

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on January 4, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

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

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

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Seibert to approve minutes of previous meeting as published. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER FROM MICHIGAN PUBLIC SERVICE COMMISSION REGARDING CONSUMERS POWER COMPANY APPLICATION TO PUT INTO EFFECT FUEL COST ADJUSTMENT.

Notice from Michigan Public Service Commission regarding Consumers Power Company application to place into effect the fuel cost adjustment clause for gas rates.

The Consumers Power Company represents that its gas supply comes principally from Trunkline Gas Company, and through applicant's subsidiary, Michigan Gas Storage Company, from Panhandle Eastern Pipe Line Company, all of which companies are subject to the jurisdiction of, and regulated by the Federal Power Commission. Applicant states that the cost of gas to the applicant is a major operating expense in its gas business.

The notice states that the applicant proposes to amend its gas rate schedules for other than residential service rate "A" and gas lighting rate "GL-1" to include a fuel cost adjustment clause. Applicant states the proposed fuel cost adjustment clause is in the best interest because it will promptly reflect changes in the applicants industrial rates without expense, inconvenience and log of a general rate case.

They state a public hearing will be held at 1.30 p.m. January 4, 1971 in the offices of the Commission in Lansing to determine whether the authority sought should be granted.

The notice further states that this concept will not affect the residential Consumers Power customers, although it will have an effect on the industrial and commercial users, and it is presumed that Consumers Power Company anticipates a rate increase from their suppliers, and therefore wants to pass it on immediately to their customers in the form of an escalator clause in their method of billing.

Letter received and filed.

CM-1-369-71 LETTER FROM GROVES WALKER POST REGARDING SPONSORING A BOY TO WOLVERINE BOYS' STATE

Letter from Groves Walker Post stating it is time to plan for the 1971 Wolverine Boys' State, and they trust the City will again sponsor a boy this year as in the past. The program is one of the finest in teaching the boys the democratic government by actual participation. The boys will spend a week on the Michigan State University campus from June 16, to June 23, 1971 at a cost of \$65.00.

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

BE IT RESOLVED:

That the Farmington City Council sponsor a boy to attend Wolverine Boys' State on the campus of the Michigan State University again this year from June 16, 1971 to June 23, 1971 at a cost of \$65.00 and that the money is to be paid from Account 501-24.

BE IT FURTHER RESOLVED:

That the City Council designate City Manager John Dinan as the contact party in establishing a date for the boy's report after his return from Wolverine Boys' State.

Roll Call

Ayes: Allen, Brotherton, Seibert, Yoder

Nays: None

ABSENT: Richardson

Resolution declared adopted January 4, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk

REPORTS FROM CITY MANAGER

CM-1-370-71 REPLACEMENT SEWER RODDER WITH RENTAL PURCHASE SEWERKING WATER JET SEWER CLEANING EQUIPMENT

City Manager Dinan submitted a report from the Director of Public Services relating to the replacement of the City's sewer rodding machine with the purchase of a new Sewerking Water Jet package unit.

He stated that the sewer rodding machine the City now has is ten years old, and recently the transmission broke down. The cost for a rebuilt and/or a new transmission would be in the neighborhood of between \$900 and \$1200, and therefore, the Director of Public Works has recommended that the City purchase the new Sewerking Water Jet cleaning package unit at this time for the following reasons:

1: The cost to replace the transmission is greater than the value of the machine, and further expensive repairs may occur on this obsolete equipment.

2: The new package unit is a new concept in sewer cleaning, which eliminates the costly use of bucket equipment, can operate with less manpower, and clean five times as much sewer pipe, equivalent to 800-1200 ft. per day, depending on the conditions encountered.

City Manager Dinan told the Council that the Department of Public Services has arranged for a rental purchase plan without any interest costs. The first payment would not be due until after July 1, 1971, which would allow proper budgeting for the 1971 fiscal year.

City Manager Dinan told the Council members he was in agreement with the Director of Public Services in that additional expenditures for the transmission in the old sewer rodder would be a waste of money. He stated he had been given assurance of a trade in value of \$1200 for the present sewer rodder, and \$200 for the present bucket equipment, from the O'Brien Manufacturing Division if this were to be replaced by the O'Brien Sewerking Jet. This equipment would be complete with a 220 cu.in. International Harvester engine, 1000 PSI pump, with clutch, starter, generator, 1000 gallon water tank, hose reel, 400 ft. of sewer cleaning hose, mounted on F-600 Ford Truck and with the necessary accessories.

The cost of the equipment will be \$15,400 less trade in \$1400, making a net cost of \$14,000 with terms \$3,733.34 payable July 1, 1971, \$5,133.33 payable July 1972 and \$5,133.33 payable July 1973.

Mr. Jack Doheny of O'Brien Manufacturing Division was present at the meeting and answered various questions put to him by the members of the Council on the workings of the O'Brien Sewerking Water Jet equipment.

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

BE IT RESOLVED:

That the City Council approve the rental purchase plan for the O'Brien Sewerking Water Jet Equipment as per their proposal, which is as follows:

	\$15,400.00
Less trade in O'Brien Rodder and Bucket equipment	<u>\$ 1,400.00</u>
Net Cost.....	\$14,000.00
First Payment due July 1, 1971	\$ 3,733.34
Second Payment due July 1, 1972	\$ 5,133.33
Third payment due July 1, 1973	\$ 5,133.33

BE IT FURTHER RESOLVED: That because of the uniqueness of this type of sewer equipment which is not available in the state of Michigan, and the no interest cost on the rental pay plan agreement, and the high trade-in value for the existing cleaner equipment, and the ease of service and parts replacement, and due to the emergency conditions that presently exist with no functioning

sewer rodding equipment, the City Council waive the necessity of a formal sealed bid because it would be in the best interest of the City and of no advantage to the City.

BE IT FURTHER RESOLVED: That the money for the rental purchase of the O'Brien Sewerking Water Jet Equipment be paid from the Water and Sewer Fund.

ROLL CALL

AYES: Allen, Brotherton, Seibert, Yoder

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED JANUARY 4, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-1-371-71 ODD YEAR ELECTION BILL #239 PUBLIC ACT 1970

City Manager Dinan reported to the Council that the Governor had signed the Odd Year Election Bill No. 239 P.A. 1970 on December 22, 1970.

The Bill spells out that cities that do not "opt out" will have elections scheduled automatically to August 3, 1971 for the Primary and November 2, 1971 for the General. The incumbents of City offices previously scheduled for election in April 1971 will now continue in office until after the 1971 general election. Incumbents scheduled for election between November 3, 1971 and November 6, 1973 inclusive will not be up for election until the 1973 General Election, to be held on November 6, 1973. In essence, all the present members of the Farmington City Council will have a seven month extension to their terms.

The City Manager went on to state that under Section 644h of the Bill that persons elected at odd year general elections would take office at noon on the following January 1st, except in Home Rule Cities, where the charter provides taking office earlier. In Home Rule cities not having a provision for taking office earlier, the Council may, by ordinance prior to April 1st 1971 set an earlier date. At the present time, the Farmington City Council take office at the following regular meeting after the Board of Canvassers have certified the election. If then, the Council wanted to retain that provision, they could do so by ordinance prior to April 1st 1971 by establishing another date.

City Manager Dinan also noted that the City and School Board may introduce an agreement whereby school elections could be held on the odd year cycle in conjunction with the City election. If such agreement is entered into, the School Board by resolution adopted prior to April 1, 1971 may provide a schedule of staggered terms of not to exceed one year longer than their present terms. Otherwise, this Public Act does not affect any school elections.

The thirty day period for the "Opt Out" of the odd year November election

requirement will end at 12:00 p.m. midnight on January 21, 1971, and members of the Council agreed there was no reason for them to "Opt Out". The City Clerk will so notify the Election Department at Oakland County and the members of the Council asked City Manager Dinan to send a copy of the Odd Year Election Bill #239 to the School Board for their information and at the same time let them know that the City of Farmington did not plan to "Opt Out."

Report received and filed.

CM-1-372-71 REPORT AMENDMENT TO FENCE ORDINANCE PERMIT FEES.

City Manager Dinan submitted a report from Jay Harrison, Building Inspector, regarding present fence ordinance permit fees. Presently the fee is \$1.00 for each partition fence. The Department has had an opportunity to review the past fence permits which show that most permits are issued for two or three sides, which means the Building Department receives \$2.00 or \$3.00 per permit. This leaves the City Building Department an average of \$2.00 or \$3.00 for a post hole inspection and a final inspection, plus processing the paperwork.

It is the recommendation of the Building Inspector that the City Council introduce amendment to Title IX, Chapter 85, Section 8.201, to increase the permit fees to a \$5.00 minimum and \$1.00 for each additional partition fence side.

The Department also recommends that under Title VII, Business and Trades, Chapter 60, it be amended to read license for fence contractor or erectors \$10.00 per year. This would mean the contractor would have to be registered with the city and would have to fully comply with all the ordinance Rules and Regulations of the City of Farmington. However, a homeowner under the Rules and Regulations of the State of Michigan Licensing and Regulations could do all work himself or make the installation himself in accordance with the ordinance without obtaining a fence erection or contractor license.

Motion by Allen supported by Yoder to introduce an amendment to Title IX, Chapter 85, Section 8.201, to the Farmington City Code, increasing the permit fees to a \$5.00 minimum and \$1.00 for each additional partition fence side, and also to introduce an amendment to Title VII, Business and Trades, Chapter 60 to read license for fence contractor or erectors \$10.00 per year.

ROLL CALL

AYES: Brotherton, Yoder, Allen

NAYS: Seibert

ABSENT: Richardson

Motion carried.

MISCELLANEOUS

CM-1-373-71 RESOLUTION IN RECOGNITION OF MILDRED DROEGE, RETIRING FARMINGTON LIBRARIAN

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

RECOGNITION MILDRED DROEGE

- WHEREAS: Mildred Droege has been Farmington Librarian for the past twenty years, and
- WHEREAS: Mildred Droege nurtured the Farmington Library system from a handful of books to the present facilities with more than 30,000 books and,
- WHEREAS: Mildred Droege has been very instrumental in the consolidating of the Farmington area into the Farmington District Library and,
- WHEREAS: Mildred Droege has given direction to the expansion of the Farmington District Library and the construction of a new \$1,000,000 library that will house more than 100,000 books and,
- WHEREAS: Mildred Droege through her love of her work and dedication to the growth of the Farmington Library has given inspiration to all those connected with the library and,
- WHEREAS: Mildred Droege has compiled an enviable record through the years of having one of the highest ratio of book usage at the lowest operational cost in the metropolitan area, and
- THEREFORE, BE IT RESOLVED, that the Farmington City Council pay tribute on behalf of the citizens of the City of Farmington to Mrs. Mildred Droege upon her well earned retirement for being one of our outstanding citizens who has given so much to her community and for her achievements in her chosen field as Farmington Librarian and,
- BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Mildred Droege and to the Farmington District Library Board.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Seibert

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED JANUARY 4, 1971.

*Elizabeth Brines*  
Elizabeth Brines, City Clerk.

MONTHLY AUDIT REPORT FOR NOVEMBER 1970

Receive and file.

RESOLUTIONS AND ORDINANCES

CM-1-374-71 INTRODUCE ORDINANCE NO.C-294-1 AMENDMENT #1 TO THE ZONING ORDINANCE.

Motion by Seibert supported by Yoder to introduce ordinance No. C-294-1 Amendment #1 to the Zoning Ordinance.

Motion carried, all ayes.

CM-1-375-71 ADOPT AMENDMENT TO SIGN ORDINANCE

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

ORDINANCE NO. C-295-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION WHICH SHALL BE DESIGNATED AS SECTION 8.48 OF CHAPTER 81 OF TITLE VIII OF SAID CODE.

THE CITY OF FARMINGTON ORDAINS:

Section 8.48 CBD - CENTRAL BUSINESS DISTRICT  
C2 - COMMUNITY COMMERCIAL DISTRICT  
C3 - 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.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 21, 1970, was adopted at the next regular meeting of the Council on January 4, 1971 and will become effective immediately.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES; Brotherton, Seibert, Yoder, Allen  
NAYS: None  
ABSENT: Richardson  
Ordinance declared adopted with immediate effect.

CLAIMS AND ACCOUNTS

Motion by Allen supported by Seibert to approve Claims and Accounts for January 4, 1971 as submitted, General Fund \$3387.48 and Water and Sewer \$333.97.

Roll Call

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

ADJOURNMENT

Meeting adjourned at 9.30 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 January 18, 1971. Meeting called to order at 8.30 p.m. by Mayor Brotherton.

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

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

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of previous meeting as published. Motion carried, all ayes.

### PUBLIC HEARING

CM-1-376-71 AMEND ORDINANCE REAR YARD SETBACK R-1 ONE FAMILY DISTRICT FROM 50 FT. TO 40 FT.

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 Yoder supported by Richardson to close public hearing. Motion carried, all ayes.

Motion by Seibert supported by Richardson to introduce an Ordinance to Amend the Code of the City of Farmington, Chapter 39, Title V, Schedule of Regulations (Schedule B) Article VII District R-1 One Family Section 5.59 Rear Yard Setback from 50 ft. to 40 ft.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: Allen

Motion carried.

### MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, JANUARY 11, 1971

Councilman Seibert made reference to page three of the Planning Commission Proceedings, under Progress Report, Downtown Redevelopment Committee. He read an excerpt from the Detroit News of January 17, 1971, dateline Ann Arbor, which dealt with a Circuit Court ruling concerning Ann Arbor's ordinance regulating outdoor advertising signs. The article quoted a Circuit Judge as saying the ordinance was an unreasonable police power regulation, and that the law is a transparent attempt to exclude billboard and other forms of signs from the entire city. The Judge discounted the City's stand that aesthetics are a proper motivation for the ordinance. Councilman Seibert therefore, was of the opinion that the City of Farmington Planning Commission might consider availing themselves of legal authority before making any decisions on the aesthetics of the Central Business District.



City Manager Dinan told Councilman Seibert the Planning Commission were aware of this, and had already taken steps to secure legal advice. He told the members of the Council he would also obtain a copy of the Ann Arbor ordinance relating to outdoor advertising and report to them at a later date.

Motion by Richardson supported by Seibert to receive and file Planning Commission Minutes.

Motion carried, all ayes.

BOARD OF ZONING APPEALS JANUARY 6, 1971

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

BEAUTIFICATION COMMITTEE

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-1-377-71 MICHIGAN MUNICIPAL LEAGUE LETTER REQUESTING DESIGNATION OF LEGISLATIVE CONTACT MAN

Letter from Michigan Municipal League requesting the City Council to designate their Legislative Contact Man for the 1971 Legislative Session. They recommend that the contact man preferably be a municipal official who is personally acquainted with the State Representative and Senator, and who will also be in receipt of special background material from time to time as well as the regular Legislative Bulletin.

Motion by Yoder supported by Seibert that the City Council designate City Manager John Dinan as Legislative Contact Man for the 1971 Legislative session.

Motion carried, all ayes.

CM-1-378-71 REQUEST FROM JAYCEES FOR PROCLAMATION DESIGNATING JANUARY 17-23 1971 AS JAYCEE WEEK.

Motion by Richardson supported by Seibert to proclaim the week of January 17-23 1971 as Jaycee Week in the City of Farmington.

Motion carried, all ayes.

CM-1-379-71 FARMINGTON MARCH OF DIMES MOTHERS' MARCH JANUARY 21-28, 1971

Letter read from Trena Quinn, Area Chairman of the Farmington March of Dimes volunteers requesting permission to hold their annual door to door Mothers' March January 21st through 28th 1971. They further request the City Council to designate the week of January 21st through 28th 1971 as Farmington March of Dimes Mothers' March Week.

Motion by Yoder supported by Richardson to grant permission to the March of Dimes volunteers to hold their annual door to door Mothers' March in the City of Farmington from January 21st through January 28th 1971 and also to designate the week of January 21st through 28th 1971 as Farmington March of Dimes Mothers' March Week in the City of Farmington.

Motion carried, all ayes.

CM-1-380-71 LETTER FROM WESTERN OAKLAND MUTUAL AID ASSOCIATION REGARDING RETENTION FIRE FIGHTERS RESEARCH STATE APPROPRIATION

Letter from the Western Oakland Mutual Aid Association stating they are a group of firefighters comprising eleven townships and cities, with a force of approximately 300 men. They have learned that the Governor's office has made an impending decision to not fund and support the Fire Fighters Training Council for the balance of 1970-71 and for the ensuing 1971-72.

It was their understanding that funds were provided by the Legislature and they have been looking forward eagerly to seeing a fireman training program set up. It is their opinion that drawing the Governor's attention to the value of being able to operate at highest levels, by virtue of proper training will enable them to come to a sound conclusion.

City Manager Dinan stated he had discussed this matter with Chief Deadman who was of the opinion one of the problems in the past has been that although these funds were allocated for fireman training, there had actually been no program implemented. He agrees there is a definite need for this training, but unless somebody puts it into effect, it has served no useful purpose.

Motion by Yoder supported by Richardson to authorize the City Manager to contact the Governor stating the Council Members are opposed to the elimination of these training funds, but only on the condition that the program be initiated immediately.

Motion carried, all ayes.

CM-1-381-71 REQUEST FOR PROCLAMATION CAMP FIRE GIRLS' CANDY WEEK

Motion by Richardson supported by Seibert to proclaim January 24th through 30th 1971 as Camp Fire Girls' Candy Week in the City of Farmington.

Motion carried, all ayes.

CM-1-382-71 REQUEST FOR PROCLAMATION ON THE 30TH ANNIVERSARY OF THE U.S.O.

Motion by Seibert supported by Yoder on the 30th Anniversary of the United Service Organization, to proclaim the week of January 31 through February 6, 1971, as USO Week in the City of Farmington.

Motion carried, all ayes.

LETTER OF APPRECIATION FROM RONALD G. HOLLAND

Letter read from Ronald G. Holland thanking the Council for the resolution they adopted December 7, 1970 in his honor. Mr. Holland stated it was a gesture of the Council that makes an individual proud to live and work in Farmington.

Letter received and filed.

CM-1-383-71 REQUEST FOR PROCLAMATION FARMINGTON COMMUNITY CONCERT BAND DAY.

Motion by Yoder supported by Richardson to proclaim January 26, 1971

as Farmington Community Concert Band Day in the City of Farmington.  
Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER CM-1-384-71  
AMENDMENT TO CITY CODE REGARDING FIRE LIMITS

City Manager Dinan submitted a report from the Building Inspector which stated that when the City Council adopted the new general classification for commercial property, the changes in classification were not made to the Fire Limits ordinance, and he therefore recommended that the City Code be amended by adding a new sub-paragraph, which would encompass these classifications.

Motion by Seibert supported by Richardson to establish a Public Hearing for 8 p.m. February 15, 1971 on the request to amend the Zoning Ordinance and also to enact a moratorium on all building permits that do not conform to the proposed fire limits for these districts in the CBD, C2 and C3 Commercial Districts, until such time as this Ordinance is amended.  
Motion carried, all ayes.

CM-1-385-71 AMENDMENT TO CITY CODE REGARDING ELECTRIC EQUIPMENT AND WIRING

City Manager Dinan submitted a report from the Building Inspector pertaining to Section 121.0, Paragraph 2, Chapter 79 of the Farmington City Code in which he states that the wording is not totally understandable nor is it consistent to the commercial contractors, his sub-contractors, electrical contractors, the City of Farmington mechanical inspector and his office. The wording of the existing Code has caused many a dispute in the past, and he states if the Code is not amended, it will cause disputes in the future.

The Department recommends the existing code be amended to read as follows:

- (2) In all institutional, mercantile, industrial, manufacturing, church school, place of public assembly, rest homes, convalescent home, hospital, hotel, theatre, auditorium, lodge hall, the electrical wiring shall be installed in all metal raceway.

Basically what he is saying is that for all larger commercial and industrial buildings, schools and places of public assembly, hotels, convalescent homes, etc., that the electrical wiring shall be installed in all metal race way.

Motion by Yoder supported by Richardson that the City Council introduce an Amendment to the Farmington City Code Title VIII, Chapter 79, Section 121.0 Paragraph (2).

Motion carried, all ayes.

CM-1-386-71 ADOPT BOND RESOLUTION STORM SEWER FARMINGTON-FREEDOM DRIVE

City Manager Dinan reported the City is in the final stages of processing the Special Assessment Bonding Program for construction of a storm sewer to be located on Freedom Road and Farmington Road to service the west side of Farmington Road north of Freedom Drive and relieve storm sewers in the Alta Loma Subdivisions. Therefore, it is his recommendation that the City Council adopt Bond Resolution \$100,000 Special Assessment Improvement Bonds and \$100,000 General Obligation Improvement Bonds for this Freedom-Farmington Road Storm Sewer.

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

WHEREAS: the City Council has caused to be prepared, reviewed and confirmed, Special Assessment Roll No. 70-46, for the purpose of defraying part of the cost of storm sewer improvements, which said special assessment roll is more fully described in the body of the resolution;

AND WHEREAS, said special assessment roll has been divided into ten (10) equal annual installments;

AND WHEREAS, the City Council deems it necessary to borrow the sum of One Hundred Thousand (\$100,000.00) Dollars in anticipation of the collection of a like amount of the unpaid part of the installments on the aforesaid special assessment roll, and also the sum of One Hundred Thousand (\$100,000.00) Dollars to defray part of the City's share of the cost of said improvements.

NOW, THEREFORE, BE IT RESOLVED THAT

1: The estimated period of usefulness of said special assessment improvements is not less than twenty (20) years.

2: Special Assessment bonds be issued in the amount of \$100,000.00 in anticipation of the collection of a like amount of the unpaid part of the deferred installments of the aforesaid special assessment roll. In addition to the special assessments as aforesaid, the full faith, credit and resources of the City of Farmington shall be pledged for the prompt payment of the principal and interest on said bonds as the same become due. Said bonds shall consist of one hundred (100) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 100, inclusive, dated May 15, 1971, and payable serially, without option of prior redemption, as follows:

\$4,000.00 September 1, 1971;

\$11,000.00 September 1, 1972;

\$10,000.00 September 1, 1973;

\$11,000.00 September 1st of each of the years 1974 and 1975;

\$10,000.00 September 1, 1976;

\$11,000.00 September 1st of each of the years 1977 and 1978;

\$10,000.00 September 1, 1979;

\$11,000.00 September 1, 1980.

Said Special Assessment Bonds shall bear interest at a rate not exceeding seven and one-half per cent (7-1/2%) per annum, payable September 1, 1971, 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.

3. General Obligation Bonds pledging the full faith and credit of the City be issued in the principal amount of \$100,000.00 for the purpose of paying part of the City portion cost of the improvements in Special Assessment District No. 70-46. Said bonds shall consist of twenty (20) bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 to 20, inclusive, dated as of May 15, 1971, and payable serially, without option of prior redemption as follows:

\$5,000.00 September 1st of each of the years 1971 and 1972;  
\$10,000.00 September 1st of each of the years from 1973 to 1978 inclusive;  
\$15,000.00 September 1st of each of the years 1979 and 1980.

4. Said General Obligation Bonds shall bear interest at a rate or rates not exceeding seven and one-half per cent (7-1/2%) per annum, payable September 1, 1971, 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.

5. Said bonds shall be signed in the name of the City by the Mayor and the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk, and said bonds, when executed, shall be delivered to the City Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefor, when accepted.

6. All collections of principal and interest on the aforesaid special assessment roll shall be accounted for separately on the books of the City and shall be held, together with any premium or share thereof on the special assessment bonds and the share of accrued interest thereon paid on date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment bonds. In addition the City shall levy annually beginning in the year 1971, without limitation as to rate or amount, as a part of its general ad valorem taxes such sums as may be necessary to retire when due the principal of and interest on said special assessment bonds should collections of the special assessments pledged for that purpose prove insufficient. The share of any premium and of accrued interest attributable to the general obligation bonds shall be held separately for payment of principal of and interest on said bonds.

7. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CITY OF FARMINGTON

- + (1) SPECIAL ASSESSMENT IMPROVEMENT BOND (District No. 70-46)
- + (2) GENERAL OBLIGATION IMPROVEMENT BOND (District No. 70-46)

KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe and for value received hereby promises to pay to bearer the sum of

\_\_\_\_\_ THOUSAND DOLLARS

lawful money of the United States of America, on the first day of September A.D., 19\_\_ with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent ( %) per annum, payable on September 1, 1971 and semi-annually thereafter on the first day of March and September of each year, on presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are payable at \_\_\_\_\_ Michigan, and for the prompt payment of this bond, both principal and interest, the full faith and credit of the City of Farmington are hereby irrevocably pledged.

This bond is one of a series of \_\_\_\_\_ ( ) bonds of even date and like tenor, except as to date of maturity \_\_\_\_\_ non-callable prior to maturity, aggregating the principal sum of \$ \_\_\_\_\_ issued for the purpose of paying part of the cost of storm sewer improvements in Special Assessment District No. 70-46, and is issued in accordance with a resolution of the City Council of the City of Farmington duly adopted on \_\_\_\_\_ 1971.

This bond is payable out of + (1) Special Assessments to be collected on the aforesaid special assessment roll. In case of insufficiency of said special assessment collections, this bond is payable out of the general funds of the City.

This bond is payable out of + (2) the debt retirement funds of the City of Farmington.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened

- + (1) re Special Assessment Bonds
- + (2) re General Obligation Bonds

in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, the CITY OF FARMINGTON, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk all as of the fifteenth day of May, A.D. 1971.

CITY OF FARMINGTON

BY: \_\_\_\_\_  
Mayor

(Seal)

Countersigned:

\_\_\_\_\_  
City Clerk

(Form of Coupon)

No. \_\_\_\_\_ \$ \_\_\_\_\_

On the first day of \_\_\_\_\_ A.D. 19\_\_\_\_ the CITY OF FARMINGTON, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, lawful money of the United States of America, at \_\_\_\_\_ Michigan, being the interest due that date on its +(1) Special Assessment Improvement Bond (District No. 70-46) and +(2) General Obligation Improvement Bond (District No. 70-46), dated May 15, 1971.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

- +(1) re Special Assessment Bonds
- +(2) re General Obligation Bonds

8. The City Clerk shall make application to the Municipal Finance Commission for an amended order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor, Detroit, Michigan, and the Farmington Observer, Farmington, Michigan, a legal newspaper circulated in the City of Farmington, at least seven (7) full days before the date fixed for sale of the bonds.

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

OFFICIAL NOTICE OF SALE

\$100,000.00 GENERAL OBLIGATION IMPROVEMENT BONDS (District No.70-46)  
\$100,000.00 Special ASSESSMENT IMPROVEMENT BONDS (District No.70-46)

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 \_\_\_\_\_ o'clock p.m., Eastern Standard Time, on the \_\_\_\_\_ date of \_\_\_\_\_ 1971, at which time and place said bids will be publicly opened and read.

Said General Obligation Bonds will consist of twenty (20) coupon bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 to 20, both inclusive, will be dated May 15, 1971 and will mature serially without option of prior redemption as follows:

\$5,000.00 September 1st of each of the years 1971 and 1972;  
\$10,000.00 September 1st of each of the years from 1973 to 1978 inclusive;  
\$15,000.00 September 1st of each of the years 1979 and 1980.

Said Special Assessment Bonds will be coupon bonds and consist of one hundred (100) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 100, both inclusive, will be dated May 15, 1971, and will mature serially without option of prior redemption as follows:

\$4,000.00- September 1, 1971;  
\$11,000.00 September 1, 1972;  
\$10,000.00 September 1, 1973;  
\$11,000.00 September 1st of each of the years 1974 and 1975;  
\$10,000.00 September 1, 1976-  
\$11,000.00 September 1st of each of the years 1977 and 1978;  
\$10,000.00 September 1, 1979;  
\$11,000.00 September 1, 1980.

Said bonds will bear interest from their date at a rate or rates not exceeding seven and one half per cent (7-1/2%) 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, 1971, 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. No bond of these issues may bear interest at a rate which is less than 50% of the rate borne by any other bond of this issue. 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, the total dollar value of all interest on the bonds from (here insert the first day of the month next following the date of receiving bids,



or the date of the bonds, whichever is later) 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.

The Special Assessment Bonds are issued in anticipation of the collection of a like amount of the deferred installments of special assessments on Special Assessment Roll No. 70-46 for the purpose of paying part of the cost of storm sewer improvements in said Special Assessment District, 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 General Obligation Bonds are issued for the purpose of paying part of the City portion cost of the hereinabove described improvements in Special Assessment District No. 70-46, 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 \$4,000.00 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 in the part of the bidder, to be forfeited as liquidated 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.

Said bonds will be delivered within forty-five (45) days from the date of sale and if said bonds are not delivered by twelve o'clock noon, Eastern Standard Time, on the forty-fifth day from the date of sale, the successful bidder may withdraw his proposal by serving notice of cancellation in writing on the undersigned in which event the good faith check shall be promptly returned.

Envelopes containing the bids should be marked plainly "Proposal for

Bonds."

---

City of Farmington

APPROVED:  
STATE OF MICHIGAN  
MUNICIPAL FINANCE COMMISSION

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

Ayes: Richardson, Seibert, Yoder, Brotherton

Nays: None

Absent: Allen

RESOLUTION DECLARED ADOPTED.

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK.

BEAUTIFICATION COMMITTEE ENTRY 1970 NATIONAL CLEAN-UP CONTEST.

City Manager Dinan submitted a copy of the formal entry prepared by the Farmington Beautification Committee for the National Clean-Up, Paint-Up, Fix-Up Contest that is being conducted by the National Bureau. The final judge of the contest will be held January 25, 1970 and results will be announced within 24 hours of the judge's decision. He stated at that time a release will be sent to all news media in and around the winning cities. Mr. Dinan stated a formal presentation of awards will be the highlight of the National Clean-Up Congress held in Washington, D.C., February 21, 22, and 23rd 1971 at the Statler Hilton Hotel, and he was of the opinion that the City should send Mrs. Shirley Richardson and Mrs. Carol Kurth as City Representatives to this Congress if the City of Farmington were to win an award. He stated he will be in a position to know prior to the next regular Council meeting as to whether the City of Farmington is the recipient of a national award, and a decision can be made regarding this convention at that time.

Report received and filed.

AUTHORIZATION TO RECEIVE BIDS MAJOR ROAD SYSTEM

CM-1-387-71 City Manager Dinan reported the City Engineers have completed the engineering design for paving of major road systems as follows:

Shiawassee - Farmington Road to Grand River

Gill Road - Grand River to Freedom Drive

Drake Road - Grand River to the Limits.

He stated that although the City is not in a position to fund these improvements prior to 7/1/71, because of the Gas and Weight Tax revenue bond requirements which require a minimum of one year to be

established in projecting the 40% limitation for bonding purposes, he believes this an excellent time to take bids as more competitive prices can be obtained during the winter months. Mr. Dinan thought there might also be a possibility that the contractor who is awarded the work may be willing to finance the project prior to July 1, 1971 and receive reimbursement after that date. The contractor will have that option of commencing the work prior to July 1, but would not receive any payment from the City until after July 1, 1971.

Motion by Richardson supported by Seibert to authorize the City Manager to receive bids on February 11, 1971 for paving the following roads:

Shiawassee from Farmington Road to Grand River Avenue  
Gill Road from Grand River Avenue to Freedom Drive  
Drake Road from Grand River Avenue south to the Limits.

Motion carried, all ayes.

CM-1-388-71 CITY COUNCIL ENDORSEMENT OF CITY AND TOWNSHIP "CIVIC BROCHURE"

City Manager Dinan stated the City Council has had an opportunity to review a proposal presented by the Tri-State Publications for the development of a joint venture City-Township "Civic Brochure" that will promote the Farmington community. The brochure is designed to present the past, present and future, schools, churches, hospitals, libraries, cultural advantages, residential areas and recreational facilities, industrial and commercial complexes and the Farmington area's potential as a vital progressive community, and improve our image to encourage industry and commercial, and residential development.

The "Civic Brochure" can also be utilized by the Chamber of Commerce in promoting the Farmington Area for prospective new residents, business and industrial inquiries, and utilized in the recruitment of top personnel. This brochure can also create new civic pride in participation by our citizens as well as attracting new business and industry.

Tri-State Publications state that the brochure they will publish and deliver will not exceed 50% advertising content.

City Manager Dinan told the Council members the only responsibility of the City will be:

Sponsorship and endorsement of the brochure through local publicity and letter mailings to the business community.

Permit Tri-State Publications to contact the business community and offer them the opportunity to participate in this project.

Assist the Tri-State staff in securing editorial material necessary to produce a successful brochure.

Review and proof a silverprint copy in a reasonable period of time (15 days).

The advertising rates to be applied to this brochure will be as follows:

Black and white 1/4 page	\$275.00
Black and white 1/2 page	475.00
Four Color 1/2 page	675.00
Black and white full page	795.00
Four color full page	1250.00
Inside covers four color	1500.00
Outside back cover four color	1650.00

City Manager Dinan recommended that the City Council give its endorsement to this joint venture, as he believed there would be a great number of advantages to this publication, in that it avoids the City and Township duplicating effort in presenting the assets of the community.

He stated the City, Township, and Chamber of Commerce will not be involved directly in underwriting any financial cost involved in this publication, and was of the opinion that such a brochure, if published without advertising would cost several thousands of dollars in promoting the image of the community.

Motion by Richardson supported by Seibert that the Farmington City Council go on record as endorsing the City-Township "Civic Brochure" contingent upon the endorsement of the governing body of Farmington Township and the Farmington Chamber of Commerce.

Roll Call

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

MISCELLANEOUS

BUILDING DEPARTMENT QUARTERLY REPORT

Receive and file.

CM-1-389-71 Prior to the Council Meeting, Mr. Bruce L. Thompson, Membership Service Manager of Southeast Michigan Tourist Association, made a film presentation to members of the City Council on the merits of belonging to the Southeast Michigan Tourist Association.

Motion by Yoder supported by Richardson that the Farmington City Council authorize the expenditure of \$100.00 to the Southeast Michigan Tourist Council for membership in this organization.

Roll Call

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

RESOLUTIONS AND ORDINANCES

CM-1-390-71 ADOPT ORDINANCE NO.C-294-71 AMENDMENT #1 TO THE ZONING MAP

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

ORDINANCE NO.C-294-71  
AMENDMENT #1 TO THE ZONING MAP OF THE CITY OF FARMINGTON  
OAKLAND COUNTY, MICH.

THE CITY OF FARMINGTON ORDAINS:

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

GARDUROUS WEBSTER ADDITION SUBDIVISION: Lots 5 and 6 from R-1-P Parking to R-1-0 Office,  
and  
Lots 7 and 8 from R-1 Single Family to R-1-0 Office.

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 #1 to the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on January 4, 1971, was adopted and enacted at the next regular meeting of the Council on January 18, 1971 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

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

ROLL CALL

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

CM-1-391-71 ADOPT AMENDMENT TO ORDINANCE NO.C-296-71 FENCE CONTRACTORS' FEE

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

ORDINANCE NO. C-296-71  
AN ORDINANCE TO AMEND TITLE VII CHAPTER 60 SECTION  
7.37 OF THE CODE OF THE CITY OF FARMINGTON BY ADDING  
A NEW CATEGORY.

THE CITY OF FARMINGTON ORDAINS:

Section 7.37 Title VII - Business and Trades

License for: Fence Contractor or Erectors, per year ten (\$10.00) dollars.

This ordinance was introduced at a regular meeting of the Farmington City Council on January 4, 1971, was adopted and enacted at the next regular meeting of the Council on January 18, 1971 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

NAYS: None

ABSENT: Allen

CM-1-392-71 ADOPT AMENDMENT TO ORDINANCE C-297-71 FENCE PERMITS

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

ORDINANCE NO. C-297-71

AN ORDINANCE TO AMEND TITLE IX, CHAPTER 85 SECTION 8.201 OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

Section 8.201 Permit Required

No partition fence shall be built or rebuilt without a permit issued by the City Building Inspector. Application for such permit shall be made on forms made and approved by the Building Department. The permit fee shall be five (\$5.00) dollars minimum permit, or five (\$5.00) dollars for the first partition fence side and one (\$1.00) dollar for each additional partition fence side.

This ordinance was introduced at a regular meeting of the Farmington City Council on January 4, 1971, was adopted and enacted at the next regular meeting of the Council on January 18, 1971 and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Richardson, Seibert, Yoder, Brotherton

NAYS: None  
ABSENT: Allen

CLAIMS AND ACCOUNTS

Motion by Seibert supported by Yoder to approve claims and accounts for January 18, 1971 as submitted: General Fund \$10,665.17 and Water and Sewer \$622.52.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: Allen

Motion carried.

ADJOURNMENT

Motion by Seibert supported by Richardson 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 February 1, 1971. 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 Jones.

### MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Yoder to approve minutes of meeting of January 18, 1971 as submitted. Motion carried, all ayes.

### MINUTES OF OTHER BOARDS

#### CM-2-393-71 PLANNING COMMISSION PROCEEDINGS JANUARY 25, 1971

Motion by Allen supported by Richardson to establish a Public Hearing for March 1, 1971 at 8 p.m. on the request to rezone Grand River Avenue west of Brittany Hill Drive approximately 600 ft. x 100 ft., from R-1-0 Office to R-3 Multi-Family District.

Motion carried, all ayes.

Motion by Seibert supported by Yoder to approve minutes of Planning Commission proceedings of January 25, 1971 as submitted.  
Motion carried, all ayes.

#### BOARD OF TRUSTEES MEETING JANUARY 20, 1971

Motion by Richardson supported by Seibert to receive and file Board of Trustees minutes of January 20, 1971.

Motion carried, all ayes.

#### HISTORICAL PRESERVATION COMMITTEE MEETING DECEMBER 3, 1970

Receive and file.

### PETITIONS AND COMMUNICATIONS

#### CM-2-394-71 MICHIGAN MUNICIPAL LEAGUE LETTER REGARDING FEDERAL TAX SHARING WITH STATES AND LOCAL UNITS OF GOVERNMENT.

Letter read from the Board of Trustees of the Michigan Municipal League stating they have taken formal action to give vigorous support to an immediate and substantial Federal program for tax sharing with states and local units of government.

They are requesting that each member of the League take formal action by officially endorsing a Federal Tax Sharing Program, and they ask that letters be directed to President Nixon, Senators Hart and Griffin and Congressman McDonald urging immediate consideration of such a program, in order to counteract the fiscal problems that are evident in our states



and local governments throughout the country.

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

BE IT RESOLVED:

WHEREAS: The Board of Trustees of the Michigan Municipal League acted to give vigorous support to an immediate and substantial federal program for tax sharing with state and local units of government, and

WHEREAS: Such formal action was taken by the League at its regular meeting held on Friday January 8, 1971, and a communication dispatched to President Nixon commending him for his strong public support of a program designed to secure a sharing program substantial enough to have immediate beneficial effect, and

WHEREAS: The Council of the City of Farmington believes that the situation in Michigan has now reached the critical stage, where a token sharing program will not afford the required relief, and that the need for such a program which will involve sufficient new money to have a significant impact on the fiscal problems of State and local government is sorely needed.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Farmington officially endorses a Federal Tax Sharing Program, and directs that copies of this resolution be sent to President Nixon, Senators Hart, Griffin and to Congressman McDonald, urging their immediate consideration of a program with an adequate input of new money to have a meaningful impact upon the fiscal problems in the City of Farmington.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Resolution declared adopted February 1, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-2-395-71 REQUEST FOR PROCLAMATION FOR NATIONAL CHILDREN'S DENTAL HEALTH WEEK, FEBRUARY 7 THROUGH FEBRUARY 13, 1971

Motion by Richardson supported by Allen to proclaim National Children's Dental Health Week in the City of Farmington from February 7, 1971 to February 13, 1971.

Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE LETTER REGARDING ANNUAL REGIONAL MEETING

Letter read from Michigan Municipal League announcing the Annual Regional meeting for all municipal officials in Region IV will be held on Wednesday March 17, 1971. The host city will be Flint. They suggest that all officials, both elected and appointed will find the program topics to be interesting and informative and they encourage attendance and participation in this program.

City Manager Dinan urged members of the Council to note the date and plan to attend this informative program.

Letter received and filed.

CM-2-396-71 REQUEST FROM AMERICAN CANCER SOCIETY REQUESTING PERMISSION TO CONDUCT THEIR ANNUAL CRUSADE APRIL 1st THROUGH APRIL 30, 1971

Motion by Seibert supported by Richardson to grant permission to the American Cancer Society to conduct their Annual Crusade in the City of Farmington from April 1, 1971 through April 30, 1971.

Motion carried, all ayes.

RESOLUTION FROM CITY OF HAZEL PARK REGARDING THE USE AND ABUSE OF NARCOTICS

Mayor Brotherton outlined briefly a resolution adopted by the City of Hazel Park on the subject of narcotics. They recommend that the Governor and State Legislature work for the adoption of State Legislation which would control the use and abuse of drugs and narcotics.

City Manager Dinan requested that this item be held off until the next Council meeting in order to give the Department of Public Safety an opportunity for review and recommendations. He will submit a report to Council at the next meeting.

REPORTS FROM THE CITY MANAGER

CM-2-397-71 REPORT BEAUTIFICATION COMMITTEE NATIONAL DISTINGUISHED ACHIEVEMENT AWARD NATIONAL CLEAN-UP CONTEST.

City Manager Dinan reported that the City has been advised by the Judges of the National Clean-Up Contest that the City of Farmington has earned a Distinguished Achievement Award for their highly successful clean-up and beautification activities for a city of under 25,000 in population.

This beautifully designed award will be presented to the City's delegation at their Awards Ceremony which will be held in the Presidential Ballroom of the Statler Hilton Hotel in Washington, D.C. on Tuesday, February 23, 1971 beginning at 9:30 a.m. The President's wife, Mrs. Richard Nixon will be there to make these presentations.

As previously reported by City Manager Dinan, the cost of sending two delegates would be less than \$300.00 for attending this National Clean-Up Congress and receiving the City's Distinguished Achievement Award

from Mrs. Richard Nixon. Mr. Dinan felt it would be a tremendous experience for our delegates and suitable recognition to the members of the Beautification Committee who have worked so hard to make this award possible.

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

BE IT RESOLVED:

That the Farmington City Council authorizes sending a delegation comprised of Mrs. Carol Kurth, Chairman of the Beautification Committee, and Mrs. Shirley Richardson, past Chairman of the Beautification Committee to attend the National Clean-Up Congress to be held in Washington D.C., February 21, 22 and 23, 1971.

BE IT FURTHER RESOLVED:

That \$300.00 be allotted for this purpose and that the money be transferred from the Contingency Fund to cover the cost of this conference as part of the City's community promotion within the Beautification Committee's budget.

Roll Call

Ayes: Brotherton, Seibert, Yoder, Allen

Nays: None

Abstain: Richardson

RESOLUTION DECLARED ADOPTED FEBRUARY 1, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-2-398-71 AUTHORIZATION TO RECEIVE BIDS STORM SEWER FREEDOM ROAD AND NORTH ON FARMINGTON ROAD TO ALTA LOMA.

City Manager Dinan reported the City Engineers are now in the final phase of their engineering design for the storm sewer project to extend from the Rouge River, Freedom Road to Farmington Road and north to Alta Loma, to furnish storm sewer outlet for the property on the west side of Farmington Road and provide relief for the Alta Loma Subdivision.

The City Manager believed that in an effort to save money for the City's share of this improvement project, material could be purchased separately, and labor could be contracted. He stated the city may consider utilizing "seconds" for this storm sewer pipe. They may have a minor flaw, but would only be half the cost of "firsts" and would reduce the overall cost of this project.

Mr. Dinan stated that in dealing with the complete storm sewer, infiltration is not really a prerequisite in the size, and may be helpful in reducing the ground water table in a specific area, if there were

some infiltration. The majority of the pipe is 48" and up so there would be very little possibility of blockage or sand infiltration that would cause any particular problem in the normal storm runoff.

Motion by Yoder supported by Richardson that the City Council authorize the City Manager to receive bids for labor in connection with the Storm Sewer on Freedom Road and north on Farmington Road to Alta Loma, and also to receive bids for seconds in the material, in conjunction with this storm sewer as a separate entity.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Motion carried, all ayes.

ANN ARBOR SIGN ORDINANCE COURT DECISION

City Manager Dinan reported on the Ann Arbor Sign Ordinance that was litigated before visiting Judge Mahinske of Livingston County Circuit Court, who filed an opinion that the Ann Arbor Sign Ordinance attempted to exercise police powers within the ordinance that were an invalid exercise of such power.

It was the opinion of the court that the Ann Arbor sign ordinance was an unreasonable police power regulation, was too general, too broad in its attempted application, and did not comply in its enactment to statutory regulation and was an unconstitutional violation of freedom of speech, press and religion.

The final order has not been entered and until this is done the ordinance will stay in effect. The problem with this opinion makes no specific reference to any of the testimony or exhibits offered. It is difficult to tie down the specifics of the proofs that were found by the court to be most persuasive. Moreover the opinion invalidates the ordinance in its entirety. Thus it would be difficult to derive any guidelines of those proofs of the ordinance that would be valid if properly enacted. The City of Ann Arbor has two options, one to revise their ordinance and the other is to appeal the court's decision.

City Manager Dinan stated in reviewing this ordinance with the proposed ordinance being developed by the Downtown Redevelopment Committee, he believes that our proposed ordinance is more stringent, and requires a greater degree of regulation. He is of the opinion the City should make reference to this decision and forward a copy of the Ann Arbor ordinance to Burton Shifman, attorney who is in the process of checking the legality of the City's proposed Central Business District sign ordinance.

City Manager Dinan stated he will keep the City Council advised as to the status of the Ann Arbor sign ordinance.  
Report received and filed.

CM-2-399-71 DESIGNATION OF CITY MANAGER AS STREET ADMINISTRATOR

Motion by Seibert supported by Richardson 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: Richardson, Seibert, Yoder, Allen, Brotherton  
Nays: None  
Absent: None

Resolution declared adopted February 1, 1971.

CM-2-400-71 REVISION TO RUBBISH DISPOSAL CONTRACT.

City Manager Dinan submitted a summary of bills that have been paid by the City of Farmington in connection with the general operation of McCreedy Trucking Company Inc., rubbish disposal contract. It has been necessary for the City to assume these bills with the idea of being reimbursed on contract payments to the McCreedy Trucking Company Inc., during the off months of January, February, March and April from contractual fees. However, due to the increase in yardage for disposal this can not now be accomplished.

In a report from the Director of Public Services, it is noted the monthly average yardage has increased from 1306 to 1613, or a 23.5% increase in one year. Also the dumping costs have increased from \$718.00 per month in 1969 to \$924.00 per month in 1970, or a 28.4% increase.

City Manager Dinan therefore recommended that the City Council increase McCreedy Trucking Company Inc., contract \$500.00 per month effective January 1971 to be applied against the bills paid by the City of Farmington.

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

BE IT RESOLVED:

That the Farmington City Council increase McCreedy Trucking Company Inc., contract \$500.00 per month effective January 1, 1971 and the money for this to be transferred from the Contingency Fund.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

Resolution declared adopted February 1, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SAFETY OPERATIONS REPORT

Motion by Seibert supported by Yoder to receive the Annual Dept., of Public Safety Operations Report as submitted. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT

Receive and file.

RESOLUTIONS AND ORDINANCES

CM-2-401-71 ADOPT AMENDMENT TO ORDINANCE NO. C-298-71 (REAR YARD SETBACK R-1 ONE FAMILY FROM 50 FT. TO 40 FT.)

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

ORDINANCE NO. C-298-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON CHAPTER 39, TITLE V, SCHEDULE OF REGULATIONS (SCHEDULE B) ARTICLE VII DISTRICT R-1 ONE FAMILY SECTION 5.59 REAR YARD SETBACK FROM 50 FT. TO 40 FT.

THE CITY OF FARMINGTON ORDAINS:

To amend Set-Back, article VII Schedule of Regulations Schedule B, R-1 Family.

see attached

This ordinance was introduced at a regular meeting of the Farmington City Council on January 18, 1971, was adopted and enacted at the next regular meeting on February 1, 1971 and will become effective ten days after publication.

ROLL CALL

Ayes: Yoder, Allen, Brotherton,  
Richardson, Seibert.

Nays: None

WILBUR V. BROTHERTON, MAYOR  
Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

SCHEDULE OF REGULATIONS (schedule B)

Area, Height, Bulk, and Placement Regulations for Permitted Principal and Accessory Uses (a)

<u>District</u>	5.55	5.56	5.57	5.58	5.59	5.60	5.61	<u>Minimum Lot Size</u>		
	<u>Maximum Lot Coverage of Principal and Accessory Buildings</u>	<u>Required Setback In Feet:</u>			<u>Rear</u>	<u>Maximum Building Height In Feet, in stories</u>	<u>Area in Sq.Ft.</u>	<u>Width In Ft.</u>		
		<u>Front</u>	<u>Side Yards Least One</u>	<u>Total of Two(f)</u>						
RI One Family	25%	25	6	16	40	30	2	8,500	70	

CM-2-402-71 ADOPT AMENDMENT TO ORDINANCE C-299-71 ELECTRICAL EQUIPMENT AND WIRING

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

ORDINANCE NO. C-299-71

AMENDMENT TO THE FARMINGTON CITY CODE TITLE VIII, CHAPTER 79, SECTION 121.0 PARAGRAPH (2)

THE CITY OF FARMINGTON ORDAINS:

121.0 Electric Equipment and Wiring. Amend Section to read:

121.0 Electric Equipment and Wiring. Pursuant to the provisions of section 3 (k) of Act 279 of 1909, State of Michigan, as amended, the National Electrical Code, 1965 Edition, as promulgated and published by the National Board of Fire Underwriters, New York City, New York (Approved 7/6/65, American Standards Association) is hereby adopted by reference by the City of Farmington as in this Chapter modified, for the purpose of regulating the installation, alteration, repair, conversion, use and maintenance of all new electric wiring for light, heat, and power service equipment, for radio and television receiving systems, and all alterations or extensions to existing wiring systems in buildings and structures. Complete printed copies of the National Electrical Code, herein adopted, are available for public use and inspection at the office of the City Clerk.

(1) The 1965 Uniform Electrical Rules Supplementary to the 1965 Edition of National Electrical Code as adopted by the Reciprocal Electrical Council (comprised of the municipalities throughout Wayne, Oakland and Macomb Counties throughout Michigan) and as now or hereafter amended, are hereby adopted.

(2) In all institutional, mercantile, industrial, manufacturing, church, school, place of public assembly, rest homes, convalescent home, hospital, hotel, theatre, auditorium, lodge hall, the electrical wiring shall be installed in all metal race way.

This ordinance was introduced at a regular meeting of the Farmington City Council on January 18, 1971, was adopted and enacted at the next regular meeting of the Council on February 1, 1971 and will become effective ten days after publication.

ROLL CALL

AYES: Allen, Brotherton,  
Richardson, Seibert,  
Yoder.

NAYS: None

WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK



CLAIMS AND ACCOUNTS  
MONTHLY BILLS

Motion by Allen supported by Richardson to approve Claims and Accounts as submitted, General Fund \$3469.67 and Water and Sewer \$2392.40.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 10.30 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 February 5, 1971. 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 Jones

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of previous meeting as published.

Motion carried, all ayes.

CM-2-403-71 PUBLIC HEARING

PROPOSED AMENDMENT TO ZONING ORDINANCE REGARDING FIRE LIMITS

Mayor Brotherton opened the Public Hearing. He stated that notices of said Hearing had been published in the local papers and 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 Allen to introduce Ordinance No. C-299-71 an amendment to the Zoning Ordinance, creating a Fire Limits area within the City of Farmington.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, FEBRUARY 8, 1971

Motion by Yoder supported by Seibert to approve Planning Commission proceedings for February 8, 1971 as submitted.

Motion carried, all ayes.

ZONING BOARD OF APPEALS FEBRUARY 3, 1971

Motion by Richardson supported by Seibert to receive and file.

Motion carried, all ayes.

FARMINGTON DISTRICT LIBRARY MINUTES DECEMBER 9, 1970

Receive and file.

PETITIONS AND COMMUNICATIONS

MICHIGAN PUBLIC SERVICE COMMISSION REGARDING MICHIGAN BELL TELEPHONE  
COMPANY APPLICATION FOR AUTHORITY TO REVISE SCHEDULE OF RATES AND CHANGE

Notice received from Michigan Public Service Commission regarding a prehearing conference to be held at 9:30 a.m. February 23, 1971 in the offices of the Commission in Lansing. Apparently Michigan Bell Telephone Company is requesting an additional increase in their rates due to the fact that it took three years to gain a rate increase, and during this interim period, inflationary elements have caused them to ask for relief in paying a fair return on their investment. It is their understanding that a prehearing could expedite this process, and they would not have to wait another three years for a ruling by the Public Service Commission.

City Manager Dinan told the Council members he would keep them informed of developments.

CM-2-404-71 FARMINGTON AREA RECREATION COMMISSION BUDGET REQUIREMENTS

Letter from the Farmington Area Recreation Commission presenting their budget requirements for the 1971-72 season. They wish to make note of the fact they are only requesting a minor increase in their budget requirements for this year in relationship to last year's budget. This would amount to a \$120.00 increase to the City, from \$2480.00 to \$2600.00.

Councilman Richardson was of the opinion that in a community the size of Farmington that a Parks and Recreation Program should be considered, which would be community wide, and it was the consensus of members of the Council that City Manager Dinan attempt to arrange a meeting between the members of the Council and the Township Board during the second week in March, in order that this might be discussed in greater detail.

Motion by Richardson supported by Allen 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 1971-72, and that the City's contribution be increased to \$2600.00 subject to the other governmental agencies contributing their share. Also, that the monies for this budget be allocated from the 1970-71 budget.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

RESOLUTION DECLARED ADOPTED FEBRUARY 15, 1971.

Elizabeth Brines, City Clerk.

CM-2-405-71 REQUEST FROM ALSAC, ST. JUDE'S CHILDREN'S RESEARCH HOSPITAL FOR PERMISSION TO CONDUCT TEEN MARCH AND THEIR ANNUAL CAMPAIGN FOR FUNDS

Request from ALSAC St. Jude Children's Research Hospital, stating the teenagers and adults in our community, combining with the efforts of other cities in Michigan, raised approximately \$265,000 for the benefit of the afflicted children at the St. Jude Hospital last year. They are presently gearing up for their 1971 Teen March and request permission from the City Council to continue this work.

The dates for their campaign are as follows: Candy Sales, the month of March; Tag Days, August 20-22, August <sup>27-29</sup>~~27-29~~, September 3-5 and September 10-12; Door-to-Door solicitation, Sunday September 19, 1971.

Motion by Allen supported by Richardson to grant permission to ALSAC St. Jude Children's Research Hospital to conduct their 1971 Teen March in the City of Farmington as follows: Candy Sales, the month of March; Tag Days August 20-22, August 27-29, September 3-5, September 10-12, and Door-to-Door solicitation September 19, 1971.

Motion carried, all ayes.

CM-2-4-6-71 REQUEST FROM FARMINGTON DEMOLAY CHAPTER FOR PROCLAMATION

Request from Farmington DeMolay Chapter that the Mayor proclaim the week of March 14-21 1971 as "International DeMolay Week" in order to express grateful appreciation of the fine examples set by these young leaders in contributing to the welfare and character of other young men in the community.

Motion by Richardson supported by Seibert to proclaim the week of March 14-21 1971 as "International DeMolay Week" in the City of Farmington.

Motion carried, all ayes.

LETTER FROM FARMINGTON SOFTBALL LEAGUE AND WOMEN'S SOFTBALL LEAGUE REQUESTING USE OF BASEBALL DIAMONDS FOR THE COMING SEASON.

Letter from Farmington Softball League and a letter from the Women's Softball League requesting use of the new lighted ball diamond for the forthcoming season.

City Manager Dinan asked that the City Council receive these requests in file and refer them to him in order that he might develop a schedule for use of the baseball diamonds this spring. He will report to Council at a later date.

Requests received and referred to the City Manager for scheduling.

REPORTS FROM CITY MANAGER

BEAUTIFICATION COMMITTEE TREE PLANTING PROGRAM AND ELECTRIC POST LANTERN PROGRAM.

City Manager Dinan reported on literature being mailed to residents of the City during the week of February 15, 1971 promoting this year's Beautification Committee Tree Planting and Electric Post Lantern program. He stated that as in the past, the City was able to provide the same cost for the tree planting program of \$20.00 for a planted and guaranteed tree in the public right of way and \$14.00 for a tree delivered for private property and neither planted or guaranteed.

The City Manager also stated that Consumers Power Company has discontinued the installation of Charmglow lamps, due to the shortage of gas supply. Therefore, the program has been altered this year to provide electric post lantern lamps. He stated that although the cost of the electric lamp is approximately 100% higher than the gas lamp, it costs less than 50¢ a month to operate, which would more than offset the increased cost over a period of years.

In conclusion the City Manager stated this will be the City's third year of tree planting in which over 300 trees have been averaged for each preceding year. He stated that although he did not expect to attain this number of orders this year, he hoped it would be a successful program and continue to "Keep Farmington Beautiful."

Report received and filed.

PLANNING COMMISSION ADOPTION OF SIX YEAR CAPITAL IMPROVEMENT PROGRAM

City Manager Dinan reported that in conformance with the adoption of the Master Plan it was necessary for the Farmington Planning Commission to develop a six year capital improvement program on a yearly basis, and he submitted a description of each capital improvement, priority, year of implementation, and method of financing for the years 1971-76.

The City Manager stated that high priority and extensive capital improvements are contemplated for fiscal 1971-72. Highlighting these are a major street improvement program which proposes the paving of Shiawassee from Farmington Road to Grand River, Gill Road from Grand River to Freedom Road, and Drake Road from Grand River to the south city limits. Also a storm sewer will provide a storm outlet for the west side of Farmington Road north of Freedom Road and relief for the Alta Loma Subdivision.

In addition to this, the City Manager reported the Downtown Redevelopment is getting to the stage where it can be now evaluated and implemented during this fiscal year.

The land acquisition of lot #3 Gardurous Webster's Subdivision is contemplated, and is the only parcel of land not presently owned

by the City on the proposed Civic Center property, and for which the City expects to receive a federal grant for 50% of the cost.

Park facilities received high priority to add refinements to the Drake Road Park, so it will be functionable during the forthcoming season, and the continuation of Street Tree Planting, Street Lighting and Sidewalk programs are anticipated during the fiscal year. Included also, are local street improvements by private development, and the erection of a six bay carport for the Public Safety Department.

City Manager Dinan noted that the Municipal Swimming Pool has been designated for fiscal 1972-73 with the possibility of creating a building authority to construct such a facility at either the Drake Road Park or the City Park, so it will not be necessary for land acquisition. Mr. Dinan told the members of the Council he believed the swimming pool could be self-sustaining and amortized the operation and building cost from fees being charged. However, he will be in a better position to furnish the City Council with more information on this at a later date.

It was the consensus of the Council members that this report be received and filed, and that they would use it as a guide in developing the 1971-72 budget, and for implementation of future improvements.

HAZEL PARK RESOLUTION REGARDING NARCOTICS.

City Manager Dinan reported on the Hazel Park resolution regarding the use and abuse of narcotics that was tabled at the last meeting.

He stated the Department of Public Safety had reviewed this, and apparently take a dim view of the resolution regarding drug informants, and they doubt whether this informant procedure of having parents, friends, teachers, and associates reporting to police suspected users could be enforced. It is the opinion of the Department of Public Safety that this type of ordinance would do little to deter drug use within the State. Presently, Oakland County has a citizens grand jury law enforcement personnel, where if a person has some information they are keeping secret from the police, that person can be summoned in front of the grand jury and caused to testify. If a person fails to testify truthfully, that person can be sent to jail for a term of one year or for the term of the grand jury. This process has added a valuable tool to law enforcement in the area of drug law enforcement.

In essence therefore, it is the opinion of the Director of Public Safety that the aforesaid resolution would add a very cumbersome law to the books and would be more difficult to enforce than the battered child laws.

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

REPORT RENEWAL CLASS "C" LICENSES FOR 1971

The City has received notice from the Liquor Control Commission that Class "C" Liquor Licenses are scheduled for renewal, and if the City Council has no objection to the renewal of these licenses by April 1, 1971, then it will be an automatic renewal.

City Manager Dinan reported the Public Safety Department has had an opportunity to investigate the various licensed establishments in the City, and indicate that all licensees are now operating properly within the statutory requirements of the Michigan Liquor Control Act and local regulations. Therefore, it is the Department's recommendation that all of the Class "C" licenses presently operating in the City be renewed.

Motion by Seibert supported by Richardson to receive and file report and take no formal action at this time.

Motion carried, all ayes.

CM-2-407-71 REQUEST FROM FARMINGTON BRANCH OF Y.M.C.A. FOR FINANCIAL SUPPORT FROM THE CITY OF FARMINGTON.

City Manager Dinan reported that he had been contacted by the Farmington Branch of the Y.M.C.A. stating they are currently conducting their 1971 Annual Campaign in support of the Y.M.C.A.'s 1971 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. As in the past, the City has sponsored a youngster to attend the Y.M.C.A. summer camp for two weeks, and the Department of Public Safety has designated the youngster for this program.

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

BE IT RESOLVED:

That the Farmington City Council sponsor a needy youngster to attend the Y.M.C.A. summer camp for two weeks, at a cost of \$150.00 and that the monies for this be paid out of the General Fund.

BE IT FURTHER RESOLVED:

That the Department of Public Safety designate the youngster for this program at a time convenient for enrollment.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Resolution declared adopted February 15, 1971.

---

Elizabeth Brines, City Clerk.

CM-2-408-71 APPOINTMENTS TO THE BEAUTIFICATION COMMITTEE

The Farmington Beautification Committee has recommended that two appointments be made (1) the replacement of George Vondrak with David L. Jones, Director of Public Services, to act as liaison between the Public Works Department and the Beautification Committee, and (2) Mrs. Roseanne Parr, 21028 Larkspur, who is a relatively new resident but who has shown extreme interest in the Beautification Committee's activities.

Motion by Seibert supported by Richardson to appoint Mrs. Roseanne Parr of 21028 Larkspur to the Beautification Committee, term expiring June 30, 1972, and to appoint David L. Jones, Director of Public Services for an indefinite term.

Motion carried, all ayes.

MONTHLY AUDIT DECEMBER 31, 1970 AND QUARTERLY WATER AND SEWER DECEMBER 31, 1970

Receive and file.

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT.

Receive and file.

HISTORICAL PRESERVATION COMMITTEE ANNUAL REPORT

Receive and file.

COMMENTS:

Councilman Seibert wondered if the Council was going to take any position on the phosphate detergent ban recently adopted by the City of Detroit.

City Manager Dinan told him, that as yet nothing had been received by his office in the way of communications, but in the event he did hear anything from the City of Detroit he would contact them to get an interpretation of their ordinance and its effect on suburban communities. He stated however, he is of the opinion that in order for this ordinance to have any effect, it should be on a State-wide level.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Allen supported by Richardson to approve monthly bills as submitted, General Fund \$16,722.74 and Water & Sewer \$2,786.26.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Motion carried, all ayes.

Meeting adjourned at 10.15 p.m.



WILBUR V. BROTHERTON, MAYOR

ELIZABETH BRINES, CITY CLERK



## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on March 1, 1971. 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,  
Chief Deadman and Director Jones.  
Absent: Attorney Kelly.

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of previous meeting as published.  
Motion carried, all ayes.

### PRESENTATION BEAUTIFICATION COMMITTEE DISTINGUISHED ACHIEVEMENT AWARD

Mrs. Carol Kurth, Chairman of the Beautification Committee told the members of the Council of her visit to Washington, where she, along with Mrs. Shirley Richardson and Mrs. Joan Barbrick went to receive an award for the Beautification Committee.

On behalf of the Farmington Beautification Committee, and for the City of Farmington, Mrs. Kurth presented the 1970 Distinguished Achievement Award, presented to Farmington, Michigan, in recognition for their outstanding community improvement program for towns under 25,000 in the National Clean-Up Contest, to Mayor Brotherton.

In accepting the award, Mayor Brotherton thanked Mrs. Kurth and on behalf of the Farmington City Council extended the congratulations of all, and told the members of the Committee they had added to a considerable degree to the beautification of the City of Farmington.

### CM-3-500-71 PUBLIC HEARING

#### REZONING GRAND RIVER AVENUE WEST OF BRITTANY HILL DRIVE FROM R10 OFFICE TO R3 MULTI-FAMILY DISTRICT.

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. Hearing no comments, motion by Yoder supported by Richardson to close the Public Hearing.  
Motion carried, all ayes.

Motion by Richardson supported by Yoder to rezone the following described property from R10 Office to R3 Multi-Family District:

Land in the North 1/2' of Section 29, T1N, R9E, beginning at a point in the west line of Brittany Hill Drive distant south 87° 59' 26" east 1941.7 ft. and south 2° 00' 34" west 50 ft. from the northwest corner of section 29, T1N, R9E, thence south 2° 00' 34" west 100 ft., thence north 87° 59' 26", west 621.86 ft. thence north 1° 42' 39" east 100 ft., thence south 87° 59' 26" east 621.86 ft., to the point of beginning.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, FEBRUARY 22, 1971.

Motion by Seibert supported by Allen to receive and file Planning Commission proceedings for February 22, 1971.

Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES OF JANUARY 28, 1971

Receive and file.

FARMINGTON DISTRICT LIBRARY MINUTES OF JANUARY 13, 1971.

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-3-501-71 LETTER FROM EAST MICHIGAN ENVIRONMENTAL ACTION COUNCIL RE DETERGENT PHOSPHATE BAN

Letter from East Michigan Environmental Action Council, Birmingham, Michigan, urging the City Council to act in conjunction with the Detroit Common Council, which on January 26, 1971, passed an ordinance outlawing more than 8.7% of phosphorus by weight in detergent by July 1, 1971.

In order for this effort to save our lakes and rivers and to be successful, other communities using the Detroit water system must pass similar legislation. Since phosphates are the prime contributors to the rapid growth of vegetation which is killing our lakes and streams, they strongly urge the City Council to initiate similar action immediately.

Motion by Richardson supported by Seibert to authorize the City Manager to send letters to our Representative and Senator in Lansing, along with a copy of the letter to the Environmental Action Council informing them that the City Council is in support of this legislation, but feel it should be on a State-wide level rather than by the local municipalities.

Motion carried, all ayes.

CM-3-502-71 RESOLUTION FROM OAKLAND COUNTY BOARD OF COMMISSIONERS RE INCREASE IN JAIL BOARDING FEES.

Resolution read from the Public Protection and Judiciary Committee to the Oakland County Board of Commissioners recommending that the Oakland County Jail boarding fee be established at \$9.50 per day for prisoners charged with or convicted of violating city or village ordinances that was approved by the Oakland County Board of Commissioners at their February 18, 1971 meeting.

Motion by Allen supported by Seibert that City Manager Dinan advise Commissioner Hamlin at Oakland County of Council's objection to this increase.

Motion carried, all ayes.

CM-3-503-71 REQUEST FROM FARMINGTON CHAPTER ORDER OF DEMOLAY FOR PERMISSION TO HANG BANNER OVER PUBLIC RIGHT OF WAY ON GRAND RIVER

Letter read from Farmington Chapter Order of DeMolay stating that as part of the DeMolay Week in Farmington they are requesting that they be allowed to put a banner across Grand River Avenue. It would be similar to the one last year during the Founder's Festival and it would read "Farmington DeMolay Week".

City Manager Dinan told the Council that the use of banners across the public right of way does create a traffic hazard. He stated that on special occasions the Founders Festival has been allowed to erect banners that were specifically designed to insure proper safety and were located a safe distance away from any major intersection. He stated it would be preferable to have the DeMolay advertise instead on their own property at the corner of Grand River Avenue and Farmington Road, which is an excellent display area, and would give much better exposure than a banner flying half mast in the breeze during the month of March.

Motion by Seibert supported by Richardson that the Council regretfully deny the request of DeMolay for a banner across Grand River Avenue and that a letter be sent to them, accompanied by the suggestion from Council that a suitable sign be placed on their property at the corner of Grand River and Farmington Road. This letter is also to offer the services of the City of Farmington Department of Public Works and the Public Safety Department in helping them to erect this sign.

Motion carried, all ayes.

CM-3-504-71 RESIGNATION OF MR. JAMES PIATT, PLANNING COMMISSION

Letter from Mr. Jim Piatt submitting his resignation as a member of the Planning Commission effective March 1, 1971. Mr. Piatt states he has taken new employment and will be relocating in the State of South Carolina which makes it necessary for him to resign as a member of the Farmington Planning Commission.

Motion by Allen supported by Richardson to accept Mr. James Piatt's resignation with regret, and authorize the City Manager to write a letter to Mr. Piatt commending him for his six years of service on the Planning Commission.

Motion carried, all ayes.

RESIGNATION OF MRS. ELIZABETH ALCOCK, COURT REPORTER

Letter from Mrs. Elizabeth Alcock, Court Reporter, 47th District Court, submitting her resignation effective March 1, 1971. Mrs. Alcock states she is leaving due to the fact she is moving to the Upper Peninsula.

Receive and file.

CM-3-505-71 BEAUTIFICATION COUNCIL OF SOUTHEASTERN MICHIGAN REQUEST FOR MEMBERSHIP FEE AND DELEGATE AND ALTERNATE DELEGATE FOR 1971

Letter from Beautification Council of Southeastern Michigan requesting \$10.00 membership fee for the year 1971 and requesting that two members of the Beautification Committee act as the City's delegates.

Motion by Seibert supported by Yoder that the City Council authorize the \$10.00 membership fee to the Beautification Council of Southeastern Michigan, and further that the Council appoint Mrs. Carol Kurth as delegate and Mrs. Joan Barbrick as alternate delegate to this Committee.  
Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

Motion carried, all ayes.

CM-3-506-71 REQUEST FROM VETERAN'S MEMORIAL DAY SERVICES FOR PERMIT FOR ANNUAL MEMORIAL DAY PARADE.

Letter from Veteran's Memorial Day Services stating they are again planning their annual parade to honor our war dead on May 31, 1971 and request a parade permit. They state the parade will commence at 10.00 a.m. from the Farmington Plaza Shopping Center at Mooney and Grand River Avenue and will disperse at the Farmington Junior High School.

Motion by Richardson supported by Allen to grant permission to the Veterans to conduct their annual parade in the City of Farmington on May 31, 1971.

Motion carried, all ayes.

CM-3-507-71 MICHIGAN WEEK - MAYOR'S EXCHANGE DAY

Letter from Michael M. Glusac, Chairman of Mayor's Exchange Day stating that the City of Farmington has been paired with the City of Adrian for Michigan Week Mayor's Exchange Day.

They also request that the Mayor proclaim the week of May 15, 1971 through May 22, 1971 as Michigan Week.

Motion by Seibert supported by Richardson to authorize the City Manager to correspond with the City of Adrian to make the necessary arrangements for Mayors Exchange Day, and to proclaim the week of May 15, 1971 through May 22, 1971 as MICHIGAN WEEK in the City of Farmington.

Motion carried, all ayes.

CM-3-508-71 REQUEST FOR PROCLAMATION, FARMINGTON COMMUNITY CENTER MONTH

Motion by Richardson supported by Yoder to proclaim the month of March 1971 as FARMINGTON COMMUNITY CENTER MONTH in the City of Farmington.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

REPORT JOINT MEETING FARMINGTON TOWNSHIP BOARD MARCH 16, 1971, RE RECREATION PROGRAMMING

City Manager Dinan told the Council members he has been able to establish a joint meeting between the Farmington Township Board and the Farmington City Council for Tuesday March 16, 1971 at 8:00 p.m. at the Township Hall 31555 Eleven Mile Road, Farmington, to discuss recreation facilities and programs in the Farmington area.

The City Manager stated he was of the opinion that this meeting would offer a good opportunity for the Council and members of the Township Board to analyze recreation needs of the Farmington area, and how a joint venture could be initiated to improve the recreation program.

Receive and file.

CM-3-509-71 REPORT ON BIDS CONCRETE PAVING 1971 MAJOR STREET PROGRAM

City Manager Dinan stated the City of Farmington received bids for concrete paving 1971 Major Street Program as per advertisement at 2 p.m. on Thursday February 18, 1971. The bids were as follows: John Carlo Inc \$445,583.20; Padula & D'Orazio, jointly with Imperial Construction Company \$461,769.05; Macomb Concrete Company \$463,656.57; Oak Construction Company \$490,456.15; Ministrelli Construction Company \$505,402.88; Tony Angelo Cement \$507,956.13; Pav-Way Inc., \$535,163.38.

Bids submitted for Deep Strength Asphalt, in lieu of concrete:  
Stolaruk Asphalt Paving \$392,869.00 and Cadillac Asphalt Paving Company  
\$415,103.95.

City Manager Dinan noted that the Stolaruk Asphalt Paving Inc., and Cadillac Asphalt Paving were unsolicited bids and do not conform with the City's specifications of 7" uniform concrete with integral curb. He was therefore of the opinion that these bids not be considered.

In analyzing the presented bids, the City Manager found that the City is not in a position to include the paving of Drake Road from Grand River to Freedom Drive because the City does not have the bonding capacity nor has the City received any notification from the State Highway Department as to whether they would re-classify this road as part of the major street system if it were to be paved. Secondly, the City would have to pay 50% of the cost the County pays for the footage from the south city limits to Freedom Road which would cost an additional \$20,000 to the city for this project, and since this segment of the bid represents more than one third of the overall quantities, he was of the opinion it would be in the best interest of the contractors and the City to re bid proposals, eliminating the Drake Road paving so that it would fall within the framework of our bonding capacity, and to receive bids on Drake Road paving at a later date when the City has a greater bonding capacity.

Further analyzation revealed that it would probably be in the best interest of the City if separate bids were taken for the underground drainage in connection with this paving project, so that sewer contractors would bid this phase of the work, and possibly would bid a lower price than those received from the paving contractors.

Motion by Allen supported by Richardson that the City Council reject all the bids received for concrete paving for the 1971 major street program, and that this program be re-bid eliminating the paving of Drake Road because of the lack of bonding capacity, and that the engineers receive bids on the underground drainage separately from the paving bids.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: None

Motion carried, all ayes.

CM-3-510-71 REPORT 1971 CHRISTMAS DECORATION PROGRAM

City Manager Dinan reported that the committee assigned to the 1971 Christmas Decoration Program, comprising members from the Chamber of Commerce and Councilman Richardson have had an opportunity to meet with representatives from Bronners Christmas Decorations, Frankenmuth, Michigan, and have decided on the fixture that would be most appropriate and would involve ease of erection and removal, and would also provide

an "Instant Christmas Display".

The ornament would be a Christmas Lantern that would have a scroll of assorted bulbs with a pole trim with green garland at a cost of \$120.00 per fixture.

City Manager Dinan stated that Detroit Edison has advised they would have to extend overhead wiring to each pole and then the city would be responsible for the actual electrical wiring on the pole, which would include the electrical outlet and connection to the Detroit Edison wiring. Estimated cost of this would be between \$30-\$50 per pole.

The Committee has surveyed the Central Business District and found there are 34 ornamental poles on Grand River from School Street to Liberty Street and on Farmington Road from Oakland to Slocum which would be involved in this program. The estimated cost for the overall project would be approximately \$5,000.00 which would not include the labor involved in erection or removal, nor any maintenance to the ornaments in the future.

City Manager Dinan stated the City Council will have to make a decision as to what percentage the city could get involved in of the total cost of this initial capital outlay. It was the recommendation of his office that the City Council should make a contribution of 50% of the total cost of the capital outlay. This would, however, be dependent upon the merchants contributing the other 50% for their share of the ornaments for the 34 poles in the downtown area.

Motion by Allen supported by Richardson to direct the City Manager to include in his next year's budget, \$3,000 for the Farmington Downtown District Christmas Decorations, based on a program of sharing - the details to be worked out at a later date.

Motion carried, all ayes.

REPORT INCREASE MAINTENANCE CONTRACT BY 10% FOR FARMINGTON ROAD FROM OAKLAND COUNTY.

City Manager Dinan reported the Board of County Road Commissioners has increased the contract rates for 1971 by 10% so that the rates which will apply to the City of Farmington on Farmington Road from Eight Mile to Grand River Avenue, approximately 1.7 miles, increased from \$6600 to \$7260.

Although the City has already executed its 1971 contract, this notice can be considered as an addendum and we will be paid based on these new rates.

Receive and file.

CM-3-511-71 REPORT TRANSFER HOMER I. COOLMAN FROM CLASS "C" LIQUOR LICENSE AT GOLDEN ROOSTER.

City Manager Dinan stated a request has been received from Richard C. Walker for Homer I. Coolman to be dropped as a partner with him on 1970 Class C and SDM license with Dance Permit, located at 23621 Farmington Road, known as the Golden Rooster Bar.

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

BE IT RESOLVED:

That the request from Richard C. Walker for Homer I. Coolman being dropped as partner with him on 1970 Class C and SDM licenses with Dance Permit, located at 23621 Farmington Road, Farmington, Michigan, be considered for approval.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

It is the consensus of this legislative body that the applicant be recommended for issuance.

Elizabeth Brines, City Clerk.

CM-3-512-71 REPORT WIDENING ORCHARD LAKE ROAD BETWEEN EAST AND WEST SHIAWASSEE.

City Manager Dinan submitted an estimate for cost of widening Orchard Lake Road between east and west Shiawassee Avenue to aid in the turning movement at this intersection and afford proper traffic light signalization.

The City Manager stated that the County projects the cost of this widening project to be \$45,000 of which the City of Farmington would be responsible for 50% or \$22,500.

It should be noted that the City of Farmington submitted this project as part of the TOPICS Program in which the city would only have been responsible for 25% of the cost with the Federal Government assuming 50% and Oakland County assuming 25%, but unfortunately the City was unable to receive a high enough priority to have this work scheduled in the near future.

City Manager Dinan said he did not contemplate this project would qualify for the TOPICS Federal grant for several years, and therefore he was of the opinion we should enter into an agreement with Oakland County Road Commission to install this widening program this year.

The City Manager further stated that with the elimination of the paving of Drake Road from the 1971 Major Street concrete paving program, the City would have the necessary bonding capacity to include the City's share of the Orchard Lake Road widening east and west of Shiawassee, which is vitally needed to improve the turning movements



at these intersections and eliminate tremendous traffic hazards that are causing numerous traffic accidents at these locations. In addition the Oakland County Road Commission assures the City that they would proceed with the proper traffic signalization at these two intersections upon the completion of the widening program which would eliminate the high accident experience that is presently being encountered under present road conditions.

Motion by Richardson supported by Allen to approve the widening of Orchard Lake Road between east and west Shiawassee Avenue to provide for turning lane at these two intersections and future traffic signalization and that the City will participate 50% of the cost as part of the 1971 Major Street Improvement Program.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

Motion carried, all ayes.

MISCELLANEOUS

SEVEN MONTH AUDIT ENDING JANUARY 31, 1971

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

AUDIT RETIREMENT SYSTEM, YEAR ENDED JUNE 30, 1970

Motion by Allen supported by Richardson to receive and file.

Motion carried, all ayes.

APPOINTMENT PLANNING COMMISSION

Motion by Seibert supported by Richardson to table action at this time.

Motion carried, all ayes.

CM-3-513 REAPPOINTMENT MEMBERS HISTORICAL PRESERVATION COMMITTEE

Motion by Yoder supported by Seibert to re-appoint the following members to the Farmington Historical Preservation Committee, with a term to expire December 31, 1973. Mr. Charles Carvell, Mr. Paul Schreiber, Mr. Dennis Phenev and Mrs. Robert Colyer.

Motion carried, all ayes.

COMMENTS

Councilman Seibert was of the opinion that the records should show Council's strong opposition to the opening of the ramp at I-96 X-way. He stated that in checking back to the meeting held on October 5, 1970 the ramp was not supposed to be re-opened until the Highway Commission had notified the City and received approval.

City Manager Dinan told him they did have a 90 day trial period and had taken traffic counts at various intersections to see what effect, if any closing the ramp would develop. What they found was that there

was no real change or major trend in the traffic pattern, and therefore had reopened this ramp.

Councilman Seibert maintained he was totally opposed to this for the following three reasons:

- 1: Nowhere along Merriman Road or Orchard Lake Road is this entrance signed, or any indication given that there is access to the I-96 Expressway at this location.
- 2: He is of the opinion it contributes significantly to a serious traffic problem at the intersection of Freedom Drive and Orchard Lake Road.
- 3: He is of the opinion that it is conducive to people making illegal U turns.

The City Manager told Council that the Highway Commission were aware of the requests and petitions received by the City from people in the general neighborhood, but had weighed all the merits and it was their decision to re-open the ramp. Also, since I-96 is under their jurisdiction they did not have to get Council's permission to re-open this ramp.

CM-3-514-71 Motion by Seibert supported by Yoder that the City Manager contact the Director of State Highway Commission, with copies of his letter to be sent to Senator Pursell and Representative Baker, telling of the strong opposition felt by the Farmington City Council members on the re-opening of the ramp to I-96 Expressway. Motion carried, all ayes.

Councilman Seibert spoke on the lack of progress being made at the A. & P. Store expansion, and it was the consensus of members of the Council that a meeting be arranged between the City Manager, the Manager of the A. & P. and their general contractors, in an effort to see if some sort of clean up can be accomplished.

Councilman Allen spoke about the bad condition of roads and intersections in the City and wondered what could be done about repairing them on a more permanent basis by possibly re-paving some of them.

After some discussion it was decided that City Manager Dinan would work up an overall report on the general conditions of the roads in the City, and present it to Council along with his estimate on the cost of repair and various priorities of these roads.

#### RESOLUTIONS AND ORDINANCES

#### ADOPT ORDINANCE NO. C-300-71 FIRE LIMITS

CM-3-515-71.

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

ORDINANCE NO.C300-71

AMENDMENT TO THE ZONING ORDINANCE, CHAPTER 39 TITLE V,  
SECTION 5.91 OF THE FARMINGTON CITY CODE.

THE CITY OF FARMINGTON ORDAINS:

Section 5.91 Other Regulations

(4) FIRE LIMITS There is hereby created a "Fire Limits" area within the City of Farmington which shall consist of all land and premises within the following district zones, namely:

All R10 Residential Office; O Office; C1 Local Business Districts; CBD Central Business District; C2 Community Commercial District; C3 General Commercial District; all M1, M2 and M3 Industrial Districts.

This ordinance was introduced at a regular meeting of the Farmington City Council on February 15, 1971, was adopted and enacted at the next meeting on March 1, 1971 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

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

cM-3-516-71 INTRODUCE ORDINANCE #301-71 AMENDMENT TO THE ZONING MAP

Motion by Richardson supported by Yoder to introduce Ordinance No. C-301-71 Amendment #2 TO THE ZONING MAP.

Motion carried, all ayes.

CLAIMS AND ACCOUNTS

Motion by Allen supported by Richardson to approve Claims and Accounts for March 1, 1971 as submitted General Fund \$8,192.47 and Water and Sewer \$378.62.

Roll Call

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

Motion carried, all ayes.

Meeting adjourned at 11.10 p.m.

*Wilbur V. Brotherton*

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on March 15, 1971. 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 Jones.

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of previous meeting as published.  
Motion carried, all ayes.

### MINUTES OF OTHER BOARDS

#### A. PLANNING COMMISSION MEETING MARCH 8, 1971

Motion by Yoder supported by Seibert to approve Planning Commission minutes of March 8, 1971.  
Motion carried, all ayes.

#### B. BEAUTIFICATION COMMITTEE MINUTES

Receive and file.

#### C. ZONING APPEALS MINUTES OF MARCH 3, 1971

Motion by Richardson supported by Seibert to receive and file Board of Zoning Appeals minutes of March 3, 1971.  
Motion carried, all ayes.

### PETITIONS AND COMMUNICATIONS

#### CM-3-517-71 LETTER FROM COMMUNITY CONCERT ASSOCIATION REGARDING PROCLAMATION FOR COMMUNITY CONCERT WEEK, MARCH 29-APRIL 5, 1971

Motion by Richardson supported by Seibert to proclaim the week of March 29 through April 5, 1971 as COMMUNITY CONCERT WEEK in the City of Farmington.  
Motion carried, all ayes.

#### REPORT FROM CITY OF DETROIT METRO WATER DEPARTMENT REGARDING WATER POLLUTION CONTROL PROGRAM.

Progress report received from the City of Detroit regarding their water pollution control program, and stating that in May 1966 they subscribed to this program and anticipated completion of the work by November 1, 1970 or in four years after approval of design. It was not until December 1969 however that they were authorized by the State and Federal regulatory agencies to award the construction contracts. Accordingly, the work will be completed within four years or less from that December date.

The report states that in May 1970 they commended to the Detroit Common Council that it support State legislation on phosphate control, which they did. Even though the State Legislation was progressing, the Common Council adopted an ordinance on this phosphate control and they now state they would like to encourage us to resolve the phosphate pollution problem and will send us actual information to aid in evaluating the City's situation. State Legislation House Bill 20 is on the docket and they trust the City will support the intent exposed therein.

City Manager Dinan told the Council he was of the opinion that Mr. Remus the General Manager concurs with the City Council in that this phosphate control should be accomplished through state level to insure enforcement throughout the State and not by local ordinance.

The City Manager stated he believed the City of Detroit is establishing an excellent example in eliminating pollution of the Great Lakes through their Pollution Control Program which should be completed by November 1973.

Report received and filed.

CM-3-518-71 REQUEST FROM FARMINGTON COMMUNITY CENTER FOR CONTRIBUTION TO SUPPORT THE CENTER.

Request received from Farmington Community Center for a contribution. They state that the Farmington Community Center is now in its second year of operation providing a unique asset to the community through the gift of the Luman Goodenough heirs in providing an elegant and gracious physical complex on five beautifully landscaped acres for the use of the community.

Despite income derived in part from fees for classes, courses, rentals and gifts, widespread annual financial support must come from generous contributions, therefore they are requesting a contribution to support this worthwhile undertaking.

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

BE IT RESOLVED:

That the Farmington City Council contribute the sum of \$100.00 towards the activities of the Farmington Community Center.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder

Nays: None

Abstain: Allen

Resolution declared adopted March 15, 1971.

---

Elizabeth Brines, City Clerk.

CM-3-519-71 REQUEST FROM HURON RIVER HUNTING AND FISHING CLUB TO TRANSFER  
1970 SS LICENSE WITH DANCE PERMIT AT 22555 FARMINGTON ROAD.

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

Be it resolved:

That the request from Huron River Hunting and Fishing Club to transfer location 1970 SS licensed establishment with dance permit at 22555 Farmington Road, Farmington, Michigan be considered for approval.

Approval: Yeas: Brotherton,  
Richardson  
Seibert  
Yoder  
Allen

It is the consensus of this legislative body that the application be recommended for issuance.

---

Elizabeth Brines, City Clerk.

FARMINGTON YOUTH ASSISTANCE COMMITTEE MEETING MARCH 31, 1971

Letter received from the Farmington Youth Assistance organization giving notice that a meeting has been scheduled for 8 p.m. March 31, 1971 in the dining room of the Farmington Community Center for the following purposes: to discuss the structure, purpose, goals and accomplishments of the Farmington Youth Assistance Program and to offer the members of the City Council an opportunity to join with them in working towards the goal of helping youth.

Letter received and filed.

REPORTS FROM CITY MANAGER

CM-3-520-71 REPORT USE OF LIGHTED BALL FIELDS FOR 1971 SEASON

City Manager Dinan presented a schedule for use of the new lighted ball field at Drake Road Park for organized groups for the coming year. He also encompassed the use of the old field at the Shiawassee City Park and requested that the City Council confirm the various schedules as outlined.

Motion by Allen supported by Richardson to confirm the following schedules for the use of the lighted ball fields for the 1971 season:

Monday Evening	Farmington Dept., of Public Safety Officers Assn.
Tuesday Evening	Farmington Softball League
Wednesday Evening	Farmington Jay-Cee League
Thursday Evening	Farmington Women's Softball League
Friday Evening	Farmington Softball League

The schedule for the use of the older lighted ball field in the City Park would be as follows:

Monday evening Farmington Softball League  
Tuesday evening Farmington Women's Softball League (practice)  
Wednesday evening Farmington Softball League (new teams)  
Thursday and Friday evenings - open -  
Motion carried, all ayes.

CM-3-521-71 REPORT BEL-AIRE LANES REQUEST CONCOURSE SALE OF LIQUOR LICENSE  
City Manager Dinan stated he was in receipt of a request from Luster Inc., 24001 Orchard Lake Road for a special permit for sale, service, and the consumption of alcoholic beverages in the concourse area of the Bel-Aire Lanes bowling alley.

In conjunction with this the City Manager submitted a report by the Public Safety Director stating his Department has contacted several communities that have issued concourse liquor permits and found their problems to be minimal, although the City of Livonia and the City of Southfield prohibit this type of permit by ordinance to avoid the possible problem of minors drinking within the bowling alley establishments.

Mr. Winkel, owner of the Bel-Aire Lanes was present at the Council meeting and stated that his competition has such a permit, and he believes that he will be able to provide close control because of the location of their counter in relationship to the proposed new table area.

The Department of Public Safety has also stated that they have found the Bel-Aire Lanes are operated as a good establishment with a minimum of liquor control violations, and they are of the opinion that with proper supervision the problem of minors drinking can be controlled.

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

BE IT RESOLVED:

That, the Farmington City Council approve the request of Luster Inc., 24001 Orchard Lake Road, Farmington, Michigan for a new "A" permit to be held in conjunction with the existing 1970 Class "C" License with dance permit.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Resolution declared adopted March 15, 1971.

CM-3-522-71 REPORT ON BIDS FOR CONSTRUCTION OF STORM SEWER FREEDOM AND FARMINGTON ROADS.

The City Manager stated that the City of Farmington received bids as per advertisement at 2 p.m. on Thursday March 4, 1971 for the installation of the Farmington Freedom Storm Trunk Sewer exclusive of materials. Results of the bidding were as follows:

D & L. Construction Company \$115,000.00; A & P Construction Company \$161,390.50; Novi Construction Company \$164,922.00; Ackron Contracting Company \$167,809.00; Mole Construction Company \$168,237.30; Rudoni Excavating Company \$169,168.75; R. Carlesimo & Sons \$169,866.15; J.W. Powell Constructio Company \$170,120.00; Terra Construction \$192,282.50; Pacitto and Forest Construction \$196,176.00; Lanzo Construction Company \$201,388.00; Boam Company \$201,964.60; Detroit Concrete Products \$220,162.10.

An alternate bid was presented in the event the City went to a larger pipe size because of lack of supply in the 48" pipe seconds - however, the City Manager stated there was enough 48" pipe to supply the entire job and the alternate bid did not have to be considered.

City Manager Dinan stated the City Engineer has had an opportunity to investigate the D. & L. Construction Company both for their financial capacity, equipment, experience and recommendations from other communities where they have completed work, and are well satisfied with the D. & L. Construction Company's ability and financial capacity to do this work.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for installation of the Farmington Freedom Storm Trunk Sewer (excluding material) to the low bidder, D. & L. Construction Company in the amount of \$115,000.00 subject to the City making payment after July 1, 1971.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Resolution declared adopted March 15, 1971.

---

Elizabeth Brines, City Clerk.

CM-3-523-71 BIDS SEWER PIPE AND APPURTENANCES, FARMINGTON FREEDOM STORM TRUNK SEWER

The City Manager stated the City has received bids as per advertisement for storm sewer pipe (seconds) and appurtenances at 2 p.m. Thursday March 11, 1971. Results were as follows:

Price Brothers Company \$39,138.75.

Superior Products Company \$39,991.00\* do not furnish 232 l.f. 54" pipe at \$9.50/l.f. \$2,204.00 and 373 l.f. 48" pipe at \$8.00 l.f. \$2,976.00 - total \$45,171.00.

The Price Brothers Company was the low bidder for the concrete sewer pipe (seconds) and with the elimination of the alternate for the 54" pipe, this



price can be reduced by \$2,864.00 giving a net bid of \$36,274.75:

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

BE IT RESOLVED:

That the Farmington City Council award the bid for concrete sewer pipe (seconds) and appurtenances for the material necessary for the installation of the Farmington Freedom Storm Trunk Sewer to Price Brothers Company in the amount of \$36,274.75 and that this amount be paid after July 1, 1971.  
Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

Resolution declared adopted March 15, 1971.

---

Elizabeth Brines, City Clerk.

CM-3-524-71 REPORT ESTABLISHING PUBLIC HEARING ON THE NECESSITY ENCLOSURE OF STORM DRAIN, KENSINGTON MANOR APARTMENTS AND FARMINGTON OAKS SUBDIVISION

City Manager Dinan reported the City Engineers have completed the engineering design for enclosure of open drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision, and the City is in a position to proceed with the necessary public hearings to implement this Special Assessment District.

The City Manager reminded the Council that his office had a meeting with the residential property owners of the Farmington Oaks Subdivision, who were in complete accord with this procedure of establishing a special assessment district to eliminate the nuisance and health hazard in connection with the open drainage ditch in the rear of the Kensington Manor Apartments and the Farmington Oaks Subdivision. It was estimated that the total cost of this project, utilizing "seconds" of storm sewer pipe, size 54" dia., could be completed for approximately \$9,000. The method of financing would be shared equally.

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

RESOLUTION NUMBER TWO

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 enclosure of open storm drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision.

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 enclosure of open storm drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision.

3: The City Council determines that \$6,000.00 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:

Farmington Little Farms Subdivision; Lots 5 and 6

Farmington Oaks Subdivision; Lots 29, 30, 31, 32, 33, 34 and 35.

5: The City Council shall hold a Public Hearing on April 5, 1971 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 prior to 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, proposes to acquire and construct improvement consisting of enclosure of open storm drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision.

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:

Farmington Little Farms Subdivision, Lots 5 and 6 and Farmington Oaks Subdivision, lots 29, 30, 31, 32, 33, 34 and 35.

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 April 5, 1971 at 8:00 p.m. for the purpose of hearing all persons affected by said improvement.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Resolution declared adopted March 15, 1971.

---

Elizabeth Brines, City Clerk.

CM-3-525-71 REPORT ESTABLISHING PUBLIC HEARING VARIANCE OFF-STREET PARKING FOR PROPOSED POST OFFICE BUILDING ON NORTH SIDE OF GRAND RIVER EAST OF SCHOOL STREET.

City Manager Dinan reported he had been advised by the United States Post Office Real Estate Officer that the United States Government is considering the location of a proposed post office building comprising 37,766 square ft. at an estimated cost of one million dollars to be located on the north side of Grand River east of School Street on approximately three acres of land presently being used by the Farmington Lumber Company.

The proposed project is being presented to the Farmington Planning Commission for site plan approval at their regular meeting on March 22, 1971. In connection with this site plan approval, the United States Post Office is requesting a variance to off-street parking by the City Council since this building will be located under their jurisdiction in the Central Business District. The post office site contains 179 off-street parking spaces and a maneuvering area that could be converted to an additional 40 spaces if the off-street parking became acute. Strict interpretation of the City's off-street parking requirement calls for approximately 240 cars. Thus, they would need a variance from 240 to 179 with the idea that the maneuvering area could be converted to off-street parking if required in the future.

City Manager Dinan told the Council he would like to expedite the procedures on this proposed post office facility as the U.S. Government has a very limited amount of time on their option to process this location. Therefore, he stated if the Council would establish this hearing on the variance request, even though it is prior to the Planning Commission's recommendation which would be forthcoming prior to the actual public hearing by the City Council, that it would expedite matters.

Motion by Richardson supported by Yoder to establish a public hearing for 8:00 p.m. Monday April 5, 1971, on the request of the United States Post Office for variance to off-street parking from 240 to 179 spaces.  
Motion carried, all ayes.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Receive and file.

APPOINTMENTS

CM-3-526-71 YOUTH ASSISTANCE COMMITTEE

Motion by Allen supported by Yoder to appoint Mr. Robert Bedore of 21031 Laurelwood, Farmington to a three year term on the Youth Assistance Committee, term to expire, March 1974.  
Motion carried, all ayes.

CM-3-527-71 PLANNING COMMISSION

Motion by Richardson supported by Allen to appoint Mr. William S. Mitchell 36611 Saxony, Farmington, Michigan to fill the unexpired term of James Piatt on the Farmington Planning Commission, term to expire June 18, 1973.  
Motion carried, all ayes.

ACTUARIAL VALUATION REPORT OF CITY OF FARMINGTON'S GENERAL EMPLOYEE RETIREMENT SYSTEM

Receive and file.

COMMENTS:

Councilman Yoder expressed displeasure over an erroneous item which appeared in the Farmington Forum. The item stated the Farmington Historical Society had passed a resolution opposing the City's variously altered Master Plan to destroy the central part of the Old Village.

Councilman Richardson, who is a member of the Farmington Historical Preservation Committee, stated that he, along with the other members of the Committee were at a loss to ascertain where this information came from, and it was the consensus of the Council that in future it would be hoped that all information released to news media would be thoroughly documented before printing.

Councilman Richardson asked the City Manager if he would attempt to get some other bids for the contemplated Christmas Decorations for the City, as it was his feeling that possibly a more competitive price might be obtained from another source.

RESOLUTIONS AND ORDINANCES

CM-3-528-71 ADOPT ORDINANCE NO. C-301-71 AMENDMENT #2 TO THE ZONING MAP

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

ORDINANCE NO. C-301-71  
AMENDMENT #2 TO THE ZONING MAP OF THE CITY  
OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

SECTION 1: That the territory lying with the City of Farmington, Oakland County, Michigan, be rezoned as follows:

Land in the north 1/2 of section 29, T1N, R9#, beginning at a point in the west line of Brittany Hill Drive distant south 87° 59' 26" east 1941.77 ft., and south 2° 00' 34" west 50 ft., from the northwest corner of section 29, T1N, R9E, thence south 2° 00' 34" west 100 ft., thence north 87° 59' 26", west 621.86 ft., thence north 1° 42' 39" east 100 ft., thence south 87° 59' 26" east 621.86 ft., to the point of beginning

from R10 office to R3 Multi-Family 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 #2 to the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on March 1, 1971, was adopted and enacted at the next regular meeting of the Council on March 15, 1971 and will become effective ten days after publication.

---

WILBUR V. BROTHERTON, MAYOR

---

ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

ORDINANCE DECLARED ADOPTED.

CLAIMS AND ACCOUNTS

Motion by Richardson supported by Allen to approve Claims and Accounts for March 15, 1971 as submitted, General Fund \$7,810.85 and Water and Sewer \$1,457.71.

COUNCIL PROCEEDINGS - 11 -

ROLL CALL:

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

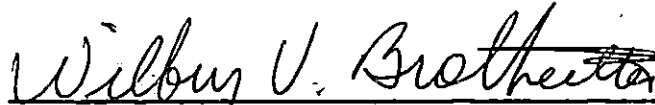
ABSENT: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Allen supported by Richardson to adjourn at 9.55 p.m.

Motion carried, all ayes.



WILBUR V. BROTHERTON, MAYOR

ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A special meeting of the Farmington City Council was held on March 29, 1971. 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 and Attorney Kelly.

ADOPTION ORDINANCE TO AMEND CITY CODE ADDING A NEW CHAPTER, CHAPTER 11, ELECTIONS, SECTION 1.401, TITLE I, ADMINISTRATION

CM-3-529-71 Motion by Seibert supported by Yoder to introduce, adopt and enact the following ordinance:

ORDINANCE NO. C-302-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW CHAPTER, WHICH NEW CHAPTER WILL BE DESIGNATED AS CHAPTER 11, ELECTIONS, SECTION 1.401, TITLE I, ADMINISTRATION.

THE CITY OF FARMINGTON ORDAINS:

Section 1.401 NOMINATIONS

The method of nomination of all candidates for elective city office shall be by petition. Such petitions for each candidate shall be signed by not less than fifty nor more than seventy-five registered electors of the City. No person shall sign his name to a greater number of petitions for any one office than there are persons to be elected to said office at the following regular city election. Where the signature of any individual appears on more petitions than he is so permitted to sign, such names shall be counted only to the extent he is permitted to sign in the order of the respective dates of filing the petitions containing such signatures.

Nomination petitions shall be filed with the Clerk between the date of the primary election immediately preceding the odd year general election and 5:00 p.m. by the then prevailing local time on the tenth day immediately after such primary election date.

The Clerk shall, prior to every election, publish notice of the last day permitted for filing nomination petitions and of the number of persons to be nominated or elected to each office at least one week and not more than three weeks before such day.

The foregoing ordinance is hereby declared to be an emergency

ordinance which is immediately necessary for the preservation of public peace, health, and safety, and is therefore declared to have immediate effect.

This ordinance was introduced and adopted at a special meeting of the Farmington City Council on March 29, 1971.

WILBUR V. BROTHERTON, MAYOR

ELIZABETH BRINES, CITY CLERK

ROLL CALL

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

ORDINANCE DECLARED ADOPTED.

CM-3-530-71 REVIEW ADDITIONAL IMPROVEMENTS DRAKE ROAD PARK TO BE FINANCED 1971-72 FISCAL YEAR.

City Manager Dinan told the members of the Council the City of Farmington has completed the development of the Drake Road Park with the exception of the installation of drinking fountains which will be forthcoming as part of the State Recreation Bond Proposal. He stated that in order to make the park functionable, it will be necessary for the City to add additional improvements that should be completed this Spring, and paid for after July 1, 1971 from the future fiscal budget.

The City Manager listed improvements that he considered necessary as follows:

- 1: Additional fencing to provide protection in the form of a dug out effect for Little League ball players at the three diamonds. . . . . \$1,000.00
- 2: Installation of bleachers at the major diamond. \$1,000.00
- 3: Construction of restroom, and storage building. \$7,500.00
- 4: Installation of off-street parking area, 22A
- Gravel Grading . . . . . \$1,000.00
- Total: \$10,500.00

After some discussion, the members of the Council agreed that item number three should be held off until the new fiscal budget has been reviewed.

Motion by Allen supported by Richardson to authorize the City



COUNCIL PROCEEDINGS

Manager to proceed with taking bids for the following items for improvement of Drake Road Park, and at this time to hold off on item #3 Construction of restroom and storage building in the amount of \$7,500.

Additional fencing to provide protection in the form of a dug-out effect for Little League ball players at the three diamonds.

Installation of bleachers at the major diamond.

Installation of off-street parking area, 22A Gravel Grading.

Roll Call

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

ADJOURNMENT.

Motion by Yoder supported by Richardson to adjourn at 9.25 p.m.  
Motion carried, all ayes.

  
\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on April 5, 1971. 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 Clerk Brines, Attorney Kelly, Chief Deadman and Director Jones.  
Absent: City Manager Dinan.

### MINUTES OF PREVIOUS MEETINGS

Motion by Seibert supported by Richardson to approve minutes of regular meeting of March 15, 1971 and Special Meeting of March 29, 1971 as published.

Motion carried, all ayes.

At this point in the Meeting, Mayor Brotherton welcomed members of the 6th grade at Longacre School who were present as part of their program on government training.

### CM-4-531-71 PUBLIC HEARING

#### A. PUBLIC HEARING ON NECESSITY OF ENCLOSURE OF OPEN DRAIN BETWEEN KENSINGTON MANOR APARTMENTS AND FARMINGTON OAKS SUBDIVISION.

Mayor Brotherton opened the Public Hearing on the necessity to confirm the aforementioned improvement. He stated that Notices of said Hearing had been published in the local papers, and asked for comments.

Raymond Persia 33064 Maplenut questioned how much the assessment levy would be. Mayor Brotherton told him the exact amount would be established at the next meeting, but at the moment the plan was to assess the property owners in Farmington Oaks, the Kensington Manor Apartments and the City of Farmington all the same.

Louis J. Petritz 33076 Maplenut asked if there had been any change in the percentage of cost. The Mayor told him no.

Theodore Koehler 33040 Maplenut stated he was in favor of the open drain enclosure and wanted to know when the job would start. The Mayor told him just as soon as possible.

Yvonne Petritz 33076 Maplenut asked the Council what the property owners were expected to do at this meeting and the Mayor told her the Council wanted to find out the feelings of the citizens regarding this open drain enclosure.

Hearing no further comments motion by Richardson supported by Yoder to close the Public Hearing. Motion carried, all ayes.

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

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct enclosure of open storm drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision, and

WHEREAS, plans and specifications and estimate of cost and other information concerning said open storm drainage 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:

Farmington Little Farms Subdivision; Lots 5 and 6.

Farmington Oaks Subdivision; Lots 29, 30, 31, 32, 33, 34 and 35.

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 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: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

RESOLUTION DECLARED ADOPTED APRIL 5, 1971.

---

Elizabeth Brines, City Clerk.

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

RESOLUTION NUMBER FOUR

WHEREAS: The City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the City consisting of enclosure of open storm drainage on the following described street:

between Kensington Manor Apartments and the Farmington Oaks Subdivision.

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 April 19, 1971 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 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:

Farmington Little Farms Subdivision; Lots 5 and 6.

Farmington Oaks Subdivision; Lots 29, 30, 31, 32, 33, 34, and 35.

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 enclosure of open storm drainage ditch between the Kensington Manor Apartments and the Farmington Oaks Subdivision.

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 o'clock p.m., eastern standard time, on April 19, 1971 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: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

RESOLUTION DECLARED ADOPTED April 5, 1971.

Elizabeth Brines, City Clerk.

CM-4-532-71 PUBLIC HEARING ON REQUEST FOR OFF-STREET PARKING VARIANCE FROM 240 SPACES TO 203 SPACES PROPOSED BUILDING U.S. POST OFFICE NORTH SIDE OF GRAND RIVER, EAST OF SCHOOL STREET (FARMINGTON LUMBER COMPANY SITE)

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.

Mrs. Kenneth Hunt, 32040 Grand River wanted to know if there would be any protection between the post office and her property. She was told that in all probability a cyclone fence would be erected.

At this point, Mayor Brotherton showed a revised site plan for the proposed Post Office providing parking for 192 cars instead of the original 179 cars. He stated there would also be a section in the front of the post office for parking for customers who wanted quick service as well as a drop box.

Mr. Dick Kelly, 23231 Cass, asked how many employees there were at the Post Office. Councilman told him presently there were 104 employees.

Hearing no further comments motion by Richardson supported by Yoder to close the Public Hearing. Motion carried, all ayes.

Motion by Allen supported by Richardson to approve the Off-Street Parking variance from 240 spaces to 203 spaces for the proposed building U.S. Post Office north side of Grand River, east of School Street.

Roll Call:

Ayes: Richardson, Allen, Brotherton, Yoder

Nays: Seibert

Absent: None

Motion carried.

MINUTES OF OTHER BOARDS

PLANNING-COMMISSION MINUTES OF MARCH 22, 1971

Motion by Yoder supported by Seibert to receive and file.

Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES OF FEBRUARY 25, 1971

Receive and file.

BEAUTIFICATION COMMITTEE MINUTES OF MARCH 11, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-4-533-71 PROCLAMATION DESIGNATING ARBOR WEEK APRIL 18-24, 1971 AND ARBOR DAY APRIL 21, 1971.

Motion by Richardson supported by Seibert to proclaim the week of April 18th through April 24th 1971 as ARBOR WEEK, and April 21st, 1971 as ARBOR DAY in the City of Farmington.

Motion carried, all ayes.

CM-4-534-71 PROCLAMATION DESIGNATING NATIONAL MUSIC WEEK MAY 2-9, 1971

Motion by Yoder supported by Allen to proclaim the week of May 2nd through May 9, 1971 as NATIONAL MUSIC WEEK in the City of Farmington.

Motion carried, all ayes.

RESOLUTIONS FROM CITY OF ROYAL OAK

CM-4-535-71 PROPOSE 1% UNIT INCREASE STATE INCOME TAX.

Resolution from the City of Royal Oak opposing the Governor's concept for the proposed 1% unit increase State Income Tax effective January 1, 1972. The Governor's proposal calls for all the personal income tax to go entirely to the State of Michigan and the 17% sharing arrangements with local units that the Governor established in the original 1967 statute will not be applicable with the increase in income tax revenue.

Also mentioned is the temporary ceiling of \$15.00 on credit against personal income tax for individual property taxes paid imposed last year for a one year period. This is to be continued for another year, resulting in approximately sixty million dollars additional revenue for fiscal year 1971-72, but again, local units of Government will not receive their 17% of the said sixty million dollars.

The City of Farmington is in full agreement with the philosophy of local governments sharing a minimum of 17% of any additional revenue derived from the income tax, as this was one of the selling points in proposing the original income tax statute, in that there was a great need for additional revenue for local government, and this was a method of obtaining tax reform without an additional burden on the property tax method of raising necessary revenues for providing municipal services.

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

WHEREAS: The Governor has proposed a 1% unit increase in the State Income Tax, effective January 1, 1972, which has been introduced in the Michigan Legislature as House Bill No. 4287, and

WHEREAS: The said 1% increase in State personal income tax would go entirely to the State of Michigan, and the 17% sharing arrangement with local units of government established in the original

1967 statute would not be applicable to the increase in income tax revenue, and

WHEREAS: The temporary ceiling of \$15.00 on the credit against the personal income tax for individual property taxes paid, is to be continued for another year under the Governor's budget program, which will result in approximately sixty million dollars additional revenue for the fiscal year 1971-72, but it is proposed that local units of government not get their share of the said sixty million, and

WHEREAS: Local units of government are affected by the inflationary trends in exactly the same way as is the State government, and have very little latitude within which to accomplish local "fiscal reform" under existing laws adopted by the State Legislature, and it is only fair that local units of government should share in any additional revenues deriving from increases in the State personal income tax.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Farmington, that all members of the Michigan Legislature are hereby urged to maintain the percentage sharing principle as established in the original State Income Tax Act, and that copies of this resolution be transmitted by the City Clerk to Senator Carl D. Pursell, and Representative Raymond Baker, and to the Chairmen of the House and Senate Taxation Committees.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

RESOLUTION DECLARED ADOPTED April 5, 1971.

---

Elizabeth Brines, City Clerk.

CM-4-536-71 OPPOSITION TO HOUSE BILLS 4050, 4268, 4176, and 4017  
Resolution from City of Royal Oak opposing House Bills 4050, 4268, 4176, and 4017, which in essence would broaden the method of voter registration to persons not under direct control of the local government.

The City of Farmington agrees that the method of registration should be controlled by the local City Clerk's office and through their deputized agents. The present system does not create an undue hardship to any individual to register to vote because the hours are expanded prior to each registration deadline, and the City Clerk's office is willing to register any party that is unable to come to City Hall because of physical limitations.

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

WHEREAS: The City of Farmington has learned that a number of Bills have been introduced in the Michigan House of Representatives which would, if enacted into law, delegate the voter registration function to persons not under the direct control of City Clerk's and

WHEREAS: Among these Bills are House Bill No. 4050, which would permit the use of Department of State Branch Offices for the taking of voter registrations; House Bill No. 4268, which would permit elected precinct delegates to act as voter registrants; House Bill No. 4176 which provides for the appointment of precinct delegates as voter registration assistants; and House Bill No. 4017 which would provide that voters might register merely by filing affidavits with the Clerk, and

WHEREAS: It is the opinion of this local governing body that presently existing voter registration laws provide ample provisions for the convenient voter registration of all persons who desire to exercise the voting franchise, and that changes in the law which would permit persons not under the direct control of the City Clerk to register voters, or would permit registration to vote by the mere filing of an affidavit, are undesirable and would result in great confusion without accomplishing any worthwhile end,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Farmington is strongly opposed to the enactment into law of any of the aforementioned House Bills or any similar measures, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to transmit copies of this resolution to Senator Carl D. Pursell, and Representative Raymond Baker, also to members of the House Committee on Elections and Senate Committee on Municipalities and Elections.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert

NAYS: None

RESOLUTION DECLARED ADOPTED April 5, 1971.

Elizabeth Brines, City Clerk.

CM-4-537-71 OPPOSITION TO HOUSE BILL 4041 REQUIRING ONE VOTING MACHINE FOR EACH 400 REGISTERED VOTERS.

The City of Farmington does not believe it either practical or needed under present voting procedures to require one voting machine for each 400 registered voters.

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



WHEREAS: House Bill No. 4041 would require one voting machine for each 400 (now 600) registered electors, and

WHEREAS: It is the opinion of this local governing body that such a change in the election law is wholly unnecessary, since the percentage of voters at any one election is invariably well below the number of persons registered to vote, and

WHEREAS: A very considerable added expense would be occasioned by the enactment into law of House Bill 4041, which would fall exclusively upon the units of local government as an expense which such local units can ill afford at this time of municipal money crisis,

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Farmington that this City Council is opposed to the enactment into law of House Bill No. 4041, and

BE IT FURTHER RESOLVED: that copies of this resolution be forwarded to Senator Carl D. Pursell, and Representative Raymond Baker, and to members of the House Committee on Elections and the Senate Committee on Municipalities and Elections.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 5, 1971.

---

Elizabeth Brines, City Clerk.

LETTER FROM FARMINGTON PUBLIC SCHOOLS ESTABLISHING SCHEDULE OF THEIR REGULAR BOARD MEETINGS FOR FIRST AND THIRD TUESDAYS OF EACH MONTH.

Letter from Farmington Public Schools stating they are changing their schedule of regular board meetings from the second and fourth Monday of each month to the first and third Tuesday of each month commencing Tuesday July 6, 1971. This is designed so that there will be no conflict between the School Board meetings and the meetings of the Township Board of City Council that are normally held on Monday nights.  
Letter received and filed.

CM-4-538-71 LETTER FROM THE ORDER OF THE ALHAMBRA REQUESTING PERMISSION FOR A CANNISTER DRIVE DURING THE MONTH OF MAY AND JUNE.

Letter from the Order of the Alhambra saying they are a fraternal organization of Catholic men, dedicated to assist retarded children. Each year they have a cannister drive to secure funds for the health, education and entertainment of these children, and they are requesting permission to canvass the City and Shopping Centers in the City of Farmington during the month of May and June.

Motion by Yoder supported by Allen to grant permission to the Order of the Alhambra to conduct a cannister drive in the City of Farmington during the months of May and June, 1971.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CM-4-539-71 SUBMITTAL OF RECOMMENDED BUDGET FOR FISCAL YEAR 1971-72 GENERAL FUND AND WATER AND SEWER FUND.

Motion by Richardson supported by Allen to acknowledge receipt of the proposed 1971-72 budget as submitted.

Motion carried, all ayes.

CM-4-540-71 REPORT AWARD OF PAVING BIDS, 1971 MAJOR ROAD IMPROVEMENT PROGRAM.

The City of Farmington received bids as per advertisement on March 25, 1971 for Concrete Paving. Results of the bidding were as follows:

	<u>Total</u>	<u>Adjusted Total.</u>
Pave-Way Inc.,	\$207,735.12	\$211,607.77
Tony Angelo Cement Const.	211,112.75	215,528.75
Oak Construction Co.	211,438.95	217,254.65
John Carlo Inc.	213,178.50	218,516.05
Padula & D'Orazio	217,413.35	221,184.90
Ministrelli Construction	219,562.55	222,381.45
Macomb Concrete	217,326.80	222,993.00
McCarthy Contracting	219,840.85	223,051.40

A letter from the City Engineer to the City Manager stated the Engineers have had an opportunity to investigate the low bidder Pave-Way Inc., and find this is a new company, recently incorporated who have had no experience in paving streets of this magnitude. Therefore it was the feeling of the City Engineers that because of the size of the job, and the lack of any references as to the quality and ability of Pave-Way Inc., to do this work, the City Council should award the bid to the second low bidder, Tony Angelo Cement Construction Company.

Motion by Richardson supported by Seibert to postpone action on awarding this contract for the concrete paving until an investigation has been carried out on Pave-Way Inc., as to their ability and experience regarding a project of this magnitude.

Motion carried, all ayes.

CM-4-541-71 AWARD 1971 STREET SHADE TREE BIDS.

The City of Farmington received bids for street shade trees as per advertisement on March 26, 1971. The bids were as follows:

COUNCIL PROCEEDINGS - 10 -

<u>Company</u>	<u>50</u>	<u>25</u>	<u>15</u>
	<u>Norway Maples</u>	<u>Imperial Locusts</u>	<u>Pin Oak</u>
Steinkopf Nursery	\$420.00	\$337.50 *	\$180.00
Lake County Nursery	425.00	362.50 **	180.00
Ilgenfritz Nurseries	427.50	348.75	198.75
Cottage Gardens	432.50	261.25 ***	277.50
The Cole Nursery	510.00	no bid	no bid
Princeton Nurseries	660.00	495.00	250.50
Edward H. Scanlon	392.50 ****	no bid	no bid
Shademaster Locust *			
Moraine Locust **			
Thornless Honeylocust ***			
Cavalier Maple ****			

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

BE IT RESOLVED:

That the Farmington City Council award the bid for, 50 Norway Maples at \$420.00, and 15 Pin Oak at \$180.00 to Steinkopf Nursery, and

25 Imperial Locust at \$362.50 to Lake County Nursery Exchange.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

Resolution declared adopted April 5, 1971.

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

CM-4-542-71 REPORT LEASE PROPERTY CARL S. HUGHES, 10665 SIX MILE ROAD, SALEM TOWNSHIP FOR LAND FILL OPERATION.

The City of Farmington has been negotiating through its garbage disposal contractor McCreedy Trucking Inc., with Carl S. Hughes for leasing of his property for land fill operation for the past year. Mr. Hughes has finally consented to enter into a lease with McCreedy Trucking Inc., for a land fill operation on his property at 10665 Six Mile Road, Salem Township.

The terms of the lease are as follows:

\$1,000.00 upon execution of the agreement.

\$4,000.00 upon receipt by Lessee of all necessary licenses, permits, zoning or fulfillment of any other requirements of any governmental units or agencies necessary for the conduct of a sanitary land fill operations required by the Lessee; and

the balance of \$5,000.00 to be paid at the rate of \$100.00 per month thereafter.

In the event that the land fill operations are completed ahead of schedule the balance remaining is to be paid upon completion.

It should be noted that the \$1,000 deposit upon execution of this agreement is for advance rent. The Lessor shall retain the sum of \$250.00 if the Lessee does not obtain the necessary permits and licenses within the first six month period, and then abandons the project; and the Lessor shall retain the sum of \$500.00 in the event that the second period of six months is utilized by the Lessee and the necessary permits and licenses are not then obtained and the agreement cancelled.

City Manager Dinan reported that during the past 12 months the City of Farmington has disposed of 22,681 yards of rubbish at 65¢ per yard for a total cost of \$14,742.00. He anticipates that the land fill potential on Mr. Hughes site is equivalent to a minimum of eight years of operation or potentially \$120.00 that would have been paid out by the City in disposal fees, excluding any growth factor that would be obtained during the next eight year period.

The City Manager is of the opinion that the City of Farmington can maintain and operate a land fill operation for less than one half the present garbage disposal cost, or \$60,000 plus \$10,000 lessee fee, making a total cost of \$70,000 from the projected \$120,000 providing a savings to the City of Farmington of \$50,000 or \$6,250.00 per year for the next eight years.

Motion by Allen supported by Seibert to authorize the City Attorney to prepare an Assignment of Lease with McCreedy Trucking Inc., to the City of Farmington for a land fill operation on property owned by Carl Hughes and Meriam E. Hughes of 10665 Six Mile Road, Salem Township, and also to authorize the City Manager to proceed to make application for a land fill operation on the above described property with Salem Township, Washtenaw County and State of Michigan agencies so that the City of Farmington will be in a position to proceed with the land fill operation on this site as soon as possible.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Motion carried, all ayes.

CM-4-543-71 REPORT ON GOVERNOR MILLIKEN'S CONCEPT STATE REVENUE TAX SHARING PROGRAM.

City Manager Dinan submitted an analysis developed by Robert Fryer, Director Michigan Municipal League relative to the recommendation made by the Governor changing the formula for the distribution of the intangible tax, personal income tax revenues to cities, villages and townships to reflect local tax effort.

Although the Governor's message stated that all units would be guaranteed that they would receive no less than the shared revenues in the fiscal year 1970-71. This would gradually phase out as the normal growth of revenues continued. Historically the State Revenues have been increasing at a level of 5% per year, so conceivably certain cities could lose

up to 50% of their potential income over the eight to ten year period because of the redistribution of these revenues based on tax effort.

The City Manager believes that he is of the opinion that the Council has taken the position that if there is a change in the formula tax effort that the total load should be included and not necessarily only the city tax, which is only a minor fraction of the overall taxing being placed on property tax and that the school tax takes up the 'lion's share' of taxing effort to a community. For example, the City of Detroit has the highest property tax rate in the State of Michigan, 24 mills, but has probably one of the lowest school tax rates in the State of Michigan, 24 mills, giving a total load of \$48.00 per thousand. The City of Farmington has one of the lowest city tax rates in Oakland County \$8.50 per thousand, but one of the highest school tax rates of over \$37.00 per thousand or a total taxing load of \$46.00 per thousand which is very comparable to the City of Detroit, yet they would be giving the City of Detroit three times as much credit under this formula than the City of Farmington, yet the taxpayers in the City of Farmington would be paying approximately the same overall tax load as those in the City of Detroit.

It was the recommendation of the City Manager that the City Council should adopt a resolution for our representatives in the Legislature, Representative Baker and Senator Pursell, requesting their support in opposing the Governor's concept to change the formula for distribution of intangible tax and personal income tax without giving consideration to the overall tax load that is being paid, not just the local city taxing effort.

Motion by Seibert supported by Richardson to adopt the following resolution  
BE IT RESOLVED:

WHEREAS: Governor Milliken has recommended to the Legislature in his budget message to change the formula for distribution of the intangible tax, personal income tax revenues to cities, villages and townships to reflect local tax effort, and

WHEREAS: The Governor proposes no "new money" on a permanent basis for sharing with local units, all units would be guaranteed that they would receive no less in shared revenues than in the fiscal year 1970-71 which would require the State to put an additional \$7.6 million into the sharing fund but would gradually be phased out as normal growth revenues continued, and

WHEREAS: This proposed formula does not provide any substantial in-put of "new money" nor does it provide for equitable distribution based on total taxing effort including local, school and county, in lieu of local tax effort.

THEREFORE, BE IT RESOLVED: The Farmington City Council is opposed to the recommendation of Governor Milliken changing the formula of the distribution of intangible tax and personal income tax revenues and if there is to be a change in the formula, we believe that the total taxing load including local, school and county taxing effort be utilized and that a substantial input of "new money" be incorporated into the State Tax Sharing Program if it is going to provide any significant tax relief.

BE IT FURTHER RESOLVED: that copies of this resolution be forwarded to Senator Carl Pursell and Representative Raymond Baker requesting their support in opposing the Governor's recommendation changing the formula for tax sharing program, and if there is to be a change it should be made based on the total taxing effort including the local, school and county taxing effort and that a substantial input of "new money" be incorporated into this State Tax Sharing Program.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED APRIL 5, 1971.

---

Elizabeth Brines, City Clerk.

CM-4-544-71 REPORT PUBLIC SAFETY DEPARTMENT AUTHORIZATION TO PROCEED WITH REPLACEMENT OF PATROL VEHICLES.

City Manager Dinan submitted a request from the Department of Public Safety for permission to receive bids for replacing the Department's fleet consisting of four patrol vehicles, one station wagon and one standard vehicle. The Department has been advised that the automobile manufacturers shut down their Special Order Division, which includes police vehicles, in early May. Therefore the Department must have Council approval to order these vehicles by the first Council meeting in May. The Department will receive delivery the latter part of June and payment can be made from the 1971-72 budget after July 1, 1971. The present vehicles will have in excess of 50,000 miles on each by the time the new vehicles are received.

The following vehicles will be traded in on new cars: 4 1970 Plymouth Four-Doors; 1 1970 Plymouth Stationwagon; 1 1967 Ford Tu-Door.

City Manager Dinan is in full agreement with the Public Safety Department that it would be in the best interest of the City to receive bids for the 1971 special police car models for two reasons, - the cost of the 1971 vehicles will be much lower than the 1972 model, and secondly, after they have reached 50,000 miles, high maintenance costs would be experienced

by the Department.

Motion by Richardson supported by Allen to authorize the Department of Public Safety to receive bids for replacing the Public Safety Department's fleet consisting of four (4) patrol vehicles, one (1) station-wagon and one (1) standard vehicle, payment to be made after July 1, 1971 from the forthcoming 1971-72 budget.

Roll Call:

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

Motion carried, all ayes.

CM-4-545-71 TRAFFIC CONTROL ORDER PROHIBITING PARKING EAST SIDE OF POWER ROAD FROM GRAND RIVER 300 FT. SOUTH

Motion by Allen supported by Richardson to enact the following traffic control order:

Chapter 5. Page 16 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 5.4 Power Road

(d) East side from Grand River 300 ft. South.

Motion carried, all ayes.

CM-4-546-71 REQUEST FOR MOVING PERMIT GARAGE BUILDING TO SALEM CHURCH, OAKLAND AND GRAND RIVER AVENUE.

The City is in receipt of an application for moving a building to be located on the Salem United Church of Christ building site, Oakland and Grand River Avenue. This proposed garage building is to be utilized by the church for storage of materials.

In accordance with Chapter 80, Moving of Buildings, Section 8.23, the City Manager has had an opportunity to investigate this application for the relocation of garage building on the Salem United Church of Christ site, and he states it will comply with all respects of Chapter 39 of the Zoning Ordinance.

City Manager Dinan stated the proposed garage building is in sound condition and is capable of being safely moved over and across the streets of the city and placed on its proposed new location without material damage.

Motion by Seibert supported by Yoder to establish a Public Hearing for 8 p.m. April 19, 1971 on the moving of garage building to the above location of the Salem United Church of Christ site, Oakland and Grand River.

Motion carried, all ayes.

CM-4-547-71 REPORT RAP LINE CRISES INTERVENTION TELEPHONE LOG AND PROGRAMS AND PROFESSIONAL COUNSELING

City Manager Dinan submitted a report to members of the Council indicating that Rap Line telephone calls logged in January were 398 and in February 455. These calls are broken down into various categories, the largest number pertaining to drugs, which comprises approximately 20% of the calls. There is also a breakdown of individual counseling for adults and young people during the months of January and February which averaged about 40 for each month. Also spelled out is the number of group counseling, training sessions, special speaking engagements and adult volunteer activity that has been experienced during the past few months.

Since it has been several months since the City Council approved their contribution toward this community program the City Manager is of the opinion that it would probably be in order for the City Council to request a joint meeting of the Governmental agencies and Mr. Ralph C. Rideout, Executive Director of the program.

Motion by Seibert supported by Allen to authorize the City Manager to schedule a joint meeting with members of the City Council, County, Township and School District, and Mr. Ralph C. Rideout in the near future for a briefing on the activities and progress of the Rap Line in this area.

Motion carried, all ayes.

MISCELLANEOUS

REPORT CITY ATTORNEY LAWSUIT - MRS. BLAKESLEE, ETAL, VS. CITY OF FARMINGTON MANDAMUS CERTIFICATE OF OCCUPANCY, CONTINUANCE OF NON-CONFORMING USE.

City Attorney Kelly reported the City is being sued by the owners and prospective purchasers of Best Oldsmobile, claiming they applied for a certificate of occupancy for a Dealership at this location and were turned down.

The City Attorney stated he would attend the Show Cause Hearing which was scheduled for Wednesday and report on this at a later date.

COMMENTS:

Mayor Brotherton reported the passing on of Mr. Carl Boehnke a former member of the Planning Commission.

In discussion between the members of the City Council and the Planning Commission it was felt that recognition of his contributions to the City should be shown, so it was decided that one of the trees which will be planted in the Drake Road Park on Arbor Day will be dedicated to him. Also the Council authorized the City Manager to have an appropriate memorial scroll prepared to give to his family.

In conjunction with this, the members of the City Council agreed that a memorial placque be displayed permanently at City Hall, which will



be used to record not only Mr. Boehnke's name and contribution, but the names of any future citizens who are recognized in the same way.

The Mayor stated he was of the opinion that this would be the time to properly recognize Mr. Boehnke's contributions to the City of Farmington.

CM-4-547-71

Motion by Richardson supported by Yoder, that when the trees are planted on Arbor Day at Drake Road Park, one of the trees is to be planted in memory of Carl Boehnke, and that a placque of a permanent nature be installed at City Hall, with Mr. Boehnke's name on it, and as future citizens are so recognized, their names likewise are to be placed on this memorial placque.

Motion carried, all ayes.

Councilman Seibert stated that some time ago he had mentioned recognizing the contributions of one of the City's Planning Commission members who had died a couple of years ago, by naming the Drake Road Park after him. He stated he did not know if the other Council members had any sentiment about naming a facility like this for an individual or not, but inasmuch as there are now two City Parks he thought it might be more appropriate than calling it the Drake Road Park.

Councilman Richardson said it was a fine suggestion and should be taken under advisement for further discussion and suggestion. He was of the opinion that it means more when a park is named for an individual than just for the street it happens to appear on.

CLAIMS AND ACCOUNTS

Motion by Richardson supported by Seibert to approve Claims and Accounts for April 5, 1971 as submitted, General Fund \$7,277.94 and Water and Sewer \$1,914.26.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

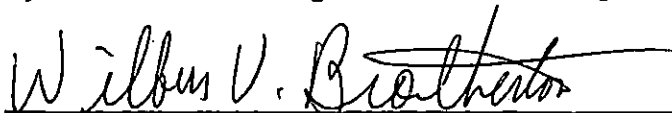
Nays: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Yoder supported by Seibert to adjourn at 10:40 p.m.

Motion carried, all ayes.



\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on April 19, 1971. 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 Director Jones  
Attorney Kelly arrived at 8:30 p.m.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of previous meeting as published.

Motion carried, all ayes.

PUBLIC HEARING

A. REQUEST FROM SALEM UNITED CHURCH OF CHRIST FOR PERMIT TO MOVE GARAGE BUILDING TO THE REAR OF THE PROPERTY AT OAKLAND AND GRAND RIVER AVE.

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 Yoder supported by Richardson to close the Public Hearing.

Motion carried, all ayes.

Motion by Seibert supported by Allen to grant the request of the Salem United Church of Christ for a Permit to move a garage building to the rear of the property at Oakland and Grand River Avenue.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Motion carried, all ayes.

CM-4-549-71 REVIEW SPECIAL ASSESSMENT ROLL ENCLOSURE OPEN STORM DRAINAGE DITCH BETWEEN THE KENSINGTON MANOR APARTMENTS AND FARMINGTON OAKS SUBDIVISION

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.

City Manager Dinan reported the Special Assessment Roll had been established as follows: \$3,000 City of Farmington; \$3,000 Kensington Manor Apartments; \$385.00 for Lots 29, 30, 31, 32, 33, 34 and 35 Farmington Oaks Subdivision.

Mr. A. Tashjian of 33028 Maplenut wanted to know the approximate starting date and was told it would probably be somewhere around early June.

Mr. William G. McKeon stated he was interested in purchasing the house at 33016 Maplenut and he wanted to know how the assessment was to be paid.

City Manager Dinan told him it would be preferable to have it all paid at once, but it could be designed over a ten year period with the interest running at 8% or a little under. In any case however, the first payment would be due on July 1, 1971.

Hearing no further comments, motion by Allen supported by Richardson to close public hearing.  
Motion carried, all ayes.

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

RESOLUTION NO. 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 Enclosure of Drain between Kensington Manor Apartments and Farmington Oaks Subdivision, 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. 70-48 and which is in the sum of \$9,000 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 1,  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 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 April 19, 1971.

---

Elizabeth Brines, City Clerk.

CM-4-550-71 Motion by Richardson supported by Allen 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 principal amount of not exceeding \$6,000 (six thousand dollars) and for the issuance of General Obligation Bonds of the City in aggregate principal amount of not exceeding \$6,000 (six thousand dollars) for the purpose of enclosing open storm drain between Kensington Manor Apartments and Farmington Oaks Subdivision.

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.

Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

CM-4-551-71 PLANNING COMMISSION PROCEEDINGS APRIL 12, 1971

City Manager Dinan gave a synopsis of the Oakland County Planning Commission proposed legislation County Area Development Act. He stated he felt there were some advantages to this proposal in the developing of rural areas that had neither the financial capacity or the staff to initiate certain economic developments. However, he was of the opinion that on the other hand, the County would be imposing on local police power in the regulating and controlling of certain zoning and land use development.

He stated that even though there is a provision whereby the proposal requires local approval, it is conceivable that this type of development

could be implemented immediately adjacent to a community and be in direct competition with this community for economic growth.

In addition, this legislation calls for the County to pledge the faith and credit and bonding capacity for this type of development. Therefore taxpayers in the City of Farmington would be held responsible for a portion of bonding liability of a project that may be in direct competition with their own economic growth.

Motion by Seibert supported by Yoder that the Farmington City Council go on record as opposing the proposed legislation County Area Development Act, and advise the Oakland County Planning Commission, along with Senator Pursell and Representative Baker of their opposition.

Motion carried, all ayes.

Motion by Richardson supported by Allen to receive and file Planning Commission proceedings of April 12, 1971 as submitted.

Motion carried, all ayes.

BOARD OF ZONING APPEALS MINUTES OF APRIL 7, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-4-552-71 REQUEST FOR PROCLAMATION FROM SMALL BUSINESS ADMINISTRATION PROCLAIMING SMALL BUSINESS WEEK MAY 17 - 24, 1971

Motion by Richardson supported by Seibert to proclaim May 17-24 1971 as Small Business Week in the City of Farmington.

Motion carried, all ayes.

CM-4-553-71 REQUEST FOR PROCLAMATION FROM FARMINGTON BEAUTIFICATION COMMITTEE, CLEAN-UP, PAINT-UP, FIX-UP WEEKS APRIL 19 - MAY 25, 1971.

Motion by Yoder supported by Allen to proclaim April 19 - May 25, 1971 as Clean-Up, Paint-Up, Fix-Up Weeks in the City of Farmington.

Motion carried, all ayes.

In conjunction with this proclamation, Councilman Allen suggested that the existing ban on burning of leaves and other paraphernalia be lifted for a period of one month so that residents could do their spring cleaning without having to wait for garbage pick-up. He proposed the burning be done in the proper containers, such as a burning basket or a perforated can in order to eliminate any nuisance to the neighborhood.

CM-4-554-71 Motion by Allen supported by Yoder to lift the burning ban for City residents for a period of one month, April 19, 1971 through May 25, 1971 with the stipulation that any burning be done in the proper containers.

Motion carried, all ayes.

CM-4-555-71 RESIGNATION OF GEORGE CROOK, CITY ELECTRICAL INSPECTOR

Mr. Crook has submitted his resignation effective April 12, 1971 as Electrical Inspector due to ill health. He states he has discussed the matter with the Building Inspector and they both feel his health prohibits him from continuing in this capacity.

Motion by Richardson supported by Seibert to receive the resignation of Mr. George Crook with regret and authorize the City Manager to send a letter to Mr. Crook stating Council's appreciation for his many loyal years of service to the City.

Motion carried, all ayes.

CM-4-556-71 REQUEST FROM FARMINGTON TOWNSHIP LIONS CLUB FOR PERMISSION TO SOLICIT FUNDS FOR WHITE CANE WEEK, APRIL 18 THROUGH APRIL 24, 1971

Request from the Farmington Township Lions Club for permission to collect funds during White Cane Week at various walking traffic areas throughout the City.

They state the funds will be used to aid the visually handicapped in our area.

Motion by Yoder supported by Richardson to grant permission to the Farmington Lions Club to solicit funds during White Cane Week April 18 through April 24, 1971, in the City of Farmington.

Motion carried, all ayes.

LETTER FROM SOCIETY TO OVERCOME POLLUTION (S.T.O.P) REGARDING BAN ON PHOSPHATES.

Letter from the Society to Overcome Pollution (S.T.O.P) stating that they are currently interested in seeing that all suburban communities pass a phosphate ban similar to the Detroit Ordinance which was recently passed. They state though Senate Bill 20 would require that detergents sold after July 1, 1972 contain no more than 10% phosphate by weight and that detergents sold after July 1, 1973 contain no phosphate at all, the Detroit ban provides that detergents sold after July 1, 1971 contain no more than 8.7% phosphorus by weight. They state that accelerating the reduction of phosphates ahead of the State's proposed program is only one reason they believe communities ought to pass a ban similar to the one in Detroit. The other reason is that they contend that every expression of opinion against phosphates in detergent is a spur to the detergent manufacturers to hasten research for a harmless substitute for phosphates.

The Farmington City Council has reviewed this matter in the past, and has strongly urged legislation on the State level to insure consistency in the reduction and eventual elimination of phosphate in detergents. They have also gone on record as not being in favor of recent local

legislation, that it would be almost impossible to regulate, and they were of the opinion that this would have to be done on either a State or Federal level to get proper compliance.

Letter received and filed.

REPORTS FROM THE CITY MANAGER

CM-4-557-71 REPORT AWARD PAVING BIDS 1971 MAJOR ROAD IMPROVEMENT PROGRAM.

The City Council tabled the award of the concrete paving bids for the 1971 Major Road Improvement Program at their last regular meeting to allow for further investigation by the City Engineer on the ability of Paveway Inc., low bidder, to pave streets of this magnitude. The City Engineer reported he has had an opportunity to review this paving program with Mr. Gerald Wixom, Engineer of Michigan Concrete Paving Association and Mr. John Amalio, owner of Paveway Inc., and it is his opinion that even though Paveway Inc., have certain personnel that are experienced in the paving field, the owner has limited experience in concrete paving of streets of this magnitude.

It was the City Engineer's recommendation that because of the size of the job in relationship to the size of the community and the lack of any references or experience of this company, Paveway Inc., as to the quality and ability to do this type work, that the City Council award the bid to the second low bidder.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for 1971 Major Road Improvement Program to the second low bidder, Tony Angelo Cement Contractors in the amount of adjusted total \$215,528.75, and that they reject the low bid of \$211,607.77 of Paveway Inc., as it would be in the best interest of the City of Farmington.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

RESOLUTION DECLARED ADOPTED April 19, 1971.

---

Elizabeth Brines, City Clerk.

CM-4-558-71 REPORT AWARD STORM SEWER BIDS 1971 MAJOR ROAD IMPROVEMENT PROGRAM

The City of Farmington received bids as per advertisement at 2 p.m. Thursday April 1, 1971 for installation of storm sewer and appurtenances

COUNCIL PROCEEDINGS -7-

in connection with the paving of Gill Road, Grand River to Freedom Road and Shiawassee Road, Farmington Road to Grand River. The results of the bidding were as follows:

Imperial Construction Inc., \$67,651.25; S.E. Ferguson Inc., \$84,087.15; A-Bird Construction \$89,099.00; Hydraulic Concrete Breaking \$103,255.00; and D. & L. Construction Inc., \$105,858.00.

City Manager Dinan stated the City engineers have had an opportunity to investigate the experience and work record of Imperial Construction Co., and found them to be well qualified to perform the work involved in this contract, and therefore they recommend the work be awarded to this firm.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for storm drainage, in connection with the 1971 Major Road Improvement Program, to the low bidder Imperial Construction Incorporated in the amount of \$67,651.25 and that the money for this program be paid after July 1, 1971.  
Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Resolution declared adopted April 19, 1971.

---

Elizabeth Brines, City Clerk.

CM-4-559-71 AWARD BIDS 3-GANG MOWER WITH HEAVY DUTY FRAME

The City of Farmington received bids for the purchase of a 3-gang mower at 2 p.m. Tuesday April 13, 1971. Bids were as follows:

C.E. Anderson Co., \$1,340.00 Toro; Lawn Equipment Co., \$1,359.00 Roseman; W.F. Miller Co., \$1,347.00 Jacobsen; Broquet Ford Tractor \$1,425.00 Jacobsen.

It was the recommendation of the Director of Public Services that the bid be awarded to the Lawn Equipment Corporation for the Roseman Mower with Heavy Duty Frame, as it is the lowest bid received that met the specifications.

The bid of C.E. Anderson Company submitted Toro mowers with frame, but did not meet specifications on several important factors, such as the heavy duty frame which would allow for expansion of the mower system at a later date. The Director of Public Services stated that it should also be noted the Toro equipment is suitable for fairway mowing of golf courses.



In conjunction with this 3-gang mower, City Manager Dinan told the members of the Council he has an opportunity to purchase a used 1964 Jeep complete with Fiberglass roof, which would be ideal for pulling this 3-gang mower, and he requested authorization to purchase same.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for a 3-gang Roseman mower to the low bidder who met the specifications, Lawn Equipment Company in the amount of \$1,359.00 to be paid after July 1, 1971.

BE IT FURTHER RESOLVED:

That the Farmington City Council authorize the City Manager to purchase a used 1964 Jeep with fiberglass roof at an amount not to exceed \$500.00, to be paid for after July 1, 1971.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

RESOLUTION DECLARED ADOPTED APRIL 19, 1971.

---

Elizabeth Brines, City Clerk.

REPORT DEDICATION DRAKE ROAD PARK AND OPENING LITTLE LEAGUE SEASON  
MAY 15, 1971

City Manager Dinan stated it has been suggested that in connection with the Little League Parade and Opening Day, which will be held at the new Drake Road Park, that the City make formal dedication of the Drake Road Park area. He believes this would be a very opportune time as the Little League Parade is one of the main functions of the use of this park area.

In connection with this dedication ceremony, City Manager Dinan stated he would invite Congressman Jack McDonald, as the city received a 50% Federal Grant in connection with the land acquisition, and Senator Carl Pursell and Representative Raymond Baker, as the City received 80% State Grant for the development of the first phase of this park area.

City Manager Dinan stated he believed this would be an excellent example of how these Federal and State programs aid local communities in providing necessary facilities, and he would proceed to develop a dedication program in conjunction with the Little League Parade and Opening Day.

Report received and filed.

REPORT ON MEMORIAL PLAQUE FOR DECEASED CITY LEADERS

City Manager Dinan reported he had met with Mr. Walter Sundquist of Heeney-Sundquist Funeral Home in an effort to acquire the bronze type memorial plaque to honor deceased civic leaders, and he stated he will be able to purchase this type of plaque at a discount through his cemetery source.

City Manager Dinan was of the opinion that Council might like to purchase a plaque similar in size to the present John F. Kennedy Memorial Plaque, to be placed on the opposite side of the City Council Chambers to balance the decorative wall in the chambers, and also to provide a conspicuous location for good exposure of the plaque.

It was the consensus of the Council that they would like to see a few more samples of a memorial plaque, therefore action on this was tabled until the next meeting.

REPORT JOINT MEETING FARMINGTON AREA ADVISORY COUNCIL AND GOVERNMENTAL AGENCIES.

City Manager Dinan reported he has established a joint meeting with the Farmington Area Advisory Council, Mr. Ralph Rideout, Executive Director, and the sponsoring governmental agencies, Farmington Township, Farmington School District, Oakland County and the City of Farmington, to be held at 8:00 p.m. Tuesday April 27, 1971 at the Farmington City Hall.

It was the consensus that a joint meeting was in order to review the past year's activities and accomplishments of the Farmington Area Advisory Council and their forthcoming program for the next fiscal year. Mr. Dinan stated he believed Mr. Rideout would be in a position to give a resume of their activities and what the forecasts are for future operation of this co-sponsored Drug Abuse Program.

All members of the Council were invited to attend.

Report received and filed.

MISCELLANEOUS

CM-4-560-71 APPOINTMENT REX JERNIGAN AS CITY ELECTRICAL INSPECTOR

Motion by Allen supported by Richardson to appoint Rex Jernigan as Electrical Inspector for the City of Farmington, effective immediately.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

BUILDING DEPARTMENT QUARTERLY REPORT

Receive and file.

PUBLIC SAFETY DEPARTMENT MONTHLY REPORT

Receive and file.

COMMENTS

Mayor Brotherton asked Chief Deadman what he thought of Mayor Gibbs proposal on ammunition control, and of what value he thought this would be in the City of Farmington.

Chief Deadman stated he did not think it was far reaching enough and that the proposal did not cover enough areas of gun control, therefore he felt it would be too ineffective in the City of Farmington.

City Manager Dinan stated a meeting would be held at 8:30 p.m. on Wednesday April 21, 1971 in the Farmington Community Center, by the American Association of University Women of Farmington.

He stated Senator Pursell had been invited to speak on "Appropriations", Representative Stempien had been invited to speak on "Raising Revenues and Government Spending" and Representative Baker would speak on "Pollution".

All members of the City Council were invited to attend.

CLAIMS AND ACCOUNTS

Motion by Allen supported by Seibert to approve Claims and Accounts for April 19, 1971 as submitted, General Fund \$4,250.28 and Water and Sewer \$2,760.36.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 10.10 p.m.

  
\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on May 3, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

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

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

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Allen to approve minutes of previous meeting as published.

Motion carried, all ayes.

### INTRODUCTION OF STUDENTS - GOVERNMENT DAY

Mayor Brotherton introduced and welcomed the members who were to participate in Student Government Day. He stated he hoped they would have an enjoyable and informative day serving as counterparts for City Officials on Tuesday May 4, 1971.

In addition to this, the Mayor welcomed the 9th Grade Journalism students from Farmington Junior High School who were attending the Council meeting as part of their curriculum.

### MINUTES OF OTHER BOARDS

#### CM-5-561-71 PLANNING COMMISSION PROCEEDINGS APRIL 26, 1971

Motion by Allen supported by Yoder that the Planning Commission Proceedings of April 26, 1971 be received and filed. Also a notation be made to the effect that in connection with the request for rezoning from the Montrose Corporation this request has been dropped and the Montrose Corporation are going to re-submit a request to the Planning Commission which will incorporate some changes.

Motion carried, all ayes.

#### HISTORICAL PRESERVATION COMMITTEE MARCH 25, 1971

Receive and file.

#### BOARD OF REVIEW MARCH 2, 1971

Receive and file.

#### BOARD OF ZONING APPEALS APRIL 7, 1971 AND APRIL 19, 1971

Motion by Yoder supported by Seibert to receive and file.

Motion carried, all ayes.

#### BOARD OF TRUSTEES APRIL 22, 1971

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

FARMINGTON DISTRICT LIBRARY MINUTES

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-5-562-71 REQUEST TO INSTALL CHAIN LINK FENCE FROM FRANK VALENCIA  
22449 MAPLE

Letter from Frank Valencia 22449 Maple requesting permission to install a chain link fence 4 ft. high at the corner of Maple and Freedom Road to protect his lawn and shrubbery. He states a great number of children cut across this corner and therefore he finds it very difficult to maintain a lawn.

Motion by Allen supported by Yoder to grant a waiver to the City of Farmington Fence Ordinance allowing this fence to be extended beyond the front building line.

Motion carried, all ayes.

RESOLUTION FROM ROYAL OAK TOWNSHIP RE: CREATION OF NEW TOWNS OR PAIRED  
CITIES

Resolution from Royal Oak Township relating to the Legislation being drafted to authorize the Oakland County Planning Commission or Oakland County Commissioners to proceed to plan for, acquire, finance and develop "New Towns" or "Paired Cities" within Oakland County, and stating they are opposing this form of Legislation which tends to diminish the ability of the citizens of said Township by and through their duly elected political and governmental officials, to assert their rights of self determination as to the planning and development of their community.

The City of Farmington adopted a similar resolution opposing this Legislation at their last meeting.

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

CM-5-563-71 PETITION TO CONTROL COMMERCIAL TRAFFIC SHIAWASSEE AVENUE  
EAST FROM GRAND RIVER AND FARMINGTON ROAD NORTH OF GRAND RIVER.

A petition was presented containing 98 signatures from residents of the Farmington Road- Shiawassee area, requesting that all commercial traffic be banned from using Shiawassee Avenue from Grand River west to Powers Road and Farmington Road from Oakland on the south to Ten Mile on the north.

City Manager Dinan told the Council that the Department of Public Safety had conducted a survey of this area in order to determine the extent of this problem. The survey indicated that less than one truck per hour traversed the Farmington Road Shiawassee area in violation of the 2½ ton restriction during the hours the survey was conducted.

All of the truck drivers stopped who were in violation of the 2½ ton restriction were interviewed and asked (1) whether they knew they were in a restricted area, and (2) whether they had seen the posted signs prohibiting 2½ ton trucks from the area. Over half the drivers stated they knew they were in a restricted zone, but it was the shortest route to their destination.

Some of the truck drivers stated they had turned south from Ten Mile at Farmington Foad and were already on Farmington Road before they saw the 2½ ton restriction. In addition, some of the drivers stated they were proceeding south on Farmington Road, saw the signs indicating 2½ tons prohibited, but were unsure of an alternate route around the restricted area.

City Manager Dinan stated that in addition to this, he was of the opinion that with the construction of storm drainage on Freedom Road, plus the repaving of Shiawassee west of Farmington Road, and the apartments being built at Hawthorne and Shiawassee the confusion would be even greater, in that many of the trucking companies working on these projects were unfamiliar with the Farmington area.

In an attempt to alleviate this problem, the Department of Public Safety has recommended the following:

- 1: That the City of Farmington continue their enforcement effort on those drivers who persist in violating the restricted area, and
- 2: That the Oakland County Road Commission be requested to build and install two signs to aid drivers in locating an alternate route around the area.

With respect to this last item, Chief Deadman reported he estimated the cost of building and installing these two signs would be \$220.00.

A lengthy discussion ensued and comments were heard from: Jean Dembeck; Nancy Leonard; Alfred Ferea; Harry Smuts; John Anderson; Jim Anderson; Richard Livingston and Mrs. John Anderson. These residents stated that in effect they would not be satisfied with the Department of Public Safety's recommendations as they wanted a ban put on all commercial traffic. However, it was pointed out by both the City Manager and Director of Public Safety that to ban all commercial traffic from using Shiawassee and Farmington Roads would be almost impossible as these were primary roads and were supported by State and Gas Tax revenues.

Finally it was agreed to follow the Department of Public Safety's recommendations and continue an enforcement effort on those drivers who persist in violating the restricted area.

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

BE IT RESOLVED:

That the Oakland County Road Commission be requested to build and install two signs to aid drivers in locating an alternate route around the area of Shiawassee - from Grand River on the west to Powers Road on the east, and Farmington Road from Oakland Avenue on the south to Ten Mile Road on the north.

One sign is to be located north of Ten Mile and Farmington Road with the following legend:

TRUCKS OVER 2½ TONS MUST TURN LEFT AT TEN MILE

the other sign is to be located on Farmington Road south of Grand River and the legend would state:

TRUCKS OVER 2½ TONS MUST TURN AT GRAND RIVER AVENUE

These signs are to be built at a cost of \$60.00 each, with installation costs of approximately \$100.00.

Total cost of building and installing the two signs is not to exceed \$220.00.

Roll Call

Ayes: Allen, Brotherton, Seibert, Yoder

Nays: None

Absent: Richardson

RESOLUTION DECLARED ADOPTED MAY 3, 1971.

---

Elizabeth Brines, City Clerk.

CM-5-564-71 REQUEST FOR PROCLAMATION TRUCK TRANSPORT DAY

Motion by Allen supported by Yoder to proclaim May 14, 1971 as Truck Transport Day in the City of Farmington.

Motion carried, all ayes.

CM-5-565-71 LETTER FROM MR. LELAND CLIFFORD RE: CORRECTION OF PREVIOUS TAX BILLS

Letter from Mr. Leland Clifford stating he has filed a complaint on behalf of the owners of Lots 6, 7, and 8 of Hillcrest Subdivision in the Township and City of Farmington. He states that these owners have been unlawfully taxed in bills issued by the City for several years on those portions of lots lying in the Township of Farmington.

Mr. Clifford states that the tax bills for these lots have been correctly stated, for example, "that portion of lot - lying in the City of Farmington". He states the incorrect assessments have been small compared to the total assessments for these lots, and adjustments in assessments from year to year have assumed to have been only for equalization purposes. Therefore, the owners have met their obligations to check their tax bills, and until recently have had no reason to believe they were incorrectly assessed.

City Manager Dinan submitted a report developed by the City Assessor which stated that the 1971 assessments have already been corrected and the Review Board could correct the 1970 assessments only. The portion of lots in question were assessed by the City for 1970 in amounts of \$700 to \$970 each.

The City Assessor stated she contacted the Township of Farmington Assessor's office, and has been advised that the rear portion of these lots carried an assessment of \$150 to \$200 until the year 1968 when they were re-assessed and increased. The Assessor's office cannot determine exactly how long or how much value was placed on the rear portion prior to 1968 although there seems to be a little.

In addition, the 1971 assessments have been corrected to indicate no assessment for the portion of these lots lying within the Township of Farmington, and Mr. Clifford was granted a 15% reduction in his land assessment for 1971 in lieu of this previous error.

The City Assessor feels that if the City Council thinks additional consideration should be given these property owners, she recommends the following:

For the year 1972, reduce the land value assessment in the following amounts and record as correction of previous error.

Lots 7 and 8, reduce \$2,000 in assessment

Lot 6, Reduce \$1,200 since credit has already been given for \$850

Lot 9, reduce \$800 due to the fact the property was purchased in 1970.

Motion by Allen supported by Seibert that a review be made to see if there is any further information available that hasn't turned up yet, and an explanation made to Mr. Clifford, and report back at the next Council meeting.

Motion carried, all ayes.

CM-5-566-71 PETITION FOR PAVING 7" DEEP STRENGTH ASPHALT WITH CURB AND GUTTER JAMES COURT EAST OF FLEMING AVENUE

Petition presented by Warner W. White to install 7" Deep Strength



Asphalt with curb and gutter on James Court from Fleming to the cul-de-sac. There were eleven property owners out of fifteen that signed this petition representing more than 75% of the owners.

Motion by Allen supported by Yoder 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 7" deep strength asphalt with curb and gutter on James Court between Fleming and the Cul-de-Sac, and

WHEREAS, the Council deems it necessary to acquire and construct said street improvements.

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The City Manager is directed to cause to be prepared plans and specifications for said street 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: Brotherton, Seibert, Yoder, Allen

Nays: None

Absent: Richardson

Resolution declared adopted May 3, 1971.

---

Elizabeth Brines, City Clerk.

Motion by Allen 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 7" Deep Strength Asphalt with curb and gutter, 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 7" deep strength asphalt with curb and gutter

3: The City Council determines that \$15,985.90 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: Lot Numbers 85 through 100 inclusive, Alta Loma Subdivision #3.

5: The City Council shall hold a Public Hearing on June 7, 1971 at 8 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: The 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 proposes to acquire and construct street improvements consisting of 7" deep strength asphalt curb and gutter.

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:

Lot numbers 85 through 100 inclusive, Alta Loma Sub #3.

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 June 7, 1971 at 8:00 p.m. o'clock for the purpose of hearing all persons affected by said street improvement.

Roll Call:

Ayes: Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: Richardson

Resolution declared adopted May 3, 1971.

---

Elizabeth Brines, City Clerk.

CM-5-567-71 REQUEST FOR PROCLAMATION MUSCULAR DYSTROPHY MONTH, May 15 - June 15, 1971

Motion by Seibert supported by Yoder to proclaim the month of May 15, through June 15, 1971 as Muscular Dystrophy month in the City of Farmington.

Motion carried, all ayes.

CM-5-568-71 REPORT ON BIDS FOR POLICE CARS 1971-72

The City of Farmington received bids at 11:00 a.m. Thursday April 22, 1971 for police cars as per advertisement. The bids were as follows:  
Proposal No. 1: Four 1971 Four-Door Police Cars and One 1971 Four-Door Station Wagon.

Proposal No. 2: One Two-Door Hardtop Standard Car.

TOWN AND COUNTRY DODGE

Proposal No. 1 - net price \$9,303.36

Proposal No. 2 - net price \$2,823.19

DAMERON MOTOR SALES

Proposal No. 1 - net price \$10,343.69

Proposal No. 2 - net price \$ 2,766.53

BOB DUSSEAU INC.,

Proposal No. 1 - net price \$13,677.16

Proposal No. 2 - net price \$ 2,757.24

MASON CHRYSLER PLYMOUTH INC.

Proposal No. 1 - net price \$9,361.68

Proposal No. 2 - net price \$2,728.63

ROGER PECK CHEVROLET

Proposal No. 1 - net price \$11,233.01

Proposal No. 2 - net price \$ 2,599.40

COUNCIL PROCEEDINGS

BIRMINGHAM CHRYSLER PLYMOUTH COMPANY  
Proposal No. 1 - net price \$9,281.29  
Proposal No. 2 - net price \$2,702.36.

The department also received optional proposals for air conditioning that increased the cost by approximately \$400 per unit, but this was not given any serious consideration.

City Manager Dinan stated that in analyzing the bids it was found that Birmingham Chrysler Plymouth Company were low bidders for Proposal #1 of \$9,281.29 compared to Town and Country Dodge of \$9,303.36 or a difference of \$22.07. The City Manager believed that this small difference would not warrant purchasing from the low bidder, Birmingham Chrysler Plymouth because it would cost the City more money to transport these cars for normal warranty service. Therefore it was his recommendation that the City Council reject the bid of Birmingham Chrysler Plymouth and award the bid to Town and Country Dodge.

Roger Peck Chevrolet Company was low bidder for proposal No. 2 providing the two-door hardtop standard car for \$2,599.40 and the City Manager recommended that the bid be awarded to Roger Peck for this automobile.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for Four 1971 Four-Door Police Cars and One 1971 Four-Door Station wagon to the second low bidder, Town and Country Dodge in the amount of \$9,303.36 and reject the bid of the low bidder, Birmingham-Chrysler Plymouth as it would be in the best interest of the City.

BE IT FURTHER RESOLVED:

That the Farmington City Council award the bid for One 1971 Two-Door Hardtop standard car to the low bidder, Roger Peck Chevrolet Company in the amount of \$2,599.40.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: Richardson

Resolution declared adopted May 3, 1971.

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

CM-5-569-71 REPORT ON OFF-STREET PARKING REQUIREMENTS AUTOMOBILE DEALERSHIPS

When the City Code was codified in 1970 the ordinance that was adopted in 1967 reducing the square feet requirement from 500 square feet to

300 square feet for motor vehicle sales dealerships requiring one space for each five display spaces on sales lots was not incorporated in the new City Code. Therefore the old requirement has taken precedence and the City was unable to use the previous requirement that was adopted.

It was the recommendation of the City Planning Commission that the City Council amend the Farmington Zoning Ordinance requiring motor vehicle sales dealerships one parking space for each 300 sq. ft. of usable floor area, and new and used car sales lots one parking space for each five display spaces on sales lots. Therefore it was the recommendation of the City Manager to establish a Public Hearing on this amendment to the ordinance.

Motion by Allen supported by Seibert to establish a Public Hearing for 8 p.m. June 7, 1971 on the request to amend Farmington Zoning Ordinance, Article 10 Off-Street Parking and Loading, Section 5.98, Chapter 39, Title V of the Code of the City of Farmington.

Motion carried, all ayes.

CM-5-570-71 REPORT TRAFFIC LANE MARKING TO RELIEVE TRAFFIC CONGESTION SHIAWASSEE AVENUE AND FARMINGTON ROAD.

City Manager Dinan submitted a report from the Public Safety Dept., stating that during peak morning and afternoon hours, traffic has been congested at the intersection of Shiawassee and Farmington Road. One of the major factors in creating this congestion and back-up has been the left hand turn movement at the intersection.

The Traffic Safety Bureau has recommended the re-painting of Shiawassee and Farmington Road providing for a left hand turning lane. They have experimented by marking the proposed lanes with traffic cones and have found that the remarking could be accomplished, and it also seems like a very practical approach to relieving this condition.

Motion by Seibert supported by Yoder that the Farmington City Council approve the re-stripping of Shiawassee and Farmington Road intersection to provide for a left hand turn lane to relieve the traffic congestion at this intersection.

Motion carried, all ayes.

CM-5-571-71 REPORT TRAFFIC CONTROL ORDER PARKING PROHIBITED WEST SIDE DRAKE ROAD GRAND RIVER TO CITY LIMITS

City Manager Dinan submitted a report from the Public Safety Dept., requesting a traffic control order from the City Council which would prohibit parking at any time on the west side of Drake Road from Grand River Avenue to the city limits. This request is based on the anticipation of an increase in the traffic flow on Drake Road with the construction and use of the new Drake Road Park. Since this right-of-way is very narrow, the Department believes if parking is allowed on

both sides of the street, it would create a traffic hazard and make it very difficult for the normal flow of traffic on Drake Road.

Motion by Seibert supported by Yoder to enact the following traffic control order:

CHAPTER 5

Page 17

Effective when posted

The following amendment to Chapter 5 of the Traffic Control Orders for the City of Farmington prohibiting parking at any one time shall be in effect when posted.

Section 5.32 Drake Road

(a) West side from Grand River south to City Limits.

Motion carried, all ayes.

CM-5-572-71 REPORT MEMORIAL PLAQUE FOR DECEASED CIVIC LEADERS

City Manager Dinan reported he had received a brochure price list for bronze tablet prices, and has made a selection. The plaque would be very similar to the one installed in memoriam of President John F. Kennedy and could be designed to have various names inserted in memory of past civic leaders.

The City Manager stated the plaque will be 22 inches long and 15 inches high. The basic cost would be \$139.00. In addition to that 13¢ per letter for the basic title and each additional name that would be added would be additional. The City Manager stated he believed that the cost of this plaque with a minimum of three names inserted would be less than \$200.00.

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

BE IT RESOLVED:

That the Farmington City Council approve the purchase of a bronze plaque at a cost not to exceed \$200.00, and authorize the City Manager to proceed with the proper wording, and have the names of:

W. Allen Nelson - D. Russell Milligan - and Carl P. Boehnke inserted as providing service to their community and being deceased since 1960.

Roll Call

Ayes: Yoder, Allen, Brotherton, Seibert

Nays: None

Absent: Richardson

Resolution declared adopted May 3, 1971.

---

Elizabeth Brines, City Clerk.

REPORT INCREASE IN BUILDING, HEATING, ELECTRICAL AND PLUMBING PERMIT FEES

City Manager Dinan submitted a schedule of recommended fees that have been developed by the Building Department in cooperation with the Electrical, Heating and Plumbing Inspectors. It is quite obvious that through the years these fees have become obsolete and not consistent with what is being charged in other communities for this service.

The City Manager stated an example - Electrical Fee Schedule was adopted February 1, 1962, the Heating Fee Schedule was adopted in July 1964, and the Plumbing Fee Schedule July 5, 1967.

The City Manager asked that the City Council review the City's basic building permit fee schedule which presently calls for \$10.00 for the first \$1,000 valuation and \$3.00 for each additional \$1,000 valuation. In analyzing this fee schedule it has been found that several surrounding communities are charging \$4.00 or more per thousand after the first thousand and it would be the recommendation of his office that the City Council consider increasing the City of Farmington's general building permit fee from \$3.00 each thousand to \$4.00 each thousand.

It was the consensus of the members of the Council that these proposed revisions could be reviewed in conjunction with the budget sessions, and they would be in a position to make a decision on this matter at the next regular City Council meeting.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT

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

CM-5-573-71 ESTABLISH PUBLIC HEARING 1971-72 BUDGET THURSDAY, MAY 13, 1971

Motion by Yoder supported by Allen to establish a Public Hearing on the 1971-72 budget for Thursday May 13, 1971 at 8:00 p.m.  
Motion carried, all ayes.

COMMENTS:

CM-5-574-71 Councilman Allen brought up the subject of a resident living on Maple Street who is having a problem with water in his back yard.

Mr. Frank Valencia of 22449 Maple showed members of the Council some pictures taken over a period of time, which showed the water at the back of his property.

Inasmuch as Mr. Valencia's property backs on to School Board property it was the consensus of the Council members that perhaps the School Board should be contacted to see if they could do anything.

Motion by Allen supported by Seibert to authorize the City Manager to contact the School Board to see if they could make arrangements for draining the water off this property.

Motion carried, all ayes.

Councilman Allen questioned the low water pressure on Earl Court. He stated he has received complaints from some of the residents on this.

City Manager Dinan told him he was aware of this problem, and that it becomes more acute in the summer. He stated that is the reason the City made the connection between Drake Heights Subdivision and Woodcroft Subdivision which will give additional pressure. He told the Council there will undoubtedly be a big improvement in this now, because the connection was not made until late last August.

Mayor Brotherton told Council members he had been contacted by the Parade Chairman for the Memorial Day Parade who asked that all Council members who were planning on riding in the Parade to notify him, in order that he might arrange a car for them.

CM-5-575-71 Mayor Brotherton spoke about House Bill 4819 which is designed to take 2% of the State Motor Vehicle Highway Funds and divert it to Townships. He said he was strongly opposed to this House Bill.

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

BE IT RESOLVED:

- WHEREAS: House Bill 4819 proposes to give 4% (\$16.4 million) of the gas and weight tax funds to townships, and
- WHEREAS: To take 2% from the State Trunkline share of the Motor Vehicle Highway Fund completely violates the principle of allocating the MVHF on the basis of need, and
- WHEREAS: County local roads were taken into consideration when the MVHF formula was changed in 1967, and
- WHEREAS: The new Highway Needs Study is nearing completion and to arbitrarily change the formula now would be inequitable, and
- WHEREAS: Since Townships have no jurisdiction over local roads, the only basis for this proposal is to relieve townships of any responsibility for paying the local share of local road costs, and
- WHEREAS: In 1969, Townships paid only \$13 million toward



county road construction and maintenance and less than \$1.2 million was raised by special assessments on township residents.

NOW, THEREFORE, BE IT RESOLVED; that the Council of the City of Farmington, wishes to go on record as strongly opposing House Bill 4819 and directs that copies of this resolution be forwarded by the City Clerk to Representative Michael Novak, Chairman of the House Roads and Bridges Committee, Senator Carl Pursell, and Representative Raymond Baker.

Roll Call

Ayes: Allen, Brotherton, Seibert, Yoder

Nays: None

Absent: Richardson

RESOLUTION DECLARED ADOPTED MAY 3, 1971.

---

Elizabeth Brines, City Clerk.

Mayor Brotherton spoke regarding a letter received from Mr. H.E. Holzknrecht of Elizabeth Court, in which he states he is concerned with the activities at Rap Line Building. Mr. Holzknrecht states it is interesting to note that Rap Line Hours are on Friday and Saturday until 1:00 a.m. and on Sunday until 11 p.m. usually without any supervision by anyone with authority.

He also states the sewer is non-functioning and flows openly into the valley where children from the Ten Mile Elementary School play.

Chief Deadman stated they had asked the School Board some time ago for the authority to police that area, but they had said no.

City Manager Dinan stated he has never received any complaints regarding the sewer, but would look into it.

It was the consensus of the Council that copies of Mr. Holzknrecht's letter be sent to the School Board and Mr. Ralph Rideout of Rap Line.

RESOLUTIONS AND ORDINANCES

CM-5-576-71 NOTICE OF INTENT - MOTOR VEHICLE HIGHWAY BONDS

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

WHEREAS, the City Council of the City of Farmington, County of Oakland, Michigan, intends to authorize the issuance of Motor Vehicle Highway Fund Bonds, pursuant to Act 175, Public Acts of Michigan, 1952, as amended, in an amount not to exceed Three Hundred Thousand (\$300,000) Dollars, for the purpose of constructing street improvements in said City;

AND WHEREAS, notice of intent to issue bonds must be published at least thirty (30) days before adoption of a resolution authorizing the issuance of the same in order to comply with the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The City Clerk is hereby authorized and directed to publish a notice of intent to issue bonds in the Enterprise-Observer, a newspaper of general circulation in the City of Farmington.

2: Said notice of intent so published shall be in substantially the following form:

NOTICE OF INTENT TO ISSUE BONDS

PLEASE TAKE NOTICE that the City Council of the City of Farmington, intends to adopt resolutions authorizing the issuance and sale of Motor Vehicle Highway Fund Bonds of the City, pursuant to Act 175, Public Acts of Michigan, 1952, as amended, in amounts not to exceed in total \$300,000.00, for the purpose of constructing major street improvements in the City.

Said bonds shall be payable primarily from moneys received by the City from the Motor Vehicle Highway Fund and shall also pledge the full faith and credit of the City of Farmington.

THIS NOTICE is given pursuant to the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.

Roll Call

Ayes: Brotherton, Seibert, Yoder, Allen

Nays: None

Absent: Richardson

RESOLUTION DECLARED ADOPTED MAY 3, 1971.

Elizabeth Brines, City Clerk.

CM-5-577-71 RESOLUTION TO PLACE DELINQUENT ASSESSMENTS ON 1971 CITY TAX ROLLS

Motion by Allen supported by Seibert to adopt the following resolution:  
BE IT RESOLVED:

That unpaid Special Assessments and past due Weed Cutting Invoices as certified by the City Treasurer in the amount of \$3,056.57 be placed on the 1971 City Tax Roll.

Roll Call

Ayes: Seibert, Yoder, Allen; Brotherton

Absent: Richardson

RESOLUTION DECLARED ADOPTED MAY 3, 1971.

Elizabeth Brines, City Clerk.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Seibert supported by Allen to approve Claims and Accounts for May 3, 1971 General Fund \$4,424.91 and Water and Sewer \$289.05.

Roll Call .

Ayes: Seibert, Yoder, Allen, Brotherton

Nays: None

Absent: Richardson

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 10.50 p.m.



\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Council of the City of Farmington was held on Thursday, May 13, 1971. 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, City Clerk Brines

PUBLIC HEARING ON ADOPTION OF BUDGET, CITY OF FARMINGTON

A. Summary of the Proposed General Fund 1971-72  
Revenues and Disbursements

B. Summary of proposed budget Water & Sewer Fund  
Revenues and Disbursements

Mayor Brotherton opened the Public Hearing on the proposed 1971-72 budget and and stated that Notice of Hearing had been published in the local papers. He asked for comments from interested persons. Hearing no comments, motion by Allen, supported by Richardson, that the Public Hearing be closed.

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

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, 1971 and ending June 30, 1972.

<u>GENERAL FUND</u>	
General Government	\$ 223,245.00
Public Safety	365,790.00
Public Works	210,410.00
Social Services	4,050.00
Library	88,000.00
Miscellaneous	103,730.00
Operating Balance June 30th	-0-
TOTAL GENERAL FUND	<u>\$1,005,225.00</u>

<u>WATER AND SEWER FUND</u>	
Operating and Maintenance	\$ 287,850.00
Capital Improvement	20,450.00
Debt Administration	54,800.00
Operating Balance June 30th	3,378.00
TOTAL WATER & SEWER FUND	<u>\$ 366,478.00</u>

GRAND TOTAL \$1,371,703.00

COUNCIL PROCEEDINGS -2-  
May 13, 1971

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

RESOLUTION DECLARED ADOPTED MAY 13, 1971.

---

Elizabeth Brines, City Clerk

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

BE IT RESOLVED:

That the Budget for the fiscal year beginning July 1, 1971 in the amount of \$1,005,225.00 as prepared by the City Manager be and the same is hereby amended, 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: Brotherton, Richardson, Seibert, Yoder, Allen.  
Nays: None  
Absent: None

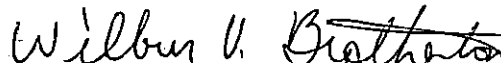
RESOLUTION DECLARED ADOPTED MAY 13, 1971.

---

Elizabeth Brines, City Clerk

ADJOURNMENT

Meeting adjourned at 8:15 P.M.

  
\_\_\_\_\_  
Wilbur V. Brotherton, Mayor

---

Elizabeth Brines, City Clerk

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on May 17, 1971. Meeting called to order at 8:15 p.m. by Mayor Pro-tem Allen.

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

CITY OFFICIALS PRESENT: City Manager Dinan, Acting-Clerk Viane, Attorney Kelly, Chief Deadman and Director Jones

### INTRODUCTION VISITING MAYOR R. A. PIOTTER, ADRIAN, MICHIGAN.

Mr. R. A. Piotter and Mr. Richard Camburn were introduced by Mayor Pro-Tem Allen who expressed our appreciation for their participation in Mayor's Exchange Day.

### MINUTES OF PREVIOUS MEETINGS

Motion by Seibert, supported by Richardson, to approve the minutes of the May 3, 1971 meeting and special meeting of May 13, 1971 as published.

Motion carried, all ayes.

### MINUTES OF OTHER BOARDS

#### CM-5-578-71 PLANNING COMMISSION PROCEEDINGS MAY 10, 1971

City Manager Dinan highlighted the minutes of the Planning Commission meeting of May 10, 1971 and stated that the proponent for the cluster housing development rezoning of 22 acres on the west side of Drake Road, north of Freedom Road, wished to continue his request for rezoning of this property.

Motion by Yoder, supported by Richardson, to establish a public hearing for 8:00 p.m. Monday, June 21, 1971 on the request to rezone 22 acres on the west side of Drake Road, north of Freedom Road, from R 1 D Planned Unit Development to R 5 Deluxe Multi-Family District for Cluster Housing Development by the Standard Construction Company. Motion carried, all ayes.

#### BOARD OF ZONING APPEALS MAY 5, 1971

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

#### BEAUTIFICATION COMMITTEE MINUTES APRIL 8, 1971

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

#### FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY MINUTES APRIL 7, 1971

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

### PETITIONS AND COMMUNICATIONS

#### REQUEST FOR REVISION OF SCHEDULE OF RATES AND CHARGES BY MICHIGAN BELL TELEPHONE COMPANY

Notice from Public Service Commission regarding application of Michigan Bell Telephone Company for authority to revise its schedule of rates and charges. Public Hearings have been scheduled for 9:30 a.m. May 26, 1971 in Detroit and 9:30 a.m. June 14, 1971 in Lansing, Michigan.

COUNCIL PROCEEDINGS -2-

CM-5-579-71 REQUEST FROM AMERICAN LEGION GROVES WALKER POST 346 FOR PERMISSION TO CONDUCT ANNUAL POPPY DAY SALES MAY 27, 28, AND 29, 1971

Motion by Richardson, supported by Yoder, to grant permission to the American Legion Groves Walker Post 346 to conduct their Annual Poppy Day Sales May 27, 28, and 29, 1971. Motion carried, all ayes.

CM-5-580-71 REQUEST FROM FARMINGTON BRANCH YMCA TO OPERATE "KIDDIE KAMP"

Motion by Yoder, supported by Richardson, to grant permission to the Farmington Branch YMCA to operate their "Kiddie Kamp" for youngsters in the City Park on week-days between 10:00 a.m. and 2:00 p.m. June 28 to August 20, 1971.

Motion carried, all ayes.

CM-5-581-71 REQUEST FROM MRS. PETER MONTAGNE FOR PERMISSION TO INSTALL FENCE AT FARMINGTON PLAZA APARTMENTS

Motion by Seibert, supported by Richardson, to approve the request for a fence to be installed on the Farmington Plaza Apartments property, subject to a minimum distance from the property line of 10 ft. and that a privet hedge be installed with the fencing to enhance the aesthetics of this project.

CM-5-582-71 PETITION FROM PROPERTY OWNERS REQUESTING 7" DEEP STRENGTH ASPHALT PAVING WITH CURB AND GUTTER ON HAMLIN CT. FROM FLEMING TO WEST OF THE CUL-DE-SAC

Petition was received to install 7" Deep Strength Asphalt paving with curb and gutter on Hamlin Ct. from Fleming to west of the Cul-de-sac. Petition represented more than 50% property to be assessed. Therefore it was in order for the City Council to proceed establishing a public hearing on necessity.

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

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 7" Deep Strength Asphalt with curb and gutter on Hamlin Ct. from Fleming to west of the cul-de-sac, and

WHEREAS, the Council deems it necessary to acquire and construct said street 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 street 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, Richardson, Seibert, Yoder

Nays: None

Absent: Brotherton

Resolution declared adopted May 17, 1971

Elizabeth Brines, City Clerk

COUNCIL PROCEEDINGS -3-

Motion by Richardson, supported by Seibert, 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 7" Deep Strength Asphalt Street Paving with curb and gutter, 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 street improvements.
3. The City Council determines that \$8,530.60 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: Lot Nos. 72 through 75 inclusive, Lot Nos. 80 through 84 inclusive, Alta Loma Subdivision No. 3.
5. The City Council shall hold a Public Hearing on June 7, 1971 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 (10) 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 (10) 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, proposes to acquire and construct street improvement consisting of 7" deep strength asphalt paving with curb and gutter.

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:

Lot Nos. 72 through 75 inclusive, 80 through 84 inclusive,  
Alta Loma Subdivision No. 3

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, June 7, 1971, at 8:00 p.m. o'clock, for the purpose of hearing all persons affected by said street improvement.

ROLL CALL:

Ayes: Richardson, Seibert, Yoder, Allen

Nays: None

Absent: Brotherton

Resolution Declared Adopted May 17, 1971

---

Elizabeth Brines, City Clerk

CM-5-583-71 REPORT ON INCREASE IN BUILDING, HEATING & REFRIGERATION, ELECTRICAL AND PLUMBING PERMIT FEES

City Manager Dinan stated that it was necessary to revise the Building, Heating & Refrigeration, Electrical and Plumbing Permit Fees to be commensurate with the cost of the service being provided and fees being charged in other communities in the metropolitan area. He stated that the electrical fees had not been increased since 1962, heating and refrigeration fees since 1964 and plumbing permit fees since 1967. He also stated that with the increase in the electrical permit fees, since this was the greatest increase, it would be in order to reduce the inspector's participation fee from 60% to 50% to coincide with the plumbing inspector's fee of 50%.

Motion by Richardson, supported by Yoder to adopt the following fee schedules effective immediately:

BUILDING PERMIT FEES

Valuation of Work - Up to \$1,000.00	\$10.00
Each additional \$1,000.00	4.00

HEATING & REFRIGERATION

Minimum Permit Fee	12.00
--------------------	-------

Installation Permits:

Unfired pressure vessels (not heated):	
16" in diameter or under - each	12.00
Over 16" to 36" - each	15.00
Over 36" - each	20.00
Unfired pressure vessels (heated by steam or other media)	20.00
Major repairs to existing pressure vessels - each	12.00

Annual Licenses:

Unfired pressure vessels (heated by steam or other media)	18.00
---	-------

Biennial Licenses:

Vessels at any ONE location or plant	
16" in diameter and under-	
1st five vessels - each	12.00
Each additional vessel	7.00

COUNCIL PROCEEDINGS -5-

Over 16" to 36" in diameter-	
1st five vessels - each	\$17.00
each additional vessel	10.00
Over 36" in diameter - each	20.00
Equipment inspected by duly recognized insurance companies covering life and property hazard - each vessel	7.00
Anhydrous Ammonia Storage Equipment:	
Installation Permits:	
Systems using ICC cylinders-each system	
5 cylinders or less	8.00
6-10	14.00
11-15	20.00
16 or more	30.00
Systems using A.S.M.E. containers-each system:	
1,000 lbs. capacity or less	14.00
1,001 to 2,500 lbs.	20.00
2,501 to 5,000 lbs.	30.00
over 5,000 lbs.	40.00
Vehicles transporting Anhydrous Ammonia cargoes in A.S.M.E. containers:	
each vehicle	30.00
Annual Licenses:	
Systems using I.C.C. cylinders-each system:	
10 or less	7.00
11 to 20 cylinders	14.00
21 to 30 cylinders	20.00
Over 30 cylinders	30.00
Systems using A.S.M.E. containers-each system:	
1,000 lbs. or less	14.00
1,001 lbs. to 5,000 lbs.	20.00
Over 5,000 lbs.	30.00
Vehicle transporting Anhydrous Ammonia cargoes in ASME containers - each vehicle	30.00
Boilers:	
Installation Permits:	
Hot Water supply boilers with separate storage tanks Exceeding 52 gallons capacity	10.00
Directly fired automatic service (domestic) water heaters with self-contained capacity:	
over 120 gallons	10.00
Boilers up to & including 20 sq. ft. heating surface	12.00
over 20 to 100 sq. ft.	20.00
over 100 to 1,000 sq. ft.	28.00
over 1,000 to 5,000 sq. ft.	40.00
over 5,000 to 15,000 sq. ft.	50.00
over 15,000 sq. ft.	60.00
Major repairs to existing boilers - each	15.00

COUNCIL PROCEEDINGS -6-

Annual Licenses:

Boilers up to & including 20 sq. ft. of heating surface	\$12.00
Over 20 to 100 sq. ft.	18.00
over 100 to 1,000 sq. ft.	25.00
over 1,000 to 5,000 sq. ft.	35.00
over 5,000 to 15,000 sq. ft.	40.00
over 15,000 sq. ft.	50.00
(no license required for low pressure boilers not exceeding 300 sq. ft. of heating surface)	

Inspections:

Low pressure steam or hot water boilers (under 300 sq. ft. heating surface, when inspection is requested):	
Each Location	12.00
Shop inspections of boilers and pressure vessels-	
Each Inspection Visit - each unit	20.00
Second hand boilers and second hand pressure vessels:	
Each inspection visit - each unit	20.00

Elevating Devices:

Installation Permits:

Each elevator, passenger and freight (does not include private residence elevator): Base Price	37.00
Each floor traveled	5.00
Each hoistway entrance opening	3.00
Maximum for any one elevator	200.00
Private Residence Elevator - each	28.00
Inclined Stair Lift (residence) - each	22.00
Dumbwaiter - each	28.00
Manlift	70.00
Escalator - each	60.00
Workmen's Hoist - each	175.00
Powered Service Platform - each	
Up to 10 stories	135.00
For each addl. 10 stories or portion thereof	35.00
Maximum Fee	200.00
Alterations to Power Supply	35.00
Alterations to Control or Type of Operation-Base Price	35.00
For each hoistway entrance opening	4.00
Maximum Fee	125.00
All other alterations and additions	25.00

Annual Licenses:

Dumbwaiter - each	21.00
Escalator - each	28.00

Freight or Passenger each:

5 stories or less.	28.00
More than 5 stores	32.00
Manlift - each	33.00
Workmen's Hoist - each	40.00
Powered Service Platform - each	60.00

COUNCIL PROCEEDINGS -7-

Inspection - Certificates for

Special or Shop Inspection of elevating devices:	
Each Inspection visit - each device	\$20.00
Replacement of elevator capacity sign	2.00

Fuel Oil Fired Equipment (Burners, Tanks & Equipment)

Installation Permits - Burners:

Room heaters (stoves & portable heaters) - each	5.00
All other Oil Burners (new or replacement) - each	14.00
Heaters & tanks or drums installed in house trailer-each	6.00

Installation Permits - Tanks or Drums:

Total Drums, not exceeding 4 in number, each location	3.00
---	------

Each Tank:

Not exceeding 550 gallons	7.00
Aboveground	7.00
Underground	15.00
Over 550 to 5,000 gallons	30.00
Over 5,000 to 20,000	40.00
Over 20,000 to 50,000	50.00
Over 50,000 to 200,000	60.00
Over 200,000	80.00

Total Permit Fee shall be the sum of burner or heater fees, plus tank or drum fee

Alterations to existing burner or furnace installations-ea.unit	6.00
---	------

Installation Permits - Homeowner:

Includes burners and connected aboveground fuel oil tanks-	
(Note: fee includes examination)	30.00

Certificates of Inspection-Biennial:

Units with input rating not exceeding 5 gals. per hr.	
at any one location, first 5 units-each	12.00
Each addl unit with input rating not exceeding.	
5 gals/hr. same location	6.00
Units with input rating over 5 gals/hr. - each	25.00

Flammable Liquids:

Installation Permits - Storage Tanks

Each tank - not exceeding 550 gals. Aboveground	7.00
Underground	15.00
551 to 5,000 gals.	30.00
5,001 to 20,000 gals.	40.00
20,001 to 50,000 gals.	50.00
50,001 to 200,000 gals.	60.00
Over 200,000 gals.	80.00

Installation Permits (New or Replacement):

Burners with input rating not exceeding 50,000 BTU/hr.	
First 5 units at each occupancy - each unit	14.00
Each addl unit over 5 at same occupancy	6.00
50,001 to 75,000 BTU/hr. -1st 5 each occupancy -ea.unit	18.00
Each addl unit over 5 at same occupancy	7.00
75,001 to 500,000 BTU/hr.-1st 5 each occupancy-ea.unit	25.00
Each addl unit over 5 at same occupancy	14.00
Over 500,000 BTU/hr.-each	30.00

COUNCIL PROCEEDINGS -8-

Alterations to existing burner or furnace installations:	
Each unit	\$ 6.00
Preliminary Inspections--each visit	6.00
Homeowner Permit--includes burners & gas piping (Fee includes examination)	30.00
Gas Piping System Permit - each system	15.00
Certificates of Inspection - Biennial:	
Units with input rating 50,000 BTU per hour (same location)	
First 5 - each	6.00
Each addl. unit - same location	4.00
Over 50,000 to 500,000 BTU per hour (same location)	
First 5 - each	12.00
Each addl unit same location	6.00
Over 500,000 BTU/hr. each	25.00
Hazardous Gases	
Installation Permits:	
Chlorine, Sulpher Dioxide and Methyl Chloride:	
Total Quantity on Premises--	
500 lbs. or less	15.00
over 500 lbs. to 1 ton	20.00
over 1 ton to 15 tons	30.00
over 15 tons	50.00
Other Hazardous Gases-Systems with connected containers:	
Hospitals-	
20 outlets or less	25.00
21 to 30 outlets	35.00
over 30 outlets	50.00
Occupancies other than hospitals-	
2500 cu ft. or less	15.00
2501 to 5000 cu. ft.	20.00
5001 to 10,000 cu. ft.	30.00
over 10,000 cu. ft.	50.00
Other Hazardous Gases-Total storage on premises, not connected to a system or appliance:	
2,500 cu ft. or less	15.00
Over 2,500 to 5,000 cu. ft.	20.00
Over 5,000 to 10,000 cu. ft.	30.00
Over 10,000 cu. ft.	50.00
Alteration Permit	20.00
Biennial Licenses:	
Chlorine, Sulpher Dioxide and Methyl Chloride-	
Total Quality on Premises:	
500 lbs. or less	8.00
over 500 lbs. to 1 ton	15.00
Over 1 ton to 15 tons	20.00
Over 15 tons	30.00
Other Hazardous Gases-Systems with connected containers:	
Hospitals-	
20 outlets or less	15.00
21 to 30 outlets	20.00
Over 30 outlets	30.00

COUNCIL PROCEEDINGS -9-

Occupancies other than hospitals-	
2500 cu. ft. or less	\$ 8.00
2501 to 5000 cu. ft.	15.00
5001 to 10,000 cu. ft.	20.00
Over 10,000 cu. ft.	30.00
Other Hazardous Gases - Total storage on premises not connected to a system or appliance-	
2500 cu. ft. or less	8.00
2501 to 5,000 cu. ft.	15.00
5001 to 10,000 cu. ft.	20.00
over 10,000 cu. ft.	30.00
Hazardous Gases Equipment:	
Special or Shop Inspection - each visit	15.00
Liquefied Petroleum Gas Systems & Storage Installation Permits:	
Each system, including appliances, having an aggregate connected water capacity of:	
30 gallons or less	15.00
over 30 to 60 gallons	20.00
over 60 to 500 gallons	30.00
over 500 to 1,200 gallons	40.00
over 1200 gallons	50.00
Total storage on premises, not connected to a system or appliance, having a water capacity of:	
60 gallons or less	15.00
over 60 to 1,200 gallons	30.00
over 1200 gallons	45.00
Alteration Permits	20.00
Biennial Licenses:	
Each system, including appliances, having an aggregate connected water capacity of:	
30 gallons or less	\$10.00
over 30 to 60 gallons	15.00
over 60 to 500 gallons	20.00
over 500 to 1200 gallons	30.00
over 1200 gallons	40.00
Total storage on premises, not connected to a system or appliance, having a water capacity of:	
60 gallons or less	10.00
over 60 to 1200 gallons	20.00
over 1200 gallons	30.00
Special or Shop Inspection	
Each inspection visit - each unit	15.00
Refrigerating Systems:	
Installation Permits:	
Self-Contained Systems activated by motors or engines:	
2-HP or less - 1st 5 units at same location, each	10.00
Addl units over 5 at same location, each	6.00
Over 2 HP to 5 HP, each	12.00

COUNCIL PROCEEDINGS -10-

Remote Systems activated by motors or engines of 5 HP or less - each	\$14.00
Systems and/or compressors activated by motors or engine: Over 5 HP to 50 HP - each	25.00
Over 50 HP - each	40.00
Multiple domestic systems serving more than 2-families: Each evaporator (new installation)	1.00
Alterations to each system: (This does not include additional compressors, such as requiring installation permits based on their horsepower)	10.00
Special or Shop Inspection of Refrigeration Equipment: Each unit - each visit	50.00
Preliminary Inspection - each visit	10.00
Annual Licenses:	
First Unit (Class A) over 1 HP to 5 HP	8.00
Each (Class A) addl. unit - same location	4.00
Over 5 HP to 50 HP (Class B) - each unit	12.00
Over 50 HP (Class C) - each unit	20.00
Biennial Licenses:	
Multiple domestic systems serving more than 2-families: Building not exceeding 10 apartments (Class D)	6.00
11 to 20 apartments (Class E)	12.00
21 to 30 apartments (Class F)	18.00
Over 30 apartments (Class G)	25.00
Space Heating Distribution Systems: Installation and Alteration Permits	
Installation of space heating distribution systems in existing dwelling	18.00
Alteration of space heating distribution system in existing dwelling	12.00
Overtime Inspections	
Evenings and Saturdays:	
First one-half hour or fraction thereof	12.00
Each addl half-hour or fraction thereof	10.00
Sundays and Holidays:	
First one-half hour or fraction thereof	15.00
Each addl half-hour or fraction thereof	10.00
Above rates charged in addition to regular license and permit fees	
Certificates of Occupancy and Compliance	
Special Inspection requested in writing by owner, pertaining to sale of buildings: Each hour or fraction thereof	15.00
Laboratory Tests	
For the testing of materials, devices and various equipment not specifically listed herein, to cover the cost of service incidental to the laboratory testing involved: Each hour or fraction thereof	15.00
Special Inspections	
For special inspection or installation not herein specifically prescribed: Each hour or fraction thereof	15.00

COUNCIL PROCEEDINGS -11-

ELECTRICAL PERMITS:

Registration and Licensing	
No Change	
Minimum Permit Fees	\$12.00
Circuits	
First 40 circuits (concealed) each circuit-new or extended	2.00
Each addl concealed circuit (new or extended)	.75
First 40 circuits (open) each circuit - new or extended	2.00
Each addl open circuit (new or extended)	.75
Fixtures:	
First 25 lamps or tubes or fraction thereof	3.00
Each addl 25 lamps or tubes or fraction thereof	1.00
Swimming Pools	
One Circuit - one motor (Minimum Permit)	12.00
Water Heaters	
First Water Heater	12.00
each Addl	2.00
Ranges: "Electric" (without full permit)	
First Unit	12.00
Each addl. Unit	2.00
When Included in Full Permit:	
First Unit	4.00
Each Addl Unit	2.00
Ovens: "Electric" (without full permit)	
First Unit	12.00
Each Addl. Unit	2.00
When Included in Full Permit:	
First Unit	4.00
Each Addl. Unit	2.00
Disposal:	
First Unit	3.00
Each Addl. Unit	2.00
Minimum Permit Fee]	12.00
Dishwasher:	
First Unit	3.00
Each Addl. Unit	2.00
Minimum Permit Fee	12.00
Washer & Dryer:	
First Unit	3.00
Each Addl. Unit	2.00
Minimum Permit Fee	12.00
Furnace Connecting Permit Minimum Permit Fee	12.00
Connecting Air Conditioners Minimum Permit Fee	12.00
Garage Door Opener Minimum Permit Fee	12.00
Motors, Power, Heating Units and Furnaces:	
Includes generators, rectifiers, welders, flood lamps, 1000 W or over, heating and/or power units based on horsepower KW or KVA rating	



COUNCIL PROCEEDINGS -12-

1/4 HP, KW or KVA to 10 HP, KW, KVA or Power Plug:	
First Unit	\$ 4.00
Each Addl. Unit	2.00
Over 10 to 30:	
First Unit	6.00
Each Addl. Unit	3.00
Over 30 to 50	
First Unit	8.00
Each Addl. Unit	4.00
Over 50	
First Unit	10.00
Each Addl. Unit	5.00
Minimum Permit Fee	12.00
Service:	
Temporary for light, heat, power or permanent service only:	
100 ampere or less	12.00
100 to 400 amperes	15.00
Over 400, or temporary primary service	21.00
Change of Service	12.00
Rough Inspection:	
Concealed wiring, each permit	6.00
Additional Permit for Equipment Installed and Inspected:	
Minimum Permit Fee	6.00
Transfer of Permits - Each permit	6.00
Outdoor Meter Cabinets--In Existing Services	
Each location - with electrical permit	10.00
Separate Permit Only	12.00
Repairs (General):	
Repairs and alterations not specifically covered in this schedule, each hour or fraction thereof	12.00
Inspections or investigations not specifically covered in this schedule, each hour or fraction thereof	12.00
Feeders (Conduits, Wireways, Bus Ducts, Cables, Etc.)	
First 100 or less	5.00
Next 101 to 1,000	2.00
Next 1,001 to 2,000	.50
Next 2001 to 3,000	.50
Each addl. thousand from 3,000 up	.50 each thousand
Underfloor Raceways, Headers for Cellular Floors, Etc.:	
First 100 or less	5.00
Next 101 to 1,000	2.00
1001 to 10,000	.50
10,001 to 11,000	.50
Each addl thousand from 11,001 up	.50
Residential Electrical Space Heating	
First Room	5.00
Each Addl. Room	2.00
Supplemental Heating and other Occupancies, use KW rating per unit under item (4) in schedule.	12.00

COUNCIL PROCEEDINGS -13-

Motion Picture Apparatus - each machine	\$12.00
Special Inspections - Carnivals	15.00
Circuses	15.00
Shop inspection's refrigeration, etc. each unit - ea visit	25.00
Theatrical Road Show	15.00
Temporary Wiring:	
Conventions, Displays, exhibits, etc.	20.00
Industrial & Commercial Buildings:	
Fixtures (each 50 lamps)	8.00
Motors - generators, welders, power units, etc. each	8.00
Wiring - each circuit	8.00
Overtime Inspections:	
Evenings and Saturdays	
First 1/2 hour or fraction thereof	12.00
Each addl. 1/2 hour or fraction thereof	7.50
Sunday and Holidays	
First 1/2 hour or fraction thereof	15.00
Each addl. 1/2 hour or fraction thereof	10.00
Annual Inspections (Electrical)	
Convalescent Homes	12.00
Dance Halls and Cabarets	12.00
Public Storage Houses	12.00
Self Service Laundries	12.00
Hotel-Rooming Houses and Theatres	12.00
Sign Connections Only:	
Each sign-provided inspection is made at the same time as other electrical inspection	6.00
Each addl. sign	2.00
Sign connection permit only	12.00
Outline Tubing (Connection) - each 50 or fraction thereof	2.00
Inspection of Signs Minimum	12.00
Tag Inspection - each sign	6.00
Next 20 circuits each	1.00
Over 21 circuits each	.50
Small Signs Tag Inspection each sign	3.00
Window Signs Tag Inspection Each sign	6.00
Fire Alarm Systems	
City Pull Box (Gamewell) Each box	9.00
Drill & Pull Stations--1st 5 stations or less	9.00
Each addl. 2 stations	3.00
Heat or Smoke Detectors--1st 5 or less	5.00
each addl. 4 or fraction thereof	3.00
House Master Panel - each panel	15.00
Sprinkler System - Wet only	15.00
Sprinkler System - West and dry	25.00
Alterations or additions to existing systems	20.00
Hospital or Convalescent Home Generator Sets	
0 to 30 total KW or KVA	35.00
over 30 total KW or KVA	70.00

COUNCIL PROCEEDINGS -14-

Electrical Plan Examinations - Minimum Fee	\$15.00
Revision of Approval Electrical Layout - 1st page	10.00
Each addl. page	3.00
Electrical Layouts - 1st page	10.00
Each addl. page	3.00
Minor Work - Minimum Permit	12.00
Temporary Service - Fee	12.00

PLUMBING

Minimum Fee for Replacement or Repair	12.00
New Stacks (new-alterations) soil, waste vent inside conductor	2.50
Each sump or interceptor with Permit	3.00
Water Closets	1.50
Baths	1.50
Lavatories - each	1.50
Laundry Trays - each	1.50
Sinks (any desc.) each	1.50
Floor drains traps (in san. and iron lines) each	1.50
Shower Traps - each	1.50
Hot Water Tanks with other plumbing permits - each	2.00
Hot Water Heaters (New or replacements-separate permit)	12.00
Sumps and interceptors - each	3.00
Unit Heater and Tank - each	2.00
Urinals - each	2.50
Humidifiers - each	1.50
Catch basins - each	2.50
Pump or Water Lift - each	2.50
Dishwashing Machine - each	1.50
Automatic Washer - each	1.50
Garbage Disposal - each	1.50
Water Softener - each	1.50
Drinking Fountain - each	1.50
Dental Chair - each	1.50
Each soda fountain bar, waste or refrigeration outlet	1.50
Each refrigeration outlet	1.50
Each grease trap	1.50
Each hose bib	3.00
Back Water trap or Valve - each	3.00
Replacement of Fixture when no waste or water piping is chgd.	12.00
Installation of Addl. Equipment prior to the completion of plumbing work covered by previous permit - minimum	8.00
If more than 1 machine is installed at the same location and at the same time each unit shall be chgd for at the rate of \$1.50 each with minimum fee of	8.00
Automatic Laundry Machines, Humidifiers or Beverage Vending Machines installed separately	12.00
If more than 1 machine is installed at the same time at the same location, each unit shall be chgd at rate of \$1.00 each with minimum of	8.00

COUNCIL PROCEEDINGS -15-

Sewers:

Lines not exceeding 6" in diameter	\$12.00
8"	14.00
10"	17.00
12"	22.00
14"	27.00
16"	32.00
18"	37.00
Lines over 18" in diameter	42.00

Manholes each

4.00

Drains:

Lines not exceeding 6" in diameter	12.00
Lines not exceeding 8" in diameter	14.00
10"	17.00
12"	25.00
14"	30.00
16"	35.00
18"	40.00
Over 18"	45.00

Manholes each

4.00

Building Sewer to Building Drain Connections Minimum

12.00

Septic Tank By-Pass

12.00

Storm Drain connected

12.00

Storm Drains Underground to Bldg & Sewer

12.00

Septic Tank:

Not Exceeding 850 gallons

30.00

Exceeding 850 gallons

40.00

Laboratory Tests - each man hour or fraction thereof

18.00/hr.

Certificates of Inspection

Per Man Hour

15.00

Minimum Fee

15.00

Replacing of Piping, in conjunction with installation or replacement of fixtures, Minimum Fee

6.00

Alterations

18.00/hr.

Special Equipment:

For each Automatic Laundry Machine - Minimum

12.00

Each addl. Unit

2.00

If included on application for permit covering other fixtures, including replacements, the regular \$2.00 rate for each machine shall be charged with minimum fee of

12.00

Special Inspections:

Work not ready

12.00

Reinspection

12.00

Special inspection or installation of plumbing equipment

15.00

Shower pan inspection, new or replacement

12.00

Certificates of bathroom alcove inspections, gypsum wall-board and sealer, each hour or fraction thereof

15.00

COUNCIL PROCEEDINGS -16-

Overtime Inspections:

Evenings and Saturdays:

1st one-half hour or fraction thereof	\$15.00
Each addl one-half hour or fraction thereof	10.00

Sundays and Holidays:

First one-half hour or fraction thereof	20.00
each addl. one-half hour or fraction thereof	10.00

Roll Call: Ayes: Allen, Richardson, Seibert, Yoder

Nays: None

Absent: Brotherton

Motion carried, all ayes.

CM-5-583-71 REPORT RELOCATION OF GILL ROAD PAVING AT KLINKMAN PROPERTY

City Manager Dinan stated that his office and the City Attorney met with Mr. and Mrs. Klinkman and their attorney in an effort to develop a settlement on the location of proposed paving of Gill Road in front of the Klinkman property.

In arriving at a settlement with the Klinkmans, the city engineers developed a new design for the paving, relocating it 7 1/2 ft. west of its previous location placing it on the centerline of the right of way, which in essence moved the curb 7 1/2 ft. west, 6 1/2 ft. from the maple tree that was in question.

As part of the settlement with Mr. and Mrs. Klinkman, the city offered to re-locate an 18" spruce tree on their property and replace same with a similar type tree if it does not live within a two-year period. The city will also re-locate additional shrubbery as prescribed by the Klinkmans and reimburse them \$100.00 for an 8" pine and \$100.00 for a willow tree; as part of this settlement, Mr. and Mrs. Klinkman will furnish the city of Farmington with necessary roadway easement so that this pavement can be installed within 16 1/2 ft. of the centerline of this right of way.

As part of this relocation of the pavement, it would be necessary for the city to enclose 250 ft. open drainage ditch commencing south of the location of the maple tree and extending north. It was suggested that the city continue the enclosure approximately 750 ft. north which would avoid the necessity of putting a jog in the road, eliminate the cost of a guardrail, improve safety conditions and aesthetics on Gill Road, for a net cost of \$16,000, with the elimination of \$4,000 for the cost of the guardrail.

It was pointed out that the city would have to make this enclosure sooner or later and it would be much more economical to do it at this time and avoid additional expenses, cost of guardrail, working in much tighter conditions and causing a jog in the road. Therefore it is the recommendation of the City Manager that the City Council approve the enclosure of this open drainage ditch as prescribed by the city engineers to be financed from the City at Large surplus funds from the Freedom Road Drainage Program and that the City Council agree with the terms of settlement with Mr. and Mrs. Klinkman for the necessary right of way to allow road pavement 16 1/2 ft. from the centerline of the right of way in accordance with the terms as described above.

Motion by Seibert, supported by Yoder, to approve the enclosure of this open drainage ditch as prescribed by the city engineers to be financed from the City at Large surplus funds from the Freedom Road Drainage Program. Motion carried, all ayes.

CM-5-584-71

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

BE IT RESOLVED:

That the City of Farmington enter into an agreement with Mr. and Mrs. Klinkman, 23080 Gill Road, Farmington, Michigan, that the city will re-locate an 18" spruce tree and an 8" pine tree, and also relocate additional shrubbery, and will reimburse the Klinkmans \$100.00 for the removal of a willow tree as part of this settlement.

BE IT FURTHER RESOLVED:

That Mr. and Mrs. Klinkman will furnish the City of Farmington necessary roadway easement so that this pavement can be installed within 16 1/2 ft. centerline of the right of way.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen

Nays: None

Absent Brotherton

Resolution declared adopted May 17, 1971.

---

Elizabeth Brines, City Clerk

CM-5-585-71 REPORT CHANGE IN SWIMMING POOL ORDINANCE

City Manager Dinan submitted a report from the Building Inspector, Jay Harrison, requesting the City Council to amend the City Ordinance regarding swimming pools by adding a new paragraph (4) to read as follows:

All electrical installations or wiring in connection with swimming pools shall conform to the National Electrical Code and the supplement thereto relative to swimming pools and in addition, all grounding connections that are not readily accessible after the pool is finished shall be welded by brazing. The electrical circuits to the pool and the pool area shall be protected by a ground fault circuit interrupter. All pool filter pumps must be connected by Permanent Wiring.

Motion by Seibert, supported by Yoder, that the present ordinance be amended as described above. Motion carried, all ayes.

CM-5-586-71 REPORT CORRECTION TAX BILLS LOTS 6 THROUGH 9, FARMINGTON HILLCREST SUBDIVISION

City Manager Dinan submitted a report from City Assessor, Dorothy Poston, relative to the actual assessments that were levied against Lots 6 through 9, Farmington Hillcrest Subdivision, in 1968-70. City Manager Dinan stated that the city had come to an agreement with Mr. Clifford and property owners involved giving credit for erroneous assessments in 1968 through 1970 and credits will be given for the 1972 assessment roll as follows:

Lot No. 6 .	\$1,830.00
Lot No. 7	2,470.00
Lot No. 8	3,330.00
Lot No. 9	920.00

Motion by Yoder, supported by Richardson, to instruct the City Assessor to give the necessary credits for these assessments on Lots 6 through 9, Farmington Hillcrest Subdivision, as recommended by the City Manager.

Motion carried, all ayes.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Motion by Seibert, supported by Yoder, to receive and file.

Motion carried, all ayes.

Chief Deadman reported on the fire at the Farmington High School Sunday, May 16, 1971.

CM-5-587-71 ESTABLISH SPECIAL COUNCIL MEETING MAY 24, 1971 FOR SALE OF BONDS

Motion by Seibert, supported by Yoder, to establish a Special Meeting of the City Council at 7:30 p.m. Monday, May 24, 1971, for the sale of Bonds.

Motion carried, all ayes.

COMMENTS

Councilman Allen expressed his opinion regarding the burning ordinance and suggested perhaps the newspapers could publicize the fact that as of May 15th the ordinance was back in effect.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Seibert, supported by Richardson to approve the claims and accounts for May 17, 1971, General Fund \$6,279.84 and Water & Sewer \$2,108.98.

Roll Call:

Ayes: Richardson, Seibert, Yoder, Allen

Nays: None

Absent: Brotherton

Motion carried, all ayes.

Meeting adjourned at 9:15 p.m.

*Wilbur V. Brotherton*

Wilbur V. Brotherton, Mayor

City Clerk

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was held May 24, 1971.

Meeting was called to order at 7:30 p.m. by Mayor Brotherton.

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

CITY OFFICIALS PRESENT: City Manager Dinan, Acting-Clerk Viane.

CM-5-588-71 SALE OF IMPROVEMENT BONDS \$100,000.00 GENERAL OBLIGATION  
AND \$100,000.00 SPECIAL ASSESSMENT

Two bids were received for the sale of these bonds as per advertisement in the Observer Newspaper on May 15, 1971 and in the Michigan Investor on May 15, 1971. Bids were received from American Securities Corporation-Kenower, MacArthur Division, and Ryan, Sutherland & Company, Inc.

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

WHEREAS: May 24, 1971 at 7:30 p.m. Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$100,000.00 General Obligation Improvement Bonds (District No. 70-46) and \$100,000.00 Special Assessment Improvement Bonds (District No. 70-46) 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

Bidder	Maturity	Rate of Interest	Premium
American Securities Corp.	9-1-71 thru 9-1-77	5 3/4%	\$49.80
Kenower, MacArthur Division	9-1-78	5 1/4%	
\$200,000.00 Improvement Bonds	9-1-79	5 1/2%	
	9-1-80	5.70%	
		Net Interest: 5.6134	(\$59,503.08)
Ryan, Sutherland & Company			
\$200,000.00 Improvement Bonds	All Bonds	5 1/2%	\$340.00
		Net Interest: 5.4679	(\$57,960.00)

AND WHEREAS: THE BID OF Ryan, Sutherland & Company has been determined to produce the lowest interest cost to the City:

NOW THEREFORE BE IT RESOLVED THAT:

1. The bid of Ryan, Sutherland & Co. 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.



COUNCIL PROCEEDINGS -2-

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

ROLL CALL:

AYES: Allen, Richardson, Brotherton, Yoder.

NAYS; None

ABSENT Seibert

RESOLUTION DECLARED ADOPTED May 24, 1971.

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

ADJOURNMENT

Meeting was adjourned at 7:50 P.M.

*Wilbur V. Brotherton*  
\_\_\_\_\_  
Wilbur V. Brotherton, Mayor

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

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on June 7, 1971. 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, Attorney Kelly, Chief Deadman and Director Jones.

MINUTES OF PREVIOUS MEETING AND SPECIAL MEETING

Motion by Yoder supported by Richardson to approve the minutes of the previous meeting of May 17, 1971 and Special Meeting of May 13, 1971 as published. Motion carried, all ayes.

PUBLIC HEARING

CM-6-589-71 AMENDMENT TO ZONING ORDINANCE, ARTICLE 10 OFF-STREET PARKING AND LOADING, SECTION 5.98, CHAPTER 39, TITLE V.

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. Hearing no comments, motion by Allen supported by Richardson to close Public Hearing. Motion carried, all ayes.

Motion by Richardson supported by Yoder to introduce Ordinance No. C-303-71 an ordinance to amend the Code of the City of Farmington Zoning Ordinance, Article 10 Off-Street Parking and Loading, Section 5.98, Chapter 39, Title V.

Motion carried, all ayes.

PUBLIC HEARING ON NECESSITY OF 7" DEEP STRENGTH ASPHALT PAVING WITH CURB AND GUTTER, JAMES COURT FROM FLEMING TO CUL-DE-SAC

CM-6-590-71 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.

Questions were asked by Louis Friedman 33863 James Court, Robert Miresse 33761 James Court, Fred Cromwell 33705 James Court, Orvis Henke 33714 James Court, and Joseph Springer 33738 James Court. Most of the questions pertained to the cost of the assessment and City Manager Dinan stated that the Assessment Roll would be confirmed at the June 21st meeting. Hearing no other comments, motion by Yoder supported by Allen to close Public Hearing. Motion carried, all ayes.

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

WHEREAS: The City Council of the City of Farmington has deemed it necessary to acquire and construct 7" deep strength asphalt on the following described street:

James Court from Fleming to Cul-de-Sac.

WHEREAS, plans and specifications and estimate of cost and other information concerning said street improvements 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 85 through 100 inclusive. Alta Loma Subdivision #3.

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 para. #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: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert.

RESOLUTION DECLARED ADOPTED JUNE 7, 1971.

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

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

RESOLUTION #4.

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the City consisting of 7" Deep Strength Asphalt on the following described street:

JAMES COURT FROM FLEMING TO CUL-DE-SAC

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 Monday June 21, 1971 at 8:00 o'clock 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, a newspaper published in the City, at least once not less than ten days (10) 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 85 through 100 inclusive, Alta Loma Subdivision #3.

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 7" Deep Strength Asphalt on the following described street:

JAMES COURT FROM FLEMING TO CUL-DE-SAC.

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 o'clock p.m., Eastern Standard Time, on June 21, 1971 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: Brotherton, Richardson, Yoder, Allen

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

Elizabeth Brines, City Clerk.

CM-6-591-71 PUBLIC HEARING ON NECESSITY OF 7" DEEP STRENGTH ASPHALT PAVING WITH CURB AND GUTTER, HAMLIN COURT FROM FLEMING TO WEST OF CUL-DE-SAC

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.

Questions were asked by the following, Harry Romas 33791 Hamlin; Stephen Baranyai 33810 Hamlin, Fred Cordes 33765 Hamlin and Thelma and Tom Jayroe 33715 Hamlin.

City Manager Dinan answered the various questions and once again stated that a public hearing on the Assessment Roll would be held June 21, 1971 at which time the Assessments would be confirmed.

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

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

RESOLUTION #3

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct 7" deep strength asphalt with curb and gutter on the following described street:

Hamlin Court from Fleming to West of Cul-De-Sac

WHEREAS, plans and specifications and estimate of cost and other information concerning said street 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:  
Lot numbers 72 through 75 inclusive. Lot numbers 80 through 84 incl.,  
Alta Loma Subdivision #3.
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 of 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, Yoder, Allen, Brotherton

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

Elizabeth Brines, City Clerk

Motion by Richardson supported by Allen 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 7" deep strength asphalt with curb and gutter on the following described street:  
HAMLIN COURT FROM FLEMING TO WEST OF CUL-DE-SAC

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 June 21, 1971 at 8:00 o'clock 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 Observer, a newspaper published in the City, at least once not less than ten 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 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:

Lot numbers 72 through 75 inclusive; lot numbers 80 through 84 inclusive, Alta Loma Subdivision #3.

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 construction of 7" deep strength Asphalt with curb and gutter on the following described street:

HAMLIN COURT FROM FLEMING TO WEST OF CUL-DE-SAC.

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 o'clock p.m. Eastern Standard Time, on June 21, 1971 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: Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

---

Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

CITY OF FARMINGTON PLANNING COMMISSION PROCEEDINGS MAY 24, 1971

Motion by Richardson supported by Yoder to approve Planning Commission minutes of May 24, 1971.

Motion carried, all ayes.

CITY OF FARMINGTON ZONING BOARD OF APPEALS MAY 19, 1971

Motion by Allen supported by Richardson to approve Zoning Board of Appeals minutes of May 19, 1971.

Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MEETING OF APRIL 22, 1971

Receive and file.

BEAUTIFICATION COMMITTEE MINUTES, MAY 5, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-6-592-71 REQUEST FROM FARMINGTON ELKS LODGE 1986 FOR PERMISSION TO SET UP TICKET BOOTHS DURING JULY 1971

Request from Farmington Elks Lodge No. 1986 requesting permission to set up ticket booths during the month of July for the sale of tickets in the promotion of the Ox Roast for the Founders Festival.

They state they will provide proper maintenance and clean up of the area during this activity and will remove all equipment from these sites.

Motion by Yoder supported by Richardson to grant permission to the Farmington Elks to set up ticket booths at the A. and P. Store in the Farmington Shopping Center, the Farmington Plaza, and the Bel-Aire Shopping Center, on the following dates: July 2-3, 9-10, 16-17, and 23-24, 1971.

Motion carried, all ayes.

CM-6-593-71 RESOLUTION FROM CITY OF WIXOM REGARDING TAX STRUCTURE

Resolution from the City of Wixom regarding assessment practices which are found to be unfair with respect to the ability to pay, thus forcing the sale of one's homestead against their wishes, and depriving the property owner of his natural and inalienable right to hold, enjoy and continue to legally use his land at his own discretion. The City of Wixom is requesting Oakland County and the State of Michigan to take action necessary to correct this unfair tax structure.

The City Council members expressed sympathy to the thoughts generated in this resolution, and believe that tax reform is always talked about with very little being done. Governor Milliken has suggested elimination of the property tax as a method of raising funds for school operations excluding a token of six mills taxation that could be levied on the local level, and they are also of the opinion that the Taxation Commission has come up with a different approach to this problem.

Motion by Allen supported by Yoder that the Farmington City Council go on record as supporting the City of Wixom's resolution and agreeing with the concept of tax reform eliminating the heavy burden of school taxes that are being placed on the property tax and that some other method as suggested by the Governor or Taxation commission be developed to relieve this very burdensome method of taxation for school purposes, and that their feelings in this regard be forwarded to Senator Pursell and Representative Baker.

Motion carried, all ayes.

CM-6-594-71 REQUEST FOR PROCLAMATION OF UNITED NATIONS DAY OCTOBER 24, 1971

Motion by Richardson supported by Allen to proclaim United Nations Day in the City of Farmington on October 24, 1971.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-6-595-71 LIQUOR CONTROL COMMISSION LICENSE AVAILABLE UNDER 1970 CENSUS

City Manager Dinan reported that based on our 1970 census of 10,329 the City has a quota of seven Class C licenses. Presently there are six existing Class C licenses, which means that the City Council can issue one additional license.

At present there are two applications pending that have been submitted to the Liquor Control Commission, (1) Joseph Parente, no proposed location and (2) an application from Bruce Polozker, proposed location Halstead and Grand River Avenue. Mr. Polozker has a letter from the Sheraton Inn stating they have a definite interest in a proposed Motor Inn site at Halstead and Grand River subject to the availability of a Class "C" liquor license. It was decided that this would involve a sizeable investment and utilize a Class "C" license to good advantage and would generate much needed tax base.

Motion by Allen supported by Richardson to adopt the following resolution

BE IT RESOLVED:

That the request from Bruce Polozker, 16250 Northland Drive, Suite 205, Southfield, for a Class "C" license be considered for approval. It was the consensus of this legislative body that the application be recommended for issuance.

Roll Call

Ayes: Allen, Brotherton, Richardson, Yoder

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

---

Elizabeth Brines, City Clerk.



CM-6-596-71 ESTABLISH PUBLIC HEARING VARIANCE OFF-STREET PARKING FOR FORMER NATIONAL BANK BUILDING AT 33334 GRAND RIVER AVENUE

City Manager Dinan stated the Planning Commission has approved the site plan for proposed use of the former National Bank of Detroit Building for a Mini-Mall or Shopping Arcade, subject to City Council granting an off-street parking variance for the use of this building.

Mr. Dinan reminded the Council that ~~this~~ former National Bank building has been vacant four years and has created quite an eyesore to the downtown section of Farmington. He states the proponent, anticipates expending upwards of \$100,000.00 in renovating this building, plus there will be interior corridors of cobblestone and attractive partitioning fixtures to give an excellent atmosphere for specialty shops.

The useable floor area of this proposed facility is 4500 sq. ft., which would require upwards of 30 cars to meet the requirements of the ordinance. Unfortunately this building does not have any off-street parking, although the bank building did contribute \$12,685.00 towards the municipal off-street parking program in 1960. Assuming that they did receive credit at \$500.00 for each off-street parking space, they would receive credit for 25 off-street parking spaces. The proponent is of the opinion that he will be able to draw pedestrian traffic, which is in essence the theme of Farmington's Downtown Redevelopment Program - to create more walk-in traffic in the Central Business District. There are also two municipal parking lots within 400 ft., of the building in question that would be available to shoppers.

Motion by Allen supported by Richardson to establish a Public Hearing granting the variance to off-street parking, loading and unloading provisions, for 8:00 p.m. Monday June 21, 1971, and that notices be forwarded to interested parties within 300 ft., of subject property. Motion carried, all ayes.

CM-6-597-71 REPORT APPROVAL OF 1971-72 STATE HIGHWAY MAINTENANCE CONTRACT.

It is necessary for the City Council to approve the Annual Maintenance Contract for maintaining of Grand River from Gill Road to the east City Limits. The contract is established to reimburse the city for all expenses incurred in maintaining Grand River Avenue, and this agreement has worked favorably, due to the fact that the City is in a much better position to give maintenance to this main artery than if it were maintained by the State Highway Department.

Motion by Yoder supported by Richardson 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

COUNCIL PROCEEDINGS - 9 -

July 1, 1971 to June 30, 1972, is hereby accepted and John D. Dinan is 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 - Wilbur V. Brotherton, Mayor - is authorized to sign the said maintenance contract.

Roll Call

Ayes: Brotherton, Richardson, Yoder, Allen

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971

---

Elizabeth Brines, City Clerk

CM-6-598-71 TRAFFIC CONTROL ORDER PROHIBITING PARKING ON ARUNDEL WEST OF LONGACRE

City Manager Dinan stated that the property owner on the northwest corner of Arundel and Longacre has requested that "no parking" be permitted on the north side of Arundel west of Longacre because of the tremendous congestion in using the parking lot at Longacre School with the development of the Drake Road Park facilities.

Without this prohibiting of parking, individuals have been parking on property owners lawns causing damage to the landscaping and creating a bottleneck at the entrance to Longacre School.

Motion by Richardson supported by Yoder to adopt and enact the following traffic control order:

Chapter 5

Page 18

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 5.33 ARUNDEL

(a) North side from Longacre West to school property.

Motion carried, all ayes.

CM-6-599-71 ESTABLISH DISTRICT COURT JUDGE'S SALARY 1971-72

Effective July 1, 1971 the legislature has amended the maximum salary to be paid the District Court Judge from the present \$27,500 to a maximum of \$32,000. As part of this increase the State will pay an additional \$1500.00 from their present contribution of \$18,000 to \$19,500.00.

Presently the City and Township are contributing on a pro rata basis \$9500.00 of the judge's salary of \$27,500.00. If the governmental agencies increase the salary as allowed by the statute, it will mean

an increase from \$9500.00 to \$12,500.00 or an additional \$3,000 of which the City of Farmington would be responsible for 20% or \$600.00.

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

BE IT RESOLVED:

That the Farmington City Council approve a salary adjustment for the District Court Judge's salary 1971-72 increasing the City's participation an additional \$600.00 from \$1900.00 to \$2500.00 for the fiscal year 1971-72.

Roll Call

Ayes: Richardson, Yoder, Allen, Brotherton

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

---

Elizabeth Brines, City Clerk

MISCELLANEOUS

PLANTE AND MORAN REPORT TEN MONTHS ENDED APRIL 30, 1971 AND WATER AND SEWER NINE MONTHS ENDED MARCH 31, 1971.

Receive and file.

APPOINTMENTS TO BOARDS AND COMMISSIONS

CM-6-600-71 PLANNING COMMISSION

Motion by Allen supported by Richardson to re-appoint William Burke, Charlotte Bruce and Richard Tupper to the Planning Commission, term to expire June 18, 1974.

Motion carried, all ayes.

CM-6-601-71 ELECTION COMMISSION

Motion by Richardson supported by Yoder to appoint Mayor Brotherton to serve on the City Election Commission, replacing Councilman Yoder whose term of office expires in November.

Motion carried, all ayes.

COMMENTS

CM-6-602-71 Mayor Brotherton opened the subject of Revenue Sharing for discussion. He stated he had received communications from the Conference of Mayors and Michigan Municipal League asking for support of Senate Bill 742 and House Bill 5204. Apparently these two Bills are receiving strong support from Cities throughout the State and are a key item in the joint House-Senate fiscal negotiations now taking place.

Motion by Allen supported by Richardson that the Farmington City Council go on record as supporting Senate Bill 742 and House Bill 5204 (Revenue Sharing) and that their support of these Bills be made known to Senator Carl Pursell and Representative Raymond Baker in Lansing.  
Motion carried, all ayes.

Mayor Brotherton stated he had received a notice from SEMCOG to the effect that during the coming year there would be an increase of 10% in dues. However, there will be a meeting and follow-up information which can be discussed in greater detail at the next Council meeting.

Mayor Brotherton asked the City Manager to look into the possibility of getting the "Welcome Wagon" letter printed on City of Farmington letterhead.

Councilman Allen mentioned the deplorable conditions at the Golden Rooster Bar. It was the consensus of the Council that a letter be sent to the owner telling him that unless existing conditions are remedied his Class "C" license will be in jeopardy.

Councilman Richardson asked the City Manager how the City could enforce weed-cutting. The City Manager told him this could be enforced under Chapter 41, in the Code of the City of Farmington.

RESOLUTIONS AND ORDINANCES

CM-6-603-71 ADOPT AMENDMENT C-304-71 (RE: SWIMMING POOLS)

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

ORDINANCE NO. C-304-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON, TITLE VIII, CHAPTER 82, SECTION 8.59, by ADDING A NEW PARAGRAPH.

THE CITY OF FARMINGTON ORDAINS:

Section 8.59. Safety Precautions.

(4) All electrical installations or wiring in connection with swimming pools shall conform to the National Electrical Code and the supplement thereto relative to swimming pools, and in addition, all grounding connections that are not readily accessible after the pool is finished shall be welded by brazing. The electrical circuits to the pool and the pool area shall be protected by a ground fault circuit interrupter. All pool filter pumps must be connected by permanent wiring.

This ordinance was introduced at a regular meeting of the Farmington City Code on May 17, 1971, was adopted and enacted at the next regular meeting of the Council on June 7, 1971 and will become effective ten days after publication.

Roll Call

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

---

Wilbur V. Brotherton, Mayor.

---

Elizabeth Brines, City Clerk

CM-6-604-71 ADOPT RESOLUTION AMENDING INTEREST RATE ON SAD 70-46

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

WHEREAS: by resolution duly adopted December 7, 1970 the City Council of the City of Farmington confirmed Special Assessment Roll No. 70-46 in anticipation of the collection of which the City of Farmington has authorized and sold its \$100,000 Special Assessment Improvement Bonds (District No. 70-46);

AND WHEREAS: in accordance with Act 342 of the Public Acts of Michigan 1969, it is deemed necessary to reduce the rate of interest charged on the deferred installments of Special Assessment Roll No. 70-46 to not more than one percentage point higher than the average rate ultimately borne by the aforesaid special assessment bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1: Paragraph 4 of Resolution No. 5 adopted December 7, 1970 be the same and is hereby amended to read as follows:

4. The deferred installments of said Special Assessment Roll shall bear interest at the rate of six and fifty hundredths (6.50%) per annum, from July 1, 1971, to their respective due dates, and said interest to be paid on the due date of each annual installment.

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

Roll Call

Ayes: Brotherton, Richardson, Yoder, Allen

Absent: Seibert

Nays: None

RESOLUTION DECLARED ADOPTED JUNE 7, 1971.

Elizabeth Brines, City Clerk.

CM-6-605-71 ADOPT RESOLUTION ESTABLISHING FOUR BANK ACCOUNTS

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

BE IT RESOLVED:

That the City Treasurer be authorized to open four bank accounts, a Construction Fund and a Debt Retirement Fund for 1971 PA 175 Highway Project and for SAD 70-46, Farmington-Freedom Storm Sewer Projects, using the City's facsimile signature plate; and that monies as needed, be transferred from the General Fund to the Construction Funds; and that the General Fund be reimbursed when the bonds are sold on these two projects.

Roll Call

Ayes: Richardson, Yoder, Allen, Brotherton

Absent: Seibert

Resolution declared adopted June 7, 1971.

CM-6-606-71 ADOPT RESOLUTION CLOSING WATER AND SEWER BANK ACCOUNTS

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

BE IT RESOLVED:

That, after making the final payment on the 1955 Water Supply and Sewage Disposal System Revenue Bonds, the City Treasurer be authorized to close the Debt Retirement Fund, Receiving Fund, Replacement Fund and Improvement Fund bank accounts and transfer cash balances to the Water Supply and Sewage Disposal System Operation and Maintenance Fund.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: Seibert

Resolution declared adopted June 7, 1971.

Elizabeth Brines, City Clerk.

CM-6-607-71 ADOPT BOND RESOLUTION \$300,000.00 MOTOR VEHICLE BOND ISSUE

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

WHEREAS, the City Council of the City of Farmington, County of Oakland, Michigan, deems it necessary to acquire and construct major street improvements described as follows:

<u>Street Name</u>	<u>Termini</u>	<u>Proposed Type of Work</u>
Shiawassee	Farmington Road to Grand River	33' back to back, 7" uniform concrete integral curb and storm drainage
Gill Road	Grand River Ave. to Freedom Road	33' back to back; 7" uniform concrete integral curb and storm drainage

AND WHEREAS, the City Council estimates the cost of said street improvements to be Three Hundred Thousand (\$300,000.00) Dollars;

AND WHEREAS, the City is authorized to expend Motor Vehicle Highway Funds allocated to it under the provisions of Section 13 of Act 51, Public Acts of Michigan, 1951, as amended, for the foregoing purposes;

AND WHEREAS, the City Council deems it to be in the best interest of the City to finance the cost of said improvements by borrowing the sum of Three Hundred Thousand (\$300,000.00) Dollars and issuing bonds of the City

therefor, pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended:

AND WHEREAS, the revenues received by the City of Farmington from the Motor Vehicle Highway Fund in one year period preceding the contemplated borrowing are more than sufficient to comply with all the requirements specified in Section 4 of Act 175, Public Acts of Michigan, 1952, as amended.

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The estimated cost of the improvements, as set forth in the preamble hereto is hereby approved and adopted.

2: The period of usefulness of said improvements, set forth in the preamble hereto is estimated to be not less than fifteen (15) years.

3: The City Council of the City of Farmington determines to borrow the sum of Three Hundred Thousand (\$300,000.00) Dollars and issue bonds of the City, pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended, for the purpose of providing funds to pay the cost of the street improvements listed in the preamble hereto.

4: Said bonds shall be designated 1971 MOTOR VEHICLE HIGHWAY FUND BONDS, and shall consist of sixty (60) bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, inclusive, dated as of September 1, 1971, and payable, without option of redemption, serially as follows:

\$15,000.00 December 1, 1971;  
\$10,000.00 December 1, 1972;  
\$ 5,000.00 December 1, 1973;  
\$10,000.00 December 1, 1974;  
\$ 5,000.00 December 1st of each of the years 1975 and 1976;  
\$30,000.00 December 1, 1977;  
\$20,000.00 December 1, 1978;  
\$15,000.00 December 1st of each of the years 1979 and 1980;  
\$20,000.00 December 1, 1981;  
\$15,000.00 December 1, 1982;  
\$20,000.00 December 1, 1983;  
\$45,000.00 December 1, 1984;  
\$50,000.00 December 1, 1985.

Said bonds shall bear interest at a rate or rates not exceeding six per cent (6%) per annum, payable on December 1, 1971, and semi-annually thereafter on June 1st and December 1st of each year, both principal and interest to be payable at a bank or trust company to be designated by the purchaser of the bonds.

5. For the purpose of providing moneys to pay the principal of and interest on the bonds herein authorized, and in accordance with the provisions of Act 175, Public Acts of Michigan, 1952, as amended, there is hereby made an irrevocable appropriation of the amount necessary to pay the principal of and interest on the bonds herein authorized from the moneys to be derived from State-collected taxes returned to the City of Farmington for Highway purposes, pursuant to law, and the Treasurer of the City of Farmington is hereby directed, during each year that any of the principal of and interest on the indebtedness herein authorized remains outstanding and unpaid, to set aside in a separate depository account, to be designated 1971 MOTOR VEHICLE HIGHWAY FUND BOND RETIREMENT FUND sufficient moneys from revenues received during each such year from the Motor Vehicle Highway Fund pursuant to law to pay the principal of and interest on the installment of such indebtedness next maturing.

6. Pursuant to the authorization of Act 175, Public Acts of Michigan, 1952, as amended, and as additional security for the prompt payment of the principal and interest on the bonds herein authorized, there is hereby irrevocably pledged the full faith and credit of the City of Farmington.

7. Said bonds shall be signed by the Mayor and countersigned by the City Clerk and the corporate seal of the City shall be affixed thereto, and the interest coupons annexed to said bonds shall bear the facsimile signatures of the Mayor and City Clerk; said bonds, when executed, shall be delivered to the Treasurer and be delivered by him to the purchaser thereof on payment of the purchase price, in accordance with the bid therefor, when accepted.

8. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CITY OF FARMINGTON  
1971 MOTOR VEHICLE HIGHWAY FUND BOND

No. \_\_\_\_\_

\$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland, State of Michigan, for value received, hereby promises to pay to the bearer hereof the sum of

FIVE THOUSAND DOLLARS

on the first day of December, A.D., 19\_\_\_, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent ( %) per annum, payable on December 1, 1971, and semi-annually thereafter on the first day of June and December of each year, upon presentation and surrender of the proper interest coupons hereto annexed as they severally become due. Both principal of and interest on this bond are payable in lawful money of the United States of America at \_\_\_\_\_,



and for the prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City of Farmington are hereby irrevocably pledged.

This bond is one of a series of coupon bonds consisting of sixty (60) bonds of the denomination of \$5,000.00 each, except as to denomination, rate of interest, and date of maturity, aggregating the principal sum of \$300,000.00 issued pursuant to authority of Act 175, Public Acts of Michigan, 1952, as amended, and pursuant to resolution of the City Council adopted on June 7, 1971, without option of prior redemption for the purpose of paying part of the cost of constructing major street improvements in the City of Farmington.

This bond and the interest thereon are payable from the proceeds of State-collected taxes returned to the City of Farmington for road purposes pursuant to law, or in case of insufficiency of said fund out of the general funds of the City of Farmington and the resolution authorizing the issuance and sale of said bonds contains as irrevocable appropriation of the amount necessary to pay the principal of and interest on this bond and the series of bonds of which this is one from the moneys derived from such State-collected taxes so returned to the City of Farmington for highway purposes which have not been theretofore specifically allocated and pledged for the payment of indebtedness.

It is hereby certified and recited that all acts, conditions and things required to be done, exist and happen, precedent to and in the issuance of said series of bonds of which this is one, in order to make them valid and binding obligations of said City, have been done, exist and have happened in regular and due form and time as required by law, and that the total indebtedness of said City, including the series of bonds of which this is one, does not exceed any constitutional, charter or statutory limitation.

IN WITNESS WHEREOF, the City of Farmington, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed by the facsimile signatures of the Mayor and City Clerk, all as of the first day of September, A.D., 1971.

CITY OF FARMINGTON

By \_\_\_\_\_  
Mayor

(seal)  
Countersigned:

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

(Form of Coupon)

No. \_\_\_\_\_ \$ \_\_\_\_\_  
On the first day of \_\_\_\_\_ A.D., 19\_\_\_\_, the City of Farmington, County of Oakland, State of Michigan, hereby promises to pay to the bearer hereof the sum shown hereon, at \_\_\_\_\_ bearing the interest due that date on its 1971 Motor Vehicle Highway Fund Bond dated September 1, 1971, No. \_\_\_\_\_

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

9. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale.

10. A copy of this resolution shall be published in the Farmington Observer, a newspaper of general circulation in the City of Farmington, Michigan, once promptly after its adoption before this resolution becomes effective.

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

AYES: Councilman Richardson, Yoder, Allen, Brotherton

ABSENT: Seibert

NAYS: None

RESOLUTION DECLARED ADOPTED.

---

Elizabeth Brines, City Clerk.

Minutes of a Regular Meeting of the City Council of the City of Farmington, County of Oakland, Michigan, held on the 7th day of June, 1971, at 8:00 o'clock p.m.; Eastern Standard Time, at the City Hall in said City.

PRESENT: Councilmen Allen, Brotherton, Richardson, Yoder

Absent: Councilman Seibert.

The following preamble and resolution were offered by Councilman Yoder and supported by Councilman Allen.

WHEREAS, by resolution adopted on June 7, 1971, the City Council of the City of Farmington, County of Oakland, Michigan, authorized the issuance and sale of Three Hundred Thousand (\$300,000.00) Dollars 1971 MOTOR VEHICLE HIGHWAY FUND BONDS of the City of Farmington to be dated September 1, 1971.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk shall cause Notice of Sale of said bonds to be published in the Michigan Investor of Detroit, Michigan, and in the Farmington Enterprise-Observer, Michigan fixing the date of sale of said bonds for the first regular or special meeting of the City Council occurring more than seven (7) full days after the latest date of publication of said Notice of Sale.

2. Said Notice of Sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$300,000.00

CITY OF FARMINGTON

COUNTY OF OAKLAND, MICHIGAN

1971 MOTOR VEHICLE HIGHWAY FUND BONDS

Sealed bids for the purchase of the above bonds will be received by the

undersigned at the City Hall, 23600 Liberty Street, Farmington, Michigan 48024, until \_\_\_\_\_ o'clock \_\_\_\_ .m., Eastern Standard Time, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ 1971, at which time and place said bids will be publicly opened and read.

Said bonds will be dated September 1, 1971, will be coupon bonds consisting of sixty (60) bonds of the denomination of \$5,000.00 each, will be numbered consecutively in direct order of maturity from 1 upwards and will bear interest from their date at a rate or rates not exceeding six per cent (6%) per annum, expressed in multiples of 1/8 or 1/20 of 1%, or both. Said interest shall be payable on December 1, 1971, and semi-annually thereafter on June 1st and December 1st of each year. The interest rate on any one bond shall be at one rate only and each coupon period shall be represented by one coupon only. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery. No bond of this issue may bear interest at a rate which is less than 50% of the rate borne by any other bond of this issue.

Said bonds will mature serially, as follows, without option of prior redemption;

\$15,000.00 December 1, 1971;  
\$10,000.00 December 1, 1972;  
\$ 5,000.00 December 1, 1973;  
\$10,000.00 December 1, 1974;  
\$15,000.00 December 1st of each of the years 1975 and 1976;  
\$30,000.00 December 1, 1977;  
\$20,000.00 December 1, 1978;  
\$15,000.00 December 1st of each of the years 1979 and 1980;  
\$20,000.00 December 1, 1981;  
\$15,000.00 December 1, 1982;  
\$20,000.00 December 1, 1983;  
\$45,000.00 December 1, 1984;  
\$50,000.00 December 1, 1985.

Both principal and interest will be payable at a bank or trust company to be designated by the purchaser of the bonds, and approved by the City Council, which paying agent shall be qualified as such under Michigan or Federal statutes.

Bonds are to be issued for the purposes of defraying the cost of major street improvements in the City.

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, the total dollar value of all interest on the bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) 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, or at a price less than their par value, will be considered.

The bonds are to be issued pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended, and are issued in anticipation of Motor Vehicle Highway Fund payments to be received by the City of Farmington, and said bonds will pledge the full faith and credit of the City of Farmington for their payment.

A certified or cashier's check in the amount of \$6,000.00, drawn upon an incorporated bank or trust company, payable to the order of the Treasurer 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 liquidated 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. The cost of such opinion will be paid by the City. The cost of printing the bonds shall be paid by the City. 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.

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

---

Elizabeth Brines, Clerk, City of  
Farmington

APPROVED:  
STATE OF MICHIGAN  
MUNICIPAL FINANCE COMMISSION

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

Ayes: Councilman Richardson, Yoder, Allen, Brotherton

Absent: Seibert

Nays: None

RESOLUTION DECLARED ADOPTED.

---

Elizabeth Brines, City Clerk.

CLAIMS AND ACCOUNTS  
A. MONTHLY BILLS

Motion by Yoder supported by Richardson to approve Claims and Accounts for June 7, 1971 as submitted, General Fund \$8,104.15 and Water and Sewer \$2,749.33.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson

Nays: None

Absent: Seibert

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 10:30 p.m.



---

WILBUR V. BROTHERTON, MAYOR

---

ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on June 21, 1971. 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, City Clerk Brines, Attorney Kelly, Chief Deadman and Director Jones.

### MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of previous meeting as published. Motion carried, all ayes.

### PUBLIC HEARING CM-6-608-71

#### A. REVIEW SPECIAL ASSESSMENT ROLL JAMES COURT FROM FLEMING TO CUL-DE-SAC

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. O. Henke of 33714 James Court asked if the engineering would determine the grade of the street. The City Manager told him that it would, but was of the opinion there would not be too much change. Mr. Henke also wanted to know if the front foot cost of the assessment would still be \$10.00 per foot. The City Manager told him it would.

City Manager Dinan stated he hoped to take bids on this project in July and that the actual work would start in August.

Motion by Allen supported by Richardson to close public hearing.  
Motion carried, all ayes.

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

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 7" deep strength asphalt with curb and gutter James Court from Fleming to cul-de-sac

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 that the a Council 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. 71-49 and which is in the sum of \$16,000.00 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 September 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 September 1, 1971, to their respective 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: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

RESOLUTION DECLARED ADOPTED JUNE 21, 1971.

---

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 principal amount of not exceeding \$16,000.00 and for the issuance of General Obligation Bonds of the City in the aggregate principal amount of not exceeding \$6,000.00 for the purpose of constructing 7" deep strength asphalt with curb and gutter James Court from Fleming to cul-de-sac.

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: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Resolution declared adopted June 21, 1971.

---

Elizabeth Brines, City Clerk.

CM-6-610-61 REVIEW SPECIAL ASSESSMENT ROLL HAMLIN COURT FROM FLEMING TO WEST OF CUL-DE-SAC

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 the assessment on Hamlin Court would be the same as James Court, namely \$10.00 per foot.

Stephen Baranyai 33810 Hamlin Court wanted to know if the City had an inspector who inspects the work being done by a contractor. City Manager Dinan told him yes, a full time inspector would be on the job.

Stephen Brithinee Jr., 33749 Hamlin Court wanted to know if the roads started flooding in this area if he could stop paying on his assessment. City Manager told him no because the assessment would be levied for the asphalt paving and the curb and gutter, and the City could not guarantee that there would be no flooding during any type storm.

Mr. Brithinee also wanted to know when the chuck holes had been filled on Hamlin Court, and the City Manager told him the Department of Public Works would send him a report on this.

Motion by Seibert supported by Yoder to close public hearing.  
Motion carried, all ayes.

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

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 7" deep strength asphalt with curb and gutter, Hamlin Court from Fleming to west of cul-de-sac.

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. 71-50 and which is in the sum of \$9,000.00 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 September 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 September 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 his 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 June 21, 1971.

---

Elizabeth Brines, City Clerk

Motion by Seibert supported by Yoder 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 principal amount of not exceeding \$9,000.00 and for the issuance of General Obligation Bonds of the City in aggregate principal amount of not exceeding \$6,000.00 for the purpose of constructing 7" deep strength asphalt with curb and gutter Hamlin Court from Fleming to west of cul-de-sac.

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: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Resolution declared adopted June 21, 1971.

---

Elizabeth Brines, City Clerk.

CM-6-611-71 VARIANCE OFF-STREET PARKING AND LOADING REQUIREMENTS, NATIONAL BANK OF DETROIT BLDG., GRAND RIVER AND 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 reported that technically the former National Bank of Detroit building has neither an off-street parking nor loading and unloading area to service this facility. He stated the National Bank of Detroit building however, did contribute \$12,685.00 towards a special assessment for the construction of the municipal off-street parking facilities, and therefore could possibly receive credit of one space for each \$500 or equivalent to 25 off-street parking spaces. The proposed building would utilize 4500 sq. ft., of useable area, or require 30 off-street parking spaces.

The proponent, Mr. Paul E. Barron of 16615 Whitby, Livonia, told the Council that he proposed renovating the former building to include installation of a new heating and air conditioning plant, anodized aluminum facia, indirect lighting, new aluminum glazing and tinted glass, and sandblasting of the exterior stone.

His plans are to develop the interior of the building into a Mini-Mall or shopping arcade, with cobblestone corridors and open display areas that would utilize the lower, first level, and mezzanine for specialty shops.

Mr. Barron stated his theme is to develop pedestrian traffic, and he believes that the off-street parking limitation of this building would not adversely affect his operation, since there are two municipal off-street parking lots within a 400 ft. radius of this building. He also states he believes this type of use falls right into the Downtown Redevelopment Committee's theme of pedestrian traffic, and not necessarily vehicular traffic.

Members of the Council discussed Mr. Barron's negotiations, regarding the possibility of designating a loading and unloading area, related to this building, and Mr. Barron told the Council that as of this date unfortunately no confirmation has been received by him that this has been acquired. It was the consensus of the Council that possibly a loading area could be designated on Grand River, with a maximum of 15 minutes for basic deliveries, which would not be detrimental to the overall parking on Grand River.

Mr. John Clappison of 36630 Heatherton was very much in favor of this concept, and urged the Council to grant this variance. He questioned giving credit of off-street parking spaces for special assessment payments to Municipal off-street parking lots.

Inasmuch as the hours of loading and unloading had to be limited, Councilman Allen stated this would have to be determined by actual use, and if Mr. Barron agreed to abide by the City regulations, then he was in favor of it.

Motion by Richardson supported by Allen to close the public hearing.  
Motion carried, all ayes.

Motion by Richardson supported by Yoder to grant a variance of 30 off-street parking spaces and loading requirements for the former National Bank of Detroit building at 33335 Grand River Avenue, and for the proponent to construct the Mini-Mall he proposes, subject to regulations of the loading and unloading area being established by the Department of Public Safety.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Motion carried, all ayes.

CM-6-612-71 REZONING 22 ACRES DRAKE ROAD NORTH FREEDOM ROAD, R1D PLANNED UNIT DEVELOPMENT TO R5 DELUXE MULTIPLE DISTRICT.

Mayor Brotherton opened the Public Hearing and asked for comments from interested persons. He stated that notices of said Hearing had been published in the local papers.

City Manager Dinan submitted a copy of deed restrictions prepared by the proponent, Standard Construction Company, for the development of Cluster Housing on 22 acres Drake Road, north of Freedom Drive. He stated the proponent is quite anxious to proceed with this concept and because the City has no zoning classification he is willing to use the R5 Deluxe Multiple Family District classification with these restrictions permitting only 4.9 units per acre and a maximum of 112 dwelling units on the 22 acre parcel.

The proponent argues that because of the natural terrain, the property is 60 ft. lower on one end than on the other, and that it is not feasible to build single family housing, and the cluster housing concept is the only economical way the property can be developed. He points out also that the Farmington Township Planning Commission approved a church and school facilities and housing for the aged for the Berea Tabernacle Church directly south of this property. The City Park directly to the east and a large acreage parcel on the north, thus this type of zoning would not be detrimental to the surrounding areas.

City Manager Dinan told Council that the City Planning Commission had denied this request, because they felt there was just too much multiple zoning in this area, and that the property would not be in balance with good planning principles.

Mr. Bruce Polozker, on behalf of Standard Construction Company presented a plan of the proposed cluster housing and stated there would be 80 two bedroom units and 32 3 bedroom units, at an approximate cost of between \$35,000 and \$50,000 each,

At this point, Mr. Mac Goldman, proprietor of Fashion Shoes Inc., presented a petition containing 52 signatures from the merchants in the City. The petition read as follows: "We the undersigned, merchants and

businessmen of the City of Farmington, petition the City Council not to grant any zoning changes that would increase the number of multiple family dwellings within the city. We feel that an increase in population density will result in a further loss of the "small town" type of community and have a negative effect on the local merchants."

In addition to this, petitions containing an additional 124 signatures of Farmington residents were presented, which also urged the Council to deny this request for rezoning.

Mr. Richard Von Luehrte of 35224 Oakland Avenue, submitted a letter stating he represented the residents of Drake Heights Subdivision and that this letter was on their behalf. The letter in essence, stated that if this rezoning is approved, the residents of Drake Heights Subdivision will be virtually surrounded by lower zoning classifications, and their Country Estates zoning becomes a farce.

The letter also states that a change of this magnitude, resulting in their neighborhood becoming a minority zoning classification, must reduce the value of their homes. They feel that depreciation of the value of a subdivision before it is even finished is unconscionable.

In a lengthy discussion which followed between members of the Council and numerous residents of the City, it was quite apparent that they were all very much opposed to this cluster housing concept.

Motion by Richardson supported by Allen to close the public hearing. Motion carried, all ayes.

Motion by Yoder supported by Richardson to table action until the next meeting.

Motion carried, all ayes.

CM-6-613-71 MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS JUNE 14, 1971

Motion by Richardson supported by Seibert to establish a public hearing for July 19, 1971 at 8:00 p.m. on the request to amend Chapter 39, Article 7 Schedule of Regulations (Schedule A) District R 1 One Family, Section 5.54, Paragraph 5, Convalescent Home, provided that the lot shall have 500 square feet instead of 1,100 square feet for each hospital bed.

Motion carried, all ayes.

Motion by Seibert supported by Allen to approve Planning Commission Proceedings for June 14, 1971.

Motion carried, all ayes.

FARMINGTON DISTRICT LIBRARY MINUTES, MAY 11, 1971

Councilman Richardson made reference to the last paragraph, item (d) of the Minutes of May 11, 1971 which indicated the National Bank of Detroit's

interest in purchasing the present library property adjacent to their Farmington branch bank.

Councilman Richardson stated that he hoped the Library would have no intention of closing this branch down unless they have another location in the city.

Motion by Seibert supported by Allen to receive and file Library minutes for May 11, 1971.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CM-6-114=71 LETTER FROM INTERNATIONAL ORDER OF JOB'S DAUGHTERS REQUESTING PERMISSION FOR ANNUAL CAR WASH ON JUNE 26, 1971 AT FARMINGTON MASONIC TEMPLE

Letter from the International Order of Job's Daughters, Bethel No. 55, stating they will have their annual car wash on June 26, 1971 at the Farmington Masonic Temple, and would like permission to connect their hoses to the fire hydrant near the Temple.

Motion by Allen supported by Richardson to grant permission to the International Order of Job's Daughters, Bethel No. 55, to conduct their annual car wash on June 26, 1971 and to connect their hoses to the fire hydrant near the temple for this purpose.

Motion carried, all ayes.

CM-6-115-71 REQUEST FROM FARMINGTON CHAPTER 49 BLUE STAR MOTHERS OF AMERICA, INC., FOR PERMISSION TO HOLD SALE OF BLUE DAISIES ON FRIDAY AND SATURDAY, SEPTEMBER 16-17, 1971

Request from Farmington Chapter 49, Blue Star Mothers of America, Inc., for permission to sell Blue Daisies on Friday and Saturday, September 16 and 17, 1971. Proceeds of the sale are used to assist veterans and families of veterans and for hospital work done by their group.

Motion by Richardson supported by Seibert to grant permission to the Blue Star Mothers of America Inc., Farmington Chapter 49, to sell Blue Daisies in the City of Farmington on Friday and Saturday, September 16-17, 1971.

Motion carried, all ayes.

CM-6-116-71 REQUEST TO VACATE SIX FOOT EASEMENT, LOT 8 VALLEY HILL SUBDIVISIO

Request from Frank Laucomer, P.E., on behalf of his client, Mr. Norman Paulson, Lot 8, Valley Hill Subdivision, to vacate the present 6 ft. private easement for Public Utilities along the westerly property line. He states an investigation has found this easement has never been used for any public utilities and none are at present in existence in the easement. In addition, the adjacent lots 5, 6, and 7, which are fully developed, are being served by utilities located in other easements and right-of-way.

City Manager Dinan told the Council that the City of Farmington has no need for this easement for any of the City's public utilities, and presently Detroit Edison, Consumers Power, nor Michigan Bell are utilizing this easement for servicing of this area.

Motion by Yoder supported by Richardson to establish a public hearing for 8 p.m. July 6, 1971, on the request to vacate the present 6 ft. private easement for public utilities along the westerly property line of lot 8, Valley Hill Subdivision.

LETTER FROM MR. RODNEY V. MARSH, BRANDON, VERMONT, REGARDING DECISION TO SAVE MAPLE TREE ON GILL ROAD

Letter from Rodney V. Marsh, of Brandon, Vermont approving the decision to save the tree on Gill Road through the relocation of the concrete paving project. Mr. Marsh goes on to state that he has several sugar maple trees that exceed the one in Farmington, and makes reference to one just outside the highway's 20 ft., from the center of the road which exceeds ours by quite a bit. It is approximately 80 ft. tall and has a diameter of 62 inches and a circumference of 16 feet six inches. He goes on to state that more thought should be given to what happens to our environment when deciding on any highway re-routing or whatever else may tend to destroy our natural beauty. He added a postscript stating this is not the largest tree in his 65 acres of land and that he has one which has a diameter of 5 ft. 6 inches and towers to an unbelievable 100 plus feet.

City Manager Dinan told the Council members that an article apparently appeared in the "GRIT" National Weekly Newspaper giving Farmington nationwide coverage regarding the decision to save the hard maple tree through the relocation of our paving project.

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

REPORTS FROM CITY MANAGER

CM-6-117-71 REPORT PUBLIC SAFETY DEPARTMENT FEDERAL GRANT COMMUNICATIONS CENTER.

City Manager Dinan reported that on June 10, 1971 the Public Safety Department received notification from the Michigan Office of Criminal Justice Programs that the Department's Communication Project had been approved for funding. This project would encompass the purchase of a complete Public Safety Communication System, including dispatcher's control console containing vehicle status indicators, radio status indicators, business and hold-up alarms, reference cardholder, tape and time recording device and other auxiliary equipment. This new equipment will provide for a two channel base station, eight four channel vehicle radios and five two channel portables. The total estimated cost of this project will be \$37,300 of which the Federal government will

provide 75% or \$27,925.00 while the City's share of the project is estimated at \$9,375.00.

City Manager Dinan stated that this system is designed for car to car communication with surrounding communities, and the Oakland County Sheriff's Department. The Control Center contains dispatch capability for five base stations. The Dispatchers will have the capability of communication on any single and combination of the five base stations. It was the City Manager's belief that the City of Farmington will have one of the most modern police dispatch control centers in Oakland County.

In issuing the grant application, the Federal government deleted two facets from the application, (1) the visual information projector system, and (2) the home alerting system. The Department of Public Safety feels that this equipment is vital to the effectiveness of the control center and should be included.

Mr. Dinan stated the Department's 1970-71 approved budget included a down payment of \$3,500 and four yearly payments on the balance of approx., \$4,500 each, including interest. Through the use of this Federal grant the city will not only save over 50% of the original anticipated cost, but will have a much more sophisticated and more effective communication control system.

City Manager Dinan told the Council his office had planned on the City funding their share of this capital outlay cost through a loan agreement with National Bank of Detroit, in which the successful bidder would set up a loan for the City's share for a three year period, with the first installment to be due on July 1, 1972.

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

BE IT RESOLVED:

That the Farmington City Council grant permission for the City to enter into an agreement to borrow not more than \$13,000 from the National Bank of Detroit for the three year period, for the City's share of this communication system, including the Visual Information Projector System and the all Home Alerting System, and also authorize the City Manager to receive bids for this communication system.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

RESOLUTION DECLARED ADOPTED June 21, 1971.

---

Elizabeth Brines, City Clerk

CM-6-118-71 ADOPT BUILDING CODE BY REFERENCE

City Manager Dinan stated the Building Inspector has advised him that the BOCA Basic Building Code and the BOCA Abridged Building Code has not been updated by reference to exclude 1960. It should be noted that the building code has been revised to the fifth edition, or 1970.

The Department is in receipt of the 1970 editions, and the City Clerk has extra copies for public use and inspection on file at her office as required under our City of Farmington Code, Section 8.2.

Therefore, it is the recommendation of the City Manager that the City Council adopt the BOCA Basic Building Code and the BOCA Abridged Building Code for 1970 by reference, as allowed by the Farmington Building Regulations, Chapter 79, General Building Regulations, Section 8.1, Adoption of Code by Reference.

Motion by Richardson supported by Seibert to introduce Ordinance No. C-305-71 Adoption of BOCA Building Code by Reference.

Roll Call

Ayes: Yoder, Allen, Brotherton, Richardson, Seibert

Nays: None

Absent: None

Motion carried, all ayes.

CM-6-119-71 REPORT ON AWARDING 54" STORM SEWER PIPE INSTALLATION BIDS FOR ENCLOSURE BETWEEN KENSINGTON MANOR APARTMENTS AND FARMINGTON OAKS SUBDIVISION

City Manager Dinan stated the City of Farmington received bids for the installation of 54" storm sewer pipe and appurtenances for enclosure between the Kensington Manor Apartments and the Farmington Oaks Subdivision on Thursday June 17, 1971.

It should be noted that the City of Farmington would provide all materials necessary for this installation. The contractors were bidding on labor only, and bids were as follows:

Stanford Company \$5,568.00; D. & L. Construction Company \$12,352.00 and Imperial Construction Co., \$28,448.00.

City Manager Dinan told the Council that the Stanford Company has done several sewer and water projects for the City and their work has been satisfactory and very competitive.

It should also be noted that the City plans on utilizing 54" storm sewer pipe "seconds" in an effort to keep the cost of this project down.

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



BE IT RESOLVED:

That the City Council award the bid for the installation of 54" storm sewer pipe and appurtenances to the low bidder, The Stanford Company in the amount of \$5,568.00 for the Kensington Manor Apartments - Farmington Oaks Subdivision Ditch enclosure.

BE IT FURTHER RESOLVED:

That the City Council authorize the City Manager to purchase 54" storm sewer pipe "seconds" as part of this project.

Roll Call

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED June 21, 1971.

---

Elizabeth Brines, City Clerk.

MISCELLANEOUS

CM-6-120-71 APPOINTMENTS - BEAUTIFICATION COMMITTEE

Motion by Richardson supported by Yoder to re-appoint the following members of the Beautification Committee, with term expiring June, 1973. Mr. Barnett Dickman; Mr. John Hatfield; Mr. Fred Seibert; Mr. James Pogue; Mrs. Janet Kozub; Mrs. Charlotte Bruce; Mrs. Peg Schwaller. Motion carried, all ayes.

CM-6-121-71 APPOINTMENT - BOARD OF ZONING APPEALS

Motion by Allen supported by Richardson that the City Council re-appoint Mr. Delos Hamlin to the Board of Zoning Appeals, term to expire June 18, 1974.

Motion carried, all ayes.

BEAUTIFICATION COMMITTEE ANNUAL REPORT

Motion by Seibert supported by Richardson to receive and file.

Motion carried, all ayes.

PUBLIC SAFETY DEPARTMENT MONTHLY REPORT

Motion by Allen supported by Richardson to receive and file.

Motion carried, all ayes.

PLANTE AND MORAN FINANCIAL REPORT ELEVEN MONTHS ENDED MAY 31, 1971

Motion by Richardson supported by Allen to receive and file.

Motion carried, all ayes.

COMMENTS

Mayor Brotherton commented on an article he had read in the local paper wherein Rex Jernigan could no longer be the electrical inspector for the Township, and inasmuch as Mr. Jernigan works part-time for the City, whether or not this would have any effect on the City.

The City Manager told him he would look into the matter and report at the next meeting.

Councilman Richardson spoke about the overgrown weeds at the Federal Department Store property at Grove and Orchard Street. City Manager Dinan said he would check this out.

RESOLUTIONS AND ORDINANCES

CM-6-122-71 ADOPT ORDINANCE C-303-71 OFF-STREET PARKING AND LOADING

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

ORDINANCE NO. C-303-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON ZONING ORDINANCE, ARTICLE 10 OFF-STREET PARKING AND LOADING, SECTION 5.98 CHAPTER 39, TITLE V.

THE CITY OF FARMINGTON ORDAINS:

Section 5.98 Table of Off-Street Parking Spaces.

<u>USE</u>	<u>SPACES</u>	<u>PER UNIT OF MEASUREMENT</u>
Motor Vehicle Sales Dealerships	1	Each 300 sq.ft. of usable floor area.
New and Used Car Sales Lots	1	Each five display spaces on sales lot.

This ordinance was introduced at a regular meeting of the City Council on June 7, 1971 was adopted and enacted at the next regular meeting of the Council on June 21, 1971 and will become effective ten days after publication.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Absent: None

ORDINANCE DECLARED ADOPTED

---

Wilbur V. Brotherton, Mayor

---

Elizabeth Brines, City Clerk.

MONTHLY BILLS

CLAIMS AND ACCOUNTS

Motion by Allen supported by Richardson to approve Claims and Accounts for June 21, 1971 as submitted: General Fund \$6,256.09 and Water and Sewer \$513.07.

Roll Call

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

Meeting adjourned at 11.05 p.m.

  
\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on July 6, 1971. 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,  
Chief Deadman and Director Jones.  
Absent: Attorney Kelly.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of meeting of June 21, 1971 as published. Motion carried, all ayes.

Mr. Harvey Grace, Radio Station WIID, Garden City presented Mayor Brotherton with a Certificate of Award, which stated that the City of Farmington has been selected as COMMUNITY OF THE MONTH for July in recognition of its progress, civic pride and encouragement of business.

Mayor Brotherton thanked Mr. Grace and Radio Station WIID on behalf of the residents of the City of Farmington.

REPORT ALAN VASSILIAKOS REPRESENTATIVE WOLVERINE BOYS' STATE

Alan Vassiliakos, 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, and he urged the members of the Council to continue this practice in the years to come.

PUBLIC HEARING

CM-7-123-71 DECISION REZONING 22 ACRES DRAKE ROAD NORTH OF FREEDOM ROAD FROM R 1 D PLANNED UNIT DEVELOPMENT TO R 5 DELUXE MULTI FAMILY DISTRICT  
Action on this was tabled at the last meeting.

It was the consensus of the City Council that the Planning Commission should continue with their research into Cluster Housing and eventually draft a new ordinance which would incorporate Cluster Housing within the City of Farmington.

It was the consensus of the members of the City Council that utilizing the R 5 Multi-Family District with deed restrictions is not the proper vehicle in providing for the Cluster Housing concept. It was felt that Standard Construction Company should work with the City Planning Commission in the development of Cluster Housing concepts and regulations.

Motion by Richardson supported by Yoder to deny the request of Mr. Bruce Polozker, acting on behalf of Standard Construction Company to rezone 22 acres Drake Road north of Freedom Road from R 1 D Planned Unit Development to R 5 Deluxe Multi-Family District.

Motion carried, all ayes except one nay - Allen.

VACATION OF EASEMENT, LOT 8 VALLEY HILL SUBDIVISION

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.

The City Clerk read a letter from Detroit Edison Company, in which they stated that they objected to the proposed vacation of this easement, since it is the only location from which they can serve the commercial development. Detroit Edison Company also stated that in the opinion of their Law Department only Circuit Court action could vacate a private easement.

City Manager Dinan told the Council the City could only vacate the City's interest in this easement, but inasmuch as Detroit Edison Co., has objected to the proposed vacation, then normally the City would not vacate their interest either.

Mr. Norman Paulson, owner of the property asked for time to enable him to contact Detroit Edison Company regarding their objection.

Motion by Allen supported by Richardson to adjourn the Public Hearing until the next meeting.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-7-124-71 REQUEST FROM FARMINGTON BETHEL NO. 55 INTERNATIONAL ORDER OF JOB'S DAUGHTERS FOR PERMISSION TO USE CITY FIRE HYDRANT FOR CAR WASH JULY 10, 1971.

Request from Farmington Order of Job's Daughters for permission to use the city fire hydrant on the Masonic Temple grounds for a car-wash July 10, 1971. These car washes are for money making purposes to help finance trips for the girls on various occasions throughout the State.

Motion by Yoder supported by Richardson to grant permission to Farmington Bethel No. 55 International Order of Job's Daughters to use the City fire hydrant for a car wash on July 10, 1971.  
Motion carried, all ayes.

CM-7-125-71 LETTER FROM MRS. MARIE FAUNCE REGARDING SENIOR CITIZENS DROP IN GROUP

Letter from Marie Faunce, President Senior Citizens Drop In Group, thanking the City Council for past favors and stating they meet on Monday and Wednesday each week at the Masonic Temple and have an attendance of approximately 50 senior citizens each week.

Mrs. Faunce stated they have entertained a group of 25 from the Senior Citizens Club in Dexter Michigan and also hosted the Oakland County Council of Senior Citizens, but they would prefer to have a leader or organizer rather than just fumble along on their own as they have done in the past. She states there are approximately 250 Senior Citizens in Farmington and the Township.

City Manager Dinan told the Council he was in agreement that the Senior Citizens could use some leadership or a coordinator to provide a more diversified program, and he thought he could attract somebody that would have a definite interest in this type of programming at a nominal cost. He told the Council members that if they wished, he could advertise for such a person to see if programs for Senior Citizens could be improved.

Motion by Seibert supported by Yoder to direct the City Manager to investigate the possibility of employing the services of a Director for the Senior Citizens Drop-In Group.

Motion carried, all ayes.

LETTER FROM MAYOR EDWARD H. McNAMARA, LIVONIA, MICHIGAN REGARDING REVENUE SHARING

Letter from Edward R. McNamara, Mayor of Livonia stating that cities are experiencing financial problems throughout our State and the nation. Although our cities have the responsibility of providing their constituents with the basic necessities of life which includes fire protection, police protection, water supply, sewers, drainage and recreation, yet the present taxing structure is a most unstable and unfair source of income through property tax.

He states that the income tax from a practical standpoint is pre-empted by the State and Federal government, and unless new sources of income are found, cities and the concept of local government will die. The only apparent salvation appearing on the horizon is the method of shared revenue.

Mayor McNamara goes on to state that shared revenue is merely asking the Federal and State Government to return to local governments without strings, a portion of their own money for the purpose of providing those necessary services mentioned previously. He also states that if we are to be successful in enactment of the shared revenue bill on the federal and state level, we must exert what influence we have upon our legislators both in Lansing and in Washington.

The City of Farmington has already gone on record as being in favor of the revenue sharing concept both on the Federal and State level, and have adopted resolutions to this effect.

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

CM-7-126-71 NOTICE OF PUBLIC HEARING ESTABLISHMENT OAKLAND COUNTY LIBRARY BOARD.

Notice from Local and Regional Affairs Committee that there will be a public hearing July 8, 1971 at 7:30 p.m. at the Oakland County Board of County Commissioners Auditorium to review the concept of establishing an Oakland County Library Board under Act 138. They state this action has been made necessary by the introduction of House Bill 4920 which deals with the subject of regionalization of libraries.

If House Bill 4920 is enacted it could place Oakland County in the position of:

- 1: Becoming a part of a Wayne-Oakland Library region with no representation on a regional board, or
- 2: Becoming two separate library regions with most of the southern part of the County and the northern fringe staying with Wayne, and a swath down the middle probably banding together in another region, or
- 3: Forming its own region, in which case it would be most economically feasible to contract for many services with Wayne.

The Notice goes on to state although most of the libraries and library trustees of present members of the Wayne system have expressed great satisfaction with their affiliation with Wayne in the past, there is now a feeling among many of them that the principle of representation is not one to abandon lightly. Therefore, they are asking that a P.A. 138 Board be established so that they can gain some leverage in working out a solution that Oakland County can live with if this Bill passes.

Motion by Allen supported by Seibert to notify the city's representatives on the Library Board of this pending Public Hearing and request their attendance to get more facts pertaining to this regional concept

for the library board.

Motion carried, all ayes.

CM-7-127-71 LETTER FROM ROBERT REAUME, MAYOR OF SOUTHGATE RE: INCREASE IN STATE INCOME TAX

Letter received from Mayor Reaume of Southgate opposing the proposed increase in State Income Tax from 2.6% to 3.6%.

He states that under the present formula, cities now receive 17% of the present 2.6% paid by taxpayers in State income taxes, and under the new formula, cities will receive nothing from the 1% increase.

In other words, the City of Farmington and its taxpayers will be taxed an additional 1% and none of these additional funds will be available to help operate local communities.

Mayor Reaume asks that the Council contact their representatives in Lansing and voice opposition to this proposed legislation.

Motion by Seibert supported by Yoder that the City Council authorize the City Manager to contact Representative Baker and Senator Pursell in Lansing, advising them that they are opposed to this legislation, and that the City wants a portion of any increase in State Income Tax.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CM-7-128-71 REPORT AGREEMENT TO WIDEN ORCHARD LAKE ROAD FROM EAST TO WEST SHIAWASSEE

City Manager Dinan stated that he is in receipt of an agreement prepared by the Oakland County Road Commission to construct the widening of Orchard Lake Road approximately 1200 ft. from east Shiawassee Road in accordance with the following specifications:

A. Construct full-depth asphalt widenings of approximately equal widths on both sides of the existing 22 foot pavement, to form a pavement with a minimum width of 33 feet, center lane to accommodate turning movements. East side widening to be curbed. West side widening to be constructed with shoulder and ditch.

B. Construct pavement flaring and curbs for traffic control and rumble strips, where needed.

C. Build all necessary drainage facilities, structures and appurtenances.

D. Provide traffic signal and striping as required for traffic control.



The Oakland County Road Commission provided all engineering service for the project and the Road Commission is willing to pay 50% of the total cost of the project, and the City agrees to pay 50% of the total cost.

City Manager Dinan stated the estimated total cost of the project will be \$32,000 and the City's share will be \$16,000. The plans are to pay for this improvement from the Major Road Construction funds as part of the Major Road Improvement Program for 1971.

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

BE IT RESOLVED:

That the Farmington City Council approve the Agreement between Oakland County Road Commission and the City of Farmington for the widening of Orchard Lake Road, 1200 l.f. from east Shiawassee Road to West Shiawassee Road, and that the estimated cost of the City's share will be approximately \$16,000.

BE IT FURTHER RESOLVED:

That the Farmington City Council authorize the Mayor and City Clerk to sign this Agreement on behalf of the City of Farmington.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED July 6, 1971.

---

Elizabeth Brines, City Clerk

CM-7-129-71 REPORT PURCHASE OF 25 YARD LOAD PACKER FOR RUBBISH REMOVAL OPERATIONS

City Manager Dinan stated he has had an opportunity to investigate the type of load packer equipment needed to improve the efficiency for rubbish removal. The McCreedy Trucking Company has been using a 25 yard Heavy Duty Dempster Diesel powered type of truck the past week and have found this type of equipment provides several advantages:

- 1: Additional engine power exerts much greater compaction which increases the load capacity from 25 yards to 30-35 yards per trip. It is estimated this increases load capacity approximately 50% over the existing equipment.

- 2: The use of Diesel powered type of truck provides several advantages - 4¢ per gallon on fuel, increase in mileage per gallon by approximately 50% and receive 70,000 mile warranty repair free engine.

The City Manager stated that the Department plans on developing their specifications based on this demonstrator (5000 miles) so

that this company can bid on them, as well as receiving bids on a new unit with similar features. Specifications will include heavy duty hopper which achieves an extra 5 cu. yards per load as well as the use of Diesel Engine Power Package.

Delivery time on new equipment will be six weeks per chassis, ten days for body to be installed after chassis is delivered to installer - total delivery time approximately 2 months after acceptance of bid.

City Manager Dinan told the Council that his office has made arrangements with the National Bank of Detroit for a loan for the estimated cost of this equipment, \$24,000 to be paid on a four year basis, at \$6,000 per year plus interest commencing July 1, 1972. The interest rate will be between 5% and 5½%.

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

BE IT RESOLVED:

That the Farmington City Council authorize the City Manager to receive bids for a Diesel powered 25 yard Heavy Duty Load Packer as previously described, and that the City of Farmington enter into a lease arrangement with the McCreehy Trucking Company Inc., to provide for the annual installments necessary to pay for this equipment, which would be equivalent to \$500.00 per month.

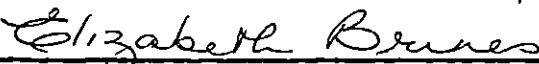
ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 6, 1971.

  
ELIZABETH BRINES, CITY CLERK

CM-7-130-71 REPORT LEGISLATION EXTENDING COMPULSORY ARBITRATION FOR POLICE AND FIRE EMPLOYEES.

City Manager Dinan reported that the Michigan Municipal League have advised that House Bill 5087 to extend Act 312 of 1969 for an additional three years was reported out of House Labor Committee without amendment and will be up for floor debate in the near future.

The Michigan Municipal League has taken a very strong position in opposing any extension of compulsory arbitration as being contrary to the public interest. Experience has shown that this compulsory arbitration encourages lack of collective bargaining and separates the Police and Fire Departments from the other municipal employees. It was felt that compulsory arbitration would prevent strikes by public employees and provide final resolution of public employee disputes. Experience has shown that this legislation has done neither since its effective date, October 1, 1969. There have been ten

separate strikes by Police Officers in Michigan. In the calendar year 1968 there were only three strikes by Police Officers and one by Firefighters.

The City believes that several cases show there is little or no bargaining prior to imposition of the compulsory arbitration process so there is little or no incentive for the parties to make a final offer or to attempt agreement when either party can escalate the dispute through arbitration. The League believes that there is a proper role for "neutrals" in the collective bargaining process, but not as a magistrate to settle the basic terms and conditions of employment. This leaves the city administration at the mercy or whims of an outside arbitrator that does not have to pay the bill for his decisions.

Experience has shown that the majority of arbitration awards to date have been excessive by comparison with the pay increases negotiated by the non-police and fire employees of the same municipality. Under the compulsory arbitration, the first year wage increases averaged 12.3% and ranged from a low of 7% to a high of 22.9%. These percentages are based solely on salary increases in the first year and do not include the added cost of fringe benefits and pay increases in succeeding years of a multiple year award. In a number of recent arbitration cases, carrying out the awards has required employee layoffs. The League has established certain guidelines that can be used by public employees in bargaining process.

1: Both public management and organized labor should be required by law to follow the established procedures for reaching voluntary agreements. Failure of either party to bargain in good faith, or the occurrence of strikes or lockouts, should be prohibited.

2: Specific authorization and standards should be adopted by the Legislature which will give the courts clear direction for the issuance of court orders.

3: In addition to the present aids to free collective bargaining including mediation and fact finding with public recommendations, the membership of the Michigan Municipal League has suggested that there be a "show cause" hearing before a public employment relations tribunal to be appointed by the Governor. At this hearing both parties would be required to state their reasons if they reject the recommendations of the tribunal for resolving the dispute. This would focus public pressure on the parties towards an ultimate solution. This or similar procedure has been recognized as a viable alternative to compulsory arbitration.

It is quite obvious that this compulsory arbitration legislation has been very damaging in municipalities that are hard pressed for tax

money in the true spirit of collective bargaining. An extension of this type of legislation would be detrimental to the City of Farmington and the public interest.

Motion by Allen supported by Seibert that the City Council go on record as being opposed to this type of legislation extending arbitration to June 30, 1975 and authorize the City Manager to advise Representative Baker, Senator Pursell and Governor Milliken of the logical reasons why they are so opposed to this procedure.  
Motion carried, all ayes.

REPORT STATUS REX JERNIGAN AS CITY ELECTRICAL INSPECTOR

City Manager Dinan told the Council he has been advised by Rex Jernigan, City Electrical Inspector that he presently is being continued as Electrical Inspector for Farmington Township and does not anticipate any change in this status. He has also assured him that even if he were to make a job change he would remain as Electrical Inspector for the City of Farmington on a part-time basis.

Therefore, City Manager Dinan stated the Council should be advised that Mr. Jernigan will continue as the City electrical inspector, whether or not his appointment at Farmington Township is terminated. Mr. Dinan also stated that it should be noted the Building Inspector for the City of Farmington is quite satisfied with the services that are being provided by Mr. Jernigan and there is a very compatible relationship in providing these electrical inspections.

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

MISCELLANEOUS

BUILDING DEPARTMENT QUARTERLY REPORT.

Receive and file.

COMMENTS

Councilman Richardson spoke about the overgrown weeds in portions of the City which have been allowed to grow wild and which the owners refuse to cut, and after some discussion it was the consensus of the City Council that the present City ordinance should be reviewed.

Motion by Richardson supported by Seibert to authorize the City Manager to have the City Attorney research recent legislation to see if there is some way whereby the City can have better control by re-drafting the ordinance on weeds, and the City Manager is to report at the next meeting.

Motion carried, all ayes.

Councilman Richardson asked about a sign appearing on Grand River which advertised a Garage Sale - apparently the sign is in the public

right-of-way. City Manager Dinan said he would check into the matter.

RESOLUTIONS AND ORDINANCES

CM-7-131-71 ADOPT BOCA BUILDING CODE

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

ORDINANCE NO. C-305-71

AN ORDINANCE TO AMEND SECTION 8.1 CHAPTER 79, TITLE 8 OF THE CODE OF THE CITY OF FARMINGTON BY ADOPTING BY REFERENCE THE BOCA BUILDING CODE FOR 1970, AND THE BOCA ABRIDGED BUILDING CODE FOR 1970.

THE CITY OF FARMINGTON ORDAINS:

8.1 Adoption of Code by Reference. Pursuant to the provisions of Section 3 (k) of Act 279, of 1909, State of Michigan as amended, the Abridged Building Code, 1970 Edition and the Basic Building Code, 1970 Edition, to the extent that the Basic Building Code supplements the Abridged Building Code, both as promulgated and published by the Building Official's Conference of America Inc., are hereby adopted by reference by the City of Farmington as in this Chapter modified, for the purpose of regulating the erection, construction, enlargement, equipment, alteration, repair, moving, removal, demolition, conversion, use, height, area and maintenance of all buildings and structures in the City of Farmington.

This ordinance was introduced at a regular meeting of the Farmington City Council on June 21, 1971, was adopted and enacted at the next regular meeting of the Council on July 6, 1971 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

Ordinance declared adopted.

A complete copy of the Code is available for public use and inspection at the office of the City Clerk.

ADOPT RESOLUTION RE: NATIONAL BANK OF DETROIT SERVICE CHARGES

CM-7-132-71

Motion by Seibert supported by Yoder to adopt the following resolution:  
BE IT RESOLVED:

That National Bank of Detroit, Michigan, be and is hereby appointed Paying Agent for \$100,000 City of Farmington, Oakland County, Michigan, General Obligation Improvement Bonds, dated May 15, 1971, described as follows:

COUNCIL PROCEEDINGS - 11 -

<u>Total</u> <u>Principal Amt.</u>	<u>Date of</u> <u>Issue</u>	<u>Denomination</u>	<u>Interest</u> <u>rate</u>	<u>Maturity Date</u> <u>and Amount</u>	<u>Coupon</u> <u>Payable</u>
\$100,000	5/15/71	\$5,000	5½%	\$ 5,000 - 9/1/71	3-1
				5,000 - 9/1/72	and
				10,000 - 9/1/73	9-1
				10,000 - 9/1/74	
				10,000 - 9/1/75	First
				10,000 - 9/1/76	Coupon
				10,000 - 9/1/77	Due
				10,000 - 9/1/78	9/1/71
				15,000 - 9/1/79	
				15,000 - 9/1/80	

No Optional Bonds

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, Michigan 48024, attention: Elizabeth Brines, City Clerk.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED .

Elizabeth Brines, City Clerk.

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

BE IT RESOLVED, That National Bank of Detroit, Detroit, Michigan be and is hereby appointed Paying Agent for \$1,000.00 City of Farmington, Oakland County, Michigan, Special Assessment Improvement Bonds, dated May 15, 1971, described as follows:

<u>Total</u> <u>Principal Amt.</u>	<u>Date of</u> <u>Issue</u>	<u>Denomination</u>	<u>Interest</u> <u>Rate</u>	<u>Maturity Date</u> <u>and Amount</u>	<u>Coupon</u> <u>Payable</u>
\$100,000	5/15/71	\$1,000	5½%	\$ 4,000 - 9/1/71	3 - 1
				11,000 - 9/1/72	and
				10,000 - 9/1/73	9 - 1
				11,000 - 9/1/74	First
				11,000 - 9/1/75	Coupon
				10,000 - 9/1/76	Due
				11,000 - 9/1/77	9/1/71
				11,000 - 9/1/78	
				10,000 - 9/1/79	
				11,000 - 9/1/80	

No optional bonds

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 - 7¢ per coupon.
- For Payment of Coupon Bonds At Maturity or on Redemption Prior to Maturity When All Outstanding Bonds are to be Redeemed - \$1.00 per bond.
- On Redemption Prior to Maturity When Less Than All Outstanding Bonds are to be Redeemed. - \$1.25 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 St., Farmington, Michigan. 48024 - attention: Elizabeth Brines, City Clerk.

ROLL CALL:

AYES: Allen, Brotherton, Richardson, Seibert, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED.

---

Elizabeth Brines, City Clerk.

MONTHLY BILLS

CLAIMS AND ACCOUNTS

Motion by Allen supported by Seibert to approve Claims and Accounts for July 6, 1971 as submitted, General Fund \$7,109.93 and Water and Sewer \$35.00.

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder, Allen

Nays: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Yoder supported by Seibert to adjourn at 10:10 p.m.

Motion carried, all ayes.

*Wilbur V. Brotherton*  
\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

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

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on July 19, 1971. 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 and Director Jones.  
Attorney Kelly arrived at 8.35 p.m.

### MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of previous meeting of July 6, 1971 as published. Motion carried, all ayes.

### REPORT LAURI BREISCH REPRESENTATIVE WOLVERINE GIRLS' STATE

Lauri Breisch, 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.

### PUBLIC HEARING

#### CM-7-700-71 AMENDMENT TO ZONING ORDINANCE LAND AREA REQUIREMENTS NURSING HOMES.

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 the present ordinance requires 1,100 sq. ft., per bed, and it was recommended by the City Planning Commission that this be amended by reducing the square footage to 500 sq. ft. which is more in accord with what is being done in other communities.

Mr. Edward Satory of 24008 Earl Court stated that by putting the second story on the Oak Hill Nursing Home, he was afraid that the surrounding property would have its value lowered.

Councilman Richardson told him that this proposed ordinance amendment had nothing to do with Oak Hill Nursing Home or the construction that was going on there at the present time.

Mr. Satory then questioned the sewer problems he has encountered, and wondered what effect this would have on the residents of Earl Court when the second story at Oak Hill was constructed.



City Manager Dinan told him the problem was not due to the over use of the sewer, but rather, the under use as there were only twelve houses on Earl Court, and infrequent use tends to block a sewer up.

However, the City Water and Sewer Department is now going to have a regular schedule of checking this sewer out, and possibly some type of alarm device can be installed to warn of back-ups.

Mr. Delman Easton of 23944 Earl Court asked if there had been any building permits issued for Oak Hill Nursing Home. The City Manager told him there had been two, one for the restraining wall and one for the ambulance entrance.

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

Motion by Richardson supported by Yoder to introduce Ordinance No. C-306-71, An Ordinance To Amend Chapter 39, Schedule of Regulations, Convalescent Homes, providing that the lot shall have 500 sq. ft. instead of 1,100 sq. ft. for each hospital bed.

ROLL CALL:

Ayes: Allen, Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: None

Motion carried, all ayes.

CM-7-701-71 VACATION OF EASEMENT, LOT 8, VALLEY HILL SUBDIVISION

Action on this was tabled at the last meeting in order for Mr. Norman Paulson, owner of the property to contact Detroit Edison Company regarding their objections. However Mr. Paulson was not present at the meeting and Detroit Edison Company had stated their position was still the same, in that they objected to the proposed vacation of this easement as it is the only location from which they can service this commercial development.

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

Motion by Seibert supported by Richardson to deny the request to vacate the private easement, Lot 8 Valley Hill Subdivision.  
Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS JULY 12, 1971

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

BEAUTIFICATION COMMITTEE MINUTES, JUNE 10, 1971

Receive and file.

FARMINGTON PUBLIC SCHOOL DISTRICT MEETING JUNE 14,28,30, 1971  
Motion by Richardson supported by Seibert to receive and file.  
Motion carried, all ayes.

FARMINGTON DISTRICT LIBRARY MEETING JUNE 9, 1971  
Receive and file.

HISTORICAL SOCIETY MEETING JUNE 24, 1971  
Receive and file.

PETITIONS AND COMMUNICATIONS

CM-7-702-71 MICHIGAN MUNICIPAL LEAGUE RE DESIGNATION CITY REPRESENTATIVE ANNUAL MEETING

Letter from Michigan Municipal League stating that the annual business meeting will be held at Mackinac Island On September 3, 1971 for the election of Directors, adoption of resolutions and other business. According to the bylaws, it is necessary for the City to designate an official representative and alternate.

Motion by Richardson supported by Seibert that the City Council designate the City Manager as the City representative and Mayor Brotherton as the alternate City representative at the annual business meeting of the Michigan Municipal League.  
Motion carried, all ayes.

FARMINGTON AREA ADVISORY COUNCIL RE APPOINTMENT TO BOARD OF DIRECTORS

Letter received from Farmington Area Advisory Council advising they have made appointments to their Board of Directors for the ensuing fiscal year. They state that of the 20 members of the board, 19 will participate for their second term of office. This shows that there is a definite interest in this program by these representatives to the board from various community groups throughout the Farmington area.

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

CM-7-703-71 CITY OF BERKLEY RE OPPOSITION TO COUNTY FUNDS FOR SPORTS STADIUM

Resolution from City of Berkley stating that their City Council is opposed to the use of Oakland County funds in connection with building a sports stadium to be located in Oakland County. It is their opinion that such a proposal would impose undue expense to their residents.

The consensus of opinion of the Farmington City Council previously was that the sports stadium should be built in Downtown Detroit to add to the economy of the core city, based on the financial analysis

that has been projected that a sports stadium designated for just football cannot amortize the cost without being subsidized. It would seem logical that the Detroit Tigers baseball team and the Detroit Lions football team should use the same facility to make it financially feasible to pay for a new sports stadium.

Motion by Allen supported by Richardson that the City Council go on record as supporting the City of Berkley resolution by opposing the use of county funds for a sports stadium.

Motion carried, all ayes.

CM-7-704-71 COMPLAINT REGARDING LAND FILL OPERATIONS FIRST BAPTIST CHURCH PROPERTY

Letter read from Thomas J. Beale, Attorney, stating that his firm has been engaged as counsel for a group of property owners living in Twin Valley Court. They are filing a complaint regarding dumping operations that have been carried out at the rear of the Baptist Church in Farmington located at 33400 Shiawassee Road. They state that the dumping operation seriously affects the interests of their clients and constitutes a hazard to the public welfare.

They state that according to the Farmington City Code, such dumping has to be approved by the City Council and a permit issued.

They also state that the persons responsible for this dumping operation should remove the dirt and debris and restore the landscaping of the slope in order to prevent further erosion, sliding and unnecessary drainage.

City Manager Dinan stated that prior to the excavation of Shiawassee from Farmington Road to Grand River Avenue, the Farmington Baptist Church stated they would appreciate fill dirt so that they would be in a position to expand their parking lot at the rear of the church. Since this was a very convenient location, the contractor used this property for their dumping operation. However, it was brought to the City's attention by Mr. Robert Hauser of 24173 Twin Valley Court that this was creating a potential problem and the city immediately proceeded to order the dumping be discontinued at this location.

City Manager Dinan has also had an opportunity to review this situation with Reverend Ballagh of the Farmington Baptist Church and he has agreed to allow city forces to remove any debris from the side of the slope, and also remove excessive dirt from around the trees at the bottom of the slope so they will not be damaged.

In addition, a representative from the Davey Tree Service has analyzed the trees that were growing on the side of the slope and

with excessive dirt around the trunks, and it was his opinion that these trees may survive due to the fact that the root structure of trees on a side of a slope have a tendency to reach down to the bottom of the valley for water.

Mr. Dinan stated that Attorney Beale was correct in that no public hearing was held on this matter, and no permit was issued because once the excavation starts on a project of this nature, it is only a matter of a day or two and the excavation is completed. There would therefore, not be time to engage in a public hearing or issue a permit under these conditions. The administration did not realize that this dirt would extend into the valley nor that it would have any effect on the existing trees. As soon as the complaint was filed, the City Manager ordered this operation to cease.

From a practical standpoint, Mr. Beale's request that the dirt be removed is not practical or feasible without being involved in an operation that would cost thousands of dollars. City Manager Dinan therefore, believed the best approach would be to remove any obvious debris and maintain the trees that were affected and preclude any dumping in the future.

In the discussion that ensued, Mr. Robert Hauser showed the Council members some photographs he had taken of the dumping operation and the debris on the slope. Also the custodian of the First Baptist Church was present at the meeting and apologized on behalf of the Church for the trouble caused.

It was the consensus of the City Council that perhaps a field trip might be in order so they could better evaluate the situation.

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

CM-7-705-71 REQUEST FROM ROBERT TILLEY RE PERMISSION TO APPEAR BEFORE BOARD OF ZONING APPEALS OUTDOOR RECREATION MOTOR VEHICLE.

Letter from Robert Tilley 23835 Drake Road, stating that he has purchased property located at the southwest corner of Sherwood and Grand River. It was his intention to construct a "Dodgem" type car operation at this location. He appeared before the Farmington City Planning Commission on July 12, 1971 for a site plan approval. The Planning Commission denied this request based on the opinion of City Attorney Robert Kelly, that this type of use is prohibited under C-3 General Commercial District which prohibits trotting tracks or similar outdoor recreation that involves the racing or performance of automobiles, motorcycles, or other motor driven vehicles. It was his opinion that this operation would be considered this type of operation.

Mr. Tilley is requesting that the City Council change the ordinance so that he may operate his business or give him permission to be heard

by the Board of Zoning Appeals. He states that he would be willing to operate on a temporary permit so that the City Council can see the nice type of operation that this can be for children. Mr. Tilley plans on being open only during the summer months and his hours will be 6:00 p.m. to 10:00 p.m. on weekdays and 4:00 p.m. to 10:00 p.m. on weekends.

It was the consensus of the Planning Commission that since this use was prohibited the Zoning Board of Appeals would not have the authority to grant a variance. Also the City Attorney stated there would be no point in referring this to the Board of Appeals - either the ordinance would have to be amended or the ordinance is unconstitutional.

Motion by Richardson supported by Yoder to refer Mr. Tilley's request back to the Planning Commission for their appraisal without recommendation from the City Council, and if they see fit to recommend a change in the Zoning Ordinance then the Council will take their recommendations under advisement.

Motion carried, all ayes except one abstention - Allen.

CM-7-706-71 REQUEST FROM VETERANS OF WORLD WAR ONE TO SELL APPLE BLOSSOMS IN THE CITY OF FARMINGTON SEPTEMBER 10, 1971

Request received from Farmington Barracks #1152 Veterans of World War One to sell apple blossoms in the City of Farmington on September 10, 1971. They state the proceeds raised by the sale are used to help veterans of World War I who are in the hospital, rest homes, or are housebound in their own homes. During the past year they have been able to provide assistance to several needy veterans, and this is the only way they raise funds during the year.

Motion by Seibert supported by Richardson to grant permission to Farmington Barracks #1152 to sell apple blossoms in the City of Farmington on September 10, 1971.

Motion carried, all ayes.

RESOLUTION FROM CITY OF ROYAL OAK OPPOSING HOUSE BILL 4016 WHICH PROVIDES THAT A PRIMARY ELECTION PRECEDING A GENERAL ELECTION WOULD BE HELD IN SEPTEMBER INSTEAD OF AUGUST.

Motion by Seibert supported by Yoder to receive and file.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-7-707-71 REPORT BIDS ASPHALT PAVING HAMLIN COURT AND JAMES COURT

City Manager Dinan reported the City received bids on Thursday July 15, 1971 as per advertisement. Bids were as follows:

1: Maraldo Asphalt Paving Company \$32,226.55; 1: Nagle Paving Company \$32,698.25; 3: Lind Asphalt Paving Company \$32,730.87; 4: J. Boyle Inc., \$36,120.00; 5: Detroit Concrete Products \$36,380.80;

6: Washtenaw Asphalt Company \$38,687.35; 7: A. and A. Asphalt Paving \$40,301.00.

The low bidder Maraldo Asphalt Paving Co., has been investigated by the City Engineer and they state they are qualified to do this project. Also the bid was in conformance with the engineer's estimate of cost.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for 7" deep strength asphalt paving, curb and gutter on Hamlin Court and James Court to the low bidder, Maraldo Asphalt Paving Company in the amount of \$32,226.55.

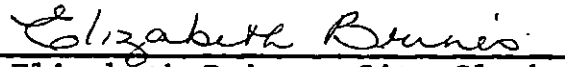
ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: NONE

ABSENT: NONE

RESOLUTION DECLARED ADOPTED JULY 19, 1971.

  
Elizabeth Brines, City Clerk.

CM-7-708-71 REPORT PICK-UP TRUCK AND LOAD PACKER TRUCK

City Manager Dinan reported the City of Farmington received bids for a 3/4 ton Utility Pick-Up truck on Thursday July 8, 1971 as per advertisement. Bids were as follows:

O'Green Ford Inc., 3/4 ton pick-up truck with utility body,  
beacon lights and mobile generator \$4,083.86.

Although the City of Farmington only received one bid, it did meet all specifications and the price was as estimated in the 1971-72 budget.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for a 3/4 ton pick-up truck with utility body, beacon lights and mobile generator to the low bidder O'Green Ford Incorporated in the amount of \$4,083.86.

BE IT FURTHER RESOLVED:

That this truck is to be paid by the Water and Sewer Department 1971-72 budget.

Roll Call

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

Resolution declared adopted July 19, 1971

The City of Farmington received bids for the purchase of a 25 yard load packer truck at 10.00 a.m. on Monday, July 19, 1971 as per advertisement. Bids were as follows:

Jerry Bielfield Company:	Garwood 825 Heavy Duty Load Packer 1971	
	Ford LNT 8000 (diesel)	\$22,324.00
O'Green Ford Inc:	Garwood 825 Heavy Duty Load Packer, 1971	
	Ford LNT 8000 (diesel)	\$23,195.20
Pezzani & Reid Equipment Co. Inc:	Heil Mark III 1970 Ford CT900	
	Gasoline demonstrator	\$17,500.00
	also Heil Mark III - 1971 (load packer body)	\$ 7,650.00
	Heil Mark V - 1971 (load packer body)	\$ 9,295.00
S. & W. Equipment Inc:	Dempster Load Packer - 1971 Ford	
	LNT 8000 Diesel (demonstrator)	\$22,100.00

In analyzing the bids, the low bidder for the new equipment Jerry Bielfield was only \$224.00 higher than the S. and W. Equipment Inc., for a demonstrator truck with more than 5,000 miles. The other demonstrator, as bid by Pezzani and Reid Equipment Co., Inc., did not meet specifications and provides a lighter duty load packer with gasoline engine, while the specifications call for a heavy duty load packer.

A discussion ensued between members of the City Council and representatives of O'Green Ford and S. and W. Equipment Company as to exactly what specifications were being bid upon.

Motion by Allen supported by Richardson to award the bid for 25 yard Load Packer truck to the low bidder, Jerry Bielfield in the amount of \$22,324.00.

Motion by Richardson supported by Yoder to table action on the decision of awarding this bid and establish a special council meeting for 7:30 p.m. Wednesday, July 21, 1971 for this purpose.

Motion carried, all ayes.

CM-7-709-71 REPORT BIDS PUBLIC SAFETY DEPARTMENT ALERT SYSTEM

City Manager Dinan reported bids were received at 10.30 a.m. July 7, 1971 as per advertisement for the Home Alerting System as part of the City's reorganization of Communications system in the Public Safety Department.

- 1: Peter Payette Company, Grosse Ile, Michigan
  - 20 Plectron R700 Chief Receivers @ \$136.00
  - 1 Plectron G21C Station Encoder \$175.00
  - Total \$2,895.00
- 2: Motorola Corporation, Southfield, Michigan
  - 20 Model MO3CNB Alert Monitors
  - 1 Model SP-ECEF-C23 Encoder
  - Total \$4,497.00

3: Outercom, Southfield, Michigan  
20 Federal Model 9010 Receivers  
1 Federal Model TE10 Encoder

Total \$3,143.50

It was the recommendation of the Director of Public Safety that the City accept the low bid of Peter Payette Company in the amount of \$2,895.00 as it conformed with all aspects of the specifications and is within the projected estimate of cost.

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

BE IT RESOLVED:

That the Farmington City Council award the bid for 20 Plectron R700 Chief Receivers @ \$136.00 each and 1 Plectron G21C Station Encoder @ \$175.00 to the low bidder, Peter Payette Company in the amount of \$2,895.00.

BE IT FURTHER RESOLVED:

That this Home Alerting System be paid for from a loan from the National Bank of Detroit as part of the City's share in the new Communications System for the Public Safety Department.


ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson.

NAYS: None

ABSENT: None

Resolution declared adopted July 19, 1971.

  
Elizabeth Brines, City Clerk.

CM-7-710-71 REPORT ON EMPIRE CAB COMPANY OPERATIONS

City Manager Dinan reported he has been advised that Elsie Newberry d/b/a Empire Cab Company has gone out of business.

Empire Cab Company was the recipient of four City bond plates and the City Manager reported the insurance has expired as of June 1971, and to all intents and purposes is not operating as a reliable cab company in the City of Farmington.

A report from the Department of Public Safety indicates that a check of Empire Cab Company's trip sheets indicates that at best the Company provided sporadic service when the company was in operation. The trip sheet indicated they operated one shift a day for ten days in May, and one shift a day for 9 days in April. They have no trip sheets for the month of March.

The Department of Public Safety has confiscated these four bond plates as Empire Cab Company did not comply with the City of Farmington taxi cab ordinance by allowing its insurance to expire.



City Manager Dinan told the Council members he has been contacted by Mr. Thomas Macaluso, owner of the Star Cab Company in Novi who wondered if the City Council would issue the four bond plates previously held by Empire Cab Company to him. Star Cab Company was denied the request for bond plates on two previous occasions because it was felt that three cab companys' were sufficient to service the Farmington area. However, now that this has been reduced to two, the City Manager thought perhaps the Council would want to allow these confiscated bond plates to be issued to the Star Cab Company.

Motion by Yoder supported by Richardson that the Farmington City Council issue the four confiscated bond plates from EmpireCab Company to the Star Cab Company of Novi, Michigan - expiration date, December 31, 1971.

Motion carried, all ayes.

CM-7-711-71 REPORT AMENDMENT WEED ORDINANCE

City Manager Dinan reported he has had an opportunity to review the existing Weed Ordinance with City Attorney Robert Kelly. It was the conclusion of the City Manager and Attorney Kelly that under section 9.82 the City should amend the time schedule for requiring weed cutting period of May 15 to on or before July 1st, and the second cutting of June 30th before September 1st.

In analyzing the schedule they believed this six week period is too long in which the property owner can wait before cutting the weeds, or having the City cut them after a five day notice, and recommended that Section 9.82 be amended to read as follows:

"that the cutting, removing or destroying of such weeds, grass and vegetation at least once after May 15, and before June 1, and once after July 15 and before August 1 each year shall be deemed to be in compliance with the requirements of this chapter."

Both City Manager Dinan and City Attorney Kelly believe that by reducing the length of time to cut these weeds, in essence they are expediting this phase by a minimum of thirty days.

Motion by Richardson supported by Seibert to introduce Ordinance No. C-306-71 an amendment to the Code of the City of Farmington, Chapter 88 Section 9.82, Duty of Occupant or Owner.

Motion carried, all ayes.

CM-7-712-71 - City Manager Dinan reported that in analyzing the Shopping Center Maintenance ordinance with City Attorney Kelly, they were of the opinion that the wording under section 5.357 Landscaping, is adequate to require proper cutting of weeds to those parts of highway rights-of-way adjoining the shopping Center and that this would be simply a matter of enforcement through the issuance of violations to property owners that did not comply with the requirements of the chapter.

However, this ordinance would not control the individual commercial users, and therefore they believed that it would be in order to change the definition of a Shopping Center to also include any commercial users, whether part of a Shopping Center or as an individual commercial parcel or building.

Presently this ordinance is only designed for the Downtown Shopping Center, the Plaza Shopping Center and the Bel-Aire Shopping Center, and is somewhat limited in scope.

Motion by Richardson supported by Seibert to introduce Ordinance No. C-307-71 an amendment to the Code of the City of Farmington, Chapter 41 Shopping Center Maintenance to include all commercial zoned properties.

Motion carried, all ayes.

#### MISCELLANEOUS

##### DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Receive and file.

Councilman Allen asked about the low pressure of water at Grand River and Gill Road. He wondered if there was any way the City could provide an automatic valve which would warn when the water pressure goes down.

City Manager Dinan told him the problem was one of procedure. We cannot turn on the Whittaker, Grand River valve as the City of Detroit has complete control over that. Our second valve is at Drake Heights and Woodcroft and this is turned on when the water gets low. In any event City Manager Dinan said he would submit a report to the City Council on this.

Councilman Yoder asked the City Manager if the City was still holding money back from the sidewalk contractor in Bel-Aire. The City Manager told him yes, there was still work to be done there.

Councilman Yoder asked about the oil that the garbage packer leaves on the streets. He wanted to know if it would harm the blacktop. The City Manager told him it probably would have some adverse effects on the blacktop as it is porous.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Richardson supported by Yoder to approve claims and accounts for July 19, 1971 as submitted, General Fund \$26,935.12 and Water and Sewer \$7,355.86.

ROLL CALL

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

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 11:20 p.m.

*Wilbur V. Brotherton*

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK.

COUNCIL PROCEEDINGS

A special meeting of the Farmington City Council was held on July 21, 1971.

Meeting called to order at 7:30 p.m. by Mayor Brotherton.

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

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Brines  
and Director Jones.  
Absent: Attorney Kelly.

PETITIONS AND COMMUNICATIONS

PROCLAMATION REGARDING SWEDISH AERO CLUB VISITORS

Mayor Brotherton stated the Swedish Aero Club visitors comprise nine boys who are coming here from Sweden. They are part of the Civil Air Patrol in Sweden and the City of Farmington wishes to recognize their visit.

Motion by Seibert supported by Allen to adopt the following proclamation:

PROCLAMATION - SWEDISH AERO CLUB DAY

WHEREAS: Group 21, Michigan Wing Civil Air Patrol is hosting nine members of the Swedish Aero Club; and

WHEREAS: This exchange of Civil Air Patrol Cadets with countries throughout the world improves good will amongst individuals and countries; and

WHEREAS: This exchange provides for nations, large and small, to interchange ideas and improve communications; and

WHEREAS: The Swedish Aero Club will be visiting Farmington July 27, thru July 31, 1971; and

WHEREAS: We would like to extend our good will and welcome to the Swedish Aero Club.

NOW, THEREFORE, I WILBUR V. BROTHERTON, Mayor of the City of Farmington do hereby proclaim Saturday July 31, 1971 as

SWEDISH AERO CLUB DAY

and call upon all citizens of the City of Farmington to observe that day in a spirit of common purpose with the aims of the Civil Air Patrol and the Swedish Aero Club; I urge everyone groups or individuals, to participate in programs and activities designed to give support and encouragement to these groups.

Signed, sealed and dated this twenty-first day of July 1971 at the City of Farmington, County of Oakland, State of Michigan.

---

WILBUR V. BROTHERTON, MAYOR.

REPORTS FROM CITY MANAGER:

CM-7-713-71 REPORT ON BIDS FOR 25 CUBIC YARD LOAD PACKER TRUCK

Action was tabled at the regular Council meeting on Monday night in order that an investigation might be made as to whether the Jerry Bielfield bid included 12 ply tires, and also to analyze the frame that was bid.

In checking with Jerry Bielfield, they stated they did bid the 12 ply tires. Regarding the frame, it was their feeling that the frame they bid was strong enough to do the job, but if the City wanted to go into the heavier frame it would cost approximately \$77.00 more.

City Manager Dinan stated that in analyzing this bid further with the City Contractor Gus McCreedy, Mr. McCreedy stated he had received excellent results with the Dempster Dumpster load packer. From his observations he was getting from 3 to 5 cubic yards more than he would get from the Garwood. It was his feeling that he would prefer that the City purchase the demonstrator in lieu of the new one, as the Dempster Dumpster was more superior regarding packing power. Secondly, he needs the truck now, and he feels the 8 to 10 week delay incurred while waiting for a new truck would cost him several hundreds of dollars in repairs on the existing equipment.

The City has also been advised by S. and W. Equipment Company that the demonstrator they had bid on would carry a new truck warranty on both the truck and the load packer. Therefore, City Manager Dinan recommends that after weighing all the facts, the City should purchase the S. and W. demonstrator.

Motion by Seibert supported by Yoder to take the motion to award the bid to Jerry Bielfield Ford off the table and vote on it.  
Motion carried, all ayes.

On the motion by Allen supported by Richardson on the table awarding the bid for the 25 yard load packer to Jerry Bielfield Inc.

ROLL CALL

AYES: NONE  
NAYS: Allen, Brotherton, Seibert, Yoder  
ABSENT: Richardson  
Motion defeated.

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

WHEREAS: The City of Farmington (hereinafter referred to as the "City") wishes to acquire by Title Retaining Contract a Motor Vehicle and Rubbish Packer for use by its Department of Public Works, and

WHEREAS: S. & W. Equipment Inc., through Stark Hickey East a Michigan Corporation, is willing to sell a certain Motor Vehicle with Rubbish Packer Body to the City of Farmington on a Title Retaining Contract, a copy of which Title Retaining Contract is attached hereto, and

WHEREAS: This Farmington City Council has fully reviewed said Title Retaining Contract and is willing to authorize its execution:

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1: The City of Farmington purchase from the following the Motor Vehicle and Rubbish Packer body (described in the respective Title Retaining Contract) as follows:
  - a: From S. & W. Equipment Inc., through Stark Hickey East, a Michigan Corporation, a Heavy Duty Ford Truck Chassis, described more fully in the Title Retaining Contract attached hereto between S. & W. Equipment Inc., through Stark Hickey East, and the City, which contract is hereby approved as to form and substance, all upon the terms and conditions set forth in said contract.
- 2: The total price for said Motor Vehicle and Rubbish Packer Body are as set forth in said Title Retaining Contract and down payment as provided for in such contract is hereby authorized.
- 3: The Mayor and City Clerk of the City of Farmington are hereby authorized and directed to execute for and in behalf of the City the Title Retaining Contract in the forms annexed hereto.
- 4: The said Title Retaining Contract when signed by the Mayor and City Clerk on behalf of the City of Farmington shall constitute a binding and valid contract and shall be fully enforceable according to its terms and conditions.
- 5: The Council will budget and set aside in each year sufficient funds from the General Fund of the City which the City has already estimated are and will become available for such purpose, for payment of principal and interest as above provided for as the same shall become due.
- 6: A copy of the form of said Title Retaining Contract shall be attached hereto. In order to facilitate the handling of said transaction the Mayor and City Clerk may, if they so desire, use a copy of said Title Retaining Contract included as a part of a certified copy of the resolution for purposes of execution.

STATEMENT OF TRANSACTION

Motor Vehicle with Rubbish Packer Body	\$22,100.00
Cash down payment	\$ 100.00
Unpaid balance of cash price:	\$22,000.00

Time balance \$22,000.00 with interest thereon at a rate of 5% per annum payable as hereinafter provided.

The undersigned Purchaser promises to pay the S. & W. Equipment Inc., through Stark Hickey East, a Michigan Corporation or from a source pledged in paragraph three the sum of \$22,000.00 in four payments of \$5,500.00 each commencing on the first day of July 1972 and payable annually and thereafter on the first day of July until July 1975 together with interest rate of 5% per annum. All payments shall be payable at National Bank of Detroit, Farmington, Michigan. All parties hereto severally waive demand for payment, notice of default and all defenses by reason of any extension of time of payment hereunder.

The undersigned Purchaser hereby agrees to pay said principal and interest when due from moneys in the general fund of the City lawfully appropriated for that purpose and hereby agrees that it will set aside therefrom such amounts from time to time as shall be necessary to pay said principal and interest as the same fall due.

BE IT RESOLVED:

That the Farmington City Council accept the bid of S. and W. Equipment Inc., through Stark Hickey East for a Dempster Load Packer - 1971 Ford LNT 8000 Diesel Demonstrator contingent upon the City receiving the new truck warranty on both the truck and the load packer, in the amount of \$22,100.00.

BE IT FURTHER RESOLVED:

That the Dempster Load Packer be financed through a commercial loan from National Bank of Detroit, with equal installments, on a four year basis, at an interest rate of 5 to 5½%.

ROLL CALL

AYES: Brotherton, Seibert, Yoder, Allen

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED JULY 21, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

RESOLUTIONS AND ORDINANCES

RESOLUTION RE: NATIONAL BANK OF DETROIT CHANGE OF SIGNATURE FOR DISTRICT COURT DELETING GRACE FLAHERTY AND ADDING MARILYN DEWAR

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

BE IT RESOLVED:

That the City Council authorize the setting up of two bank checking accounts to be used by District Court at National Bank of Detroit:

(1) BOND (OR TRUST) ACCOUNT: This account to be used only for cash bonds or other trust moneys which are to be refunded or paid out by the Court, rather than being deposited with the District Control Unit. The authorized signatures on this account will be by either Marilyn Steusloff or Marilyn Dewar.

(2) DISTRICT CONTROL UNIT DEPOSITORY ACCOUNT: This account is to be used only for court collections which are to be deposited with the District Control Unit. The authorized signatures on this account will be by Winona Woods and Marilyn Steusloff, jointly.

ROLL CALL

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

RESOLUTION DECLARED ADOPTED JULY 21, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 8 p.m.  
Motion carried, all ayes.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR.

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.



COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on August 2, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

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

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

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to accept minutes of July 19, 1971 and July 21, 1971 as published.

Motion carried, all ayes.

PRESENTATION OF BEAUTIFICATION COMMITTEE TROPHY

Mrs. Joan Barbrick, a member of the Planning Commission stated the Beautification Committee participated in the Farmington Founders Parade and were awarded the first place trophy for their float. She gave a brief description of the winning float and then introduced Mrs. Roseanne Parr the Chairman of the Festival Committee and other members of the Beautification Committee.

Mrs. Parr on behalf of the Beautification Committee presented the trophy to Mayor Brotherton and the members of the Council. Mayor Brotherton thanked her and told her that once again the Beautification Committee had brought honor to the City of Farmington.

PUBLIC BIDS

CM-8-814-71 RECEIVE BIDS FOR PURCHASE \$300,000 MOTOR VEHICLE HIGHWAY BONDS

The City of Farmington received bids as per advertisement on August 2, 1971 for the purchase of \$300,000 Motor Vehicle Highway Bonds.

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

WHEREAS, August 2, 1971, at 8:00 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$300,000.00 - 1971 Motor Vehicle Highway Fund Bonds, 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>
Kenower MacArthur	1985	5.8480%	\$39.00
Ryan Sutherland		6%	\$156.00

AND WHEREAS, the bid of American Securities Corporation, Kenower, MacArthur Division has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1: The bid of American Securities Corporation, Kenower MacArthur Division 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: Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Allen

RESOLUTION DECLARED ADOPTED.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

BOARD OF ZONING APPEALS, JULY 21, 1971

Receive and file.

RETIREMENT SYSTEM BOARD OF TRUSTEES JULY 21, 1971

A correction should be made to the Retirement System Board of Trustees minutes for July 21, 1971. Add "Yoder" to the roll call.

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-8-815-71 MICHIGAN MUNICIPAL LEAGUE RE: MEMBERSHIP GOOD ROADS FEDERATION FOR HIGHWAY ENGINEERING NEEDS STUDIES.

Letter from Michigan Municipal League stating that they foresee legislation to implement the new Highway Engineering Needs Study, now nearing completion. This means that the Transportation Committee and the League Staff will be working closely with the Michigan Good Roads Federation in an effort to improve the highway and streets system of Michigan through adequate gas and weight tax revenue.

The Board of Trustees of the League has adopted a schedule of fees that it considers reasonable, and recommends that municipalities continue their annual membership according to the following schedule:

\$1.00 per 1,000 population with a minimum of \$10.00 and a maximum of \$200.00.

They state that on the basis of the 1970 census, the membership fee for the City of Farmington is \$13.00. However this is erroneous due to the fact there was a mistake in the 1970 census and the City was reduced from 13,000 plus to 10,329, thus our membership fee would be only \$10.00.

City Manager Dinan stated his office concurs with the League's Board of Trustees that it is very important for the Michigan Good Roads Federation to continue their research and studies to improve allocations to municipalities of state gas and weight tax revenues. It was through their efforts, two years ago that Cities increased their portion from 18% to 19% of the total gas and weight tax revenues. Continued efforts to improve the Cities position in receiving equitable return from the gas and weight tax funds is necessary therefore, if the City is going to improve its local street system.

Motion by Yoder supported by Richardson that the City Council approve membership in the Good Roads Federation in the amount of \$10.00.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Brotherton

NAYS: None

ABSENT: Allen

Motion carried.

FARMINGTON AREA ADVISORY COUNCIL RE PILOT TYPE DROP IN CENTER AT 30752 GRAND RIVER

Letter from Farmington Area Advisory Council stating that in an effort to provide treatment and preventive service for substance abuse in the Farmington area, the Advisory Council is initiating a pilot type drop-in center program. They state during the next five months they will be evaluating this service and further develop a program, which hopefully, will meet their needs.

The letter goes on to state that since the City Council has aided the program they wish to advise that they have established a center at 30752 Grand River Avenue which they will be utilizing commencing August 17, 1971.

Mayor Brotherton stated that he would like to feel that in the future, before the Farmington Area Advisory Council makes any major moves, that they let the Council members know, especially as the Council endorses this program.

Receive and file.

INVITATION FROM BOARD OF EDUCATION

The Farmington Board of Education has advised the City Council

that effective July 1, 1971 they will meet in public sessions on the first and third Tuesdays of each month. They stated they have changed their public board meetings from the second and fourth Mondays of each month to avoid conflict with the City and Township governmental bodies who also meet on these nights. They are hopeful that this will result in better communications and closer cooperation between the Farmington School Board and various governmental agencies and the Citizens of Farmington.

The Farmington Board of Education extends a personal invitation to all Council members to attend these meetings in the future.

Receive and file.

CM-8-716-71 REPORTS FROM THE CITY MANAGER  
REPORT COMPLAINT LAND FILL OPERATION AT REAR OF FIRST BAPTIST CHURCH ON SHIAWASSEE.

City Manager Dinan stated the members of the City Council have had an opportunity to make a field trip of the land fill operation that was conducted by the contractor excavating Shiawassee Avenue at the rear of the First Baptist Church.

The City Council members observed that there was very little fill dirt that extended into the River Valley (Flood Plain) and would have no effect on the retention capacity of the Flood Plain. It was also noted that there is heavy brush and extensive trees between the residential property some 200 to 300 ft. away from the slope of the hill. City forces had removed all loose debris from the side of the slope and had cleared the majority of the dirt from the trees at the bottom of the slope so that their roots would not be affected by this land fill.

In addition to this, City forces also removed all the heavy stones located against the trees at the bottom of the slope, and will continue to clean up the bottom of the slope, and perhaps build the boulders into some kind of a retaining wall in order to catch any loose material that might break loose.

City Manager Dinan also stated the First Baptist Church has planted grass seed on the side of the slope in an effort to develop a turf that would reduce any sliding of existing dirt and thus stabilize the terrain. There are several slabs of concrete imbedded into the side of the slope which also should have a stabilizing effect and reduce the possibility of land sliding.

City Attorney Robert Kelly is of the opinion that the residents on Twin Valley Court did not have any civil action against the First Baptist Church for the land fill operation since it was conducted on private property with no damage incurred to their surrounding properties.

Also he felt that if there was a complaint issued and the matter taken to District Court for violation of the Land Fill Ordinance that the Court would probably not impose any fine or penalty due to the fact that this was an honest mistake in not following the technical process in the Land Fill Ordinance by receiving a permit and having a public hearing.

City Manager Dinan stated that the suggestion by Mr. Thomas Beale, Attorney for the residents of Twin Valley, that this fill dirt be removed and the slope replaced in its original condition is totally unreasonable and impractical, and would cost the City and taxpayers several thousands of dollars. Mr. Dinan believed the best approach would be for the City to continue to maintain the trees on the lower part of the slope and develop sod on the side of the slope to stabilize the terrain and avoid any recurrence of the land fill operation at this location in the future. In addition to this, the majority of the quality trees that provide most of the foliage to the area are at the bottom of the slope and were not affected by this land fill.

Motion by Richardson supported by Yoder that the City Council authorize the City forces to do everything within reason to maintain the trees at the bottom of the slope, and that the City not allow any land fill operation like this in the future. Also, that a progress report be submitted to them at the first council meeting in October.

Motion carried, all ayes.

CM-8-717-71 REPORT RE AMENDMENT TO RESOLUTION AWARDDING TRUCK AND LOAD PACKER ASSIGNMENT OF BID FROM S. & W. EQUIPMENT COMPANY TO STARK HICKEY EAST.

After the City Council awarded the bid for the Ford Diesel Truck with the 25 yard Dempster Load Packer to the S. and W. Equipment Company the City was advised by this company that they were going to assign their interest to Stark Hickey East Inc., for the ultimate transfer of title to the City of Farmington. This maneuver was to avoid the necessity of any Federal Excise Tax so that the actual issuance of title would come from the original dealer Stark Hickey East Inc., to the City of Farmington.

In drafting the necessary retail contract papers of National Bank of Detroit who will be financing this equipment for the City of Farmington, it was brought out that there was no reference to the assignment of bid rights from S. and W. Equipment to Stark Hickey East as part of the bid award. Therefore it is necessary for the City Council to amend the resolution awarding the bid to Stark Hickey East, a Michigan Corporation based on assignment of bid rights from the S. and W. Equipment Company for the purchase of the Ford Diesel Truck 25 yard Dempster Load Packer

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

BE IT RESOLVED:

To amend the resolution of July 21, 1971 awarding the bid on the Ford Diesel Truck 25 Yard Dempster Load Packer to read "Stark Hickey East, assignee of S. and W. Equipment Inc."

Roll Call

Ayes: Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: Allen

Resolution declared adopted August 2, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-8-718-71 REPORT BIDS CONSOLE AND RADIO EQUIPMENT COMMUNICATION CENTER FOR PUBLIC SAFETY DEPARTMENT

The City of Farmington received bids for the Public Safety Communications System on July 7, 1971 at 10 a.m. The bids included three proposals:

Proposal #1. Radio Communications Console, two frequency base station, radio telephone recording equipment and other auxiliary equipment for communications center operation.

Proposal #2. Five portable radios with spare batteries and battery chargers.

Proposal #3. Eight four frequency mobile vehicle radios.

The bids were as follows:

Technical Products Engineering, Sun Valley, California; Proposal #1 \$29,540.00.

R.C.A. Southfield, Mich. Proposal #1 \$30,606.06; Proposal #3 \$10,148.00

Motorola Corporation, Schaumburg, Ill. Proposal #1 \$26,695.00.

Installation of base station and typewriter pedestal \$360.00. One year service contract \$270.00. Proposal #2. \$5,132.00; Proposal #3 \$11,232.00  
Motorola will allow \$795.00 discount if awarded total system .

General Electric, Dearborn, Mich; Proposal #1 \$25,893.95. Installation base station \$200.00. Proposal #2 \$5,307.80; Proposal #3 \$9,481.00.

In reviewing the bids for Proposal No. 1. General Electric Company could not meet the Department of Public Safety specifications without excessive field modification.

The second low bidder, Motorola has over 700 communication radio consoles' installed throughout the nation and has more experience in building this type of communication system than any other company in the nation. In addition to this they have agreed to apply \$795.00

discount to their console alone.

The Department presently requires nine alarm positions to service existing users that will have to be connected into the City's alarm system. Thus, by removing 12 it would still allow expansion for 3 additional alarms. Also additional alarms may be added when they are needed at a cost to the user. By eliminating the 12 alarm positions and applying the Motorola discount, the cost of the console can be reduced \$1,723.00 making a final cost of \$25,332.00.

It was the recommendation of the City Manager and the Department of Public Safety that the bid be awarded to Motorola Corporation for this communications center frequency, base radio station recording equipment and auxiliary equipment at a cost of \$25,332.00.

Proposal #2 showed Motorola Company as low bidder on the portable radios. However the Department has had considerable experience with Motorola portables during the past year and have found the radios to have excessive service problems with excessive down time. In checking with other neighboring communities they have experienced similar difficulties. Also the difference between Motorola and the General Electric bid is \$175.00 and the Department is of the opinion that this small difference would be expended in service costs and they would be plagued with excessive down time where the Department would be without a radio. It was the recommendation of the City Manager and the Department of Public Safety that the City Council reject the low bid of Motorola as not being in the best interest of the City and award the bid to General Electric Portable as they are a far superior piece of equipment and exceed the Motorola specifications, transmitter power and in basic technical design.

In an effort to reduce the overall cost of this project, the Department of Public Safety requested that General Electric deduct two portable radios and one basic type battery charger, one in-car battery charger and seven spare batteries from their bid. This would reduce proposal #2 in the amount of \$2,182.40.

It was the recommendation of the Department and the City Manager that the City Council award the bid to General Electric Company less the equipment listed above in the amount of \$2,900.00.

In reviewing Proposal #3, the low bidder was General Electric Company for the eight all transistorized, 35 watt four channel mobile radios. They find these radios meet the City's specifications. Therefore it was the recommendation of the City Manager and the Department that the City Council accept the low bid of General Electric for Proposal #3 in the amount of \$9,841.00.

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

BE IT RESOLVED:

That Motorola Corporation be awarded the bid for Proposal #1 Communication Console and Base Station in the amount of \$25,332.00.

That the low bid of Motorola Company be rejected as not being in the best interest of the City and that General Electric Company be awarded the bid for Proposal #2 and Proposal #3 Radio mobiles and portables, in the sum of \$12,381.90 and

That the City Manager be authorized to enter into a loan agreement with the National Bank of Detroit for \$13,000.00. This loan is to be financed on a three year basis with equal annual installments, 5% interest on the unpaid balance, first installment to be paid on July 1, 1972.

Roll Call

Ayes: Richardson, Seibert, Yoder, Brotherton

Nays: None

Absent: Allen

Resolution declared adopted August 2, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-8-719-71 REPORT BIDS ON PLASTIC GARBAGE CAN LINERS

City Manager Dinan reported bids were received by the City of Farmington at 10 a.m. Monday August 2, 1971 as per advertisement for Plastic Can liners.

The bids were as follows:

Anjo Products Inc.	\$3.50 per 100 box	\$350.00/10M
Perfection Products	\$3.65 per 100 box	\$365.00/10M
Bland Company	\$3.71 1/2 100 box	\$375.50/10M
Lee-Mac Inc.	\$3.85 per 100 box	\$385.00/10M

The Department of Public Works have checked with the low bidder Anjo Products and found that if the City were to use the dispenser box packaging, the price would be \$3.65 per box of 100 can liners. This would be the same price as our present vendor, Perfection Products which would provide us with the dispenser box package. It was the opinion of the Department of Public Works and the City Manager that the dispenser box package is worth the added 15¢ per box, and provides a definite convenience to the customer.

City Manager Dinan stated that it was the recommendation of his office, and the Department of Public Works that the City Council consider the bid of Anjo Products, Inc., and Perfection Products Inc., as equal and approve blanket bids for 75,000 plastic can liners to each company.



at a price of \$3.65 per hundred box of can liners in the dispenser box package. They feel that this should give the City additional service having two vendors and not having to rely on one vendor.

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

BE IT RESOLVED:

That the Farmington City Council consider the bid of Anjo Products, Inc., and Perfection Products Inc., as equal and approve blanket bids for 75,000 plastic can liners to each company in the amount of \$3.65 per hundred box in the dispenser box package.

Roll Call

Ayes: Seibert, Yoder, Brotherton, Richardson

Nays: None

Absent: Allen

Resolution declared adopted August 2, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

MISCELLANEOUS

QUARTERLY REPORT FROM DEPARTMENT OF PUBLIC WORKS

Receive and file.

COMMENTS

Councilman Yoder spoke about the complaints he had received regarding people playing ball at the City Park as late as 1 a.m. City Manager Dinan told him the Department of Public Safety had been made aware of this and were going to follow up to make sure the park was closed on time.

Councilman Seibert commented on the report submitted prior to the meeting by the Beautification Committee on notes they had taken on a survey of the Upper Rouge River within the City limits. City Manager Dinan told him this was primarily for information of the Council, and the Beautification Committee had scheduled a meeting for Thursday August 5, 1971 at the National Bank of Detroit and would make recommendations after that meeting.

Councilman Richardson referred to a Charter Revision Meeting. He pointed out that it had been 1951 since the Charter of the City of Farmington had been reviewed, and members of the Council felt there were areas that should have some revision. A meeting was scheduled on this Charter revision for August 10, 1971.

Councilman Seibert asked the City Manager how work was progressing

on the open ditch at Kensington Manor. City Manager Dinan told him the contractor would probably be in there this week leveling the ground in order that he may get his trucks in there, prior to laying the 54" tile. Also they expect delivery of the pipe the first of next week.

Councilman Richardson asked the City Manager if he had received any complaints on the re-stripping of parking spaces. The City Manager told him that most people were getting oriented, and so far he had only received one complaint.

RESOLUTIONS AND ORDINANCES

CM-8-720-71 ADOPTION ORDINANCE C-306-71 LAND AREA REQUIREMENT, NURSING HOMES

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

ORDINANCE NO. C-306-71

AN ORDINANCE TO AMEND CHAPTER 39, SCHEDULE OF REGULATIONS, SECTION 5.54, CHAPTER 5 OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

Section 5.54. Uses Requiring Board of Zoning Appeals Special Exception Permits.

- (5) Hospital, convalescent home, provided that the lot shall have five hundred (500) square feet for each hospital bed, and precautions of building location and other necessary precautions are taken to preserve the character of the district.

This ordinance was introduced at a regular meeting of the Farmington City Council on July 19, 1971, was adopted and enacted at the next regular meeting on August 2, 1971 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  
Nays: None  
Absent: Allen

CM-8-721-71 ADOPTION ORDINANCE NO. C-307-71 REPEAL CHAPTER 41, SHOPPING CENTER MAINTENANCE AND ADOPT NEW CHAPTER 41, MAINTENANCE OF COMMERCIAL PROPERTY.

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

ORDINANCE NO.C-307-71  
AN ORDINANCE TO REPEAL CHAPTER 41, OF THE CODE OF THE  
CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

That Chapter 41, Shopping Center Maintenance is hereby repealed effective August 25, 1971.

Roll Call

Ayes: Richardson, Seibert, Yoder, Brotherton

Nays: None

Absent: Allen

Motion by Richardson supported by Seibert to adopt the following ordinance

ORDINANCE NO.C-307-71  
AN ORDINANCE TO AMEND THE CITY OF FARMINGTON CODE BY ADDING  
A NEW CHAPTER, WHICH NEW CHAPTER SHALL BE DESIGNATED AS  
CHAPTER 41, TITLE V OF THE CODE OF THE CITY OF FARMINGTON.  
THIS CHAPTER SHALL BE ENTITLED MAINTENANCE OF COMMERCIAL  
PROPERTY.

THE CITY OF FARMINGTON ORDAINS:

5.341. Purpose. It is the purpose of this Chapter 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 commercial properties located in the City of Farmington. By the adoption of this Chapter, the City of Farmington finds that such regulations are necessary to the public welfare.

5.342. Definitions. Commercial Properties shall mean any property in the City of Farmington zoned C-1 Local Business, C-2 Community Commercial, C-3 General Commercial or CBD Central Business District.

Person means any natural person, partnership, firm, corporation or other legal entity.

Parking lot means all areas set aside or designated for the parking of motor vehicles or the loading and unloading of motor vehicles on the premises or in conjunction with a commercial property, 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 commercial property. Where there are more than one such person, all shall be jointly and severally obligated by the terms of this Chapter.

5.343. Buildings. The exteriors of all buildings located on any commercial properties 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 located on commercial property are owned by separate entities, the obligations of this paragraph shall fall only upon those persons responsible for the particular building involved.

5.344. 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.

5.355. 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 items of a size approximately equal to that of a container. Waste receptacles are to be collected weekly.

5.356. Loose Trash, Rubbish or Debris. The proprietor shall be responsible for seeing to it that the premises, 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.

5.357. Landscaping. The proprietor shall install and maintain landscaping on all areas of the commercial properties 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 commercial properties 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 appropriate trimmed and noxious weeds are eliminated.

5.358. Enforcement. This Chapter shall be enforced by the Building Department. In the event of violation, the proprietor shall be notified in writing to remove or eliminate the violation within ten 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 Building Department where bona fide efforts to remove or eliminate the violations are in progress. Such notice shall not be required in repeated cases of the same violation by the same proprietor.

5.359. Penalties. Violation of this Chapter, including failure to comply with the notice of the Building Department within the time allowed, shall be a misdemeanor which shall be punishable upon conviction thereof by a fine not to exceed \$100 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 July 19, 1971, was adopted and enacted at the next meeting on August 2, 1971 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

AYES: Richardson, Seibert, Yoder, Brotherton

NAYS: None

ABSENT: Allen

CM-8-722-71 ADOPTION OF ORDINANCE C-308-71 WEED CUTTING

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

Ordinance No.C-308-71

AN ORDINANCE TO AMEND CHAPTER 88 - NUISANCES SECTION 9.82  
OF THE CODE OF THE CITY OF FARMINGTON.

THE CITY OF FARMINGTON ORDAINS:

Section 9.82. Duty of Occupant or Owner. It shall be the duty of the occupant of every premises and the owner of unoccupied premises within the City, to cut and remove or destroy by lawful means, all such weeds, grass, or rank noxious or harmful vegetation as often as may be necessary to comply with the provisions of Section 9.81; provided, that cutting, removing or destroying of such weeds, grass and vegetation at least once after May 15, and before June 1, and once after July 15 and before August 1, each year shall be deemed to be in compliance with the requirements of this chapter.

This ordinance was introduced at a regular meeting of the Farmington City Council on July 19, 1971, was adopted and enacted at the next regular meeting on August 2, 1971 and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  
ELIZABETH BRINES, CITY CLERK

ROLL CALL

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

CM-8-723-71 BOND RESOLUTION SPECIAL ASSESSMENT DISTRICTS, ASPHALT PAVING WITH CURB AND GUTTER, JAMES COURT AND HAMLIN COURT.

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

WHEREAS, the City Council has caused to be prepared, reviewed and confirmed, Special Assessment Rolls Nos. 71-49 and 71-50, for the purpose of defraying part of the cost of street improvements, which said special assessment rolls are more fully described in the body of the resolution:

AND WHEREAS, said Special Assessment Rolls have been divided into ten (10) equal annual installments;

AND WHEREAS, the City Council deems it necessary to borrow the sum of Twenty-Two Thousand Five Hundred (\$22,500.00) Dollars in anticipation of the collection of a like amount of the unpaid part of the nine (9) deferred installments on the aforesaid special assessment rolls, and also the sum of Twelve Thousand (\$12,000.00) Dollars to defray part of the City's share of the cost of said improvements;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The estimated period of usefulness of each of said special assessment improvements is not less than twenty (20) years.

2. Special Assessment Bonds be issued in the amount of \$22,500.00 in anticipation of the collection of a like amount of the unpaid part of the nine (9) deferred installments of the aforesaid special assessment rolls; said bonds to be divided among the special assessment districts as follows:

Special Assessment District No. 71-49    \$14,400.00.  
Special Assessment District No. 71-50    \$ 8,100.00.

In addition to the special assessments as aforesaid, the full faith, credit and resources of the City of Farmington shall be pledged for the prompt payment of the principal and interest on said bonds as the same become due. Said bonds shall consist of twenty-three (23) bonds, one (1) bond of the denomination of \$500.00 and twenty-two (22) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, dated November 1, 1971, and payable serially, without option of prior redemption, as follows:

\$1,500.00 November 1, 1972;  
\$3,000.00 November 1, 1973;  
\$2,000.00 November 1, 1974;  
\$3,000.00 November 1st of each of the years 1975 and 1976;  
\$2,000.00 November 1, 1977;  
\$3,000.00 November 1st of each of the years 1978 and 1979;  
\$2,000.00 November 1, 1980.

Said Special Assessment Bonds shall bear interest at a rate not exceeding seven and one half per cent (7½%) per annum, payable November 1, 1972, and semi-annually thereafter on the first day of May and November 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.

3. General Obligation Bonds pledging the full faith and credit of the City be issued in the principal amount of \$12,000.00 for the purpose of paying part of the City portion cost of the improvements in Special Assessment Districts Nos. 71-49 and 71-50 inclusive. Said bonds shall consist of twelve (12) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 12, inclusive, dated as of November 1, 1971, and payable serially, without option of prior redemption, as follows:

\$2,000.00 November 1st of each year from 1972 to 1977 incl.

4. Said General Obligation Bonds shall bear interest at a rate or rates

not exceeding seven and one half per cent (7½%) per annum, payable November 1, 1972, and semi-annually thereafter on the first day of May and November 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.

5. Said bonds shall be signed in the name of the City by the Mayor and countersigned by the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk and said bonds, when executed, shall be delivered to the City Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefor, when accepted.

6. All collections of principal and interest on the aforesaid special assessment rolls shall be accounted for separately on the books of the City and shall be held together with any premium or share thereof on the special assessment bonds and the share of accrued interest thereon paid on date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment bonds; Provided, However, that the amount to be paid by each special assessment district shall not exceed the amount of the bonds and the interest thereon allocated to such district by this resolution. In addition, the City shall levy annually, without limitation as to rate or amount, as a part of its general ad valorem taxes such sums as may be necessary to retire when due the principal of and interest on said special assessment bonds should collections of the special assessments pledged for that purpose prove insufficient. The share of any premium and of accrued interest attributable to the general obligation bonds shall be held separately for payment of principal of and interest on said bonds.

7. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CITY OF FARMINGTON

+(1) - SPECIAL ASSESSMENT STREET IMPROVEMENT BOND  
(Districts Nos. 71-49 and 71-50)

+ (2) - GENERAL OBLIGATION STREET IMPROVEMENT BOND  
(Districts Nos. 71-49 and 71-50)

No. \_\_\_\_\_

\$ \_\_\_\_\_



KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland State of Michigan, acknowledges itself to owe and for value received hereby promises to pay to bearer the sum of \_\_\_\_\_ DOLLARS lawful money of the United States of America, on the first day of November, A.D.19\_\_\_\_, with interest thereon from the date hereof until paid at the rate of \_\_\_\_\_ per cent ( %) per annum, payable on November 1, 1972, and semi-annually thereafter on the first day of May and November of each year, on presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are payable at \_\_\_\_\_ and for the prompt payment of this bond both principal and interest, the full faith and credit of the City of Farmington are hereby irrevocably pledged.

This bond is one of a series of \_\_\_\_\_ ( ) bonds of even date and like tenor, except as to date of maturity \_\_\_\_\_, non callable prior to maturity, aggregating the principal sum of \$ \_\_\_\_\_, issued for the purpose of paying part of the cost of street improvements in Special Assessment Districts Nos. 71-49 and 71-50, and is issued in accordance with a resolution of the City Council of the City of Farmington duly adopted on August 2, 1971.

This bond is payable out of +(1) special assessments to be collected on the aforesaid special assessment rolls; Provided, However; that the liability of each special assessment district shall be limited as specified in the bond authorizing resolution. In case of insufficiency of said special assessment collections, this bond is payable out of the general funds of the City.

This bond is payable out of +(2) the debt retirement funds of the City of Farmington.

- + (1) re Special Assessment Bonds
- + (2) re General Obligation Bonds

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, statutory or charter debt limitation.

IN WITNESS WHEREOF, THE CITY OF FARMINGTON, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk all as of the first day of November, A.D. 1971.

CITY OF FARMINGTON

(Seal)  
Countersigned:

BY: \_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk.

COUNCIL PROCEEDINGS - 17 -

(Form of Coupon)

No. \_\_\_\_\_ \$ \_\_\_\_\_  
On the first day of \_\_\_\_\_ A.D., 19\_\_\_\_, the City of Farmington, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, lawful money of the United States of America, at \_\_\_\_\_ being the interest due that date on its +(1) Special Assessment Street Improvement Bond (Districts Nos. 71-49 and 71-50) and +(2) General Obligation Street Improvement Bond (Districts Nos. 71-49 and 71-50), dated November 1, 1971.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

+(1) re Special Assessment Bonds  
+(2) re General Obligation Bonds

8. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor, Detroit, Michigan, and the Farmington Observer, Farmington, Michigan, a legal newspaper circulated in the City of Farmington, at least seven (7) full days before the date fixing sale of the bonds.

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

OFFICIAL NOTICE OF SALE

CITY OF FARMINGTON  
COUNTY OF OAKLAND, MICHIGAN.

\$12,000.00 - GENERAL OBLIGATION STREET IMPROVEMENT BONDS  
(Districts Nos. 71-49 and 71-50)

\$22,500.00 - SPECIAL ASSESSMENT STREET IMPROVEMENT BONDS  
(Districts Nos. 71-49 and 71-50)

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 \_\_\_\_\_ o'clock p.m. Eastern Standard Time, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 1971, at which time and place said bids will be publicly opened and read.

Said General Obligation Bonds will consist of twelve (12) coupon bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 12, inclusive, will be dated November 1, 1971, and will mature, serially without option of prior redemption, as follows:

\$2,000.00 November 1st of each year from 1972 to 1977 inclusive.

Said Special Assessment Bonds will be coupon bonds and shall consist of twenty-three (23) bonds, one (1) bond of the denomination of \$500.00 and twenty-two (22) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, will be dated November 1, 1971, and will mature, serially without option of prior redemption, as follows:

\$1,500.00 November 1, 1972;  
\$3,000.00 November 1, 1973;  
\$2,000.00 November 1, 1974;  
\$3,000.00 November 1st of each of the years 1975 and 1976;  
\$2,000.00 November 1, 1977;  
\$3,000.00 November 1st of each of the years 1978 and 1979;  
\$2,000.00 November 1, 1980.

Said bonds will bear interest from their date at a rate or rates not exceeding seven and one half per cent ( $7\frac{1}{2}\%$ ) per annum, expressed in multiples of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1%, or any combination thereof. Said interest will be payable on November 1, 1972 and semi-annually thereafter on May 1st and November 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. No bond may bear interest at a rate which is less than 50% of the rate borne by any other bond of this issue. 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, the total dollar value of all interest on the bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) 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.

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. 71-49 and 71-50, 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. 71-49 and 71-50, 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 \$690.00 drawn upon an incorporated bank or trust company and 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 liquidated 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.

Said bonds will be delivered within forty five (45) days from the date of sale and if said bonds are not delivered by twelve o'clock noon, Eastern Standard Time, on the forty-fifth day from the date of sale, the successful bidder may withdraw his proposal by serving notice of cancellation in writing on the undersigned in which event the good faith check shall be promptly returned.

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

Elizabeth Brines  
Elizabeth Brines, City Clerk

APPROVED:

STATE OF MICHIGAN

MUNICIPAL FINANCE COMMISSION

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

AYES: Councilman Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Allen

RESOLUTION DECLARED ADOPTED.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-8-724-71 RESOLUTION AMENDING INTEREST RATE SAD-70-48 CLOSURE OF DRAIN BETWEEN KENSINGTON MANOR APARTMENTS AND FARMINGTON OAKS SUBDIVISION

Motion by Seibert supported by Richardson to adopt the following resolution:  
BE IT RESOLVED:

That Paragraph 4 of Resolution No. 5 adopted on April 19, 1971 be and the same is hereby amended to read as follows:

"The deferred installments of said Special Assessment Roll shall bear interest at the rate of six and fifty hundredths (6.50%) per annum, from July 1, 1971, to their respective dates, said interest to be paid on the due date of each annual installment."

BE IT FURTHER RESOLVED:

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

AYES: Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: Allen

Resolution declared adopted August 2, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CLAIMS AND ACCOUNTS

MONTHLY BILLS.

Motion by Yoder supported by Seibert to approve claims and accounts for August 2, 1971 as submitted, General Fund \$5,319.86 and Water and Sewer \$393.91

ROLL CALL

AYES: Richardson, Seibert, Yoder, Brotherton

NAYS: None

ABSENT: Allen

Motion carried.

ADJOURNMENT

Motion by Seibert to adjourn at 10.15 p.m.

Motion carried, meeting adjourned.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on August 16, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

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

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

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of August 2, 1971 as published.  
Motion carried, all ayes.

At this point Mayor Brotherton acknowledged the presence of three candidates for Councilman in the forthcoming election to be held on November 2, 1971, Messrs. Thomas Brennan, John Courville and William Hartsog.

### MINUTES OF OTHER BOARDS

#### CM-8-725-71 PLANNING COMMISSION PROCEEDINGS AUGUST 9, 1971

Motion by Richardson supported by Yoder to establish a public hearing on the variance for off-street parking for the dance studio, second story of the Cook Building, 33316 Grand River, for 8 p.m. September 7, 1971.  
Motion carried, all ayes.

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

#### FARMINGTON BOARD OF ZONING APPEALS MINUTES AUGUST 4, 1971

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

#### FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, JULY 20, 1971

Receive and file.

#### BEAUTIFICATION COMMITTEE MINUTES, JULY 15, 1971

Receive and file.

#### FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY MINUTES JULY 7, 1971

Receive and file.

### PETITIONS AND COMMUNICATIONS

LETTER FROM FARMINGTON AREA ADVISORY COUNCIL INC., EXPRESSING APPRECIATION OF CITY OF FARMINGTON'S SUPPORT

Letter from Farmington Area Advisory Council Inc., expressing appreciation for the contribution made by the City of Farmington amounting to \$3,000 to support their efforts during their second fiscal year. They state that this contribution forms a base from which they are able to request and receive funds from other governmental units, churches, foundations and service clubs.

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

CM-8-726-71 REQUEST FROM CITY OF HOPE, DETROIT CANCER FIGHTERS, REQUESTING PERMISSION TO PLACE CANNISTERS THROUGHOUT BUSINESS ESTABLISHMENTS FROM OCT 6th TO DECEMBER 23, 1971

Letter from City of Hope Detroit Cancer Fighters extending appreciation for previous cooperation with their fund raising activity of placing cannisters once during the year to help support the City of Hope, a National Medical Center in California. They state the City of Hope is important no matter where you live as this is a pilot hospital whose standards of care influence institutions in every community and whose research and post graduate medical specialists benefit everyone throughout the world. Therefore, they would appreciate permission to place their cannisters throughout the business establishments from October 6th to December 23, 1971.

Motion by Richardson supported by Seibert to grant permission to the City of Hope Detroit Cancer Fighters to place their cannisters throughout business establishments in the City of Farmington from October 6th to December 23, 1971.

Motion carried, all ayes.

CM-8-727-71 REQUEST FROM FARMINGTON BETHEL NO. 55, INTERNATIONAL ORDER OF JOB'S DAUGHTERS, FOR USE OF FIRE HYDRANT ON FARMINGTON MASONIC TEMPLE GROUNDS FOR CAR WASH

Since this is the third request in a short time, motion made by Richardson and supported by Seibert to grant a blanket approval to the International Order of Job's Daughters to use the fire hydrant on Farmington Masonic Temple Grounds for a car wash, and to authorize the City Manager to grant this permission in the future.

Motion carried, all ayes.

CM-8-728-71 RESOLUTION FROM STATE SAFETY COMMISSION RE: TRAFFIC CONTROL

Letter and resolution from Richard Austin, Secretary of State, stating that the State Safety Commission has been following the effect of general community problems as they impact on law enforcement services, particularly

traffic control. They state there seems to be a tendency for city administrators to seek relief from fundamental financial problems by reducing police manpower allocations to the traffic problem.

Therefore they are requesting the City Council to make a careful study of a resolution they enclosed, and if possible give it their support.

The resolution states in essence, that during the year 1970, 2,177 deaths, 161,719 personal injuries and 209,974 cases of property damage were chargeable to traffic accidents. Hence the State's economic loss was at least \$480,000,000. Eighty per cent of the victims were within a radius of 25 miles of their home. This condition is preventable. Traffic law enforcement programs have resulted in significant reductions in traffic casualties in several Michigan communities. Technical assistance and information are available to assist community enforcement agencies in the management of their problems.

The resolution goes on to state that certain Federal and state funds can be applied to help increase their operational potential, therefore they request city and governing bodies to

- 1: support the law enforcement agencies in their jurisdiction
- 2: provide for reasonable studies to be made to better understand the real nature of traffic and other police problems.
- 3: provide suitable advance training, instrumentation and management potential of the personnel and the agency for more efficient operation.
- 4: inform the many members of the general public that these things are being done for their benefit.

City Manager Dinan told Council members that the Department of Public Safety has followed many of the instructions stated in this resolution in an effort to reduce traffic accidents and improve traffic control, and the fact that the city is in the third year of being approved through joint funding federal assistance and local monies thus allowing a 25% increase to the staff has had a noticeable reduction in traffic accidents during the past twelve month period.

Motion by Yoder supported by Seibert that the City Council go on record as supporting the resolution adopted by the State Safety Commission and extend full cooperation to initiate new programs that will have an effect on reducing traffic accidents.

Motion carried, all ayes.

CM-8-729-71 REQUEST FROM FARMINGTON SCHOOLS MILLAGE STEERING COMMITTEE TO  
DISTRIBUTE LITERATURE AUGUST 17 THROUGH AUGUST 20, 1971

Letter received from the Secretary of the Farmington Board of Education stating the Millage Steering Committee is made up of citizen representatives



and representatives from the various employee groups of the Farmington Public Schools, the Parent-Teacher organization and the members of the Board of Education.

These citizens are desirous of carrying to the householders of the City, on a door to door basis, pertinent information relating to the forthcoming school millage election.

In order to be assured that every householder may receive and study the issues, they have arranged for a large group of volunteers who are willing to distribute this literature during the days of August 17 through August 20, 1971, and they are therefore requesting permission from the Council to carry out this task.

Motion by Richardson supported by Seibert to grant permission to Farmington Schools Millage Steering Committee to distribute literature door to door in the City of Farmington during the period August 17 through August 20, 1971.

Motion carried, all ayes.

CM-8-730-71 REQUEST FROM UNITED FOUNDATION TO CONDUCT ITS ANNUAL CAMPAIGN DURING THE MONTHS OF OCTOBER AND NOVEMBER 1971

Letter from United Foundation stating that teams of volunteers will be starting their traditional Torch Drive soliciting calls at residences and local businesses in October, and they therefore are requesting permission from the City Council to conduct this campaign in the City of Farmington during October and November 1971.

Motion by Yoder supported by Richardson to grant permission to the United Foundation to conduct its annual campaign in the City of Farmington during the months of October and November 1971.

Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CM-8-731-71 PROPOSED YOUTH ASSISTANCE BUDGET FOR 1971-72 PROGRAM YEAR.

City Manager Dinan submitted a copy of the Farmington Youth Assistance proposed budget for 1971-72, and stated they contemplate increasing their budget from actual 1970-71 \$7100 to proposed 1971-72 budget of \$15,415.75. The City share would increase from \$400.00 to a proposed \$1,109.75, or a \$709.75 increase.

The City Manager, in analyzing the proposed expenses for 1971-72 fiscal year, found the majority of expenses to fall in four categories:

- 1: Secretarial service part time \$856.00 to equivalent of full time secretarial personnel.
- 2: Summer camp pilot project. A new program \$3,000 designed to provide an eight week program providing recreational, counseling, cultural enrichment and employment services to the Farmington youth.
- 3: New Office Furniture. \$800.00 designed to provide miscellaneous office equipment.
- 4: Summer camp. Expansion of summer camp to provide 100 under privileged Farmington children a two week camp experience through its annual program. This would amount to a 25% increase.

City Manager Dinan told the members of the Council that the work load of the Youth Assistance program has increased yearly. The Oakland County Probate Court has assigned a full time social worker for the Farmington area, and it is the considered opinion of the Youth Assistance Board that his time could be more effectively used if additional secretarial help could be added, relieving the social worker to work on more important things.

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

BE IT RESOLVED:

That the City Council approve an increase in the City of Farmington's budget to the Farmington Youth Assistance from \$400.00 to \$1179.75, which is to be paid from the City's Contingency Fund in the new 1971-72 budget, subject to similar action being taken by the Farmington Township Board.

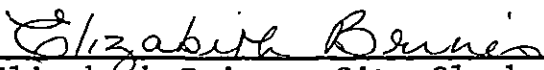
ROLL CALL

Ayes: Brotherton, Richardson, Seibert, Yoder

Nays: None

Absent: Allen

Resolution declared adopted August 16, 1971.

  
Elizabeth Brines, City Clerk.

CM-8-732-71 REPORT PROPOSED AMENDMENTS TO CITY CHARTER FOR NOVEMBER BALLOT

City Manager Dinan stated that in order to place necessary amendments to the Charter of the City of Farmington on the ballot for the November election, it will be necessary for the City Council to adopt a resolution which will specify these amendments.

It will also be necessary for the City Attorney to draft the wording of 100 words or less on two questions amending Chapter 4 - Organization of

Government and Chapter 5 - General Provisions regarding officers and personnel of the city. They will then have to be forwarded to the Attorney General for approval, and then to the Governor for his signature before being placed on the November ballot.

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

BE IT RESOLVED:

That the Farmington City Council approve placement of the following amendments to the Charter of the City of Farmington on the ballot at the General Election on November 2, 1971:

1. Chapter 4. Organization of Government  
Section 4.6 Administrative Service  
Section 4.8 City Manager: Functions and Duties  
Section 4.11 Clerk: Functions and Duties  
Section 4.12 Treasurer: Functions and Duties  
Section 4.15 City Assessor: Functions and Duties  
Section 4.16 Deputy Administrative Officers.  
Section 4.17 Zoning
2. Chapter 5. General Provisions Regarding Officers and Personnel of The City.  
Section 5.1 Eligibility for Office in City

ROLL CALL

AYES: Richardson, Seibert, Yoder, Brotherton

NAYS: None

ABSENT: Allen

Resolution declared adopted August 16, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

ROUGE RIVER CLEAN-UP PROJECT REPORT.

City Manager Dinan reported on the organizational meeting of the Rouge River Clean-Up project. He stated the following suggestions had been discussed:

1: DEGREE OF POLLUTION. It was decided there would be samples of water taken at its entry and exit points to determine how much pollution is being contributed by the City of Farmington.

2: ORGANIZATION. There was a proposed organization chart which was distributed and discussed. The Clean-Up Project is sponsored jointly by the Beautification Committee and the National Bank of Detroit, with a representative from each serving as co-chairman.

One of the things pointed out was that persons working cutting down trees should wear "hard hats" and that all persons working in the river should wear "waders".

3. RIVER SURVEY REPORTS. The Rouge River area has been divided into four sections according to natural boundaries, and the approximate number of man hours necessary to clean it up has been determined. Section I and II will require about 250 hours. Section III about 81 hours and Section IV 597 hours. It was also pointed out that the City would only supply manpower to drive the trucks and not load them.

4. FINANCIAL AND OTHER SUPPORT. The National Bank of Detroit has made a financial commitment.

5. GENERAL DISCUSSION. A trailer has been established which will be utilized as the nerve center in the City Park area.

Councilman Seibert stated he had attended this meeting, and had been asked to serve as liaison between the Beautification Committee and the members of the Council.

He was of the opinion that manpower would be the crucial point to the whole clean up. He stated September 11, 1971 would be more or less a day of preparation, with the bulk of the clean up being done on September 18th.

Councilman Seibert told the Council members that Oakland County Health Department would send a representative out to take samples of the river to make sure there was no bacteria contained therein which would affect volunteers in this clean up campaign.

Report received and filed.

CM-8-733-71 REPORT SUBSTITUTE HOUSE BILL 4472 - REVENUE SHARING ACT

City Manager Dinan stated he had been advised by the Michigan Municipal League that House Bill 4472 had been defeated twice in the House last week by fairly close margins. However, this Bill will come up for a third vote when the House reconvenes on August 16, 1971.

City Manager Dinan stated that in analyzing the City's situation we will receive approximately the same amount of money whether this Bill is enacted or not. Under the present formula the City would receive \$17.44 per capita. Under the new formula, the City would receive \$17.97 or approx., 53¢ per capita, or \$5,000 per year. Utilizing the tax burden formula for 1972-73 in lieu of the tax effort formula which involves 50% of county and school taxes being reflected in the computing of each City and Village, the City of Farmington would receive approximately \$21.73 per capita, or \$4.29 per capita which is equivalent to \$42,000 in new revenue. Even though the City would be short changed the first year, we would receive the benefits of the new formula if the State Constitution was not amended, eliminating school property taxes for fiscal 1972-73.

City Manager Dinan was of the opinion therefore that the City Council should make a decision in advising Representative Baker and Senator Pursell of their decision on this matter. He stated that on the other hand, there is the substitute House Bill which provides for the principal in revenue sharing which is a step in the right direction, and it would open the door for further negotiating for new money being allocated by the State as far as revenue sharing concept. Also, the use of the tax burden formula (based on no change in the Constitution) commencing 1972-1973 would be a big advantage to the City of Farmington as it would generate some \$42,000 in new revenue by this tax sharing concept.

Motion by Seibert supported by Richardson that the City Council instruct the City Manager to contact Representative Raymond Baker and State Senator Pursell, advising them of Council's position on House Bill 4472 and solicit their support for the passage of this Bill.  
Motion carried, all ayes.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Receive and file.

COMMENTS

Chief Deadman reported that shortly the City of Farmington Public Safety Department would begin to participate in the State Vehicle Inspection within the City of Farmington.

Councilman Seibert commented on the vandalism and general nuisance on a vacant lot at the back of Birchwood. City Manager Dinan said that until citizens called in complaints, nothing could be done. In any event however, the Department of Public Safety is aware of it.

Councilman Seibert commented on the fast driving on Birchwood Avenue. The Department of Public Safety will watch this.

Councilman Seibert wanted to know when the Kensington Manor Ditch would be finished.

City Manager Dinan told him it was nearly complete at this point.

CLAIMS AND ACCOUNTS

Monthly Bills

Motion by Richardson supported by Seibert to approve Claims and Accounts for August 16, 1971. General Fund \$14,773.90 and Water and Sewer \$1,548.14.

Roll Call

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

Meeting adjourned at 9.25 p.m.

*Wilbur V. Brotherton*

Wilbur V. Brotherton, Mayor.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

COUNCIL PROCEEDINGS

A special meeting of the Farmington City Council was held on August 23, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton.

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

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

RESOLUTIONS AND ORDINANCES.

(a) RESCIND RESOLUTION ADOPTED 8/16/71 PLACING CHARTER AMENDMENTS ON BALLOT

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

BE IT RESOLVED:

That the Farmington City Council rescind its resolution of August 16, 1971 approving placement of the following amendments to the Charter of the City of Farmington on the ballot at the General Election on November 2, 1971:

1: Chapter 4. Organization of Government.

- Sec. 4.6. Administrative Service
- Sec. 4.8. City Manager; Functions and Duties
- Sec. 4.11 Clerk; Functions and Duties
- Sec. 4.12 Treasurer; Functions and Duties
- Sec 4.15 City Assessor; Functions and Duties
- Sec 4.16 Deputy Administrative Officers
- Sec 4.17 Zoning

2: Chapter 5. General Provisions Regarding Officers and Personnel of The City.

- Sec. 5.1. Eligibility for Office in City.

ROLL CALL

AYES: Allen, Brotherton, Seibert, Yoder

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED AUGUST 23, 1971.

---

Elizabeth Brines, City Clerk.

ADOPT RESOLUTIONS PUTTING CHARTER AMENDMENTS ON BALLOT

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

BE IT RESOLVED, by the City Council of the City of Farmington, Michigan as follows:

1. The said City Council by a three-fifths vote of its members elect, pursuant to the authority granted by Act No. 279 of the Public Acts of 1909 as amended, proposes that Chapter 5, Section 5.1, Paragraph 6 of the Charter of the City of Farmington shall be amended to read as follows:

Eligibility for Office in City: Each member of a city board or commission created by, or pursuant to, this charter shall have been a resident of this city for at least one year prior to the day of his appointment and shall be a qualified and registered elector of the city on such day and throughout his tenure of office.

2. Provisions of existing Chapter 5, Section 5.1, Paragraph 6 of the Charter of the City of Farmington to be altered or abrogated by such proposal, if adopted, now read as follows:

Eligibility for Office in City: Each member of a city board or commission created by, or pursuant to, this charter shall have been a resident of this city for at least three years prior to the day of his appointment and shall be a qualified and registered elector of the city on such day and throughout his tenure of office.

ROLL CALL

AYES: Brotherton, Seibert, Yoder, Allen

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED AUGUST 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk

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

BE IT RESOLVED:

It is hereby determined that the form in which the proposed Charter Amendment affecting Chapter 5, Section 5.1, Paragraph 6, of the Farmington City Charter shall appear on the ballot as follows:

SHALL CHAPTER 5, SECTION 5.1 PARAGRAPH 6, OF THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE THAT EACH MEMBER OF A CITY BOARD OR COMMISSION SHALL HAVE BEEN A RESIDENT OF THE CITY FOR AT LEAST ONE YEAR PRIOR TO THE DAY OF HIS APPOINTMENT?

YES

NO

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED AUGUST 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

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

BE IT RESOLVED, by the City Council of the City of Farmington, Michigan as follows:

1. The said City Council, by a three-fifths vote of its members elect, pursuant to the authority granted by Act No. 279 of the Public Acts of 1909, as amended, proposes that Chapter 5, Section 5.1 Paragraph 1 of the Charter of the City of Farmington shall be amended to read as follows:

Eligibility for Office in City:

Section 5.1. Paragraph 1. No person shall hold any elective office of the city unless he has been a resident of the city for at least one year immediately prior to the last day for filing petitions for such office and is also a qualified and registered elector of the city on such day and throughout his tenure of office.

2. Provisions of existing Section 5.1 Paragraph 1 of the Charter of the City of Farmington to be altered or abrogated by such proposal, if adopted, now read as follows:

Eligibility for Office in City:

Section 5.1. Paragraph 1. No person shall hold any elective office of the city unless he has been a resident of the city for at least three years immediately prior to the last day for filing petitions for such office and is also a qualified and registered elector of the city on such day and throughout his tenure of office.

ROLL CALL

AYES: Brotherton, Seibert, Yoder

NAYS: Allen

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED AUGUST 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

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

BE IT RESOLVED:

It is hereby determined that the form in which the proposed Charter Amendment affecting Chapter 5, Section 5.1, Paragraph 1 of the Farmington City Charter shall appear on the ballot as follows:



SHALL CHAPTER 5, SECTION 5.1 PARAGRAPH 1, OF THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE THAT NO PERSON SHALL HOLD ANY ELECTIVE OFFICE OF THE CITY UNLESS HE HAS BEEN A RESIDENT OF THE CITY FOR AT LEAST ONE YEAR IMMEDIATELY PRIOR TO THE LAST DAY OF FILING PETITIONS FOR SUCH OFFICE?

YES

NO

ROLL CALL

AYES: Brotherton, Seibert, Yoder

NAYS: Allen

ABSENT: Richardson

Resolution declared adopted August 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

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

BE IT RESOLVED: by the City Council of the City of Farmington, State of Michigan as follows:

1: The said City Council by a three fifths vote of its members elect pursuant to the authority granted by Act No. 279 of the Public Acts of 1909, as amended, proposes that Chapter 4, Section 4.17 of the Charter of the City of Farmington shall be amended to read as follows:

Section 4.17 Zoning. The Council shall maintain a zoning ordinance in accordance with, and under the authority of statute, and having the powers and duties prescribed by statute and the Board of Zoning Appeals shall consist of not less than five members, two of whom shall be members of the Council.

Provisions of existing Section 4.17 of the Charter of the City of Farmington to be altered or abrogated by such proposal, if adopted, now read as follows:

Section 4.17 Zoning. The Council shall maintain a zoning ordinance in accordance with, and under the authority of statute and having the powers and duties prescribed by statute and the Board of Zoning Appeals shall consist of five persons, two of whom shall be members of the Council.

ROLL CALL

AYES: Brotherton, Seibert, Yoder, Allen

NAYS: None

ABSENT: Richardson

Resolution declared adopted August 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

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

BE IT RESOLVED:

It is hereby determined that the form in which the proposed Charter Amendment affecting Chapter 4, Section 4.17 of the Farmington City Charter shall appear on the ballot as follows:

SHALL CHAPTER 4, SECTION 4.17 OF THE CHARTER OF THE CITY OF FARMINGTON BE AMENDED TO PROVIDE THAT THE BOARD OF ZONING APPEALS SHALL CONSIST OF NOT LESS THAN FIVE MEMBERS?

YES

NO

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED AUGUST 23, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

ADJOURNMENT

Meeting adjourned at 8.30 p.m.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on September 7, 1971. Meeting called to order at 8 p.m. by Mayor Brotherton.

ROLL CALL: Allen, Brotherton, Richardson, Yoder present.  
Seibert arrived at 8:07 p.m.

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

### MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Yoder to approve minutes of regular meeting of August 16, and special meeting of August 23, 1971 as published.

Motion carried, all ayes.

### PUBLIC HEARING

CM-9-735-71 REQUEST FOR VARIANCE TO FARMINGTON CITY CODE OFF-STREET PARKING REQUIREMENTS AT 33316 GRAND RIVER.

Mayor Brotherton opened the public hearing and asked for comments from interested persons.

City Manager Dinan stated the new owners of the building contemplate major alterations, and also the leasing of the second floor for a dance studio.

He stated the Planning Commission had reviewed this concept at their August 9th meeting and were in favor of up-grading the building, and the leasing of the second story in order to make a favorable investment. It was understood that the new owners would develop seven off-street parking spaces on the north side of Thomas Street as part of the purchase of this property so that this expanded off-street parking would offset the additional commercial usage of the dance studio on the second story.

The City Manager added that the building housed an estimated 2,000 square feet of useable floor area, and if this were considered as similar to that of offices, it would require approximately 10 off-street parking spaces. Therefore, the Council would have to grant a variance of three off-street parking spaces for the differential between seven on the north side of Thomas Street and this requirement.

Mr. Dinan stated that although there is no definite off-street parking requirement for dance studios, if the City were to consider Trade and Vocational Schools which require 1 space for each 3 students and each 2 employees, this would mean they could have approximately 27 students and 2 employees at any one time and still comply with the ten off-street parking spaces as allocated using this same type

off-street parking requirement as offices.

Present at the meeting and speaking in favor of granting the variance was Mr. Robert Beauchamp, of Beauchamp Realty Company 32809 Grand River.

Motion by Allen supported by Richardson to close public hearing.  
Motion carried, all ayes.

Motion by Richardson supported by Yoder to grant the variance to the Farmington City Code, Chapter 39, Article X, Off-Street Parking and Loading, for Cook Building at 33316 Grand River Avenue, and at such time as the building is ever used for another tenant, that this matter be reviewed by Council.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

HISTORICAL PRESERVATION COMMITTEE MINUTES OF JULY 22, 1971

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

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES OF AUGUST 3, 1971

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

BEAUTIFICATION COMMITTEE MINUTES OF AUGUST 12, 1971

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

PETITIONS AND COMMUNICATIONS

CM-9-736-71 REQUEST FROM DONALD COLLIAU FOR PERMISSION TO MOVE HOUSE FROM 21340 VERNE STREET, DETROIT, TO NORTHWEST CORNER LAKEWAY AND VALLEYVIEW, LOT #1 RESUB OF BROOKDALE.

Motion by Seibert supported by Richardson to establish a public hearing for Monday September 20, 1971 on the request of Mr. Colliau to move his house from 21340 Verne Street, Detroit, to the northwest corner of Lakeway and Valleyview in the City of Farmington.  
Motion carried, all ayes.

LETTER FROM MRS. CARL H. SCHULTZ EXPRESSING APPRECIATION FOR NEWLY PAVED STREET ON SHIAWASSEE FROM FARMINGTON ROAD TO GRAND RIVER

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

CM-9-737-71 REQUEST FROM MRS. E. MARGUERITE HENKE, QUAKERTOWN CHAPTER D.A.R. FOR PROCLAMATION OBSERVING "CONSTITUTION WEEK" SEPTEMBER 17-23, 1971

Motion by Richardson supported by Seibert to proclaim the week of September 17-23, 1971 as CONSTITUTION WEEK in the City of Farmington.  
Motion carried, all ayes.

CM-9-738-71 REQUEST FROM GIRL SCOUTS OF SOUTHERN OAKLAND COUNTY REQUESTING PERMISSION TO CONDUCT ANNUAL CALENDAR SALE AND COOKIE SALE IN CITY OF FARMINGTON.

Motion by Yoder supported by Richardson to grant permission to the Southern Oakland Girl Scouts Inc., to conduct their annual cookie sale early in January 1972 and their annual calendar sale beginning November 13, 1971 in the City of Farmington.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER.

CM-9-739-71 REPORT ROUGE RIVER CLEAN-UP CAMPAIGN

City Manager Dinan reported on the Rouge River Clean-Up Campaign. He introduced Mr. Louis Hollow, co-chairman of the Rouge River Clean-Up Campaign, and Mr. Harry Robinson, representing the Sportsmen's Club of Farmington.

The City Manager stated that this project had been approved by the Oakland County Health Department and the City of Detroit Water and Waste Water Treatment Division. The first phase of the project will commence Saturday September 11, 1971 in which the organized groups and more seasoned adults will get involved in the cutting operations necessary for the eventual clearing of timber in the river bed.

The main thrust of the Clean-up Campaign will commence Saturday September 18, 1971 and will be comprised of volunteer workers that are being recruited throughout the community.

Motion by Seibert supported by Richardson to proclaim the following:

WHEREAS: The Farmington Beautification Committee and the National Bank of Detroit are co-sponsoring a clean-up campaign in Rouge River as it traverses through the City of Farmington, and

WHEREAS: The Oakland County Department Environmental Health Division has approved and endorsed this program, and

WHEREAS: The Farmington Rouge River Clean-Up Campaign will be conducted in two phases in an effort to coordinate effort and manpower, and

WHEREAS: The first phase of the project will commence Saturday, September 11, 1971 in which organized groups, members from the National Bank of Detroit Sportsmen's Club and the National Bank of Detroit Campers' Club will provide experienced manpower for the cutting operations necessary for the eventual clearing of timber in the Rouge River, and

WHEREAS: The main thrust of the Farmington River Rouge Clean-up Campaign will commence Saturday, September 18, 1971 and will be comprised of volunteer workers that are being recruited in the community, and

WHEREAS: Volunteers for the clean up will be assigned to specific work areas when they register between the hours of 8:30 and 10:00 a.m. Saturday September 18, 1971 at the Tennis Courts in the City Park, and

WHEREAS: The success of this Farmington River Rouge Clean-Up Campaign will depend on the effort put forth by community volunteers;

NOW, THEREFORE, I, Wilbur V. Brotherton, Mayor of Farmington hereby proclaim Saturday, September 18, 1971 as Farmington Rouge River Clean-Up Day and call upon all citizens of the City of Farmington to volunteer their services and participate in making this Farmington Rouge River Clean-Up Day a success and provide a permanent improvement to our river and environment.

Signed, sealed, and dated this 7th day of September, 1971 at the City of Farmington, Michigan.

Wilbur V. Brotherton, Mayor.

CM-9-740-71 REPORT GASOLINE BIDS - YEAR'S SUPPLY FOR CITY VEHICLES

City Manager Dinan reported that last year, the Farmington School District which utilizes 150,000 gallons of gasoline per year received more favorable bids than the City of Farmington, due to the fact that the City only utilized 50,000 gallons per year. Therefore, it was decided by the City Council for the City of Farmington to combine gasoline with the School District in order to enhance their position and improve ours to increase our volume from 50,000 to 200,000 gallons.

The Farmington School District has just concluded taking proposals for the year's supply of gasoline and it is their recommendation that the bid be awarded to American Oil Company, Standard Oil Division, in the amount of \$.1147 per gallon.

Although there was one lower bid, Texaco at \$.1145 per gallon, it was the School Board's decision that the differential of \$.0002 per gallon did not warrant a change in vendor who had given such good quality and service this past year. Therefore, the School Board has awarded the bid to American Oil Company, for this year's fleet gasoline supply.

It was the recommendation of the City Manager therefore that the City Council award the bid to the American Oil Company, Standard Oil

Division, in the amount of \$.1147 per gallon which is 15% lower than last year's bid and approximately \$.005 lower than the lowest bid the City has ever received previously.

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

BE IT RESOLVED:

That the Farmington City Council concur with the bid award by the Farmington School District for the City's fleet one-year gasoline supply to the American Oil Company in the amount of \$.1147 per gallon.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 7, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-9-741-71 REPORT PROPOSAL FOR PURCHASE OF 650 FEET OF 4" FIRE HOSE  
City Manager Dinan reported on a request from the Department of Public Safety for purchase of 650 ft. of 4" fire hose which was allocated in their 1971-72 budget. The department states that because of the uniqueness of design, Snap-Tite is the only manufacturer of this type of hose. He states there are many advantages to this type of construction over the normal hose construction. The 4" hose would be too heavy for fire departments in normal double jacketed fire hose construction. The Snap-tite hose weighs 72 pounds per 100 foot length. The department's present 2½" hose weighs 88 pounds per 100 feet. In addition, the 4" hose line will carry the equivalent to three 2½" hoses. Firemen can establish a 4" water supply line in the same time it takes to establish a 2½" water supply line.

The hose is versatile in that each fitting will connect to the other, thus having no wrong end to the hose.

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

BE IT RESOLVED:

That the City Council authorize the purchase of 650 ft. of 4" Snap-Tite Fire Hose with the Snap-Tite couplings and three hydrant adapters from the Peter Payette Company in the amount of \$2,259.00, and that the City Council waive the formality of sealed bids because this is the only company that manufactures this 4" Snap-Tite fire hose.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen  
NAYS: None  
ABSENT: None  
RESOLUTION DECLARED ADOPTED SEPTEMBER 7, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

Councilman Seibert asked if there was a regular check made on fire hydrants in the City.

The City Manager told him, yes there was.

Councilman Allen stated he had been asked by a group of parishioners at Our Lady of Sorrows to prepare a proclamation honoring Monsignor Beahan of Our Lady of Sorrows designating the week of September 18 - 24, 1971 as "Monsignor Thomas P. Beahan Week." Monsignor Beahan is retiring in October after 28 years of service in Farmington.

Motion by Allen supported by Seibert to adopt the following:

PROCLAMATION

- WHEREAS: Monsignor Thomas P. Beahan has dedicated his life to the Christian principles as a priest for more than forty-five years; and
- WHEREAS: Monsignor Thomas P. Beahan has distinguished himself throughout his career as a priest, pastor, counselor and leader of church and community affairs; and
- WHEREAS: Monsignor Thomas P. Beahan has given unselfishly of himself in providing spiritual and temporal guidance and leadership to Our Lady of Sorrows parishioners for more than a quarter of a century; and
- WHEREAS: Monsignor Thomas P. Beahan's exemplary life has gained great respect for his church and himself from his community; and
- WHEREAS: Monsignor Thomas P. Beahan through twenty-eight years of diligent work has developed Our Lady of Sorrows parish from a small frame church building to a magnificent church edifice that enhances the Farmington landscape and has created a complete modern religious facility including rectory, convent, and schools; and
- WHEREAS: Monsignor Thomas P. Beahan has announced his well deserved retirement as pastor of Our Lady of Sorrows parish effective October 1, 1971

NOW, THEREFORE, I, Wilbur V. Brotherton, Mayor of the City of Farmington County of Oakland, State of Michigan, do hereby proclaim the week beginning September 18, 1971 as

MONSIGNOR THOMAS P. BEAHAN WEEK

in the City of Farmington, and I call upon all citizens to recognize the contributions that have been made by Monsignor Thomas P. Beahan



to the City of Farmington for more than a quarter of a century and that his achievements will be a lasting reminder of his dedication to his fellow man and to his Christian principles.

In Witness Whereof, I have hereunto set my hand, and caused the Seal of the City of Farmington to be affixed this 7th day of September 1971.

Wilbur V. Brotherton, Mayor.

RESOLUTIONS AND ORDINANCES

CM-9-742-71 ADOPT RESOLUTION AMENDING RESOLUTION ADOPTED 1/18/71 and 5/24/71 RE GENERAL OBLIGATION BONDS, DISTRICT NO. 70-46.

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

WHEREAS, by resolutions duly adopted January 18, 1971 and May 24, 1971, the City Council authorized the issuance and sale of \$100,000.00 General Obligation Improvement Bonds (District No. 70-46) to defray the City's portion of storm sewer improvements in Special Assessment District No. 70-46; and

WHEREAS, due to favorable construction bids a surplus directly allocable to the sale of the aforesaid bonds has been created; and

WHEREAS, it is deemed reasonable and advisable to amend the aforesaid resolution adopted January 18, 1971 to provide that such surplus monies be utilized to defray the City's portion of similar projects in order to avoid the expense of borrowing funds to defray the City's portion of such projects;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Section 3 of the resolution adopted by the City Council on January 18, 1971 be and the same is hereby amended to read as follows:

3. General obligation bonds pledging the full faith and credit of the City be issued in the principal amount of \$100,000.00 for the purpose of paying part of the City-portion cost of the improvements in Special Assessment District No. 70-46, or in the event of surplus directly attributable to the proceeds of such bonds, for the purpose of defraying the City's share of the cost of projects in other special assessment districts. Said bonds shall consist of twenty (20) bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 to 20, inclusive, dated as of May 15, 1971, and payable serially, without option of prior redemption, as follows:  
\$5,000 September 1st of each of the years 1971 and 1972;  
\$10,000 September 1st of each year from 1973 to 1978 inclusive;  
\$15,000 September 1st of each of the years 1979 and 1980.

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

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 7, 1971.

Elizabeth Brines, City Clerk.

CM-9-743.71 ADOPT RESOLUTION NAMING NATIONAL BANK OF DETROIT AS PAYING AGENT FOR \$300,000 CITY OF FARMINGTON MOTOR VEHICLE HIGHWAY FUND BONDS

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

BE IT RESOLVED:

That the National Bank of Detroit, Detroit, Michigan, be and is hereby appointed Paying Agent for \$300,000 City of Farmington, Oakland County, Michigan, 1971 Motor Vehicle Highway Fund Bonds, dated September 1, 1971

as more fully described on attached Exhibit A.

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, Michigan 48024. attention: City Treasurer.

Telephone: 474-5500

ROLL CALL:

Ayes: Richardson, Seibert, Yoder, Allen, Brotherton

Nays: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 7, 1971.

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

CLAIMS AND ACCOUNTS

MONTHLY BILLS.

Motion by Seibert supported by Yoder to approve Claims and Accounts for September 7, 1971 as submitted, General Fund \$7,201.49 and Water and Sewer \$2,706.91.

ROLL CALL:

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 7, 1971.

ADJOURNMENT

Motion by Seibert supported by Yoder to adjourn at 9:15 p.m.

Motion carried, all ayes.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday September 20, 1971. 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 Jones.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Richardson to approve minutes of previous meeting as published.

Motion carried, all ayes.

PRESENTATION TO MONSIGNOR THOMAS P. BEAHAN

Mayor Brotherton presented the proclamation that was adopted by the City Council at the last meeting to Monsignor Thomas P. Beahan. On behalf of the other members of the Council he wished Monsignor Beahan good luck on his well deserved retirement.

CM-9-744-71 REPORT FROM JOAN BARBRICK ON ROUGE RIVER CLEAN-UP CAMPAIGN

Joan Barbrick, a member of the Farmington Beautification Committee reported on the Rouge River Clean-Up Campaign which was conducted in the City on September 11th and 18th 1971. She stated approximately 450 persons were involved, 222 adults and 228 youngsters.

Mrs. Barbrick on behalf of the members of the Beautification Committee thanked the Council members for their backing and participation in this program, and stated she had a slide presentation she would like them to see relative to this program.

It was decided that this slide presentation could be scheduled for 7:30 p.m. October 4, 1971.

Motion by Seibert supported by Yoder that the City Council go on record with a commendation in the form of a letter indicating the gratitude and appreciation of the City Council to the Beautification Committee, and also to the various organizations who worked on this campaign.

Motion carried, all ayes.

PUBLIC HEARING CM-9-745-71

REQUEST OF DONALD COLLIAU TO MOVE HOUSE TO NORTHWEST CORNER OF LAKEWAY AND VALLEYVIEW.

Mayor Brotherton opened the Public Hearing and stated that notices of said hearing had been sent to all interested persons. He asked for comments.

Harold Rich of 32012 Valleyview wanted to know if the sidewalk on Valleyview would be extended along the lot. City Manager Dinan told him this would be a requirement, both along Lakeway and Valleyview.

Elton Bennett of 23067 Lakeway wanted to know where the house would face. The City Manager told him it would face on Lakeway with the side on Valleyview.

Mr. Bennett then questioned if there was a 120 day limit for completion of the house. The City Manager told him this was correct.

Mr. Colliau stated he did not anticipate using the whole 120 days, but was of the opinion the house would be completed in approximately 45 days.

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

Motion by Yoder supported by Richardson to grant permission to Mr. Donald Colliau to move a house from 21340 Verne Street, Detroit, Michigan, to the northwest corner of Lakeway and Valleyview Streets, Lot #1, Resub of Brookdale, City of Farmington, Michigan.  
Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS SEPTEMBER 13, 1971

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

FARMINGTON DISTRICT LIBRARY MINUTES, AUGUST 11, 1971

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

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, AUGUST 17, 29, SEPT 7, 1971

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

PETITIONS AND COMMUNICATIONS

CM-9-746-71 REQUEST FOR PROCLAMATION "CIVIL AIR PATROL WEEK" SEPTEMBER 26, 1971 FROM FARMINGTON SQUADRON CIVIL AIR PATROL

Motion by Richardson supported by Seibert to proclaim the week of September 26, 1971 as CIVIL AIR PATROL WEEK in the City of Farmington.  
Motion carried, all ayes.

CM-9-747-71 REQUEST FROM CAPITAL TIRE COMPANY 22843 ORCHARD LAKE ROAD, TO ERECT TWO SIGNS.

Request received from Ryan Sign Company to erect signs at the Capital Tire Company. They state that since Capital Tire Company fronts on both Mooney Street and Orchard Lake Road, it will be necessary to have two identification signs. They are therefore proposing removing the presently existing ground sign which is very unsightly and in poor condition, and in its place erect a new plastic sign. The new proposed

sign will be 4 ft x 18 ft. and will extend 10 ft. in height, and will be located 5 ft. on their own property. It will have the same square footage as the present sign but will be much more attractive than the existing ground sign presently there. Also, because of the fronting on two streets it will be necessary to have two signs for proper identification.

Motion by Yoder supported by Richardson that Capital Tire Company be granted permission to erect a new sign on their property, and be granted a variance for two signs on this property.

Motion carried, all ayes.

CM-9-748-71 REQUEST FROM A. AND P. STORES INC., TO PROVIDE OUTSIDE DUMPSTER AT REAR OF STORE AT 23300 FARMINGTON ROAD.

Letter received from A. and P. Store at 23300 Farmington Road stating that due to the increased business since their remodeling, the inside dumpster is not sufficient to meet their present needs. They are therefore requesting an outside dumpster, and since the original plans called for an inside dumpster only, they want Council approval of this request.

City Manager Dinan stated that when the original shopping center was constructed, the rear of the stores faced on to existing residences on Orchard Street, and it was a condition that no outside storage be allowed for refuse disposal.

Since the majority of the lots on Orchard Street are still being used for housing purposes, the City Manager was of the opinion that this condition is still valid.

In a discussion that followed, it was the consensus of Council members that the A. and P. Store management should be notified of the displeasure of Council members and City residents over the debris and letter at the back of the store, and that a recommendation be made that they increase their garbage pick-up schedule.

Motion by Allen supported by Seibert that the request for parking of a Dumpster at the rear of the A. and P. Store at 23300 Farmington Road be denied, and the recommendation made to them that they increase their pick-up schedule. City Manager Dinan to report on this at the next Council meeting.

Motion carried, all ayes.

LETTER FROM CITY OF ANN ARBOR RELATIVE TO RECENTLY ADOPTED ORDINANCE RELATIVE TO PROTECTION OF ENDANGERED SPECIE OF ANIMALS.

This ordinance states that no person shall sell, exchange or offer for sale or exchange, except as provided by ordinance, any endangered specie or its hide, skin or body or part thereof, or any product manufactured from the hide, skin or other part of an endangered specie.

City Manager Dinan told the Council he was of the opinion this is another

case where this type of ordinance is more in principle than effective.

It would take either a State-wide legislation or a Federal Act to insure the protection of these endangered specie such as leopard, tigers, alligators etc., from being used by furriers or clothing accessory manufacturers.

The City of Farmington does not have any furrier so therefore it would not be practical to add this type of ordinance to the City Code.

Motion by Yoder supported by Richardson to receive and file.

Motion carried, all ayes.

CM-9-749-71. LETTER FROM CITY OF DETROIT DSR ENDORSING HB 5332 PROVIDING STATE FUNDING FOR REDUCED FARES FOR STUDENTS AND SENIOR CITIZENS.

Letter from Board of Street Railway Commissioners requesting the City of Farmington to support HB 5332 now before the House Appropriations Committee in Lansing. This Bill will provide State funding for reduced bus fares for students and senior citizens, an important social program.

The letter goes on to say that transit companies all over the state are having trouble meeting expenses from the fare box, and State support is urgently needed to retain these programs. For many companies, keeping these programs without the subsidy would put an unfair burden on regular passengers by forcing increased rates and reduced service.

In essence therefore, they request our help in getting this Bill out of Committee by notifying William A. Ryan, Speaker of the House, William R. Copeland, Chairman House Appropriations Committee and our State representatives.

Motion by Seibert supported by Allen that the City Council go on record as being in favor of this proposed legislation of reducing bus fares for students and senior citizens, and that William A. Ryan, Speaker of the House; William R. Copeland, Chairman House Appropriations Committee, Carl D. Pursell, Senator, and Raymond Baker, Representative, be notified of this action and asked to support House Bill 5332.

Motion carried, all ayes.

MICHIGAN PUBLIC SERVICE COMMISSION REGARDING RATE INCREASE REQUEST CONSUMERS POWER COMPANY PUBLIC HEARING.

Notice from Michigan Public Service Commission of a Public Hearing regarding request from Consumers Power Company for a gas rate increase. Public Hearing is to be held October 26, 1971 at the Commission's office in Lansing, Michigan. The Consumers Power is asking for a 10.1% increase for residential service and 6.5% for commercial and industrial service.

Motion by Allen supported by Seibert to receive and file.

Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CM-9-750-71 REPORT ON PARKING CONTROL GILL ROAD AND SHIAWASSEE

City Manager Dinan stated a recommendation had been received by him from the Department of Public Safety to request the City Council adopt a traffic control order regulating parking on Gill Road from Freedom to Grand River and on Shiawassee Road from Farmington Road to Grand River Avenue. The Department is of the opinion that parking on Gill Road should be prohibited on the east side from Freedom Road north to Grand River Avenue and remove parking near intersection (a) West side from Grand River south to Wesley Drive and (b) West side from Freedom Road north 300 ft. Shiawassee from Farmington Road to Grand River Avenue, prohibit parking on the South side and in addition, remove parking near the intersection (a) on the North side from Grand River 400 ft. east.

Mr. Dinan stated that in addition to these recommendations, it was necessary that the City commit to the State Highway Department that parking would be prohibited on one side of Gill Road and Shiawassee Road after the paving program was completed. The City Manager's office, along with the Michigan State Highway Department concurred that the City would lose the value of the street paving for through traffic if parking were allowed on two sides of the street, and it would also create additional traffic hazards and lose the efficiency of the wide pavement if parking were not prohibited on one side.

Motion by Richardson supported by Yoder to adopt the following traffic orders:

CHAPTER 5

Page 18

Effective when posted

The following additions and amendments 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 5.33 Gill Road

- (a) East side from Grand River to Freedom Road
- (b) West side from Grand River to Wesley Drive
- (c) West side from Freedom 300 feet north.

Section 5.3 Shiawassee

- (d) North side from Grand River 400 feet east
- (e) South side from Grand River east to Farmington Road.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None



CM-9-751-71 REPORT RETAINER COORDINATOR SENIOR CITIZENS ACTIVITY PROGRAM

City Manager Dinan reported the City of Farmington has been able to obtain the services of Mrs. Francis Sarto to act as coordinator for the City of Farmington Senior Citizens Group. Mrs. Sarto has been retained on a temporary basis as part of a pilot program to provide necessary leadership and direction to the Senior Citizens Group.

Motion by Allen supported by Seibert that the City Council approve the appointment of Mrs. Francis Sarto as coordinator for the City of Farmington Senior Citizens Group.

Motion carried, all ayes.

CM-9-752-71 REPORT EMERGENCY EMPLOYMENT ACT, 1971

City Manager Dinan stated he has made application for a potential of six positions under the Emergency Employment Act 1971, 90% Federal Grant and 10% local funding. He stated he has now received word from the coordinating agent, Oakland County, that the City of Farmington was given two positions, one automobile mechanic and one maintenance man, Water and Sewer Dept. The amount of the Federal Funding is \$15,771.00. Mr. Dinan told the Council members that the City will have to provide 10% of funding which will be in the nature of soft matching, involving training, administration and certain fringe benefits, so that it will not require any appreciable budget allocation.

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

BE IT RESOLVED:

That the Farmington City Council approve the funding and the City's participation in the Emergency Employment Act 1971.

BE IT FURTHER RESOLVED:

That the Farmington City Council authorize the City Manager and/or the Mayor to sign the necessary agreements and contracts on behalf of the City, with the understanding that the 10% funding which is the City's portion will be used in the areas of training, administration and fringe benefits.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED September 20, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-9-753-71 REPORT POLICY GRANTING CREDIT OFF-STREET PARKING DOWNTOWN CENTER MUNICIPAL PARKING LOT.

The Farmington City Planning Commission made a recommendation to the

City Council at their last meeting that they establish a policy of not granting credit for off-street parking spaces, based on Special Assessment paid in the Downtown Center Municipal Parking Lot due to the fact that the parking lot is at full capacity.

Mr. Dinan stated that the City's Traffic Engineer was of the opinion that based on the existing commercial uses adjacent to the Downtown Center Municipal Parking Lot there is a need for 404 off-street parking spaces to meet present demands. He also projected, based on increased population and current shopping trends that by 1975 there will be a need for 482 off-street parking spaces.

With the implementation of new parking lot layout and design, the Downtown Municipal Parking Lot lost 26 spaces from 437 to 412 spaces. However the quality of the parking and traffic pattern was improved to warrant the loss of these off-street parking spaces.

City Manager Dinan told the Council that according to these statistics it is apparent that the Downtown Center Municipal Parking Lot is at full capacity right now, and in the very near future, will be inadequate. Councilman Allen stated he was of the opinion that the City should observe the use of the parking lot to determine whether or not the real capacity has been reached.

Mr. Dinan then stated that in addition to this he thought some restrictions should be put on commuters who drive over to the parking lot and leave their cars for as much as 10 or 12 hours a day, as this would be equivalent to about 24 customers using the parking facilities for local shopping.

Motion by Allen supported by Richardson that the City Council concur with the City Planning Commission and establish a policy of not giving any additional credit for off-street parking for Special Assessment payment within the Downtown Center Municipal Parking Lot because it is at full capacity at the present time.

Motion carried, all ayes.

CM-9-754-71 REPORT NEW ZONING CLASSIFICATION R-6 RESIDENTIAL ONE FAMILY CLUSTER DISTRICT.

City Manager Dinan presented members of the Council with a copy of the proposed new zoning district R-6 Residential One Family Cluster District that has been developed and prepared by the City Planning Commission. He stated it was the City Planning Commission's opinion that this new concept of allowing for cluster housing should be established as a new zoning district that can be utilized under certain conditions in the City of Farmington.

Motion by Seibert supported by Allen to establish a Public Hearing for 8 p.m. October 18, 1971 on the proposal to amend the zoning ordinance to provide for a new concept, R-6 Residential One-Family Cluster District. Motion carried, all ayes.

CM-9-755-71 SIGN ORDINANCE AMENDMENT PROVIDING REGULATIONS FOR CENTRAL BUSINESS DISTRICT.

Motion by Allen supported by Richardson to introduce Ordinance No. C-309-71 An Ordinance to amend the Code of the City of Farmington by adding to Chapter 81, Title VIII of the Code by providing Sign regulations for Central Business District.

Motion carried, all ayes.

CM-9-756-71 REPORT ADOPTED REVENUE SHARING ACT

City Manager Dinan reported the Michigan State Senate has now passed Substitute HB 4472 by a vote of 23-6, climaxing several weeks of intensive effort by Michigan Municipal League in getting this legislation adopted. The Bill was given immediate effect and will become law the moment the Governor signs it.

Prior to passing the Bill the Senate adopted certain amendments that will be of a greater advantage to the City of Farmington than the Bill that was adopted by the House. The amendments (1) include all special assessments in the "Tax-Effort" formula this year, (2) change the percentage of overlapping (school and county) taxes to be computed in the "Tax Burden" formula starting next July 1, from 50% to 100% and (3) provide the August 1971 state income tax allocation, already distributed to local units on a straight per capita basis, will be adjusted in future payments to conform to the new formula this fiscal year.

City Manager Dinan stated that according to the tax effort formula, the City will receive approximately \$5,000 new money this year from the Revenue Tax Sharing Act. Although the City has not received the revised tax burden formula based on the Senate version of the Bill, we can assume that this conceivably would increase our revenue from \$5,000 to more than \$50,000 the next fiscal year.

The City Manager has requested the League to send a copy of the new formula based on the Senate's version of HB 4472 for analytical purposes, and feels this will give the City Council a more accurate projection for next fiscal year.

Motion by Seibert supported by Yoder that the City Council forward a letter to our representatives in the Legislature and to the Chairman of the Senate and House Taxation Committee complimenting them on the passage of HB 4472.

Motion carried, all ayes.

CM-9-757-71 REPORT 1971 BUDGET ADJUSTMENTS

City Manager Dinan told the Council members that the City's share for principal and interest cost on Special Assessment District 70-46 requires General Obligation payment for bond and interest during the current fiscal year as well as payment for the first installment on the assessment for City owned property in the district. The bond requirements amount to

COUNCIL PROCEEDINGS - 9 -

\$9,288.86 and the Special Assessment payment is \$3,073.53, for a total of \$12,362.39. In order to offset the expenditures, the City has received \$26,000 over the estimated budget for Building Permits. Therefore the City Manager asked for an increase for Debt Administration \$12,400 and an increase Revenue from Building Permits \$12,400.00.

Secondly, Mr. Dinan told the Council the Federal Grant for the Public Safety console and radio equipment was not projected in this year's budget. 75% of the cost of this equipment will be purchased with Federal funds and will be accounted for in this year's General Fund. The City's share will be purchased through a loan from the National Bank of Detroit which will not affect the budget until the first payment is due in next year's fiscal year 1972-73. Therefore the City Manager would like to increase the budget for the Public Safety Capital Outlay for console and radio equipment \$27,975.00 and increase the budget for Revenues Federal Grant for Public Safety console and radio equipment \$27,975.00. This will then balance the expenditures and revenues for the purchase of this equipment.

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

BE IT RESOLVED:

WHEREAS: it is necessary to make adjustments for our 1971-72 budget because of the large items which were unknown when the budget was prepared and adopted, and not included as either an expenditure or a revenue in the 1971-72 budget.

NOW, THEREFORE, BE IT RESOLVED:

that the City Council increase the 1971-72 expenditure budget for Debt Administration SAD 70-46 General Obligation Bonds \$9,300.00;

that the City Council increase the budget for Debt Administration Special Payment District 70-46 Land Improvements \$3,100.00;

that the City Council increase the budget for Revenue Building Permits \$12,400.00;

that the City Council increase the 1971-72 budget Revenue Federal Grant Public Safety Department Console and Radio Equipment \$27,975.00.


ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 20, 1971.

  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

CITY OF FARMINGTON FINANCIAL REPORT FOR TWO MONTHS ENDING AUGUST 31, 1971

Motion by Seibert supported by Allen to receive and file.

Motion carried, all ayes.

DEPARTMENT OF SAFETY MONTHLY REPORT

Receive and file.

COMMENTS

Councilman Richardson commented about citizens putting their rubbish out before 6 p.m. on the night before collection, and asked City Manager Dinan to prepare a News Release stating there was a City ordinance prohibiting this.

Mayor Brotherton asked the City Manager what the limits of the City were regarding Public Liability. City Manager Dinan told him \$100,000 and \$400,000 but negligence would have to be proved.

The Mayor then asked the City Manager to check into the possibility of increasing this coverage to \$500,000 and \$1,000,000 and to report back at the next Council meeting.

CLAIMS AND ACCOUNTS

Motion by Allen supported by Richardson that Claims and Accounts for September 20, 1971 be approved as submitted, General Fund \$6,707.53 and Water and Sewer \$2,672.75.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: None

Motion carried, all ayes.

ADJOURNMENT

Meeting adjourned at 10.35 p.m.

*Wilbur V. Brotherton*

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK.

- COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on October 4, 1971. 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 Jones.

MINUTES OF PREVIOUS MEETING

Motion by Richardson supported by Seibert that the minutes of previous meeting be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, SEPTEMBER 27, 1971

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

PETITIONS AND COMMUNICATIONS

CM-9-758-71 LETTER FROM LAUREN SPOONER REQUESTING PERMISSION TO SOLICIT FUNDS ON HALLOWEEN FOR UNICEF.

Motion by Seibert supported by Richardson to grant permission to Lauren Spooner for a group to solicit for UNICEF in the City of Farmington on Halloween.

Motion carried, all ayes.

CM-9-759-71 NOTICE FROM MICHIGAN PUBLIC SERVICE COMMISSION REGARDING DETROIT EDISON COMPANY REQUEST FOR RATE INCREASES

Notice from Michigan Public Service Commission that there will be a Public Hearing on November 3, 1971 to review the request of Detroit Edison Company for rate increases. Detroit Edison is proposing an increase of 47.74% in Municipal Street Lighting and 16.61% on domestic rates.

City Manager Dinan was of the opinion that the Municipal Street Lighting increase would create an intolerable burden on all cities throughout the State as it would cost an additional \$4,000,000 to these cities for this street lighting program alone, and he recommended that the Michigan Municipal League or the State of Michigan Mayor's Conference be contacted by all cities in an effort to oppose this increase.

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

BE IT RESOLVED:

WHEREAS: The Detroit Edison Company has filed an application seeking authority to amend its rate schedules so as to increase its electric revenues, and

COUNCIL PROCEEDINGS - 2 -

WHEREAS: The Detroit Edison Company's new schedule of rates is designed to produce additional annual electric revenues in the amount of \$70,109,000 and,

WHEREAS: The Detroit Edison Company is proposing, among other increases to increase Municipal Street Lighting by 47.74% and Domestic Rates by 16.6%, and

WHEREAS: This would create an intolerable burden on all cities throughout the State of Michigan amounting to approximately \$4,000,000 additional expense to hard pressed cities for their street lighting programs that are so necessary for the public safety and welfare of citizens throughout the State of Michigan.

NOW, THEREFORE, BE IT RESOLVED: That the Farmington City Council is opposed to this proposed rate increase by the Detroit Edison Company, and

BE IT FURTHER RESOLVED: That all cities combine in a concerted effort to oppose this excessive rate increase for Municipal Street Lighting and that the Michigan Municipal League and the Michigan Conference of Mayors be advised to act as coordinators in opposition to this proposed rate increase.

BE IT FURTHER RESOLVED: That copies of this resolution be forwarded to all affected cities in Oakland County, the Michigan Municipal League, the Michigan Conference of Mayors, Governor William G. Milliken, Senator Carl D. Pursell and Representative Raymond L. Baker.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED OCTOBER 4, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

LETTER OF APPRECIATION FROM MONSIGNOR THOMAS P. BEAHAN

Letter received from Thomas P. Beahan stating he is deeply grateful for the kind expression of appreciation on the occasion of his retirement. He states it has been his good fortune to live in this fine community for the greater part of his career and he sincerely hopes through the City Council's guidance and that of their successors that the City of Farmington will remain the same wonderful place in which to live.

Letter received and filed.

CM-10-760-71 LETTER FROM LIQUOR CONTROL COMMISSION REGARDING REQUEST FROM RUSTIC PUB INC., TO TRANSFER OWNERSHIP CLASS "C" AND "SDM" LICENSED BUSINESS AT 31030 GRAND RIVER AVENUE

City Manager Dinan explained to Council that this is just a matter of form, in that the owners are changing from personal ownership to a corporation.

Motion by Richardson supported by Allen to adopt the following resolution subject to the Department of Public Safety approval of their investigation:

BE IT RESOLVED:

That the request from Rustic Pub Inc., for transfer ownership of 1971 Class "C" and "SDM" licensed business located at 31030 Grand River, Farmington, Michigan, from Rosalie Aiuto and Carl Nemeth, be considered for approval.


ROLL CALL:

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED OCTOBER 4, 1971.

  
Elizabeth Brines, City Clerk.

CM-10-761-71 LETTER FROM OAKLAND COUNTY PUBLIC WORKS CHAIRMAN REGARDING THE FORMATION OF A ROUGE RIVER WATERSHED COUNCIL

Letter received from Oakland County Public Works Chairman regarding the formation of a Rouge River Watershed Council. Committee Chairman, Mr. Bernard F. Lennon, states that the Oakland County Board of Commissioners appropriated \$15,000 for a study of flooding and pollution of the Rouge River. Wayne County also appropriated \$20,000 to make this a joint study. The letter goes on to state that all local units of government in the Rouge Basin, may be petition, form a Rouge River Watershed Council.

Public Act 253 establishes the procedures for the formation of such a Council, and City Manager Dinan stated that in analyzing this Act, he finds that three communities or local governmental agencies can submit a petition to the Michigan Resources Commission to form a Watershed Council which would provide river management. This would mean the control of the river flow by the operation of dams, reservoirs, conduits and other man made devices in order to improve and expand the uses of the river for those who depend upon it for a variety of private and public benefits.

The Watershed Council is designed to promote cooperation among local governments in river management among the communities affected in the Rouge River Basin in Oakland County, and would be represented by each local government using the river for water supply or waste disposal and one representative for each 20,000 population or fraction thereof. In addition the governing body of each local government shall determine the



method by which its representatives shall be selected.

In analyzing this proposed Watershed Council, City Manager Dinan stated that presently there is very little control of the River Rouge Basin as it traverses through the various communities in Oakland County and if it is going to be a continuing effort to improve the quality of water in the Rouge River then he believes the formation of a Watershed Council would be in order, and the establishment of a River Management Board would be very useful in controlling the quality of water in the Rouge River.

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

BE IT RESOLVED:

That the Farmington City Council is in favor of the formation of a River Rouge Watershed Council, and that Mr. B.F. Lennon, Public Works Committee Chairman, Oakland County Board of Commissioners, be advised that the City of Farmington would be willing to sign a petition requesting the Michigan Natural Resources Commission to establish a Rouge River Watershed Council as provided under Act 253.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED OCTOBER 4, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerks.

REPORTS FROM CITY MANAGER

CM-10-762-71 REPORT REGARDING A. & P. RUBBISH REMOVAL

City Manager Dinan told the Council that he and the Building Inspector had met with the new manager of the A. and P. Supermarket regarding the practice of outdoor storage of cardboard boxes and rubbish removal in the rear of the building. The manager stated there has been an increase in business activity at the A. and P. supermarket due to the enlargement of their facility, and perhaps they could justify increasing the number of pickups (3 times a week) to afford a more efficient arrangement and reduce the necessity for outside storage in the form of a dumpster, and also reduce the potential fire hazards with excessive storage of rubbish in the building itself.

The new manager stated the store would definitely eliminate the outdoor storage of cardboard boxes and make arrangements for a more compatible pickup of their normal rubbish to avoid any future fire hazards.

PROGRESS REPORT ON LAND FILL AT BAPTIST CHURCH

City Manager Dinan told the Council Members that the Public Works Dept., has planted rye grass seed on the side of the land fill that was put in as a part of the excavation of Shiawassee from Farmington Road to Grand

River in the rear of the parking lot at the First Baptist Church on Shiawassee. Mr. Dinan stated that the Department of Public Works has done a certain amount of clean up of the lower portion of the land fill in an effort to protect the existing trees at the bottom of the slope. To date the land fill has been very stable and there has been no sloughing or sliding of the fill encroaching upon the trees in the flood plain area.

In addition to this, the City Manager stated that the rye grass is showing some evidence of growing, although primarily at the upper portion of the slope. He is of the opinion that the slope has now been stabilized by the concrete slabs that have been imbedded in the side of the hill and at the middle section, and there has been no appreciable erosion or land sliding in this area.

Mrs. Robert Hauser of 24173 Twin Valley Court was present at the meeting and stated that water pours out over the top of the hill when it rains, causing some soil erosion. Also that she was worried about children playing on this hill as it would be dangerous. It was the consensus of opinion therefore that "no trespassing" signs be erected and City Manager Dinan, in reference to the water pouring over the top of the hill stated the City could go in and bank it up at the top of the hill so that the water flows away from the slope.

City Manager Dinan stated he would submit a further report on this land fill operation in early spring, and in the meantime the Department of Public Works would keep an eye on the general conditions and advise the City Council of any appreciable changes at this slope.

REPORT INCREASE INSURANCE LIMITS PUBLIC LIABILITY AND PROPERTY DAMAGE

City Manager Dinan told the City Council that in reviewing limits for public liability and property damage, the City carries \$250,000 for each person and \$500,000 for each incident, on both fleet and public liability insurance policies. In the Police Department the City is limited to \$100,000 for false arrest and other police activities because of the limited coverage for this type of exposure.

Presently the City pays \$7,000 per year for public liability and fleet coverage, which includes \$25,000 property damage as well as \$250,000/\$500,000 public liability coverage.

City Manager Dinan was of the opinion that inasmuch as we are now approx., one-third through the year, it might be wise to wait until next spring to increase the limits of coverage so that it could be properly budgeted.

It was agreed that action would be tabled on this until next Spring prior to adoption of the 1972-73 budget.

CM-10-763-71 REPORT ON PURCHASE OF CHECKETTS PROPERTY, DOWNTOWN CENTER SHOPPING CENTER.

City Manager Dinan reported that the City has been advised by Mr. George Checketts that he would be interested in selling property in the Downtown

COUNCIL PROCEEDINGS

Center Parking Lot (Dairy Maid) that was deleted from the original land acquisition in the development of this parking lot, because it was a relatively new business at the time the parking lot was developed and the owner did not have an opportunity to amortize his investment at that time.

As part of the negotiations in acquiring certain lands in the rear of this property from the Checketts, there was an agreement that was entered in to that limits the expansion of this property or precludes any major alterations or change of type of business at this location.

The Master Plan prepared by the City Traffic Engineer, called for the razing of this Dairy Maid Ice Cream Stand as part of the ultimate development of this parking lot, and the City Manager believes that it has always been the intent of the City that this facility be phased out at an opportune time.

Mr. Dinan told the Council members he has had an opportunity to discuss this acquisition with the owners of the Downtown Shopping Center and they are willing to accept a reasonable special assessment charge for this land acquisition as part of the overall improvements to the Downtown Center Parking lot.

Motion by Richardson supported by Allen that the City Council authorize the City Manager to proceed to have the Dairy Maid property of Mr. George Checketts appraised in order to see what the fair market value price is. At the same time see what sort of an agreement can be worked out with the Downtown Center Corporation relative to a special assessment so that the City may acquire this property.

Motion carried, all ayes.

ESTABLISH PUBLIC HEARING ON HOUSE MOVING TO LOT 37 BROOKDALE SUBDIVISION WEST SIDE BROOKDALE, NORTH OF NINE MILE ROAD.

City Manager Dinan stated that the applicant requesting a public hearing on the proposed house moving of the existing house on Grand River Avenue to Brookdale north of Nine Mile Road has stated that negotiations have broken down on the acquisition of this property.

It will not be necessary therefore for City Council to process this request.

RESOLUTIONS AND ORDINANCES

CM-10-764-71 ADOPT RESOLUTION AMENDING RESOLUTION NO.5 ADOPTED JUNE 21,1971 DISTRICT SAD 71-49 AND SAD 71-50 AMENDING INTEREST RATE.

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

BE IT RESOLVED:

That Paragraph 4 of Resolution No.. 5 adopted June 21, 1971 be and the same is hereby amended to read as follows:

The deferred installments of said Special Assessment Roll shall bear interest at the rate of seven and fifty hundredths (7½%) per annum, from September 1, 1971 to their respective dates, said interest to be paid on the due date of each annual installment.

BE IT FURTHER RESOLVED: That all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED OCTOBER 4, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk

CM-10-765-71 ADOPT SIGN ORDINANCE

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

ORDINANCE NO. C-309-71

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING TO CHAPTER 81, TITLE VIII OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Section 8.50 Central Business District Sign Ordinance: Purposes

The Central Business District was established in the Zoning Ordinance to provide a concentration of retail stores and services usually associated with a downtown. Much valuable information is conveyed by certain business signs of local retail and service establishments, to the mutual benefit of both the business establishments and the public. It is the intent of this ordinance to encourage such signs wherever they are moderate in size and design and consistent with the public safety and welfare of surrounding areas, but to discourage signs which distract the attention of motorists, or are otherwise hazardous.

Section 8.51 General Requirements

All signs permitted in the Central Business District as defined in Chapter 39 of the Farmington City Code shall meet the following requirements.

These requirements shall be considered in addition to those in Chapter 81, Title VIII, Section 8.32 except where requirements presented below are stricter, in which case the more restrictive requirements shall prevail.

(1) Wind Signs - No banner, pennant, streamer, string of lights, nor any sign which is designed to be moved by the wind, shall be permitted, except as provided in Section 8.43 (10) of this ordinance.

(2) Advertising Signs - No sign which directs attention to a business, entertainment, service or commodity shall be permitted unless such business, entertainment, service or commodity shall be offered, conducted, or sold on the premises on which the sign is located.

(3) Signs on Vacant Property - No sign shall be located on vacant property except a sign advertising the premises for sale or lease which meets the standards of Section 8.43 (11) of this ordinance.

(4) Signs on Trees or Utility Poles - No sign shall be attached to a tree or a utility pole whether on public or private property.

(5) Building Code Applicable - All signs must conform to the regulations and design standards of the Farmington Building Code.

(6) Area of Sign - The term "sign area" shall be the gross surface area within a single continuous perimeter enclosing the extreme limits of a sign, and in no case passing through or between any adjacent elements of same. Such perimeter shall not include any structural or framing elements, lying outside the limits of such sign, and not forming an integral part of the display. For computing the area of any wall sign which consists of letters mounted or painted on a wall, the area shall be deemed to be the area of the smallest rectangular figure which can encompass all the letters. (See illustration 1).

(7) Obsolete or Damaged Signs to be Removed or Repaired - Any sign, now or hereafter, existing which no longer advertises a bona fide business conducted, or a product sold on the same premise, shall be taken down and removed by the owner, agent, lessor, or person having the beneficial use of the building or structure upon which sign may be found, within thirty (30) days after written notification from the building inspector. The building inspector is hereby authorized to cause removal of such sign, and any expense incident thereto, shall be paid by the owner of the building or structure to which such sign is attached. As to signs painted on any building, the painting over of said sign shall constitute removal under the provisions thereof.

Any sign or advertising structure or supporting structure which is torn, damaged, defaced, or destroyed shall be repaired, replaced or removed within thirty (30) days of the damage. If a sign or structure is torn, damaged, defaced, or destroyed and not repaired or replaced within ten (10) days of said casualty, the building inspector shall give written notice to the lessor and permittee of the sign requiring repair, replacement or removal thereof within twenty (20) days. In the event said owner, lessor, or permittee does not remove said sign pursuant to said notice, or cannot establish a good faith effort to comply, the building inspector is authorized to cause removal of such sign and any expense incident thereto shall be paid by the owner, lessor, or permittee of the sign, or if such person cannot be found, by the owner of the building or structure or property to which such sign or structure is affixed.

(8) Projecting signs will not be permitted including those projecting

signs under canopies and marquees.

(9) No more than one (1) sign per customer access shall be allowed.

### Section 8.52 Special Requirements

All signs permitted in areas designated as the Central Business District as defined by Chapter 39 of the Farmington City Code shall meet the following requirements. These requirements are in addition to those special requirements set forth in Section 8.32.

When the requirements cited below are stricter, the more restrictive of the requirements shall apply.

#### (1) WALL, AWNING OR CANOPY SIGNS

(a) Reflectors and lights shall be permitted on wall signs, provided, however, the lights shall be provided with proper lenses concentrating the illumination upon the area of the sign or landscape feature so as to prevent glare upon the street or adjacent property.

(b) Wall signs may be gaseous tube type or may be illuminated by interior means of lighting or an intensity to prevent excessive glare, or by indirect lighting designed to flood only the area of the sign with light and to prevent light from being directed to surrounding property.

(c) Wall signs may project twelve (12) inches beyond the wall to which it is affixed.

#### Side Wall Signs

(a) The total area of such sign or signs shall not exceed one-tenth (1/10) of the exposed area of the side wall (including doors and windows) of the principal building.

#### Front Wall Signs

(a) The total area of such sign or signs shall not exceed one-tenth (1/10) of the area of the front face (including doors and windows of the principal building) or three (3) square feet for each linear foot of building frontage, whichever is less.

(b) Where a single principal building is devoted to two (2) or more businesses, or commercial uses, the operator of each such use may install a front wall sign. The maximum area of such sign shall be determined by determining the proportionate share of the front face (including doors and windows) of the principal building occupied by each such use and applying such proportion to the total sign area permitted for the front wall of the building.

Real Wall Signs

- (a) The total area of such rear wall sign or signs shall not exceed the maximum area permitted for a front wall sign or signs on the same building.

Awning or Canopy Signs

Letters may be painted or otherwise affixed to any permissible awning or canopy subject to the following regulations:

- (a) Lettering or letters shall not project above, below, or beyond the physical dimensions of the awning or canopy.
- (b) Lettering or letters shall not be larger from top to bottom than nine (9) inches.
- (c) Lettering or letters shall not denote other than the name and address of the business conducted on the premises, and/or a product or products produced or sold, or service rendered therein.

(2) GROUND OR FREESTANDING SIGNS.

Any ground or freestanding sign is prohibited.

(3) ROOF SIGNS

No part of any signs shall be maintained on the roof, or in the airspace over the roof, of any building or structure.

(4) SIGNS ACCESSORY TO PARKING AREAS

(a) One (1) sign may be erected to designate each entrance to or exit from a parking area; each such sign shall be no more than three (3) square feet in area.

(b) One (1) sign designating the conditions of use shall be permitted for each parking area; each such sign shall be limited to a maximum area of nine (9) square feet, but shall be screened from adjoining property.

(5) SIGNS ACCESSORY TO CHURCHES, SCHOOLS, OR NONPROFIT INSTITUTIONS

(a) There shall be not more than one (1) sign. No such sign shall exceed twenty (20) square feet in area. Such signs shall be set back from the lot line at least one-third (1/3) of the distance from the lot line to the nearest building.

(b) Temporary signs, banners, and displays for special events, sponsored by churches, schools, or other similar institutions are permitted but must be located on property.

(6) "FOR SALE" AND "TO RENT" SIGNS

(a) For sale or rental of individual units, there shall be no

more than one (1) such sign, except that on a corner lot two (2) signs, one facing each street, shall be permitted. No such sign shall exceed six (6) square feet in area, and no such sign shall be illuminated.

(b) All such signs shall be removed within two (2) weeks after a lease or sale contract has been signed.

Section 8.53 Non-Conforming Signs - Limitation for Conformation

Every sign in existence on the adoption of this Chapter which violates or does not conform to the provisions hereof shall be permitted to continue as a non-conforming sign until such time as is deemed by the Building Inspector that said sign is in dis-repair or until major changes are necessary, at which time it shall conform to the provisions of this chapter.

It shall be understood that all oscillating or blinking aspects of non-conforming signs shall be altered to meet the provisions of this chapter within six months of the adoption of this ordinance.

No structural alterations or extensions, or other substantial changes of a permanent nature, of an existing non-conforming sign, as defined herein will be permitted except when such alterations, extensions, or changes are such as to bring the sign into complete compliance with this ordinance.

In the event of a question as to whether a change is a major change or not, the matter shall be presented to the City Council for a ruling.

This ordinance was introduced at a regular meeting of the Council on September 20, 1971, was adopted and enacted at the next regular meeting on October 4, 1971 and will become effective ten days after publication.

\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

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

ROLL CALL

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

CITY OF FARMINGTON FINANCIAL REPORT AND WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM FINANCIAL REPORT FOR YEAR ENDED JUNE 30, 1971

Motion by Allen supported by Seibert to receive and file City of Farmington Financial Report and Water Supply and Sewage Disposal System Financial report for year ended June 30, 1971.



Motion by Seibert supported by Yoder to amend the foregoing motion to include that a meeting be established between members of the City Council, the City Auditor and the City Treasurer for 7:30 p.m. October 18, 1971 in order to review the recommendations made by the City Auditor.

Motion carried, all ayes.

COMMENTS:

City Manager Dinan told members of the Council that the Chamber of Commerce had advised him that there will be a Washington District Day on October 26, 1971 sponsored by Congressman Jack MacDonald for a one day affair. Departure would be at 7 a.m. with arrival back here around 6 p.m. There will be special sessions with various Federal Officials regarding the wage and price freeze, and discussion of other pertinent matters.

Members of the Council wishing to make this trip should let the City Manager know by October 12, 1971.

CLAIMS AND ACCOUNTS

Motion by Allen supported by Richardson to approve Claims and Accounts as submitted for October 4, 1971, General Fund \$7,372.91 and Water and Sewer \$412.79.

ROLL CALL

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

ADJOURNMENT

Meeting adjourned at 9:30 p.m.

*Wilbur V. Brotherton*

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on October 18, 1971. Meeting called to order at 8:00 p.m. by Mayor Brotherton

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

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

### MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Yoder to approve minutes of October 4, 1971 as published.

Motion carried, all ayes.

### PUBLIC HEARING

#### CM-10-766-71 AMENDMENT TO ZONING ORDINANCE ESTABLISHING NEW ZONING DISTRICT ENTITLED R6 RESIDENTIAL ONE FAMILY CLUSTER DISTRICT.

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 gave a synopsis of what the R6 Residential One Family Cluster District entailed. He explained it was the intent of this district to permit the development of one family residential patterns which through design innovation would provide for an alternate means for the development of single family dwelling units while still maintaining the basic individual character and privacy of a detached single family home. It also would provide an efficient flexible and desirable use of land that might otherwise be difficult to develop utilizing the normal subdivision approach because of the proximity to major thoroughfares or topographical problems. Also, it is the intent of this district to provide a buffer between single family detached homes and major thoroughfares and/or other types of zoning. Also, provision of open space concepts is encouraged, so as to preserve the natural character of the site topography and other natural assets wherever possible.

Albert Holmes, President of Drake Heights Homeowners Association asked what kind of parking was contemplated. City Manager Dinan told him the parking would primarily be covered parking, but of course guest parking would be open parking. Mr. Holmes also wanted to know if there was a request for a change in zoning classification if it would entail a Public Hearing. He was told yes, there would be.

Stephen Baranyai of Hamlin Court stated he was opposed to this new zoning district.

Robert Tilley of Drake Road stated he was opposed to this new zoning district.

COUNCIL PROCEEDINGS - 2 -

Albert Holmes, speaking on behalf of the 95% homeowners in Chatham Hills stated they were opposing the new zoning district.

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

Motion by Allen supported by Seibert to introduce Ordinance No. C-310-71 an Amendment to the City of Farmington Zoning Ordinance Establishing a New Zoning District entitled R6 Residential One-Family Cluster District.

ROLL CALL

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

CM-10-767-71

At this point in the meeting the Mayor opened the floor to residents of James Court and Hamlin Court, who had appeared to protest the conditions of these two streets left by the contractor after the paving project.

Mrs. Joseph Springer of James Court said the contractor had left large blocks of concrete and other debris all over the place.

Mr. Stephen Baranyai of Hamlin Court showed Council members some pictures he had taken of the debris, and also stated that most of the approaches had been broken up by the contractors on these two streets, and the asphalt from these approaches left lying around in piles all over the place.

City Manager Dinan stated he would get in touch with the contractor and submit a report at the next meeting.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS OF OCTOBER 11, 1971

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

BOARD OF ZONING APPEALS PROCEEDINGS OCTOBER 6, 1971

Receive and file.

BEAUTIFICATION COMMITTEE MINUTES SEPTEMBER 9, 1971

Receive and file.

BOARD OF TRUSTEES MINUTES OCTOBER 6, 1971

Receive and file.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES SEPTEMBER 21, 1971

Receive and file.

FARMINGTON CITY AND TOWNSHIP DISTRICT LIBRARY, SEPTEMBER 21, 1971

It was the consensus of the City Council that a meeting should be arranged between the Council members, members of the Library Board and the City Representatives of the Library Board Messrs. Sauter and Ebel, in order that the 1971-72 budget be reviewed.

PETITIONS AND COMMUNICATIONS

LETTER FROM CITY OF LATHRUP VILLAGE REQUESTING SUPPORT OF RESOLUTION RE DUTCH ELM DISEASE CONTROL (CM-10-769-61)

Resolution received from the City of Lathrup Village requesting the Department of Agriculture to retain Dutch Elm Disease Regulation No. 613 and that they be encouraged to develop better control methods and again be the leaders in the fight to retain these rich assets with proper funding by the State Legislature.

Apparently the Department of Agriculture has slowly been phasing itself out of combating the Dutch Elm Disease. They are now considering the rescission of Regulation No. 613 which is needed to assist communities in the control of the disease on a local level.

The City of Farmington has lost over 50% of its Elm trees during the past decade even though there has been a continuous spraying program. The elimination of the use of DDT as part of the spray because of the ecological adverse effects has caused less control over this Dutch Elm Disease.

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

WHEREAS: The State of Michigan is annually losing millions of dollars worth of American Elms to the fatal Dutch elm disease, which made its appearance on the American scene some 15 years ago and has since killed up to 50% of the Country's 25 million elm trees, and

WHEREAS: Many southeastern Michigan communities have successfully retarded the spread and effect of this disease by vigorous control programs, and

WHEREAS: The Michigan Department of Agriculture has been a leading force in Dutch elm disease control by cooperating with communities in city inspections, testing of suspect trees, and inforcement of prompt removal of dead or dying elms, and

WHEREAS: The Department of Agriculture has slowly been phasing itself out of this urgent work and is now considering the rescission of Regulation No. 613, which is needed to assist in the control of the disease on a local basis regardless of the acknowledged lesser impact on a State-wide basis, and

WHEREAS: Further research is required to develop an ecologically acceptable, more effective, and less expensive insecticide and, if possible, a cure for infected trees, and

WHEREAS: It is very important to remove dead elms as soon as possible to prevent the spread of the disease, and State aid is required to pay for the removal of trees on the property of senior citizens welfare families, and others who may be on public assistance programs where this requirement would result in financial hardship, and

WHEREAS: It is to the well being of all of our communities and residents who enjoy the benefits of these beautiful and irreplaceable trees that this control program work not only be continued but improved upon:

NOW, THEREFORE, BE IT RESOLVED That the Michigan Department of Agriculture be requested to retain Dutch Elm Disease Regulation No. 613, and

BE IT FURTHER RESOLVED That they be encouraged to develop better control methods and again be the leaders in the fight to retain these rich assets with proper funding by the State Legislature to help solve the physical, ecological, and social problems of Dutch Elm disease,

BE IT FURTHER RESOLVED: That the City Clerk be authorized and directed to send copies of this resolution to the Michigan Department of Agriculture, the Governor, Senator Carl Pursell and State Representative Raymond Baker urging support of this action.

ROLL CALL

AYES: Brotherton, Seibert, Yoder, Allen

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED OCTOBER 18, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

CM-10-770-71 REQUEST FROM FARMINGTON HIGH SCHOOL SENIOR CLASS FOR PURCHASE OF AD FOR THEIR YEAR BOOK

Request received from the Farmington High School Senior Class for the City of Farmington to buy an ad to help finance their Year Book. Their ads consist of the following: Full page with picture \$75.00; Half page with picture \$50.00; 1/4 page with picture \$35.00 and 1/8 page without picture \$25.00.

Motion by Yoder supported by Seibert to authorize the City Manager to purchase from the Farmington High School Senior Class a half page ad with a picture of the Rouge River Clean-Up involving youngsters, at a cost of \$50.00.

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: Richardson

Motion carried, all ayes.

LETTER OF APPRECIATION TO FARMINGTON CITY COUNCIL FOR SUPPORT OF RIVER ROUGE  
CLEAN UP FROM MRS. AUGUST BARBRICK, CHAIRMAN

Receive and file.

CM-10-771-71 MICHIGAN MUNICIPAL LEAGUE REGARDING DETROIT EDISON RATE INCREASE

Letter from Michigan Municipal League advising that Thursday October 28, 1971 is the deadline to intervene in the proposed Detroit Edison rate increase proceedings now before the Michigan Public Service Commission. They state that if we desire to participate in full or in part in hearings before the Commission, we must file a petition for leave to intervene by that deadline date.

Intervenor cities may wish to coordinate their efforts with other cities, for example, by sharing in the cost of securing expert testimony. If we have such an interest, we are invited to contact either Mr. Richard D. Rohr, City Attorney, Grosse Pointe Park, or Attorney James A. Smith of the firm of Bodman, Langley, Bogle, Armstrong, and Dahling, in the Buhl Building Detroit.

At a pre trial conference hearing on October 5, 1971 a Public Service Commission hearing examiner established a hearing schedule for the proposed rate increases. On November 3, and if necessary November 4, 1971 a special hearing will be held at 9 a.m. in the City County Building, Detroit, for the purpose of taking statements and testimony from any interested persons, including representatives of city government. Also beginning November 9th and continuing November 11, 11, and 12 in Lansing, testimony in written form will be introduced by Detroit Edison witnesses. The testimony which Detroit Edison will introduce, together with its exhibits, will be made available by the Detroit Edison Company to all parties intervening in the case who request copies of the material.

City Manager Dinan told the Council that because of the size of the City of Farmington it is doubtful whether the City Council would want to intervene directly because of the cost involved in relationship to the proposed increase to our street lighting expenses. However, the City Manager believed the City Council should authorize the City Manager and City Attorney to contact Mr. Rohr who apparently coordinated intervention against the proposed street lighting rate increase previously and were somewhat successful in reducing the amount that the Detroit Edison Company had requested at that time.

Motion by Allen supported by Seibert to refer the matter of the Detroit Edison Company increase to the City Attorney and the City Manager, and authorize them to contact Mr. Richard Rohr, City Attorney, Grosse Pointe Park, to see what efforts are going to be made, if any in the effort to combat the Detroit Edison Company proposed increase.

Motion carried, all ayes.

RESOLUTIONS FROM CITY OF HAZEL PARK AND FARMINGTON TOWNSHIP OPPOSING INTER DISTRICT BUSSING POLICY.

Motion by Allen supported by Yoder to receive and file these resolutions and take no action at this time.

Motion carried, all ayes.

CM-10-772-71 REPORTS FROM CITY MANAGER  
REPORT PLANNING COMMISSION RECOMMENDATION TWO-PHASE IMPROVEMENT FOR THE  
NORTH SIDE OF GRAND RIVER FROM FARMINGTON ROAD TO WARNER STREET.

City Manager Dinan reported on the first two phases of improvements recommended by the Farmington Planning Commission. The first phase would include the acquisition of the south 25 ft. of lots 4, 5, 6 and 7, Ebenezer Stewart Subdivision, and would include the asphalt pavement of same to produce 29 off-street parking spaces.

The second phase of improvement would include the acquisition of the rear portion of the Cooke Building and acquisition of the small building adjacent to the Farmington Bakery, used for a barbershop and presently being used as a bookkeeping service.

The acquisition of these two buildings would not only provide for additional nine off-street parking spaces, but would create a much better traffic flow and ingress off Grand River.

City Manager Dinan stated that in order to implement such a program, the City Council would have to authorize the City Manager to develop cost estimates for land acquisition, purchase of buildings and development of asphalt hard surfaced parking. After the City Council has had an opportunity to review these cost factors and method of financing, it would then be in order to establish a public hearing with the property owners who would be assessed for these improvements to see if a majority are willing to expend funds for these improvements.

Motion by Yoder supported by Seibert to authorize the City Manager to develop cost estimates for land acquisition, for Phase I and Phase II Improvement for the North Side of Grand River from Farmington Road to Warner Street, and at the same time develop cost estimates for the purchase of buildings and the development of an asphalt hard surfaced parking in this area.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Seibert

NAYS: None

ABSENT: Richardson

Motion carried.

CM-10-773-71 REPORT RE AMENDING BUSINESS LICENSE FEES 1972

City Manager Dinan submitted a report from the City Clerk relative to new business license fees for the year 1972. The City Clerk has conducted a survey of what is being charged for business licenses in other cities in the surrounding areas of Southfield, Hazel Park, Madison Heights, Royal Oak and Oak Park, and finds that the City of Farmington is extremely low in what is being charged in comparison to these other communities.

City Manager Dinan stated that in analyzing what is being charged in other communities, he finds that the City of Oak Park has a \$30.00 initial fee plus a \$15.00 renewal fee each year, which seems to be equitable.

In addition to increasing the general business license fees, the City Clerk has recommended enforcement to the City Code which states "no license shall be issued to any person who is in default to the City of Farmington." This would improve on collection of some of the City's delinquent businesses.

City Manager Dinan stated the City of Farmington has not amended their business license fees for several years, yet the expense involved in administering the City has doubled in the past decade. Therefore he believed that these increases are not only necessary, but justified in relation to what is being charged in other communities for license service.

Motion by Allen supported by Yoder to introduce an amendment to the Farmington City Code, Chapter 60 Licenses Required - to read All General License Fees - Initial Fee \$30.00 plus \$15.00 Renewal Fee Every Year.

Roll Call

Ayes: Allen, Brotherton, Seibert, Yoder

Nays: None

Absent: Richardson

Motion carried.

CM-10-774-71 RATIFICATION OF UNION CONTRACT BETWEEN CITY AND DPW WATER & SEWER DEPARTMENTS

City Manager Dinan submitted a copy of the amendments to the present union contract between the City and the Department of Public Works and Water and Sewer Department, terms becoming effective July 1, 1971 through June 30, 1974.

Wages for this three year contract will be retroactive to July 1, 1971.

30¢ per hour 7/1/71; 5¢ per hour 1/1/72; 30¢ per hour 7/1/72; 5¢ per hour 1/1/73; 30¢ per hour 1/1/73; 5¢ per hour 1/1/74.

This is an average slightly more than 7% increase over the three year period, which is basically designed to bring the workers up close to what is being paid in other municipalities Public Works and Water and Sewer employees.

Holiday Leave and Longevity Program: These were given to all employees effective July 1, 1971 so this conforms to contractual arrangement that all fringe benefits given to other employees will also be given to the Department of Public Works and Water and Sewer employees.

The formation of a Safety Committee. City Manager Dinan heartily endorses this committee that will meet at least one day per month to review safety rules and regulations.



There were changes in wording of present agreement that were non economic involving promotion procedures which shall be based on the senior qualified applicant, sub contracting which would create the unemployment or lay-off of the existing eight member bargaining unit, excluding custodial workers, and Grievance Procedures shall insert American Arbitration Association in lieu of Federal Mediation and Conciliation Service, and that the Arbitrator can interpret economic matters.

Also included is a wage freeze clause so that the employees are entitled to receive the full value of the provisions contained, including the then current equivalent worth of any item which cannot be enjoyed at a time when it would otherwise be in effect under terms and provisions of this Agreement. This Agreement cannot go into effect until November 13, 1971 but the City Manager stated it falls within the guidelines that will be established on wages and prices under the Second Phase of the President's economic program.

Motion by Seibert supported by Allen that the Farmington City Council ratify this Union Agreement as stated in the amendments hereto, and that it becomes effective retroactive to July 1, 1971 after price freeze has expired on November 13, 1971 subject to the approval by the Federal Price and Wage Board.

Roll Call

Ayes: Brotherton, Seibert, Allen, Yoder

Nays: None

Absent: Richardson

Motion carried.

CM-10-775-71 REPORT ON INCREASE IN SALE PRICE OF CEMETERY LOTS AND GRAVE OPENINGS

City Manager Dinan reported that the City Clerk had been checking with other cemeteries regarding their policy in the cost of cemetery lots and grave openings, and in a comparison with the City of Farmington it was found to be unusually low.

This comparison was brought about by the fact that the City of Farmington only charges \$65.00 for a grave opening and it is costing the City much more than that for the man hours and labor involved.

Therefore it was the recommendation of the City Manager that the City Council increase the sales price of cemetery lots and grave openings, in order to help defray the cost involved in maintaining these facilities.

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

BE IT RESOLVED:

That the Sales Price for a single grave lot in Oakwood Cemetery, in the City of Farmington be increased from \$50.00 per single grave to \$100.00 per single grave effective after November 13, 1971.

BE IT FURTHER RESOLVED:

That the price for a grave opening in Oakwood Cemetery, in the City of Farmington be increased from \$65.00 to \$125.00 effective after November 13, 1971.

ROLL CALL

AYES: Yoder, Allen, Brotherton

NAYS: Seibert

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED OCTOBER 18, 1971.

*Elizabeth Brines*

Elizabeth Brines, City Clerk

CM-10-776-71 REPORT ON SIGNAL LIGHT AT COLFAX AND FARMINGTON ROAD

City Manager Dinan reported that the City of Farmington has been experiencing traffic accidents at the Farmington Road and Colfax intersection. One accident involved a crossing guard being struck by a vehicle while crossing children on their way to Powers Junior High School.

The Department of Public Safety determined the area was poorly lit and therefore dangerous for pedestrians crossing in the early morning hours, and in an effort to combat this problem the City of Farmington had Detroit Edison Company relocate overhead lighting at this location. However, since only half of the roadway is in the City of Farmington, only the easterly portion of the road is illuminated, and the Department of Public Safety feels that with the additional portion lighted it would cut down on these traffic accidents.

Oakland County Road Commission has made a recommendation that a pedestrian signalization be installed in conjunction with an overhead signal. The signalization could be controlled by a crossing guard and when the children were not crossing the intersection, the signal would indicate a flashing yellow to Farmington Road and a flashing red to Colfax.

In this study however, the Road Commission showed the intersection did not meet signalization warrants, therefore they would not share any of the cost involved in the purchasing, the construction or maintaining of the signals. They estimated the cost to install pedestrian and overhead lights would be \$4100.00 and would have to be borne by local governmental units.

City Manager Dinan told the Council members that the problem is one which involves school children living both in the City and the Township, and he therefore recommended that all three units of government, the City, and Township and the School Board should share the cost equally. The estimated City share would be approximately \$1400.00.

MOTION BY Seibert supported by Yoder to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council authorize the installation of signalization at the intersection of Farmington Road and Colfax, subject to the cost being shared equally between the City, the Township and the School Board, and that the City of Farmington pay their share of approximately \$1400.00 from the Contingency Fund in the 1971-72 budget.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Seibert

NAYS: None

ABSENT: Richardson

Resolution declared adopted October 18, 1971.

Elizabeth Brines, City Clerk

MISCELLANEOUS

BUILDING DEPARTMENT QUARTERLY REPORT

Receive and file.

PUBLIC SAFETY DEPARTMENT MONTHLY REPORT

Receive and file.

WATER AND SEWER FINANCIAL REPORT

Receive and file.

ANNUAL AUDIT REPORT FARMINGTON DISTRICT LIBRARY

Receive and file.

CM-10-777-71 APPOINTMENTS - FARMINGTON BEAUTIFICATION COMMITTEE

Motion by Seibert supported by Allen to appoint Mrs. Jack Jordan 22543 Maple and Mr. Harry Robinson, 23072 Lilac to the Farmington Beautification Committee, term expiring June 1973.

Motion carried, all ayes.

CLAIMS AND ACCOUNTS.

Motion by Seibert supported by Yoder to approve claims and accounts as submitted, General Fund \$3767.90 and Water and Sewer \$4448.99

ROLL CALL

AYES: Allen, Brotherton, Seibert, Yoder

NAYS: None

ABSENT: Richardson

Motion carried.

Meeting adjourned at 10:30 p.m.

*Wilbur V. Brotherton*

Wilbur V. Brotherton, Mayor

*Elizabeth Brines*

Elizabeth Brines, City Clerk.

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on November 1, 1971. 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, Acting Clerk Viane,  
Attorney Kelly, Chief Deadman and Director Jones.

MINUTES OF PREVIOUS MEETING

Motion by Seibert supported by Allen to approve minutes of previous meeting as published.

Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS OCTOBER 25, 1971

Motion by Yoder supported by Seibert to receive and file Planning Commission Proceedings of October 25, 1971.

Motion carried, all ayes.

HISTORICAL PRESERVATION COMMITTEE MINUTES, SEPTEMBER 23, 1971

Receive and file.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, OCTOBER 5, 1971

Receive and file.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, OCTOBER 5, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

CM-11-778-71 REQUEST FOR PROCLAMATION FOR PIONEER WOMEN WEEK, NOVEMBER 7 - 14, 1971

Motion by Allen supported by Richardson to proclaim Pioneer Women Week November 7th through 14, 1971 in the City of Farmington.

Motion carried, all ayes.

FARMINGTON ARTISTS CLUB EXHIBIT AND SALE

Letter received from the Farmington Artists Group inviting the members of the City Council and the Staff to their Fall Exhibit and Sale which will be held at the Farmington Masonic Temple on November 12, 13, and 14, 1971.

They state the group has 105 members and is in its seventh year. The exhibit and sale is a semi-annual event and features a wide variety of styles, techniques and media. In addition to their regular Gallery and Art on a budget departments, they will also hold an Auction on Sunday afternoon.

Letter received and filed.

REPORTS FROM CITY MANAGER

CM-11-779-71 AGREEMENT BETWEEN CITY OF FARMINGTON AND BOARD OF COUNTY ROAD COMMISSION FOR TRANSFER OF FUNDS FOR STREET PAVING REPAIRS IN CHATHAM HILLS.

City Manager Dinan reported the City is in the process of negotiating with the paving contractor and George Pastor and Sons for basic repairs to the roads that were never officially accepted by the City of Farmington when the property was annexed to the City in 1966. The City engineers have now had an opportunity to review the matter and have made certain recommendations for replacement of certain sections of concrete that were totally and structurally inadequate.

In August of this year the contractor came in and replaced approximately 60% of this work that was recommended by the engineers. He stated that he thought he was going to be reimbursed by the developer, George Pastor and Sons. Apparently there was a misunderstanding. Therefore, he just completed the work that he had removed and did not finish the entire recommended repair work.

City Manager Dinan ascertained there was a \$5,762.25 contingent fund deposit placed with the Oakland County Road Commission when this paving was initially constructed in 1966, and was of the opinion that this money could be transferred to the City of Farmington to be used to defray future costs by the contractor in replacing certain sections of concrete in the Chatham Hills Subdivision and that this work should be completed during this paving season.

In order to transfer these funds to the City of Farmington, the Oakland County Road Commission requests indemnification of their Commission from any and all actions or causes of action, claims, demands, liabilities, loss, damage or expense of whatsoever kind and nature including counsel or attorney's fees which the Road Commission shall or may at any time sustain or incur by reason or in consequence of the transfer of the above mentioned fund to the City.

City Manager Dinan stated the City Attorney has negotiated this agreement with Oakland County Road Commission and the City will not advance these funds for this repair work unless authorization is received from the developer that these monies can be used for this purpose. Mr. Dinan told the Council members he was of the opinion that this was an excellent approach to rectifying this problem of replacing certain sections of concrete that are more than five years old in the Chatham Hills Subdivision and he recommended that the City enter into this indemnification agreement with the Oakland County Road Commission so that the contingent fund of \$5,762.25 could be transferred to the City of Farmington to be used for future replacement of concrete in the Chatham Hills Subdivision.

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

BE IT RESOLVED:

That the City of Farmington enter into an Agreement with the Board of County Road Commissioners of the County of Oakland, State of Michigan, providing that the said Board of County Road Commissioners shall turn over to the said City the sum of Five Thousand, Seven Hundred and Sixty-Two and Twenty-Five Cents (\$5,762.25) dollars, now held by the said Board of County Road Commissioners as a Contingent Fund Deposit covering installation and repair of street paving for Chatham Hills Subdivision in Section 29, Farmington Township, Michigan, which subdivision has heretofore been annexed into the City of Farmington.

BE IT FURTHER RESOLVED:

That such Agreement shall further provide that the said City shall indemnify the said Board and hold and save it harmless from and against any and all actions or causes of action, claims, demands, liabilities, loss, damage or expense of whatsoever kind and nature including attorney's fees, which the said Board shall or may at any time sustain or incur as a result of the transfer of said Contingent Fund to the City of Farmington.

BE IT FURTHER RESOLVED:

That said Agreement shall be executed on behalf of the City of Farmington by its Mayor and City Clerk.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 1, 1971.

---

Nedra Viane, Acting Clerk.

CM-11-780-71 REPORT COST ESTIMATES PARKING LOT IMPROVEMENTS NORTH SIDE OF GRAND RIVER FROM FARMINGTON ROAD TO WARNER STREET.

City Manager Dinan reported he has had an opportunity to analyze the cost involved in construction of 29 off-street parking spaces, and the proposed removal of two existing buildings to improve the ingress and egress, and traffic flow on the north side of Grand River from Farmington Road to Warner Street.

In estimating the cost of acquiring land and construction parking lot on the north side of Thomas Street the City Manager has encountered some problems innate to this proposition. On Lot 7 there is a three car garage and utility building built within the 25 ft. Because of the size of the structure and the limitation of access off of Oakland,

the City Manager did not believe it would be feasible to relocate this building and therefore it could cause a hardship to the property owners and be quite expensive to the city in affording this additional off-street parking at this location. In analyzing lots 4, 5, and 6, the City Manager did find that there was one sub standard one-car garage that is probably used for storage and does not have any intrinsic value. The City Manager stated he has valued the property on the north side of Thomas Street to a depth of 25 ft., at \$20.00 per front foot.

In addition to this, the owners of the former Cooke Building are required to construct parking at the rear 25 ft., of Lot 6 as part of the approval of the use of the upper story for a dance studio. Therefore the City Manager stated the City should consider the construction of parking spaces on lots 4 and 5 which would produce 15 off-street parking spaces and with the addition of seven spaces on Lot 6, would give a total of 22 off-street parking spaces.

Breaking this down would be equivalent to:

Land Acquisition \$3,000; Parking Lot Construction \$3,500.00; Masonry Wall \$1,400.00; Engineering \$1,000.00; Contingencies (10%) \$890.00 making a total of \$9,790.00.

City Manager Dinan stated that in analyzing the two proposed buildings at the rear of the Fredericks Building and rear of the Business Service Building adjacent to the Farmington Bakery, he estimated the cost of the Fredericks Building (1,000 sq. ft.) to be \$15,000.00. The purchase of the Business Services Building based on income approach of \$950.00 per year less taxes and insurance of \$150.00 per year and utilizing a 10% capitalization, would make a cost of \$8,000.00. The city would be acquiring 8½ ft., of Grand River frontage extending back 80 ft.

City Manager Dinan contacted the new owners of the Fredericks Building, and they stated they would not be interested in selling a portion of their building because it was very vital to the lasing of the first story. Presently they have a prospective tenant who wants the entire first floor, including the rear portion of the building. They are not interested therefore in selling.

In analyzing the cost involved in acquiring this building, the City would not be gaining very much and would be spending up to \$20,000 to buy possibly four additional spaces and better turning movement in this area. It would be very expensive and not very practical in trying to establish a special assessment district which would be compatible with the property owners that would have to be paying for this benefit.

City Manager Dinan told the Council members he believed that the City Council should tailor their sights to the acquisition of the rear 25 ft.

of lots 4 and 5 and the purchase of the Business Services Building on Grand River, which would produce 15 additional parking spaces on the north side of Thomas Street, 5 spaces adjacent to the Grace Insurance Building and better ingress from Grand River where the existing Business Services Building is located. Mr. Dinan told the members of the Council he believed this entire package could be financed for \$18,000 which would cost the average commercial property owner in this area approx., \$40.00 to \$50.00 per front foot on Grand River Avenue.

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

WHEREAS, the City Council deems it necessary, in order to protect the public health, safety and welfare, to acquire and construct free parking lot improvements; consisting of asphalt surfacing, base, and drainage located on the north side of Thomas Street between Farmington Road and Warner Street,

AND WHEREAS, the Council deems it necessary to acquire and construct said Parking lot 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 Parking Lot 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: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

RESOLUTION DECLARED ADOPTED NOVEMBER 1, 1971.

---

Motion by Seibert supported by Allen 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 Parking Lot Improvements on the north side of Thomas Street between Farmington Road and Warner Street:

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:



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 Parking Lot Improvements.

3: The City Council determines that \$18,000.00 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:

Ebenezer Stewart's Plat - Lots 1, 2 and W 60 ft. of 3  
Assessor's Plat #6 - Lot 1, 3, 5, 6, 7, 8  
Davis Addition - Lot 2, 3, 4

5. The City Council shall hold a Public Hearing on December 6, 1971 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 (10) 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 proposes to acquire and construct off-street parking improvements in order to relieve the flow of traffic in the downtown business area, and

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:

Ebenezer Stewart's Plat - Lots 1, 2, and W 60 ft. of 3.  
Assessor's Plat #6 - Lot 1, 3, 5, 6, 7, 8  
Davis Addition - Lot 2, 3, 4

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 December 6, 1971 at 8:00 p.m. o'clock, for the purpose of hearing all persons affected by said parking lot improvements.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED.

---

Nedra Viane, Acting Clerk.

CM-11-781-71 REPORT INTERVENTION DETROIT EDISON COMPANY RATE INCREASE  
IN MUNICIPAL STREET LIGHTING

City Manager Dinan reported a meeting was held on October 28, 1971 at Highland Park City Hall where interested municipal attorneys and officials were present to review the proposed Detroit Edison increase in municipal street lighting rates. October 28, 1971 was the last date for intervention on behalf of municipalities throughout the State. Approximately eleven cities have intervened, the majority of which are quite large, Warren, Livonia, Royal Oak, Dearborn Heights, Highland Park and the City of Detroit.

The Corporation Counsel from the City of Detroit stated they have already received commitments in the amount of \$25,000 to cover the cost involved in this providing expert witnesses pertaining to the entire rate increase and especially the proposed 16% increase for domestic rate which amounts to over \$35,000 of the \$70,000 requested by Detroit Edison Company. They stated since the City of Detroit produces their own power for street lighting they are not affected by that aspect of the rate increase and therefore would not contest this rate structure other than the total revenue.

It was the consensus of opinion that the balance of municipalities in the metropolitan Detroit area join together in cooperation with the City of Detroit in an effort to fight this proposed rate increase, not only for street lighting but also for residential domestic users which would affect all the citizens of the various municipalites. It was the consensus of opinion that expert witnesses the City of Detroit would use would be subsidized to include research on the municipal street lighting aspect of the case that would not normally be reviewed if the City of Detroit were to fight this case on its own. It was estimated that perhaps an

additional \$20,000 would be needed to cover this additional expert research and testimony as well as any other legal fees that would be involved in presenting this case pertaining to street lighting specifically.

It was agreed that the most equitable and fair way to share the cost of such a cooperative effort for special counsel, accountants and expert witnesses is the proportionate cost to be determined by the ratio of that city's June 30, 1971 Detroit Edison charges for street lighting for all cities cooperating in the action. They also stated there should be a limit not to exceed \$2,000 from any one city for these costs.

In his report, City Manager Dinan stated he believed the \$2,000 limit for larger cities was fine, but the City of Farmington should have a limit of no more than \$500.00 because of the size of the community and the relationship of Detroit Edison charges for street lighting as compared to these larger communities.

Mr. Dinan was of the opinion that the City of Farmington should participate in this cooperative effort to reduce the proposed domestic charges and specifically the municipal street lighting rate increases as proposed by the Detroit Edison Company. He believed that the proposed expenditures are insignificant in relationship to the proposed cost for street lighting throughout the metropolitan area, for example, the City of Farmington would be increased from \$30,000 to \$45,000 if this rate increase were adopted as proposed.

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

BE IT RESOLVED:

That the City Manager and the City Attorney of the City of Farmington be authorized and directed to cooperate with other communities in the Detroit metropolitan area in opposition to the petition of Detroit Edison Company Case U-3910 to increase electrical energy rates, and

BE IT FURTHER RESOLVED:

That said City Manager and City Attorney be authorized to join with other communities to engage such special legal counsel, accountants, expert witnesses and others as may be necessary or desirable to represent properly the common interest in this action.

BE IT FURTHER RESOLVED:

That the City of Farmington will pay its fair and just share of all of the costs of such cooperative effort for special counsel, accountants, expert witnesses and others; such proportionate cost to be determined by the ratio of the City of Farmington's year ending June 30, 1971

Detroit Edison Municipal Street-Lighting-charges-as they bear to the total Detroit Edison Street lighting charges of all cities cooperating in this action, but in no case shall the City of Farmington's share exceed Five Hundred Dollars (\$500).

ROLL CALL

AYES: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 1, 1971.

MISCELLANEOUS

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT

Receive and file.

AUDIT REPORT THREE MONTHS ENDING SEPTEMBER 30, 1971

Receive and file.

RESOLUTIONS AND ORDINANCES

ADOPT ORDINANCE C-310-71 R6 RESIDENTIAL ONE FAMILY CLUSTER DISTRICT.  
CM-11-782-71

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

ORDINANCE NO.C-310-71

AMENDMENT TO THE CITY OF FARMINGTON ZONING ORDINANCE, ESTABLISHING A NEW ZONING DISTRICT ENTITLED "R6 RESIDENTIAL ONE-FAMILY CLUSTER DISTRICT." ARTICLE 7 - SCHEDULE OF REGULATIONS (SCHEDULE A) IS AMENDED BY ADDING THE FOLLOWING PROVISIONS FOR A NEW ZONING DISTRICT ENTITLED "R6 RESIDENTIAL ONE FAMILY CLUSTER DISTRICT."

THE CITY OF FARMINGTON ORDAINS:

Section 5.51 District and Intent

R6 RESIDENTIAL ONE-FAMILY CLUSTER DISTRICT.

The intent of this district is to permit the development of one-family residential patterns which, through design innovation, will provide for an alternate means for the development of single family dwelling units while still maintaining the basic individual character and privacy of detached single family homes. It will provide an efficient, flexible, and desirable use of land that might otherwise be difficult to develop utilizing the normal subdivision approach, because of proximity to major thoroughfares or topographical problems. It is the intent of this district to provide a buffer between single family detached homes and major thoroughfares and/or other types of zoning. Provision of open space concepts is encouraged so as to preserve the natural character of the site topography and other natural assets wherever possible.

Section 5.52 Permitted Principal Uses

1. One family dwellings subject to the regulations of the R-1, R1A, R1B, R1C and R1D One Family Districts.
2. Clustered single family dwelling units of not more than eight single family units attached together shall be permitted subject to the standards established in Section 5.52 and Article 7 Schedule B of this Chapter.
3. All principal and accessory buildings and uses in this district shall be subject to site plan approval by the City Planning Commission in accordance with the provisions of Article 6 Section 5.42 and Chapter 42 Plats and Subdivisions of the Farmington City Code, where applicable. No zoning compliance permits or certificates of occupancy shall be issued except in conformity with the site plan approved by the City Planning Commission. In the event of staged development no part of the development shall be approved which does not substantially satisfy the overall density requirements.

Criterion for Establishing R-6 District

Establishment of an R-6 One Family Cluster District may only be considered for a parcel of land when at least one of the following conditions shall be found to exist.

- (a). The use of the R-6 district on the parcel of land could effectively provide a transition buffer between a major thoroughfare of 120 feet right of way width or greater and adjacent detached single family homes in existence or zoned for same.
- (b) The use of the R-6 district on the parcel of land could effectively provide a transition buffer between non-residential districts or multiple family districts and adjacent detached single family homes in existence or zoned for same.
- (c) The site is generally restrictive due to unsuitable or unbuildable soil conditions in a substantial portion of its area.
- (d) The site is characterized by severe topographical conditions such that the normal subdivision approach would require massive re-grading. In considering compliance to this requirement, one or more of the following conditions shall be found to exist.
  - (1) The natural land forms are so arranged that the change in elevation within the site includes slopes in excess of 15 per cent between these elevations. These elevation changes and slopes shall appear as the typical feature of the site rather than exceptional or infrequent feature of the site.

- (2) The achievement of road grades of less than that permitted by the Oakland County Road Commission would be impossible unless the site was massively re-graded.
  - (3) The site is characterized by significant natural assets which could be preserved by proper application of this district.
- (e) SubSection (c) and (d) can be used for the condition allowing consideration of this district on only those sites where application of the R1D district as established in the Farmington City Code cannot effectively correct the problems or preserve the natural assets under consideration within the framework of reasonable and practical land development practices.
- (f) Frontage on a major thoroughfare as previously described or the size and/or shape of the parcel would make development utilizing a normal subdivision approach impractical.

Required Conditions in R-6 District.

The attaching of dwelling units can be made subject to the following conditions in an R-6 district.

(a) Common party walls must be limited to one or a combination of the following characteristics.

- (1) An architectural wall detail which does not form interior room space between any two units.
- (2) A common party wall which does not have over 70% of its area in common with an abutting dwelling wall that all common walls within a project shall not have over 50% average of its area in common with an abutting dwelling wall.

(b) The maximum number of units attached shall not exceed eight.

(c) Where the intended application of this district is one of a transition buffer, the area to be developed in one family cluster housing shall be determined by the Planning Commission as the proper transition depth unless said depth limitation would leave an undeveloped parcel that would be subsequently impractical to effectively develop.

(d) Those areas indicated in a proposed site plan which are to be dedicated to the residents of the development for park, recreation, open space or other uses directly related, the proposed development shall be reviewed by the City Planning Commission and the City Planning Commission shall as a condition for approval establish reasonable conditions as to the ownership, development use and maintenance of these common areas as it deems necessary to assure the preservation of such lands for their intended purpose.

Final occupancy permit shall not be issued until the development for park, recreation, open space, or other amenities related to the project shall be completed in accordance with City Planning Commission site plan approval.

(e) The City Planning Commission may require a landscaped berm or equivalent obscuring device at least four feet high along the property line abutting a major thoroughfare. This berm may be included in the required side yards or back yards. The berm shall be so designed so as not to erode when planted in grass, trees and shrubs, and it shall be designed so that it does not interfere with view of oncoming traffic at street intersections.

(f) Access to the proposed development should, wherever possible, be directly to a major thoroughfare and not through adjacent subdivision streets.

Section 5.53 Permitted Accessory Uses

1. Same as R-1
2. Recreational facilities such as tennis courts, swimming pool, commons pavilion, bath house, and the like to be held in common and maintained for the common enjoyment of the residents of the development.

Section 5.54 Uses Requiring Board of Zoning Appeals Special Exception Permit.

1. Same as R-1
2. Utilization of the clustering option granted in this district on a site not in conformity with the requirements as set forth in Section 5.52. In the event application for special exception is made the City Planning Commission shall submit a written report to the Zoning Board of Appeals detailing its findings and recommendations.

SCHEDULE OF REGULATIONS (Schedule B)

Area, Height, Bulk, and Placement Regulations for Permitted and Accessory Uses i

	5.55	5.56	5.57	5.58	5.59
	<u>Maximum Lot Coverage of Principal and Accessory Buildings</u>	<u>Required Setback in Feet</u>			
		<u>Front</u>	<u>Side Yards Least One(h, i)</u>	<u>Total of Two(h, j)</u>	<u>Rear Yard(h, j)</u>
R-6 RESIDENTIAL ONE FAMILY CLUSTER DISTRICT	20%	40	20	40	30

(i)

Distance Between Buildings

40 Ft. and that there be a 50 Ft. Setback Adjacent to Major Thoroughfares (Minimum 10

OFF-STREET PARKING REQUIREMENTS

Section 5.98, Table of Required Off-Street Parking Spaces, is amended

For dwelling units constructed in the R-6 Residential One Family Cluster District, off-street parking



5.64 SCHEDULE OF REGULATIONS (SCHEDULE C). The Minimum Size of Buildings Hereafter Erected or Altered Shall be as Follows:

Type of Building	Square Feet Usable Floor Area First Story	Square Feet Total Usable Floor Area	Square Feet Add'l Floor Area for Storage and/or Utility
One Family Cluster Dwelling			
1 story in height	1,000	1,000	-
1½ stories in height	900	1,200	-
2 stories in height	800	1,600	-

This ordinance was introduced at a regular meeting of the Farmington City Council held on October 18, 1971, was adopted and enacted at the next regular meeting of the Council on November 1, 1971 and will become effective ten days after publication.

WILBUR V. BROTHERTON, MAYOR

ELIZABETH BRINES, CITY CLERK

ROLL CALL

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

CM-11-783-71 ADOPT ORDINANCE NO. C-311-71 LICENSES REQUIRED.

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

ORDINANCE NO. C-311-71  
 AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON, CHAPTER 60 - LICENSES REQUIRED.

THE CITY OF FARMINGTON ORDAINS:

Section 7.31 License Fees.

No license shall be issued to any applicant until he first pays to the City Clerk the fee for the type of license desired, as provided in the within Chapter. The amount of the initial fee and/or annual fee required to be paid to obtain any license, or to renew any license to operate, conduct, or carry on any trade or business as defined in Chapter 59 shall be as provided in this Chapter. The initial fee, where required, shall be paid by the applicant at the time of first obtaining any license to operate, conduct, or carry on such trade or business. The annual fee provided for in this Chapter shall be due and payable on January 1st of each year. No license fee paid to the City Clerk shall be returned to the applicant, in whole or in part, for any reason. No license shall be issued to circuses, carnivals and other sales

promotions using animals as props without posting a cash bond in the amount of Five Hundred (\$500) Dollars with the City Clerk prior to the issuance of the operating license. This bond will not be returned for a minimum of ten (10) days after program has been concluded to provide the reporting and examining of "rabid suspected" animals ten (10) days after exposure.

Section 7.32 Licenses for:

Auctioneer		
per day	\$	10.00
annual fee		100.00
Automobile Dealer, new		
initial fee	\$	30.00
annual fee		15.00
Automobile Dealer, used		
initial fee	\$	30.00
annual fee		15.00
Antique Shop		
initial fee	\$	30.00
annual fee		15.00
Automobile Parts or Accessories		
initial fee	\$	30.00
annual fee		15.00
Automobile Washing		
initial fee	\$	30.00
annual fee		15.00
Appliance Store		
initial fee	\$	30.00
annual fee		15.00
Ambulance Service		
annual fee	\$	50.00
Amusement Parks		
annual fee	\$	100.00
Automatic Laundries		
initial fee	\$	30.00
annual fee		15.00

Section 7.33 Licenses for:

Bakery		
initial fee	\$	30.00
annual fee		15.00

Bar or Tavern	
annual fee	\$ 50.00
Billboard or Sign Erector (see Sign or Billboard Erector)	
annual fee	10.00
Bond	\$5,000.00
Billiard Parlor, Pool Room or Smoke Shop	
per table	\$ 10.00
Minimum	25.00
Bowling Alley	
First Alley	\$ 5.00
each additional alley	1.00
Building Contractor	
annual fee	\$ 10.00
Building Wrecker	
annual fee	\$ 10.00
<u>Section 7.34 Licenses for:</u>	
Carnival	
per day	\$ 100.00
Christmas Tree or Wreath Dealer	
annual fee	\$ 5.00
Bond (cash)	100.00
Circus	
per day	\$ 100.00
Clothing Store	
initial fee	\$ 30.00
annual fee	15.00
Coin Operated Music and Amusement	
initial fee	\$ 10.00
each additional machine	1.00
Confectionery Store	
initial fee	\$ 30.00
annual fee	15.00
Convalescent Home	
initial fee	\$ 30.00
annual fee	15.00
<u>Section 7.35 Licenses for:</u>	
Dance School or Studio	
initial fee	\$ 30.00
annual fee	15.00

Dance Hall  
annual fee \$ 50.00

Dairy Store  
initial fee \$ 30.00  
annual fee 15.00

Delicatessen Store  
initial fee \$ 30.00  
annual fee 15.00

Department Store  
initial fee \$ 30.00  
annual fee 15.00

Dog Licenses  
Male or unsexed \$ 2.00  
Female 2.00

Dry Cleaner  
initial fee \$ 30.00  
each truck, annually 5.00  
annual fee 15.00

Dray (see Moving Van)  
initial fee \$ 30.00  
annual fee 15.00

Drug Store  
initial fee \$ 30.00  
annual fee 15.00

Section 7.36 Licenses for:  
Electrical Contractor  
annual fee \$ 50.00  
registration 5.00

Electrical Journeyman & Registration  
annual fee \$ 10.00  
registration 5.00

Employment Agency  
initial fee \$ 30.00  
annual fee 15.00

Excavating Contractors  
annual fee \$ 15.00

Section 7.37 Licenses for:

Fish or Meat Market (see Meat or Fish Market)  
initial fee \$ 30.00  
annual fee 15.00

Florist		
initial fee	\$	30.00
annual fee		15.00
Floor Covering Store		
initial fee	\$	30.00
annual fee		15.00
Fuel or Fuel Oil Dealer		
annual fee	\$	25.00
each truck annually		1.00
Fumigator		
annual fee	\$	25.00
Furniture Store		
initial fee	\$	30.00
annual fee		15.00
Fence Contractor or Erector		
annual fee	\$	10.00
<u>Section 7.38 Licenses for:</u>		
Garbage Collector		
annual fee	\$	25.00
Gasoline Service Station		
initial fee	\$	30.00
annual fee		15.00
General Merchant		
initial fee	\$	30.00
annual fee		15.00
Grocery Store		
initial fee	\$	30.00
annual fee		15.00
<u>Section 7.39 Licenses for:</u>		
Hawker or Peddler		
per day	\$	3.00
annual fee		75.00
Heating Services Contractor		
annual fee	\$	25.00
registration		10.00
Hotel or Motel		
annual fee	\$	10.00
per room		1.00
House Mover or Raiser		
annual fee	\$	50.00

Section 7.40 Licenses for:

Jeweler  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Junk or Scrap Dealer  
     annual fee                     \$ 100.00

Section 7.41 Licenses for:

Meat or Fish Market  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Motion Picture Theatre (indoors and outdoors)  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Motorcycle Rentals  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Moving Van Business  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Section 7.42 Licenses for:

Parking Lot  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Pawnbroker  
     annual fee                     \$ 100.00

Peddler (see Hawker or Peddler)  
     per day                         \$ 3.00  
     annual fee                     75.00

Photography Studio  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Plumbing Contractor, annual fee  
     Master                         \$ 1.00  
     Journeyman                     .50

Pool Room  
     per table                      \$ 10.00  
     minimum annual fee            25.00

Section 7.43 Licenses for:

Repair Establishment  
     initial fee                    \$ 30.00  
     annual fee                     15.00

Restaurant		
initial fee	\$	30.00
annual fee		15.00
Retail Stores		
initial fee	\$	30.00
annual fee	\$	15.00
<u>Section 7.44 Licenses for:</u>		
Second-Hand Dealer		
annual fee	\$	25.00
Sidewalk Builder		
annual fee	\$	10.00
Sign Erector		
annual fee	\$	10.00
Bond		5,000.00
Skating Rinks		
annual fee	\$	25.00
Solicitor		
per day	\$	3.00
annual fee		75.00
<u>Section 7.45 Licenses for:</u>		
Taxicab Business		
annual fee per cab	\$	25.00
Taxicab Driver		
annual fee	\$	5.00
Tourist Home		
annual fee	\$	5.00
per room		1.00
Transient Merchant		
per day	\$	3.00
annual fee		75.00
Vending Machines		
annual fee	\$	10.00
each machine annually		1.00
<u>Section 7.46 Licenses for:</u>		
Wrecker (see Building Wrecker)		
annual fee	\$	10.00

This ordinance was introduced at a regular meeting of the Farmington City Council on October 18, 1971, was adopted and

enacted at the next regular Council meeting, and will become effective ten days after publication.

ROLL CALL

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

---

WILBUR V. BROTHERTON, MAYOR

---

ELIZABETH BRINES, CITY CLERK

CLAIMS AND ACCOUNTS

Motion by Yoder supported by Seibert to approve Claims and Accounts as submitted for November 1, 1971, General Fund \$12,851.84 and Water and Sewer \$797.51.

ROLL CALL

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

ADJOURNMENT

Motion by Yoder supported by Seibert to adjourn at 9 p.m.  
Motion carried, all ayes.

*Wilbur V. Brotherton*

WILBUR V. BROTHERTON, MAYOR

*Nedra Viane*

NEDRA VIANE, ACTING CLERK.



COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on November 15, 1971. 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,  
Attorney Kelly, Chief Deadman and Director Jones.

11-78<sup>1</sup>-71 ORGANIZATION OF NEW COUNCIL

OATH OF OFFICE

Councilman John A. Allen, Frederick M. Seibert, and Ralph D. Yoder were sworn in by the City Clerk.

APPOINTMENT OF TEMPORARY CHAIRMAN

Motion by Richardson supported by Yoder to appoint John D. Dinan as Temporary Chairman.

Motion carried, all ayes.

ELECTION OF MAYOR

Councilman Seibert nominated Wilbur V. Brotherton for the office of Mayor.

Councilman Yoder called for nominations to be closed and a unanimous vote cast for Wilbur V. Brotherton for the office of Mayor for a two year term.

Motion carried, all ayes (Brotherton abstained)

Temporary Chairman Dinan declared Wilbur V. Brotherton unanimously elected Mayor for the next two years.

ELECTION OF MAYOR PRO-TEM

Councilman Allen nominated Ralph D. Yoder for the office of Mayor Pro-Tem.

Councilman Richardson called for nominations to be closed and a unanimous vote cast for Ralph D. Yoder for the office of Mayor Pro-Tem for a two year period.

Motion carried, all ayes (Yoder abstained)

Temporary Chairman Dinan declared Ralph D. Yoder unanimously elected Mayor Pro-Tem for the next two years.

Temporary Chairman Dinan declared the Organization of the City Council complete and presented the gavel to Mayor Brotherton.

Mayor Brotherton accepted the gavel and expressed his appreciation for the vote of confidence afforded him by the members of the Council. He then extended his thanks to Councilman John Allen who had served as Mayor Pro-Tem for the past two years, and welcomed the new Mayor Pro-Tem Councilman Yoder.

Mayor Pro-Tem Yoder stated he appreciated the opportunity afforded him and stated he would do his best to do as well as Councilman Allen had done for the last two years.

Mayor Brotherton stated he was very pleased to see the three incumbents returned to office, and he felt this was a great vote of confidence from the community.

Councilmen Seibert, Allen and Richardson, then each speaking in turn, expressed gratitude to the residents of Farmington who had elected them and afforded them the opportunity to work for the betterment of the City.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS, NOVEMBER 8, 1971

Receive and file.

BEAUTIFICATION COMMITTEE MINUTES OCTOBER 14, 1971

Receive and file.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES OCTOBER 19, 1971

Receive and file.

FARMINGTON DISTRICT LIBRARY MINUTES OCTOBER 12, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

LETTER FROM OAKLAND COUNTY BOARD OF COMMISSIONERS RE: GLASS RECYCLING PROGRAM

Letter read from Oakland County Board of Commissioners stating there will be a program on glass recycling sponsored by the Public Works Committee of the Oakland County Board of Commissioners on Tuesday November 16th 1971 at 7:30 p.m. in the Oakland County Courthouse.

They state over 22 communities throughout Oakland County have initiated programs to collect household glass trash and ship it to Owens-Illinois Glass Company at Charlotte, Michigan. They state that Independence Township will present a multi-screen presentation of their glass recycling program.

There are many other ecology groups collecting glass in the southern end of Oakland County, and as volunteers their work cannot be sustained indefinitely. The Oakland County Public Works Committee has been studying the feasibility of setting up a receiving and transfer center on Oakland County property in Pontiac, and they will explain this proposal in depth at their meeting.

City Manager Dinan stated the Director of Public Services for the City of Farmington will be in attendance at this program to see if it would be feasible to initiate such a glass recycling program in

in the City of Farmington in conjunction with the proposed Oakland County program, and he will be in a position to report back to the City Council at their next regular meeting.

Letter received and filed. ~~STATE~~

STATEMENT FROM FARMINGTON PUBLIC SCHOOL DISTRICT REGARDING CLARIFICATION OF ROTH COURT CASE

Statement read from Dr. Roderick J. Smith Superintendent of Schools submitting a clarification of the Roth Court Case, stating that one must be aware that as of this date the Judge has done only two things;  
1 - He has declared that segregated schools do exist in Detroit, and  
2 - He has directed the Detroit Board of Education, and the State Board of Education to present proposals to resolve the segregation problem.

The statement from Dr. Smith states the Farmington Board of Education is determined to keep well informed and advised through legal counsel of all the facts and procedures and they do not intend to miss any opportunity to be represented - neither do they wish to interfere when it would be unwise.

Letter received and filed.

LETTER FROM WEST BLOOMFIELD-FARMINGTON AREA LEAGUE OF WOMAN VOTERS COMMENDING THE FARMINGTON CITY COUNCIL FOR THEIR ACTION RE BUSSING

Letter from West Bloomfield - Farmington Area League of Woman Voters stating they would like to commend the Farmington City Council for not issuing any statement concerning bussing, either pro or con.

Letter received and filed.

CM-11-786-71 LETTER FROM LIQUOR CONTROL COMMISSION RE REQUEST FROM JOHN BLOCKI FOR SDM LICENSE AT 34707 GRAND RIVER AVENUE

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

BE IT RESOLVED:

That the request from John Blocki for a new SDM license to be located at 34707 Grand River Avenue, Farmington, Michigan be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED November 15, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-11-787-71 NOTICE FROM MICHIGAN PUBLIC SERVICE COMMISSION REGARDING PUBLIC HEARING ON APPLICATION OF CONSUMERS POWER COMPANY FOR AUTHORITY TO PLACE INTO EFFECT GAS ALLOCATION PROCEDURE.

Notice received from the Public Service Commission regarding Consumers Power Company stating that gas sales restrictions are presently in effect throughout applicant's service area as approved by the Commission pursuant to its orders issued in Case No. U-3778, dated November 9, 1970 November 23, 1970 and March 11, 1971. These restrictions were imposed because the supply of natural gas available to applicant became insufficient to meet the increasing requirements of its service area. Now these restrictions can be lifted because the availability of future gas source is greater.

There will therefore, be a Public Hearing on November 22, 1971 at the offices of the Commission in Lansing for the purpose of determining whether the authority sought should be granted.

Gas allocation procedure sets forth that the company will accept applications for new and additional gas service and will maintain lists of applicants for gas service reflecting priorities. Periodically, when in the Company's opinion, gas supplies are sufficient to permit a gas allocation to some or all of the applicants for new or additional gas service, the Company shall allocate gas in accordance with the following priorities:

1. Residential - This priority is restricted to all residential use of gas regardless of billing rates; i.e. single family dwellings, mobile homes and apartments.
2. Small commercial and industrial gas loads of 6,600 Cfh or less
3. Commercial and Industrial gas loads greater than 6,600 Cfh but not more than 50,000 Cfh.
4. Large commercial and industrial loads greater than 50,000 Cfh.
5. Large steam generating, electric generating and kiln loads greater than 50,000 Cfh.

Motion by Allen supported by Yoder that the Farmington City Council go on record as being in favor of this change to provide for greater use of gas when it becomes available on this priority basis, and so advise the Public Service Commission of the City Council's position on this matter.

Motion carried, all ayes.

CM-11-788-71 REPORTS FROM CITY MANAGER  
REPORT ON APPRAISAL OF DAIRY MAID PROPERTY AT 33115 GRAND RIVER AVENUE

City Manager Dinan reported on an appraisal that was made on commercial property known as "Dairy Maid" at 33115 Grand River Avenue that was developed by Mr. William B. Grabendike, Appraiser.

He stated that based on several factors involved in arriving at a fair market value, Mr. Grabendike took into consideration eight sales that have been made in the Downtown area during the past two years, and it was his opinion that the following reflects the market value of the parcel of land and improvements:

Land value	\$38,460.00
Depreciated value of building	4,540.00
5% Assemblage value of parcel	<u>2,000.00</u>
Total price	\$45,000.00

Mr. Dinan noted that the income approach to value has not been considered but it is the appraiser's judgment that the \$3,000 annual income does not reflect the current market value of land caused by subject building and use only operating on a seasonal basis, approx., six months and land not being put to its highest and best use. It also should be noted that the taxes are approximately one-third of said income.

Mr. Dinan stated he has not as yet had an opportunity to submit this appraisal value to the owner, or discuss the financing of the property by the Downtown Shopping Center owners. It is believed that if the City can establish this as fair market value at \$45,000 then the City could entertain the thought of setting up a special assessment district Parking Lot Improvement and assess the cost of the bond issue to acquire subject property back to the Downtown Shopping Center owners over a ten year period.

The removal of this building would have a two-fold purpose. It would eliminate a blight on the surrounding properties, improve off-street parking and traffic flow and make it feasible to allow for expansion of commercial buildings in the Downtown Center in accordance with the master plan developed by Tapan Datta, consulting traffic engineer.

City Manager Dinan told the Council he would attempt to develop a report on the reaction to this appraisal price by both the owner of the property and the Downtown Shopping Center owners. He felt that if there was a meeting of the minds on the acquisition of this property then the City could possibly proceed to establish a special assessment bond issue to recover the cost involved in this land acquisition.

City Manager Dinan stated he would develop this report by the next regular meeting.

CM-11-789-71 REPORT ON FULL SIGNALIZATION LIGHT AT POWER ROAD AND TEN MILE ROAD.

City Manager Dinan reported his office has received an estimate of cost for the installation of a full signalization light at Power Road and Ten Mile Road in lieu of the present blinker light from the Oakland County Road Commission - estimated cost would be \$4,000.00.

Since the Oakland County owns three approaches, their share would be 75% and the City's share would be 25%.

The City Manager told the Council this has been a very dangerous intersection and even though the blinker lighting system has reduced the number of accidents, the occurrence of accidents has still a high ratio and warrants the installation of full signalization at this intersection. This has been determined vital by the traffic safety division of the Public Safety Department, and therefore it is the recommendation of both Chief Deadman and the City Manager that the City Council approve the installation of this full signalization light.

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

BE IT RESOLVED:

That the Farmington City Council approve the installation of a full signalization light at Power and Ten Mile Road, and authorize the City Manager to enter into an agreement for traffic control device with division of cost - County 75% estimated at \$3,000.00 - City 25% estimated at \$1,000.00, and

BE IT FURTHER RESOLVED:

That \$200.00 be approved for painting of left hand turn road marking.

BE IT FURTHER RESOLVED:

That \$1200.00 be allocated from the 1971-72 budget from the Contingency Fund to cover the cost of this project.


ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 15, 1971.

  
Elizabeth Brines, City Clerk.

CM-11-790-71 REPORT FARMINGTON AREA RECREATION COMMISSION BUDGET

City Manager Dinan submitted a copy of the forthcoming fiscal year budget request from the Farmington Area Recreation Commission. He noted that they are requesting a contribution of \$2,600.00 from the City of Farmington which is the same amount requested last year. The total budget is \$13,650.00 of which Farmington Township contributes a 4 to 1 ratio or \$10,400.00 as compared to the City's contribution of \$2,600.00.

In analyzing the Annual Report of summer activities, it showed the summer program commenced on June 28th and was broken down into three major areas, i.e.

Playground activities offered organized athletics both in the gym and on the playground.

Craft making activities were pursued during the afternoon hours.

Swimming at Kensington Park consisted of 1½ hours in the mornings and afternoons.

Field Trips were taken.

Baseball and Bowling programs were offered, along with basketball programs.

It should be noted that individual school attendance comprised 8762 participants. The total income for the year ending October 30, 1971 was \$18,363.70. Disbursements were \$13,429.98 with a balance remaining in the budget of \$4,933.72.

Motion by Allen supported by Richardson that the City Council go on record as commending the Farmington Area Recreation Commission for the excellent job they have done in providing this recreation on such an efficient and effective basis, and that the City make note of their request for \$2,600.00 for next year's fiscal budget.

Motion carried, all ayes.

CM-11-791-71 REPORT DEDICATION OF PUBLIC RIGHT-OF-WAYS AND UTILITY EASEMENTS, DRAKESHIRE APARTMENT COMPLEX

City Manager Dinan told the Council it has been their policy to accept public right-of-ways and utility easements within apartment complexes in order to afford public ingress and egress, police and fire equipment, rubbish equipment, and to maintain sewer and water facilities to service these apartment units. The City receives credit from the State Highway Department for local street right-of-ways for the cost of maintaining these streets once they have been accepted by the City.

City Manager Dinan also noted that the City Engineer has to approve the specifications and workmanship of these streets so that the City does not accept sub-standard or inadequate pavements for future

maintenance. Also, specifications and workmanship of sewer and water facilities have to be approved by the City Engineer prior to acceptance.

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

BE IT RESOLVED:

That the Farmington City Council accept dedication of Public Right-Of-Ways and utility easements of the Drakeshire Apartment Complex Phase I as part of the City of Farmington's local road system, and to record the necessary deed and easements for this dedication.


ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 15, 1971.

  
Elizabeth Brines, City Clerk

PROGRESS REPORT ON DETROIT EDISON RATE INCREASE

City Manager Dinan submitted a report from Robert Kelly, City Attorney relative to a meeting held in Highland Park with attorneys for the intervening municipalities in the Detroit Edison Company application for rate increase.

Mr. Kelly reported that a sufficient number to bear the cost of employing an expert witness and attorney was indicated and a steering committee was appointed. It was agreed upon to employ James A. Smith, attorney associated with Bodman, Longley, Bogle Armstrong and Dahling, and to employ Mr. Hugh Larkin, Jr., as the accountant to review the Detroit Edison exhibits, advise legal counsel and as a witness.

Attorney Kelly also attended the first two Hearings before the Michigan Public Service Commission in Lansing on November 9th and 10th 1971. Due to the large number of municipalities intervening for the first time in a rate case, the hearing examiner ruled that all of the Detroit Edison witnesses could be recalled on December 6, 7, and 8, for cross examination. With this concession, the Hearings began with public statements from several groups and the cross examination of the rate expert for Detroit Edison Company commenced.

City Manager Dinan told the Council members that this progress report is encouraging in that enough funds have been committed to retain expert witnesses and an attorney to review the Detroit Edison exhibits and present municipalities case objecting to the proposed increases,



and in particular to the joint venture of municipalities intervening against the domestic rate increase and municipal street lighting rate increase as proposed by Detroit Edison Company.

Mr. Dinan told the Council he will keep them informed of developments.

MISCELLANEOUS

MONTHLY OPERATIONS REPORT - DEPARTMENT OF PUBLIC SAFETY

- Receive and file.

RESULTS OF ELECTION NOVEMBER 2, 1971

City Clerk Brines reported on a regular City Election which was held in the City of Farmington on November 2, 1971 for the purpose of electing three Councilmen and voting on three Charter Amendments.

Results from Five Voting Precincts and One Absent Voter Counting Board showed the following results:

CHARTER AMENDMENT "A"

Shall Chapter 4, Section 4.17 of the Charter of the City of Farmington be amended to provide that the Board of Zoning Appeals shall consist of not less than five members, two of whom shall be members of the Council?

The whole number of votes for and against Charter Amendment "A" was One Thousand Three Hundred and thirty-one, of which One thousand, One Hundred and forty-one votes were marked YES and One Hundred and Ninety votes were marked NO.

Charter Amendment "A" therefore, having received sufficient votes was passed.

CHARTER AMENDMENT "B"

Shall Chapter 5, Section 5.1 Paragraph 1 of the Charter of the City be amended to provide that no person shall hold any elective office of the city unless he has been a resident of the city for at least one year prior to the last day of filing petitions for such office?

The whole number of votes for and against Charter Amendment "B" was One thousand three hundred and fifty-two, of which number five hundred and seventy-nine votes were marked YES and seven hundred and seventy-three votes were marked NO.

Charter Amendment "B" therefore, having not received sufficient votes was defeated.

CHARTER AMENDMENT "C"

Shall Chapter 5, Section 5.1 Paragraph 6 of the Charter of the City be amended to provide that each member of a City Board or Commission

shall have been a resident of the city for at least one year prior to the day of his appointment?

The whole number of votes for and against Charter Amendment "C" was one thousand three hundred and forty-six, of which number six hundred and forty-one votes were marked YES and seven hundred and five votes were marked NO.

Charter Amendment "C" therefore, having not received sufficient votes was defeated.

The whole number of votes cast for Councilmen for the City of Farmington were as follows:

John A. Allen 946; Thomas E. Brennan 336; John J. Courville 491; William S. Hartsock 460; Frederick M. Seibert 745; Ralph D. Yoder 999.

Ralph D. Yoder having received the largest number of votes is therefore elected for a FOUR YEAR TERM.

John A. Allen having received the second largest number of votes is therefore elected for a FOUR YEAR TERM.

Frederick M. Seibert having received the next largest number of votes is therefore elected for a TWO YEAR TERM.

A Certificate of Determination of all votes cast was received by the City Clerk from the Oakland County Board of Canvassers on November 5, 1971.

CITY OF FARMINGTON FINANCIAL REPORT, FOUR MONTHS ENDED OCTOBER 31, 1971  
Receive and file.

COMMENTS

Mayor asked City Manager if the State had any plans for the maintenance of Grand River, and stated there were about a half dozen places along Grand River that had developed humps and in his estimation constituted traffic hazards.

The City Manager told him a meeting had been arranged with the State and Oakland County Road Commission, but had to be postponed. What the City is trying to do is to have the State Highway Department bring Grand River up to proper standards, then turn it back to the City, who in turn will turn it over to the County. It will be under County jurisdiction but the City will maintain it.

City Manager Dinan told the Mayor he would have a report on this some time next month.

PROGRESS REPORT ON SIGNALIZATION AT COLFAX AND FARMINGTON ROAD

The City Manager told the Council that at the Council Meeting of October 18, 1971 the Council went on record as authorizing the installation of signalization at the intersection of Farmington and Colfax Roads, subject to the cost being shared equally between the City, Township and School Board.

The City Manager reported he is already in receipt of approval by the School Board, and has heard informally that the Township has approved of this, but as of yet has had nothing official. He is very confident however that this will be forthcoming within the next few days.

RESOLUTIONS AND ORDINANCES

CM-11-792-71 RESOLUTION DESIGNATING METROPOLITAN NATIONAL BANK AND NATIONAL BANK OF DETROIT BANK ACCOUNTS FOR DEPOSITS OF TAX AND OTHER PUBLIC MONEYS.

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

BE IT RESOLVED:

WHEREAS, there may be now and hereafter from time to time come into the hands of Winona Woods, Treasurer of the City of Farmington, Mich., certain public moneys belonging to or held for the State, County, or other political units of the State or otherwise held according to law, and

WHEREAS, under the laws of Michigan, this Board is required to provide by resolution for the deposit of all public moneys, including tax moneys coming into the hands of said Treasurer, in one or more banks, hereinafter called bank(s) to be designated in such resolution.

NOW, THEREFORE, BE IT RESOLVED, that said Treasurer, Winona Woods is hereby directed to deposit all public moneys, including tax moneys now in or coming into his hands as Treasurer in his name as Treasurer, in the following banks:

Metropolitan National Bank, Grand River, Farmington, Michigan  
National Bank of Detroit, Farmington Road, Michigan.

Roll Call

Ayes: Seibert, Yoder, Allen, Brotherton, Richardson

Nays: None

Resolution declared adopted November 15, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CLAIMS AND ACCOUNTS

MONTHLY BILLS

Motion by Yoder supported by Richardson to approve Claims and Accounts for November 15, 1971 as submitted, General Fund \$4,617.69 and Water and Sewer \$3,068.02.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson, Seibert.

NAYS: None

ABSENT: None

Motion carried, all ayes.

ADJOURNMENT

Motion by Richardson supported by Yoder to adjourn at 9:30 p.m.  
Motion carried, all ayes.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

A special meeting of the Farmington City Council was held on November 22, 1971. Meeting called to order at 7:45 p.m. by Mayor Brotherton.

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

CITY OFFICIALS PRESENT: City Manager Dinan and City Clerk Brines.

RESOLUTIONS AND ORDINANCES

CM-11-793-71 ADOPT AMENDED RESOLUTION ON BOND AUTHORIZATION, DISTRICT NUMBERS 71-49 AND 71-50

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

BE IT RESOLVED:

WHEREAS, the City Council of the City of Farmington, County of Oakland, Michigan, has by resolution duly adopted on August 2, 1971, authorized the issuance of \$22,500.00 Special Assessment Bonds and \$12,000.00 General Obligation Bonds, the proceeds of which are to be used for street improvement purposes;

AND WHEREAS, it is deemed reasonable and necessary to amend Sections 6 and 9 thereof;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Sections 6 and 9 of the aforesaid resolution adopted on August 2, 1971, be and the same are hereby amended to read as follows:

6. All collections of principal and interest on the aforesaid special assessment rolls shall be accounted for separately on the books of the City and shall be held together with any premium or share thereof on the special assessment bonds and the share of accrued interest thereon paid on date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment bonds: Provided, However, that the amount to be paid by each special assessment district shall not exceed the amount of the bonds and the interest thereon allocated to such district by this Resolution. In the event special assessment collections pledged for debt service on the special assessment bonds prove insufficient for that purpose, the City may advance from general funds sufficient amounts to meet said debt service. The full faith and credit of the City is pledged as additional security for the special assessment bonds. Taxes may be levied without limitation as to rate or amount to implement said full faith and credit pledge. The share of any premium and of accrued interest attributable to the general obligation bonds shall be held separately for payment of principal of and interest on said bonds.

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

OFFICIAL NOTICE OF SALE

CITY OF FARMINGTON

COUNTY OF OAKLAND, MICHIGAN

\$12,000.00 - GENERAL OBLIGATION STREET IMPROVEMENT BONDS  
(Districts Nos. 71-49 and 71-50)

\$22,500.00 - SPECIAL ASSESSMENT STREET IMPROVEMENT BONDS  
(Districts Nos. 71-49 and 71-50)

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 \_\_\_\_\_ o'clock \_\_.m., Eastern Standard Time, on \_\_\_\_\_ the \_\_\_\_ day \_\_\_\_ of \_\_\_\_ 1971, at which time and place said bids will be publicly opened and read.

Said General Obligation Bonds will consist of twelve (12) coupon bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 12 inclusive, will be dated November 1, 1971 and will mature, serially without option of prior redemption, as follows:

\$2,000.00 November 1st of each year from 1972 to 1977 inclusive.

Said Special Assessment Bonds will be coupon bonds and shall consist of twenty-three (23) bonds, one (1) bond of the denomination of \$500.00 and twenty-two (22) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, will be dated November 1, 1971, and will mature, serially without option of prior redemption, as follows:

\$1,500.00 November 1, 1972;  
\$3,000.00 November 1, 1973;  
\$2,000.00 November 1, 1974;  
\$3,000.00 November 1st of each of the years 1975 and 1976;  
\$2,000.00 November 1, 1977;  
\$3,000.00 November 1st of each of the years 1978 and 1979;  
\$2,000.00 November 1, 1980.

Said bonds will bear interest from their date at a rate or rates not exceeding seven and one half per cent ( $7\frac{1}{2}\%$ ) per annum, expressed in multiples of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1%, or any combination thereof. Said interest will be payable on November 1, 1972, and semi-annually thereafter on May 1st and November 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. No bond may bear interest at a rate which is less than 50% of the rate borne by any other bond of this issue. 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, the total dollar value of all interest on the bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) 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.

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. 71-49 and 71-50 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 the event special assessment collections pledged for debt service on the special assessment bonds prove insufficient for that purpose, the City may advance from general funds sufficient amounts to meet said debt service. The full faith and credit of the City is pledged as additional security for the special assessment bonds. Taxes may be levied without limitation as to rate or amount to implement said full faith and credit pledge. 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. 71-49 and 71-50, 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 \$690.00 drawn upon an incorporated bank or trust company and 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 liquidated 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.

Said bonds will be delivered within forty-five (45) days from the date of sale and if said bonds are not delivered by twelve o'clock noon, Eastern Standard Time, on the forty-fifth day from the date of sale, the successful bidder may withdraw his proposal by serving notice of cancellation in writing on the undersigned in which event the good faith check shall be promptly returned.

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

\_\_\_\_\_  
Clerk, City of Farmington

APPROVED:  
STATE OF MICHIGAN  
MUNICIPAL FINANCE COMMISSION

miscellaneous

REQUEST FOR PROCLAMATION HONORING THANKSGIVING DAY

Motion by Yoder supported by Allen to issue the following proclamation:

WHEREAS: In the year 1620, the Pilgrims because of their good fortune, decreed a holiday on which all might "after a more special manner rejoice together". This was following a year of extreme difficulties in a new land. This day of Thanksgiving became a national holiday that has continued over the last 300 years, and

WHEREAS: Each succeeding year has been greater in the resources and capabilities of taking care of the people in these United States. Our total expectations have not been attained, yet we still have the need to set aside this Day of Thanksgiving, and

WHEREAS: A year after the Pilgrims landed at Plymouth, Mass., there was a day set aside for feasting as a special opportunity to give thanks for a bountiful harvest. We, today, also wish to set this Thursday November 25, 1971 as a day that recognizes a year that may not have been as bitter as the winter of 1620 but has been one of plenty; and

WHEREAS: The custom of Thanksgiving Day was early expressed by the first President of the United States as the "duty of all nations to



acknowledge the prodence of Almighty God, to obey His will, to be grateful for His benefits, and to humbly implore His protection and favor, and

WHEREAS: The community of Farmington has prospered this past year, even in many complex experiences, the United Governments of the City and Township proclaim that this 25th day of November 1971 be a day devoted by the people of these communities to the service of God, who is the benefactor of us all. Our prayer is that this coming year might see a truly greater year in service that will lead to peace and harmony, an existence that will be a part of the total world of peace and harmony, through the power of Almighty God.

Signed, Sealed, and dated at the City of Farmington, Michigan this 22nd day of November in the Year of Our Lord, Nineteen-Hundred and Seventy-One.

WILBUR V. BROTHERTON, MAYOR.

RESIGNATION OF CITY MANAGER JOHN D. DINAN

Mayor Brotherton read a letter from City Manager Dinan submitting his resignation effective February 1, 1972.

Mr. Dinan stated he has made this decision with regret, as he has enjoyed his eleven year association with the City Council, City Employees, and the Community as a whole, but an opportunity has presented itself that precludes his remaining with the City.

Motion by Richardson supported by Seibert to accept, with deep regret, the resignation of City Manager John D. Dinan effective February 1, 1972. Motion carried, all ayes.

Motion by Allen supported by Yoder that a letter of commendation be sent to Mr. Dinan on behalf of the Council, and that the Council acknowledged the work Mr. Dinan has done for the good of the City of Farmington.

Motion carried, all ayes.

Motion by Richardson supported by Seibert to authorize the City Manager to place an ad in the Michigan Municipal Review and the National City Manager's Association bi-monthly publication seeking qualified applicants for the position of City Manager.

Motion carried, all ayes.

Motion by Yoder supported by Seibert to adjourn at 8 p.m.

Motion carried, all ayes.

Wilbur V. Brotherton  
WILBUR V. BROTHERTON, MAYOR  
Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on December 6, 1971. Meeting called to order at 8 p.m. by Mayor Brotherton.

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

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

### MINUTES OF PREVIOUS MEETING

Motion by Allen supported by Richardson to approve minutes of regular meeting of November 15, 1971 and special meeting of November 22, 1971 as published.

Motion carried, all ayes.

### PUBLIC HEARING

#### CM-12-795-71 THOMAS STREET PARKING LOT IMPROVEMENTS

Mayor Brotherton opened the public hearing and stated that notice of said hearing had been published in the local papers. He asked for comments from interested persons.

City Manager Dinan outlined the proposed parking lot improvements and stated the area involved would be on the north side of Grand River from Farmington Road to Warner Street.

He stated that originally the recommendations encompassed lots 4, 5, 6 and 7. However, in analyzing the property on lot 7 it was ascertained there was a large two car garage on the property, plus another utility, which would make it quite expensive and cause undue hardship to the owner therefore lot #7 was excluded.

In essence then, the improvements would include the rear 25 feet of lots 4 and 5 and would also include the acquisition of the Business Services Building on Grand River Avenue. The acquisition of this property on the north side of Thomas Street, established to a depth of 25 feet would cost approximately \$20.00 per front foot. The assessment district involving approximately 550 ft. of Grand River and Farmington Road frontage, would be assessed at a cost of approximately \$35.00 per front foot. These assessments could be financed over a ten year period.

Mr. Robert Tilley of 23835 Drake Road asked if the \$35.00 per front foot was a firm figure.

City Manager Dinan told him it was estimated, but was very close.

A citizen asked which way the cars would face, looking from 3305 Oakland Avenue (lot 7). The City Manager told her they would face

north, however there would be a four foot masonry wall built which would cut the glare of headlights..

Hearing no further comments, motion by Yoder supported by Richardson to close public hearing. Motion carried, all ayes.

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

RESOLUTION #3.

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct off street parking improvements on Thomas Street between Farmington Road and Warner Street, and

WHEREAS, plans and specifications and estimate of cost and other information concerning said parking lot improvements 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:
  - Ebenezer Stewart's Plat - Lots 1, 2, and W 60 ft. of 3.
  - Assessor's Plat #6 - Lot 1, 3, 5, 6, and 8
  - Davis Addition - Lot 2, 3, 4
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: Allen, Brotherton, Richardson, Yoder

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED December 6, 1971..

  
Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS NOVEMBER 22, 1971

Councilman Richardson asked the City Manager what sort of procedure it would take to justify paving Drake Road.

The City Manager told him he had tried earlier to have Drake Road re-classified from a local road to a major road, and had taken traffic counts. However, the traffic counts were quite low on a day to day basis because Drake Road only has about thirty houses on it.

A discussion ensued as to the merits of paving Drake Road, and the City Council asked City Manager Dinan to develop a report on this for submission at a later date.

Motion by Yoder supported by Richardson to receive and file Planning Commission proceedings for November 22, 1971.  
Motion carried, all ayes.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, NOVEMBER 1, 1971

Receive and file.

BOARD OF ZONING APPEALS MINUTES, DECEMBER 1, 1971

Receive and file.

HISTORICAL PRESERVATION COMMITTEE MINUTES, OCTOBER 28, 1971

City Manager Dinan informed the members of the Council that the Historical Preservation Committee is now in a position to submit their report to the State Historical Society, and have established a January 17, 1972 meeting with the Planning Commission in order to implement this.  
Receive and file.

PETITIONS AND COMMUNICATIONS

CM-12-796-71 LETTER FROM PATRICK M. NOWAK OFFERING RESIGNATION FROM BOARD OF REVIEW

Letter read from Patrick M. Nowak stating he has moved his residence to a location in Farmington Township, and as a result must submit his resignation from the Board of Review.

In addition to this, City Manager Dinan told the Council members that Mr. Delos Hamlin has also submitted his resignation from the Board of Review and the Zoning Board of Appeals because he will be living out of state during Board of Review sessions.

Motion by Yoder supported by Richardson that a letter of appreciation be sent to both Mr. Nowak and Mr. Hamlin extending Council's appreciation for the services these two men have accorded their community.  
Motion carried, all ayes.

CM-12-797-71 RESOLUTIONS FROM CITY OF HAZEL PARK

Resolutions received from City of Hazel Park supporting Resolution 5839

Oakland County Board of Commissioners which would establish discussion sessions between county officials and leaders of local government within the County on matters of mutual concern. They also state they are opposed to Senate Bill 876 and House Bill 5624 which provides for the imposition and collection of excise tax on hotel-motel rates.

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

BE IT RESOLVED:

WHEREAS: the multiplicity of today's public programs and projects involves much contact and cooperation between local units of government and county government, and

WHEREAS, it is in the best interest of all citizens of the County that all governmental action be as efficient and as effective as possible, and

WHEREAS, Miscellaneous Resolution 5839 recently introduced before the Oakland County Board of Commissioners, would establish discussion sessions between County Officials and leaders of Local Governments within the County on matters of mutual concern.

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council hereby supports Miscellaneous Resolution 5839 and urges its adoption and implementation by the Oakland County Board of Commissioners.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Oakland County Board of Commissioners.

ROLL CALL

AYES: Brotherton, Richardson, Yoder, Allen

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED DECEMBER 6, 1971.

Elizabeth Brines

Elizabeth Brines, City Clerk

MOTION BY ALLEN SUPPORTED BY RICHARDSON TO ADOPT THE FOLLOWING RESOLUTION:

WHEREAS: Senate Bill 876 and House Bill 5624, introduced June 18, 1971 and August 20, 1971, respectively, provide for the imposition and collection of an excise tax on hotel-motel rates; and

WHEREAS: Said bills as introduced, are discriminatory in that only one county or city in the State of Michigan would qualify and benefit from passage of such legislation; and

WHEREAS: House Bill 5624 would further restrict the use of such excise tax (when levied) to subsidize the operation of a stadium; and

WHEREAS: Such legislation if enacted, would be totally provincial in

nature, and not in the best interest of all other cities and counties in the State; and

WHEREAS: in an era in which property taxes have become an economic hardship to property owners throughout the State, legislation as proposed, without population restrictions, would help local communities achieve financial stability without a further increase in property taxes;

NOW, THEREFORE, BE IT RESOLVED, that the Farmington City Council does hereby urge the enactment of legislation, in a non-discriminatory manner, to permit local governing bodies to impose such excise tax on hotel-motel rates at such time as the local governing body may deem necessary.

ROLL CALL

AYES: Richardson, Yoder, Allen, Brotherton

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED DECEMBER 6, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-12-798-71 FARMINGTON GOODFELLOWS REGARDING CONTRIBUTION TO FUND

Letter from Farmington Goodfellows requesting the City of Farmington to make their annual contribution to the fund drive as it has in the past. The Farmington Goodfellows appreciate this assistance so that "No Child Without A Christmas" is a reality in Farmington.

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

BE IT RESOLVED:

That the Farmington City Council contribute the sum of \$100.00 to the Farmington Goodfellows in order that they may carry out their theme of "No Child Without A Christmas" in the City of Farmington.

ROLL CALL

AYES: Yoder, Allen, Brotherton, Richardson

NAYS: None

ABSENT: Seibert

RESOLUTION DECLARED ADOPTED December 6, 1971.

Elizabeth Brines  
ELIZABETH BRINES, CITY CLERK.

REPORTS FROM THE CITY MANAGER

CM-12-799-71 REPORT ON PAYROLL DATA PROCESSING SERVICE

City Manager Dinan reported that in January 1971 the City of Farmington entered into an agreement with FBS Associates Inc., for data processing

services relating to payroll and allied reports. This service was based on a fee of 40¢ per check issued, to be billed on a monthly basis, and also purchasing 2500 checks at \$40.60 per thousand, for a total cost of \$101.50.

Although this was a competitive price, experiences during the past year has found the data processing equipment at FBS Associates Inc., is neither large enough nor sophisticated to the point of accuracy, and has necessitated extra time checking at the end of each pay period.

The City Auditors were of the opinion that the city should investigate services provided by National Bank of Detroit relating to payroll data processing, which would allow for a separate bank account, and provide proper security and reconciliation of payroll for each pay period.

City Manager Dinan stated that he and the City Treasurer have met with representatives from the National Bank of Detroit and have ascertained that the difference between the cost of that supplied by FBS and Associates Inc., and the National Bank of Detroit is negligible, and the city would receive a much broader service that would save the Treasurer's Department several days each month.

The proposed estimated charges based on 60 -70 employees are:

Set-up time (one time)	\$100.00
70 employees @ \$1.00	\$ 70.00
Process Bi-Weekly 70 employees @ 42¢	\$29.40
(minimum charge - \$33.50)	

Motion by Richardson supported by Yoder to adopt the following resolution:  
To be effective January 1, 1972.

**BE IT RESOLVED:**

1. That the Farmington City Council shall contract with National Bank of Detroit for the performance of services connected with the preparation and issuance of checks by Bank for the benefit of the City of Farmington for payroll purposes or otherwise.
2. That the Mayor and City Clerk are authorized and directed to execute any agreement offered by Bank relating to said service, including, but not limited to, the authority to debit this account or accounts, designation of person or persons to sign and verify information, transmittal or debit forms sent to Bank relating to said services, and the appointment of any individual agent to act on behalf of the City of Farmington in processing data, debiting accounts, or verifying information or delivering or receipting the Bank for checks or other materials relating to said services.
3. That the City Clerk be directed to certify to said Bank the foregoing resolution, the incumbency of the officers mentioned therein and their genuine signatures, and the Bank is authorized to rely upon the continuing effect of said resolution and any designations made pursuant thereto until

he receives notice in writing to the contrary.

I hereby certify that I am the Clerk of the City of Farmington and the keeper of the records and the seal of said City of Farmington, and the foregoing is a true copy of a resolution duly adopted by the Farmington City Council at a regular meeting of said City Council held on Monday December 6, 1971.

I further certify that the following have been appointed and elected to the office set opposite their respective names, and they continue to hold these offices at the present time, and the signatures appearing hereon are the genuine, original signatures of each respectively.

WILBUR V. BROTHER TON, MAYOR and ELIZABETH BRINES, CITY CLERK.

In witness whereof, I have hereunto affixed my name as City Clerk and I have caused the seal of the City of Farmington to be affixed this 6th day of December 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

CM-12-800-71 REPORT NEW FIRE PREVENTION CODE

City Manager Dinan reported the Department of Public Safety has recommended that the City Council adopt the Building Conference of America Inc., Basic Fire Prevention Code with modifications.

Chief Deadman states the present fire prevention code is a combination of local ordinance and the Michigan State Fire Prevention Act. In analyzing the present code, we find that it lacks clarity and specific requirements for compliance to the Code. The proposed new Fire Prevention Code is designed to coincide and is coordinated with the city's BOCA Building Code. In essence this will make it easier for the Building Inspectors and Fire Inspectors to interpret the requirements for new and existing buildings, and the adoption of this Code will allow us to implement many of the... recommendations of building and fire inspectors.

Motion by Allen supported by Richardson to introduce the new Fire Prevention Code with modifications, amending Chapter 91 of the Farmington City Code and prescribing regulations governing conditions hazardous to life and property from fire or explosion by adopting the BOCA Basic Fire Prevention Code by reference.

ROLL CALL

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

REPORT OAKLAND COUNTY RECYCLING PROGRAM

City Manager Dinan reported that Mr. Dave Jones, Director of Public Services had attended the Oakland County Public Works Committee meeting relating to waste recycling programs. Mr. Jones was quite impressed with the



volunteer program that was developed in Independence Township known as "Bottles for Building, Inc."

He also noted that there are two cities actually engaged in glass recycling and paper collection, the Cities of Oak Park and Southfield. The City of Oak Park has 20 yard steel containers provided at the DPW yard for glass collection. The city vehicles collect paper at the curb on a monthly basis, and the glass collections are processed by volunteer help and are described as very successful.

The City of Farmington area has (a) glass collection barrels available for the public at the Oakland Community College parking lot, (b) paper collection drive at Demery's Department Store in a bi-monthly basis, and a similar drive scheduled for the City of Farmington in the Federal Department Store parking lot December 4th 5th and 18th and 19th.

Mr. Jones stated that the Oakland County Public Works Committee was not in a position to give any detailed information on when they anticipate commencing a recycling station or storage area to be located on Telegraph Road in Pontiac. He states that they have not received any detailed reports back from the Public Works Department as to what type of equipment could be used for a successful recycling program or what funds are available on a Federal-State level to assist in encouraging this type of recycling program. City Manager Dinan and Mr. Dave Jones were both of the opinion that the City of Farmington is somewhat premature in coming up with a definite program for recycling glass, paper, tin cans, etc. However, the City Manager stated his office will keep the City Council informed of any change in the status of the county program and what is being done on the local level on a volunteer basis.

Report received and filed.

REPORT MICHIGAN PUBLIC SERVICE COMMISSION DECISION ON CONSUMERS POWER COMPANY REQUEST GAS ALLOCATION PROCEDURE

City Manager Dinan notified the City Council that the Michigan Public Service Commission held a meeting November 26, 1971 to review the application of Consumers Power Company for authority to place into effect a new gas allocation procedure. The Commission found that the applicant's proposed allocation procedure as requested was reasonable and in the public interest and should be approved.

Therefore, the gas allocation procedure establishing as first priority residential; second priority, small commercial and industrial loads of 6600 Cfh or less; third priority, commercial and industrial gas loads greater than 6600 Cfh but not more than 50,000 Cfh; fourth priority, large commercial and industrial loads greater than 50,000 Cfh; and fifth priority, large steam generating, electric generating and kiln loads greater than 50,000 Cfh, were approved and given immediate effect. The present embargo that was placed on gas service by Consumers Power Company has basically been lifted

to allow for greater gas usage which would be of great assistance to the residential, commercial and industrial development in this area. Report received and filed.

MISCELLANEOUS

APPOINTMENTS TO BOARD OF REVIEW CM-12-881-71

Motion by Richardson supported by Yoder to make the following appointments to the Board of Review:

Reappoint Tracy Conroy, with a term of expiration to be December 31, 1974  
Appoint John Clappison to fill the unexpired term of Patrick Nowak with a term of expiration to be December 31, 1972.  
Appoint Bayard Tupper to fill the unexpired term of Delos Hamlin with a term of expiration to be December 31, 1973.

ROLL CALL

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

MONTHLY BILLS

CLAIMS AND ACCOUNTS

Motion by Allen supported by Richardson to approve Claims and Accounts as submitted for December 6, 1971 General Fund \$14,941.43, and Water and Sewer \$2,893.26.

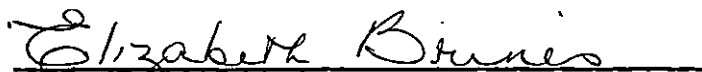
ROLL CALL

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

ADJOURNMENT

Meeting adjourned at 9:30 p.m.

  
\_\_\_\_\_  
WILBUR V. BROTHERTON, MAYOR

  
\_\_\_\_\_  
ELIZABETH BRINES, CITY CLERK

... COUNCIL PROCEEDINGS ...

A regular meeting of the Farmington City Council was held on December 20, 1971. 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, Attorney Kelly, Chief Deadman and Director Jones.

MINUTES OF PREVIOUS MEETING

Motion by Yoder supported by Richardson to approve minutes of previous meeting as published.

Motion carried, all ayes.

CM-12-805-71

RECEIVE BIDS PURCHASE OF STREET IMPROVEMENT BONDS - HAMLIN COURT & JAMES COURT.

Two bids were received for the sale of these bonds as per advertisement in the Observer Newspaper and the Michigan Investor.

Bids were received from American Securities Corporation - Kenower MacArthur Division and the National Bank of Detroit.

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

WHEREAS, December 20, 1971 at 8:00 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$12,000 General Obligation Street Improvement Bonds (Districts Nos. 71-49 and 71-50) and \$22,500.00 Special Assessment Street Improvement Bonds (Districts Nos. 71-49 and 71-50), 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>
Kenower MacArthur	1980	4.8954%	\$43.23
National Bank of Detroit	1980	4.97759%	\$34.00

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

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Kenower MacArthur 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.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 20, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION PROCEEDINGS DECEMBER 13, 1971

Motion by Seibert supported by Richardson to receive and file.

Motion carried, all ayes.

FARMINGTON CITY AND TOWNSHIP LIBRARY MINUTES, NOVEMBER 11, 1971

Motion by Allen supported by Yoder to receive and file.

Motion carried, all ayes.

BEAUTIFICATION COMMITTEE MINUTES, NOVEMBER 11, 1971

Motion by Seibert supported by Richardson to receive and file.

Motion carried, all ayes.

FARMINGTON PUBLIC SCHOOL DISTRICT MINUTES, NOVEMBER 16, 1971

Receive and file.

PETITIONS AND COMMUNICATIONS

LETTER OF APPRECIATION FROM CITY OF STERLING HEIGHTS

Letter received from Mayor Al Martin, City of Sterling Heights, extending their appreciation to the community for the gracious display of sympathy for their community's loss of Patrolman Leroy Imus, and the City of Farmington's response of sending uniformed officers to attend the funeral, to represent the fellowship and symbolic loss to the community of men.

It was gratifying to the City of Sterling Heights and they hope they never have to respond in kind to the City of Farmington.

Letter received and filed.

LETTER FROM MICHIGAN PUBLIC SERVICES COMMISSION RE CONSUMERS POWER COMPANY RATE INCREASE

Notice received from the Michigan Public Service Commission of a public hearing to be held at 9:30 a.m. on December 21, 1971 on the application of Consumers Power Company for authority to increase its rates for the sale of natural gas. Consumers Power Company states that their present rate structure is based on 1968 test year and that operating costs since 1968 have increased significantly, including the cost of capital, cost of gas, taxes, wages, cost of equipment and materials and supplies.

Therefore, the Consumers Power Company urgently requests immediate relief to offset this revenue deficiency of \$24,996,000 and \$31,714,000 based on the February 1972 cost of gas level.

Letter received and filed.

CM-12-806-71 LETTER FROM MICHIGAN PUBLIC SERVICES COMMISSION RE DETROIT EDISON COMPANY RATE INCREASE

Notice of adjournment of hearing on Detroit Edison Company for authority to adjust rate schedules. The Commission has established a public hearing for January 19, 1972 to review the request from Detroit Edison Company for interim partial and immediate revenue relief. The Detroit Edison Company states that with the adjournment hearing based on intervention of various municipalities regarding proposed rate increase for municipal street lighting, they are losing necessary revenues. With the delay in authorizing rate increases they are losing \$70,109,000 per year. They state they may lose their AA rating because of the lack of necessary revenues to obtain the 13.5% rate of return on average common equity. They state they must receive additional annual revenues of \$37.7 million to attain a 12% rate of return that was allowed by the Commission in their order December 21, 1970. They state presently they are only receiving 9.4% and they have never reached the 12% rate of return. Therefore, they are requesting the Commission to grant the applicant not less than \$40 million of additional annual electric revenues as interim partial and immediate relief, pending the final decision and order in this proceeding.

The City of Farmington has joined with other municipalities in attempting to reduce Detroit Edison Company's request for rate increase for municipal street lighting and has delayed the decision so that proper research and testimony can be given to the Commission relating to this request. The City is of the opinion that an interim increase would tend to prejudice the city's position on this matter.

Motion by Seibert supported by Richardson that the Farmington City Council go on record as being opposed to the request of Detroit Edison Company for this interim partial increase until a final determination is made. Motion carried, all ayes.

CM-12-807-71 APPEAL LANDMARK RESTAURANT PLANNING COMMISSION DECISION OF DENIAL OF SITE PLAN

A request from the Landmark Restaurant requesting appeal of the decision of the Planning Commission denial of site plan for proposed restaurant located at the southeast corner of Grand River and Mayfield Avenue.

City Manager Dinan explained to the Council that according to the City Zoning ordinance, the proponent has the right of appeal to the City Council if the site plan is denied by the Planning Commission, and they are now following this procedure. He stated that in analyzing the proposed site plan, the land use conformed to all aspects of the zoning ordinance, but the Planning Commission denied the site plan because they felt there would be too much traffic congestion at this intersection.

At the request of the Planning Commission, the Department of Public Safety conducted a traffic count on a Friday afternoon from 5 p.m. to 7 p.m. The traffic count showed that there were 303 cars either entering

or leaving this intersection during this two hour period, with a maximum of 55 cars during the 15 minute period from 5.30 p.m. to 5.45 p.m.

Mr. Richard Smoke, attorney for the proponent, told the City Council it was his understanding the appeal was denied because the Planning Commission did not approve the site plan, and he stated that Mr. Bill Root, owner of the land is ready to cooperate with the City in any way possible so as to make full use of this land.

Mr. Smoke told the Council that a traffic engineer had been hired by the people who wanted to put the Landmark Restaurant at this corner, and he introduced Mr. Samuel A. Walker III of Professional Engineering Associates, Birmingham, Michigan.

Mr. Walker presented the Council with a Traffic Data and Analysis Study and gave a detailed account of its contents. In addition to this, he showed a revised plot plan which showed elimination of one entrance on to Mayfield Avenue, plus a one-way traffic flow, plus erection of a four foot masonry wall.

City Manager Dinan stated that one of the objections the Planning Commission had to this restaurant would be its 24 hour schedule.

Mr. Dave DalPian, President of Landmark Restaurants stated he would be more than happy to work with the City on this point.

Motion by Allen supported by Richardson to refer this matter to the City Traffic Consultants, Goodall Grivas and Associates and have them review it. Also that the City Council review this matter with the City Planning Commission at their January 10th meeting and that the Council make a decision at the next Council meeting on January 17, 1972.

Motion carried, all ayes.

#### REPORTS FROM THE CITY MANAGER

##### CM-12-808-71 REPORT REGARDING LEGISLATION STATE CONSTRUCTION CODE.

City Manager Dinan reported the City had received a Legislative Bulletin from the Michigan Municipal League relating to a State Construction Code. They state the House Urban Affairs Committee has sent to the House Floor for action a substitute bill for HB 5252 which would create a State Construction Code Commission authorized to promulgate a State Building Code. This Bill is being expedited by the Governor and House Leadership and therefore may move very quickly in the House.

The City Manager pointed out some important changes which are not in accord with League policies:

1. The Bill provides that a city, village or township, within six months after the State code is promulgated, may "opt out" of the state building code by passing an ordinance adopting and enforcing a national recognized model code. This provision would not save existing local building codes.

The substitute Bill also provides that in adopting a nationally recognized model code, any local amendments to the model code would take effect 60 days after a copy of the amendments was submitted to the State Commission unless the Commission, after a public hearing decided that the local amendments "do not adequately protect the health, safety or welfare --or-- unnecessarily increase construction costs or retard the use of new materials, products or methods of construction or provide preferential treatment to types or classes of materials, products or methods of construction."

2. The local "opt out" provision would not apply to State approved new materials, products or methods of manufacture or construction. In such matters the State code would supersede local code requirements.

3. Although local building inspectors would be responsible for on-site inspection to assure that state certified premanufactured housing was properly installed and connected, the Bill does not authorize local inspectors to conduct inspections in the factory where the premanufactured housing is being fabricated.

City Manager Dinan pointed out that the Municipal League staff is attempting to have the Bill amended on the floor on three counts:

#1 - to exempt from the Act cities and villages which have adopted a nationally recognized building code or which do so in the future.

#2 - to permit such local units to amend their building code without subjecting the action of the local governing body to review and veto by the State Commission.

#3 - to authorize local government inspection at the factory where pre-manufactured housing is being fabricated under state standards.

Motion by Allen supported by Yoder that the Farmington City Council go on record as being in favor of the three amendments proposed by the Michigan Municipal League and so advise State Representative Raymond D. Baker and Senator Carl D. Pursell of this decision.

Motion carried, all ayes.

#### CM-12-809-71 REPORT RENEWAL OF TAXICAB LICENSES

City Manager Dinan reported he has received requests for renewal of Taxicab Licenses for 1972 as follows:

Yellow and Red Cab Company, five bond plates. Checker Suburban Cab Company, six bond plates. Star Cab Company, four bond plates.

The City Manager stated the Department of Public Safety has investigated all three companies and found them to have their equipment in good working order.

Motion by Richardson supported by Allen that the City Council renew the existing bond plates to the Yellow and Red Cab Company for five (5) bond plates, Checker Suburban Cab Company for six (6) bond plates, and Star Cab Company for four (4) bond plates.

Motion by Seibert supported by Richardson to amend the motion and to direct the City Manager's office to accept no further discussion on Bond Plates until thirty days prior to their expiration on December 31, 1972.

Motion carried, all ayes.

CM-12-810-71 REPORT RESOLUTION TO STATE BOUNDARY COMMISSION RE ANNEXATION OF TWO PARCELS OF LAND CONTIGUOUS TO THE CITY

City Manager Dinan requested a formal resolution to be presented to the State Boundary Commission stating that the City of Farmington would desire having the Boundary Commission annex two parcels of land known as parcel #1 and parcel #2 that are contiguous to the City of Farmington.

The City Manager was of the opinion that these two resolutions are necessary to give the Boundary Commission proper direction as to the City of Farmington's position on the possible annexation of these two parcels of land, comprising approximately 192 acres, that would have a tendency to squaring off the city boundaries and afford proper municipal utilities and services to these areas.

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

RESOLUTION

To the State Boundary Commission:

We, the duly elected legislative body of the City of Farmington, having passed a resolution asking for the annexation of the territory described therein, do petition that the following described territory in Farmington Township, Oakland County, be considered by your commission for annexation, in accordance with the provisions of Act 279 of the Public Acts of 1909, as amended, and the provisions of Act 191 of the Public Acts of 1968, as amended.

The territory proposed to be annexed to the City of Farmington is described as follows:

PARCEL 1:

A triangular parcel of land being more particularly described as beginning at the intersection of the centerline of Gill Road extended and the southerly right-of-way line of Freedom Road and proceeding thence northwesterly 6150 ft., more or less, along said southerly right-of-way line to the intersection of said southerly line and the existing southwesterly limit of the City of Farmington; thence easterly 6000 feet,



more or less, along said southwesterly limit to the intersection of said southwesterly line and said centerline of Gill Road; thence southerly along said centerline of Gill Road and said centerline extended to the point of beginning, and containing approximately 80 acres of land.

We further represent:

1. That attached hereto and made a part hereof is a map or drawing clearly showing the territory proposed to be annexed.
2. That each person voting on the annexation resolution was shown the map or drawing before voting.

ROLL CALL

AYES: Brotherton, Richardson, Seibert, Yoder, Allen

NAYS: None

Resolution declared adopted December 20, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk

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

To the State Boundary Commission:

We, the duly elected legislative body of the City of Farmington, having passed a resolution asking for the annexation of the territory described therein, do petition that the following described territory in Farmington Township, Oakland County, be considered by your commission for annexation, in accordance with the provisions of Act 279 of the Public Acts of 1909, as amended, and the provisions of Act 191 of the Public Acts of 1968, as amended.

The territory proposed to be annexed to the City of Farmington, is described as follows:

PARCEL 2:

A parcel of land described as beginning at the intersection of the southerly right-of-way line of Freedom Road and the centerline of Nine Mile Road extended, said point of intersection lying on the existing southeasterly limit of the City of Farmington and proceeding thence along said southeasterly limit easterly 1200 feet, more or less, along said centerline of Nine Mile Road and said centerline extended and southerly 110 feet, more or less, to a point on said centerline of Nine Mile Road and southeasterly 575 feet, more or less, along said centerline of Nine Mile Road, and northerly 355 feet, more or less, to a point on said centerline of Nine Mile Road extended and easterly 1680 feet, more or less, along said centerline of Nine Mile Road extended and said centerline of Nine Mile Road to the intersection of said centerline of Nine Mile Road extended and the centerline of Grand River Avenue and southeasterly 1150 feet, more or less, along said Centerline of Grand River Avenue to the most southeasterly corner of the City of Farmington; thence southeasterly

2740 feet, more or less along said centerline of Grand River Avenue to the intersection of said centerline and said centerline extended and said southerly line of Freedom Road; thence northwesterly 7530 feet, more or less, along said southerly line of Freedom Road to the point of beginning and containing approximately 112 acres of land, more or less.

We further represent:

1. That attached hereto and made a part hereof is a map or drawing clearly showing the territory proposed to be annexed.
2. That each person voting on the annexation resolution was shown the map or drawing before voting.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 20, 1971.

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

CM-12-811-71 REPORT DEEP STRENGTH ASPHALT PAVING OF DRAKE ROAD FROM GRAND RIVER TO FREEDOM ROAD

City Manager Dinan reported his office has had an opportunity to confer with the City Engineers relative to cost estimates for constructing 7" deep strength asphalt paving 22 ft. wide on Drake Road from Grand River to the South City Limits. The cost estimate is as follows:

7" deep strength asphalt	7,000 sq.yds.	\$4.20/sq.yds.	\$29,400.00
Excavation	2,000 cu.yds.	\$2.00/cu.yard	4,000.00
Culverts			1,500.00
Shoulder Grading			1,500.00
Engineering inspection			<u>10,000.00</u>
		total	46,400.00
Assessable frontage	5,000 l.f.	7.00/ft	<u>35,000.00</u>
			\$11,400.00

The City Manager stated there is a large cost involved with the engineering due to the fact that the City Engineer has already designed concrete pavement with drainage as part of the gas and weight tax paving proposal that had to be scrapped due to the fact that the city could not finance paving of Drake Road under the gas and weight tax program due to lack of funds, and it was questionable whether the city could get Drake Road classified as a major street due to the low traffic volume that is being generated on this street at the present time.

Motion by Seibert 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 7" deep strength asphalt structures on the following described street:

Drake Road from Grand River Avenue to South City Limits.

AND WHEREAS, the Council deems it necessary to acquire and construct said street 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 street 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: Seibert, Yoder, Allen, Brotherton, Richardson

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 20, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

RESOLUTION #2.

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 7" deep strength asphalt paving, 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 7" deep strength asphalt paving.
3. The City Council determines that \$35,000 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:  
Drake Heights Subdivision Lot #1, #44, #25 and #24.

Acreage Parcels #23-29-226-002, 23-29-226-007, 23-29-226-008, 23-29-226-009, 23-29-226-010, 23-29-226-011, 23-29-226-012, 23-28-101-005, 23-28-101-006, 23-28-101-008, 23-28-154-001.

5. The City Council shall hold a Public Hearing on January 3, 1972 at 8:00 o'clock p.m. at the City Hall in the City of Farmington, Michigan at which hearing any persons 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 Observer, Farmington, Michigan, at least once not less than ten (10) 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 (10) 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:

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvement consisting of 7" deep strength asphalt paving.

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:

**Drake Heights Subdivision Lot #1, #44, #25, and #24.**

Acreage Parcels #23-29-226-002, 23-29-226-007, 23-29-226-008, 23-29-226-009, 23-29-226-010, 23-29-226-011, 23-29-226-012, 23-28-101-005, 23-28-101-006, 23-28-101-008, 23-28-154-001.

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 January 3, 1972 at 8:00 p.m. oclock for the purpose of hearing all persons affected by said street improvement.

ROLL CALL

AYES: Allen, Brotherton, Richardson, Seibert, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 20, 1971.

Elizabeth Brines  
Elizabeth Brines, City Clerk.

MISCELLANEOUS

APPOINTMENT ACTING CITY MANAGER EFFECTIVE FEBRUARY 1, 1972

Motion by Seibert supported by Allen that the Council appoint Robert Deadman as Acting City Manager effective February 1, 1972, and for Mr. Deadman to serve as Acting City Manager until such time as a permanent City Manager can be found.

Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY MONTHLY REPORT

Receive and file.

CITY OF FARMINGTON FINANCIAL REPORT - 5 MONTHS ENDED NOVEMBER 30, 1971

Receive and file.

APPOINTMENT BOARD OF ZONING APPEALS

Motion by Seibert supported by Allen to table until the next meeting.  
Motion carried, all ayes.

COMMENTS

Councilman Seibert asked the City Manager where the City stood on the property they were trying to purchase at the north-east corner of the Downtown Center (Dairy Maid).

The City Manager stated that he had contacted the owner of the Dairy Maid as well as the owners of the Downtown Center Corporation and advise them of the appraisal price of \$45,000. This figure seemed agreeable to the Downtown Center Corporation, but the owner has not yet made final determination as to the price.

RESOLUTIONS AND ORDINANCES

CM-12-813-71 ADOPT AMENDMENT C-312-71 FIRE PREVENTION CODE BY REFERENCE (BOCA BASIC FIRE PREVENTION CODE)

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

ORDINANCE NO.C-312-71

AN ORDINANCE AMENDING CHAPTER 91 OF THE FARMINGTON CITY CODE AND ADOPTING A FIRE PREVENTION CODE PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION.

THE CITY OF FARMINGTON ORDAINS:

Section 9.171 Adoption of Fire Prevention Code.

(1) There is hereby adopted by the City of Farmington for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the B.O.C.A. Basic Fire Prevention Code recommended by the Building Officials Conference of America, Inc., Being particularly the 1970 edition thereof and the whole thereof, of which code not less than three (3) copies have been and now are filed and available during regular business hours for business use and inspection in the office of the Clerk of the City of Farmington and the same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the City of Farmington.

Section 9.172 Modifications.

(2) The Director of Public Safety shall have power to modify any of the provisions of the Fire Prevention Code under application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Director of Public Safety thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

Section 9.173. Changes in the Fire Prevention Code.

The following sections and subsections of the Fire Prevention Code are hereby amended or deleted as set forth and additional sections and subsections are added as indicated. Subsequent section numbers used in Section 9.173 shall refer to the like numbered sections of the B.O.C.A. Basic Fire Prevention Code.

F-121.0. Enforcement, Authority, Inspections - Section amended to read:

F-121.01. Inspections. The Director of Public Safety is hereby empowered to appoint members of the regular personnel of the Public Safety Department to make the inspection herein provided, and to recommend to the City Manager the employment of technical inspectors, who, when such authorization is made, shall be selected in the manner provided by City Code. These inspectors shall be hereby empowered to make such written orders for the correction of any hazard or deficiency in fire fighting appliances as the Director of Public Safety is authorized to make.

F.210.0. APPLIED MEANING OF WORDS AND TERMS. Sections added to read:

F.210.0 Fire Prevention Code. The Building Officials Conference of America, Inc., Basic Fire Prevention Code.

Municipality. The City of Farmington, Michigan.

Corporation Counsel. The attorney for the City of Farmington.

"Fire Official" or "Fire Inspector". The Director of Public Safety, or his designated representative.

Building. Building means and includes any structure, framework or housing, public or private, and includes tanks, receptacles, reservoirs and containers for the storage of commodities or other materials.

Premises. Premises shall mean any lot or parcel of land exclusive of buildings thereon, however owned, used or occupied.

Fire Hazard. Fire Hazard means any building, premises, place, thing or material of any kind which by reason of its nature, location, occupancy, condition or use may cause loss, damage or injury to persons or property by reason of fire, explosion or action of the elements.

Occupant. Occupant shall mean tenant in possession of or other person occupying or having charge of buildings or other premises.

Department. Department shall mean the Department of Public Safety of the City; "Director" shall mean the Director of the Department.

F-1210.0 MAINTENANCE OF EXIT WAYS, Obstructions. Section added to read:

F-1214.0. Obstructions. No fire escape, stairway, balcony or ladder of any building shall be out of repair or maintained in a hazardous condition. Doors and windows leading to any fire escape shall open easily from the inside. All hallways and stairways shall be unobstructed at all times.

F-1300.0 Manufacture or Storage of Explosives. Section amended to read:

The manufacture or storage of explosives, except small arms ammunition, within the City is prohibited.

F-1311.0. EXPLOSIVES, AMMUNITION AND BLASTING AGENTS, Storage of Explosives. Section added to read:

F-1311.7. Storage of Explosives. Storage of explosives and blasting agents in the City of Farmington is prohibited, except in districts zoned industrial under the provisions of the Farmington City Code, as amended.

F-1410.0 SALE AND DISCHARGE OF FIREWORKS. Section amended to read:

F-1410.1. Sale and Discharge of Fireworks. It shall be unlawful for any person to sell, expose for sale, have in his possession, give away, transport use or discharge any fireworks, toys or any similar articles in which explosives are used, except of the type and under the conditions permitted by Chapter 39 of the Penal Code of the State of Michigan, as amended.

F-1500.0. FIRE PROTECTION EQUIPMENT, New Buildings Scope. Sections added to read:

F-1500.2. Automatic Sprinklers. A system of automatic sprinklers controlled by thermostatic operating devices for the diffusion of water of approved fire extinguishing chemicals or gases shall be installed and maintained in compliance with the following requirements:

1: In every dwelling, except one and two family dwellings, in which locker room or space for the storage of belongings, goods, effects or properties of the individual occupants of the dwelling or space for the storage of materials or articles of combustible nature, such as paper, rags, paints, oils, cardboard boxes, and similar materials, is provided or made available, such space shall be equipped with an adequate sprinkler system, with sprinkler heads so arranged as to provide not less than one head for each 100 square feet, or fraction thereof, of area and in any case if the space is divided into separate smaller compartments by any material other than open mesh screening, there shall be not less than one head over each compartment.

2: In all buildings, except one and two family dwellings, where incinerators are provided to burn refuse, an approved automatic sprinkler system, of one source water supply if practicable, shall be provided over the incinerator area.

3: All boiler rooms, storage rooms, spray booths and all hazardous locations that can be protected with sprinkler heads supplied from the existing water supply shall be so protected.

4: In all fully enclosed lumber yard storage buildings, woodworking plants and auxiliary structures an approved automatic sprinkler system shall be provided.

All buildings and structures, existing and new, except one and two family dwellings, shall be equipped with sufficient first aid fire extinguishing equipment to meet Underwriters Laboratories Rating of 2A:4B:C.

F-1700.0. Flammable Liquids, Permits Required. Section added to read:

F-1700.2. Inflammable or Explosive Liquids, Fluids, Compounds, Materials and Other Substances.

(1) All inflammable or explosive liquids, fluids, compounds, materials and other substances of like nature and quality shall be manufactured, kept or stored, transported or otherwise handled or disposed of in such manner and by such method as not to constitute a fire hazard within the meaning of this Chapter or a menace to the public peace, health or safety, or so as to endanger or cause loss, injury or damage to persons and property.



(2) No person shall store any gasoline, kerosene or other inflammable liquids in any place, container or manner in violation of any rule or regulation of the Commissioner of State Police heretofore or hereafter adopted under the provisions of the Fire Prevention Act. Act No. 207 Public Acts of 1941 as amended, and any amendment hereafter.

(3) The use of any facilities for the handling of gasoline or other inflammable liquids or the filling of any containers with such inflammable liquids in any basement or sub-basement is hereby prohibited.

(4) No person shall place or cause to be placed any gasoline or other inflammable liquids in any street, alley, gutter, sewer or any drain leading to sewers, nor shall any person permit such liquids to flow or drain into such places or into or on any public property.

(5) No person shall place or cause to be placed any inflammable or combustible liquid or other inflammable material in or on any private property without the express consent of the owner, tenant or person having and being actually in charge of such premises, nor shall any person kindle or start any fire in any receptacle or otherwise upon the private property of another without express consent of the owner, tenant or person having and being in actual charge of such premises.

F-2200.1. LIQUEFIED PETROLEUM GASES, Permits and Reports of Installations.  
Section added to read:

F-2200.2 Storage of Liquefied Petroleum Gases. The bulk storage of liquid petroleum gases is prohibited in the City of Farmington, except in districts zoned industrial under the provisions of the Farmington City Code, as amended.

F-2910.1 Bonfires and Outside Fires. Section amended to read:

F-2910.1 Bonfires and Outside Fires:

(1) No person shall dispose of any leaves, rubbish, trash, 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.

(2) No incinerator shall be installed within or on any premises without a permit and approval of the City of Farmington Building Department.

(3) This Ordinance is not intended to prohibit fires used for the preparation of food, the use of indoor fireplaces, or outdoor campfires in designated areas in public parks.

F-2910.11 Permit Required. Section amended to read:

F-2910.11 Permit Required. 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.

F-2910.12 Location Restricted. Section added to read:

(3) For the purposes of this Chapter the following described area in the City of Farmington, Oakland County, Michigan, shall constitute the Fire Zone.

Commencing at the intersection of the North line of Oakland Avenue as extended to the East line of Farmington Road; thence south on the East line of Thomas Street; thence East and Southeasterly on the North line of Thomas Street as extended to the East line of Warner Street; thence Southerly on the East line of Warner Street to the North line of Grand River Avenue; thence Southeasterly on the North line of Grand River Avenue to the East line of Grove Street as extended; thence Southwesterly and along the East line of Grove Street to the South line of Orchard Street; thence West along the South line of Orchard Street to the West line of Farmington Road; thence North along the West line of Farmington Road to the South line of State Street to the East line of Liberty Street; thence in a Northerly direction to the place of beginning, and also including therein the streets and alleys adjacent thereto.

Within the Fire Zone the following additional regulations shall apply:

No person shall kindle, light, build or start any fire or permit or suffer any fire to be started, take place or continue for the purpose of burning any material of any kind unless the same is placed in a stove, furnace, or incinerator located within the enclosure of some building, or located in some separate structure and/or incinerator separate and apart from any building except as follows:

1. Material not capable of or not suitable for burning in stoves or furnaces and material likely to emit noxious odors or noxious smoke shall be burned in some separate structure or incinerator to be approved as hereinafter provided.
2. Prior to installation or construction of any separate structure or incinerator, other than stoves or furnaces, for the burning of material of any kind, the location, type and construction thereof shall have been previously approved by the Director and the City Manager.
3. No outside incinerator or separate structure for the burning of material shall be located within a distance of fifteen (15) feet from any part of any other combustible material.

F-2917.1 GENERAL PRECAUTIONS AGAINST FIRE, Incinerators. Sections added to read:

F-2917.1 Incinerator Approval. Commercial and industrial incinerators shall be approved by the Farmington Building Department as being in conformity with the construction and installation requirements of Chapter 79 of the Farmington City Code. No person shall burn any material in any business or industrial district of the City of Farmington except in a stationary incinerator.

### 9.174 Enforcement

(1) The enforcement of this Chapter is invested in the Director of the Department and inspectors as hereinbefore defined, and all such enforcement officers are hereby authorized to sign complaints for violations of this Chapter, all laws and regulations adopted by reference herein and all regulations adopted under the provisions hereof.

(2) The Director by and with the consent of the City Manager shall have power to modify temporarily any of the provisions of this Chapter upon the request of the owner, occupant or duly authorized agent of any premises where there are practical difficulties in the way of carrying out the strict letter of the Chapter; provided, that the spirit of this Chapter is observed, no clear present fire hazard exists, public safety is secured and justice done. The particulars of such temporary modification when granted and allowed and the decision of the Director shall be typed in triplicate and signed and copies delivered and filed in the same manner as other orders hereinafter mentioned.

### 9.175 Duties of Department.

The Director shall inspect or cause to be inspected as often as may be deemed necessary all buildings and premises except the interior of private dwellings, for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire, or any violation of the provisions or intent of any provisions of this Code, law or regulation relating to fire hazards.

### 9.176 Elimination of Fire Hazards.

(1) Whenever any inspector shall find any building or other structure which, for want of repairs, lack of sufficient fire escapes, automatic or other fire alarm apparatus or fire extinguishing equipment, or by reason of age or dilapidated condition, or from any cause, is so situated as to endanger other property or buildings or the occupants thereof, and whenever such inspector shall find any building, combustible or explosive matter or inflammable conditions dangerous to the safety of such buildings or the occupants thereof, he shall order such dangerous conditions or materials to be removed or remedied.

(2) Whenever any inspector shall find a building or structure or any part of such building or structure which, by reason of age or dilapidated condition, or from any other cause, is especially liable to fire, or which, by reason of any structural defects is dangerous to persons or property, the Director shall order such buildings or structures torn down or properly repaired in accordance with Chapter 79 of the Code of the City of Farmington (Building Regulations).

### 9.177 Notices to Remove or Abate Fire Hazard or Raze or Repair Buildings.

(1) All orders and notices for the removal or abatement of any hazardous conditions shall order the same to be removed or remedied in a stated time, not less than twenty-four (24) hours and not longer than fifteen (15) days unless an extension of time is granted by the Director.

(2) Whenever any order and notice is issued for the razing or repairing of any building or structure or any part thereof, such order shall specify the number of days in which compliance shall be made, provided, however, the Director may, at his discretion, grant further time for the compliance with such order, if such extension of time is deemed necessary and reasonable.

9.178. Service of Orders.

The service of orders issued hereunder shall be made by any inspector, any police officer or constable in the manner prescribed in section 1.11 of this Code.

9.179 Filing Copies of Orders, Notices, Extensions and Modifications.

All orders, notices, extensions of time and modifications of this Chapter shall be typed in triplicate on a form to be approved by the City Manager and all copies thereof shall be signed by the Director, or in his absence or inability to act, by the City Manager. Such notices shall identify the premises by street number, subdivision lot number, legal description or such reference to location as to reasonably identify the same. One copy of such notice shall be delivered to the City Manager and one shall be retained by the Director.

9.180. Substantial Compliance Sufficient to Give Order, Force and Effect.

Substantial compliance with the provisions of sections 9.177 and 9.178 shall be sufficient to give full force and effect to any order given under the provisions of this Chapter and no order shall be declared invalid, inoperative or void for any omission or for any reason not affecting the merit and substance of the subject matter of said order.

9.181. Presumption of Validity.

Every order issued under this Chapter shall be presumed to be valid and reasonable and shall be prima facie evidence of the truth of the matters and things therein set forth.

9.182. Right of City to Apply to Circuit Court for Relief:

If at the expiration of the time specified in an order to repair or raze a building or to remove a fire hazard, the owner has failed to comply with such order the City of Farmington, by resolution of the Council, may file a petition or bill of complaint in the Circuit Court for the County of Oakland, in Chancery, to be verified by the Director or the City Manager setting forth the making and service of such order and praying for an order to show cause under the rules and practices of said Court. Upon filing of such petition or bill of rules and practice of such Court and proceed to hear and dispose of the same in accordance with the provisions of Section 13 and 16 of Public Act 207 of 1941, State of Michigan, as amended, known as the "Fire Prevention Act", and in accordance with usual practice and procedure in chancery causes. The City of Farmington shall be entitled to all the relief given to the Commissioner of the State Police by the provisions of said "Fire Prevention Act", but no injunction shall be issued against the City to stay any proceedings in the cause.

9.183 Notice of Pendency of Proceedings Under Order.

The Director or City Manager may upon the issuance of any order given under the provisions of this Chapter, make and file with the Register of Deeds of Oakland County, a notice of the pendency of proceedings under such order, which filing shall be constructive notice to any and all subsequent grantees, mortgagees, tenants or occupants of such premises of the pendency of abatement proceedings as well as of any court proceedings which shall later be instituted thereon.

9.184. Adoption of Rules

(1) The Director by and with the consent and approval of the City Council, shall have power and authority to establish such rules and regulations as he deems necessary, expedient or advisable which are not inconsistent with the provisions of this Chapter; in order to prevent damage or injury to property and persons by reason of fire, explosion or action of the elements.

(2) Such rules and regulations shall become effective upon one (1) publication in a newspaper circulating in the City of Farmington.

9.185. General Prohibitions for Fire Prevention.(1) General.

(a). The use of crepe paper or other combustible or inflammable decorations in any tavern, auditorium, church, dance hall or place of public assembly, unless such decorations are of a standard flame proof variety, is hereby prohibited; provided; however; the Director may, at his discretion, permit such decorations which, in his opinion, are so arranged or placed, or are made of such material as to eliminate the usual hazards from fire. The use of any inflammable decorative materials in contact with electric light bulbs is hereby prohibited.

(b). The use of candles or other open lights on Christmas Trees, or when used for decorative purposes under hazardous conditions is hereby prohibited, provided, however, the use of candles in the customary rites of any church is permitted.

9.186. False Alarm.

No person shall willfully turn in, sound, or cause to be communicated to the Department of Public Safety, a false alarm of fire; nor shall any person cause a false alarm of fire to be communicated within or to any place of public assembly, educational; or religious buildings.

9.187. Injury to Fire Equipment.

No person shall willfully molest, take for his own private use, or damage in any manner, any fire fighting equipment or apparatus, or anything pertaining to the fire fighting system, or drive any vehicle upon or against any hose or fire equipment of the Department of Public Safety.

9.188. Obstruction of Fire Hydrants.

No person shall place any obstruction whatever, nor shall any person responsible for such obstruction permit it to remain within fifteen (15) feet of any hydrant, or in such a manner as to hinder access to any Fire Department building connection.

9.189. Fire Hydrant - Openings.

No person, except members of the Department of Public Safety, shall use any fire hydrant except in accordance with the requirements of Chapter 18 of the Farmington City Code.

9.190. Uniformity With Law of State of Michigan.

It is the intention of the City Council that this ordinance and the Code adopted thereby shall be in conformity to the laws of the State of Michigan relative to fire prevention. In case of any conflict between the provisions of this ordinance or the Code adopted thereby with the laws of the State of Michigan, the latter shall prevail.

9.191 Repeal of Conflicting Ordinances.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

9.192. Validity.

The City Council hereby declares that should any section, paragraph, sentence, or word of this ordinance, or of the code hereby adopted, be declared for any reason to be invalid, it is the intent of the City Council that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

9.193. Date of Effect.

This ordinance shall take effect and be in force from and after its approval as required by City Charter.

This ordinance was introduced at a regular meeting of the Farmington City Council on December 6, 1971, was adopted and enacted at the next regular meeting of the Council on December 20, 1971 and will become effective ten days after publication.

---

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*  

---

ELIZABETH BRINES, CITY CLERK

COUNCIL PROCEEDINGS

CLAIMS AND ACCOUNTS

Motion by Yoder supported by Seibert to approve Claims and Accounts for December 20, 1971 as submitted General Fund \$4397.81 and Water and Sewer \$1819.31.

ROLL CALL

AYES: Richardson, Seibert, Yoder, Allen, Brotherton

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Seibert to adjourn at 10.30 p.m.

Motion carried, all ayes.

*Wilbur V. Brotherton*

WILBUR V. BROTHERTON, MAYOR

*Elizabeth Brines*

ELIZABETH BRINES, CITY CLERK.