential patients for use of general hospital services, and

WHEREAS: The population of Farmington Township and Farmington City has more than doubled during the past decade and that the Farmington Area will continue to grow at a rapid rate to an estimated population of 120,000 by 1980,

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council endorses the concept of construction of a new general hospital to stay abreast of the growth of the Farmington Area, and urges its citizens to give its full support, and

BE IT FURTHER RESOLVED that copies of this Endorsement Resolution be forwarded to all interested parties.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED December 21, 1970.

*Elizabeth Brines*  
\_\_\_\_\_  
Elizabeth Brines, City Clerk

COMMENTS

Councilman Richardson commented on Christmas Decorations within the City of Farmington. He felt that possibly the City and the Merchants in the Downtown area might get together and arrange some sort of display next year.

City Manager Dinan stated the Board of Commerce is now in the process of setting up a Committee on decorating, and Mr. Ed Balden, Manager of the Farmington Center is in the midst of getting reactions from the merchants as to supplying a budget on behalf of the merchants, and coordinating a program with the City for decorating in the future.

Councilman Richardson was appointed by the other members of the

Council as a one man committee on behalf of the City to work on the project, and he stated he will have a report forthcoming at a later date.

Councilman Seibert stated that some time ago, members of the Council had a discussion relative to review of the present City Charter, and wondered if anything had come of it yet.

City Manager Dinan told him he had checked with Michigan Municipal League and they would be willing to have a consultant discuss the City Charter whenever Council was ready.

Mayor Brotherton in conjunction with this, submitted an article which he wished to have run-off and distributed to the rest of the Council members. The article pertained to Charter Changes, and incorporated a consolidated set of rules in connection with reorganization in Charter Change.

RESOLUTIONS AND ORDINANCES

Motion by Seibert supported by Allen to adopt and enact the following ordinance:

ORDINANCE NO. C-290-70  
AN ORDINANCE TO AMEND TITLE VIII, CHAPTER 79, SECTION  
104.65, PARAGRAPH (A), SUB-PARAGRAPH (1) CHANGE OF  
OCCUPANCY PURPOSE (INCLUDES INSPECTION)

THE CITY OF FARMINGTON ORDAINS:

Section 104.65 Zoning and Other Fees.

- (a) (1) Change of Occupancy Purpose (Includes Inspection). Covers electrical, building, heating and plumbing. The fee shall be set at \$7.50 per man, per inspection for a total of \$30.00 for the first one half (1/2) hour or fraction thereof.
- (2) Issue of duplicate certificate of occupancy - \$2.00.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 7, 1970, was adopted and enacted at the next regular meeting of the Council on December 21, 1970 and will become effective ten days after publication.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

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WILBUR V. BROTHERTON, MAYOR  
*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

Motion by Allen supported by Richardson to adopt and enact the following ordinance:

ORDINANCE NO. C-291-70

AN ORDINANCE TO AMEND TITLE VIII, CHAPTER 79, SECTION 104.65 PARAGRAPH (B) BY ADDING SUB-PARAGRAPH (6) SPECIAL INSPECTIONS, OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

Section 104.65 Zoning and Other Fees.

- (a) (1) Change of Occupancy purpose (includes inspection) \$30.00.  
(2) Issue of duplicate Certificates of Occupancy - \$2.00.
- (b) Special Inspection Fees.  
The following inspection fees are hereby established and shall be paid to the Treasurer of the City of Farmington by the owners, tenants and/or occupants of any premises inspected at the time of such inspection or on demand of the Building Inspector or City Treasurer in accordance with the following schedule:
- (1) Re-inspection where violations exist - \$5.00 each inspection.
- (2) Special inspections authorized by Council - \$10.00
- (3) Semi-Annual Inspections.  
Commercial recreation buildings - \$7.00  
Hotels - \$10.00  
Theatres - \$10.00
- (4) Annual Inspections.  
Assembly halls, churches, commercial buildings, factory buildings, hospitals and institutions, multiple dwellings other than hotels over 4 family, office buildings, public buildings and schools - \$10.00.
- (5) Special Inspections.  
Circuses and carnivals (not including riding devices) \$20.00. Riding devices, general inspection, each \$5.00.  
Awnings and canopies over 40 square feet on Commercial and Residential buildings - each \$10.00.  
Saturday, Sunday, Holiday, general overtime and special inspections made by an employee of the Department of Building Safety - \$10.00 per hour. Minimum fee - \$10.00.
- (6) FHA, VA, and Special Inspections.  
On any premises inspected on demand of the Building Department, the fees shall be set at \$7.50 per man, per inspection for the first 1/2 hour or fraction thereof,

and an additional \$5.00 per man for the second half hour.

- (c) Electrical and Heating Fees. For fee schedules of electrical installations, see section 121.5 as added in this Chapter; for heating installations, see section 114.990 of this Chapter.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 7, 1970, was adopted and enacted at the next regular meeting of the Council on December 21, 1970 and will become effective ten days after publication.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

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ELIZABETH BRINES, CITY CLERK

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

ORDINANCE DECLARED ADOPTED.

Motion by Yoder supported by Seibert to adopt and enact the following ordinance:

ORDINANCE NO. C-292-70

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING NEW SUB SECTIONS 2.11 AND 2.12, WHICH NEW SUB SECTIONS SHALL BE DESIGNATED AS SECTION 2.11 AND 2.12 OF CHAPTER 17 OF TITLE II OF SAID CODE.

THE CITY OF FARMINGTON ORDAINS:

DISPOSAL OF HYPODERMIC SYRINGES AND NEEDLES

Section 2.11 No person shall place or dispose of hypodermic syringe and/or hypodermic needle in any waste receptacle that is not so constructed to prevent injury to those persons involved in waste collection and/or disposal.

Section 2.12. No person shall dispose of any hypodermic syringe and/or hypodermic needle in any waste receptacle without rendering that hypodermic syringe and/or needle useless by breaking or destroying the said hypodermic syringe and/or needle.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 7, 1970 was adopted and



enacted at the next regular meeting of the Council on December 21, 1970 and will become effective ten days after publication.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED.

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WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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Motion by Richardson supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-293-70

AN ORDINANCE TO AMEND SUB SECTIONS (b) AND (f) AND TO ADD NEW SUB SECTIONS (g) AND (h) OF CHAPTER 105 OF TITLE X OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

Section 6.23. License Required.

(b) A license fee of one (\$1.00) dollar shall be paid to the City Clerk before each license thereof is granted.

(f) Upon the sale or other transfer of a licensed bicycle, the licensee shall remove the license plate and shall either surrender the same to the Public Safety Department or may, upon application for a fee of fifty (50¢) cents, have said license plate assigned to another bicycle owned by the applicant.

(g) In the event the license is destroyed and/or worn so that the number on the license is not distinguishable, the license may be presented to the Public Safety Department for replacement. A fee of fifty (50¢) cents shall be paid for each replacement license.

(h) The City Clerk shall maintain records of all bicycle licenses issued for a period of seven (7) years.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 7, 1970, was adopted and enacted at the next regular meeting on December 21, 1970 and will become effective ten days after publication.

Roll Call:

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson.

COUNCIL PROCEEDINGS -18-

NAYS: - None  
ABSENT: None  
ORDINANCE DECLARED ADOPTED.

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WILBUR V. BROTHERTON MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

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via

CLAIMS AND ACCOUNTS

Motion by Seibert supported by Richardson to approve Claims and Accounts for December 21, 1970 as submitted. General Fund \$11,265.54 and Water and Sewer \$2,616.69.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert  
Nays: None  
Absent: None  
Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Richardson to adjourn at 10:15 p.m.  
Motion carried, all ayes.

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WILBUR V. BROTHERTON MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

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