

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held Monday, December 3, 2001 in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

**PRESENT:** Bush, Campbell, Hartsock, McShane, Mitchell.

**ABSENT:** None.

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

Mayor Mitchell asked Farmington resident, William Liba, to lead in the pledge of allegiance.

### **APPROVAL OF AGENDA**

**12-01-607** MOTION by Campbell, seconded by McShane, to approve the agenda as revised. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF PREVIOUS MEETING**

**12-01-608** MOTION by Bush, seconded by Hartsock, to approve the special and regular meeting minutes of November 19, 2001. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF OTHER BOARDS**

**12-01-609** MOTION by McShane, seconded by Hartsock, to receive and file the minutes of the following Boards and Commissions:

- Special Farmington employees Retirement System Board of Trustees minutes of November 29, 2001.
- Traffic and Safety Board minutes of November 15, 2001.
- Farmington Area Commission on Aging minutes of October 23, 2001.

MOTION CARRIED UNANIMOUSLY.

**PRESENTATION: RE: \$1.5 MILLION ENVIRONMENTAL PROTECTION AGENCY GRANT TO RELINE WASTEWATER PIPELINE – PAUL WELDAY, CHIEF OF STAFF FOR CONGRESSMAN KNOLLENBERG.**

COUNCIL PROCEEDINGS -2-  
December 03, 2001

Paul Welday, Chief of Staff for Congressman Knollenberg, was present to discuss the \$1.5 million grant from the Environmental Protection Agency awarded to the City for improvements to the sewer system. Mr. Welday congratulated City Administration and Council for providing both a creative and original proposal that was chosen from among hundreds of similar requests. He stated that Farmington was one of the first communities to address this problem seriously and to provide a creative solution. He recognized the support of the Community for this project in light of the recent bond approval.

Council asked Mr. Welday to convey their gratitude to Congressman Knollenberg for his assistance in securing this grant.

**SENATOR BILL BULLARD LEGISLATIVE UPDATE**

Senator Bill Bullard provided an update on proposed legislation. He stated that two bills to be passed in the Senate will provide a more equitable balance in the number of circuit judgeships in Oakland and Wayne County. He discussed a proposed constitutional amendment regarding state officer's compensation. He also discussed a broadband proposal that would facilitate fast access to the internet and impose a tax on telecommunication providers.

Discussion followed regarding proposed changes to school elections and high speed internet access legislation, specifically right-of-way fees.

Council thanked Senator Bullard for his presentation.

**DOWNTOWN DEVELOPMENT AUTHORITY DIRECTOR – QUARTERLY REPORT**

Executive Director Downey gave an update on Downtown Development Authority (DDA) activities including a review of two new businesses to the community, Spare Parts and Anna's Café & Baskets. She discussed the fundraising status of the Community Pavilion Project. Director Downey stated that she will apply for grants to help fund the Downtown Center Renovation Plan projected for 2004. Director Downey addressed the recent DDA events, Halloween Fun Fest and Shopping for Holiday Dollars. She indicated that the number of customers were down from last year in both events. She further stated that prior to the annual DDA business meeting in early January, she would be sending out a survey to businesses in order to obtain feedback regarding the success and future of these events.

In response to a question from Council, Director Downey stated it would be difficult to quantify the success of these events. Council member McShane indicated she would like to see more holiday festivities that might include carolers, Santa, etc.

COUNCIL PROCEEDINGS -3-  
December 03, 2001

Council member Hartsock recommended, as a follow-up to the survey, a face-to-face discussion with the business owners to gain additional insight. Director Downey responded that she would follow-up with businesses, especially those who did not respond to the survey.

**PRESENTATION: REGARDING PROPOSED BUSINESS – MR. CLIFF DONOVAN**

Mr. Cliff Donovan was present to discuss his proposed purchase of the building at 32305 Grand River to open a banquet facility and indicated he will request a transfer of his liquor license from Farmington Hills to Farmington. He described the proposed business and building code issues he would need to address.

City Manager Lauhoff indicated that the property is currently the Atlantic Drapery building and that the Public Safety Department will complete an investigative report for the transfer of the liquor license. He further stated this proposed transfer would be brought before Council at the January 7, 2002 meeting.

In response to a question from Council, Mr. Donovan indicated there is a reciprocal parking arrangement with the adjacent furniture store and the seating capacity of the proposed business would be 150.

Council member McShane indicated that traffic flow, signage and lighting should all receive careful review due to the residential area in which the business is located.

Discussion followed regarding the potential traffic problems of large groups leaving the restaurant at night.

Council member Bush stated she is open to the concept of this type of banquet facility in Farmington.

City Manager Lauhoff indicated that this proposed restaurant is a completely different operation than the restaurant previously at this location.

Council voiced no objections to the proposed business, but indicated they would need to wait till January for a final report from Public Safety before making a decision.

**PETITIONS AND COMMUNICATIONS**

**REQUEST FOR TEMPORARY SIGN DISPLAY AT VILLAGE SHOE INN, 33224 GRAND RIVER.** Administration advised that Mr. Thibault, an owner of the Village Shoe Inn, is requesting City Council approval to display a 6' x 6' temporary banner, attaching it to the existing ground sign, advertising special sales during four, 15-day periods for a

COUNCIL PROCEEDINGS -4-  
December 03, 2001

total of 60 days each year. City Ordinance only allows this type of banner display for a period not to exceed 30 days in a 6-month period.

Mr. Thibault was present to show Council pictures of the temporary banner and to answer questions.

In response to Council questions, Mr. Thibault indicated he would investigate a permanent sign with a changeable portion in order to accommodate periodic sales. Council stated that this type of sign would still require a variance.

Mr. Thibault requested the ability to display the temporary banner until a permanent, changeable one could be installed.

Discussion followed regarding granting a sign variance, setting a time limit for installation of a permanent sign and compliance of the current temporary banner.

**12-01-610** MOTION by Campbell, seconded by Hartsock, to grant a variance to City Code Section 25-13 (11) to allow the display of a 6' by 6' temporary banner in the Central Business District at 33224 Grand River, attached to the existing ground sign and used to advertise special sales; temporary banner display approved for December 6 through December 22, 2001 and January 2 through January 17, 2002; directing city administration to oversee the display and with the understanding that proponent return to Council no later than June, 2002 with a proposal for a permanent, changeable sign for this location. MOTION CARRIED UNANIMOUSLY.

## **REPORTS FROM CITY MANAGER**

### **CONSIDERATION OF ROAD SALT QUOTATION.**

Administration advised that after receiving several "no-bid" responses both as part of the Tri-County Purchasing Cooperative and to repeated invitations to bid issued by the City's Purchasing Office, two price quotations were received, both offering a maximum of 1500 tons of salt. Administration further noted that these prices are significantly higher than last year. Administration also stated its strong preference for maintaining all roads in Farmington rather than relying on Oakland County for Farmington Road and the State for Grand River. Administration noted that with the amount of salt presently on hand, mild predictions for this winter and the increased de-icing ability of the treated road salt, the Department expects to minimize unbudgeted additional costs.

Administration, in concurrence with the Public Service Department, recommended purchase of treated salt from the low bidder.

COUNCIL PROCEEDINGS -5-  
December 03, 2001

In response to a question from Council, City Manager Lauhoff stated that it is his belief that this treated salt will not damage roads.

Council member Campbell indicated it might be prudent to purchase the maximum amount of salt allowed in order to ensure adequate quantities for next year. Discussion followed regarding market trends for salt prices and available supply for this year and next.

**12-01-611** MOTION by Campbell, seconded by McShane, to approve the purchase of up to 1,500 tons of treated road salt at a rate of \$57.00 per ton from Dale Osburn, Inc., Taylor, Michigan and to waive the normal bid process; adjustment to the current fiscal year budget will probably need to be made before year end.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

In response to a question from Council, City Attorney Donohue stated he has been in contact with both the State and Federal Attorney General offices regarding road salt bid irregularities, however, these offices are only accumulating information and have not taken any action.

**CONSIDERATION OF LOT SPLIT REQUEST AT 31506 GRAND RIVER, PARCEL #23-27-428-031.** Administration advised that Mr. Scott Moore, President of Krueger Machine Tool and owner of the commercial property on the northwest corner of Grand River and Orchard Lake, has requested that their 4.81-acre parcel of land be split into three parcels. Administration further advised that with the closing of Krueger Machine Tool this lot split is designed to improve the marketing of the property.

Administration advised that the City Assessor has reviewed the requested split in light of the Land Division Act and has found that it does not violate requirements of that Act, therefore administration recommended the approval of this lot split.

**12-01-612** MOTION by Bush, seconded by Hartsock, to grant the property split requested for parcel #23-27-428-031 at 31506 Grand River separating this property into three parcels as shown on attached Exhibit A. [SEE ATTACHMENT].

COUNCIL PROCEEDINGS -6-  
December 03, 2001

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO INTRODUCE ORDINANCE NO. C-689-2001 TO AMEND CHAPTER 16, RECYCLING, COMPOSTING AND SOLID WASTE DISPOSAL RE: RECYCLING WAIVERS.** Administration recommended amendment of the current ordinance that regulates recycling fees so that a waiver of fees is based on H.U.D. indexed income levels rather than a predetermined fixed income level. Administration further advised that this adjustment will make more Farmington residents eligible and the use of indexed income levels established by H.U.D. present a more equitable way to offer these exemptions now and for the future.

**12-01-613** MOTION by Hartsock, seconded by McShane, to introduce Ordinance No. C-689-2001 to amend Chapter 16, Section 16-34.5, Waiver of Recycling Fees, Farmington City Code, to amend the eligibility requirements for the waiver of recycling fees for certain individuals. [SEE ATTACHED ORDINANCE]. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE NEW TAXICAB LICENSES.**

Administration advised that Ms. Duarard, owner of Catch-A-Cab, is requesting to license three vehicles for operation within the City of Farmington. Administration further advised that the Public Safety Department has inspected the vehicles requested for licensing and found them to be in acceptable condition. Administration believes the addition of this company would be a benefit and improve the transportation services for the residents of Farmington.

Ms. Duarard was present to answer questions from Council.

Council welcomed Ms. Duarard and her company to the community.

**12-01-614** MOTION by Bush, seconded by Campbell, to authorize three taxicab licenses to Catch-A-Cab Company for the year 2002. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE SETTLEMENT AGREEMENT FOR DPW/AFSCME WORK CONTRACT.** Administration advised that employee members of the DPW/AFSCME Local had met and ratified a tentative contract settlement and recommended Council approval of the collective bargaining agreement.

COUNCIL PROCEEDINGS -7-  
December 03, 2001

**12-01-615** MOTION by McShane, seconded by Hartsock, to approve a new three-year collective bargaining agreement, effective July 1, 2001 through June 30, 2004, with the DPW/AFSCME Local 1456 representing Public Service employees of the City as recommended by Administration.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE SETTLEMENT AGREEMENT FOR POAM/DISPATCHERS.** Administration advised that members of Dispatch/POAM had met and ratified a tentative contract settlement and recommended Council approval of the collective bargaining agreement.

**12-01-616** MOTION by Campbell, seconded by Bush, to approve a new collective bargaining agreement with Dispatch/POAM Unit, representing the City's Public Safety Dispatchers, effective January 01, 2002 through December 31, 2004, as recommended by Administration.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF APPROVAL FOR RENOVATION OF GOVERNOR WARNER MANSION AND CARRIAGE HOUSE.** Administration advised that as a result of the Museum Director's initial assessment of improvements to Mansion facilities, three specific areas were identified for renovation and quotes were obtained from the only qualified vendor.

**12-01-617** MOTION by McShane, seconded by Bush, to approve renovation, as specified in the vendor's quotation, of the Warner Mansion and Carriage House in the amount of \$9,875.00 by the only known qualified vendor, *Carpentry by Tony, Inc.*, Ray, Michigan, and to waive the bid process in the best interest of the City; future adjustment to the current fiscal year budget may be required.

COUNCIL PROCEEDINGS -8-  
December 03, 2001

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO AMEND CONTRACT FOR CONCRETE ROAD REPAIRS.**

Administration advised that it was necessary to expand the original contract with Hard Rock Concrete of Westland due to the unanticipated deterioration of pavement and stormwater structures.

**12-01-618** MOTION by Campbell, seconded by Hartsock, to approve payment to Hard Rock Concrete, Inc. of Westland, Michigan, for concrete paving in the amount of \$31,662.75; funds to be provided in the City's Local Street Fund.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF 2002 TRI-PARTY PROGRAM.** Administration recommended approval of the 2002 Tri-Party Road Improvement Program as proposed.

**12-01-619** MOTION by Hartsock, seconded by McShane, to authorize the City Manager to inform the Road Commission for Oakland County that the Farmington Road Widening Improvement Project has been selected as the 2002 Farmington Tri-Party Program and to approve the City's local share of \$10,823.00.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**BOARDS AND COMMISSIONS**



**CONSIDERATION TO APPROVE COUNCIL APPOINTMENTS TO  
BOARDS/COMMISSIONS AND OTHER ORGANIZATIONS.**

**12-01-620** MOTION by Bush, seconded by Campbell, to appoint the following Council members to City Boards and Commissions for 2001-2003 and to acknowledge Council memberships in other organizations.

Farmington Employee Retirement System Board of Trustees  
William S. Hartsock  
Mayor James K. Mitchell

Planning Commission  
Arnold T. Campbell

Southwestern Oakland Cable Commission  
William S. Hartsock

Board of Zoning Appeals  
James K. Mitchell

S.E.M.C.O.G. (Southeast Michigan Council of Governments)  
JoAnne M. McShane  
Mary L. Bush

8 Mile Road Boulevard Association  
James K. Mitchell

Multicultural/Multiracial Community Council  
James K. Mitchell  
JoAnne M. McShane, Community Member  
City Manager

Michigan Municipal League  
Arnold T. Campbell  
Finance and Taxation Committee

Subcommittee to Review Applicants for Boards and Commissions  
Arnold T. Campbell  
JoAnne M. McShane

Cable Access Committee  
James K. Mitchell

COUNCIL PROCEEDINGS -10-  
December 03, 2001

Farmington Families in Action/Call To Action Coalition  
JoAnne M. McShane

Michigan Supreme Court Local Intergovernmental Advisory Council  
James K. Mitchell

Farmington Youth Assistance  
James K. Mitchell

Farmington Election Commission  
Mary L. Bush

Farmington Area Founders Festival  
James K. Mitchell  
City Manager

MOTION CARRIED UNANIMOUSLY.

**BOARDS AND COMMISSIONS**

**CONSIDERATION OF APPOINTMENT TO BOARD OF ZONING APPEALS.**

**12-01-621** MOTION by Campbell, seconded by McShane, to appoint Patricia Seim to the Board of Zoning Appeals for a three-year term expiring 2004. MOTION CARRIED UNANIMOUSLY.

**MISCELLANEOUS**

**PUBLIC COMMENT.**

There were no public comments.

**COUNCIL COMMENTS AND ANNOUNCEMENTS.**

Council member Mary Bush confirmed with Council their participation in the Special Olympics Bowl-A-Thon in February.

Council will meet prior to the January 7, 2002 Council Meeting to discuss proposed 2002 City Council Goals.

City Manager Lauhoff informed Council that the Planning & Zoning Instructional Session would be held on Saturday, January 26, 2002.

**ADOPTION OF COUNCIL MEETING SCHEDULE FOR 2002.**

**12-01-622** MOTION by McShane, seconded by Hartsock, to establish the Regular Council Meeting schedule for 2002. [SEE ATTACHED SCHEDULE]. MOTION CARRIED UNANIMOUSLY.

**ANNUAL REPORT ON INVESTMENTS – FISCAL YEAR 2000-2001.** City Clerk/Treasurer Cantrell stated the format of the report remained the same as last year's and the Treasurer's office would continue to look at appropriate benchmarks in measuring investment performance.

**12-01-623** MOTION by Campbell, seconded by Hartsock, to receive and file the City of Farmington Annual Investment Report for FY 2000-2001. MOTION CARRIED UNANIMOUSLY.

**MASTER BANK DEPOSITORY SIGNATURE RESOLUTION.**

**12-01-624** MOTION by Bush, seconded by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes that the name of James K. Mitchell be added as an authorized signer on all accounts and negotiable instruments, requiring the signature of the Mayor, which are maintained by the City of Farmington at Bank One, Comerica, Metrobank, MBIA/Municipal Investors Service Corporation Investment Pool or at any other financial institution authorized by the City Council to accept deposits for the City of Farmington; and that the name of William S. Hartsock be removed effective November 19, 2001.

RESOLUTION DECLARED ADOPTED DECEMBER 3, 2001.

**APPROVE MONTHLY PAYMENTS REPORT**

**12-01-625** MOTION by Campbell, seconded by McShane, to approve the Monthly Payments Report for November, 2001. MOTION CARRIED UNANIMOUSLY.

**ADJOURNMENT**

**12-01-626** MOTION by Bush, seconded by Hartsock, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -12-  
December 03, 2001

Meeting adjourned at 9:31 p.m.

---

JAMES K. MITCHELL, MAYOR

---

PATSY K. CANTRELL, CITY CLERK/TREASURER