

-COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, April 21, 2003 in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 p.m. by Mayor Mitchell.

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

ABSENT: None.

OTHERS PRESENT: Clerk/Treasurer Cantrell, Director Goss, Director Gushman, City Manager Pastue.

APPROVAL OF AGENDA

04-03-105 MOTION by Harrison, seconded by Bush, to amend the agenda to add under Reports From City Manager, line 9B-2, "Resolution Implementing the Telecommunications Ordinance". MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETINGS

04-03-106 MOTION by Campbell, seconded by McShane, to approve the regular meeting minutes of April 7, 2003 as amended, changing the name of the speaker on page 9, under 2003 Paving Program Bids, from Jon Kramer to John Hiltz; and to approve the special meeting and study session minutes of April 7, 2003. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

04-03-107 MOTION by Bush, seconded by Harrison, to receive and file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of April 1, 2003.
- Board of Zoning Appeals minutes of April 2, 2003.

MOTION CARRIED UNANIMOUSLY.

INTRODUCTIONS

GILDA JACOBS – STATE SENATOR.

Senator Jacobs confirmed she would follow-up on concerns expressed by Council at an earlier meeting; and she provided her Lansing toll free number, 888-YES-GILDA.

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Council thanked Senator Jacobs for her time and expressed appreciation for her ongoing attendance at community functions.

GERSON I. COOPER – GEORGE ROMNEY VOLUNTEER OF THE YEAR AWARD.

Judge Marla Parker, representing the Commission on Children, Youth and Families, recognized Gerson Cooper as the recipient of the “George Romney Volunteer of the Year” award and spoke about his contribution to the community.

Mayor Mitchell acknowledged Mr. Cooper’s leadership in the Community and presented him with a proclamation in recognition of his selection as the “2003-04 George Romney Volunteer of the Year” award recipient.

Mr. Cooper recognized the combined efforts of the Botsford Hospital Board, staff and volunteers and expressed his appreciation for the honor bestowed on him.

RON MEYER – WILDLIFE PHOTOGRAPHER – EXHIBITING ARTIST.

Mayor Mitchell read a brief biography of Artist Ron Meyer, highlighting his achievements and recognizing him as the current exhibiting artist in Farmington.

Mr. Meyer expressed his gratitude for the opportunity to exhibit his art in City Hall.

PRESENTATIONS

CAROL EVE HYSKA, CHAIRPERSON, COMMISSION ON THE ENVIRONMENT – EMERALD ASH BORER.

Commission Chairperson Hyska provided an update on Oakland County’s plan-of-action to address the problem of the Emerald Ash Borer. She stated that it is important for homeowners to remove ash trees that are over 30% damaged and to dispose of them properly. Ms. Hyska discussed treatment applications and provided hotline numbers for further information on treatment and disposal.

Responding to a question, Director Gushman stated that the City does not provide information or consult with homeowners regarding diseased trees, but refers inquiries to Oakland County.

City Manager Pastue stated that money has been budgeted in the next fiscal year to address this problem in City right-of-ways.

FARMINGTON ROAD CONSTRUCTION PLANS.

Jon Kramer of Orchard, Hiltz and McCliment, Inc. presented plans for reconstructing Farmington Road.

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Mr. Kramer stated that an informal meeting has been scheduled for Tuesday, April 29, 2003 at 5:00 p.m. to present the road reconstruction plans to the public.

Mr. Kramer stated construction would begin after the Founders' Festival, July 2003.

PETITIONS AND COMMUNICATIONS

PROCLAMATION: MONTH OF APRIL 2003 AS *PARKINSON AWARENESS MONTH.*

In recognition of the 20th anniversary of the Michigan Parkinson Foundation, Mayor Mitchell presented a proclamation declaring the month of April 2003 as Parkinson Awareness Month in the City of Farmington. He read a letter from the Western Oakland Parkinson Support Group concerning the Group's longevity in Farmington and the effects of the disease.

REPORTS FROM CITY MANAGER

ADOPT ORDINANCE NO. C-693-2003 TO INCREASE MEMBERSHIP FOR THE COMMISSION ON CHILDREN, YOUTH & FAMILIES.

04-03-108 MOTION by McShane, seconded by Bush, to adopt Ordinance No. C-693-2003 to amend Chapter 2, "Administration," Article IV, "Boards and Commissions," Division 2, "Children, Youth and Families," sections 2-253 and 2-254 to increase the number of members of the Commission on Children, Youth and Families, from three to five, and to provide for staggering of the terms of office for such added members of the Commission. [SEE ATTACHED ORDINANCE].

ROLL CALL

AYES: Campbell, Harrison, McShane, Mitchell, Bush.

NAYS: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

ADOPT METRO ACT ORDINANCE NO. C-694-2003.

04-03-109 MOTION by Campbell, seconded by Harrison, to adopt Ordinance No. C-694-2003, to establish a new Chapter 30.5, "Telecommunications," of the Farmington City Code, relating to permits for telecommunications companies to use public right-of-ways pursuant to Public Act 48 of 2002. [SEE ATTACHED ORDINANCE].

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ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

RESOLUTION IMPLEMENTING TELECOMMUNICATIONS ORDINANCE.

04-03-110 MOTION by Bush, seconded by McShane, to adopt a resolution to implement Telecommunications Ordinance No. C-694-2003. [SEE ATTACHED RESOLUTION]. MOTION CARRIED UNANIMOUSLY.

RESOLUTION APPROVING TRAFFIC SIGNAL RETIMING.

Administration advised that through the FAST-TRAC program the Road Commission for Oakland County is currently installing traffic signal equipment that adjusts signals to provide for more efficient traffic flow. Administration further advised that Council would need to adopt a resolution authorizing City participation in this program.

04-03-111 MOTION by Bush, seconded by McShane, to adopt a resolution to approve retiming of traffic signals in the City of Farmington by the Oakland County Road Commission through the FAST-TRAC program. [SEE ATTACHED RESOLUTION]. MOTION CARRIED UNANIMOUSLY.

WARNER BROTHERS FILM DISTRIBUTION AUTHORIZATION.

Administration advised that in order to continue the City's film rental agreement with Warner Brothers Distributing Corporation, Council approval is required.

04-03-112 MOTION by Harrison, seconded by Bush, to authorize the City Manager to sign the Warner Brothers Distributing Corporation, "*Basic Agreement and the Exhibitor Information and Credit Application Sheet*", on behalf of the City. MOTION CARRIED UNANIMOUSLY.

Responding to a question, City Manager Pastue stated that this agreement is a continuation of a prior one.

CITY MANAGER'S RECOMMENDED FY 2003-2004 BUDGET.

City Manager Pastue presented a proposed budget for 2003-04 and reviewed the legal and Charter requirements for determining the millage rate and adopting a budget.

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SET MEETING DATE FOR REVIEW OF BUDGETS FROM JOINTLY FUNDED AGENCIES.

04-03-113 MOTION by Campbell, seconded by Bush, to schedule a special meeting on Thursday, May 8, 2003 at 6:30 p.m., for the Cities of Farmington and Farmington Hills review of budgets from jointly funded agencies. MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT.

Farmington resident, Brian Brewer, expressed safety concerns regarding a police officer's recent use of a weapon to eliminate a sick raccoon in his neighborhood.

Mayor Mitchell recognized the presence of Drew Ostin, 23411 Hillview Court, Boy Scout Troop #110.

COUNCIL COMMENTS AND ANNOUNCEMENTS.

At the request of Council member Campbell, Director Goss commented on a recent executive order that provided local government units the opportunity to erect towers on State Police towers and as a result will provide significant savings to Oakland County in the establishment of a County wide radio system.

At the request of Council member Bush, Director Goss addressed the earlier weapon discharge issue brought forth by resident, Brian Brewer. Director Goss stated that it has been a Public Safety Department policy, acting as animal control authority for the City, to terminate an animal that is sick and suffering. He further stated that, historically, this has been a successful practice by the City.

Mr. Brewer responded that with the proximity of homes in a residential area, discharging a weapon is unsafe and recommended that the Department change its policy.

Council member McShane recommended that if funds provided by Oakland County for mosquito control are not adequate to cover spraying of the entire City, the Commission on the Environment should consider distributing information to residents regarding mosquito control in the continued effort to eradicate the West Nile Virus.

Commission Chairperson Hyska informed Council that Oakland County would be conducting a public forum on the West Nile Virus and she would provide Council with the exact date and time.

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Responding to a question from Council member McShane, regarding a truck and poles bearing signs in the right-of-way in front of the K-Mart Shopping Center, Director Gushman stated that the poles with American flags are allowed by the State of Michigan and following changes made after three citations, the current location of the truck is in compliance with City Ordinance.

City Manager Pastue stated he would review City Code and determine what can be done to limit signage on a vehicle.

Council concurred to discuss board and commission attendance and the interviewing process for reappointments at the budget meeting scheduled for April 28, 2003.

Council member Bush expressed concern that both the Downtown Development Authority and City of Farmington web sites are not being kept up-to-date.

Discussion followed regarding the cost of maintaining a website and Council concurred to discuss this topic at the April 28, 2003 budget meeting.

Council discussed scheduling a round table discussion on cable television.

In reference to a letter from David Cornwell regarding Downtown parking, Council member Bush asked if the Traffic and Safety Board could address the concerns brought forth in the letter. Director Goss responded that the Traffic and Safety Board has already addressed those issues.

**DEPARTMENT OF PUBLIC WORKS AND WATER AND SEWER DEPARTMENT
QUARTERLY REPORT – JANUARY 1 THROUGH MARCH 31, 2003.**

Director Gushman cited the increased number of water main repairs shown on the report and the subsequent effect on water rates.

Discussion followed regarding repair and maintenance of older water mains.

04-03-114 MOTION by Campbell, seconded by Harrison, to receive and file the Department of Public Works and Water and Sewer Department report for quarter ending March 31, 2003. MOTION CARRIED UNANIMOUSLY.

**BUILDING DEPARTMENT QUARTERLY REPORT – JANUARY 1 THROUGH
MARCH 31, 2003.**

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04-03-115 MOTION by Bush, seconded by Campbell, to receive and file the Building Department report for quarter ending March 31, 2003. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

04-03-116 MOTION by McShane, seconded by Harrison, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:18 p.m.

JAMES K. MITCHELL, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASUER