

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, January 3, 2000, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

**PRESENT:** Mary L. Bush, Arnold T. Campbell, William S. Hartsock, JoAnne M. McShane, James K. Mitchell.

**ABSENT:** None.

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

**01-00-001** MOTION by Campbell, seconded by Bush, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF PREVIOUS MEETING**

**01-00-002** MOTION by Mitchell, seconded by McShane, to approve the minutes of the Special and Regular meetings of December 6, 1999 and the Joint Council meeting of November 18, 1999 with Farmington/Farmington Hills= City Councils and the 47<sup>th</sup> District Court as submitted. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF OTHER BOARDS**

**01-00-003** MOTION by McShane, seconded by Mitchell, to receive and file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of December 7, 1999.
- Planning Commission minutes of December 13, 1999.
- Farmington Employees' Retirement System Board of Trustees minutes of December 9, 1999.
- Farmington Area Commission on Aging minutes of October 26, 1999.
- Farmington Community Library Board of Trustees meeting of November 18, 1999.

MOTION CARRIED UNANIMOUSLY.

January 3, 2000

**REPORT: RE: CIVIC THEATRE GALA WEEKEND - JANUARY 7-9, 2000 - SUZANNE PAUL & DENISE TAWYEA**

Suzanne Paul and Denise Tawyea reviewed the program and updated Council on the events that are planned for the Civic Theatre Gala Weekend which will begin on Friday, January 7th and conclude on Sunday, January 9th. Discussion followed regarding the mural unveiling, auction, press releases and other details of the event

Council thanked Ms. Paul and Ms. Tawyea for their hard work in planning the event.

**PETITIONS AND COMMUNICATIONS**

**01-00-004** MOTION by Campbell, seconded by Mitchell, to issue a proclamation proclaiming the week of January 17-23, 2000 as "Martin Luther King, Jr. Week". MOTION CARRIED UNANIMOUSLY.

**BOARDS AND COMMISSIONS**

**CONSIDERATION FOR NEW BOARD AND COMMISSION APPOINTMENTS.**

**01-00-005** MOTION by Campbell, seconded by McShane, to appoint Daniel Ludwig to the Zoning Board of Appeals for a 3-year term expiring June 2003. MOTION CARRIED UNANIMOUSLY.

**01-00-006** MOTION by McShane, seconded by Bush, to appoint James Atkinson to the Historical Commission for a 3-year term expiring March 2003. MOTION CARRIED UNANIMOUSLY.

**REPORTS FROM CITY MANAGER**

**CONSIDER PROPOSED 2000 GOAL STATEMENT.** Following a special study session of Council, held to set Council goals for 2000, staff prepared a draft copy of Council's 2000 Goal Statement.

**01-00-007** MOTION by Mitchell, seconded by Campbell, to adopt Council's 2000 Goal Statement and to distribute copies to the City staff and all Boards and Commissions. [SEE ATTACHED]. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF PROPOSED RESOLUTION AND BY-LAWS ESTABLISHING GOVERNOR WARNER MANSION COMMITTEE.** Administration reviewed the process by which the Museum Development Committee was established in October 1997 to make recommendations to enhance the awareness and use of the Museum. Administration advised that as operation and maintenance of the Governor Warner Mansion has grown, it now requires an independent committee to oversee the use of the facility. A resolution and by-laws establishing the Governor Warner Mansion were prepared by the City Attorney and presented for Council's consideration.

Discussion followed regarding establishing the Committee.

**01-00-008** MOTION by McShane, seconded by Mitchell, to adopt a resolution and by-laws establishing the Governor Warner Mansion Committee; that this Committee become effective February 1, 2000, that its membership consist of the attached membership list. [SEE ATTACHED RESOLUTION AND BY-LAWS]. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE PUBLIC SAFETY OFFICERS ASSOCIATION TENTATIVE SETTLEMENT AGREEMENT.** Administration advised that the Public Safety Officers (FPOA) and the City had reached a tentative settlement on renewal of the collective bargaining agreement, and that verbal communication was received on December 29th of Union ratification of the agreement; changes in wages, and pension benefit improvements were discussed.

**01-00-009** MOTION by Campbell, seconded by Bush, to approve a renewal collective bargaining agreement retroactive to January 01, 2000 and continuing until December 31, 2003 with the POAM/FPOA as outlined in the attached summary. [SEE ATTACHED SUMMARY].

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF REQUESTS FOR NEW SDD LICENSES.** Administration advised that a Specially Designated Distributor License (SDD) is for a business to sell alcohol for consumption off the premises and that one is available in the City and that requests have been received by the Michigan Liquor Control Commission from Mr. Massaud Zetuna, owner of the 9-Grand Party store at 30790-30798 Grand River and Borman's, Inc.

operating as Farmer Jack's at 22128 Farmington Road. The Public Safety Department found no reason to object to either applicant.

**01-00-010** MOTION by Mitchell, seconded by McShane, to notify the Michigan Liquor Control Commission (MLCC) that Council found no objection to either Mr. Massaud Zetuna or Borman's, Inc. and that the MLCC should issue the SDD license to the eligible location in accordance with existing MLCC rules and regulations. MOTION CARRIED UNANIMOUSLY.

**STATE MAINTENANCE CONTRACT PERMIT RESOLUTION.** The State of Michigan requested that the City, by resolution, indemnify the State from any liability which is created by the City's work force in the State trunkline right-of-way.

**01-00-011** MOTION by Campbell, seconded by McShane, to adopt a resolution to indemnify the State of Michigan from liability created by City activities on the State trunkline right-of-way and to authorize the City Manager or Director of Public Services to make application for annual permits for the installation of banners and for work on State highways. [SEE ATTACHED RESOLUTION]. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO RENEW MEMBERSHIP IN MICHIGAN MUNICIPAL LEAGUE.**

Administration recommended renewal of membership in the Michigan Municipal League including the Legal Defense Fund.

**01-00-012** MOTION by Bush, seconded by Mitchell, to approve renewal of membership in the Michigan Municipal League including the Legal Defense Fund for February 1, 2000 through January 31, 2000 and authorize payment of the annual dues of \$4,823 and the Legal Defense Fund assessment of \$300; funds provided in the FY 1999-2000 budget.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO INTRODUCE ORDINANCES AMENDING THE CITY ZONING**

**CODE.** Administration advised that recommended changes to the Zoning Code are recommended as a result of the creation and adoption of the City's new Master Plan. The Planning Commission and City Attorney reviewed zoning ordinances that needed attention and recommended that Council consider three proposed ordinance changes.

Administration recommended that Council introduce Ordinances to amend the City Zoning Code.

**01-00-13** MOTION by McShane, seconded by Campbell, to introduce Ordinance No. C-663-2000 to amend Chapter 35, City Zoning Code, amending Section 35-162, subsection (i) regulating front yard setbacks in the Central Business District; Ordinance No. C-664-2000 to amend Chapter 35 of the City Zoning Code amending Section 35-195 Lighting, regarding nonresidential exterior illumination of buildings; and Ordinance No. C-665-2000 to amend Chapter 35 of the Zoning Code adding Section 35-225 Dumpsters, requiring that dumpsters be site planned in all nonresidential districts and require screening and gating as determined by the Planning Commission. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO INTRODUCE ORDINANCES TO AMEND DUMPSTER**

**REGULATIONS.** Administration and the City Attorney developed an ordinance regulating Garbage and Rubbish in Downtown parking lots as recommended by the Planning Commission.

**01-00-14** MOTION by Bush, seconded by Mitchell, to introduce Ordinance No. C-662-2000 to amend Chapter 16, Garbage and Rubbish of the City Code by adding Section 16.25.5, Dumpsters Provided Upon Public Parking Lots. MOTION CARRIED UNANIMOUSLY.

**CONSIDER PURCHASE OF PUBLIC SAFETY ADMINISTRATIVE VEHICLE.**

Administration advised that the Public Safety Department Director's vehicle be replaced as budgeted.

**01-00-15** MOTION by Campbell, seconded by McShane, to approve the purchase of one (1) Public Safety administrative vehicle at \$15,463 from Skalnek Ford, through the Oakland County Cooperative Purchasing Program; funds to be provided in the 1999-2000 budget.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDER APPROVAL OF FIRE EQUIPMENT PURCHASE.** Administration advised Council that the Public Safety Department needed to replace equipment through Apollo

Fire Equipment Company, as the sole source, local vendor of MSA equipment compatible with current Public Safety equipment.

**01-00-016** MOTION by Mitchell, seconded by Bush, to approve the purchase of four (4) self-contained breathing apparatus for a total of \$8,500 and six (6) air cylinders for a total of \$3,570 from the sole source vendor, Apollo Fire Equipment Company, for a total price of \$12,070; funds allocated in the 1999-2000 fiscal year budget.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF APPROVAL TO PURCHASE PATROL VEHICLES.** Administration recommended purchase of two (2) patrol vehicles through the Oakland County Cooperative Purchasing Program.

**01-00-017** MOTION by McShane, seconded by Mitchell, to authorize the purchase of two (2) 2000 Ford Crown Victoria patrol equipped vehicles from Shaheen Ford Mercury, through the Oakland County Cooperative Purchasing Program, at a cost of \$22,870.30 per vehicle for a total of \$45,740.60; funds are allocated in the 1999-2000 budget.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**FARMINGTON EMPLOYEES' RETIREMENT SYSTEM ACTUARIAL CONTRIBUTION REPORT.**

**01-00-018** MOTION by Mitchell, seconded by Bush, to receive and file the motion by the Farmington Employees' Retirement System Board of Trustees certifying the actuarial determined annual contribution to the Farmington Employees' Retirement System for the 2000-01 fiscal year in the amount of \$89,216. MOTION CARRIED UNANIMOUSLY.

**MISCELLANEOUS**

**PUBLIC COMMENT.**

Nancy Leonard, 33309 Shiawassee, asked if the dumpster behind Harmony House was going to be moved. City Manager Lauhoff replied that the Downtown Development Authority (DDA) is planning on repaving that parking lot and will be looking at moving the dumpsters to a central area that can be screened.

**COUNCIL COMMENTS AND ANNOUNCEMENTS.**

There were no Council comments or announcements.

**CONSIDERATION TO ESTABLISH MEETING SCHEDULE WITH CITY BOARDS AND COMMISSIONS.** Administration presented Council with a proposed meeting schedule for City Boards and Commissions for 2000.

**01-00-019** MOTION by Campbell, seconded by Mitchell, to establish a meeting schedule with Boards and Commissions for 2000. [SEE ATTACHED SCHEDULE]. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO SET DATE FOR SPECIAL JOINT MEETING WITH THE FARMINGTON PUBLIC SCHOOL BOARD AND FARMINGTON HILLS CITY COUNCIL.**

**01-00-020** MOTION by Campbell, seconded by Bush, to schedule an annual joint meeting with the Cities of Farmington and Farmington Hills City Councils and the Farmington Public School Board on February 22, 2000 at 7:00 p.m. at the William Costick Activities Center. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO ADOPT ORDINANCE #C-659-99 TO AMEND TRAFFIC CONTROL ORDERS.**

**01-00-021** MOTION by McShane, seconded by Mitchell, to adopt Ordinance #C-659-99 to amend Traffic Control Orders of the City of Farmington, Chapter 4, adding Section 4.5 subsection (b) to provide that the north side of Thomas Street be designated for a distance of 50 feet in front of the main entrance to 33000 Thomas Street as a 15-minute loading zone. [SEE ATTACHED ORDINANCE].

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January 3, 2000

**ROLL CALL**

AYES:

Campbell, Hartsock, McShane, Mitchell, Bush.

NAYS:

None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO ADOPT ORDINANCE #C-660-99 AND #C-661-99 TO AMEND TRAFFIC CONTROL ORDERS.**

**01-00-022** MOTION by Mitchell, seconded by Campbell, to adopt Ordinance #C-660-99 to amend Chapter 4, (limited parking by hours), section 4.7, as provided for in Section 31-196 of the City Code, Section 4.7 - Shiawassee (a) south side from Prospect to Mooney "No Parking Monday through Friday, 8 a.m. to 5 p.m. and (b) north side from Prospect to Mooney "No Parking Monday through Friday, 8 a.m. to 5 p.m. [SEE ATTACHED ORDINANCE].

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**01-00-023** MOTION by McShane, seconded by Mitchell, to adopt Ordinance #C-661-99 to amend Chapter 5, (prohibited parking) adding section 5.3, as provided for in Section 31-196 of the City Code, Section 5.3 - Shiawassee (e) north and south sides from Mooney Street to Orchard Lake Rd. [SEE ATTACHED ORDINANCE].

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**APPROVE MONTHLY PAYMENTS REPORT**

**01-00-024** MOTION by Campbell, seconded by Mitchell, to approve the Monthly Payments Report for December 1999. MOTION CARRIED UNANIMOUSLY.

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January 3, 2000

**ADJOURNMENT**

**01-00-025** MOTION by Mitchell, seconded by McShane, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.



Meeting adjourned at 8:53 p.m.

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WILLIAM S. HARTSOCK, MAYOR

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PATSY K. CANTRELL, CITY CLERK/TREASURER