

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, January 6, 1992, 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 8:03 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, City Attorney Donohue, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

1-92-001

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the minutes of the previous meeting of December 16, 1991, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

1-92-002

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to receive and/or file the minutes of the following Boards and Commissions:

- Board of Zoning Appeals minutes of December 4, 1991;
- Beautification Committee minutes of November 13, 1991;
- Farmington Community Library minutes of November 14, 1991.
- Board of Education minutes of November 19 and December 10, 1991.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR CONTINUING SIGN VARIANCE OAK FARMS MARKET, 31550 GRAND RIVER

Council was advised that Jerry Lipa requests renewal of the current sign variance which expires on January 7, 1992.

Manager Deadman pointed out that the current variance was initially granted in January of 1991 and renewed in July of 1991 for another six months. He advised that there were no complaints about the signs which appear to be well maintained.

Councilman Tupper asked if the intent of the original variance was to continue it on a six-month basis. He was advised that this was not necessarily the case.

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1-92-003

Motion by Councilman Tupper, supported by Councilwoman Richardson, to continue the current variance to Section 25-4 (7) b of the City Code for Oak Farms Market, 31550 Grand River, for a period of one year, to January 7, 1993, to be reevaluated at that time. Motion carried, all ayes.

PROCLAMATION: MARTIN LUTHER KING, JR. DAY
Councilwoman Richardson stated that it is redundant to issue a proclamation for this day since it is now a national holiday. Councilman Tupper agreed.

The Mayor advised that the staff put in considerable time preparing this proclamation which he already signed.

1-92-004

Motion by Councilwoman Richardson, supported by Councilwoman McShane, that this year Council will issue a proclamation designating January 20, 1992, as MARTIN LUTHER KING, JR. DAY in Farmington. Motion carried, all ayes.

PROGRESS REPORT: SENIOR CITIZEN/HANDICAPPED
TRANSPORTATION AND COMPLIANCE WITH THE
AMERICANS WITH DISABILITIES ACT

The City Manager recommended that Council tentatively concur with the changes proposed by the Consortium Board so Farmington can inform the City of Livonia that it supports their position prior to entering into a new contract with SMART to continue the service and prior to adoption of the plan to bring the operation into compliance with the Americans With Disabilities Act (ADA).

Manager Deadman advised that the new guidelines will take effect on March 1, 1992. He stated that it is necessary to reduce the hours of operation to prime hours only, from 7:00 a.m. to 7:00 p.m., Monday through Friday only to keep within the budget provided for this program. He pointed out that Farmington has no choice in order to comply with the ADA.

1-92-005

Motion by Councilman Campbell, supported by Councilwoman Richardson, that Council concur with the proposed changes in the Senior Citizen/Handicapped Program to bring it into compliance with the Americans With Disabilities Act. Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE MEMBERSHIP

Council was advised that the MML annual dues now include a mandatory assessment for environmental affairs, bringing the total fee to \$4,366.00. Council was further advised that membership in the Legal Defense Fund is voluntary at an assessment of \$300.00 annually.

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The City Manager pointed out that Farmington has participated in the Legal Defense Fund since it began. The City Attorney advised that this is money well spent and recommended that membership in this fund be continued.

1-92-006

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to continue membership in the Michigan Municipal League, including the Legal Defense Fund, and to authorize payment of the annual dues in the amount of \$4,366.00.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell
NAYS: None.
ABSENT: None.

MOTION CARRIED.

SDM LIQUOR LICENSE: MR. B'S OF FARMINGTON

Council was advised that the Public Safety Department investigation is not completed, and the administration is not ready to recommend the approval of transferring the 12-month Class C liquor license from Cheboygan to Farmington.

The City Manager pointed out that if Council wishes to object to the issuance of the SDM license, it must do so by January 15th. He recommended that Council take no action, because thus far the Department's investigation has not uncovered any inhibiting information; also, the public reputation of Mr. B's is generally positive.

1-92-007

Motion by Councilwoman Richardson, supported by Councilman Tupper, to receive and file the notice of application for an SDM liquor license for Mr. B's of Farmington, Inc. Motion carried, all ayes.

REPORT FROM CITY ATTORNEY

PROPOSED ORDINANCES AMENDING CHAPTER 31,
OF THE CITY CODE, TRAFFIC AND MOTOR VEHICLES
RE: DRUNK DRIVING, POSSESSION OF ALCOHOL IN
A VEHICLE AND DRIVING WITHOUT A LICENSE

The City Attorney advised that these proposed ordinances were drafted to conform the Farmington City Code with the new state law. He pointed out that customarily, traffic regulations are incorporated into amendments to the Uniform Traffic Code by the Michigan State Police, but due to budgetary constraints, the Michigan State Police Department is not promulgating these amendments as part of the Uniform Traffic Code.

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Attorney Donohue further advised that the City must adopt these ordinances, and publish them in full to comply with the City Charter and the Home Rule Cities Act.

Director Lauhoff highlighted the important changes in these laws at the request of City Council.

1-92-008

Motion by Councilman Tupper, supported by Councilman Campbell, to introduce Ordinance No. C-594-92, which would regulate drunk driving. Motion carried, all ayes.

1-92-009

Motion by Councilwoman McShane, supported by Councilman Tupper, to introduce Ordinance No. C-595-92, which would regulate possessing open alcoholic liquor in a vehicle. Motion carried, all ayes.

1-92-010

Motion by Councilwoman McShane, supported by Councilman Tupper, to introduce Ordinance No. C-596-92, which would regulate driving without a license. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Director Lauhoff explained a point of law relative to driving without a license at the request of Shiawassee Street resident Nancy Leonard.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson asked if the amber blinker light at Mooney Street is going to be there indefinitely. She was advised that it is a temporary light, but the City Manager is uncertain how long it will be there.

Councilman Tupper asked that someone attend the School Board meeting on January 21st and the Goodfellows service meeting on the 20th as he will be on vacation.

Councilman Tupper called attention to S. B. 12 relative to Cable television. Mayor Hartsock advised that he asked the City Manager to obtain more information for Council so this can be discussed at the next meeting.

Council was advised that the Michigan Municipal League opposes S.B. 12 and that Farmington probably will do the same. The City Manager stated that others have also opposed it as it allows the Telephone Company to enter into the cable field.

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Councilman Tupper noted a letter from Carl Levin relative to the Minnesota Senator's support of legislation to eliminate regulations that states are putting on local governmental units. He suggested that Council members talk to our State Senator and State Representative when in Lansing.

Councilman Tupper stated that in view of budget cuts, only the City Manager and the Mayor should attend the National League of Cities' conference in Washington on March 7th.

The Mayor pointed out that such attendance has always been left up to each Council member in case something would be of benefit to the individual. He stated that concurrent sessions that might benefit the whole city could be attended if several Council members attend. He advised that each conference agenda should be reviewed before deciding.

Councilwoman Richardson stated that when she attended the National League of Cities' meeting she benefited very much through the interaction with officials from other governmental units; also that she brought back ideas which she implemented as Mayor.

Councilman Campbell stated that he also gained great benefit from attending these seminars.

Councilman Tupper suggested that effective February 3, the regular Council agenda include the Pledge to the Flag.

1-92-011

Motion by Councilman Tupper, supported by Councilwoman Richardson, that the Pledge of Allegiance be added to the Council Agenda effective February 3, 1992. Motion carried, 3 ayes, 2 nays (Campbell, Hartsock).

Council was advised that the Christmas trees picked up this week will go to compost.

Mayor Hartsock stated that he would like to schedule a pre-Council meeting discussion of appointments, better communication with residents and other items.

1-92-012

Motion by Councilwoman Richardson, supported by Councilwoman McShane, that Council schedule a special work session at 7:00 p.m. on February 3, 1992. Motion carried, all ayes.

Councilwoman McShane stated that Council should discuss what is to be done with the piece of property west of Glenview Drive. She was advised that it was purchased as an extension of the cemetery and will be used as such.

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FINANCIAL REPORTS:
FIVE MONTHS ENDED NOVEMBER 30, 1991

1-92-013

Motion by Councilman Campbell, supported by Councilwoman McShane, to receive and file the General Fund and the 47th District Court financial reports for the five months ended November 30, 1991. Motion carried, all ayes.

WARRANT LIST

1-92-014

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$79,925.92; Water & Sewer Fund \$42,999.88.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED.

ADJOURNMENT

Motion by Councilwoman McShane, supported by Councilman Tupper, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:12 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: January 20, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, January 20, 1992, 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 8:02 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson.

ABSENT: Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

1-92-015

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the minutes of the previous meeting of January 6, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

1-92-016

Motion by Councilwoman Richardson, supported by Councilman Campbell, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of January 7, 1992;
- Board of Review minutes of December 10, 1991;
- Traffic and Safety Board minutes of November 21, 1991;
- Farmington Community Library minutes of December 12, 1991.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

NATIONAL ASSOCIATION OF BROADCASTERS

RE: CABLE TELEVISION

The City Manager advised that after reviewing Senate Bill 12, the Executive Director of the Cable Commission recommends that Council oppose this legislation, because it is not as supportive of local government as it could be.

Council was advised that other pending bills include H.B. 3560, which has strong local government provisions. Director Reid recommends that Council support this House Bill. She further recommends that if Senator Dole's substitute to S. B. 12 is introduced, no position be taken by Council.

Manager Deadman pointed out that due to a recent recommendation of the FCC, telephone companies are trying to get into the Cable Industry. He further stated that cable tv rates increased around

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40% since they were deregulated; that cities were best protected when local government had some sanction over rates.

He suggested that Council do nothing at this time; just follow the progress of these bills.

1-92-017

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file the National Association of Broadcasters' letter relative to cable television. Motion carried, all ayes.

LETTER FROM REP. BROOMFIELD RE:
INVESTIGATION OF U.S. POSTAL SERVICE

Council was advised that Rep. Broomfield asks that Council advise him of specific complaints so he can share them with the General Office of Accounting.

The City Manager pointed out that the City Offices have felt the cutbacks in postal services during the past 24 months, as the pickup hours of the drop box near the municipal building were changed from the end of the work day to the middle, necessitating trips to the post office with outgoing mail to assure undelayed deliveries.

Councilwoman Richardson expressed concern with delivery time in her area, advising that her mail is not delivered until 5:30 to 5:45 p.m.

Mayor Hartsock stated that these concerns should be passed on to Rep. Broomfield.

LETTER OF RESIGNATION: BOARD OF REVIEW

Council was advised that Rae Rockafellow resigned from the Board of Review due to inflexible travel plans.

The City Manager suggested that her replacement be someone with an understanding of real estate values. He asked Council members to recommend possible candidates for this opening.

1-92-018

Motion by Councilman Campbell, supported by Councilwoman McShane, to accept, with regret, Mrs. Rockafellow's resignation from the Farmington Board of Review. Motion carried, all ayes.

DETROIT WATER AND SEWERAGE DEPARTMENT
RE: 1992-93 RATES

The City Manager stated that Farmington cannot continue to absorb these increases; that we have to recover over one-half of these costs. He advised that we don't know what issue to take, but

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want to make sure that the expenses they ask for are needed. He pointed out that this is a capital improvement in the system.

Manager Deadman advised that the average wholesale water rate increase will be 9.66% and the retail water increase to Detroit customers will be about 8% for 1992-93.

He said that Farmington's water rate will increase from \$4.91 MCF to \$5.37 MCF, or 9.4%.

Council was advised that the sewer rate will increase from \$4.63 MCF to \$5.23 MCF, or 13% over the prior year.

The City Manager stated that the rate increase will cost Farmington more than \$86,000.00 additionally, causing us to pass along a rate increase to local customers.

He advised that no Council action is needed at this time.

REQUESTS FOR PROCLAMATIONS

Council was advised that requests for proclamations were received from Farmington Hills for JAYCEE WEEK and from the Muscular Dystrophy Association relative to its Annual Neighborhood Walk.

1-92-019

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to issue a joint proclamation with Farmington Hills designating January 20 - 26, 1992, as JAYCEE WEEK. Motion carried, all ayes.

1-92-020

Motion by Councilman Campbell, supported by Councilwoman Richardson, to issue a proclamation dedicating May 9 - 19, 1992, for the MDA Annual Neighborhood Walk in Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

APPROVAL NOTICE: RESORT CLASS C LICENSE
MR. B'S OF FARMINGTON

Council was advised that the Public Safety Department completed its investigation relative to the transfer of a Resort Class C license from Cheboygan, Michigan, to 32728 Grand River for Mr. B's of Farmington.

The City Manager noted that the applicant is requesting transfer of an Entertainment Permit (without dressing rooms). He pointed out that by resolution, City Council will not grant Entertainment Permits to Class C establishments in Farmington.

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Council was informed that the applicant, Michael Nash, stated he would not object if the entertainment portion of the license were dropped.

1-92-021

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

ISSUANCE OF 1992 TAXICAB LICENSES

Council was advised that Northwest Transport Company and the ABC Cab Company of Livonia, Michigan, request 1992 Taxicab licenses for the vehicles they operate in Farmington.

The City Manager pointed out that these vehicles were inspected and found to be in satisfactory condition.

1-92-022

Motion by Councilwoman Richardson, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the issuance of six (6) licenses for 1992 Taxicab Service in the City of Farmington to Suburban Checker Cab Company, and five (5) licenses to Yellow and Red Cabs, both located at 31376 Industrial Road, Livonia, Michigan, and

FURTHER BE IT RESOLVED that Council authorizes the issuance of three (3) licenses for 1992 Taxicab Service in the City of Farmington to the ABC Cab Company, 36977 Amrheim, Livonia, Michigan.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

ANIMAL DISPOSAL CONTRACT

Council was advised that this year's contract with Oakland County establishes fees of \$11.19 for destruction and disposal of each small animal and \$9.81 for dead animals.

1-92-023

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

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BE IT RESOLVED that the Farmington City Council hereby authorizes the Mayor and the City Clerk to enter into a one-year renewal contract between the City and the Oakland County Animal Care Center for the disposal of live and dead animals, and

BE IT FURTHER RESOLVED that this contract is effective as of January 1, 1992, and will expire December 31, 1992.

ROLL CALL

AYES: Richardson, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

OAKLAND COUNTY 1992 TRI-PARTY PROGRAM

Council was advised that Oakland County and the Oakland County Road Commission will fund a 1992 Tri-Party Road Improvement Program.

The City Manager stated that based on Farmington's road miles and accidents, the annual program funding for the city will be \$17,560.00 of the monies designated for cities and villages.

Manager Deadman indicated that for the past three years, the city used the tri-party funding program for Orchard Lake Road improvements. He recommended that City Council continue designating the Orchard Lake Road improvement as its project for the 1992 Tri-Party Program.

1-92-024

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby continues designating the Orchard Lake Road improvement program as the Tri-Party Program project for 1992, and

BE IT FURTHER RESOLVED that City Council authorizes the City Manager to inform the Oakland County Road Commission that Farmington will participate in the Tri-Party Road Improvement Program and commit \$5,853.00 as Farmington's share.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

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January 20, 1992

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

Council adopted resolutions for payments on the sewer improvement project as follows:

1-92-025

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the fourteenth estimated payment to Posen Construction, Inc., in the amount of \$219,413.62 for work completed through December 31, 1991, on the Sewer Improvement Project, Contract No. 1.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Campbell.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

1-92-026

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the fourteenth estimated payment to Dan's Excavating, Inc., in the amount of \$12,957.56 for work completed through November 31, 1992, on the Sewer Improvement Project, Contract No. 2, and

BE IT FURTHER RESOLVED that funds be provided from the State loan grant.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

1-92-027

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black & Veatch, Architects/Engineers, in the amount of \$43,898.30 for work completed through December 20, 1991, on the Sewer Improvement Project.

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January 20, 1992

ROLL CALL

AYES: Richardson, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED JANUARY 20, 1992.

MISCELLANEOUS

There were no public comments or Council comments and announcements.

Director Billing advised that the recent snow storm cost the City \$30,000.00 with an additional \$9,000.00 for salt.

ESTABLISHMENT OF SPECIAL COUNCIL MEETINGS

In addition to the early meeting previously set by Council for 7:00 p.m. on February 3, 1992, Council discussed establishing a special work session on February 4th.

The purpose of the February 3 meeting is to review potential appointments to the Board of Review, the Planning Commission and the Traffic and Safety Board, and to discuss appointment procedures.

The purpose of the February 4th meeting is to focus on Council's goals and objectives for the coming year.

1-92-028

Motion by Councilwoman Richardson, supported by Councilwoman McShane, that a special work session be scheduled for Tuesday, February 4, 1992, at 5:00 p.m. Motion carried, all ayes.

DEPARTMENT OF PUBLIC WORKS AND WATER & SEWER
QUARTERLY REPORTS, OCTOBER-DECEMBER, 1991

1-92-029

Motion by Councilwoman McShane, supported by Councilman Campbell, to receive and file the Department of Public Works and Water & Sewer Department Quarterly Report for October - December, 1991. Motion carried, all ayes.

BUILDING DEPARTMENT QUARTERLY REPORT
OCTOBER - DECEMBER, 1991

1-92-030

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file the Building Department Quarterly Report for October - December, 1991. Motion carried, all ayes.

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FARMINGTON COMMUNITY LIBRARY
1991 AUDIT REPORT

1-92-031

Motion by Councilwoman Richardson, supported by Councilman Campbell, to receive and file the Farmington Community Library audit report for 1991. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

1-92-032

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following ordinance:

ORDINANCE NO. C-594-92

[SEE ATTACHED]

1-92-033

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following ordinance:

ORDINANCE NO. C-595-92

[SEE ATTACHED]

1-92-034

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following ordinance:

ORDINANCE NO. C-596-92

[SEE ATTACHED]

WARRANT LIST

1-92-035

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$36,932.06; Water & Sewer Fund \$9,131.17.

ROLL CALL:

AYES: Richardson, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED.

ADJOURNMENT

Motion by Councilwoman McShane, supported by Councilman Campbell, to adjourn the meeting. Motion carried, all ayes.

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The meeting was adjourned at 9:15 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: February 3, 1992.

MICHIGAN DEPARTMENT OF COMMERCE
LIQUOR CONTROL COMMISSION
LICENSING DIVISION
7150 Harris Drive
P.O. Box 30005
Lansing, Michigan 48909

LOCAL APPROVAL NOTICE

To: Farmington City Council
23600 Liberty Street
Farmington, MI 48335

Date: December 27, 1991

REF #910005437

Applicant: MR. B'S FARMINGTON, INC.

SEE ATTACHED LIST OF STOCKHOLDERS

Local Legislative approval is required for new and transferring On-Premise licenses by Sec. 436.17 of the Michigan Liquor Control Act. Local approval is required for DANCE, ENTERTAINMENT OR DANCE-ENTERTAINMENT permits by authority of the Michigan Administrative Code.

For your convenience a resolution form is printed on the back of this notice that includes a description of the licensing transaction requiring approval. Have your clerk complete the resolution certifying that your decision approving or disapproving the application was made at an official meeting. **Return the completed resolution to the Liquor Control Commission as soon as possible**

If you have any questions contact the License Division at (517) 322-1400.

Complete Resolution on reverse side and return to the Liquor Control Commission.

CITY OF FARMINGTON
ORDINANCE NO. C-594-92

AN ORDINANCE TO AMEND CHAPTER 31, TRAFFIC AND MOTOR VEHICLES, ARTICLE II, DIVISION 5, BY REPEALING SECTIONS 31-303 THROUGH 31-311 OF THE CITY CODE AND ENACTING NEW SECTIONS 31-303 AND 31-303 a THROUGH h REGARDING THE PROHIBITION AGAINST OPERATING OR PERMITTING THE OPERATION OF A VEHICLE WHILE UNDER INFLUENCE OF ALCOHOLIC LIQUOR OR CONTROLLED SUBSTANCE; OPERATING A VEHICLE WITH UNLAWFUL BLOOD ALCOHOL LEVEL; OR OPERATING A VEHICLE WHILE VISIBLY IMPAIRED.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

Chapter 31, Traffic and Motor Vehicles, Article II, Division 5, Sections 31-303 through 31-311 are repealed and in their place and stead are enacted Sections 31-303 and 31-303 a - h, which shall read as follows:

31-303. Operating under influence of alcoholic liquor or controlled substance; operating with unlawful blood alcohol content; operating while visibly impaired; attempts; penalties.

(1) A person, whether licensed or not, shall not operate a vehicle upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles, within this city if either of the following applies:

(a) The person is under the influence of intoxicating liquor or a controlled substance, or a combination of intoxicating liquor and a controlled substance.

(b) The person has a blood alcohol content of 0.10% or more by weight of alcohol.

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(2) The owner of a vehicle or a person in charge or in control of a vehicle shall not authorize or knowingly permit the vehicle to be operated upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of motor vehicles, within this city by a person who is under the influence of intoxicating liquor or a controlled substance, or a combination of intoxicating liquor and a controlled substance, or who has a blood alcohol content of 0.10% or more by weight of alcohol.

(3) A person, whether licensed or not, shall not operate a vehicle upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles within this city when, due to the consumption of an intoxicating liquor, a controlled substance, or a combination of an intoxicating liquor and a controlled substance, the person's ability to operate the vehicle is visibly impaired. If a person is charged with violating subsection (1), a finding of guilty under this subsection may be rendered.

(4) If a person is convicted of violating section (1), the following shall apply:

(a) Except as otherwise provided in subdivisions (b) and (d), the person is guilty of a misdemeanor, and may be punished by 1 or more of the following:

(i) Service to the community for a period of not more than 45 days.

(ii) Imprisonment for not more than 90 days.

(iii) A fine of not less than \$100.00 or more than \$500.00.

(b) If the violation occurs within 7 years of a prior conviction, the person shall be sentenced to both a fine of not less than \$200.00 or more than \$500.00 and either of the following:

(i) Performing service to the community for a period of not less than 10 days or more than 90 days and may be imprisoned for not more than 90 days.

31-303 and 31-303a-h
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(ii) Imprisonment for not less than 48 consecutive hours or more than 90 days, and may be sentenced to service to the community for a period of not more than 90 days.

(c) A term of imprisonment imposed under subdivision (b)(ii) shall not be suspended.

(d) A person sentenced to perform service to the community under this subsection shall not receive compensation, and shall reimburse the city for the cost of supervision incurred by the city as a result of the person's activities in that service.

(e) As used in this subsection, "prior conviction" means a conviction under section (1) or former section 31-303 (5.15); a local ordinance or law of this state substantially corresponding to section (1) or former section 31-303 (5.15); or a law of another state or local unit of government substantially corresponding to section (1) or former section 33-303 (5.15).

(5) In addition to imposing the sanctions prescribed under section (4), the court may also order the person to pay the costs of the prosecution.

(6) The court shall impose license sanctions pursuant to section 31-303b.

(7) A person who is convicted of violating section (2) is guilty of a misdemeanor, punishable by imprisonment for not more than 90 days, or a fine of not less than \$100.00 or more than \$500.00, or both.

(8) If a person is convicted of violating section (3), the following shall apply:

(a) Except as otherwise provided in subdivisions (b) and (c), the person is guilty of a misdemeanor punishable by 1 or more of the following:

(i) Service to the community for a period of not more than 45 days.

(ii) Imprisonment for not more than 90 days.

(iii) A fine of not more than \$300.00.

(b) If the violation occurs within 7 years of 1 prior conviction, the person shall be sentenced to both a fine of not less than \$200.00 or more than \$500.00, and either of the following:

(i) Performing service to the community for a period of not less than 10 days or more than 90 days and may be sentenced to imprisonment for not more than 90 days.

(ii) Imprisonment for not more than 90 days and may be sentenced to community service for not more than 90 days.

(c) If the violation occurs within 10 years of 2 or more convictions, the person shall be sentenced to both a fine of not less than \$200.00 or more than \$500.00, and either of the following:

(i) Performing service to the community for a period of not less than 10 days or more than 90 days and may be sentenced to imprisonment for not more than 90 days.

(ii) Imprisonment for not more than 90 days and may be sentenced to community service for not more than 90 days.

(d) As used in subdivisions (b) and (c), "prior conviction" means a conviction under sections (1) or (3) or former sections 31-303 (5.15) or 30-305 (5.15b); or local ordinance or law of this state substantially corresponding to sections (1) or (2) or former sections 31-303 (5.15) or 30-308 (5.15b); or a law of another state or local unit of government substantially corresponding to sections (1) or (3) or former sections 31-303 (5.15) or 30-308 (5.15b).

(e) In addition to imposing the sanctions prescribed in subdivision (a), (b) or (c), the court may also order the person to pay the costs of the prosecution.

(f) The court shall order the secretary of state to impose license sanctions pursuant to section 31.303b.

(g) A person sentenced to perform service to the community under this subsection shall not receive compensation, and shall reimburse the city for the cost of supervision incurred by the city as a result of the person's activities in that service.

(9) If the prosecuting attorney intends to seek an enhanced sentence under subsection (4)(b) or (8)(b) or (c) based upon the defendant having 1 or more prior convictions, the prosecuting attorney shall file with the district court or probate court a statement listing the defendant's prior convictions.

(10) A prior conviction shall be established at sentencing by 1 or more of the following:

- (a) An abstract of conviction.
- (b) A copy of the defendant's driving record.
- (c) An admission by the defendant.

(11) A person who is convicted of an attempted violation of section (1) or (3) shall be punished and licensing action shall be taken as if the offense had been completed.

31-303a. Arrests; preliminary chemical breath analysis; chemical tests and analysis of blood, urine or breath - rights and consequences of refusal; use of chemical test results in civil or criminal proceeding; uniform rules for administration of chemical tests.

(1) A peace officer, without a warrant, may arrest a person when the peace officer has reasonable cause to believe that the person was, at the time of an accident, the operator of a vehicle involved in the accident in this city while in violation of section 31-303(1) or (3).

(2) A peace officer who has reasonable cause to believe that a person was operating a vehicle upon a public highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles, in this city, and that the person by the consumption of intoxicating liquor may have affected his or her ability to operate a vehicle, may require the person to submit to a preliminary chemical breath analysis. The following provisions shall apply with respect to a preliminary chemical breath analysis:

- (a) A peace officer may arrest a person based in whole or in part upon the results of a preliminary chemical breath analysis.

(b) The results of a preliminary chemical breath analysis are admissible in a criminal prosecution for a crime enumerated in section 31-303(1) or in an administrative hearing solely to assist the court or hearing officer in determining a challenge to the validity of an arrest. This subdivision does not limit the introduction of other competent evidence offered to establish the validity of an arrest.

(c) A person who submits to a preliminary chemical breath analysis shall remain subject to the requirements of sections 31-303(c)(d)(e) and (f) for the purposes of chemical tests described in those sections.

(d) A person who refuses to submit to a preliminary chemical breath analysis upon a lawful request by a peace officer is responsible for a civil infraction.

(3) The following provisions apply with respect to chemical tests and analysis of a person's blood, urine, or breath, other than preliminary chemical breath analysis:

(a) The amount of alcohol or presence of a controlled substance or both in a driver's blood at the time alleged as shown by chemical analysis of the person's blood, urine, or breath is admissible into evidence in any civil or criminal proceeding.

(b) A person arrested for a crime described in section 31-303(1) or (3) shall be advised of all of the following:

(i) That if he or she takes a chemical test of his or her blood, urine, or breath administered at the request of a peace officer, he or she has the right to demand that a person of his or her own choosing administer 1 of the chemical tests; that the results of the test are admissible in a judicial proceeding and shall be considered with other competent evidence in determining the innocence or guilt of the defendant; and that he or she is responsible for obtaining a chemical analysis of a test sample obtained pursuant to his or her own request.

(ii) That if he or she refuses the request of a peace officer to take a test described in subdivision (i), a test shall not be given without a court order, but the peace officer may seek to obtain such a court order.

(iii) That his or her refusal of the request of a peace officer to take a test described in subdivision (i) shall result in the suspension of his or her operator's or chauffeur's license or operating privilege, and in the addition of 6 points to his or her driver record.

(c) A sample or specimen of urine or breath shall be taken and collected in a reasonable manner. Only a licensed physician, or a licensed nurse or medical technician under the direction of a licensed physician and qualified to withdraw blood acting in a medical environment, at the request of a peace officer, may withdraw blood for the purpose of determining the amount of alcohol or presence of a controlled substance or both in the person's blood, as provided in this subsection. Liability for a crime or civil damages predicated on the act of withdrawing or analyzing blood and related procedures shall not attach to a qualified person who withdraws or analyzes blood or assists in the withdrawal or analysis unless the withdrawal or analysis is performed in a grossly negligent manner.

(d) A chemical test described in this subsection shall be administered at the request of a peace officer having reasonable grounds to believe the person has committed a crime described in section 31-303 (1) or (3). A person who takes a chemical test administered at the request of a peace officer, as provided in this section, shall be given a reasonable opportunity to have a person of his or her own choosing administer 1 of the chemical tests described in this subsection within a reasonable time after his or her detention, and the results of the test shall be admissible and shall be considered with other competent evidence in determining the innocence or guilt of the defendant. If the person charged is administered a chemical test by a person of his or her own choosing, the person charged shall be responsible for obtaining a chemical analysis of the test sample.

(e) If, after an accident, the driver of a vehicle involved in the accident is transported to a medical facility and a sample of the driver's blood is withdrawn at that time for the purpose of medical treatment, the results of a chemical analysis of that sample shall be admissible in any civil or criminal

proceeding to show the amount of alcohol or presence of a controlled substance or both in the person's blood at the time alleged, regardless of whether the person had been offered or had refused a chemical test. The medical facility or person performing the chemical analysis shall disclose the results of the analysis to a prosecuting attorney who requests the results for use in a criminal prosecution as provided in this subdivision. A medical facility or person disclosing information in compliance with this subsection shall not be civilly or criminally liable for making the disclosure.

(f) If, after an accident, the driver of a vehicle involved in the accident is deceased, a sample of the decedent's blood shall be withdrawn in a manner directed by the medical examiner for the purpose of determining the amount of alcohol or the presence of a controlled substance, or both, in the decedent's blood. The medical examiner shall give the results of the chemical analysis of the sample to the law enforcement agency investigating the accident, and that agency shall forward the results to the department of state police.

(g) The department of state police shall promulgate uniform rules for the administration of chemical tests for the purposes of this section.

(4) The provisions of section (3) relating to chemical testing do not limit the introduction of any other competent evidence bearing upon the question of whether or not a person was impaired by, or under the influence of, intoxicating liquor or a controlled substance, or a combination of intoxicating liquor and a controlled substance, or whether the person had a blood alcohol content of 0.10% or more by weight of alcohol.

(5) If a chemical test described in section (3) is administered, the results of the test shall be made available to the person charged or the person's attorney upon written request to the prosecution, with a copy of the request filed with the court. The prosecution shall furnish the results at least 2 days before the day of the trial. The results of the test shall be offered as evidence by the prosecution in that trial. Failure to fully comply with the request shall bar the admission of the results into evidence by the prosecution.

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(6) Except in a prosecution relating solely to a violation of section 31-303(1)(b), the amount of alcohol in the driver's blood at the time alleged as shown by chemical analysis of the person's blood, urine, or breath shall give rise to the following presumptions:

(a) If there was at the time 0.07% or less by weight of alcohol in the defendant's blood, it shall be presumed that the defendant's ability to operate a motor vehicle was not impaired due to the consumption of intoxicating liquor, and that the defendant was not under the influence of intoxicating liquor.

(b) If there was at the time in excess of 0.07% but less than 0.10% by weight of alcohol in the defendant's blood, it shall be presumed that the defendant's ability to operate a vehicle was impaired within the provisions of section 31-303(3) due to the consumption of intoxicating liquor.

(c) If there was at the time 0.10% or more by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was under the influence of intoxicating liquor.

(7) A person's refusal to submit to a chemical test as provided in section (3) shall be admissible in a criminal prosecution for a crime described in section 31-303 (1) or (3) only for the purpose of showing that a test was offered to the defendant, but not as evidence in determining innocence or guilt of the defendant. The jury shall be instructed accordingly.

31-303b. Arraignment; pretrial conference; duty of court before accepting plea of guilty or nolo contendere; screening and assessment as to alcohol or drug abuse and rehabilitative services; license surrender and sanctions; issuance of restricted license.

(1) A person arrested for a violation of section 31-303(1) or (3) shall be arraigned on the citation, complaint, or warrant not more than 14 days after the date of arrest or, if an arrest warrant is reissued, not more than 14 days after the reissued arrest warrant is served.

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(2) The court shall schedule a pretrial conference between the prosecuting attorney, the defendant, and the defendant's attorney in each case in which the defendant is charged with a violation of section 31-303(1) or (3). The pretrial conference shall be held not more than 35 days after the date of the person's arrest for the violation or, if an arrest warrant is reissued, not more than 35 days after the date the reissued arrest warrant is served. The court shall order the defendant to attend the pretrial conference and may accept a plea by the defendant at the conclusion of the pretrial conference. The court may adjourn the pretrial conference upon the motion of a party for good cause shown. Not more than 1 adjournment shall be granted to a party, and the length of an adjournment shall not exceed 14 days. The court shall, except for delay attributable to the unavailability of the defendant, a witness, or material evidence, or due to an interlocutory appeal or exceptional circumstances, but not a delay caused by docket congestion, finally adjudicate, by a plea of guilty or nolo contendere, or the entry of a verdict or by other final disposition, a case in which the defendant is charged with a violation of section 31-303(1) or (3) within 77 days after the person is arrested for the violation or, if an arrest warrant is reissued, not more than 77 days after the date the reissued arrest warrant is served.

(3) Before accepting a plea of guilty or nolo contendere under section 31-303(1), (2), or (3), the court shall advise the accused of the maximum possible term of imprisonment and the maximum possible fine that may be imposed for the violation, and shall advise the defendant that the maximum possible license sanctions that may be imposed will be based upon the master driving record maintained by the secretary of state.

(4) Before imposing sentence, other than court-ordered license sanctions, for a violation of section 31-303(1) or (3), the court shall order the person to undergo screening and assessment by a person or agency designated by the office of substance abuse services, to determine whether the person is likely to profit from rehabilitative services, including alcohol or drug education and alcohol or drug treatment programs. As a part of the sentence, the court may order the person to participate in and successfully complete 1 or more appropriate rehabilitative programs. The person shall pay for the costs of the screening, assessment, and rehabilitative services.

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(5) Immediately upon acceptance by the court of a plea of guilty or nolo contendere or upon entry of a verdict of guilty for a violation of section 31-303(1) or (3), whether or not the person is eligible to be sentenced as a multiple offender, the court shall consider all prior convictions currently entered upon the Michigan driving record of the person, except those convictions which, upon motion by the defendant, are determined by the court to be constitutionally invalid, and shall impose the following licensing sanctions:

(a) For a conviction under section 31-303(1):

(i) If the court finds that the person has no prior convictions within 7 years for a violation of section 31-303(1) or (3) or former sections 31-303(a) or (b) (5.15) or 30-305 (5.15b), or a local ordinance or law of this state substantially corresponding to section 31-303(1) or (3) or former sections 31-303 (5.15) or 30-305 (5.15b), or a law of another state or local unit of government substantially corresponding to section 31-303(1) or (3) or former sections 31-303 (5.15) or 30-305 (5.15b), the court shall order the secretary of state to suspend the operator's or chauffer's license of the person for a period of not less than 6 months or more than 2 years. The court may order the secretary of state to issue to the person a restricted license during all or a specified portion of the period of suspension, except that a restricted license shall not be issued during the first 30 days of the period of suspension.

(ii) If the court finds that the person has 1 prior conviction within 7 years for a violation of section 31-303(3) or former section 30-305(5.15b), a local ordinance or law of this state substantially corresponding to section 31-303(3) or former section 30-305(5.15b), or a law of another state substantially corresponding to section 31-303(3) or former section 31-303b, the court shall order the secretary of state to suspend the operator's or chauffeur's license of the person for a period of not less than 6 months or more than 2 years. The court may order the secretary of state to issue to the person a restricted license during all or any portion of the period of suspension, except that a restricted license shall not be issued during the first 60 days of the period of suspension.

(iii) If the court finds that the person has 1 or more prior convictions within 7 years for a violation of section 31-303(1) or former section 32-303(5.15), a local ordinance or law of this state substantially corresponding to section 31-303(1) or former section 31-303(5.15), or that the person has 2 or more prior convictions within 10 years for a violation of section 31-303 (1) or (3) or former sections 31-303(5.15) or 30-321(5.15b), or a local ordinance or law of this state substantially corresponding to section 31-303 (1) or (3) or former sections 31-303(5.15) or 30-321(5.15b), or a law of another state or local unit of government substantially corresponding to section 31-303 (1) or (3) or former sections 31-303(5.15) or 30-305(5.15b), the court shall order the secretary of state to revoke the operator's or chauffer's license of the person and shall not order the secretary of state to issue a restricted license to the person.

(b) For a conviction under 31-303(3):

(i) If the court finds that the convicted person has no prior conviction within 7 years for a violation of section 31-303(1) or (3), or former sections 31-303(5.15) or 30-305(5.15b), a local ordinance or law of this state substantially corresponding to section 31-303(3) or former sections 31-303 (5.15) or 30-305(5.15b), or a law of another state or local unit of government substantially corresponding to section 31-303(3); or former sections 31-303(5.15) or 30-305(5.15b), the court shall order the secretary of state to suspend the operator's or chauffer's license of the person for a period of not less than 90 days or more than 1 year. The court may order the secretary of state to issue to the person a restricted license during all or a specified portion of the period of the suspension.

(ii) If the court finds that the person has one or more convictions within 7 years for a violation of section 31-303(1) or (3) or former sections 31-303(5.15) or 30-305(5.15b), a local ordinance or law of this state substantially corresponding to section 31-303 (1) or (3) or former sections 31-303 (5.15) or 30-305(5.15b), or a law of another state or local unit of

government substantially corresponding to section 31-303(1) or (3) or former sections 31-303(5.15) or 30-305 (5.15b), the court shall order the secretary of state to suspend the operator's or chauffer's license of the person for a period of not less than 6 months or more than 2 years. The court may order the secretary of state to issue to the person a restricted license during all or any portion of the suspension period, except that a restricted license shall not be issued during the first 60 days of the period of suspension.

(iii) If the court finds that the person has 2 or more convictions within 10 years for a violation of section 31-303(1) or (3), or former sections 31-303(5.15) or 30-305(5.15b), a local ordinance or law of this state substantially corresponding to section 31-303(1) or (3) or former sections 31-303 (5.15) or 30-305 (5.15b), or a law of another state or local unit government substantially corresponding to section 31-303(1) or (3) or former sections 31-303(5.15) or 30-305(5.15b), the court shall order the secretary of state to revoke the operator's or chauffer's license of the person and shall not order the secretary of state to issue a restricted license to the person.

(6) A restricted license issued pursuant to an order under subsection (5) shall permit the person to whom it is issued to do 1 or more of the following:

(a) Drive to and from the person's residence and work location.

(b) Drive in the course of the person's employment or occupation.

(c) Drive to and from the person's residence and an alcohol or drug education or treatment program as ordered by the court.

(d) Drive to and from the person's residence and the court probation department, or a court-ordered community service program, or both.

(e) Drive to and from the person's residence and an educational institution at which the person is enrolled as a student.

(7) The court may order that the restricted license issued pursuant to subsection (5) include the requirement that the person shall not operate a motor vehicle unless the vehicle is equipped with a functioning ignition interlock device. The device shall be set to render the motor vehicle inoperable if the device detects a blood alcohol content of 0.02% or more by weight of alcohol in the person who offers a breath sample. The court may order installation of an ignition interlock device on any motor vehicle that the person owns or operates, the costs of which shall be borne by the person whose license is restricted.

(8) The court shall not order the secretary of state under subsection (5) to issue a restricted license that would permit a person to operate a truck or truck tractor, including a trailer, that hauls hazardous materials.

(9) The court shall not order the secretary of state to issue a restricted license unless the person states under oath, and the court finds pursuant to testimony taken in open court or pursuant to statements contained in a sworn affidavit on a form prescribed by the state court administrator, that the person is unable to take public transportation to and from his or her work location, place of alcohol or drug education treatment, court-ordered community service program, or educational institution, and does not have any family members or other individuals able to provide transportation.

(10) The court order issued under subsection (5) and the restricted license shall indicate the permitted destination of the person, the approved route or routes if specified by the court, and permitted times of travel.

(11) As used in this section, "work location" means, as applicable, either the specific place or places of employment, or the territory or territories regularly visited by the person in pursuance of the person's occupation, or both.

(12) Immediately upon acceptance by the court of a plea of guilty or nolo contendere or upon entry of a verdict of guilty for a violation of section 31-303(1) or (3), the person shall surrender to the court his or her operator's or chauffeur's license or permit. The court shall immediately destroy the license or permit and forward an abstract of conviction with court-ordered license sanctions to the secretary of state. Upon receipt of, and pursuant to, the abstract of conviction with court-ordered license sanctions, the secretary of state shall suspend or revoke

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the person's license and, if ordered by the court and the person is otherwise eligible for a license, issue to the person a restricted license stating the limited driving privileges indicated on the abstract. If the judgment and sentence is appealed to circuit court; the court may, ex parte, order the secretary of state to stay the suspension, revocation, or restricted license issued pursuant to this section pending the outcome of the appeal.

31-303c. Implied consent to chemical tests; certain persons exempt from blood withdrawal.

(1) A person who operates a vehicle upon a public highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles, within this city is considered to have given consent to chemical tests of his or her blood, breath, or urine for the purpose of determining the amount of alcohol or presence of a controlled substance or both in his or her blood, if the person is arrested for a violation of section 31-303(1) or (3).

(2) A person who is afflicted with hemophilia, diabetes, or a condition requiring the use of an anticoagulant under the direction of a physician shall not be considered to have given consent to the withdrawal of blood.

(3) The tests shall be administered as provided in section 31-303a(3).

31-303d. Refusal of chemical test - right of driver; report to secretary of state.

(1) If a person refuses the request of a peace officer to submit to a chemical test offered pursuant to section 31-303a(3), a test shall not be given without a court order, but the officer may seek to obtain the court order.

(2) A written report shall immediately be forwarded to the secretary of state by the peace officer. The report shall state that the officer had reasonable grounds to believe that the person had committed a crime described in section 31-303c(1), and that the person had refused to submit to the test upon the request of the peace officer and had been advised of the consequences of the refusal. The form of the report shall be prescribed and furnished by the secretary of state.

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31-303e. Refusal to submit to chemical tests; notice of report; request for hearing; counsel.

(1) Upon receipt of the report made pursuant to section 31-303d, the secretary of state shall immediately notify the person in writing, mailed to his or her last known address, that the report has been received and that within 14 days of the date of the notice the person may request a hearing as provided in section 31-303f.

(2) The notice shall specifically state that failure to request a hearing within 14 days will result in the suspension of the person's license or permit to drive. The notice shall also state that there is not a requirement that the person retain counsel for the hearing, though counsel would be permitted to represent the person at the hearing.

31-303f. License action upon refusal to submit to chemical test; secretary of state hearing; appeal.

(1) If a person who refused to submit to a chemical test pursuant to section 31-303e(3) does not request a hearing within 14 days of the date of notice pursuant to section 31-303(e), the secretary of state shall suspend or deny the person's operator's or chauffeur's license or permit to drive, or nonresident operating privilege, for a period of 6 months, or for a second or subsequent refusal within a period of 7 years, for 1 year. If the person is a resident without a license or permit to operate a vehicle in the state, the secretary of state shall deny to the person the issuance of a license or permit for a period of 6 months, or for a second or subsequent refusal within a period of 7 years, for 1 year.

(2) If a hearing is requested, the secretary of state shall hold the hearing in the same manner and under the same conditions as provided in MCL 257.322. A person shall not order a hearing officer to make a particular finding on any issue enumerated under subdivisions (a) to (d). Not less than 5 days' notice of the hearing shall be mailed to the person requesting the hearing, to the peace officer who filed the report under section 31-303d, and if the

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prosecuting attorney requests receipt of the notice, to the prosecuting attorney of the city. The hearing officer may administer oaths, issue subpoenas for the attendance of necessary witnesses, and grant a reasonable request for an adjournment. Not more than 1 adjournment shall be granted to a party and the length of an adjournment shall not exceed 14 days. A hearing under this subsection shall be scheduled to be held within 45 days after the date of arrest and shall, except for delay attributable to the unavailability of the defendant, a witness, or material evidence, or due to an interlocutory appeal or exceptional circumstances, but not a delay caused by docket congestion, be finally adjudicated within 77 days after the date of arrest. The hearing shall cover only the following issues:

(a) Whether the peace officer had reasonable grounds to believe that the person had committed a crime described in section 31-303(1) or (3).

(b) Whether the person was placed under arrest for a crime described in section 31-303(1) or (3).

(c) If the person refused to submit to the test upon the request of the officer, whether the refusal was reasonable.

(d) Whether the person was advised of the rights under section 31-303a(3).

(3) The hearing officer shall make a record of proceedings held pursuant to subsection (2). The record shall be prepared and transcribed in accordance with section 86 of the Administrative Procedures Act of 1969, Act No. 306 of the Public Acts of 1969, being MCL 24.286. Upon notification of the filing of a petition for judicial review pursuant to MCL 257.323, the hearing officer shall transmit to the court in which the petition was filed, not less than 10 days before the matter is set for review, the original or a certified copy of the official record of the proceedings. Proceedings at which evidence was presented need not be transcribed and transmitted if the sole reason for review is to determine whether or not the court will order the issuance of a restricted license. The parties to the proceedings for judicial review may stipulate that the record be shortened. A party unreasonably refusing to stipulate to a shortened record may be taxed by the court in which the petition is filed for the additional costs. The court may permit subsequent corrections to the record.

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(4) After a hearing, if the person who requested the hearing does not prevail, the secretary of state shall suspend or deny issuance of a license or driving permit or a nonresident operating privilege of the person for a period of 6 months, or for a second or subsequent refusal within 7 years, or 1 year. If the person is a resident without a license or permit to operate a vehicle in the state, the secretary of state shall deny to the person the issuance of a license or permit for a period of 6 months, or for a second or subsequent refusal within 7 years, for 1 year. The person may file a petition in the circuit court of the county in which the arrest was made to review the suspension or denial as provided in MCL 257.323. If after the hearing the person who requested the hearing prevails, the peace officer who filed the report under section 31-303d may, with the consent of the prosecuting attorney, file a petition in the circuit court of the county in which the arrest was made to review the determination of the hearing officer as provided in MCL 257.323.

(5) When it has been finally determined that a nonresident's privilege to operate a vehicle in the state has been suspended or denied, the department shall give notice in writing of the action taken to the motor vehicle administrator of the state of the person's residence and of each state in which he or she has a license to operate a motor vehicle.

31-303g. Police confiscation of drivers license or permit; issuance of temporary license or permit; return of license or permit.

(1) If a person refuses a chemical test offered pursuant to section 31-303a(3), or submits to the chemical test and the test reveals a blood alcohol content of 0.10% or more by weight of alcohol, the peace officer who requested the person to submit to the test shall do all of the following:

(a) On behalf of the secretary of state, immediately confiscate the person's license or permit to operate a motor vehicle, and, if the person is otherwise eligible for a license or permit, issue a temporary license or permit to the person that is valid until the criminal charges against the person are dismissed, or until the person pleads guilty or nolo contendere to, or is found guilty of, those charges. The temporary license or permit shall be on a form provided by the secretary of state.

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(b) Except as provided in subsection (2), immediately do all of the following:

(i) Forward a copy of the written report of the person's refusal to submit to a chemical test to the secretary of state.

(ii) Notify the secretary of state by means of the law enforcement information network that a temporary license or permit was issued to the person.

(iii) Except as provided in subsection (2), destroy the person's driver's license or permit.

(2) If a person submits to a chemical test offered pursuant to section 31-303a(3) that requires the withdrawal of blood and a report of the results of that chemical test is not immediately available, the peace officer who requested the person to submit to the test shall comply with subsection (1)(a) pending receipt of the test report. If, upon receipt, the report reveals a blood alcohol content of 0.10% or more by weight of alcohol, the peace officer who requested the person to submit to the test shall immediately comply with subsection (1)(b). If, upon receipt, the report reveals a blood alcohol content of less than 0.10% by weight of alcohol, the peace officer who requested the person to submit to the test shall immediately notify the person of the test results, and immediately return the person's license or permit by first-class mail to the address given at the time of arrest.

31-303h. Nolo contendere pleas.

A conviction based upon a plea of nolo contendere shall be treated in the same manner as a conviction based upon a plea of guilty or a finding of guilty, except that neither the plea nor the conviction shall be admissible as substantive evidence of conduct at issue in a civil case arising out of the same occurrence.

Section 2. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

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Section 3. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 4, Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Emergency Ordinance

This Ordinance is declared to be an emergency Ordinance which is immediately necessary for the preservation of the public peace, health and safety.

Section 6. Adoption

This ordinance was introduced at a regular meeting of the Farmington City Council on January 6, 1992, and is hereby declared to have been adopted by the affirmative vote of the minimum number of members required to enact an emergency Ordinance at a meeting thereof duly called and held on the 20th day of January, 1992; and such Ordinance shall be published by posting copies thereof in conspicuous locations in three places in the City, and the Clerk shall, immediately after such posting, enter in the Ordinance book under the record of the Ordinance, a certificate under her hand stating the time and place of such publication by posting. This Ordinance shall also be published in accordance with Section 7.4 of the City Charter.

Moved by Richardson and supported by McShane.

AYES: Campbell, Hartsock, McShane, Richardson.

NAYS: None.

ABSENT: Tupper.

ABSTENTIONS: None.

Ordained this 20th day of January, 1992, by the City Council of the City of Farmington.



WILLIAM S. HARTSOCK, Mayor

JOSEPHINE M. BUSHEY, City Clerk

STATE OF MICHIGAN)
)SS.
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of the City of Farmington, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of an ordinance adopted at a regular meeting of the City Council held on the 20th day of January, 1992, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 21st day of January, 1992.

JOSEPHINE M. BUSHEY, City Clerk

Introduced: January 6, 1992.
Adopted: January 20, 1992.
Effective: January 20, 1992.
Published: January 27, 1992.

CITY OF FARMINGTON

ORDINANCE NO. C-595-92

AN ORDINANCE TO AMEND CHAPTER 31, TRAFFIC AND MOTOR VEHICLES, ARTICLE II, DIVISION 5, SECTION 31-312, OF THE CITY CODE TO PROHIBIT THE TRANSPORTING OR POSSESSING OF OPEN ALCOHOLIC LIQUOR WITHIN A PASSENGER COMPARTMENT OF A VEHICLE.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

31-312. Transporting or possessing alcoholic liquor within passenger compartment of vehicle; violation punishable as a misdemeanor.

(1) Except as provided in subsection (2), a person shall not transport or possess alcoholic liquor in a container that is open or uncapped or upon which the seal is broken within the passenger compartment of a vehicle upon a highway, or within the passenger compartment of a moving vehicle in any place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles, in this city.

(2) A person may transport or possess alcoholic liquor in a container that is open or uncapped or upon which the seal is broken within the passenger compartment of a vehicle upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles in this city, if the vehicle does not have a trunk or compartment separate from the passenger compartment, the container is enclosed or encased, and the container is not readily accessible to the occupants of the vehicle.

(3) A person who violates this section is guilty of a misdemeanor.

(4) This section does not apply to a passenger in a chartered vehicle authorized to operate by the Michigan department of transportation.

31-312
Page 2

Section 2. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 3. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 4, Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Emergency Ordinance

This Ordinance is declared to be an emergency Ordinance which is immediately necessary for the preservation of the public peace, health and safety.

Section 6. Adoption

This ordinance was introduced at a regular meeting of the Farmington City Council on January 6, 1992, and is hereby declared to have been adopted by the affirmative vote of the minimum number of members required to enact an emergency Ordinance at a meeting thereof duly called and held on the 20th day of January, 1992; and such Ordinance shall be published by posting copies thereof in conspicuous locations in three places in the City, and the Clerk shall, immediately after such posting, enter in the Ordinance book under the record of the Ordinance, a certificate under her hand stating the time and place of such publication by posting. This Ordinance shall also be published in accordance with Section 7.4 of the City Charter.

Moved by Campbell and supported by Richardson.

AYES: Hartsock, McShane, Richardson, Campbell.
NAYS: None.
ABSENT: Tupper.
ABSTENTIONS: None.

31-312
Page 3

Ordained this 20th day of January, 1992, by the City Council of the City of Farmington.



WILLIAM S. HARTSOCK, Mayor

JOSEPHINE M. BUSHEY, City Clerk

STATE OF MICHIGAN)
)SS.
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of the City of Farmington, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of an ordinance adopted at a regular meeting of the City Council held on the 20th day of January, 1992, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 21st day of January, 1992.

JOSEPHINE M. BUSHEY, City Clerk

Introduced: January 6, 1992.
Adopted: January 20, 1992.
Effective: January 20, 1992.
Published: January 27, 1992.

CITY OF FARMINGTON

ORDINANCE NO. C-596-92

AN ORDINANCE TO AMEND CHAPTER 31; TRAFFIC AND MOTOR VEHICLES, ARTICLE II, DIVISION 5, SECTION 31-366, OF THE CITY CODE, AND ALSO ENACT NEW SECTION 31-366a, TO PROVIDE PENALTIES FOR DRIVING WITHOUT LICENSE AND FOR IMPOUNDING OF MOTOR VEHICLES UNDER CERTAIN CONDITIONS.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

31-366. Penalties for driving without license.

(1) A person whose operator's or chauffeur's license or registration certificate has been suspended or revoked and who has been notified as provided in MCL 257.212 of that suspension or revocation, whose application for license has been denied, or who has never applied for a license, shall not operate a motor vehicle upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of motor vehicles, within this city. A person shall not knowingly permit a motor vehicle owned by the person to be operated upon a highway or other place open to the general public or generally accessible to motor vehicles, including an area designated for the parking of vehicles, within this city by a person whose license or registration certificate is suspended or revoked, whose application for license has been denied, or who has never applied for a license, except as permitted under subsection (6). A person who violates this subsection is guilty of a misdemeanor, punishable as follows:

31-366 and 31-366a
Page 2

(a) If the person's operator's or chauffeur's license has been suspended under MCL 257.321a because that person has failed to answer a citation or has failed to comply with an order or judgment issued pursuant to MCL 257.907, by imprisonment for not more than 90 days, or a fine of not more than \$100.00, or both.

(b) For a violation, other than a violation punishable under subdivision (a), by imprisonment for not more than 90 days, or by a fine of not more than \$300.00, or both. Unless the vehicle was stolen or used with the permission of a person who did not knowingly permit an unlicensed driver to operate the vehicle, the registration plates of the vehicle shall be confiscated.

(c) For a second or subsequent violation punishable under subdivision (b), by imprisonment for not more than 90 days, or a fine of not more than \$500.00, or both. Unless the vehicle was stolen, the registration plates of the vehicle shall be confiscated.

(2) The secretary of state, upon receiving a record of the conviction or probate court disposition of a person upon a charge of unlawful operation of a motor vehicle while the license of the person is suspended or revoked or of the conviction, civil infraction determination, or probate court disposition of a person for a moving violation of the vehicle laws of this city, state or a political subdivision of this state while the license of the person is suspended or revoked immediately shall extend the period of the first suspension or revocation for an additional like period. This subsection shall apply only if the violation occurs during a suspension of definite length, or if the violation occurs before the person is approved for a license following a revocation.

(3) The secretary of state, upon receiving a record of the conviction, bond forfeiture, or a civil infraction determination of a person upon a charge of unlawful operation of a motor vehicle requiring a class 1, class 2, or class 3 indorsement or vehicle group designation while the indorsement or designation is suspended or revoked, immediately shall extend the period of suspension or revocation for an additional like period. This subsection shall apply only if the violation occurs during a suspension of definite length, or if the violation occurs before the person is approved for a license following a revocation, or if the person operates a commercial vehicle while disqualified under title XII of Public Law 99-570, 100 Stat. 3207-170.

31-366 and 31-366a
Page 3

(4) If the secretary of state receives records of more than 1 conviction, civil infraction determination, or probate court disposition resulting from the same incident, all of the convictions, civil infraction determinations, or probate court dispositions shall be treated as a single violation for purposes of extending the period of suspension or revocation under subsection (2) or (3).

(5) Before a person is arraigned before a district court magistrate or judge on a charge of violating this section, the arresting officer shall obtain the driving record of the person from the secretary of state and shall furnish the record to the court. The driving record of the person may be obtained from the secretary of state's computer information network.

(6) This section shall not apply to a person who operates a vehicle solely for the purpose of protecting human life or property, if the life or property is endangered and the summoning of prompt aid is essential.

31-366a. Impounding of motor vehicles.

(1) When a person is convicted under section 31-366 of operating a motor vehicle while his or her license to operate a motor vehicle is suspended, revoked, or denied, the motor vehicle, if it is owned in whole or in part by that person, may be ordered impounded for not less than 30 or more than 120 days from the date of judgment.

(2) An order of impoundment issued pursuant to subsection (1) is valid throughout the state. Any peace officer may execute the impoundment order. The order shall include the implied consent of the owner of the vehicle to the storage for insurance coverage purposes.

(3) The owner of a motor vehicle impounded pursuant to this section is liable for expenses incurred in the removal and storage of the vehicle whether or not the vehicle is returned to him or her. The vehicle shall be returned to the owner only if the owner pays the expenses for removal and storage. If redemption is not made or the vehicle is not returned as provided in this section within 30 days

after the time set in the impoundment order for return of the vehicle, the vehicle shall be considered an abandoned vehicle and disposed of as provided in MCL 257.252 and ordinances of this city.

(4) Nothing in this section affects the rights of a conditional vendor, chattel mortgagee or lessor of a motor vehicle registered in the name of another person as owner who becomes subject to this act.

Section 2. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 3. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 4, Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Emergency Ordinance

This Ordinance is declared to be an emergency Ordinance which is immediately necessary for the preservation of the public peace, health and safety.

Section 6. Adoption

This ordinance was introduced at a regular meeting of the Farmington City Council on January 6, 1992, and is hereby declared to have been adopted by the affirmative vote of the minimum number of members required to enact an emergency Ordinance at a meeting thereof duly called and held on the 20th day of January, 1992; and such Ordinance shall be published by posting copies thereof in conspicuous locations in three places in the City, and the Clerk shall, immediately after such posting, enter in the Ordinance book under the record of the Ordinance, a certificate under her hand stating the time and place of such

COUNCIL PROCEEDINGS

A Special meeting of the Farmington City Council was held on Monday, February 3, 1992, in meeting room A, 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 7:00 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper,

CITY REPRESENTATIVES PRESENT: City Manager Deadman, City Attorney Donohue, City Clerk Bushey.

The purpose of this meeting was to discuss proposed appointments to Boards and Commissions as well as citizen communications.

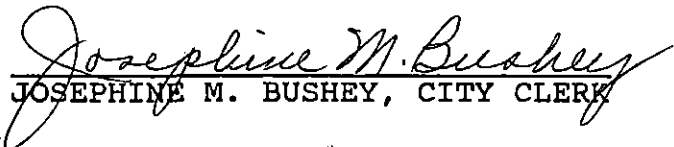
Mayor Hartsock discussed the proposed agenda for the special work session of February 4, 1992.

Specific appointments were considered for presentation and approval at the regular Council meeting this evening.

The meeting adjourned at 8:00 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: February 17, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, February 3, 1992, 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 8:05 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

2-92-036

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the minutes of the previous meeting of January 20, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

2-92-037

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to receive and/or file the minutes of the following Boards and Commissions:

- Farmington Employees' Retirement System Board of Trustees minutes of September 11, 1991;
- Historical Commission minutes of November 20, 1991 and January 15, 1992;;
- Farmington Area Commission on Aging minutes of November 26, 1991;
- Farmington Area Arts Commission minutes of January 16, 1992.
- Board of Education minutes of December 17, 1991 and January 14, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER OF RESIGNATION:

DOWNTOWN DEVELOPMENT AUTHORITY

Council was advised that due to new responsibilities, Harry Wingerter resigned from the Downtown Development Authority.

2-92-038

Motion by Councilman Campbell, supported by Councilwoman McShane, to accept with regret the resignation of Harry Wingerter from the Farmington Downtown Development Authority. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
February 3, 1992

Councilwoman Richardson suggested that more than just a letter be sent to Mr. Wingerter; that perhaps a certificate of appreciation be presented to him.

The City Manager stated that something will be drafted for this presentation.

REQUEST FOR USE OF CITY SIDEWALKS FOR
ANNUAL CROP WALK

Council was advised that this year's CROP Walk for Hunger is scheduled for Sunday, April 5, 1992.

The City Manager pointed out that Council has permitted this event for the past five years, stipulating that the sponsoring organization provide the City with a \$1 million liability insurance policy naming the City as an added insured. He stated that the Public Safety Department provides two officers on an overtime basis to assure that participants remain on the designated sidewalks.

2-92-039

Motion by Councilwoman Richardson, supported by Councilman Tupper, to approve the use of the City sidewalks for the annual CROP Walk on Sunday, April 5, 1992, with the stipulation that the CROP organization provide the necessary liability insurance to cover this event. Motion carried, all ayes.

LETTER REQUESTING PERMIT FOR
MEMORIAL DAY PARADE

Council was advised that this year's Memorial Day Parade is scheduled for May 25, 1992, and will honor the U. S. Navy. The City Manager recommended that Council approve the use of Grand River for this event.

2-92-040

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the Department of Public Safety to acquire a parade permit from the Michigan Department of Transportation for the closing of Grand River Avenue on May 25, 1992, from 9:00 a.m. to 1:00 p.m. for the annual Memorial Day Parade, and

BE IT FURTHER RESOLVED that the City of Farmington will hold the State of Michigan Department of Transportation harmless from any liability that may result from the closing of Grand River for this event.

RESOLUTION DECLARED UNANIMOUSLY ADOPTED FEBRUARY 3, 1992.

COUNCIL PROCEEDINGS -3-
February 3, 1992

LETTER FROM SMART RE:

TERMINATION OF LINEHAUL OPERATIONS

Council was advised that governmental units are placed on notice that SMART will cease its linehaul operations indefinitely at the end of the service day, Friday, March 27, 1992.

The City Manager stated that SMART does not plan to change specialized services including small buses and dial-a-ride for older adults and the disabled.

He advised that no Council action is needed at this time.

2-92-041

Motion by Councilman Tupper, supported by Councilwoman Richardson, to receive and file the letter from SMART relative to termination of linehaul operations. Motion carried, all ayes.

LETTER FROM COMMERCE TOWNSHIP RESIDENT
RE: SMART DIAL-A-RIDE SERVICE

Council was advised that Commerce Township resident Faith Shives urges the community to do what it can for SMART and for handicapped people in our area.

City Manager Deadman stated that Ms. Shives should contact Commerce Township officials relative to their services.

The City Manager was instructed to send a communication to Ms. Shives to give her some direction. It was suggested that this be signed by the Mayor.

REPORTS FROM CITY MANAGER

TRANSFER OF SDD LICENSE: MAPLE DRUG STORES

Council was advised that the owner of Maple Drug Stores, Inc., requests transfer of an SDD liquor license from Alwan, Inc., 31614 Grand River to Maple Drug Stores, Inc., 23306 Farmington Road.

The City Manager recommended that Council take no action on this matter.

GRANTING EASEMENT TO DETROIT EDISON

Council was advised that the contractor is ready to install materials to permit electric power to be brought to the pumping station at the new sewer retention basin.

The City Manager stated that Detroit Edison requires the City to grant an easement across its property to install the necessary lines.

COUNCIL PROCEEDINGS -4-
February 3, 1992

2-92-042

Motion by Councilwoman Richardson, supported by Councilman Campbell, to grant the requested easement to Detroit Edison to install the necessary electrical lines to power the pumping station.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED.

PROGRESS REPORT: PUBLIC HEARING ON
DETROIT WATER AND SEWER RATES

Council was advised that at the public hearing held by the Detroit Water and Sewer Department, Oakland County and many communities objected to the size of the rate increase proposed for fiscal year 1992-93.

The City Manager stated that he is uncertain whether these communities plan to take any further action on the proposed large rate increase. He advised that he will inform Council if there is any opportunity for negotiation or if litigation is instituted.

ESTABLISH PUBLIC HEARING
PARKS AND RECREATION PLAN 1992-96

Council was informed that the Michigan Department of Natural Resources approved recreation plan adopted in 1984 has expired.

The City Manager advised that an application for funds is being prepared to renovate facilities at Shiawassee Park, and a new Recreation Plan is required by the MDNR.

Manager Deadman submitted a draft of the five-year action plan for Council's review and requested that a public hearing be set for February 17th if Council finds the program and capital improvement schedule acceptable.

2-92-043

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to establish a Public Hearing on the 1992-96 Parks and Recreation Plan for 8:00 p.m. on February 17, 1992, to provide the public an opportunity to comment on the draft plan for Parks and Recreation, 1992-96. Motion carried, all ayes.

MISCELLANEOUS

There were no public comments.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson reviewed certain dates on the Schedule of Events for the City's 125th Anniversary Celebration.

Mayor Hartsock congratulated Councilman Tupper for his recent Citizen of the Year award.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Downtown Development Authority:

2-92-044

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to appoint Larry Lenchner and Robert Fitzpatrick to the Downtown Development Authority for a 4-year term to expire on February 17, 1996. Motion carried, all ayes.

2-92-045

Motion by Councilwoman Richardson, supported by Councilman Campbell, to appoint Craig Grace of Grace Insurance Company to fill the unexpired term of Harry Wingerter on the Downtown Development Authority, said term to expire February 17, 1994. Motion carried, all ayes.

Construction Board of Appeals:

2-92-046

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to appoint Kenneth Wallace, Peter Baldwin and Robert Allen to a 2-year term on the Construction Board of Appeals, said term to expire February 5, 1994. Motion carried, all ayes.

Board of Review:

2-92-047

Motion by Councilman Campbell, supported by Councilwoman Richardson, to appoint Shirley J. Smith, 34117 Schulte, to fill the unexpired term of Rae Rockafellow, said term to expire December 31, 1993. Motion carried, all ayes.

Planning Commission:

2-92-048

Motion by Councilwoman Richardson, supported by Councilman Tupper, to appoint James W. Stark, 32024 Valley View, to fill the unexpired term of Kenne Fenton on the Planning Commission, said term to expire June 15, 1992. Motion carried, all ayes.

FINANCIAL REPORTS

SIX MONTHS ENDED DECEMBER 31, 1991

2-92-049

Motion by Councilwoman McShane, supported by Councilman Campbell, to receive and file the General Fund and the 47th District Court financial reports for the six months ended December 31, 1991. Motion carried, all ayes.

COUNCIL PROCEEDINGS -6-
February 3, 1992

WATER AND SEWER FUND REPORT
QUARTER ENDED DECEMBER 31, 1991

2-92-050

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file the Water and Sewer Fund Quarterly Report for October - December, 1991. Motion carried, all ayes.

WARRANT LIST

2-92-051

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the monthly bills as submitted: General Fund. \$57,515.67; Water & Sewer Fund \$73,193.90.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED.

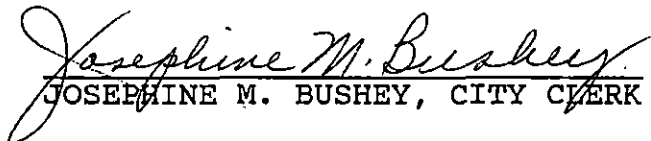
ADJOURNMENT

Motion by Councilman Campbell, supported by Councilman Tupper, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:00 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: February 17, 1992.

COUNCIL PROCEEDINGS
SPECIAL GOAL SETTING MEETING

A Special Meeting of the Farmington City Council was held on Tuesday, February 4, 1992, in meeting room A, 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 5:00 p.m. by Mayor Hartsock.

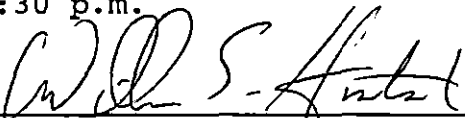
PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Administrative Assistant R. Schultz, Acting Clerk C. Murphy.


The purpose of this meeting was to discuss proposed goals for City Council. The following items were discussed:

- Role of City Council relations to each other, the administration and citizens
- Citizen communications issues
- Budgetary Consideration issues

The meeting was adjourned at 9:30 p.m.



WILLIAM S. HARTSOCK, MAYOR



CAROL A. MURPHY, ACTING CITY CLERK

Approved: February 17, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, February 17, 1992, 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 8:05 p.m. by Mayor Hartsock.

PRESENT: Hartsock, McShane, Richardson, Tupper.

ABSENT: Campbell.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETINGS

2-92-052

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the minutes of the previous meetings of February 3 and February 4, 1992, as written. Motion carried, all ayes.

PUBLIC HEARING

1992-96 COMMUNITY RECREATION PLAN

Council was advised that the Plan calls for continuation of the current cooperation between Farmington and Farmington Hills to provide recreational opportunities for adults and youths.

The City Manager pointed out that the City has approximately 151 acres of open space owned by the City, schools and churches which are available for outdoor recreation, including organized sports. He stated that there are numerous parks, golf courses, campgrounds and water facilities within easy driving distance of the community.

Mayor Hartsock opened the public hearing for those present to comment on the Parks and Recreation action plan for 1992-96, including funds to renovate Shiawassee Park.

Bill Liba, 33640 Hillcrest, stated that the Plan is a very good one, and he recommended that it be adopted.

There being no further comments from the audience, the Mayor called for a motion to close the public hearing.

2-92-053

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to close the public hearing. Motion carried, all ayes.

2-92-054

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolution:

COUNCIL PROCEEDINGS -2-
February 17, 1992

BE IT RESOLVED that the Farmington City Council hereby adopts the 1992-1996 Recreation Plan for the City of Farmington, and

BE IT FURTHER RESOLVED, that the total proposed City expenditure for this five-year Plan is \$295,750.00, and

FURTHER BE IT RESOLVED that a portion of these funds be provided through the State of Michigan grants programs.

ROLL CALL:

AYES: Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED FEBRUARY 17, 1992.

MINUTES OF OTHER BOARDS

2-92-055

Motion by Councilwoman Richardson, supported by Councilman Tupper, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of February 10, 1992;
- Downtown Development Authority minutes of February 4 1992;
- Farmington Area Commission on Aging minutes of January 28, 1992;
- Board of Education minutes of January 28, 1992.

Motion carried, all ayes.

Councilman Tupper referred to page 2 of the Planning Commission minutes and asked that Oak Farms' request for outside sales be clarified. He was advised that what is approved by the Planning Commission will allow the owner to do all that he did last year.

REPORTS FROM CITY MANAGER

CADDELL DRAIN MAINTENANCE PROGRAM

Council was advised that since the construction of the Caddell Drain several major storms caused erosion to the drainage system of Farmington and Farmington Hills.

The City Manager pointed out that there are insufficient funds to correct these problems. He noted that the Oakland County Drain Commission recommends that drainage district participants accept a maintenance assessment of \$50,000.00 to fund an engineering study and preliminary maintenance work this year.

Council was advised that Farmington's share of the proposed assessment would be 11.90% of \$5,950.00. The City Manager recommended that Council authorize this expenditure.

COUNCIL PROCEEDINGS -3-
February 17, 1992

2-92-056

Motion by Councilman Tupper, supported by Councilwoman Richardson, to authorize an expenditure of \$5,950.00 as Farmington's share of a voluntary assessment for the Caddell Drain to provide an engineering study and necessary maintenance work to be done in 1992.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Hartsock.
NAYS: None.
ABSENT: Campbell.

MOTION CARRIED.

CONSIDERATION OF BOTSFORD HOSPITAL'S GIFT
TO ESTABLISH A DEFIBRILLATOR PROGRAM

Council was advised that Public Safety Department personnel have completed Medical First Responder training.

The City Manager stated that the Department responds to approximately 500 medical emergencies annually with 35% related to heart attacks or heart/respiratory problems.

The Director of Public Safety stated that the defibrillator would enable the Department personnel to save many lives, and because Farmington's population is considerably older than the average, this equipment would be especially beneficial to the City.

2-92-057

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to authorize the Public Safety Department to add to its First Responder capabilities an automatic defibrillator program, and further, to authorize the administration to accept Botsford Hospital's gift of two semi-automatic defibrillator machines. Motion carried, all ayes.

Mayor Hartsock instructed that a letter of appreciation be sent to Botsford Hospital for this gift. Councilman Tupper stated that this letter should be over the Mayor's signature.

Director Lauhoff advised that he hopes to have the defibrillator program in place by the middle or end of this summer.

CONSIDERATION OF TRAFFIC CONTROL ORDER
EIGHT MILE ROAD SPEED LIMIT

Council was advised that the State Police issued a Traffic Control Order raising the speed limit on Eight Mile Road in Farmington from 40 to 45 miles per hour.

COUNCIL PROCEEDINGS -4-
February 17, 1992

The City Manager stated that the effect of the proposed change would be to increase the speed limit on Eight Mile Road in Farmington by five miles per hour. He pointed out that this Order was approved last year by both Oakland and Wayne Counties, and will take effect as soon as new signs are posted.

2-92-058

Motion by Councilman Tupper, supported by Councilwoman Richardson, to introduce Ordinance No. C-597-92, which would raise the speed limit on Eight Mile Road from 40 to 45 miles per hour. Motion carried, all ayes.

F.C.C. PROPOSED AUTHORIZATION OF
VIDEO DIALTONE

Council was advised that the F.C.C. issued proposed regulations allowing telephone companies to use video dialtone.

The City Manager indicated that the F.C.C. is proposing to exempt telephone companies from the provisions of the Cable Act, giving them an advantage as they would also be exempt from franchise fees and other requirements which the cable industry must follow. Manager Deadman stated that it is in the best interest of the City at this point to object to the F.C.C's proposed regulations.

Mayor Hartsock expressed concern that if telephone companies are allowed unilateral control of their transmission system, the cable industry will be put to a severe disadvantage. He pointed out that there are certain inherent advantages that telephone companies have that the cable industry does not have.

2-92-059

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to authorize the City Clerk to send reply comments on Council's objection to the F.C.C. regulations relative to the proposed authorization of Video Dialtone. Motion carried, all ayes.

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

The City Manager reviewed authorized payments to Posen Construction, Inc., Black and Veatch and Dan's Excavating, Inc., on the Sewer Improvement Project.

2-92-060

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the fifteenth estimated payment to Posen Construction, Inc., in the amount of \$354,449.97 for work completed through January 31, 1992, on the Sewer Improvement Project, Contract No. 1.

COUNCIL PROCEEDINGS -5-
February 17, 1992

ROLL CALL

AYES: Richardson, Tupper, Hartsock, McShane.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED FEBRUARY 17, 1992.

2-92-061

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes Black and Veatch Change Order No. 8, which would increase Contract No. 1 by \$5,481.26 on the Sewer Improvement Project.

ROLL CALL

AYES: Tupper, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED FEBRUARY 17, 19192.

1-92-062

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the fifteenth estimated payment to Dan's Excavating, Inc., in the amount of \$5,812.48 for work completed through January 31, 1992, on the Sewer Improvement Project, Contract No. 2.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED FEBRUARY 17, 1992.

2-92-063

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch, Architects/Engineers, in the amount of \$21,368.97 for work completed through January 17, 1992, on the Sewer Improvement Project.

COUNCIL PROCEEDINGS -6-
February 17, 1992

ROLL CALL

AYES: McShane, Richardson, Tupper, Hartsock.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED FEBRUARY 17, 1992.

MISCELLANEOUS

There were no public comments.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson stated that she has Anniversary Celebration note cards for sale at \$3.00 per package.

Councilman Tupper asked Director Lauhoff if his office is satisfied with the results of the traffic pattern change in the northbound left turn lane of Farmington Road. Director Lauhoff stated that he has had several calls thanking the City for the change and no negative comments.

Councilman Tupper expressed concern about senior citizens attempting to cross Grand River in front of Farmington Place instead of crossing at the traffic light provided.

Director Lauhoff advised that he will ask Farmington Place management to encourage the residents to use the signal. He also stated that someone from the Public Safety will go over to speak to the seniors.

Councilwoman McShane advised that Farmington Families in Action is looking for new members. She suggested that interested parties attend a meeting on March 11, 1992 at 9:30 a.m. or 7:30 p.m. in Room 108 of the Farmington Training Center.

Mayor Hartsock called attention to the Public Safety employee awards to be presented in Council Chambers on February 26, 1992 at 7:30 p.m.

WARRANT LIST

2-92-064

Motion by Councilman Tupper, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$70,775.03; Water & Sewer Fund \$43,293.81.

ROLL CALL:

AYES: Richardson, Tupper, Hartsock, McShane.
NAYS: None.
ABSENT: Campbell.

MOTION CARRIED.

COUNCIL PROCEEDINGS -7-
February 17, 1992

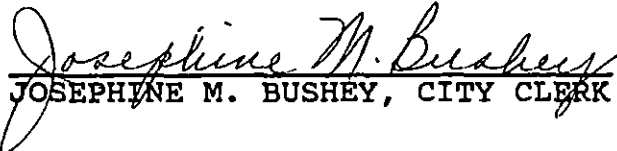
ADJOURNMENT

Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:10 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: March 2, 1991.

COUNCIL PROCEEDINGS
SPECIAL GOAL SETTING MEETING

A special meeting of the Farmington City Council was held on Thursday, February 27, 1992, in Meeting Room A, 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 5:00 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper

CITY REPRESENTATIVES PRESENT: R. Deadman, City Manager; R. Schultz, Administrative Assistant

The purpose of the meeting was to continue the process of drafting a mission statement and setting goals which was begun at the meeting on February 5, and to explore the implications of several issues facing the community. Because of the nature of the session the usual rules of procedure were suspended.

Council directed the staff to continue working on the mission and goal statements.

Council agreed that a subcommittee should be formed to interview and evaluate candidates for appointive offices. Council Members Campbell and Richardson volunteered to form the initial subcommittee and to devise a standard form appropriate to recording the interests and competencies of candidates.

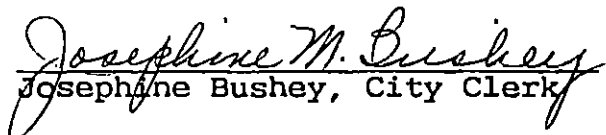
Council decided to invite the City's appointees to the Library Board to meet with council in March or April for the purpose of reporting to the council about issues before the Library Board.

Council agreed to establish a procedure to meet with the Planning Commission, Board of Zoning Appeals and the Library Board at least once each year.

The meeting was adjourned at 9:30 p.m.



William S. Hartsock, Mayor



Josephine Bushey, City Clerk

Approved: June 1, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, March 2, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, Richardson, Tupper.

ABSENT: McShane.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Acting City Attorney Schultz, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

3-92-065

Motion by Councilwoman Richardson, supported by Councilman Tupper, to approve the minutes of the previous meeting of February 17, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

3-92-066

Motion by Councilman Campbell, supported by Councilwoman Richardson, to receive and/or file the minutes of the following Boards and Commissions:

- Board of Zoning Appeals minutes of February 5, 1992;
- Historical Commission minutes of February 19, 1992;
- Beautification Committee minutes of February 12, 1992;
- Farmington Community Library minutes of January 9, 1992.

Motion carried, all ayes.

Councilwoman Richardson noted that the Board of Zoning Appeals has a new Chairman, Robert Walker.

PETITIONS AND COMMUNICATIONS

OAK PARK RESOLUTION RE: S. B. 643
TO AMEND PESTICIDE CONTROL ACT

Council was advised that the City of Oak Park adopted a resolution opposing S.B. 643 which would seriously erode local home rule in Michigan.

The City Manager pointed out that if passed, this legislation would nullify local ordinances governing use and application of pesticides even if these ordinances mirror state law.

3-92-067

Motion by Councilwoman Richardson, supported by Councilman Campbell, to support the City of Oak Park's position on S.B. 643 relative to the Pesticide Control Act. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
March 2, 1992

LETTER OF RESIGNATION FROM E. GREGORY HOHLER
DOWNTOWN DEVELOPMENT AUTHORITY

Council was advised that Mr. Hohler notes that to continue operating the Civic Theatre, he is unable to continue serving on the DDA Board. He points out that current economic conditions force him to operate on a week-to-week basis, which requires all of his time and energy.

3-92-068

Motion by Councilwoman Richardson, supported by Councilman Tupper, to accept the resignation of E. Gregory Hohler from the Downtown Development Authority, and to present him with a Certificate of Appreciation. Motion carried, all ayes.

LETTER OF RESIGNATION FROM L. DAVID STADER
BOARD OF CANVASSERS

Council was advised that Mr. Stader will be moving from the community in April. The City Manager suggested that Mr. Stader be replaced prior to the August Primary.

3-92-069

Motion by Councilman Campbell, supported by Councilwoman Richardson, to accept the resignation of L. David Stader from the Board of Canvassers. Motion carried, all ayes.

REQUESTS FOR PROCLAMATIONS

The City Manager advised that proclamations were requested by the Moslem Shrine Temple and Jr. Achievement of Southwestern Michigan, Inc.

3-92-070

Motion by Councilman Tupper, supported by Councilwoman Richardson, to proclaim June 12 and 13, 1992 as MOSLEM SHRINE TEMPLE ANNUAL HOSPITAL FUND DRIVE DAYS in Farmington. Motion carried, all ayes.

3-92-071

Motion by Councilwoman Richardson, supported by Councilman Campbell, to proclaim February/March as JUNIOR ACHIEVEMENT MONTHS in Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AMENDMENT NO. 4 TO ENGINEERING CONTRACT
SEWER IMPROVEMENT PROJECT

Council was advised that the City was required to build a water reservoir to supply water to clean the sewer retention basin, as neither Farmington nor Farmington Hills could provide sufficient water to accomplish this without the reservoir. The City Manager advised that Black & Veatch was asked to design this water reservoir at a cost of \$7,157.55.

COUNCIL PROCEEDINGS -3-
March 2, 1992

3-92-072

Motion by Councilman Campbell, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes Amendment No. 4 to Black & Veatch Construction Phase Services contract in the amount of \$7,157.55 for additional engineering services on the Sewer Improvement Project.

ROLL CALL

AYES: Hartsock, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: McShane.

RESOLUTION DECLARED ADOPTED MARCH 2, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

APPLICATION TO RECREATION BOND FUND

Council was advised that the Michigan Department of Natural Resources is again accepting applications for grants under the Recreation Bond Program.

The City Manager stated that the improvements originally proposed for Shiawassee Park are eligible for resubmittal. He recommended that the north parking lot be rebuilt and adapted for winter skating and that two outdoor volleyball courts be added.

Manager Deadman advised that the total for Shiawassee Park is \$119,930.00. He indicated that \$89,948.00 is the grant application amount, with City funds amounting to \$29,982.00. He pointed out that the listed items are included in the five-year recreation plan recently approved by Council and submitted to the Michigan Department of Natural Resources.

3-92-073

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

WHEREAS, the Farmington City Council has determined that the City's largest park, located at Shiawassee and Power Roads, is due for the repair of existing facilities and the addition of new facilities as listed here:

\$11,668.00	Basketball, half court
67,590.00	Rebuild two lighted tennis courts
6,229.00	Repair and refurbish buildings
20,933.00	Rebuild parking lot
1,052.00	Provide furniture for skating
6,447.00	Install two volleyball courts
6,011.00	Install three new bleachers, and

COUNCIL PROCEEDINGS -4-
March 2, 1992

WHEREAS, the Council has previously included these improvements in the City's five-year plan, and

WHEREAS, these projects have been estimated to cost \$119,930.00;

NOW, THEREFORE, BE IT RESOLVED that the City Manager is authorized to submit an application to the Michigan Department of Natural Resources, under the Quality of Life Recreation Bond Program, for funding for seventy-five percent of the project, and

BE IT FURTHER RESOLVED that if the application is successful, the Council will undertake the projects and will appropriate twenty-five per cent of the cost, or \$29,982.00 in local funds.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: McShane.

RESOLUTION DECLARED ADOPTED MARCH 2, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

PROPOSED AMENDMENTS TO
CEMETERY RULES AND REGULATIONS

Council was advised that several changes are being proposed in the Cemetery Rules and Regulations which were last amended in March of 1988.

The City Manager pointed out that definitions were added, rules pertaining to interment and disinterment were considered in the changes, the section on perpetual care was removed, and new subsections were added to Section H, Other Regulations.

3-92-074

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves the proposed amendments to the Cemetery Rules and Regulations attached hereto, effective immediately upon adoption by Council.

VOTE

AYES: 4
NAYS: None.
ABSENT: McShane.

RESOLUTION DECLARED ADOPTED MARCH 2, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

COUNCIL PROCEEDINGS -5-
March 2, 1992

MISCELLANEOUS

PUBLIC COMMENT

A City resident asked about the status of the Civic Theatre. He was advised that Mr. Hohler is working very hard to keep it open and is doing somewhat better at present.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilman Campbell submitted material for a children's coloring contest which he said he would take to the PTA if Council approves.

Mr. Campbell advised that he will be out of town for the first Council meeting in April.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Council was advised that the terms of Donald Munter and Richard Gundlach on the Farmington Historical Commission expire this month. The City Manager stated that both men are willing to serve another term if Council so appoints.

3-92-075

Motion by Councilman Tupper, supported by Councilwoman Richardson, to appoint Donald Munter and Richard Gundlach to another 3-year term on the Farmington Historical Commission, said terms to expire March 13, 1995. Motion carried, all ayes.

3-92-076

Motion by Councilman Campbell, supported by Councilwoman Richardson, to appoint Norbert Lappanen, 35897 Smithfield, to the Traffic and Safety Board to fill the unexpired term of of Bill McCullough, said term to expire in July, 1992. Motion carried, all ayes.

FINANCIAL REPORTS

SEVEN MONTHS ENDED JANUARY 31, 1992

3-92-077

Motion by Councilman Tupper, supported by Councilwoman Richardson, to receive and file the General Fund and the 47th District Court financial reports for the seven months ended January 31, 1992. Motion carried, all ayes.

WARRANT LIST

3-92-078

Motion by Councilman Campbell, supported by Councilman Tupper, to approve the monthly bills as submitted: General Fund \$39,039.81; Water & Sewer Fund \$2,835.15.

COUNCIL PROCEEDINGS -6-
March 2, 1992

ROLL CALL:

AYES: Tupper, Campbell, Hartsock, Richardson.
NAYS: None.
ABSENT: McShane.

MOTION CARRIED.

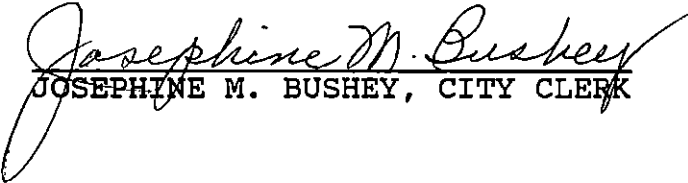
ADJOURNMENT

Motion by Councilman Tupper, supported by Councilman Campbell, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 8:42 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

CEMETERY RULES AND REGULATIONS

A. DEFINITIONS

1. Lot: Numbered divisions as shown on the cemetery plot which consist of two or more graves.
2. Grave: A space of sufficient size to accommodate one adult interment.
3. Interment: The permanent disposition of the remains of a deceased person by cremation and inurnment or burial.
4. Memorial: Shall include a monument, marker or headstone for family or individual use.
5. Monument: Shall include a tombstone or memorial of granite or marble which shall extend above the surface of the ground.
6. Marker: A memorial flush with the ground.
7. Lot Marker: Refers to any means used by the cemetery to locate corners of the lot or grave.
8. Deed: The certificate of ownership which applies to the original conveyance to the original purchaser.

B. MARKERS, MEMORIALS AND MAUSOLEUMS

1. All markers, or memorials must be constructed of some durable composition.
2. Foundations for markers shall conform to specifications set by the City, and all foundation work shall be done under permit of the Director of Public Services.

Cemetery Rules and Regulations --2

3. All expenses incurred in setting, repairing, or maintaining markers shall be borne by the lot owner.
4. Mausoleums or memorial sites may only be constructed or erected on lots of sufficient size so as no portion of the mausoleum or memorial site extends beyond the lot borders.
5. If any marker, monument, or mausoleum is allowed to fall into disrepair by the owner, it may be removed by the City.
6. Only one marker, one monument, or one mausoleum will be permitted per grave.
7. Unsightly objects erected or placed upon lots or graves, which are objectionable or detrimental to the cemetery's appearance, will not be permitted. Whenever such objects may be placed, or whenever objects become unsightly due to weathering or deterioration, the City reserves the right to remove them without any other reason or notice, and the City shall have no responsibility for return to the owner of any object or item removed.

C. INTERMENT OR DISINTERMENT

1. There shall be no interment of anything other than the remains of human bodies in City cemeteries.
2. No funerals shall be held on Sunday, nor between the hours of 6:00 p.m. and 7:00 a.m.

Cemetery Rules and Regulations --3

3. Reasonable notice must be given to the City Clerk, and all arrangements with the City must be completed for services to be furnished by the City, and payment made prior to a grave opening.
4. All applications for burial shall be made to the City Clerk in a timely manner to allow at least eight working hours to prepare the grave, and such applications shall be accompanied by a burial permit issued by the County Health Department or other authorized agency of the state or county.
5. There shall be no disinterment or relocation without a permit issued by the County Health Department; such permit shall be submitted to the City Clerk.
6. There shall be no interment of more than one body and one cremation, or two cremations within any one grave. Further, there shall be no disinterment of the cremains or body within any grave for the purpose of burying bodies or cremains within the same grave.

D. GROUND MAINTENANCE REGULATIONS

1. No grading, leveling, or excavation shall take place within any cemetery without written permission of the Director of Public Services.
2. All plantings of flowers, shrubs or trees shall be done under the supervision of the Director of Public Services.

Cemetery Rules and Regulations --4

3. The City reserves the right to remove or trim any tree, plant or shrub in the interest of maintaining a good appearance or to reduce maintenance expenses.
4. No surface shall be applied to any grave other than one consisting of sod.
5. The City reserves the right to change, maintain and revise any roadway or plat incorporated within any cemetery when necessary to improve the grounds.

E. GIFTS FOR CEMETERIES

Whenever any person shall grant or give, bequest or devise any gift to the City for the perpetual maintenance and care of, or for the general upkeep and improvement of a City cemetery, the City Clerk shall review such gift, bequest or devise, and shall forthwith issue to the donor or his/her representative, an acknowledgment of receipt of same, signed by the City Clerk and the City Treasurer.

Any funds paid to the City Clerk shall be delivered to the City Treasurer.

The City Clerk shall report to the City Council the receipt of any funds by grant, gift, bequest or devise at the next regular Council meeting.

F. CEMETERY CARE

1. Cemetery care shall include only watering, cutting and trimming of the grass, top dressing and seeding when necessary and the general upkeep of the lot.

Cemetery care shall not include the maintenance of any marker, monument, mausoleum or other items.

Cemetery Rules and Regulations --5

2. All monies received by the City in trust, gifts or other donations, shall be credited to the Cemetery Improvement Account. The City shall not commit itself to extraordinary care or special care of any lot or grave within the cemetery.

G. BURIALS OF POOR PERSONS AND STRANGERS

A part of at least one City cemetery shall be set aside for single graves, and shall be used as a burial place for indigent persons and strangers. Each grave shall be numbered and marked with a durable material.

H. OTHER REGULATIONS

1. No advertisement of any description will be permitted within any cemetery.
2. No persons shall injure, cut or remove any tree, shrub or plant or other vegetation growing or being within the limits of the cemetery whether on graves or unimproved grounds.
3. All persons are prohibited from defacing, injuring or removing any monument, fence or other structure in or belonging to the cemetery, or any property thereof, and from entering on such grounds by any other means other than the gates provided for the purpose thereof.
4. The presence of wildlife and birds enhances the natural beauty of City cemeteries, so the cemetery grounds shall be considered a wildlife and bird sanctuary. All persons are forbidden from disturbing, killing, wounding or trapping any bird or animal.
5. Refreshments or liquor shall not be allowed within the cemeteries.

Cemetery Rules and Regulations --6

6. No person shall drive any vehicle other than on the designated roads provided within the cemetery other than those vehicles permitted by the Director of Public Services for the maintenance, placement of markers, or required for interment.
7. The cemetery shall be open to visitors from 9:00 a.m. to 6:00 p.m. daily.
8. The cemetery (City) reserves, and shall have, the right to correct any errors that may be made by them either in making interments, disinterments or removals or the description, transfer or conveyance of any interment property. Such correction shall include cancelling such conveyance and substituting in lieu thereof other interment property of equal value and similar location as far as possible, or as may be selected by the Cemetery Board, or, in the sole discretion of the City Manager, by refunding the amount paid for such purchase. In the event such error shall involve the interment of the remains of any person in such property, the cemetery reserves and shall have the right to remove or transfer such remains to another property of equal value and similar location as may be substituted and conveyed in lieu thereof.
9. All orders for interments in lots must be signed by the owner of the lot or his legal representative. However, when this is impossible because such person is absent from the city, permission by telegraph will be accepted in lieu thereof.

Cemetery Rules and Regulations --7

I. FEES

Fees shall be established by resolution adopted by the Farmington City Council.

	<u>Resident</u>	<u>Non-Resident</u>
Grave	\$325.00	\$475.00
Opening and Closing		
Adult	\$325.00	\$450.00
Saturday	\$375.00	\$600.00
Child	\$325.00	\$450.00
Urn	\$150.00	\$175.00
Disinterment: to re-enter		
City Cemetery	\$650.00	\$650.00
Other Cemetery	\$400.00	\$400.00
Construction of Foundations	Single up to 42"x18"	\$ 90.00
for Memorials and Markers	Double up to 60"x18"	\$160.00
	\$.35 per square inch if larger	
Transfer of Ownership	\$ 20.00	\$ 25.00

Revised March, 1992

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, March 16, 1992, 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 8:02 p.m. by Mayor Pro-Tem Campbell.

PRESENT: Campbell, McShane, Richardson, Tupper.

ABSENT: Hartsock.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, Acting City Clerk Murphy.

MINUTES OF PREVIOUS MEETING

3-92-079

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to approve the minutes of the previous meeting of March 2, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

3-92-080

Motion by Councilwoman Richardson, supported by Councilman Tupper, to receive and/or file the minutes of the following Boards and Commissions:

- Farmington Planning Commission minutes of March 9, 1992;
- Farmington Area Arts Commission minutes of February 13, 1992.

Motion carried, all ayes.

Councilwoman Richardson commended the Planning Commission for their stand and resolution opposing the Muirwood Square proposed expansion.

PETITIONS AND COMMUNICATIONS

LETTER FROM CHAMBER OF COMMERCE
RE: FOUNDERS FESTIVAL PARADE

The Farmington/Farmington Hills Chamber of Commerce requested assistance in conducting the annual Farmington Founders Festival July 9 - 11, 1992.

They will require use of City Park on July 7, closing off a portion of the downtown parking lot to erect necessary tents, necessary barricades, and obtaining a State permit to close Grand River for the parade.

3-92-081

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

COUNCIL PROCEEDINGS -2-
March 16, 1992

WHEREAS, the Farmington City Council has granted permission to the Founders Festival Committee to conduct the Founders Festival Parade in the City of Farmington on July 11, 1992, and

WHEREAS, the Department of Public Safety is authorized to apply to the State of Michigan, Department of Transportation, for a permit to close Grand River Avenue in the City of Farmington from its intersection with M-102 to Gill Road from 8:45 a.m. to 1:00 p.m. to accommodate the parade;

NOW, THEREFORE, BE IT RESOLVED that the City of Farmington agrees to faithfully fulfill all permit requirements, and will indemnify the State of Michigan for any liability resulting from the closing of Grand River.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

REQUEST FOR PROCLAMATION

The City Manager advised that a proclamation was requested by the Oakland County EMS and Emergency Management Division.

3-92-082

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to proclaim March 29 to April 4, 1992 as MICHIGAN TORNADO SAFETY WEEK in Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

Council was advised that a Black and Veatch Change Order is necessary and payments on the Sewer Improvement Project are due to Posen Construction, Dan's Excavating and Black and Veatch.

3-92-083

Motion by Councilman Tupper, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes Black and Veatch Change Order No. 11 in the amount of \$20,000.00, which would add an allowance for cold weather protection in constructing the retention basin.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

COUNCIL PROCEEDINGS -3-
March 16, 1992

3-92-084

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the sixteenth estimated payment to Posen Construction, Inc., in the amount of \$175,962.22 for work completed through February 29, 1992, on the Sewer Improvement Project, Contract No. 1, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

3-92-085

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the sixteenth estimated payment to Dan's Excavating, Inc., in the amount of \$97,602.39 for work completed from January 31 to February 29, 1992, on the Sewer Improvement Project, Contract No. 2, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Richardson, Tupper, Campbell, McShane.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

3-92-086

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch, Architects/Engineers, in the amount of \$24,661.62 for design work and construction engineering services completed through February 14, 1992, on the Sewer Improvement Project, and

COUNCIL PROCEEDINGS -4-
March 16, 1992

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Tupper, Campbell, McShane, Richardson.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

RESOURCE RECOVERY AND RECYCLING AUTHORITY OF
SOUTHWEST OAKLAND COUNTY, FY 1992-93 BUDGET

The City Manager submitted the RRRASOC budget for FY 1992-93 for Council approval, stating that a Public Hearing was held on March 4, 1992 on the proposed budget.

Council was advised that this year's budget will reduce the per capita formula from \$1.50 to \$1.00.

Council was further advised that the total cost of the program for the coming year is \$362,501.00; that \$128,813.00 will be provided from the Materials Recycling Facility project contingency fund and that the communities will be billed \$224,188.00.

3-92-087

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the 1992-93 RRRASOC Budget as presented. Motion carried, all ayes.

CONSIDERATION OF OBJECTION TO MDNR
CLOSED BORDERS FOR SOLID WASTE POLICY

Council was advised that the Michigan Department of Natural Resources could close the County borders for cross-county flow of solid waste to adjacent county landfills if Oakland County fails to provide an acceptable Act 641 plan by April 10, 1992.

The City Manager stated that to date, an agreement has not been reached. He pointed out that the MDNR action is illogical, insensitive and would create a crisis where none needs to exist. He recommended that Council adopt a resolution objecting to the MDNR interpretation of Michigan's Public Act 641 of 1978.

3-92-088

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution and forward copies to the Governor, the State Senator, the State Representative and the MDNR Director:

[SEE ATTACHED RESOLUTION].

MISCELLANEOUS

PUBLIC COMMENT

Shiawassee Street resident Nancy Leonard inquired about the digging in front of the Dress Barn. She was advised that a "tank farm" was discovered in the area; further, that there is more tank removal going on at Grand River and Mayfield.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman McShane stated that she would like to consider supporting the Rochester Hills resolution regarding S.B. 274, S.B. 275, H.B. 4954 and H.B. 4955, addressing obstacles to recycling in Michigan. Manager Deadman suggested getting copies of these bills before taking a stand.

Councilwoman Richardson announced that Councilman Tupper will stand in for Mayor Hartsock at the State of the Cities breakfast on March 17th.

ANNUAL OPERATIONS REPORT
DEPARTMENT OF PUBLIC SAFETY

3-92-089

Motion by Councilman Tupper, supported by Councilwoman McShane, to receive and file the Department of Public Safety Annual Operations Report for December, 1991. Motion carried, all ayes.

Councilwoman Richardson commended Director Lauhoff for an excellent job on this report. She questioned why the school liaison officer position was cut back to every other week.

WARRANT LIST

3-92-090

Motion by Councilman Tupper, supported by Councilwoman McShane, to approve the monthly bills as submitted: General Fund \$23,028.26; Water & Sewer Fund \$62,257.81.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock.


MOTION CARRIED.

ADJOURNMENT

Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:05 p.m.


ARNOLD T. CAMPBELL, MAYOR PRO-TEM


CAROL A. MURPHY, ACTING CITY CLERK.

Approved: April 6, 1992.

R E S O L U T I O N

NO. 3-92-088

Motion by Richardson, supported by Tupper, to adopt the following resolution:

WHEREAS, the City of Farmington, Oakland County, has an existing contract with a collection hauler with landfill capacity in adjacent counties to Oakland, and

WHEREAS, the Oakland County Solid Waste Management Plan Update, June 1990, explicitly authorizes the exportation of wastes to other counties, and

WHEREAS, the Act 641 legislation as currently written does not require quantification of inter-county transportation of waste, and

WHEREAS, there is ample landfill and incineration capacity for the City's use in Wayne and Washtenaw counties, and

WHEREAS, the Greater Metropolitan Detroit region should be considered as a contiguous group with regard to inter-county flow and not as separate counties for the fulfillment of solid waste capacity requirements, and

WHEREAS, the Michigan Department of Natural Resources apparently is requiring Oakland, Wayne, and Washtenaw Counties to redefine the inter-county flow of waste with the threat of closed borders within the near future for the counties, and

WHEREAS, the inter-county flow issue is governed by the private sector and information is difficult for the public agencies to assimilate, and

WHEREAS, any mandates for closed borders for Oakland, Wayne, and Washtenaw Counties would certainly affect the health, safety and welfare of the general public, and

WHEREAS, the City has a responsibility to its residents that the garbage will be picked up and deposited in a licensed landfill or incinerator, and

WHEREAS, the mandate for closed borders for Oakland, Wayne, and Washtenaw Counties interferes with this responsibility;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby objects to the interpretation by the Michigan Department of Natural Resources staff regarding the explicit authorization and ability of the counties of Oakland, Wayne and Washtenaw for inter-county service.

BE IT FURTHER RESOLVED that the City Council would object to any mandate of closed borders as indicated in letters to the Chairman of the Oakland County Board of Commissioners and to the Resource Recovery and Recycling Authority of Southwest Oakland County.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper

NAYS: None.

ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED MARCH 16, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, March 16, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey
Josephine M. Bushey, City Clerk

COUNCIL PROCEEDINGS
SPECIAL GOAL SETTING MEETING

A special meeting of the Farmington City Council was held on Monday, March 30, 1992, in Meeting Room A, 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 5:00 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson.

ABSENT: Tupper.

CITY REPRESENTATIVES PRESENT: R. Deadman, City Manager; R. Schultz, Administrative Assistant.

The purpose of the meeting was to continue the process of drafting a mission statement and setting goals which was begun at the meeting on February 5, and to explore the implications of several issues facing the community. Because of the nature of the session the usual rules of procedure were suspended.

Mission Statement: the session began with a review of the March 30 draft of the Council's mission statement and the associated policies and goals. Council directed the City Manager to continue working on the mission, policy and goal statements.

City Flag: Council reviewed flag designs from JH Corp. The number 3 design showed the city logo centered on the vertical axis and slightly above the horizontal axis. The diameter of the logo circle is about 2/3 the vertical flag dimension. The words "City of Farmington" are written below the logo. Councilman Campbell suggested that the words be set on an arc larger than the circle arc, but with the same orientation. In response to a questions from Mayor Hartsock, Manager Deadman indicated that the administration was proposing a green design on a cream field similar to the city flags based on the No. 3 design as modified by Councilman Campbell's suggestion; Councilwoman McShane dissented.

City Hall Office Hours: acting on a request from the administration, council approved changing the city's office hours from 8:30 a.m. to 5:00 p.m. to 8:30 a.m. to 4:30 p.m. beginning on a convenient date to be set by the City Manager.

The meeting was adjourned at 8:00 p.m.


WILLIAM S. HARTSOCK, MAYOR


JOSEPHINE M. BUSHEY, CITY CLERK

Approved: June 1, 1992.

COUNCIL PROCEEDINGS

A Special meeting of the Farmington City Council was held on Monday, April 6, 1992, in Meeting Room "A", 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 7:00 p.m. by Mayor Hartsock.

PRESENT: Hartsock, McShane, Richardson, Tupper.

ABSENT: Campbell.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, City Clerk Bushey.

LIBRARY REPRESENTATIVES PRESENT: A. Lanigan, E. Sauter, and B. Walker.

The purpose of the meeting was to discuss better communications with the community at-large.

Mayor Hartsock asked what the library's goals are for the coming year.

Mr. Lanigan stated that the Board has been discussing being more of a service to people, being more available. He stated that the main topic at the June meeting was servicing the general community by making them more comfortable so that they have the most positive experience they can have as library patrons.

Mayor Hartsock asked where they are in terms of a new library.

Mr. Sauter stated that they have been discussing it.

Mr. Lanigan advised that there is a financial study going on to enable the Board to see what kind of monies can be saved by entering into an agreement with the Oakland Community College Library. He stated that they will know more when the financial report is available in June.

Ms. Walker pointed out that technology is driving up costs.

Mayor Hartsock asked if a time frame has been worked out for the new library.

Mr. Sauter stated that they are looking toward bringing a millage proposal back to Farmington next year.

Mayor Hartsock asked what level of service the library is trying to achieve.

COUNCIL PROCEEDINGS -2-
Special Meeting of April 6, 1992

Mr. Sauter stated that they are trying to provide the best possible service with the financial resources available.

Mayor Hartsock asked how the entire Board develops their goals.

Mr. Sauter answered that they have a 5-year Plan with some firm objectives stated therein.

Mayor Hartsock stated that because of the magnitude of this project and its importance to both communities, it is important that Council is brought up-to-date at scheduled intervals as the project progresses. He further indicated that the Board needs some additional input from Council and that meetings of the two groups be scheduled on a regular basis.

Councilman Tupper stated that Council and the Library Board should be unified regarding this project. He deemed it important to get some sort of dialogue going in this regard. Councilwoman Richardson agreed that Council should be kept abreast of the situation on a periodic basis.

The meeting adjourned at 7:50 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: June 1, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, April 6, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Hartsock, McShane, Richardson, Tupper,

ABSENT: Campbell.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Deputy Director Goss, Director Billing, City Attorney Donohue, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

4-92-091

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to approve the minutes of the previous meeting of March 16, 1992, as written. Motion carried, all ayes.

PRESENTATION

FARMINGTON EXCHANGE CLUB FOR
FREEDOM SHRINE DISPLAY

Mayor Hartsock presented a proclamation to the Farmington Exchange Club president in appreciation of their recent gift of the Freedom Shrine documents to the City.

MINUTES OF OTHER BOARDS

Councilwoman Richardson called attention to page 3 of the March 19, 1992 Farmington Area Arts Commission minutes relative to the video of the Student Art Awards. She suggested that Council view this tape before or at the beginning of a future Council meeting.

4-92-092

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of March 3, 1992;
- Board of Zoning Appeals minutes of March 4, 1992;
- Traffic and Safety Board minutes of January 16, 1992;
- Farmington Area Commission on Aging minutes of February 25, 1992;
- Farmington Area Arts Commission minutes of March 19, 1992;
- Board of Education minutes of February 11 and March 3, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR FENCE VARIANCE

DALE SMETEK, 31641 LAMAR

Mayor Hartsock read a letter from Mr. and Mrs. VanValkenburg of 31661 Lamar favoring Mr. Smetek's request for a one foot variance to allow a new 5 ft. high wood screening fence to remain in place in front of the rear building line at 31641 Lamar.

Mr. Smetek advised that the installer told him that a City permit was not required as he was replacing a fence of the same height. The City advised Mr. Smetek that the fence violates the City Code, which limits such fences to 4 ft. in height.

4-92-093

Motion by Councilman Tupper, supported by Councilwoman McShane, to deny the requested fence variance to Section 13-2 of the City Code for 31641 Lamar, and allow Mr. Smetek six months to bring the fence into compliance with the City Code. Motion carried, 3 ayes, 1 Nay (Hartsock).

Councilwoman Richardson suggested that a letter be sent to Ken Bauer informing him of the ordinance regarding fence permits and to any other installer that the Randolph Fence Company uses.

REQUEST FOR SIGN VARIANCE, JOHNSON

INVESTMENT COMPANY, 33108-10 GRAND RIVER

Council was advised that Johnson Investment Company wishes to erect a ground sign in front of the building in the Central Business District where such signs are prohibited.

The City Manager pointed out that Council has granted variances to Section 25-13 of the City Code by permitting certain ground signs in the CBD in lieu of wall signs on converted residential structures.

4-92-094

Motion by Councilman Tupper, supported by Councilwoman Richardson, to grant the requested variance to Section 25-13 of the City Code for Johnson Investment Company to erect a ground sign in front of the building at 33108-10 Grand River, with the stipulation that no wall signs will be installed on the building, which would detract from the historical character of the structure. Motion carried, all ayes.

REQUEST FOR PARADE PERMIT

SOUTH FARMINGTON BASEBALL, INC.

Council was advised that South Farmington Baseball, Inc. requests permission to conduct their annual Opening Day parade on May 2, 1992.

4-92-095

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to grant the requested parade permit to South Farmington Baseball, Inc. for Opening Day, May 2, 1992. Motion carried, all ayes.

REQUEST FOR FUND-RAISER

FARMINGTON HIGH SCHOOL MUSIC PATRONS

Council was advised that the Farmington High School Music Patrons plan to sponsor a returnable bottle and can drive on April 11, 1992 to raise funds for the Music Department. The City Manager stated that they request the use of Orchard Street parking lots for the collection of these containers.

4-92-096

Motion by Councilwoman McShane, supported by Councilman Tupper, to permit the use of Orchard Street parking lots at the rear of the A & P store for the collection of bottles and cans during the Farmington High School Music Patrons annual fund-raiser on April 11, 1992. Motion carried, all ayes.

TRANSFER OF SDM LICENSE AT 32330 GRAND RIVER

Council was informed that Adel Yasso requests the transfer of the 1991 SDM licensed business from Najat T. Asmar at 32330 Grand River. The Public Safety Department record check of the proposed licensee found no reason to object to this transfer.

4-92-097

Motion by Councilman Tupper, supported by Councilwoman McShane, to receive and file the Liquor Control Commission's notice, allowing the Commission to make an independent decision regarding the merits of Mr. Yasso to hold an SDM license. Motion carried, all ayes.

ROCHESTER HILLS' RESOLUTION SUPPORTING HOUSE
BILLS 4954/4955 AND SENATE BILLS 274-275

The City Manager advised that these bills would establish several standards for packaging and disposal of solid waste, hazardous waste, yard waste, appliances and other materials as well as establish a Michigan Recycling Board within the Commerce Department.

Following considerable discussion, Councilwoman McShane stated that she would like to know more about this proposed legislation.

4-92-098

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to table a decision until City Council completes further study on House Bills 4954/4955 and Senate Bills 274/275. Motion carried, all ayes.

REQUEST FROM DOWNTOWN DEVELOPMENT AUTHORITY
RE: SUMMER PROMOTIONS SERIES

Council was advised that the DDA Director requests authorization to use portions of the City's municipal downtown parking lot to conduct a summer promotions program from mid-June through Mid-August.

4-92-099

Motion by Councilwoman Richardson, supported by Councilman Tupper, to authorize use of certain portions of the downtown parking lot for a Downtown Development Authority summer promotions program from June 17, through August 19, 1992. Motion carried, all ayes.

LETTER FROM OAKLAND COUNTY BOARD OF
COMMISSIONERS RE: RECOMMENDATIONS CONCERNING
THE REGIONAL DEVELOPMENT INITIATIVE

The City Manager recommended that Council read the resolution, the report from the County and SEMCOG's RDI Study before taking any action on this matter.

4-92-100

Motion by Councilwoman McShane, supported by Councilman Tupper, to table a decision relative to the Regional Development Initiative until City Council completes further study of the matter. Motion carried, all ayes.

REQUESTS FOR PROCLAMATIONS

The City Manager advised that proclamations are requested by the Oakland County Department of Community and Economic Development and by Metropolitan Detroit Baptist Manor.

4-92-101

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to proclaim the month of April 1992 as FAIR HOUSING MONTH in Farmington. Motion carried, all ayes.

4-92-102

Motion by Councilman Tupper, supported by Councilwoman Richardson, to proclaim the month of May 1992 as OLDER AMERICANS MONTH in Farmington. Motion carried, all ayes.

REPORT FROM CITY ATTORNEY

SOUTH CANTON HOMEOWNERS V CITY OF FARMINGTON

Council was advised that two agreements have been drafted for the City of Farmington relative to Compost Systems, Inc. and Waste Management, Inc. indemnifying Farmington and Farmington Hills against defense and liability costs resulting from the South Canton Homeowners Association v City of Farmington lawsuit. City Attorney Donohue asked that Council approve the form and content

of these agreements and authorize the appropriate City officers to sign them.

4-92-103

Motion by Councilwoman Richardson, supported by Councilman Tupper, to authorize the City Manager and the City Clerk to sign the Primary and Secondary Agreements prepared by the City Attorney relative to the South Canton Homeowners Association v City of Farmington lawsuit. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AMENDMENT TO WATER RESOURCES COMMISSION
ABATEMENT ORDER: EVERGREEN/FARMINGTON
SEWAGE DISPOSAL SYSTEM

Council was advised that under the proposed amendment to the Water Resources Commission Final Order of Abatement Agreement, construction would be completed in November, 1992, a work plan for performance certification submitted to MDNR by July, 1992, and system certification would begin January 1, 1993, with final performance certification to be completed by January 1, 1994.

The City Manager stated that the City has been informed of possible further delays in rehabilitation of the system. He indicated that, if necessary, new dates could be established for the communities involved in the Evergreen/Farmington Sewer System.

Manager Deadman further indicated that MDNR and the Oakland County Drain Commission have requested that we accept the first amendment to the Final Order of Abatement.

4-92-104

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to approve the First Amended Final Order of Abatement Agreement as submitted, and authorize the City Manager to sign the agreement on behalf of the City of Farmington. Motion carried, all ayes.

SMART MUNICIPAL CREDIT TRANSFER AGREEMENT

Council was advised that Farmington is eligible to receive \$7,769.00 this fiscal year under the Municipal Credit Program.

The City Manager stated that the agreement will provide for a contract between the Cities of Livonia and Farmington Hills to administer the services on behalf of Farmington.

4-92-105

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

COUNCIL PROCEEDINGS -6-
April 6, 1992

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to execute a Municipal Credit Transfer Agreement with SMART, effective July 1, 1991 through June 30, 1992, to distribute to the City of Livonia \$6,769.00 to fund the senior and handicapped transportation system including dial-a-ride and special services to the handicapped, and

FURTHER BE IT RESOLVED that said agreement authorizes distribution of \$1,000.00 to the City of Farmington Hills for operation of its van program which provides specialized transportation services to senior citizens of Farmington and Farmington Hills.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED APRIL 6, 1992.

DPW OFFICE EQUIPMENT BIDS

Council was advised that bids were solicited for standard equipment items and custom built items.

The City Manager stated that only one bidder, Business Resources, responded for the standard items (two office work stations, a work table, chairs and furniture for the lunchroom), at \$7,014.10.

Council was informed that out of five vendors for the custom built items, the three lowest bidders were:

IANUZZI MILLWORK Detroit, MI.	\$1,534.00
D. W. PLASTICRAFT & CO. Farmington Hills, MI.	1,603.00
A NOTCH ABOVE Madison Heights, MI.	1,870.00

4-92-106

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes acceptance of the following bids for DPW office equipment:

Business Resources Ann Arbor, MI.	\$7,014.10
--------------------------------------	------------

COUNCIL PROCEEDINGS -7-
April 6, 1992

Ianuzzi Millwork
Detroit, MI.

\$1,534.00

BE IT FURTHER RESOLVED that funds be provided from the 1991-92 budget.

ROLL CALL

AYES: McShane, Richardson, Tupper, Hartsock.
NAYS: None.
ABSENT: Campbell.

RESOLUTION DECLARED ADOPTED APRIL 6, 1992.

ESTABLISH MEETING WITH RRRASOC COMMUNITIES

Council was advised that Oakland County is reexamining the timing of its proposed solid waste program, because Westinghouse withdrew its proposal for construction of an incinerator.

The City Manager stated that before contracting with another vendor the County would like the local communities involved to indicate their willingness to participate in an intergovernmental agreement.

Council was informed that a meeting is scheduled on April 30th at 7:30 p.m. in the Southfield Council Chambers to advise what alternatives may be considered by the various City Councils.

4-92-107

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to establish a Special Council meeting with RRRASOC communities for Thursday, April 30 at 7:30 p.m. in the City of Southfield Council Chambers. Motion carried, all ayes.

MISCELLANEOUS

There were no public comments.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilman Tupper announced upcoming seminars on the "Vital Role of Michigan Downtowns" and "How to Build a Municipal Communications Program".

Councilman Tupper's questions were answered relative to Council's special study session of March 30, which he could not attend.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Council was asked to make appointments to fill openings on the Farmington Community Library Board of Trustees and the Farmington Board of Canvassers.

COUNCIL PROCEEDINGS -8-
April 6, 1992

4-92-108

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to appoint Ernest Sauter to another 4-year term on the Farmington Community Library Board of Trustees, said term to expire in March, 1996. Motion carried, all ayes

4-92-109

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to appoint Florence B. Burke (R), 22880 Mayfield, to fill the unexpired term of L. David Stader (R) ending December 31, 1993. Motion carried, all ayes.

Mayor Hartsock pointed out that it was necessary to fill the vacancy on the Downtown Development Authority left by the recent resignation of Greg Hohler. He advised that the Mayor appoints these Board members with the consent of Council, and offered the name of William Ray of Ray Interiors for consideration.

4-92-110

Motion by Councilman Tupper, supported by Councilwoman Richardson, to consent to the appointment of William Ray of Ray's Interiors offered by the Mayor to fill the unexpired term of E. Gregory Hohler on the Downtown Development Authority which will expire February 17, 1993. Motion carried, all ayes.

FINANCIAL REPORTS
EIGHT MONTHS ENDED FEBRUARY 29, 1992

4-92-111

Motion by Councilwoman Richardson, supported by Councilman Tupper, to receive and file the General Fund and the 47th District Court Financial Reports for the eight months ended February 29, 1992. Motion carried, all ayes.

WARRANT LIST

4-92-112

Motion by Councilman Tupper, supported by Councilwoman McShane, to approve the monthly bills as submitted: General Fund \$58,532.64; Water & Sewer Fund \$27,600.92.

ROLL CALL:

AYES: Richardson, Tupper, Hartsock, McShane.
NAYS: None.
ABSENT: Campbell.

MOTION CARRIED.

ADJOURNMENT


Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

COUNCIL PROCEEDINGS -9-
April 6, 1992

The meeting was adjourned at 9:37 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: April 20, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, April 20, 1992, 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 Pro-Tem Campbell.

PRESENT: Campbell, McShane, Richardson, Tupper.

ABSENT: Hartsock.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Assistant Director Gushman, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

4-92-113

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the minutes of the previous meeting of April 6, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

4-92-114

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of April 10, 1992;
- Downtown Development Authority minutes of April 7, 1992;
- Farmington Community Library minutes of February 13, 1992;
- Board of Education minutes of March 17, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

NOTICE FROM FARMINGTON HILLS CITY COUNCIL:
REZONING PARCEL AT DRAKE ROAD AND GRAND RIVER

Manager Deadman advised that the City of Farmington Hills scheduled a public hearing on April 27, 1992, relative to the Beztak Company's request for rezoning property at Grand River and Drake Road. He pointed out that this rezoning request was previously denied by the Farmington Hills Council and repetition by Beztak for the enlargement of the Muirwood Center.

Mr. Deadman stated that City Council previously indicated its objection to this project as having an adverse effect on downtown Farmington and other area retail space.

He pointed out that the Farmington DDA sent a resolution to the Farmington Hills Planning Commission stating that additional

COUNCIL PROCEEDINGS -2-
April 20, 1992

space would not be in the best interest of either city. He further stated that Farmington had a similar opportunity to build a large service center immediately south of this property, but elected not to do so as it may have an adverse impact on existing land uses in Farmington Hills and on downtown Farmington.

Mr. Deadman further noted that both communities recognize the potential for adverse impact that rezoning this parcel would cause. He pointed out that both communities are long-term partners in the planning process and the compatibility of nearby uses on the cities' borders has always been a prime planning concern.

Councilwoman Richardson stated that she felt very strongly that this rezoning should not be allowed. She suggested that the words "business and retail" be added between the words "commercial" and "space" in paragraph 3 of the resolution opposing this rezoning.

Mayor Pro-Tem Campbell and Councilwoman McShane favored the resolution as amended.

Councilman Tupper expressed concern that it may be difficult for the opposition to maintain their position in Court if they were challenged.

4-92-115

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

REQUEST FOR OUTSIDE SEATING
HOLLYWOOD GRILLE, 23310 FARMINGTON Rd.

Council was advised that the owners of the Hollywood Grille, formerly Sweet Connections, wish to place tables and chairs on the sidewalk in front of their store at 23310 Farmington Road. They stated that they have used outside seating at a similar operation, Dagwood's Deli, for eight years without a problem.

The City Manager advised that the sidewalk is of sufficient size to accommodate the requested seating.

4-92-116

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the requested outside seating at 23310 Farmington Road, with the stipulation that trash receptacles be provided and that the area be kept clean. Motion carried, all ayes.

REQUEST TO PLACE COLD AIR BALLOON ATOP
KENSINGTON MANOR APARTMENTS

Council was advised that the Kensington Manor Apartments property manager requests permission to fly a cold air balloon atop the complex for marketing purposes.

Manager Deadman pointed out that this type of advertising is not permitted in R-3 Multifamily Residential Districts and will require a variance to Section 25-5 (2) of the City Code.

4-92-117

Motion by Councilwoman Richardson, supported by Councilman Tupper, to grant the requested variance to Section 25-5 (2) of the City Code, permitting the use of a cold air balloon atop the Kensington Manor Apartments from late April 24 until late April 26, 1992. Motion carried, all ayes.

Councilwoman Richardson asked that Property Manager Emma Phillips bring back to Council an evaluation of this three-day variance.

REQUEST FOR SIGN VARIANCE: BOOKS ABOUND

Council was advised that the owner of Books ABOUND, 33336 Grand River, requests a variance to Section 25-13 (7) of the City Ordinance to install a 20" x 48" wall sign on both side walls to the rear of the Civic Theatre building. Mr. Rosenthal said these signs are to inform people that Books ABOUND has an entrance off the rear parking lot west of the theatre. Mr. Rosenthal further stated that theatre owner Greg Hohler said he has no objection to the signs being placed on the Civic Theatre, if the City approves.

Councilman Tupper expressed concern that these signs would be placed on a building which does not house the Books ABOUND business. He noted that there could be a change of owner for the theatre. He stated that he would like to see this tabled to look into the matter further, because of the implications of getting into a problem with one property owner putting signs on another property owner's building.

Mayor Pro-Tem Campbell suggested that even if the theatre were to change hands, the new owner could remove the signs.

Councilwoman Richardson stated that she has difficulty in accepting the placement of signs on someone else's building.

Councilman Tupper stated that he does not like to take a position prohibited by ordinance.

Council was advised that these signs would be mounted on the brick rather than painted on the walls.

Councilwoman McShane stated that aside from this being prohibited by ordinance, she has a problem about setting a precedent.

4-92-118

Motion by Councilman Tupper, supported by Councilwoman Richardson, to table this request for variance to Section 25-13 (7) until Council can further study the situation to attempt to accommodate and assist others as well in identifying their entrances. Motion carried, all ayes.

REQUEST TO HOLD SIDEWALK SALES IN CBD
DURING THE DDA SUMMER FUN PROGRAM

The Executive Director of the Farmington Downtown Development Authority advised that the Downtown Farmington Business Association requests permission to conduct sidewalk sales on ten consecutive Wednesdays during the DDA Summer Fun Program.

Councilwoman Richardson stated that this should be tried to see if it will bring more people into the downtown area.

4-92-119

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to grant permission to the Downtown Farmington Business Association to hold sidewalk sales on ten consecutive Wednesdays during the DDA Summer Fun Program, June 17 through August 19, 1992. Motion carried, all ayes.

ANNUAL REPORT:
DOWNTOWN DEVELOPMENT AUTHORITY

DDA Executive Director Strip-Sittsamer presented the annual report with particular emphasis on the three projects addressed during the past year, namely:

1. Expansion and maintenance of the Streetscape Improvement Program;
2. Importance of DDA/DFBA Advertising Pool;
3. Regional/Statewide Planning Efforts.

Mrs. Strip-Sittsamer advised that tax increment financing expires in December, 1993, and indicated that the DDA will have to find a funding alternative to assure its economic future. She reported that the DDA has accomplished what it set out to do when it was formed in 1986.

REPORTS FROM CITY MANAGER

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

Council was advised that payments on the Sewer Improvement

COUNCIL PROCEEDINGS -5-
April 20, 1992

Project are due to Posen Construction and Black and Veatch for work completed in March.

4-92-120

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the seventeenth estimated payment to Posen Construction, Inc., in the amount of \$244,982.77 for work completed through March 31, 1992, on the Sewer Improvement Project, Contract No. 1, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Richardson, Tupper, Campbell, McShane.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED APRIL 20, 1992.

4-92-121

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch in the amount of \$27,518.14 for work completed through March 13, 1992, on the Sewer Separation and retention basin project.

ROLL CALL

AYES: Tupper, Campbell, McShane, Richardson.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED APRIL 20, 1992.

Councilman Tupper asked if there is a reason that the application from Black and Veatch does not appear on the AIA application form. The City Manager advised that he will provide the information requested by Mr. Tupper.

Mayor Pro-Tem Campbell asked what percentage of the project is complete. The City Manager advised that about 75% of the pumping station retention basin and 95% of the sewer separation are completed.

ROAD SALT CONTRACT

Council was advised that bids for the 1992-93 year for road salt will be opened in early July through the State of Michigan purchasing department.

The City Manager recommended that Council authorize participation in the State road salt program for the purchase of 1,500 tons of salt.

4-92-122

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes participation in the State of Michigan road salt bid process for the 1992-93 winter season, and

BE IT FURTHER RESOLVED that Council authorizes the City Manager to commit to the purchase of 1,500 tons of road salt through the State of Michigan's Extended Purchasing Program.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED APRIL 20, 1992.

DRAKE AND FREEDOM ROAD HIGHWAY IMPROVEMENTS

Council was presented with proposed financing for Drake and Freedom Road improvements as follows:

Act 51 Highway Bonds	\$300,000.00
General Fund Capital Reserves	153,000.00
Major Street Fund	<u>25,000.00</u>
Total:	\$478,000.00

Manager Deadman advised that the sight distance on Drake Road will be improved by at least 5 miles per hour, as the grade of the hill will be lowered by 18 inches. He estimated the cost for the Drake Road Improvement at \$279,500.00, including base repair, and 1 1/2 inch overlay over the entire surface.

The City Manager estimated the cost of repairing Freedom Road at \$198,000.00, including repair of concrete joints, milling of existing asphalt surface and 2 1/2 inch overlay. He pointed out that the City's project will begin at Nine Mile Road and proceed westerly to Gill Road.

COUNCIL PROCEEDINGS -7-
April 20, 1992

Manager Deadman recommended that Council reapprove this project for FY 1992-93 and adopt a bonding resolution authorizing the sale of \$300,000.00 in Act 51 Highway Revenue Bonds.

4-92-123

Motion by Councilwoman McShane, supported by Councilman Tupper, to reapprove the Drake and Freedom Roads project for FY 1992-93, and to adopt the following bonding resolution:

[SEE ATTACHED RESOLUTION].

RECOMMENDED BUDGET FOR FY 1992-93

Manager Deadman advised that the 1992-93 proposed budget reflects less expenses than budgeted for the current year. He stated that it proposes to maintain the current level of services, and the same millage rate as currently in effect: General Operating - 10.05 mills and Bonded Debt Service - 3.62 mills.

He recommended that Council establish a series of work sessions and establish a public hearing on May 18, 1992, at 8:00 p.m. so the City Clerk can post these dates and publish the hearing.

4-92-124

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to schedule budget work sessions on Thursday, May 7, 1992, at 5:30 p.m. and Monday, May 11, 1992, at 5:00 p.m., and further, to establish a public hearing on Monday, May 18, 1992 at 8:00 p.m. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Donald Garrison, 30691 Grand River, Farmington Hills, MI., reported on the Department of Public Safety's handling of a recent bomb threat at his place of employment. He indicated concern that Farmington has no K-9 Corps to deal with such matters, and suggested that we could share such a unit with Farmington Hills.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson reminded those present of the upcoming May 4th Council meeting celebrating the City's 125th Anniversary. She advised that there will be a special reception at 7:15 p.m. at which the Anniversary Quilt will be presented to the City.

Mrs. Richardson stated that she arranged through the Mayor to show the new video on the Historical Museum during the first part of the May 4th meeting.

Councilwoman Richardson asked if the School or the City has jurisdiction over the easement at Oakland and Longacre. She

COUNCIL PROCEEDINGS -8-
April 20, 1992

pointed out that the area needs to be cleaned up. She was advised that the City has cleaned the area several times and will do so again in the near future.

Councilman Tupper asked about the status of the straw bales on the sledding hill. He was advised that they were removed during the weekend.

Councilwoman McShane called attention to a recent Michigan Municipal League communication relative to cost recovery from drunk driving incidents, SB-576, which would allow judges to have convicted persons reimburse the State and local governments. Mrs. McShane stated that she would like to see the City able to recoup these costs, and suggested that Council adopt a resolution supporting SB-576.

4-92-125

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt a resolution supporting SB-576 with its amendments and pass it along to the appropriate House Members and Senator Bouchard. Motion carried, all ayes.

Ms. McShane asked if the land east of Oakwood Cemetery will be cleaned up. The City Manager advised that the contractor has this responsibility under the contract to put this area back as it was.

Mayor Pro-Tem Campbell called attention to apparent damage to brick work at the entrance of Farmington Oaks. Mr. Gushman advised that this resulted from a recent accident. He noted that the owner of this facility will take charge of this repair.

Mr. Campbell announced that last week there was a "Be Aware Contest" regarding tax proposals that will be on the November ballot.

Councilwoman Richardson noted that there has been a change of location for the May 2 Hazardous Waste Day and asked if residents were notified. She was advised that a notice is at the printers and will be mailed on Wednesday.

DEPARTMENT OF PUBLIC WORKS AND
WATER AND SEWER DEPARTMENT QUARTERLY REPORT
JANUARY - MARCH, 1992

4-92-126

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file the Department of Public Works and Water and Sewer Department Quarterly Report, January - March, 1992. Motion carried, all ayes.

COUNCIL PROCEEDINGS -9-
April 20, 1992

BUILDING DEPARTMENT QUARTERLY REPORT
JANUARY - MARCH, 1992

4-92-127

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to receive and file the Building Department Quarterly Report, January - March, 1992. Motion carried, all ayes.

WARRANT LIST

4-92-128

Motion by Councilman Tupper, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$58,532.64; Water & Sewer Fund \$27,600.92.

ROLL CALL:

AYES: Richardson, Tupper, Campbell, McShane.
NAYS: None.
ABSENT: Hartsock.


MOTION CARRIED.

ADJOURNMENT

Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:00 p.m.


ARNOLD T. CAMPBELL, MAYOR PRO-TEM


JOSEPHINE M. BUSHEY, CITY CLERK

Approved: May 4, 1992.

R E S O L U T I O N

No. 4-92-115

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

WHEREAS, the Cities of Farmington and Farmington Hills have long been partners in the planning process, and

WHEREAS, the master planning process of Farmington Hills and Farmington has taken into consideration the compatibility of uses along the bordering properties of both communities, and

WHEREAS, there exists a considerable amount of unused commercial business and retail space in and around both cities, and

WHEREAS, the Farmington Hills City Council has been asked to rezone a parcel of property located on the northwest corner of Drake Road and Grand River Avenue for the purpose of expanding a commercial development, and

WHEREAS, the City of Farmington had similar opportunities to rezone properties at the corner of Drake Road and Grand River Avenue but elected to maintain the office zoning so as not to adversely impact the nearby existing land use in the City of Farmington Hills and in downtown Farmington;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Farmington considers the proposed rezoning of property west of Muirwood Square to be counter to prudent land use planning as it adds to an overbuilt retail market.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED APRIL 20, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk of the City of Farmington, Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, April 20, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

City of Farmington
County of Oakland, Michigan

Minutes of a regular meeting of the City Council of the City of Farmington, County of Oakland, Michigan held in the Council Chambers in the City Hall on the 20th day of April, 1992, at 8:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Members Campbell, McShane, Richardson, Tupper.

ABSENT: Members Hartsock.

The following preamble and resolution were offered by Member McShane and supported by Member Tupper:

WHEREAS, the City Council of the City of Farmington, County of Oakland, Michigan (the "City") intends to authorize the issuance and sale of its 1992 Michigan Transportation Fund Bonds (the "Bonds") pursuant to Act 175, Public Acts of Michigan, 1952, as amended, in an amount not to exceed Three Hundred Thousand Dollars (\$300,000), for the purpose of paying part of the cost of acquiring, constructing and reconstructing improvements to the major street system of the City; and

WHEREAS, prior to issuance of the Bonds the City must either receive prior approval of the Bonds from the Michigan Department of Treasury (the "Department") or be exempt from prior approval as provided in Chapter III, Section 11 of Act 202, Public Acts of Michigan, 1943, as amended; and

WHEREAS, in order to be exempt from prior approval, the City must notify the Department of the City's intent to issue the Bonds;

and

WHEREAS, the Council desires to make the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.103-18 pursuant to the Internal Revenue Code of 1986, as amended.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager of the City is authorized to notify the Department of the City's intent to issue the Bonds described in the preamble to this resolution, to pay the related fee and to request an order providing an exception from prior approval for the Bonds or to apply for prior approval if an exception therefrom is not available.

2. The City reasonably expects to reimburse for the expenditures described in (4) below with proceeds of the Bonds.

3. This declaration of official intent is specifically made pursuant to Treas. Reg. § 1.103-18.

4. Reimbursable expenditures, if any, shall be for street improvements to be made to Drake Road and Freedom Road in the City, as more fully described in the engineering materials with respect to the project on file with the City.

5. The maximum principal amount of debt expected to be issued for the reimbursement purposes described herein is \$300,000.

6. This declaration of official intent is consistent with the City's budgetary and financial circumstances, since no funds from sources other than the borrowing described herein are or are reasonably expected to be, reserved, allocated on a long-term

basis, or otherwise set aside by the City pursuant to the City's budget or financial policies with respect to the expenditures to be reimbursed as described in (4) above.

7. Reimbursement of the expenditures described in (4) above with the proceeds of the borrowing described herein will occur not earlier than the date on which the expenditure is paid and not later than (i) the date that is one year after the date on which the expenditure is paid, or (ii) the date that is one year after the date on which the project is placed in service, and the reimbursement will follow the procedures described in Treas. Reg. § 1.103-18(e)(2).

8. The expenditures described in (4) above are "capital expenditures" as defined in Treas. Reg. § 1.150-1(h), which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election) under general Federal income tax principles (as determined at the time the expenditure is paid).

9. No proceeds of the borrowing paid to the City in reimbursement pursuant to this resolution will be used in a manner described in Treas. Reg. § 1.103-18(k) with respect to abusive uses of such proceeds.

10. This official intent resolution shall be reasonably available for inspection by the public within thirty (30) days of the date hereof at the main administrative office of the City located at 23600 Liberty Street, Farmington, and will remain available for public inspection on a reasonable basis until the

date of issuance of the bonds described herein.

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

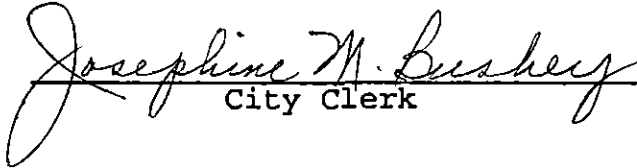
AYES: Members McShane, Richardson, Tupper, Campbell.

NAYS: Members None.

RESOLUTION DECLARED ADOPTED. APRIL 20, 1992,

Josephine M. Bushey
City Clerk

I hereby certify that the attached is a true and complete copy of a resolution adopted by the City Council of the City of Farmington, County of Oakland, State of Michigan, at a regular meeting held on the 20th day of April, 1992, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976 and that minutes of the meeting were kept and will be or have been made available as required by said Act.


City Clerk

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COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, May 4, 1992, 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 7:45 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

Mayor Hartsock began the historical portion of the meeting by presenting a proclamation to Councilwoman Richardson on the City's 125th Anniversary, and commended her as Celebration Committee Chairperson.

Mrs. Richardson then presented Emily McSweeney with a certificate in appreciation for her dressing the Council and staff in period costumes. She presented an identical certificate to the Farmington Players.

Councilwoman Richardson introduced Co-Chairpersons Laura Myers and Kathy Bricker, who presented the Heritage Quilt to the City. She also introduced Kara Clayton who presented a new video of the Farmington Museum.

Mayor Hartsock concluded the special historical Council meeting by reading into the record the May 6, 1867 minutes of the Village of Farmington. [SEE MINUTES ATTACHED].

Following a short break, the Mayor called the regular Council meeting to order at 8:35 p.m.

MINUTES OF PREVIOUS MEETING

5-92-129

Motion by Councilwoman Richardson, supported by Councilman Campbell, to approve the minutes of the previous meeting of April 20, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

5-92-130

Motion by Councilman Campbell, supported by Councilwoman McShane, to receive and/or file the minutes of the following Boards and Commissions:

- Board of Zoning Appeals minutes of April 1, 1992;
- Traffic and Safety Board minutes of March 19, 1992;
- Farmington Historical Commission minutes of March 4, March 18 and April 15, 1992;

COUNCIL PROCEEDINGS -2-
May 4, 1992

- Farmington Area Commission on Aging minutes of March 24, 1992;
- Board of Education minutes of April 7, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR SIGN VARIANCE

KMART CORPORATION, 37175 GRAND RIVER

Manager Deadman advised that the KMart Corporation wishes to install their new logo at the Grand River/Halsted store as part of their remodeling program.

The City Manager stated that KMart is not requesting any additional height but wishes to use the existing ground sign which advertises the center. Mr. Deadman stated that the City Ordinance was modified in November of 1990 establishing 24 feet as the maximum height for ground signs and that prior to this amendment, the shopping center/KMart ground sign was in compliance.

5-92-131

Motion by Councilman Tupper, supported by Councilwoman McShane, to grant the requested variance to Section 25-4, Subsection (1) c of the Sign Ordinance, allowing the installation of the new KMart logo on the existing ground sign at the Grand River/Halsted store in Farmington. Motion carried, all ayes.

REQUEST FOR WHEELCHAIR PARADE

GREENERY EXTENDED CARE CENTER

Council was advised that the Greenery Extended Care Center's Activities Director requests permission to conduct the annual wheelchair parade celebrating National Nursing Home Week. The Director states that the parade will be conducted on the sidewalks south on Gill Road to Alta Loma, to Cass and then return to the Greenery.

5-92-132

Motion by Councilwoman Richardson, supported by Councilman Campbell, to grant permission to The Greenery Extended Care Center to conduct the annual Wheelchair Parade on City sidewalks from 2:00 to 2:45 p.m., May 12, 1992, with the Public Safety Department providing an escort to assist patients in crossing streets. Motion carried, all ayes.

REQUEST FOR PROCLAMATION

Council was advised that the Poppy Chairman of Groves-Walker Post #346 requests a proclamation designating Poppy Days in Farmington.

COUNCIL PROCEEDINGS -3-
May 6, 1992

5-92-133

Motion by Councilwoman McShane, supported by Councilman Tupper, to issue a proclamation designating May 14 - 16, 1992 as POPPY DAYS in Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED MORATORIUM ON ENFORCEMENT
OUTSIDE STORAGE ORDINANCE

Council was advised that the Planning Commission established a subcommittee to review the recommendations of the Ad Hoc Subcommittee relative to the proposed moratorium on Enforcement of Outside Storage provisions of the Zoning Ordinance.

The City Manager stated that the subcommittee will report back to the Commission in 60 to 90 days, and they expect the process to take six months before City Council is in a position to consider an amendment to the Outside Storage Ordinance.

Manager Deadman pointed out that in the meantime, those variances which have been granted to industrial users not in compliance with the current ordinance will expire this month. He, therefore, recommended that City Council allow the Zoning Compliance Officer not to enforce the Zoning Ordinances as they pertain to the expired variances.

5-92-134

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

AMENDED DELEGATION AGREEMENT WITH
DETROIT WATER AND SEWER DEPARTMENT

Council was informed that Detroit advises that in 1990, Farmington and other communities in Oakland County adopted an ordinance and a delegation agreement substantially different from models provided by Detroit, which were, therefore, unacceptable.

The City Manager advised that a new delegation agreement is being presented to Detroit sewerage system users. He stated that Detroit is not asking Farmington to pass a new ordinance at this time, because Detroit will be revising their ordinance to comply with recent changes in federal regulations.

5-92-135

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to enter into the proposed Wastewater Discharge Ordinance Delegation Agreement with the City of Detroit, and further, to authorize the Mayor to sign the agreement on behalf of the City of Farmington. Motion carried, all ayes.

MICHIGAN DEPARTMENT OF TRANSPORTATION
GRAND RIVER PAVING CONTRACT

Council was advised that parking on Grand River is considered critical by both the City Council and the Downtown Development Authority to maintain a pedestrian oriented downtown. The City administration, therefore, recommended that on-street parking on Grand River be maintained.

5-92-136

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

PRESENTATION OF JOINTLY FUNDED BUDGETS

Council was advised that the following jointly funded agencies submitted budget requests for the fiscal year 1992-93:

- Farmington Community Library,
- 47th District Court,
- Farmington Area Advisory Council,
- Farmington Youth Assistance,
- Farmington Area Arts Commission,
- Farmington Area Commission on Aging.

The City Councils of Farmington and Farmington Hills established a special meeting on May 12, 1992, at 7:00 p.m. in the City of Farmington Hills Council Chambers to review these budget requests.

ESTABLISH PUBLIC HEARING ON FISCAL YEAR
1992-93 BUDGET AND MILLAGE RATE

The City Manager stated that the City Charter requires City Council to hold a public hearing prior to adopting the budget. He recommended that Council establish a public hearing in compliance with the City Charter on May 18, 1992, at 8:00 p.m., and adopt a resolution approving the notice, instructing the City Clerk to publish the notice.

5-92-137

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

MISCELLANEOUS

PUBLIC COMMENT

City Manager Deadman stated how very impressed he was with the work done on the Heritage Quilt by the people of the community.

COUNCIL PROCEEDINGS -5-
May 4, 1992

The City Manager brought Council up-to-date on the recent Hazardous Waste Day.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilman Campbell stated that the flyers on Hazardous Waste Day arrived late in his area. Director Billing advised that he received many calls from residents who received the flyer the day after the collection date. Mr. Campbell suggested that perhaps the mailing for the next Hazardous Waste Day be sent out three weeks in advance.

Councilman Tupper stated that the importance of recycling should be emphasized and that we should all participate the best we can.

Councilwoman Richardson noted that the new welcome signs are up at the four locations entering Farmington.

The photographer from the Farmington Observer stated that she would like to schedule a time to take pictures of the individual Council members as well as the staff.

Councilman Campbell stated that perhaps they could come in early for the special budget session this coming Thursday, around 5:00 p.m. He suggested that appointments be made with the staff for another time.

Mr. Billing stated that the residents at the corner of Chesley and Farmington Road were most cooperative and everything should be in operation by next Friday.

Councilman Campbell asked for comments on scheduling only one meeting during the summer months to make it easier to plan vacations.

Council members Tupper and Richardson considered this a good idea.

The City Manager stated that by Charter Council is required to have one meeting per month but he will check to see which meeting can be eliminated.

FINANCIAL REPORTS

PERIOD ENDED MARCH 31, 1992

The City Manager stated that the \$25,000.00 in the Capital Outlay, Land Improvement account was to replace the District Court parking lot, which should be done by the end of this budget year. He advised that the City of Farmington Hills is attempting to combine this with one of their asphalt projects to get a better price.

COUNCIL PROCEEDINGS -6-
May 4, 1992

5-92-138

Motion by Councilman Tupper, supported by Councilwoman Richardson, to receive and file the General Fund and the 47th District Court financial reports; also the Water and Sewer Department Quarterly report, for the period ended March 31, 1992. Motion carried, all ayes.

ADOPT HIGHWAY BOND AUTHORIZING RESOLUTION
AND NOTICE OF SALE RESOLUTION FOR
DRAKE ROAD/FREEDOM ROAD PROJECT

5-92-139

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolutions:

[SEE ATTACHED RESOLUTIONS].

WARRANT LIST

5-92-140

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the monthly bills as submitted: General Fund \$47,049.16; Water & Sewer Fund \$140,767.61.

ROLL CALL:


AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

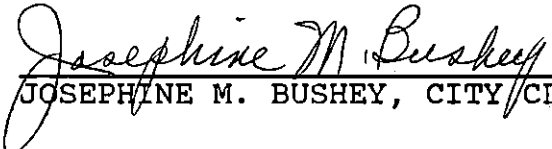
MOTION CARRIED.

ADJOURNMENT

Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:30 p.m.


WILLIAM S. HARTSOCK, MAYOR


JOSEPHINE M. BUSHEY, CITY CLERK

Approved: May 18, -1992.

VILLAGE OF FARMINGTON PROCEEDINGS
MAY 6, 1867

The Charter Election was held in accordance with the act incorporating the Village of Farmington on the 6th day of May, 1867.

The election resulted in Iustus B. Webster, Anson I. Cloyse and Geo. Mathews Trustees; P. Dean Warner, President and John A. Fairfield, Recorder.

The first meeting of the Common Council was called to order on the 9th day of May, 1867. The President called the Council to order and the Recorder called the roll.

ROLL CALL:

Present: P. Dean Warner, J. A. Fairfield, Anson I. Cloyse
Iustus B. Webster
Absent: George Mathews

The President addressed the Council and submitted rules for governing the Council in its deliberations. Councilman Cloyse offered the following resolutions:

Resolved that the Recorder be and is hereby authorized to procure a suitable book for the record of the proceedings of the Village. Adopted. Yeas: Cloyse, Webster, Warner. Nays: none.

Cloyse offered the following:

Resolved that Mortimer Servoiss be appointed Marshall for the Village of Farmington. Adopted. Yeas: Cloyse, Warner & Fairfield. Nays: Webster.

Webster offered the following:

Resolved that Henry Rilay be appointed Pound Master for the Village for the year 1867. Adopted. Yeas: Cloyse, Webster & Recorder.

Council adjourned until Saturday, May 11, 1867.

P. D. Warner, President

John A. Fairfield, Recorder

CITY OF FARMINGTON

RESOLUTION NO. 5-92-134

Motion by Campbell, supported by McShane, to adopt the following resolution:

WHEREAS, the Farmington City Council has under review by the Farmington Planning Commission the provisions of the Industrial Outside Storage Zoning Ordinance, and

WHEREAS, this review may result in an amendment to the outside storage regulations;

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council hereby places a moratorium on the enforcement of the Outside Storage Ordinance provisions for those industrial users who were granted a variance for the outside storage of certain items, and

BE IT FURTHER RESOLVED that such moratorium shall continue for six months or until such time as the ordinance is amended by the City Council, whichever occurs first.

ROLL CALL:

- AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
- NAYS: None.
- ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 4, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, May 4, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

R E S O L U T I O N

NO. 5-92-136

Motion by Richardson, supported by McShane,
to adopt the following resolution:

WHEREAS, the Michigan Department of Transportation is planning
to resurface I-96BL within the City of Farmington, and

WHEREAS, the city requests the department mill and resurface
the parking lane on eastbound Grand River Avenue from Farmington
Road 550 feet easterly in conjunction with the department's con-
struction on highway I-96BL, within the corporate limits of the
city, and

WHEREAS, the department estimates the project cost for the city
of Farmington's share of the project to be \$2,300;

THEREFORE BE IT RESOLVED that the City of Farmington hereby
authorizes the City Manager and City Clerk to execute a contract
with the Michigan Department of Transportation for the milling and
resurfacing of the parking lane on eastbound Grand River from
Farmington Road 550 feet easterly.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 4, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of
Farmington, do hereby certify the above is a true and correct copy
of a resolution adopted by the Farmington City Council at a regular
meeting held on May 4, 1992, in the City of Farmington, Oakland
County, Michigan.

Josephine M. Bushey, City Clerk

R E S O L U T I O N

NO. 5-92-137

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

WHEREAS, the Farmington City Council has received the City Manager's recommended city budget for Fiscal 1992-93, and

WHEREAS, the budget proposes to maintain essential city services to the citizens of the community, and

WHEREAS, the City is required to hold a public hearing to review the proposed millage rate and the proposed budget for 1992-93,

NOW, THEREFORE, BE IT RESOLVED that the Council authorizes the City Clerk to publish a Notice of Public Hearing to review the city's proposed budget for 1992-93 as provided for in the attached notice.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 4, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the above is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on May 4, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

CITY OF FARMINGTON

NOTICE OF PUBLIC HEARING
TO REVIEW THE PROPOSED
BUDGET AND TAX RATE FOR
FISCAL YEAR 1992-93

The City Council of the City of Farmington will hold a Public Hearing at 8:00 p.m., on Monday, May 18, 1992, in the Council Chambers in City Hall, 23600, Liberty Street, Farmington, Michigan, 48335, on the proposed 1992 tax levy and on the proposed 1992-93 city operating and debt service millage rates.

The recommended budget will be funded by the same tax rate as levied in the prior year. The proposed operating tax levy for city general operation and charter limited debt service is 10.0951 mills (\$10.0951 per \$1,000 of State Equalized Valuation, (SEV) for debt service. The total proposed millage rate for 1992 will be \$13.67 mills (\$13.67 per \$1,000 SEV). The millage rate will not provide an increase in the operating and debt service property tax revenues.

Public comments, oral or written, are welcome at the hearing on the proposed millage rate and on the proposed budget for FY 1992-93.

Summary of the FY 1992-93 budget follows:

GENERAL FUND REVENUES

Local Taxes	\$2,546,300	
Licenses & Permits	51,970	
Intergovernmental Revenues	61,260	
State Shared Revenues	730,000	
Charges for Services	454,900	
Sales	11,600	
Miscellaneous	524,050	
Transfers from Other Funds	209,765	
Appropriation - Fund Balance	<u>171,935</u>	
Total General Fund Revenues:		\$4,761,780

HIGHWAY FUND REVENUES

Gas & Weight Taxes	\$ 318,045	
Contracts & Grants	68,050	
Transfers & Assessments	<u>818,877</u>	
Total Highway Fund Revenues:		\$1,204,972

DEBT SERVICE FUND REVENUES

General Debt Service	\$1,137,205	
Special Assessment Debt Service	<u>584,258</u>	
Total Debt Service Fund Revenues:		\$1,721,463

CAPITAL IMPROVEMENT FUND REVENUES

Investment & Interest Income	\$ 30,000	
Appropriation, Fund Equity	<u>260,500</u>	
Total Capital Improvement Fund Revenues:		\$ 290,500

WATER & SEWER FUND REVENUES

Water & Sewer Sales	\$1,598,880	
Service Fees	25,950	
Miscellaneous Revenues	<u>44,200</u>	
Total Water & Sewer Fund Revenues:		\$1,669,030
TOTAL REVENUES - ALL FUNDS		\$9,647,745

GENERAL FUND EXPENDITURES

General Government	\$1,042,150	
Public Safety	1,485,090	
Public Services	865,340	
Parks & Recreation	159,050	
Library	193,250	
Miscellaneous	98,420	
Insurance, Fixed Expenditures	867,420	
Interfund & Debt Service Transfers	<u>51,060</u>	
Total General Fund Expenditures:		\$4,761,780

HIGHWAY FUND EXPENDITURES

Construction	\$ 478,000	
Operating & Maintenance	622,322	
Debt Service	<u>104,650</u>	
Total Highway Fund Expenditures:		\$1,204,972

DEBT SERVICE FUND EXPENDITURES

General Debt Service	\$1,137,205	
Special Assessment Debt Service	<u>584,258</u>	
Total Debt Service Fund Expenditures:		\$1,721,463

CAPITAL IMPROVEMENT FUND EXPENDITURES

Transfers - Other Funds	\$ 290,500	
Total Capital Improvement Fund Expenditures:		\$ 290,500

WATER & SEWER FUND EXPENDITURES

Operating & Maintenance	\$1,658,435	
Transfer to Capital Replacement	10,595	
Transfer to Retained Earnings	<u>-0-</u>	
Total Water & Sewer Fund Expenditures:		\$1,669,030
TOTAL EXPENDITURES - ALL FUNDS:		\$9,647,745

City of Farmington
County of Oakland, State of Michigan

Bond Authorizing Resolution

Minutes of a regular meeting of the City Council of the City of Farmington, County of Oakland, State of Michigan (the "City") held on the 4th day of May, 1992, at 8:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Members Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: Members None.

The following preamble and resolution were offered by Member McShane and supported by Member Tupper:

WHEREAS, this City Council does hereby determine that it is necessary to acquire and construct street improvements (the "Improvements") in the City described in Exhibit A, attached hereto and made a part hereof; and

WHEREAS, the cost of the Improvements is estimated to be Four Hundred Seventy Eight Thousand Dollars (\$478,000); and

WHEREAS, to finance a part of the cost of the Improvements the City Council deems it necessary to borrow the sum of Three Hundred Thousand Dollars (\$300,000) and issue bonds therefor as authorized by the provisions of Act 175, Public Acts of Michigan, 1952, as amended ("Act 175"); and

WHEREAS, the Improvements are in accordance with the purposes enumerated in Act 51, Public Acts of Michigan, 1951 ("Act 51"); and

WHEREAS, the revenues received by the City from the Michigan Transportation Fund pursuant to Act 51 in the year preceding this contemplated borrowing are more than sufficient to comply with all the requirements specified in Section 4 of Act 175;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and estimates of cost of the Improvements are hereby approved and adopted.

2. The period of usefulness of the Improvements is estimated to be not less than eleven (11) years.

3. The City Council hereby determines to borrow the sum of Three Hundred Thousand Dollars (\$300,000) and issue bonds of the City therefor pursuant to the provisions of Act 175 (the "Bonds"), for the purpose of providing funds to pay part of the cost of the Improvements.

4. The Bonds shall be designated 1992 MICHIGAN TRANSPORTATION FUND BONDS and shall consist of bonds registered as to principal and interest of the denominations of any multiple of \$5,000 not exceeding for each maturity the maximum principal amount of the Bonds of that maturity and numbered consecutively in order of registration. The Bonds will be dated as of May 1, 1992, or such other date as may be determined by the City Manager, and be payable on September 1st of each year as follows:

<u>Amount</u>		<u>Year</u>	<u>Amount</u>		<u>Year</u>
\$20,000	-	1993	\$25,000	-	1999
20,000	-	1994	30,000	-	2000
25,000	-	1995	35,000	-	2001
25,000	-	1996	35,000	-	2002
20,000	-	1997	40,000	-	2003
25,000	-	1998			

The Bonds shall bear interest to be determined at public sale but not to exceed nine percent (9%) per annum. The Bonds will be subject to redemption and be payable in the manner set forth in paragraph 9 hereof.

5. The Bonds shall be executed in the name of the City with the facsimile signatures of the Mayor and the City Clerk and shall bear the actual or a facsimile of the City seal. No Bond of this series shall be valid until authenticated by an authorized signature of the transfer agent designated in the notice of sale of the Bonds. The Bonds shall be delivered to the transfer agent for authentication and be delivered by the transfer agent to the purchaser in accordance with instructions from the Treasurer of the City upon payment of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the transfer agent for safekeeping.

6. Any Bond may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the transfer agent. Whenever any Bond or Bonds shall be surrendered for transfer, the City shall execute and the transfer agent shall authenticate and deliver a new Bond or Bonds, in like aggregate principal amount. The transfer agent shall require the payment by the bondholder requesting the transfer of

any tax or other governmental charge required to be paid with respect to the transfer. The date of determination of the registered owner for purposes of payment of interest as provided in this resolution may be changed by the City to conform to market practice in the future. The principal of the Bonds shall be payable at the office of the transfer agent designated by the transfer agent. The City Manager is hereby authorized to seek and accept proposals from qualified financial institutions and to thereafter designate the transfer agent.

7. To provide moneys to pay the principal of and interest on the Bonds and in accordance with the provisions of Act 175, there is hereby made an irrevocable appropriation of the amount necessary to pay the principal of and interest on the Bonds from the moneys to be derived from State-collected taxes returned to the City for highway purposes, pursuant to law. The Treasurer of the City is directed, each year that any of the principal of and interest on the Bonds remains unpaid, to set aside in a separate depository account, to be designated 1992 MICHIGAN TRANSPORTATION FUND BONDS DEBT RETIREMENT FUND, sufficient moneys from revenues received during such year from the Michigan Transportation Fund pursuant to law to pay the principal of and interest on the Bonds next maturing. The Treasurer is further directed to open a separate depository account, to be designated 1992 MICHIGAN TRANSPORTATION FUND BONDS CONSTRUCTION FUND into which the proceeds of the Bonds, less accrued interest and premium, if any, shall be deposited, which account shall be used to pay the costs of constructing the Improvements.

8. Pursuant to Act 175, and as additional security for the prompt payment of the principal of and interest on the Bonds, there is hereby irrevocably pledged the limited tax full faith and credit of the City, and in the event of insufficiency of funds primarily pledged to the payment thereof, the City covenants and agrees to provide for such insufficiency from such resources as are lawfully available to it.

9. The Bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF FARMINGTON

1992 MICHIGAN TRANSPORTATION FUND BOND

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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Registered Owner:

Principal Amount:

Dollars

The CITY OF FARMINGTON, County of Oakland, State of Michigan (the "City"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on September 1, 1992 and semiannually thereafter. Principal of this bond is payable at the principal office of _____, _____, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner hereof not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City maintained by the Transfer Agent, by check or draft mailed to the registered owner at the registered address.

This bond is one of a series of bonds of even original issue date aggregating the principal sum of \$300,000, issued for the purpose of defraying part of the cost of street improvements in the City in accordance with a resolution duly and regularly adopted by the City Council of the City on May __, 1992, and pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended.

Bonds of this issue maturing in the years 1993 to 2001, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing in the years 2002 and 2003 shall be subject to redemption prior to maturity, at the option of the City, in such order as the

City may determine and by lot within any maturity, on any interest payment date on or after September 1, 2001, at par and accrued interest to the date fixed for redemption, plus a premium expressed as a percentage of par, as follows:

2% of the par value of each bond or portion thereof called for redemption on or after September 1, 2001, but prior to September 1, 2002.

No premium shall be paid on bonds or portions thereof called for redemption on or after September 1, 2002.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered addresses of the registered owners of record. Bonds shall be called for redemption in multiples of \$5,000 and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$5,000, and such bonds may be redeemed in part. Bonds or portions thereof so called for redemption shall not bear interest after the date fixed for redemption, whether or not presented for redemption, provided funds are on hand with the Transfer Agent to redeem said bonds.

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation to it of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

This bond and the interest hereon are payable from the proceeds of State-collected taxes returned to the City for highway purposes pursuant to law, or in case of insufficiency of said funds, out of the general funds of the City, including collections of ad valorem taxes on taxable property which the City may be authorized to levy, subject to applicable constitutional, statutory and charter tax limitations, and the resolution authorizing the bonds contains an irrevocable appropriation of the amount necessary to pay the principal of and interest on the bonds of this issue from moneys derived from such State-collected taxes so returned to the City for highway purposes which have not been theretofore specifically allocated and pledged for the payment of indebtedness. This bond is of equal standing with other bonds issued by the City payable from State-collected taxes, and the City may issue additional bonds of equal standing payable from said State-collected taxes within the limitations prescribed by law.

This bond is not a general obligation of the State of Michigan.

This bond is transferable only upon the books of the City kept for that purpose at the office of the Transfer Agent by the

registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing the bonds of this issue, and upon the payment of the charges, if any, therein prescribed.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

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 this bond and the series of bonds of which this is one, in order to make them valid and binding obligations of the 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 the City, including this bond and the series of bonds of which this is one, 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 with the facsimile signatures of its Mayor and its City Clerk and a facsimile of the City seal to be imprinted hereon, all as of the Date of Original Issue.

CITY OF FARMINGTON
County of Oakland
State of Michigan

By William S. Hunt
Mayor

(Seal)

And:

By Patsy K. Cantrell
City Clerk

[FORM OF TRANSFER AGENT'S CERTIFICATE OF AUTHENTICATION]

Date of Registration:

Certificate of Authentication

This bond is one of the bonds described in the within-mentioned resolution.

_____, Michigan
Transfer Agent

By _____
Authorized Signature

10. The City Clerk shall cause notice of sale of the Bonds to be published in the Bond Buyer, New York, New York, or the Detroit Legal News, Detroit, Michigan, fixing the date of sale for a regular or special meeting of the City Council occurring at least seven (7) full days after the date of such publication.

11. A copy of this resolution shall be published in the Farmington Observer, Farmington, Michigan, once before this resolution becomes effective.

12. The City shall not invest, reinvest or accumulate any moneys deemed to be proceeds of the Bonds pursuant to the Internal Revenue Code of 1986, as amended (the "Code"), and the applicable regulations thereunder, in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of the Code and the applicable regulations thereunder or take or fail to take any lawful action which would cause the interest on the Bonds to be included in gross income for federal income tax purposes.

13. The City hereby designates the Bonds as "qualified tax exempt obligations" within the meaning of the Code for purposes of deduction of interest expense by financial institutions.

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

AYES: Members Tupper, Campbell, Hartsock, McShane, Richardson.

NAYS: Members None.

RESOLUTION DECLARED ADOPTED MAY 4, 1992.

City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Farmington, County of Oakland, State of Michigan, at a regular meeting held on May 4, 1992, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

City Clerk

EXHIBIT A

<u>Street Name</u>	<u>Designation (Major Loc)</u>	<u>Description of Project</u>	<u>MTF Funds</u>	<u>Other Funds</u>	<u>Total Cost</u>
Drake Road	Major	Widen at Grand River to provide left turn lane. Lower grade of hill south of Grand River to improve sight distances. Repair and apply 1-1/2 inches of asphalt to remainder of road south to City limits.	\$279,500	\$ -0-	\$279,500
Freedom Road	Major	Joint repair, surface milling and installation of overlay of 2-1/2 inches of asphalt for the length of the road between the east and west City limits.	\$45,500	\$153,000	\$198,500

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City of Farmington
County of Oakland, State of Michigan

Notice of Sale Resolution

Minutes of a regular meeting of the City Council of the City of Farmington, County of Oakland, State of Michigan (the "City"), held on the ____ day of May, 1992, at 8:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Members Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: Members None.

The following preamble and resolution were offered by Member McShane and supported by Member Tupper:

WHEREAS, by resolution previously adopted, the City Council authorized the issuance and sale of Three Hundred Thousand Dollars (\$300,000) 1992 MICHIGAN TRANSPORTATION FUND BONDS of the City and it is necessary to provide a form of notice of sale of said bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The notice of sale of the bonds shall be in substantially the following form, subject to completion of final sale details by the City Manager upon the advice of bond counsel:

OFFICIAL NOTICE OF SALE

\$300,000

City of Farmington

County of Oakland, State of Michigan

1992 Michigan Transportation Fund Bonds

SEALED BIDS for the purchase of the above bonds will be received by the undersigned at the City Clerk's Office in the City Hall located at 23600 Liberty Street, Farmington, Michigan 48335, on _____, the _____ day of _____, 1992, until _____ o'clock __.m., Eastern Daylight Time, at which time and place said bids will be publicly opened and read. Bids will also be received simultaneously and publicly opened and read at the Municipal Advisory Council, 1445 First National Building, Detroit, Michigan 48226. The City Council will meet no later than 8:00 p.m. on that date to consider the award of bonds to the successful bidder

BOND DETAILS: Said bonds will be fully-registered bonds of the denomination of \$5,000 each or multiples thereof, dated May 1, 1992, numbered in order of registration, and will bear interest from their date payable on September 1, 1992, and semiannually thereafter.

Said bonds will mature on the 1st day of September of each year in the amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1993	\$20,000	1999	\$25,000
1994	20,000	2000	30,000
1995	25,000	2001	35,000
1996	25,000	2002	35,000
1997	20,000	2003	40,000
1998	25,000		

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 9% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only. All bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rate on the bonds shall not exceed 3% per annum. No proposal for the purchase of less than all of the bonds or at a price less than 100% of their par value will be considered.

Bonds of this issue maturing in the years 1993 to 2001, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 of this issue maturing in the years 2002 and 2003 shall be subject to redemption prior to maturity, at the option of the City, in such order as the City may determine and by lot within any maturity, on any interest payment date on or after September 1, 2001, at par and accrued interest to the date fixed for redemption, plus a premium expressed as a percentage of par, as follows:

2% of the par value of each bond or portion thereof called for redemption on or after September 1, 2001, but prior to September 1, 2002.

No premium shall be paid on bonds or portions thereof called for redemption on or after September 1, 2002.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered addresses of the registered owners of record. Bonds shall be called for redemption in multiples of \$5,000 and bonds of denominations of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$5,000, and such bonds may be redeemed in part. Bonds so called for redemption shall not bear interest after the date fixed for redemption, whether or not presented for redemption, provided funds are on hand with the transfer agent to redeem said bonds.

In case less than the full amount of an outstanding bond is called for redemption, the transfer agent, upon presentation to it of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

TRANSFER AGENT AND REGISTRATION: Principal and interest shall be payable at _____, _____, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than 60 days prior to an interest payment date. Interest shall be paid by check mailed to the owner of record as shown by the registration books of the City as of the fifteenth (15th) day of the month preceding the interest payment date. The bonds will be transferable only upon the registration books of the City kept by the transfer agent.

PURPOSE AND SECURITY: The bonds are to be issued pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended,

for the purpose of defraying part of the cost of constructing street improvements in the City of Farmington (the "City"), and are issued in anticipation of Michigan Transportation Fund (the "Fund") payments from the State of Michigan to be received by the City. The bonds, however, are not general obligations of the State of Michigan. The bonds will pledge the limited tax full faith and credit of the City as additional security for payments of the principal and interest thereon. If the payments from the Fund are insufficient to pay the principal of and interest on the bonds, then the City is obligated to make such payments as a first budget obligation from its general funds, including any collections of ad valorem taxes it may be authorized to levy, but the ability of the City to levy such taxes is subject to constitutional, statutory and charter limitations. The bonds are of equal standing with other bonds issued by the City payable from payments from the Fund, and the City has the right to issue additional bonds payable from Fund payments within the limitations prescribed by law. The rights or remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditors' rights generally, now existing or hereafter enacted, and by the application of general principles of equity, including those relating to equitable subordination.

GOOD FAITH: A certified or cashier's check in the amount of \$6,000, drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City must accompany each bid as a guarantee of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid be accepted and the bidder fails to take up and pay for the bonds. No interest shall be allowed on the good faith check and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from June 1, 1992 to their maturity and deducting therefrom any premium.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, a copy of which opinion will be printed on the reverse side of each bond, and the original of which will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue their opinion as to the validity of the above bonds, Miller, Canfield, Paddock and Stone have not been requested to examine or review and have not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or

marketing of the bonds; and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser at such place as may be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern Daylight Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery. Payment for the bonds must be made in immediately available funds. Unless the purchaser furnishes the transfer agent with a list giving the denominations and names in which it wishes to have the certificates issued at least 5 business days prior to delivery of the bonds, the bonds will be delivered in the form of a single certificate for each maturity registered in the name of the purchaser.

TAX EXEMPTION: In the opinion of bond counsel, the bonds will be exempt from taxation in the State of Michigan and from Federal income tax subject, in both cases, to certain exceptions described in bond counsel's opinion. The bonds will not be private activity bonds.

BANK QUALIFICATION: The City has designated the bonds as "qualified tax-exempt obligations" for purposes of deduction of interest expense by financial institutions.

ISSUE PRICE CERTIFICATION: Upon the delivery of the bonds, the successful bidder will be required to furnish a certificate, in form acceptable to bond counsel, as to the "issue price" of the bonds within the meaning of Section 1273 of Internal Revenue Code of 1986, as amended. Copies of the form of certificate will be supplied by bond counsel.

CUSIP NUMBERS: CUSIP identification numbers will be printed on the bonds, but neither the failure to print the numbers nor any error with respect thereto shall constitute cause for refusal by the purchaser to accept delivery of the bonds. All expenses in relation to the printing of CUSIP numbers on said bonds shall be paid for by the City; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and paid for by the purchaser.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for Michigan Transportation Fund Bonds".

JOSEPHINE BUSHEY
City Clerk
City of Farmington, Michigan

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: Members Tupper, Campbell, Hartsock, McShane, Richardson.

NAYS: Members None.

RESOLUTION DECLARED ADOPTED MAY 4, 1992.

Josephine M. Buskey
City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Farmington, County of Oakland, State of Michigan, at a regular meeting held on May 4, 1992, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Josephine M. Buskey
City Clerk

COUNCIL PROCEEDINGS
SPECIAL BUDGET MEETING

A special meeting of the Farmington City Council was held on Thursday, May 7, 1992, in Meeting Room A, 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 5:30 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper

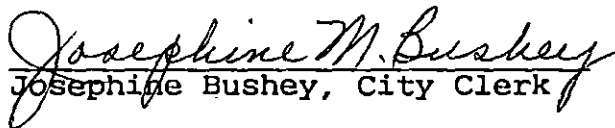
CITY REPRESENTATIVES PRESENT: R. Deadman, City Manager; P. Cantrell, City Treasurer.

The City Manager presented a summary of the proposed budget for 1992-93 which had been presented to council at the previous regular meeting on April 20, 1992. Council considered the budget and asked the City Manager for more information about several items. No action was taken.

The meeting was adjourned at 9:30 p.m.



William S. Hartsock, Mayor



Josephine M. Bushey, City Clerk

Approved: June 1, 1992.

COUNCIL PROCEEDINGS
SPECIAL BUDGET MEETING

A special meeting of the Farmington City Council was held on Monday, May 11, 1992, in Meeting Room A, 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 5:00 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper

CITY REPRESENTATIVES PRESENT: R. Deadman, City Manager; P. Cantrell, City Treasurer.

Council considered the proposed budget for 1992-93 and asked the City Manager for more information about several items. No action was taken.

The meeting was adjourned at 6:30 p.m.



William S. Hartsock, Mayor



Josephine Bushey, City Clerk

Approved: June 1, 1992.

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, May 18, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, City Attorney Donohue, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

5-92-141

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the Farmington/Farmington Hills minutes of March 30, and the previous Farmington City Council minutes of May 4, 1992, as written. Motion carried, all ayes.

PUBLIC HEARING

TO REVIEW PROPOSED BUDGET AND TAX RATE FOR FISCAL YEAR 1992-93

Mayor Hartsock called upon the City Manager to present the budget report.

Manager Deadman presented the report using slides showing the relation of the current year's general fund and departmental revenues and expenditures to those of the proposed budget for the 1992-93 fiscal year. He pointed out that City costs are growing at about the rate of inflation and that Union Contracts are going up at about the same rate, 4%.

The City Manager stated that the City is not replacing capital items and that it is going to operate at the same millage rate as last year.

Mayor Hartsock opened the meeting for public comment, explaining the procedure for those wishing to take part.

Bill Liba, 33640 Hillcrest, commented that he went through the proposed budget line item by line item. He stated that the City is holding the line and making certain adjustments.

There being no further comments, the Mayor called for a motion to close the public hearing.

5-92-142

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to close the public hearing. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
May 18, 1992

Councilwoman Richardson advised the audience that City Council met for several hours in two sessions to review the budget with the City Manager. She pointed out that all of Council's questions were answered at those sessions.

Councilwoman McShane stated that she is very satisfied with the proposed budget. She pointed out that Council has scrutinized the expenditures.

Mayor Hartsock stated that Council reviewed the budget more in terms of policy and programs. He pointed out that the administration has always been prudent in the estimates.

The City Manager pointed out that Council will adopt the budget at the first meeting in June, as well as set the tax rate and adjust this year's budget.

MINUTES OF OTHER BOARDS

Councilwoman Richardson referred to page 3 of the May 3, 1992, Planning Commission minutes under Public Comment and asked if anything is being done to assist the elderly resident on Grand River near Lakeway to clean up the brush on her property. Mr. Billing advised that the matter is being attended to.

5-92-143

Motion by Councilwoman Richardson, supported by Councilman Campbell, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of May 11, 1992;
- Downtown Development Authority minutes of May 5, 1992;
- Board of Review minutes of March, 1992;
- Farmington Historical Commission minutes of May 13, 1992 (Special Meeting);
- Farmington Area Arts Commission minutes of April 30, 1992;
- Board of Education minutes of April 14, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

NOTICE FROM SEMCOG RE: CITY OF
FARMINGTON HILLS COMMUNITY DEVELOPMENT
BLOCK GRANT FUNDING

Council was advised that SEMCOG has asked that Farmington review the Farmington Hills Community Development Block Grant program funding in the amount of \$427,000, and inform them of our support.

5-92-144

Motion by Councilwoman Richardson, supported by Councilwoman

COUNCIL PROCEEDINGS -3-
May 18, 1992

McShane, to write SEMCOG informing them of Farmington's support of the Farmington Hills Community Development Block Grant program. Motion carried, all ayes.

APPLICATION FOR SIGN VARIANCE
23629-31 FARMINGTON ROAD

Council was advised that the owners of Baskin-Robbins and Prestige Chicken Stores at 23629-31 Farmington Road wish to install a fabric canopy on the front of the stores; this canopy to project two feet over the public sidewalk.

The City Manager stated that although Oakland County issued a permit to overhang the right-of-way by two feet, Section 25-3 (h) of the City Code states that no sign can project more than 12 inches onto the public right-of-way.

Manager Deadman recommended that this installation be approved in accordance with the plans submitted with the stipulation that the canopies be maintained in good repair.

5-92-145

Motion by Councilwoman McShane, supported by Councilman Campbell, to approve the installation of fabric canopies on the front of the Baskin-Robbins and the Prestige Chicken stores on Farmington Road in accordance with the plans submitted, with the stipulation that these canopies be maintained in good repair or will be removed with costs to be borne by the owner. Motion carried, all ayes.

REQUEST FOR OUTSIDE SALES PERMIT
FRESH APPROACH MARKET, 33014 GRAND RIVER

Council was advised that the owner of Fresh Approach market at 35243 Grand River, requests permission to display plant materials on the sidewalk outside the business in the Drakeshire Shopping Center for a period of 30 days.

The City Manager pointed out that the City ordinance permits authorization of 10-day temporary permits for outdoor sales. He recommended that if Council wishes to grant this permission, authorization be given for three consecutive 10-day periods, provided that the area is kept in compliance with the site plan submitted and that the area be maintained and safe for pedestrians at all times.

Mr. Welch, president of Fresh Approach, also asked to be allowed to put up a 50 ft. x 22 ft. tent for plants until June 3.

Manager Deadman pointed out that the City has already been in Court on this same issue; that the judges have already ruled that parking cannot be reduced for the erection of tents that will take up parking spaces.

Mr. Welch was reminded that this is not the issue Council expected to vote on at this meeting.

5-92-146

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to authorize a temporary permit for three consecutive 10-day periods, allowing the owner of Fresh Approach Market to display plant materials on the sidewalk outside the business in the Drakehire Shopping Center, provided that the display area be kept in compliance with the site plan submitted and that the area be maintained and safe for pedestrians at all times. Motion carried, all ayes.

The City Manager suggested that Mr. Welch talk to John Koncsol to be sure this is handled correctly.

SITE PLAN APPROVAL: ADDITION TO NON-
CONFORMING BUILDING AT 33014 GRAND RIVER

Council was advised that the Manager of March Tire Company requests permission to install an addition to the non-conforming building at 33014 Grand River to enclose the dumpster and an area for storing used tires.

The City Manager pointed out that the Planning Commission recently approved this structure, stipulating that it be brought before City Council for approval.

5-92-147

Motion by Councilman Campbell, supported by Councilwoman McShane, to grant approval for adding a structure to the non-conforming building at 33014 Grand River for enclosing the dumpster and for outside storage of used tires in accordance with the site plan submitted and with the stipulation that the area be kept neat with no used tires stored outside the enclosure, and further, that the tires be stored at such height so as not to be visible from outside the enclosure. Motion carried, all ayes.

APPLICATION FOR SIGN VARIANCE
20740 FARMINGTON ROAD

Council was advised that the owner of the Kentucky Fried Chicken Store at 10740 Farmington Road wishes to install a backlit canopy sign at this location.

Manager Deadman stated that this requires a variance to Section 25-4 (d) of the Sign Ordinance to allow the sign to protrude beyond the roof line.

5-92-148

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the variance to Section 25-4 (d) of the City's Sign

COUNCIL PROCEEDINGS -5-
May 18, 1992

ordinance allowing the installation of a backlit canopy sign at the Kentucky Fried Chicken Store located at 10740 Farmington Road, said sign will protrude 2 ft. beyond the building's roof line and will be constructed to meet all Code requirements. Motion carried, all ayes.

REQUEST FOR PROCLAMATION

Council was advised that the National Flag Day Foundation requests a proclamation designating FLAG DAY in Farmington.

5-92-149

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to issue a proclamation designating June 14, 1992, as FLAG DAY in Farmington. Motion carried, all ayes.

REPORT FROM CITY ATTORNEY

OAKLAND COUNTY OBJECTION TO 1992-93

CITY OF DETROIT PROPOSED SEWERAGE RATES

City Attorney Donohue advised that Farmington does not need to enter into the case objecting to the 1992-93 City of Detroit proposed sewerage rates. He pointed out that it has been the past practice of United States District Court Judge Feikens to treat the suburban communities uniformly in court decisions affecting all participants in the Detroit sewerage system. Mr. Donohue recommended that City Council not become a part of the county's case before the court at this time.

REPORTS FROM CITY MANAGER

PROPOSED AMENDMENT TO THE

CITY'S SEWER ORDINANCE

Council was advised that when the Water and Sewer Ordinance, Chapter 34 of the City Code was amended, one provision pertaining to the regulation of yard and roof drains was inadvertently deleted. The City Attorney recommended that an ordinance amendment be prepared establishing the same regulations for these drains in both the Farmington and the Evergreen-Farmington sewer districts.

5-92-150

Motion by Councilwoman McShane, supported by Councilman Campbell, to introduce Ordinance No. C-598-92, amending Chapter 34 of the City Code, Water and Sewer, Article III, Sewerage Disposal System, Section 120, General Regulations. Motion carried, all ayes.

CONTRACTOR AND ENGINEERING PAYMENTS

SEWER IMPROVEMENT PROJECT

Council adopted the following resolutions authorizing payments due contractors on the Sewer Improvement Project:

COUNCIL PROCEEDINGS -6-
May 18, 1992

5-92-151

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the eighteenth estimated payment to Posen Construction, Inc., in the amount of \$260,346.01 for work completed through April 30, 1992, on the Sewer Improvement Project, Contract No. 1, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

5-92-152

Motion by Councilman Campbell, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch in the amount of \$22,415.00 for work completed through April 10, 1992, on the Sewer Separation Project, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

SUMMER COUNCIL MEETING SCHEDULE

City Council considered holding only one meeting a month during the summer to facilitate vacation scheduling.

The City Manager advised that the City Charter requires Council to establish one regular meeting each month. He suggested that the one meeting be held on the third Monday so that contractor payments can be approved at that time.

COUNCIL PROCEEDINGS -7-
May 18, 1992

5-92-153

Motion by Councilman Campbell, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the City Council establishes that the City shall hold one regular Council meeting during the months of July and August 1992, and that such regular meetings shall be held on the third Monday of each month at 8:00 p.m. Daylight Savings Time, and

BE IT FURTHER RESOLVED that if a special meeting shall be deemed necessary for the first Monday of either July or August, 1992, the City Clerk, on written request of the Mayor or the City Manager, shall be authorized to establish such meeting.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

OAKLAND COUNTY INTERGOVERNMENTAL
AGREEMENT, ACT 641, SOLID WASTE PLAN

Manager Deadman advised the City not to sign the Oakland County Intergovernmental Agreement at this time, because of cost differentials and the uncertainty of the current county project relative to the Act 641 Solid Waste Plan.

5-92-154

Motion by Councilwoman Mcshane, supported by Councilman Campbell, to adopt the following resolution:

[SEE ATTACHED RESOLUTION]

AMENDMENTS TO CITY FEE SCHEDULE

The City Manager recommended that Chapter 6, Section 2, Firearms and Chapter 7, Business Licensing/Registration, p. 12 of the City Fee Schedule adopted by Council in October, 1991, be amended as follows:

5-92-155

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes that Chapter 6, Section 1 - Firearms, the City Fee Schedule be amended by adding the following:

COUNCIL PROCEEDINGS -8-
May 18, 1992

Local pistol purchase permit fee	\$5.00
Local application to carry a concealed weapon	\$5.00

BE IT FURTHER RESOLVED that Chapter 7, Business Licensing and Registration, p. 12, be amended as follows:

Hawker or Peddler Per Day	\$5.00
------------------------------	--------

ROLL CALL

AYES:	Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS:	None.
ABSENT:	None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

MISCELLANEOUS

PUBLIC COMMENT

Shiawassee Street resident Nancy Leonard asked if the voters will be notified of the change of polling place for School Elections. She was advised that new voter I.D. Cards will be sent out prior to the June School Election.

Hillcrest Street resident Bill Liba asked if the City could have an open house for the public to tour the new pumping station so they can see where the \$12 million went. The City Manager said this could be arranged.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilman Campbell stated that he was honored to represent the City in Sturgis for this year's Mayor Exchange. He felt that Farmington made a great impression on our visitors.

Councilman Tupper stated that he met recently with the owner of Books Abound relative to the sign he proposed to place on the theatre building. He reported that Mr. Rosenthal met with the two adjoining shop owners. Mr. Rosenthal advised that Cowley's and the shoe store are interested in sharing the cost if the City will allow them to put up a sign on the east side of the theatre indicating their location.

The City Manager suggested that Mr. Rosenthal needs to come back before Council with a specific sign which is within the size and scope of his original presentation.

Councilwoman McShane asked about the Farmington Training Center Bridge replacement. Referring to the drawings in the Council

COUNCIL PROCEEDINGS -9-
May 18, 1992

packet, she noted that it is quite different from what was there. She was advised that there has to be some type of protection for young children, which is the reason for the added 4 ft. high chain link fence.

It was suggested that an early Council Study Session be scheduled at 7:15 p.m., prior to the next regular meeting on June 1, 1992.

5-92-156

Motion by Councilman Campbell, supported by Councilwoman McShane, that City Council establish an early Study Session at 7:15 p.m., prior to the next regular meeting on June 1, 1992. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY
OPERATIONS REPORT, MARCH 1992

5-92-157

Motion by Councilwoman McShane, supported by Councilman Campbell, to receive and file the Department of Public Safety Operations Report for March, 1992. Motion carried, all ayes.

SIX-YEAR CAPITAL IMPROVEMENT PROGRAM
1 9 9 2 - 1 9 9 7

The City Manager gave an overview of the 1992-97 Six-Year Capital Improvement Program prepared by the Planning Commission.

5-92-158

Motion by Councilwoman Richardson, supported by Councilman Campbell, to receive and file the Six-Year Capital Improvement Program for 1992-1997. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

RESOLUTION CERTIFYING DELINQUENT PAYMENT

5-92-159

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

[SEE ATTACHED RESOLUTION]

WARRANT LIST

5-92-160

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$47,675.17; Water & Sewer Fund \$19,465.89.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.

NAYS: None.

ABSENT: None.


MOTION CARRIED.

COUNCIL PROCEEDINGS -10-
May 18, 1992


ADJOURNMENT

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:50 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: June 1, 1992.

R E S O L U T I O N

NO. 5-92-154

Motion by McShane, supported by Campbell, to adopt the following resolution:

WHEREAS, Oakland County has requested that all communities in the county respond to their request to enter into an Intergovernmental Agreement for the Oakland County Solid Waste Management System, and

WHEREAS, components of the county's solid waste management program as contained in the IGA are no longer clearly defined due to the withdrawal of the primary vendor for the waste-to-energy project, and

WHEREAS, the Oakland County Solid Waste Management System relies on the use of the waste-to-energy facility to reduce the volume of solid waste, and

WHEREAS, the approval of the Intergovernmental Agreement will require the City of Farmington to participate in the Oakland County Solid Waste Management System for a minimum of 35 years, and

WHEREAS, the Intergovernmental Agreement and the Oakland County Solid Waste Management System have other provisions that we believe require further modifications, including the question of governance of the system, the enforcement of flow control and the lack of commitment to long-term landfill capacity, etc;

NOW, THEREFORE, BE IT RESOLVED, the City of Farmington hereby defers action on the Oakland County Intergovernmental Agreement for waste management until such time as an acceptable management plan and agreement can be drafted.

BE IT FURTHER RESOLVED that the City of Farmington requests that Oakland County continue to secure solutions to the county's solid waste needs by the acquisition and construction of a county owned, long-term landfill that will meet the solid waste needs of this county for the next 20 years; and in the interim that Oakland County negotiate with other counties in the Detroit metropolitan region for additional landfill capacity on behalf of the communities in Oakland County.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, May 18, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

CITY OF FARMINGTON

RESOLUTION NO. 5-92-159

Motion by McShane, supported by Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby directs that the Delinquent Special Assessment payments, unpaid service invoices, water bills and recycling fees, as certified by the City Treasurer in the amount of \$56,128.59 be placed on the 1992 City of Farmington tax roll in accordance with the Farmington City Code, Chapter 27, Section 27-18, Chapter 34, Section 34-131, Chapter 19, Section 19-33 and Chapter 16, Section 16-14, and

FURTHER BE IT RESOLVED that the attached list be made a part of this resolution.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED MAY 18, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, May 18, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

CITY OF FARMINGTON
MAY 18, 1992

CERTIFICATION OF DELINQUENT SPECIAL ASSESSMENT PAYMENTS, INVOICES, WATER BILLS
AND RECYCLING FEES

I, Patsy Cantrell, Treasurer for the City of Farmington, Oakland County, Michigan, do hereby certify that as of May 13, 1992, the following Special Assessment Invoices, City Services Invoices, Water Bills and Recycling Fees were delinquent and should be placed on the 1992 City of Farmington Tax Roll in accordance with the Farmington City Code, Chapter 27, Section 27-18, Chapter 34, Section 34-131, Chapter 19, Section 19-33, Chapter 16, Section 16-14; and I further certify that the property owners have been notified of the action.

<u>PARCEL NO.</u>	<u>ACCOUNT NAME</u>	<u>ROLL NO.</u>	<u>AMOUNT DUE</u>
23-28-203-038	JOSEPHINE BARZYK	82-72	\$ 105.25
23-28-204-041	OAK HILL NURSING HOME	82-72	90.06
23-28-230-004	C & J ASSOCIATES	82-72	70.91
23-28-231-021	DAN DELLING	82-72	54.84
23-28-254-008	RONALD BAWULSKI	82-72	161.86
23-28-256-013	DONALD HIEHAUS	82-72	255.94
23-28-258-004	ROBERT MACKAY	82-72	241.59
23-28-278-004	JAMES ELSMAN	82-72	63.06
23-28-278-005	JAMES ELSMAN	82.72	116.99
23-28-278-006	M CHATTHA	82-72	79.86
23-28-278-014	DONALD BOYCE	82-72	56.44
23-28-280-005	WILLIAM DOBES, JR	82-72	197.08
23-27-305-035	DONNA KREGOSKI	85-75	101.02
23-29-153-018	CHARLES TANGORA	87-76	448.34
23-29-177-001	ROBERT ZIMMER	87-76	448.34
23-29-177-012	EMILY ARTUCH	87-76	448.34
23-29-177-022	JAMES SOPHA	87-76	448.34
23-29-203-013	PENELOPE DAUM	87-76	448.34
23-29-226-019	RUSSELL ANTON	87-76	448.34
23-29-226-020	WILLIAM POPE	76-76	448.34
23-29-226-024	WILFREDO MOMBLANCO	87-76	448.34
23-29-254-002	ROBERT HEINLE	87-76	448.34
23-29-254-003	JOSEPH KRONK	87-76	448.34
23-27-155-048	DOWNTOWN FARMINGTON ASSOC.	90-77	641.56
23-27-252-027	EARL VIVIER	90-78	252.67
23-27-402-010	JAMES & CYNTHIA HOUSE	90-78	252.67
23-26-377-003	KENNETH MAGEE	19-88	188.58
23-27-252-008	RICHARD HOST	19-88	165.19
23-27-451-043	DALE WINSTON	19-89	206.60
23-28-204-008	DAVID NITZ	19-89	319.62
23-28-280-005	WILLIAM DOBES, JR.	19-89	261.48
23-28-278-004	JAMES ELSMAN	91-79	626.74
23-28-278-005	JAMES ELSMAN	91-79	626.74
23-28-278-006	M CHATTHA	91-79	1,183.04
23-28-278-014	DONALD BOYCE	91-79	465.02
TOTAL DELINQUENT SPECIAL ASSESSMENTS			\$ 11,268.21
TOTAL DELINQUENT CITY SERVICE INVOICES			1,435.47
TOTAL DELINQUENT WATER BILLS			30,152.21
TOTAL DELINQUENT RECYCLING BILLS			<u>13,272.70</u>
GRAND TOTAL*****			\$ 56,128.59

1992
 CERTIFICATION OF DELINQUENT CITY SERVICES INVOICES

<u>PARCEL NO.</u>	<u>ACCOUNT NAME</u>	<u>INVOICE NO.</u>	<u>AMOUNT</u>
23-27-326-009	CHARLES D. HANNAN (vacant property) weed cutting	10165	\$ 66.00
23-27-404-009	CARL J. THORPE (vacant property) Mail to: 3200 Lenox Rd.,NE Apt. B-313 Atlanta, GA 30324 weed cutting	10167 10202	\$ 66.00 66.00
23-27-404-011	DR. PETER W Y WONG 32316 Grand River Mail to: 2258 Holton Lane W. Bloomfield, MI weed cutting	10168 10203	\$ 66.00 66.00
23-27-155-048	DOWNTOWN FARMINGTON CENTER P. O. Box 51 Royal Oak, Mi 48068	10216 10273	\$445.09 449.33
23-27-428-006	MICHAEL LOISELLE (22855 Orchard Lake) Mail to: 1987 W. Maple Walled Lake, MI	10310	\$138.14
23-28-278-012	DRAGO MIHAJLOVSKI 23629 Farmington Rd.	10312	\$ 72.91
			----- \$1,435.47 =====

CITY OF FARMINGTON DELINQUENT WATER ACCOUNTS
MAY 18, 1992

<u>ACCOUNT NO.</u>	<u>PARCEL NO.</u>	<u>SERVICE ADDRESS</u>	<u>AMOUNT*</u>
01-00185-01	23-28-428-013	23270 Cass	\$447.04
01-01215-01	23-27-252-008	32301 Shiawassee	247.86
01-01245-01	23-27-254-011	31925 Shiawassee	102.76
02-00300-01	23-27-451-043	22731 Brookdale	169.49
02-00350-01	23-27-451-063	22605 Brookdale	191.44
02-00490-01	23-27-330-038	22827 Power	114.79
02-00620-01	23-27-451-032	22518 Power	252.47
02-00780-01	23-27-251-039	23614 Power	111.72
02-00800-01	23-27-128-004	23850 Power	111.35
03-00060-01	23-28-278-013	23623 Farmington	70.67
03-00065-01	23-28-278-014	23621 Farmington	1524.14
03-00135-01	23-27-302-015	22840 Farmington	260.64
03-00230-01	23-27-155-038	23310 Farmington	1257.67
03-00270-01	23-27-155-038	23334 Farmington	179.23
03-00290-01	23-27-155-025	23360 Farmington	388.13
03-00385-01	23-27-154-004	33107 Thomas	70.60
03-00945-01	23-35-103-005	30790 Grand River	672.51
03-01065-01	23-27-427-030	31616 Grand River	644.40
03-01155-01	23-27-404-011	32316 Grand River	423.76
03-01160-01	23-27-404-007	32330 Grand River	67.63
03-01535-01	23-27-177-094	32734 Grand River	698.67
04-00135-01	23-27-427-015	22810 Lakeway	690.91
04-00255-01	23-27-252-027	23215 Prospect	404.38
04-00370-01	23-27-402-010	32014 Valleyview	202.14
05-00105-01	23-26-352-916	22779 Lilac	128.90
05-00205-01	23-26-358-007	22500 Lilac	662.80
05-00425-01	23-26-303-029	23135 Floral	204.99
05-00495-01	23-26-353-021	22735 Floral	118.87
05-00740-01	23-26-304-017	23277 Hawthorne	229.05
05-00825-01	23-26-354-010	22839 Hawthorne	126.54
05-00890-01	23-26-359-024	22427 Hawthorne	356.13
05-00955-01	23-26-377-003	22460 Hawthorne	420.12
05-01070-01	23-27-226-038	24109 Orchard Lake	62.18
05-01075-01	23-27-226-038	24105 Orchard Lake	48.40
05-01265-01	23-26-301-017	23058 Orchard Lake	72.04
05-01295-01	23-26-301-011	23118 Orchard Lake	637.57
05-01340-01	23-26-301-002	23260 Orchard Lake	140.39
05-01430-01	23-26-301-040	23069 Violet	265.61
05-01665-01	23-26-302-017	23076 Violet	457.92
07-00615-01	23-27-305-020	22780 Frederick	67.46
07-00770-01	23-27-303-028	22905 Hayden	177.25
07-00785-01	23-27-303-031	22843 Hayden	847.78
07-00835-01	23-27-304-015	22840 Hayden	137.69
07-01035-01	23-27-303-005	23016 Warner	467.14
08-00030-01	23-27-202-038	32118 Loomis	450.03
08-00125-01	23-27-251-024	23561 Loomis	374.88
08-00225-01	23-27-251-003	23779 Ely Ct	323.80
08-00435-01	23-27-226-030	31560 Leelane	128.73
08-00740-01	23-27-226-022	31664 Folkstone	310.80
08-00945-01	23-27-231-007	31589 Marblehead	58.21

Cont'd

CITY OF FARMINGTON DELINQUENT WATER ACCOUNTS
MAY 18, 1992

<u>ACCOUNT NO.</u>	<u>PARCEL NO.</u>	<u>SERVICE ADDRESS</u>	<u>AMOUNT</u>
08-01085-01	23-27-201-013	32120 Marblehead	\$ 98.81
08-01350-01	23-27-204-018	31979 Lamar	325.55
08-01430-01	23-27-276-017	31721 Lamar	124.72
08-01535-01	23-27-231-017	31710 Lamar	258.12
08-01555-01	23-27-231-013	31790 Lamar	572.75
08-01755-01	23-27-229-007	23854 Beacon	232.98
09-00290-01	23-28-403-009	33939 Moore	445.60
09-00410-01	23-28-428-044	33863 James Ct	176.78
09-00750-01	23-28-257-002	34177 Schulte	123.89
09-00780-01	23-28-257-008	34043 Schulte	84.84
09-00845-01	23-28-256-014	33744 Schulte	249.63
11-00355-01	23-27-102-028	24066 LeQuinne Ct	445.72
12-00060-01	23-28-451-003	33900 Nine Mile	52.85
12-00910-01	23-34-354-013	33107 Meadowlark	560.73
12-00985-01	23-34-376-006	32679 Meadowlark	51.79
12-01110-01	23-34-326-018	21132 Meadowlark	127.03
12-01165-01	23-34-351-011	33254 Meadowlark	278.31
12-01200-01	23-34-301-010	21367 Larkspur	400.69
12-01210-01	23-34-301-012	21341 Larkspur	294.65
12-01345-01	23-34-302-011	21110 Larkspur	83.90
12-01435-01	23-34-328-023	21009 Laurelwood	810.41
12-01480-01	23-34-329-009	21006 Laurelwood	54.05
12-01610-01	23-34-353-024	20931 Robinwood	305.92
12-01640-01	23-34-328-011	20942 Robinwood	308.94
12-01690-01	23-34-328-001	21144 Robinwood	205.71
12-01855-01	23-34-302-021	21203 Birchwood	105.08
12-01860-01	23-34-352-012	21073 Birchwood	440.46
12-01905-01	23-34-352-021	20915 Birchwood	67.46
12-02005-01	23-34-303-004	21310 Birchwood	246.00
12-02160-01	23-34-301-008	33042 Annewood	375.40
12-02180-01	23-34-355-010	32777 Chesley	202.64
15-00185-01	23-29-127-012	36619 Vicary Lane	501.84
15-01855-01	23-29-203-013	35836 Smithfield	223.43
16-00600-01	23-28-101-010	35135 Grand River A	1373.66
16-00650-01	23-28-101-010	35135 Grand River B	1176.16
16-07025-01	23-28-276-007	23700 Cass	133.30
16-07120-01	23-28-252-012	33918 Macomb	170.90
16-07370-01	23-28-204-008	23925 Wilmarth	267.37
16-07850-01	23-28-229-001	33629 Shiawassee	162.78
16-08065-01	23-28-231-011	33604 Grand River	51.50
16-08390-01	23-28-204-042	34016 Oakland	494.94
16-08465-01	23-28-253-002	34235 Cortland	437.79
16-09050-01	23-28-179-007	34529 Arundel	467.45
			\$ 30,152.21
			=====

CONDO ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
FRMG-023013-0000-1	OCCUPANT 23013 FARMINGTON	2328429039	26.00
FRMG-023063-0000-1	OCCUPANT 23063 FARMINGTON	2328429021	26.00
FRMG-023129-0000-1	OCCUPANT 23129 FARMINGTON	2328428084	26.00
FRMG-023163-0000-1	OCCUPANT 23163 FARMINGTON	2328428126	52.00
FRMG-023191-0000-1	OCCUPANT 23191 FARMINGTON	2328428112	26.00
HRTL-035451-0000-1	OCCUPANT 35451 HERITAGE LN	2329276021	52.00
HRTL-035471-0000-1	OCCUPANT 35471 HERITAGE LN	2329276008	26.00
HRTL-035515-0000-1	OCCUPANT 35515 HERITAGE LN	2329276023	52.00
HRTL-035531-0000-1	OCCUPANT 35531 HERITAGE LN	2329276012	26.00
HRTL-035616-0000-1	OCCUPANT 35616 HERITAGE LN	2329276064	52.00
TOTAL COUNT:	10		364.00

RESIDENTIAL ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
ADMS-033437-0000-1	OCCUPANT 33437 ADAMS	2328231027	66.00
ALTL-033635-0000-1	OCCUPANT 33635 ALTA LOMA	2328428005	33.00
ALTL-034049-0000-1	OCCUPANT 34049 ALTA LOMA	2328402009	33.00
ALTL-034164-0000-1	OCCUPANT 34164 ALTA LOMA	2328401001	33.00
ANNW-032868-0000-1	OCCUPANT 32868 ANNEWOOD	2334326001	66.00
ANNW-033042-0000-1	OCCUPANT 33042 ANNEWOOD	2334301008	66.00
BCON-023732-0000-1	OCCUPANT 23732 BEACON	2327229016	33.00
BN-023854-0000-1	OCCUPANT 23854 BEACON	2327229007	66.00
BKDL-022600-0000-1	OCCUPANT 22600 BROOKDALE	2327452015	33.00
BKDL-022605-0000-1	OCCUPANT 22605 BROOKDALE	2327451063	33.00
BKDL-022661-0000-1	OCCUPANT 22661 BROOKDALE	2327451045	66.00
BKDL-022731-0000-1	OCCUPANT 22731 BROOKDALE	2327451043	66.00
BKDL-022804-0000-1	OCCUPANT 22804 BROOKDALE	2327452006	66.00
BRWD-020915-0000-1	OCCUPANT 20915 BIRCHWOOD	2334352021	66.00
BRWD-021073-0000-1	OCCUPANT 21073 BIRCHWOOD	2334352012	33.00
BRWD-021203-0000-1	OCCUPANT 21203 BIRCHWOOD	2334302021	66.00
BRWD-021310-0000-1	OCCUPANT 21310 BIRCHWOOD	2334303004	66.00
BRWD-021337-0000-1	OCCUPANT 21337 BIRCHWOOD	2334302013	33.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)

RESOURCE RECOVERY AND RECYCLING AUTHORITY
FOR BILLINGS BETWEEN 02/10/92 AND 05/12/92

05/13/92

ACCOUNT # NAME/ADDRESS PROPERTY TAX # ENDING BALANCE

66.00	BRWD-021359-000-1	OCCUPANT	2334302012	21359 BIRCHWOOD
66.00	BRWD-021595-000-1	OCCUPANT	2334152017	21595 BIRCHWOOD
66.00	CASD-023119-000-1	OCCUPANT	2328427008	23119 CASS DR
66.00	CASD-023270-000-1	OCCUPANT	2328428013	23270 CASS DR
33.00	CHST-021511-000-1	OCCUPANT	2334151032	21511 CHESTNUT
33.00	CHST-021640-000-1	OCCUPANT	2334152001	21640 CHESTNUT
66.00	CLCH-023970-000-1	OCCUPANT	2327204007	23970 COLCHESTER
66.00	CLCH-024002-000-1	OCCUPANT	2327204005	24002 COLCHESTER
66.00	CLCH-024024-000-1	OCCUPANT	2327204004	24024 COLCHESTER
33.00	CNRY-034201-000-1	OCCUPANT	2328403041	34201 CONROY
33.00	DRKE-023895-000-1	OCCUPANT	2329226072	23895 DRAKE
33.00	DRKE-023915-000-1	OCCUPANT	2329226071	23915 DRAKE
33.00	EARL-023994-000-1	OCCUPANT	2328203009	23994 EARL
66.00	EARL-024024-000-1	OCCUPANT	2328203005	24024 EARL
66.00	ELY1-023779-000-1	OCCUPANT	2327251003	23779 ELY
66.00	ELZB-024158-000-1	OCCUPANT	2327102023	24158 ELIZABETH
66.00	FLKT-031611-000-1	OCCUPANT	2327228012	31611 FOLKSTONE DR
66.00	FLKT-031664-000-1	OCCUPANT	2327226022	31664 FOLKSTONE DR

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)

RESOURCE RECOVERY AND RECYCLING AUTHORITY

FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

05/13/92

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ACCOUNT # NAME/ADDRESS PROPERTY TAX # ENDING BALANCE

33.00	FLRL-022405-0000-1	OCCUPANT	22405 FLORAL	2326358025	33.00
33.00	FLRL-022460-0000-1	OCCUPANT	22460 FLORAL	2326359005	33.00
33.00	FLRL-022734-0000-1	OCCUPANT	22734 FLORAL	2326354008	33.00
66.00	FLRL-022735-0000-1	OCCUPANT	22735 FLORAL	2326353021	66.00
66.00	FLRL-022750-0000-1	OCCUPANT	22750 FLORAL	2326354017	66.00
66.00	FLRL-023016-0000-1	OCCUPANT	23016 FLORAL	2326304016	66.00
66.00	FLRL-023135-0000-1	OCCUPANT	23135 FLORAL	2326303029	66.00
66.00	FL-023169-0000-1	OCCUPANT	23169 FLORAL	2326303027	66.00
66.00	FRDK-022765-0000-1	OCCUPANT	22765 FREDERICK	2327304041	66.00
33.00	FRDK-022780-0000-1	OCCUPANT	22780 FREDERICK	2327305020	33.00
66.00	FRDK-022857-0000-1	OCCUPANT	22857 FREDERICK	2327304035	66.00
66.00	FRDK-022930-0000-1	OCCUPANT	22930 FREDERICK	2327305010	66.00
66.00	FRDK-023037-0000-1	OCCUPANT	23037 FREDERICK	2327304023	66.00
66.00	FRMG-023903-0000-1	OCCUPANT	23903 FARMINGTON	2328231020	66.00
66.00	FRMG-023906-0000-1	OCCUPANT	23906 FARMINGTON	2327106013	66.00
33.00	FRMG-023909-0000-1	OCCUPANT	23909 FARMINGTON	2328231019	33.00
66.00	FRMG-023915-0000-1	OCCUPANT	23915 FARMINGTON	2328231018	66.00
33.00	FRMG-024143-0000-1	OCCUPANT	24143 FARMINGTON	2327101012	33.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
FRMG-024156-0000-1	OCCUPANT 24156 FARMINGTON	2327102003	33.00
FRMG-024163-0000-1	OCCUPANT 24163 FARMINGTON	2327101011	33.00
GLDR-033712-0000-1	OCCUPANT 33712 GLENVIEW DR	2328226009	33.00
GLDR-033825-0000-1	OCCUPANT 33825 GLENVIEW DR	2328202010	66.00
GLWC-033880-0000-1	OCCUPANT 33880 GLENVIEW CT	2321453011	66.00
GLWC-033935-0000-1	OCCUPANT 33935 GLENVIEW CT	2321454002	66.00
GLWC-033971-0000-1	OCCUPANT 33971 GLENVIEW CT	2321454001	66.00
GE-023910-0000-1	OCCUPANT 23910 GRACE	2328231010	33.00
GRRV-031904-0000-1	OCCUPANT 31904 GRAND RIVER	2327403138	66.00
GRRV-033620-0000-1	OCCUPANT 33620 GRAND RIVER	2328230004	33.00
GRRV-033640-0042-1	OCCUPANT 33640 GRAND RIVER, -42	2328230001	66.00
GRRV-033818-0000-1	OCCUPANT 33818 GRAND RIVER	2328228012	33.00
GRRV-034021-0000-1	OCCUPANT 34021 GRAND RIVER	2328204005	66.00
HLLC-033615-0000-1	OCCUPANT 33615 HILLCREST	2328227003	66.00
HLLC-033620-0000-1	OCCUPANT 33620 HILLCREST	2328226021	66.00
HTHT-036666-0000-1	OCCUPANT 36666 HEATHERTON	2329178010	33.00
HTHT-036699-0000-1	OCCUPANT 36699 HEATHERTON	2329177022	33.00
HTHT-036886-0000-1	OCCUPANT 36886 HEATHERTON	2329153007	33.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)

RESOURCE RECOVERY AND RECYCLING AUTHORITY : 5
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92 : 05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
HTHT-036939-0000-1	OCCUPANT 36939 HEATHERTON	2329152006	33.00
HWTH-022100-0000-1	OCCUPANT 22100 HAWTHORNE	2335126004	66.00
HWTH-022116-0000-1	OCCUPANT 22116 HAWTHORNE	2335126003	66.00
HWTH-022404-0000-1	OCCUPANT 22404 HAWTHORNE	2326377008	66.00
HWTH-022427-0000-1	OCCUPANT 22427 HAWTHORNE	2326359024	33.00
HWTH-022460-0000-1	OCCUPANT 22460 HAWTHORNE	2326377003	66.00
HWTH-022490-0000-1	OCCUPANT 22490 HAWTHORNE	2326377020	33.00
HWTH-022560-0000-1	OCCUPANT 22560 HAWTHORNE	2326377018	33.00
HWTH-022839-0000-1	OCCUPANT 22839 HAWTHORNE	2326354010	66.00
HWTH-023071-0000-1	OCCUPANT 23071 HAWTHORNE	2326304030	66.00
HWTH-023097-0000-1	OCCUPANT 23097 HAWTHORNE	2326304029	66.00
HWTH-023111-0000-1	OCCUPANT 23111 HAWTHORNE	2326304035	66.00
HWTH-023170-0000-1	OCCUPANT 23170 HAWTHORNE	2326326005	66.00
HWTH-023247-0000-1	OCCUPANT 23247 HAWTHORNE	2326304019	66.00
HWTH-023250-0000-1	OCCUPANT 23250 HAWTHORNE	2326326058	33.00
HWTH-023255-0000-1	OCCUPANT 23255 HAWTHORNE	2326304018	33.00
HWTH-023277-0000-1	OCCUPANT 23277 HAWTHORNE	2326304017	66.00
HYDN-022765-0000-1	OCCUPANT 22765 HAYDEN	2327351009	33.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANC
HYDN-022840-0000-1	OCCUPANT 22840 HAYDEN	2327304015	66.00
HYDN-022843-0000-1	OCCUPANT 22843 HAYDEN	2327303031	33.00
HYDN-023056-0000-1	OCCUPANT 23056 HAYDEN	2327304003	66.00
HYDN-023096-0000-1	OCCUPANT 23096 HAYDEN	2327304001	33.00
JAMS-033863-0000-1	OCCUPANT 33863 JAMES	2328428044	66.00
KIRB-033218-0000-1	OCCUPANT 33218 KIRBY	2334304013	33.00
KIRB-033242-0000-1	OCCUPANT 33242 KIRBY	2334304011	33.00
LAMA-031431-0000-1	OCCUPANT 31431 LAMAR	2327276030	33.00
LAMA-031710-0000-1	OCCUPANT 31710 LAMAR	2327231017	66.00
LAMA-031790-0000-1	OCCUPANT 31790 LAMAR	2327231013	66.00
LAMA-031979-0000-1	OCCUPANT 31979 LAMAR	2327204018	66.00
LBRT-023366-0000-1	OCCUPANT 23366 LIBERTY	2328280005	66.00
LBRT-023603-0000-1	OCCUPANT 23603 LIBERTY	2328276020	66.00
LEEL-031560-0000-1	OCCUPANT 31560 LEELANE	2327226030	66.00
LEEL-032283-0000-1	OCCUPANT 32283 LEELANE	2327202008	66.00
LEEL-032340-0000-1	OCCUPANT 32340 LEELANE	2327203032	66.00
LEEL-032355-0000-1	OCCUPANT 32355 LEELANE	2327202003	33.00
LEEL-032379-0000-1	OCCUPANT 32379 LEELANE	2327202002	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
LEEL-032394-0000-1	OCCUPANT 32394 LEELANE	2327203029	33.00
LEEL-032395-0000-1	OCCUPANT 32395 LEELANE	2327202001	33.00
LILC-022400-0000-1	OCCUPANT 22400 LILAC	2326358013	33.00
LILC-022449-0000-1	OCCUPANT 22449 LILAC	2326357019	33.00
LILC-022465-0000-1	OCCUPANT 22465 LILAC	2326357018	33.00
LILC-022500-0000-1	OCCUPANT 22500 LILAC	2326358007	66.00
LILC-022779-0000-1	OCCUPANT 22779 LILAC	2326352016	66.00
LILC-022805-0000-1	OCCUPANT 22805 LILAC	2326352014	33.00
LILC-023195-0000-1	OCCUPANT 23195 LILAC	2326302029	33.00
LKWY-022810-0000-1	OCCUPANT 22810 LAKEWAY	2327427015	33.00
LKWY-022823-0000-1	OCCUPANT 22823 LAKEWAY	2327403026	66.00
LKWY-022830-0000-1	OCCUPANT 22830 LAKEWAY	2327427011	66.00
LKWY-022833-0000-1	OCCUPANT 22833 LAKEWAY	2327403024	33.00
LKWY-023031-0000-1	OCCUPANT 23031 LAKEWAY	2327402023	33.00
LMSC-023561-0000-1	OCCUPANT 23561 LOOMIS CT	2327251024	66.00
LMSD-032117-0000-1	OCCUPANT 32117 LOOMIS DR	2327251034	33.00
LMSD-032118-0000-1	OCCUPANT 32118 LOOMIS DR	2327202038	66.00
LMSD-032154-0000-1	OCCUPANT 32154 LOOMIS DR	2327202036	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)

RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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 05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
LMSD-032172-0000-1	OCCUPANT 32172 LOOMIS DR	2327202035	66.00
LMSD-032190-0000-1	OCCUPANT 32190 LOOMIS DR	2327202034	66.00
LMSD-032398-0000-1	OCCUPANT 32398 LOOMIS DR	2327202021	66.00
LNGC-023606-0000-1	OCCUPANT 23606 LONGACRE	2328176007	33.00
LNGC-023775-0000-1	OCCUPANT 23775 LONGACRE	2328126024	66.00
LNGC-023841-0000-1	OCCUPANT 23841 LONGACRE	2328126011	66.00
LNSB-036558-0000-1	OCCUPANT 36558 LANSBURY	2329177017	33.00
SB-036736-0000-1	OCCUPANT 36736 LANSBURY	2329154009	66.00
LQNN-024066-0000-1	OCCUPANT 24066 LE QUINNE	2327102028	66.00
LRKS-021110-0000-1	OCCUPANT 21110 LARKSPUR	2334302011	66.00
LRKS-021258-0000-1	OCCUPANT 21258 LARKSPUR	2334302007	66.00
LRKS-021341-0000-1	OCCUPANT 21341 LARKSPUR	2334301012	66.00
LRKS-021367-0000-1	OCCUPANT 21367 LARKSPUR	2334301010	66.00
LRLW-021009-0000-1	OCCUPANT 21009 LAURELWOOD	2334328023	66.00
LRLW-021031-0000-1	OCCUPANT 21031 LAURELWOOD	2334328021	23.70
LRLW-021042-0000-1	OCCUPANT 21042 LAURELWOOD	2334329006	33.00
MAPL-022770-0000-1	OCCUPANT 22770 MAPLE	2327330025	66.00
MAPL-022849-0000-1	OCCUPANT 22849 MAPLE	2327329032	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
MAFL-022850-0000-1	OCCUPANT 22850 MAPLE	2327330016	66.00
MAFL-023031-0000-1	OCCUPANT 23031 MAPLE	2327329048	33.00
MCMB-033723-0000-1	OCCUPANT 33723 MACOMB	2328254008	33.00
MCMB-033918-0000-1	OCCUPANT 33918 MACOMB	2328252012	33.00
MDWT-020952-0000-1	OCCUPANT 20952 MEADOWLARK ST	2334376010	33.00
MDWT-021040-0000-1	OCCUPANT 21040 MEADOWLARK ST	2334326022	66.00
MDWT-032679-0000-1	OCCUPANT 32679 MEADOWLARK ST	2334376006	66.00
MDWT-033254-0000-1	OCCUPANT 33254 MEADOWLARK ST	2334351011	66.00
MNNN-022940-0000-1	OCCUPANT 22940 MANNING	2327328007	33.00
MOOR-033939-0000-1	OCCUPANT 33939 MOORE	2328403009	66.00
MOOR-034053-0000-1	OCCUPANT 34053 MOORE	2328403004	66.00
MOOR-034075-0000-1	OCCUPANT 34075 MOORE	2328403003	66.00
MRBL-031542-0000-1	OCCUPANT 31542 MARBLEHEAD	2327230015	66.00
MRBL-031580-0000-1	OCCUPANT 31580 MARBLEHEAD	2327230012	33.00
MRBL-031589-0000-1	OCCUPANT 31589 MARBLEHEAD	2327231007	66.00
MRBL-031775-0000-1	OCCUPANT 31775 MARBLEHEAD	2327227020	33.00
MRBL-031833-0000-1	OCCUPANT 31833 MARBLEHEAD	2327227017	66.00
MRBL-032160-0000-1	OCCUPANT 32160 MARBLEHEAD	2327201011	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

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05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
MRBL-032383-0000-1	OCCUPANT 32383 MARBLEHEAD	2327203001	33.00
MYFL-022814-0000-1	OCCUPANT 22814 MAYFIELD	2327329014	33.00
MYFL-022847-0000-1	OCCUPANT 22847 MAYFIELD	2327328028	33.00
MYFL-022993-0000-1	OCCUPANT 22993 MAYFIELD	2327328021	33.00
DAKL-033224-0000-1	OCCUPANT 33224 OAKLAND AV	2327106023	33.00
DAKL-033432-0000-1	OCCUPANT 33432 OAKLAND AV	2328231013	33.00
DAKL-033615-0000-1	OCCUPANT 33615 OAKLAND AV	2328276003	33.00
DAKL-033740-0000-1	OCCUPANT 33740 OAKLAND AV	2328205027	33.00
DAKL-034025-0000-1	OCCUPANT 34025 OAKLAND AV	2328251013	33.00
DAKL-034390-0000-1	OCCUPANT 34390 OAKLAND AV	2328203025	66.00
DAKL-034556-0000-1	OCCUPANT 34556 OAKLAND AV	2328128026	66.00
OKLR-035110-0000-1	OCCUPANT 35110 OAKLAND RD	2328151006	33.00
ORCH-033213-0000-1	OCCUPANT 33213 ORCHARD	2327301008	66.00
ORCL-023008-0000-1	OCCUPANT 23008 ORCHARD LAKE	2326301022	33.00
ORCL-023118-0000-1	OCCUPANT 23118 ORCHARD LAKE	2326301011	66.00
ORCL-023210-0000-1	OCCUPANT 23210 ORCHARD LAKE	2326301007	33.00
ORCL-023220-0000-1	OCCUPANT 23220 ORCHARD LAKE	2326301006	33.00
ORCL-023260-0000-1	OCCUPANT 23260 ORCHARD LAKE	2326301002	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)

RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

11
 05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
PCKT-023897-0000-1	OCCUPANT 23897 FICKETT	2328203023	15.00
PCKT-023920-0000-1	OCCUPANT 23920 FICKETT	2328204038	33.00
PRSP-023215-0000-1	OCCUPANT 23215 PROSPECT	2327252027	33.00
PRSP-023231-0000-1	OCCUPANT 23231 PROSPECT	2327252024	66.00
PWRS-022518-0000-1	OCCUPANT 22518 POWERS	2327451032	66.00
PWRS-022566-0000-1	OCCUPANT 22566 POWERS	2327451028	33.00
PWRS-022629-0000-1	OCCUPANT 22629 POWERS	2327330054	33.00
PWRS-022715-0000-1	OCCUPANT 22715 POWERS	2327330050	66.00
PWRS-022735-0000-1	OCCUPANT 22735 POWERS	2327330045	33.00
PWRS-022827-0000-1	OCCUPANT 22827 POWERS	2327330038	33.00
RBW-020919-0000-1	OCCUPANT 20919 ROBINWOOD	2334353025	66.00
RBW-020930-0000-1	OCCUPANT 20930 ROBINWOOD	2334328012	33.00
RBW-020931-0000-1	OCCUPANT 20931 ROBINWOOD	2334353024	66.00
RBW-021044-0000-1	OCCUPANT 21044 ROBINWOOD	2334328005	33.00
RBW-021144-0000-1	OCCUPANT 21144 ROBINWOOD	2334328001	33.00
RBW-021210-0000-1	OCCUPANT 21210 ROBINWOOD	2334326014	66.00
SCHL-033744-0000-1	OCCUPANT 33744 SCHULTE	2328256014	66.00
SCHL-033745-0000-1	OCCUPANT 33745 SCHULTE	2328258006	66.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

12
05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
SCHL-033905-0000-1	OCCUPANT 33905 SCHULTE	2328258004	33.00
SCHL-033921-0000-1	OCCUPANT 33921 SCHULTE	2328258003	33.00
SCHL-034027-0000-1	OCCUPANT 34027 SCHULTE	2328257009	66.00
SCHL-034043-0000-1	OCCUPANT 34043 SCHULTE	2328257008	66.00
SHAW-031609-0000-1	OCCUPANT 31609 SHAW	2327477012	33.00
SHWS-031831-0000-1	OCCUPANT 31831 SHIAWASSEE	2327402004	66.00
SHWS-032043-0000-1	OCCUPANT 32043 SHIAWASSEE	2327254007	33.00
SHWS-032301-0000-1	OCCUPANT 32301 SHIAWASSEE	2327252008	66.00
SHWS-032324-0000-1	OCCUPANT 32324 SHIAWASSEE	2327251042	66.00
SHWS-033503-0000-1	OCCUPANT 33503 SHIAWASSEE	2328229008	66.00
SHWS-033608-0000-1	OCCUPANT 33608 SHIAWASSEE	2328227011	33.00
SHWS-033741-0000-1	OCCUPANT 33741 SHIAWASSEE	2328228006	33.00
SLCM-032832-0000-1	OCCUPANT 32832 SLOCUM	2327301039	66.00
SLCM-033018-0000-1	OCCUPANT 33018 SLOCUM	2327301030	66.00
SMTH-036110-0000-1	OCCUPANT 36110 SMITHFIELD	2329254002	33.00
SMTH-036243-0000-1	OCCUPANT 36243 SMITHFIELD	2329201004	33.00
SHWD-022409-0000-1	OCCUPANT 22409 SHERWOOD	2327476009	66.00
STTE-033614-0000-1	OCCUPANT 33614 STATE	2328276018	33.00

ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

13
05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
STTE-033617-0000-1	OCCUPANT 33617 STATE	2328279004	33.00
STTE-033725-0000-1	OCCUPANT 33725 STATE	2328256006	66.00
STTE-034105-0000-1	OCCUPANT 34105 STATE	2328255007	33.00
SXNY-036527-0000-1	OCCUPANT 36527 SAXONY	2329177005	33.00
SXNY-036590-0000-1	OCCUPANT 36590 SAXONY	2329176007	33.00
SXNY-036599-0000-1	OCCUPANT 36599 SAXONY	2329177001	66.00
SXNY-036652-0000-1	OCCUPANT 36652 SAXONY	2329127004	66.00
THMA-033103-0000-1	OCCUPANT 33103 THOMAS	2327154005	66.00
THMA-033107-0000-1	OCCUPANT 33107 THOMAS	2327154004	33.00
THMA-033216-0000-1	OCCUPANT 33216 THOMAS	2327151012	66.00
TLLK-033011-0000-1	OCCUPANT 33011 TALL OAKS	2334154010	33.00
TLLK-033218-0000-1	OCCUPANT 33218 TALL OAKS	2334151016	66.00
TLLP-035550-0000-1	OCCUPANT 35550 TALL PINE	2329226039	66.00
TLLP-035560-0000-1	OCCUPANT 35560 TALL PINE	2329226067	33.00
TWNV-024116-0000-1	OCCUPANT 24116 TWIN VALLEY	2327101014	66.00
TWNV-024135-0000-1	OCCUPANT 24135 TWIN VALLEY	2327103010	33.00
VILT-022405-0000-1	OCCUPANT 22405 VIOLET	2326355021	33.00
VILT-022440-0000-1	OCCUPANT 22440 VIOLET	2326357007	66.00

RESIDENTIAL ACCOUNTS WITH OLD UNPAID BILLS (FOR TAX ROLL)
 RESOURCE RECOVERY AND RECYCLING AUTHORITY
 FOR BILLINGS BETWEEN : 02/10/92 AND 05/12/92

14
05/13/92

ACCOUNT #	NAME/ADDRESS	PROPERTY TAX #	ENDING BALANCE
VILT-022487-0000-1	OCCUPANT 22487 VIOLET	2326355009	66.00
VILT-022785-0000-1	OCCUPANT 22785 VIOLET	2326351018	66.00
VILT-022809-0000-1	OCCUPANT 22809 VIOLET	2326351016	66.00
VILT-022833-0000-1	OCCUPANT 22833 VIOLET	2326351014	33.00
VILT-023043-0000-1	OCCUPANT 23043 VIOLET	2326301042	66.00
VILT-023069-0000-1	OCCUPANT 23069 VIOLET	2326301040	33.00
VILT-023076-0000-1	OCCUPANT 23076 VIOLET	2326302017	66.00
LV-032014-0000-1	OCCUPANT 32014 VALLEYVIEW	2327402010	66.00
VLLV-032300-0000-1	OCCUPANT 32300 VALLEYVIEW	2327252020	66.00
VLLV-032366-0000-1	OCCUPANT 32366 VALLEYVIEW	2327252013	33.00
VLLV-032395-0000-1	OCCUPANT 32395 VALLEYVIEW	2327253001	33.00
WLMR-023621-0000-1	OCCUPANT 23621 WILMARTH	2328251034	33.00
WLMR-023925-0000-1	OCCUPANT 23925 WILMARTH	2328204008	66.00
WRNR-022875-0000-1	OCCUPANT 22875 WARNER	2327302030	33.00
WRNR-023016-0000-1	OCCUPANT 23016 WARNER	2327303005	66.00
WRNR-023065-0000-1	OCCUPANT 23065 WARNER	2327302019	66.00
WRNR-023609-0000-1	OCCUPANT 23609 WARNER	2327151015	33.00
WSLY-023632-0000-1	OCCUPANT 23632 WESLEY	2328178007	66.00

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, June 1, 1992, 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 8:07 p.m. by Mayor Hartsock.

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Asst. Director Gushman, City Attorney Donohue, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETINGS

6-92-161

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the Special meeting minutes of February 27, March 30, April 6, May 7 and May 11, and the Regular meeting of May 18, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

6-92-162

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and/or file the minutes of the following Boards and Commissions:

- Traffic and Safety Board minutes of April 16, 1992;
- Farmington Area Commission on Aging minutes of April 28, 1992;
- Farmington Community Library minutes of April 9, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR FENCE VARIANCE: 33906 ALTA LOMA

Council was advised that the owner proposes to install a 6 ft. fence forward of the front building line at 33906 Alta Loma. Mr. Atkinson stated that he intends to create an atrium in front of his home and the fencing is to block the traffic that comes down Fleming.

Councilwoman Richardson was concerned that the fence would extend approximately ten feet in front of the house wall.

Councilman Tupper doubted that a fence this high would enhance the community and stated he could not support this request.

Councilwoman McShane questioned what the structure actually consists of.

Councilman Campbell indicated concern that the fence is wooden, stating that most atriums are brick structures.

COUNCIL PROCEEDINGS -2-
June 1, 1992

Council suggested that landscaping would be an alternative.

6-92-163

Motion by Councilwoman Richardson, supported by Councilman Tupper, to deny the requested fence variance at 33906 Alta Loma. Motion carried, all ayes.

REQUEST FROM SALEM UNITED CHURCH OF CHRIST
RE: USE OF MEMORIAL PARK, JULY 19, 1992

Council was advised that the Church requests use of Memorial Park on July 19, 1992 for their annual Ice Cream Social, which Council has allowed in the past.

6-92-164

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to grant permission to the Salem United Church of Christ to use Memorial Park for their annual Ice Cream Social on Sunday, July 19, 1992, between 1:00 p.m. and 5:00 p.m. Motion carried, all ayes.

REQUEST FOR TENT SALE: WORLD WIDE TV

Council was advised that the manager of World Wide TV, 14701 Grand River, requests permission to erect a 25 ft. by 25 ft. tent in front of the store to accommodate their annual 3-day sale.

6-92-165

Motion by Councilwoman Richardson, supported by Councilman Campbell, to grant permission to the World Wide TV store at 14701 Grand River, to erect a 25 ft. x 25 ft. tent from June 11 - 13, 1992, to accommodate their annual sale; this tent is not to obstruct the flow of traffic into the shopping center. Motion carried, all ayes.

REQUEST FOR OUTSIDE SEATING
1950'S CONEY ISLAND RESTAURANT

Council was advised that the owner of the 1950's Coney Island Restaurant requests permission for outside seating for twelve people at his location in the Uptown Farmington Shopping Center. He requests this seating on two sides of the building from May through October each year.

Councilwoman Richardson expressed concern that there is not enough space along the Grand River side to set up tables. She asked if the owner had an alternate proposal.

Councilwoman McShane agreed that there is inadequate space on the Grand River Side. She stated that the Mooney Street side offers enough space if the tables do not protrude into the pedestrian area.

COUNCIL PROCEEDINGS -3-
June 1, 1992

6-92-166

Motion by Councilwoman McShane, supported by Councilman Tupper, to grant the 1950's Coney Island Restaurant permission for outside seating on only the Mooney Street side of the building at 31624 Grand River, from June through October of 1992, with the stipulation that adequate outside trash containers are provided and that the seating does not block the major portion of the sidewalk. Motion carried, all ayes.

REQUEST FOR SUPPORT OF H.B. 5011 FROM
V. C. KIELPINSKI, FARMINGTON HILLS

Council was advised that Mr. Kielpinski is concerned about the Kroger Company hiring replacement employees during their strike, and he points out that H.B. 5011 would prohibit this practice.

6-92-167

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file Mr. Kielpinski's letter relative to H.B. 5011. Motion carried, all ayes.

The Mayor announced the following added agenda item.

REQUEST FROM JEFF SAGE FOR
BANNER ON MASONIC TEMPLE BUILDING

Jeff Sage, representing the Gill School Playground Committee, advised that construction of the playground will begin on Sunday, June 7th. He stated that he would like to erect a banner type sign on the Masonic Temple corner advertising the need for volunteers to work on the project from Wednesday through Sunday. Mr. Sage advised that the sign would be erected on Tuesday, June 2, and taken down on Sunday, June 7, 1992. He advised that he already has Masonic Temple permission to do so.

Assistant Public Services Director Gushman stated that the call his office received said the sign would be placed on the Masonic Temple Building.

6-92-168

Motion by Councilman Tupper, supported by Councilman Campbell, to grant permission from Tuesday, June 2 to Sunday, June 7, 1992, to allow the Gill School Playground Committee to erect a banner type sign on the Masonic Temple building, provided that the Masonic Temple authorities approve. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

ADOPT FY 1992-93 BUDGET
AND ESTABLISH TAX RATE

The City Manager advised that the budget proposed for adoption includes the General Fund, Debt Service Fund, Capital Improvement

COUNCIL PROCEEDINGS -4-
June 1, 1992

Fund, Water and Sewer Fund, Highway Fund and the Downtown Development Authority Fund. He indicated that the total proposed expenditures are \$10,255,340.00. He also stated that the resolution before Council this evening includes changes agreed on for the jointly funded agencies and other changes made in accordance with Council's instructions.

He further indicated that budgeted expenditures for the Water and Sewer Fund require an increase in the water and sewer rates.

Manager Deadman advised that a second resolution was prepared to establish the local property tax rate on real and personal property to fund operating and debt service expenditures. He stated that the proposed General Fund operating tax rate will be 10.05 mills (\$10.05 per \$1,000.00 SEV) and that the tax rate to fund debt service will be 3.62 mills (\$3.62 per \$1,000.00 SEV). He pointed out that this resolution also contains a 2 mill (\$2.00 per \$1,000.00 of SEV) property tax on the Downtown Development Authority District.

The City Manager recommended adoption of both resolutions.

6-92-169 (a)

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution adopting the 1992-93 budget:

[SEE ATTACHED RESOLUTION].

6-92-169 (b)

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution establishing the tax rate for 1992-93:

[SEE ATTACHED RESOLUTION]

AMENDMENTS TO FY 1991-92 BUDGET

The City Manager discussed adjustments to the 1991-92 budget as shown on page 5 of the document.

6-92-170

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution adjusting the 1991-92 budget:

[SEE ATTACHED RESOLUTION]

AMENDMENTS TO THE CITY'S
WATER AND SEWER RATES

Council was advised that Farmington will need to increase its water and sewer rates to cover the recent rate increases of Detroit and Oakland County.

COUNCIL PROCEEDINGS -5-
June 1, 1992

Manager Deadman stated that Farmington's increase in the water rate will be 10 cents per 1,000 gallons of water sold. He indicated that the increase in proposed water rate user fee effective July 1, 1992, is recommended to rise from \$1.29 to \$1.39 MCF.

Council was advised that the proposed local sewer rate increase per 1,000 gallons of water sold is as follows:

Detroit and Oakland County sewerage treatment rate:	12.0 cents
Local maintenance:	4.8 cents
Local debt service	<u>9.2 cents</u>

Total increase per 1,000 gallons of water sold: 26.0 cents

Council was further advised that the local sewer rate will increase from \$1.56 per 1,000 gallons of water to \$1.82.

6-92-171

Motion by Councilman Campbell, supported by Councilwoman McShane, to adopt the following resolution amending the City's water and sewer rates, fees and charges:

[SEE ATTACHED RESOLUTION]

CONTRACT FOR CAR WASHING

Council was advised that Jax Kar Wash will maintain the same price as the last two years for taking care of the City's fourteen vehicles.

6-92-172

Motion by Councilwoman Richardson, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby waives the bid process as being in the best interest of the City, and awards a contract for FY 1992-93 to Jax Kar Wash in the amount of \$4,060.00 for washing the City's fourteen vehicles, and

BE IT FURTHER RESOLVED that funds be provided from the City's General Fund.

ROLL CALL

AYES:	Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS:	None.
ABSENT:	None.

RESOLUTION DECLARED ADOPTED JUNE 1, 1992.

MISCELLANEOUS

There were no public comments.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson stated that she attended the 1867 Family Day yesterday at the Community Center and it was a very nice affair.

Mrs. Richardson advised that the next project connected with the City's Anniversary Celebration will be sponsored by the Farmington Garden Club on June 27th. She stated that this will be a garden tour at \$5 per ticket in advance and \$6 on the day of the tour. She further stated that there will be a special event at Heritage Park at the end of the day and refreshments will be served.

Councilman Tupper stated that he has noticed quite a number of lawn signs in Farmington advertising painting, aluminum siding and aluminum windows.

The City Manager pointed out that this cannot be ignored. It was suggested that this be further checked into and dealt with.

Mr. Tupper stated that he has noticed a parking situation developing at the Post Office. He noted that people are parking left wheel to the curb, others are parking in front of the fire hydrant and still others are making a U-turn to park in front of the Post Office.

Mr. Tupper further noted that some people are parking over the sidewalk which is not fair to those residents who are walking throughout the city on these spring evenings. He feels that those who are doing this on a regular basis should be checked.

Councilwoman McShane expressed concern that roller bladers are taking over the tennis courts in City Park. She suggested detouring them to another area and favored posting a "No Roller Blading" sign on the tennis courts.

Councilwoman Richardson suggested that the City monitor the situation in the the next couple of weeks to see if the problem is under control.

Councilman Campbell asked if there would be signs posted at the Training Center showing the polling place change for the June School Election. It was suggested that the City Clerk check into the matter.

Director Lauhoff advised that the situation regarding bikers pulling out into intersections prior to crossing will be referred to the Traffic and Safety Board.

COUNCIL PROCEEDINGS -7-
June 1, 1992

Councilman Campbell asked if the City has any control over solicitors standing in front of Farmer Jack's on Nine Mile Road. He was advised that the City has virtually no control if the organizations represented are non-profit.

The City Manager reported that the Federal Court struck down Michigan Law by ruling that trash can move from one county to another. He pointed out that if there is no flow control from county to county, there can be no funding for a facility.

FINANCIAL REPORTS:
TEN MONTHS ENDED APRIL 30, 1992

6-92-173

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to receive and file the General Fund and the 47th District Court financial reports for the ten months ended April 30, 1992. Motion carried, all ayes.

WARRANT LIST

6-92-174

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$78,130.66; Water & Sewer Fund \$1,676.01.

ROLL CALL:


AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

MOTION CARRIED.

ADJOURNMENT

Motion by Councilwoman McShane, supported by Councilman Tupper, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:20 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

Approved: June 15, 1992.

R E S O L U T I O N

NO. 6-92-169 (a)

Motion by McShane, supported by Richardson, to adopt the following resolution.

BE IT RESOLVED that the Farmington City Council hereby adopts the 1992-93 budget as shown in the budget document on Page 4; and

BE IT FURTHER RESOLVED that the following sums are hereby appropriated as the budget for the operation of the City of Farmington for fiscal year 1992-93 beginning July 1, 1992 and ending June 30, 1993.

GENERAL FUND EXPENDITURES

General Government	\$1,039,280
Public Safety	1,485,090
Public Services	865,340
Parks & Recreation	159,050
Library	189,816
Miscellaneous	98,420
Insurance, Fixed Expenditures	867,420
Inter-Fund & Debt Service Transfers	<u>51,060</u>

TOTAL GENERAL FUND EXPENDITURES: \$4,755,476

DEBT SERVICE FUND EXPENDITURES

General Debt Service	\$1,137,205
Special Assessment Debt Service	<u>584,258</u>

TOTAL DEBT SERVICE FUND EXPENDITURES: \$1,721,463

CAPITAL IMPROVEMENT FUND EXPENDITURES

Transfers - Other Funds	<u>\$ 290,500</u>
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TOTAL CAPITAL IMPROVEMENT FUND EXPENDITURES: \$ 290,500

WATER & SEWER FUND EXPENDITURES

Operating & Maintenance	\$1,658,435
Transfers to Capital Replacement and Retained Earnings	<u>10,595</u>

TOTAL WATER & SEWER FUND EXPENDITURES: \$1,669,030

HIGHWAY FUND EXPENDITURES

Construction	\$ 478,000
Operating & Maintenance	622,322
Debt Service	<u>104,650</u>

TOTAL HIGHWAY FUND EXPENDITURES: \$1,204,972

DOWNTOWN DEVELOPMENT AUTHORITY EXPENDITURES

Operating & Capital Outlay	\$ 318,536
Debt Service	200,000
Transfer, Fund Balance	<u>95,363</u>

TOTAL DOWNTOWN DEVELOPMENT AUTHORITY EXPENDITURES: \$ 613,899

TOTAL EXPENDITURES - ALL FUNDS: \$10,255,340

BE IT FURTHER RESOLVED that the City Treasurer 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 Council, Board, Commission or other officer authorized to make such expenditures.

BE IT FURTHER RESOLVED that the City Treasurer shall report to the Council quarterly the status of the amounts as shown in the budget document on pages 6 through 10.

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 1, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 1, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

RESOLUTION

NO. 6-92-169 (b)

Motion by McShane, support by Richardson, to adopt the following resolution:

WHEREAS, the City Manager has presented to the Council a proposed budget for fiscal year beginning July 1, 1992 in accordance with the provisions of the City Charter; and

WHEREAS, the City Council has held Public Hearings in accordance with the provisions of the State Statutes and the City Charter; and

THEREFORE, BE IT RESOLVED, that the General Fund budget for fiscal year beginning July 1, 1992 in the amount of \$4,755,476, as prepared by the City Manager, is hereby approved and adopted; and

BE IT FURTHER RESOLVED, that to meet the portion of the General Fund budget cost, the City Treasurer is hereby directed to spread taxes on real and personal property in the amount of ten dollars and five cents (\$10.05) per thousand of State Equalized Assessed Valuation; and

BE IT FURTHER RESOLVED, that to meet portions of the Debt Service cost, the City Treasurer is hereby directed to spread taxes on real and personal property in the amount of three dollars and sixty-two cents (\$3.62) per thousand of State Equalized Assessed Valuation; and

BE IT FURTHER RESOLVED, that the budget of the Farmington Downtown Development Authority is hereby approved and to meet a portion of the budgeted cost the City Treasurer is hereby directed to spread taxes on real and personal property located within the boundaries of the Farmington Downtown Development Authority District in the amount of two (\$2.00) dollars per thousand of State Equalized Assessed Valuation; and

BE IT FURTHER RESOLVED, that property tax payments which have been deferred in accordance with State of Michigan Statutes may be unpaid until the last day of February without penalty; and

BE IT FURTHER RESOLVED, that the city shall collect a one (1%) percent administration fee on all taxes collected by the city on behalf of other units of government; and

BE IT FURTHER RESOLVED, that all summer taxes unpaid as of September 1 through the last day of February shall be assessed a four (4%) percent penalty in accordance with the provisions of the City Charter, and that all winter taxes unpaid as of February 15 through the last day of February shall be assessed a three (3%) percent penalty in accordance with the provisions of the State of Michigan Statutes.

ROLL CALL:

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 1, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 1, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

R E S O L U T I O N

No. 6-92-170

Motion by Richardson, supported by McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby adjusts the 1991-92 budget as shown in the budget document on page 5, and

BE IT FURTHER RESOLVED that the following adjustments to revenues and expenditures are hereby approved in accordance with the line item detail as shown in the 1992-93 budget document as ESTIMATED CURRENT YEAR amounts.

<u>GENERAL FUND REVENUES</u>	<u>FROM</u>	<u>TO</u>
LOCAL TAXES	2,526,500	2,538,685
LICENSES & PERMITS	63,570	60,520
INTERGOVERNMENTAL REVENUES	107,785	146,875
STATE SHARED REVENUES	767,210	693,540
CHARGES FOR SERVICES	443,300	471,230
SALES	12,700	16,300
MISCELLANEOUS	603,945	683,025
TRANSFERS - OTHER FUNDS	202,515	206,490
APPROPRIATION - FUND BALANCE	<u>-0-</u>	<u>-0-</u>
TOTAL GENERAL FUND REVENUES:	4,727,525	4,816,665
<u>HIGHWAY FUND REVENUES</u>		
GAS & WEIGHT TAXES	309,940	313,722
CONTRACTS & GRANTS	66,050	75,810
TRANSFERS & ASSESSMENTS	<u>926,285</u>	<u>624,153</u>
TOTAL HIGHWAY FUND REVENUES:	1,302,275	1,013,685
<u>DEBT SERVICE FUND REVENUES</u>		
GENERAL DEBT SERVICE	979,290	986,415
SPECIAL ASSESSMENT DEBT SERVICE	<u>611,305</u>	<u>649,208</u>
TOTAL DEBT SERVICE FUND REVENUES	1,590,595	1,635,623
<u>CAPITAL IMPROVEMENT FUND REVENUES</u>		
INVESTMENT & INTEREST INCOME	65,000	53,000
APPROPRIATION, FUND EQUITY	<u>65,000</u>	<u>60,670</u>
TOTAL CAPITAL IMPROVEMENT FUND REVENUES	130,000	113,670
<u>WATER & SEWER FUND REVENUES</u>		
WATER & SEWER SALES	1,530,275	1,440,320
SERVICE FEES	21,800	26,950
MISCELLANEOUS REVENUES	<u>61,700</u>	<u>49,350</u>
TOTAL WATER & SEWER FUND REVENUES	1,613,775	1,516,620
<u>DOWNTOWN DEVELOPMENT AUTHORITY REVENUES</u>		
LOCAL TAXES	410,292	451,701
OTHER	5,000	62,175
APPROPRIATION - FUND BALANCE	<u>158,681</u>	<u>137,814</u>
TOTAL DOWNTOWN DEVELOPMENT AUTHORITY REVENUES	573,973	651,690
TOTAL REVENUES - ALL FUNDS.	9,038,142	9,747,052

R E S O L U T I O N

NO. 6-92-170

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GENERAL FUND EXPENDITURES

GENERAL GOVERNMENT	960,565	941,325
PUBLIC SAFETY	1,524,400	1,445,895
PUBLIC SERVICES	824,320	791,568
PARKS & RECREATION	118,645	129,200
LIBRARY	189,725	189,725
MISCELLANEOUS	79,985	134,285
INSURANCE, FIXED EXPENDITURES	815,990	817,425
INTERFUND & DEBT SERVICE TRANSFERS	170,900	154,300
TRANSFER TO FUND BALANCE	<u>42,995</u>	<u>212,942</u>
TOTAL GENERAL FUND EXPENDITURES:	4,727,525	4,816,665

HIGHWAY FUND EXPENDITURES

CONSTRUCTION	545,800	200,000
OPERATING & MAINTENANCE	679,585	736,795
DEBT SERVICE	<u>76,890</u>	<u>76,890</u>
TOTAL HIGHWAY FUND EXPENDITURES:	1,302,275	1,013,685

DEBT SERVICE FUND EXPENDITURES

GENERAL DEBT SERVICE	979,290	986,415
SPECIAL ASSESSMENT DEBT SERVICE	<u>611,305</u>	<u>649,208</u>
TOTAL DEBT SERVICE FUND EXPENDITURES	1,590,595	1,635,623

CAPITAL IMPROVEMENT FUND EXPENDITURES

TRANSFERS, OTHER FUNDS	<u>130,000</u>	<u>113,670</u>
TOTAL CAPITAL IMPROVEMENT FUND EXPENDITURES	130,000	113,670

WATER & SEWER FUND EXPENDITURES

OPERATING & MAINTENANCE	1,542,845	1,486,225
TRANSFER TO CAPITAL REPLACEMENT	50,000	30,395
TRANSFER TO RETAINED EARNINGS	<u>20,930</u>	<u>-0-</u>
TOTAL OPERATING & MAINTENANCE EXPENDITURES:	1,613,775	1,516,620

DOWNTOWN DEVELOPMENT AUTHORITY

OPERATING & CAPITAL OUTLAY	396,481	494,492
TRANSFER, FUND BALANCE	<u>177,492</u>	<u>157,198</u>
TOTAL DOWNTOWN DEVELOPMENT AUTHORITY EXPENDITURES	573,973	651,690

TOTAL EXPENDITURES - ALL FUNDS:	9,938,143	9,747,953
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R E S O L U T I O N

NO. 6-92-170

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BE IT FURTHER RESOLVED that the City Treasurer 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 Council, Board, Commission or other officer authorized to make such expenditures.

BE IT FURTHER RESOLVED that the City Treasurer shall prepare for the Council a financial report each quarter on the status of city funds as contained within the city budget.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 1, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 1, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

R E S O L U T I O N

NO. 6-92-171

Motion by Campbell, supported by McShane,
to adopt the following resolutions:

RESOLUTION TO AMEND THE CITY OF FARMINGTON
WATER AND SEWER RATES, FEES AND CHARGES

WHEREAS, the City of Detroit and County of Oakland has raised their Wholesale Water and Sewer Rates to the City of Farmington effective July 1, 1992, and

WHEREAS, the operation and maintenance cost of the Farmington water and sewer system has also increased as the result of higher personnel, maintenance and debt service costs, and

WHEREAS, the increased cost of water and sewerage treatment purchased by the city and other system costs will require that the City of Farmington raise its water and sewerage treatment rates, fees and charges to customers receiving services from the system;

THEREFORE BE IT RESOLVED that the City Council of Farmington amends Chapter 11, WATER AND SEWER RATES, FEES AND CHARGES in accordance with the attached document.

ROLL CALL

- AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
- NAYS: None.
- ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 1, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 1, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

CHAPTER 11

WATER AND SEWER RATES, FEES AND CHARGES

SECTION 1 - FARMINGTON METERED USERS

Water Billing Charge	\$ 1.39 per 1,000 gallons of water used
Sewer Billing Charge	1.82 per 1,000 gallons of water used
Quarterly Meter and Service Charge	4.40 per premise served

SECTION 2 - WHOLESALE AND OUTSIDE CUSTOMER WATER RATES

Farmington System to Other Systems	7.15 per thousand cubic feet
Farmington to Outside Customers	1.93 per 1,000 gallons of water used plus \$4.40 per premise served
Farmington Evergreen System to Other System	6.23 per thousand cubic feet

SECTION 3 - WHOLESALE AND OUTSIDE CUSTOMER SEWER RATES

Farmington District to Other Systems	24.22 per thousand cubic feet
Farmington Evergreen District to Outside Customer	3.51 per 1,000 gallons of water used plus \$4.40 per premise served

The \$4.40 meter and service charge will be assessed quarterly unless the account is closed and/or the meter removed.

Effective 7-1-92

SECTION 4 - CONNECTION FEES

Residential	- Water	\$ 250.00
	- Sewer	350.00
Non-Residential	- Water	Based on unit factor water consumption schedule published by Oakland County times the residential rate.
	- Sewer	Based on the unit factor sewer consumption schedule published by Oakland County times the residential rate.

SECTION 5 - WATER TAP-INS

5/8 to 1 in. water tap & meter set	925.00
1 1/2 in. water tap & meter set	1300.00
2 in. water tap & meter set	2500.00
Other size taps	Time & material plus 20%

SECTION 6 - SEWER TAP-INS

Time & material plus 20%

SECTION 7 - METER REMOVAL

45.00

SECTION 8 - METER TESTING

Up to 1 in.	30.00
1 in. and over	Cost + 10%

SECTION 9 - HYDRANT USE

Permit	20.00
Deposit	100.00
Water-Usage	1.39 per 1,000 gals plus 20% special handling processing

Effective 7-1-92

SECTION 10 - CONSTRUCTION WATER

Residential	65.00
Commercial	92.00

SECTION 11 - POOL FILLINGS

Hydrant meter, hose (pick-up & delivery)	50.00
Water-Usage	1.39 per 1,000 gals plus 20% special handling & processing

SECTION 12 - UNMETERED WATER AND SEWER USAGE

In the event metering of water usage and/or sewage disposal is not feasible, the Director of the Department of Public Works shall estimate, based on city and county usage date, the amount of water and/or sewer usage to charge unmetered users of the system.

SECTION 13 - PENALTY ON DELINQUENT ACCOUNTS

10%

SECTION 14 - WATER TURN-ON

20.00

SECTION 15 - ACCOUNT SET UP FEE

15.00

SECTION 16 - TRANSFER OF DELINQUENT ACCOUNTS

TO TAX ROLL

25.00

Effective 7-1-92

SECTION 17 - BAD CHECK CHARGE

\$ 30.00

SECTION 18 - IWC CHARGES & INDUSTRIAL SURCHARGES

INDUSTRIAL WASTE CONTROL CHARGE

<u>Meter Size</u>	<u>Quarterly Charge</u>
5/8"	5.97
3/4"	8.94
1"	14.91
1 1/2"	32.82
2"	47.76
3"	86.55
4"	119.40
6"	179.10
8"	298.50
10"	417.90
12"	477.60
16"	716.40
18"	835.80

INDUSTRIAL SURCHARGE RATES, PER EXCESS POUND

	RATE
1. Biochemical Oxygen Demand (BOD) in excess of 275 mg/l	\$.118
2. Total Suspended Solids (TSS) in excess of 350 mg/l	.146
3. Phosphorus (P) in excess of 12 mg/l	1.841
4. Fats, Oils, & Grease (FOG) in excess of 100 mg/l	.085

Effective 7-1-92

SECTION 19 - RULES AND REGULATIONS

1) BILLING:

Charges for water service and sewage disposal service shall be billed in the months of March, June, September and December of each year and such charges shall become due on the fifteenth day of the following April, July, October and January, respectively. If such charges are not paid on or before such due date, then a penalty of ten (10) percent shall be added thereto, unless such penalty is waived by the City Treasurer for extenuating circumstances. In no case shall the penalty be waived more than once in any two-year period.

The following rules and regulations pertain to the use of hydrants by contractors:

1. Permit Requests for Hydrant Use shall be in writing and signed by the user.
2. Permits shall be issued by the Water and Sewer Department for the use of hydrants and the permit fee is non-refundable.
3. A Security Deposit shall be required which may be refunded, provided that no damage occurs to the hydrant and that all charges for water used have been paid.
4. User will be charged on a Monthly Basis for water used. Water use shall be estimated by the Department of Water and Sewer.
5. The Monthly Charge shall be based on the water rate as approved by City Council.
6. All Permits must be approved for location and time of use by the Department of Public Safety.

2) COLLECTION:

The charges for water service and sewage disposal service, which, under the provisions of Act No. 94 of the Public Acts of Michigan of 1933 (MCL 141.101 et seq., MSA 5.2731 et seq.), as amended, are made a lien on the premises to which furnished, are hereby recognized to constitute such lien; and the Director of Public Services of the department shall, annually, on May first, certify all unpaid charges for such services furnished to any premises which, on the thirtieth day of April preceding, have remained unpaid for a period of

six (6) months, to the City Assessor who shall place the same on the next tax roll of the city. Such charges so assessed shall be collected in the same manner as general city taxes. In addition to such charges the property owner shall be assessed an administrative charge of twenty-five dollars (\$25.00). In cases where the city is properly notified in accordance with Act 94 of 1933, that a tenant is responsible for water or sewage disposal service charges, no such service shall be commenced or continued to such premises until there has been deposited with the Department of Public Services, a sum sufficient to cover two (2) times the average quarterly bill for such premises as estimated by the Director of Public Services, such deposit to be in no case less than fifty dollars (\$50.00). Where the water service to any premises is turned off to enforce the payment of water service charges or sewage disposal service charges, the water service shall not be recommenced until all delinquent charges have been paid and a deposit as in the case of tenants is made, and there shall be a water turn-on charge of fifty dollars (\$50.00) unless the turn-on is made during normal working hours, in which case the charge will be twenty dollars (\$20.00). In any other case where, in the discretion of the Director of Public Services, the collection of charges for water or sewage disposal service may be difficult or uncertain, the Director of Public Services may require a similar deposit. Such deposits may be applied against any delinquent water or sewage disposal service charges and the application thereof shall not affect the right of the Department of Public Services to turn off the water service and/or sewer service, to any premises for any delinquency thereby satisfied. No such deposit shall bear interest and such deposit, or any remaining balance thereof, shall be returned to the customer making the same when he shall discontinue receiving water and sewage disposal service or, except as to tenants as to whom notice of responsibility for such charges has been filed with the city, when any eight (8) consecutive quarterly bills shall have been paid by the customer with no delinquency.

COMPONENTS OF CHARGES FOR WHOLESALE AND/OR OUTSIDE WATER USERS:

WATER ONLY

<u>Farmington System</u>	<u>Wholesale</u>
Detroit Cost	\$ 5.37 MCF
Transportation	.43
Debt G.O.	<u>1.35</u>
	\$ 7.15 MCF
	<u>Direct Service</u>
City Rate	\$ 1.39 M
Debt G.O.	.18 M
Meter Service Charge	<u>4.40</u> per bill
Meter Service Charge	\$ 1.57 M + \$ 4.40 per bill
<u>Farmington-Industrial Arm</u>	<u>Wholesale</u>
Detroit Cost	\$ 5.37 MCF
Oakland/Farmington Hills Transportation	.43
Farmington Transportation	<u>.43</u>
	\$ 6.23 MCF

COMPONENTS OF CHARGES FOR WHOLESALE AND/OR OUTSIDE SEWER USERS:

SEWER ONLY

<u>Farmington System</u>	<u>Wholesale</u>
Cost Detroit	\$ 5.23 MCF
Farmington System Cost O & M	5.32
G.O. Debt	12.55
Excess Flow	<u>1.12</u>
Total City Wholesale Rate: \$24.22 MCF	
	<u>Direct Service</u>
City Rate	\$ 1.81 M
G.O. Debt Service	1.70 M
Meter Service Charge	<u>4.40</u> per bill
	\$ 3.51 M + \$ 4.40 per bill
<u>Farmington Evergreen</u>	
Oakland/Farmington Hills Cost	\$ 7.07 MCF
Farmington Rate:	\$ 7.07 MCF

Effective 7-1-92

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, June 15, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETING

6-92-175

Motion by Councilman Campbell, supported by Councilwoman McShane, to approve the minutes of the Regular meeting of June 1, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

6-92-176

Motion by Councilwoman Richardson, supported by Councilman Tupper, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of June 8, 1992;
- Farmington Area Arts Commission minutes of May 21, 1992;
- Board of Education minutes of May 5 and May 19, 1992.

Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

APPLICATION FOR SIGN VARIANCE
32720 GRAND RIVER

Council was advised that the owner of Baker Street Draperies requests approval to install a 3 ft. x 15 ft. banner announcing the grand opening of the new store. Ms. Raymond asks that she be allowed to fly the banner from June 20 through July 31, 1992.

6-92-177

Motion by Councilman Campbell, supported by Councilwoman Richardson, to grant the requested variance to section 25-13 (10) of the Sign Ordinance to allow the installation of a 3 ft. x 15 ft. banner announcing the Grand Opening of Baker Street Draperies, 32720 Grand River; said banner to be flown from June 20 through July 31, 1992, as indicated in the drawings provided. Motion carried, 4 Ayes, 1 Nay (Tupper).

APPLICATION FOR FENCE VARIANCE, 23258 FLORAL

Mr. Kevin Kitchin requested a variance to Section 13-3 (a) of the City Code which would allow him to install a 4 ft. fence 25 feet

COUNCIL PROCEEDINGS -2-
June 15, 1992

forward of the front building line at 23258 Floral. Mr. Kitchin advised that since his house borders the city's nature trail along the Fink Street right-of-way, teenagers cut across his property and leave debris in his yard. He suggested that the fence will provide a much needed separation of his residence from the nature trail.

6-92-178

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to grant the requested variance to Section 13-3 (a) of the City Code allowing Mr. Kitchen to install a 4 ft. fence 25 ft. forward of the front building line at 23258 Floral. Motion carried, all ayes.

REQUEST FOR KIDS' DAY, JULY 7, 1992

Recreation Supervisor Dave Justus requests that Raphael Street and Shiawassee Road be closed for the annual KIDS' DAY celebration.

6-92-179

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to authorize the closing of Raphael Street and Shiawassee Road from 11:00 a.m. to 5:30 p.m. on July 7, 1992, for the Annual Kids' Day celebration. Motion carried, all ayes.

OAK PARK RESOLUTION RE:

P. A. 196, FINANCING 911 SERVICES

Council was advised that Public Act 196 (which amended Section 311 of the State Emergency Telephone Service Enabling Act) allows county boards of commissioners to assess an additional 4% charge on telephone bills for 911 service. Funds received would be used for technical upgrades and other operational costs, but P.A. 196 excludes counties with populations over 500,000 from the act's funding provisions.

Oak Park's resolution requests that legislators remove this exclusion so that these counties may recover costs of operating the 911 system through a 4% surcharge.

6-92-180

Motion by Councilman Campbell, supported by Councilwoman McShane, to adopt a resolution similar to Oak Park's on P.A. 196, and to forward a copy of the resolution to the Emergency Telephone Services Committee, Representative Dolan and Senator Faxon. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

RATIFICATION OF 3-YEAR AGREEMENT WITH
AFSCME LOCAL 1456

The City Manager briefly discussed the wage provisions and other

COUNCIL PROCEEDINGS -3-
June 15, 1992

aspects of the 3-year contract which will expire on June 30, 1995.

Council was advised that the new contract recognizes the impact of the current economy on local government, the uncertainty of state shared revenues and the property tax ballot proposals to be voted on this fall.

6-92-181

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby ratifies the new 3-year contract between AFSCME Local #1456 and the City of Farmington, said contract to expire on June 30, 1995.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

AMENDMENT TO CITY MANAGER'S AGREEMENT

The City Manager advised Council that he elected not to accept a salary increase this year, but instead to amend the annual contribution to the ICMA Deferred Compensation Money Purchase Program from \$10,850.00 to \$13,765.00.

6-92-182

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby amends the Agreement between the City and the City Manager as follows:

Paragraph 1. COMPENSATION: That the City agrees to pay the Manager at a bi-weekly rate of \$2,578.23 (expressed as an annual rate of \$67,034.00 for budget purposes) as compensation for rendering services as City Manager, or such other compensation thereafter as the parties may from time to time agree upon. The City further agrees to contribute the sum of \$13,765.00 annually to the Deferred Compensation Program managed and operated by the International City Manager's Association Retirement Corporation.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

COUNCIL PROCEEDINGS -4-
June 15, 1992

The City Manager advised that the ICMA Money Purchase Plan and Trust Adoption Agreement entered into several years ago should be amended by the local governmental unit. He stated that if no action is taken, the plan will be amended by ICMA in accordance with the prior contract.

Manager Deadman pointed out that these amendments are required as a result of changes in federal IRS regulations. He stated that he found no substantial changes in reviewing the prototype agreement; only that the city contribution changed to reflect the Deferred Compensation Money Purchase Program contribution provided in the current contract for the City Manager.

6-92-183

Motion by Councilwoman Richardson, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the Mayor to execute the prototype Money Purchase and Trust Adoption Agreement as provided by the ICMA Retirement Corporation.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

Council was advised that contractor/engineering payments were due for Posen Construction, Inc., and Black and Veatch on the Sewer Improvement Project.

6-92-184

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the nineteenth estimated payment to Posen Construction, Inc., in the amount of \$359,619.65 for work completed through May 31, 1992, on the Sewer Improvement Project, Contract No. 1, and

BE IT FURTHER RESOLVED that funds be provided from the State of Michigan Revolving Loan Fund.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

COUNCIL PROCEEDINGS -5-
June 15, 1992

6-92-185

Motion by Councilwoman Richardson, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch in the amount of \$14,016.00 for work completed through May 8, 1992, on the Sewer Separation and Retention Basin Project, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

DPW ROOF REPLACEMENT

Council was advised that bids were received by the City Clerk on May 27, 1992, from eight roofers, with the low bidder for the combined replacement/repair, JKM Enterprises, at \$59,785.00.

The City Manager stated that the City's insurer will reimburse the City \$54,365.00, which will be applied to the repair costs.

6-92-186

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the repair of the Department of Public Services building roof by JKM Enterprises, Detroit, Michigan, in the amount of \$59,785.00, and

BE IT FURTHER RESOLVED that reimbursement funds in the amount of \$54,365.00 from the City's insurer, be applied to this project.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

PROPOSED REDUCTION IN RECYCLING FEE

The City Manager advised that savings will occur in recycling for FY 1992-93. He suggested that these savings be passed on to the rate payers. He informed Council that the recycling fee would be

COUNCIL PROCEEDINGS -6-
June 15, 1992

reduced by \$5.00, bringing the annual fee for single family residential to \$61.00 and \$47.00 for condominiums.

6-92-187

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes that Chapter 8, page 16, Rubbish and Recycling, be amended as follows:

	<u>Single Family Residential</u>	<u>Condominium Residential</u>
Annual recycling fees:		
Per Year	\$61.00	\$47.00
Fee collection each half year	30.50	23.50

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell. Hartsock.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

AMENDMENT TO CEMETERY REGULATIONS

Council was advised that in reviewing the Cemetery Rules and Regulations, Director Billing found the provisions requiring concrete vaults are unclear. Council was further advised that nearly all cemeteries require concrete vaults which seal the casket from water.

The City Manager recommended that Council approve the addition of new Subsection 7 to Section C., Interment or Disinterment.

6-92-188

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves an amendment to the Cemetery Rules and Regulations as follows:

ADD new Subsection 7 to Section C, INTERMENT OR DISINTERMENT

C. 7. All interments of bodies shall be contained within a concrete vault which is sealed from water, and

BE IT FURTHER RESOLVED that the amendment to the Cemetery Rules and Regulations shall be effective immediately upon adoption by Council.

COUNCIL PROCEEDINGS -7-
June 15, 1992

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

APPLICATION FOR 1993 MUNICIPAL CREDIT PROGRAM

Council was advised that the Suburban Mobility Authority for Regional Transportation (SMART) requests application for the fiscal year 1993 Municipal Credit Program. Manager Deadman stated that Farmington will receive \$7,769.00 in municipal credits for 1993. He pointed out that City Council needs to adopt a resolution selecting a city transportation program and the resolution must accompany the application.

Manager Deadman proposed that Council continue to fund the area senior citizen and handicapped transportation program administered by Livonia, as well as the Farmington Hills' mobile van program.

6-92-189

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following resolution:

[SEE ATTACHED RESOLUTION]

BIDS 1992 STREET REPAIR PROGRAM

Council was advised that bids for the 1992 concrete street repair program cover repairs in the Twin Valley and Floral Park Subdivisions and consist of 1,350 sq. yds. of 7-inch non-reinforced concrete pavement, 225 sq. yds. of 6-inch concrete and 600 lineal feet of edge drain.

The City Manager noted that the low bidder was Italia Construction of Sterling Heights, Michigan, at \$41,910.00.

6-92-190

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby awards the contract for the 1992 Street Repair Program to Italia Construction of Sterling Heights, Michigan, in the amount of \$41,910.00, and

BE IT FURTHER RESOLVED that funds be provided from the Local Street Fund.

COUNCIL PROCEEDINGS -8-
June 15, 1992

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

MISCELLANEOUS

PUBLIC COMMENT

Leo Buffa, 32329 Valley View Circle, asked that Council allow the use of Shiawassee Park for a horseshoe court, requiring a space of about 10 ft. x 50 ft.

Mr. Buffa was advised that two other groups would like to add facilities to this park, but it is a small park and activities other than those already accommodated would considerably lessen the family picnic area.

It was suggested that Mr. Buffa consider Heritage Park which already has horseshoe courts, but he prefers a place closer to home.

Following considerable discussion, it was suggested that the matter be given further thought.

6-92-191

Motion by Councilman Campbell, supported by Councilwoman McShane, to table further discussion relative to horseshoe courts in Shiawassee Park until City Council has a chance to review the Park Plan already in place. Motion carried, all ayes.

Ralph Yoder, 32718 Grand River, recommended that the name of John Allen be added to the "Civic Leaders" plaque in Council Chambers.

Scott Saxton of Fresh Approach Market asked for an extension of a temporary permit to display plant materials outside the market in the Drakeshire Shopping Center. He pointed out that the permit expires on June 19.

6-92-192

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to authorize an extension of the temporary permit for three more consecutive 10-day periods, beginning June 20 through July 19, 1992, allowing the owner of Fresh Approach Market to continue displaying plant materials on the sidewalk outside the business at 33014 Grand River. Motion carried, all ayes.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson stated that the vacant building where the Bowling Alley used to be needs attention, as signs are beginning

COUNCIL PROCEEDINGS -9-
June 15, 1992

to hang down in the windows. She was advised that the staff will follow through on this.

Councilman Campbell asked if Baskin & Robbins ever came before Council for outside seating. The City Manager stated that he thought they did sometime ago, but he will look into it.

Mayor Hartsock noted that it is necessary to post a special meeting notice for June 23, 1992.

6-92-193

Motion by Councilman Campbell, supported by Councilwoman McShane, to schedule a special goal setting meeting for 5:00 p.m. on June 23, 1992. Motion carried, all ayes.

Manager Deadman advised that the contamination problem at Mayfield and Grand River will not be under way until much later than anticipated. He stated that industrial type fencing will be placed around the area in the meantime.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Council was advised that three terms are expiring on the Planning Commission and one term is expiring on the Farmington Area Commission on Aging. The City Manager stated that Mr. Washburn is unable to serve another term on the Board of Zoning Appeals but he is willing to serve as an Alternate if needed.

6-92-194

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to appoint William Burke, Willian Ingalls and James Stark to three-year terms on the Farmington Planning Commission, said terms to expire June 15, 1995. Motion carried, all ayes.

6-92-195

Motion by Councilwoman Richardson, supported by Councilman Campbell, to appoint Geraldine Dielenhein to another, three-year term on the Farmington Area Commission on Aging, said term to expire June 15, 1995. Motion carried, all ayes.

The Mayor called attention to the vacancy on the Planning Commission due to Mr. Washburn not being able to continue serving because of other commitments.

Councilman Campbell stated that the Subcommittee will select applicants to submit to Council.

RESOLUTIONS AND ORDINANCES

RESOLUTION OF SUPPORT FOR
UNITED STATES HOUSE BILL 4850

Council was advised that the Cable Commission took the position

COUNCIL PROCEEDINGS -10-
June 15, 1992

that H.R. 4850 reestablishes many of the important local controls that were reduced through recent FCC rules or federal law. It was suggested that Council adopt a resolution similar to the one adopted by the Southwest Oakland County Cable Commission and forward copies to the House Committee working on the bill, to Representative Broomfield and to Senators Riegle and Levin.

6-92-196

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

ADOPT ORDINANCE NO. C-598-92

6-92-197

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following Ordinance:

[SEE ATTACHED ORDINANCE].

WARRANT LIST

6-92-198

Motion by Councilman Campbell, supported by Councilwoman Richardson, to approve the monthly bills as submitted: General Fund \$14,231.42; Water & Sewer Fund \$27,215.39.

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED.

ADJOURNMENT

Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:42 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

R E S O L U T I O N

NO. 6-92-189

Motion by Campbell, supported by Richardson, to adopt the following resolution:

WHEREAS, the City of Farmington, in cooperation with neighboring communities, operates a senior citizen and handicapped dial-a-ride and special transportation services program, and

WHEREAS, the City of Farmington wishes to continue participating in the Suburban Mobility Authority for Regional Transportation (SMART) Municipal Credit Program;

THEREFORE BE IT RESOLVED the City Council of Farmington authorizes an application to be submitted to SMART for Fiscal Year 1993 Municipal Credits, and such credits will be allocated to the City of Livonia in the amount of \$6,769.00 to operate the senior citizen and handicapped transportation program and \$1,000.00 to the City of Farmington Hills for special van transportation system services for senior citizens;

BE IT FURTHER RESOLVED the City of Farmington Council authorizes the City Manager, Robert F. Deadman, to execute the agreement on behalf of the city.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED JUNE 15, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 15, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

R E S O L U T I O N

NO. 6-92-196

Motion by Richardson, supported by McShane,
to adopt the following resolution:

WHEREAS, there have been major and unnecessary increases in cable television rates in recent years, and

WHEREAS, cable television service is best regulated at the local level by municipalities knowledgeable about their citizens' needs and the cable service currently being provided, and

WHEREAS, Congress needs to remove barriers to municipalities dealing effectively with cable matters, such as threats of large lawsuits and the lack of meaningful competing bids from other cable operators when a franchise is renewed, and

WHEREAS, municipally owned cable systems are adequately regulated by the local elected officials that govern them, and

WHEREAS, HR4850 on cable television regulation is currently before Congress,

NOW, THEREFORE, BE IT RESOLVED that the City of Farmington:

- * Opposes any weakening in the rate regulation, consumer protection, access to programming or municipal authority provisions of HR4850.
- * Supports adding a competitive renewal provision to HR4850.
- * Supports adding a damages immunity provision to HR4850.
- * Supports exempting municipally-owned cable systems from rate and customer service regulation by the FCC.
- * Supports the right to establish by law or ordinance customer service standards that exceed those established by the FCC.
- * Supports the right to deny an additional franchise request pursuant to the multiple franchise provision in HR4850 if such an additional franchise would undermine the ability of current franchisees to provide quality cable service.

AND BE IT FURTHER RESOLVED that this resolution be transmitted to the House of Representatives Committee working on the bill as well as Representative Broomfield and Senators Riegle and Levin.

RESOLUTION UNANIMOUSLY ADOPTED JUNE 15, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, June 15, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey, City Clerk

CITY OF FARMINGTON

ORDINANCE NO. C-598-92

AN ORDINANCE TO AMEND CHAPTER 34, WATERS AND SEWERS, ARTICLE III, SEWAGE DISPOSAL SYSTEM, SECTION 3-120, GENERAL REGULATIONS, OF OAKLAND COUNTY DEPARTMENT OF PUBLIC WORKS, COUNTY OF OAKLAND, SEWAGE DISPOSAL SYSTEMS, TO PROVIDE FOR THE OAKLAND COUNTY DEPARTMENT OF PUBLIC WORKS GENERAL REGULATIONS TO BE APPLICABLE THROUGHOUT THE CITY OF FARMINGTON AND TO REGULATE THE LOCATION OF DOWNSPOUTS WITHIN THE CITY.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

Chapter 34, Waters and Sewers, of the City Code of the City of Farmington, Article III, Sewage Disposal System, Section 34-120 [Subsection (a) and Subsection (e) only] are hereby amended to read as follows:

34-120. General Regulations of the City of Farmington and of the Oakland County Department of Public Works, County of Oakland, Sewage Disposal Systems.

- (a) Generally, all sanitary sewer systems connected directly or indirectly into the intercepting sewer or sewers of the City of Farmington or the County Department of Public Works shall meet the requirements set forth in this section.
- (b) Unchanged.
- (c) Unchanged.
- (d) Unchanged.
- (e) Stormwater and Groundwater Control.
 - (1) Yard drains, patio drains, catchbasins, downspouts, weep tile, perimeter drains or any other structure used for the collection and conveyance of storm water shall not be permitted to discharge into any sanitary sewer connected directly or indirectly to the County or City system.

- (2) Those buildings or structures which have connected to the storm or sanitary sewer systems prior to the enactment of this section shall be disconnected from the storm or sanitary sewer system. Roof waters from buildings shall not discharge into any flower or shrub bed adjacent to the building nor upon the ground within five (5) feet of the building wall. Where the City of Farmington setback, side yard or rear yard requirements result in the building being located less than five (5) feet from the property line, the downspouts shall be discharged in a manner approved by the City of Farmington Building Inspector. Downspouts shall be permanently affixed to the building wall and shall be anchored at the discharge end.
- (3) The perimeter and footing drains from buildings existing before December 16, 1968 shall not be required to disconnect from the sanitary sewer system provided that federal, state or local law or regulation does not require, or may not require, subsequent to the adoption of these standards and regulations, the disconnection of such perimeter and footing drains. The surface of ground around buildings of this class shall be sloped in such a manner as to provide positive drainage of all roof and surface waters away from the building. Said slope shall be uniform and shall be such that the elevation of the surface of the ground at a point ten (10) feet from the face of the building wall is a minimum of six (6) inches lower than the ground elevation at the face of the building wall. Where City setbacks, side yard or rear yard requirements would result in the building being located less than ten (10) feet from the property line, then the surface of the ground shall slope away from the building wall at a uniform minimum slope of

KOHL, SECREST, WARDLE, LYNCH, CLARK AND HAMPTON

five-eighths (5/8) inch per foot and in a manner approved by the City of Farmington Building Inspector.

- (4) The crock to iron joint shall be sealed by approved flexible adaptor fittings such as those manufactured by Fernco Joint Sealer Co., or as approved by the County Department of Public Works. The iron pipe inside the building shall be plugged and leaded and remain plugged and watertight until such time as the plumbing is carried on to the first floor, the basement backfilled and roof is on the building, thereby providing that no water from the excavated basement will enter the sanitary sewer.

Section 2. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 3. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 4. Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Effective Date.

This ordinance shall become effective ten (10) days following its enactment and upon its publication as provided by the Charter of the City of Farmington.

Section 6. Adoption.

This ordinance is hereby declared to have been adopted by the City Council of the City of Farmington at a meeting thereof duly called and held on the 15th day of June, 1992, and ordered to be given publication in the manner prescribed by the Charter of the City of Farmington.

FARMINGTON CITY COUNCIL PROCEEDINGS

5:00 P.M.

Tuesday

June 23, 1992

Special Goal Setting Meeting

A special meeting of the Farmington City Council was held on Tuesday, June 23, 1992, in Meeting Room A, 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 5:00 p.m. by Mayor Hartsock.

ROLL CALL: Campbell, Hartsock, McShane, Richardson, Tupper

CITY REPRESENTATIVES PRESENT: City Manager Robert F. Deadman and Administrative Assistant Robert C. Schultz

The purpose of the meeting was to continue the process, which was begun at the meeting on February 5, of drafting a Mission Statement, setting goals and exploring the implications of several issues facing the community. Because of the nature of the session the usual rules of procedure were suspended.

By consensus Council accepted the April 16 draft of the Mission Statement for Council and directed the City Manager to place the Mission Statement on the agenda of the next regular meeting so that it can be formally adopted.

Council instructed the City Manager to continue to seek ways to recognize or reward outstanding performance by employees, but Council declined to adopt any particular program at this time.

On a motion by Richardson, supported by Campbell, Council instructed the City Manager to continue to publish the traditional annual report and calendar, and to add two newsletters at a cost of approximately \$7,700. The initial newsletter will be about four letter sized pages prepared with the assistance of Marketing Communications Counsel, Inc. which will conduct focus groups or other appropriate market research studies before the first newsletter is published.

Ayes: Campbell, Hartsock, Richardson, Tupper

Nays: McShane

By consensus Council instructed the City Manager to draft an ordinance establishing a Beautification Commission to replace the present Beautification Committee which no longer seems to be appropriate to the tasks at hand. The ordinance will define the Commission's primary mission with other tasks to be defined by the Commission. Council also requested that appropriate letters of thanks be sent to Beautification Committee members as the committee is being dissolved.

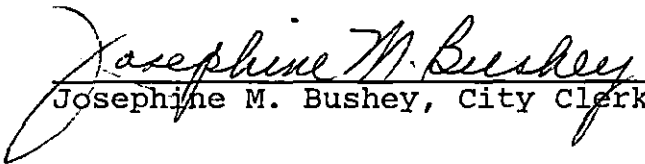
FARMINGTON CITY COUNCIL PROCEEDINGS
SPECIAL MEETING
June 23, 1992
Page 2

By consensus Council set 5:00 p.m. on Monday, July 20, to tour the city's facilities with the City Manager.

The meeting was adjourned at 8:30 p.m.



William S. Hartsock, Mayor



Josephine M. Bushey, City Clerk

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, July 20, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Director Billing, Adm. Assistant Schultz, City Clerk Bushey.

MINUTES OF PREVIOUS MEETINGS

7-92-199

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to approve the minutes of the Regular meeting of June 15, and the Special meeting of June 23, 1992, as written. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

7-92-200

Motion by Councilwoman McShane, supported by Councilman Campbell, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority meetings of June 2, June 23 and July 7, 1992;
- Farmington Employees' Retirement System Board of Trustees minutes of July 8, 1992;
- Traffic and Safety Board minutes of May 21 and June 18, 1992;
- Historical Commission minutes of May 20, June 17 and July 8, 1992;
- Farmington Community Library minutes of May 15 and June 11, 1992;
- Board of Education minutes of June 2 and June 16, 1992.

Motion carried, all ayes.

Councilwoman Richardson was advised that the parking problem at the Greenery has improved. She was also advised that the Historical Commission has not heard anything on the bronze bust of the late Governor Warner which was to be finished by July 1.

Mayor Hartsock requested Council's permission to adjust the agenda by bringing forward item 6, I, Retirement of City Clerk. The Mayor presented Miss Bushey with a lovely pink rose corsage on behalf of City Council.

7-92-201

Motion by Councilman Tupper, supported by Councilwoman McShane,

COUNCIL PROCEEDINGS -2-
July 20, 1992

to accept the retirement of City Clerk Bushey and appoint City Treasurer Cantrell as Acting City Clerk, effective August 10 through September 22, 1992, or until such time as Council fills the position. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM 125TH ANNIVERSARY COMMITTEE RE:
CLOSING OF SHIAWASSEE AND RAPHAEL STREETS FOR
FAMILY DAY, AUGUST 22, 1992

The City Manager advised that the community is invited to conduct various old fashioned events in celebration of the 125th anniversary of the Village of Farmington. He recommended closing Shiawassee and Raphael Streets from 2:00 p.m. to 10:30 p.m. on August 22, 1992 for this celebration.

7-92-202

Motion by Councilwoman Richardson, supported by Councilman Campbell, to authorize the closing of Shiawassee and Raphael Streets from 2:00 p.m. to 10:30 p.m. on August 22, 1992, for Family Day in the Park in commemoration of the 125th anniversary of the Village of Farmington. Motion carried, all ayes.

REQUEST FROM JAN BAJEK OF CASS COURT RE:
BLOCK PARTY, AUGUST 15, 1992

Council was advised that Ms. Bajek requests the closing of Cass Court at Fleming Street on August 15, 1992, for their second annual Block Party.

7-92-203

Motion by Councilman Campbell, supported by Councilwoman McShane, authorizing the closing of Cass Court at Fleming Street from Noon until dark on August 15, 1992, for their annual Block Party. Motion carried, all ayes.

REQUEST FROM PAM WRIGHT OF BIRCHWOOD STREET
RE: BLOCK PARTY, AUGUST 22, 1992

Council was advised that Ms. Wright requests the closing of Birchwood between Maple and Tall Oaks on August 22, 1992, for a Block Party.

Councilwoman Richardson asked if possibly the date could be changed since it coincides with Family Day in the Park. She was advised that the publicity has already been circulated.

7-92-204

Motion by Councilwoman McShane, supported by Councilman Campbell, to authorize the closing of Birchwood between Maple and Tall Oaks from 2:30 p.m. until 10:00 p.m. on August 22, 1992, for a Block Party. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
July 20, 1991

LETTER FROM MICHIGAN MUNICIPAL LEAGUE
RE: ANNUAL MEETING

Council was advised that the Michigan Municipal League Annual Meeting will be held on September 25, 1992, on Mackinac Island, and they request that Council designate one member as Delegate and one as Alternate.

7-92-205

Motion by Councilman Tupper, supported by Councilwoman McShane, to designate the Mayor as Delegate to the Annual Business Meeting of the Michigan Municipal League in September 1992, and Mayor Pro-Tem as Alternate. Motion carried, all ayes.

LETTER FROM WILLIAM EDWARDS, ALTA LOMA STREET
RE: CONTROL OF SATELLITE DISH ANTENNAS

Mr. Edwards, 34167 Alta Loma, requested that installation of satellite dish antennas be regulated by the City. He feels there is no need for these antennas due to the availability of cable television.

The City Manager pointed out that the current City ordinance regulating television antennas to 10 feet above the roof is not violated by the satellite dishes currently installed in the community.

Manager Deadman recommended that this matter be referred to the Planning Commission for study and recommendation to City Council as the provisions governing the height of satellite dishes and similar antennas are within the Zoning Ordinance.

7-92-206

Motion by Councilman Tupper, supported by Councilwoman Richardson, to refer the possible regulation of the installation of satellite dishes to the Planning Commission for study and recommendations to City Council. Motion carried, all ayes.

REQUEST FOR SPECIAL ADVERTISING DEVICE
KENSINGTON MANOR APARTMENTS

Council was advised that the Manager of Kensington Manor Apartments, 33203 N. Manor Drive, requests authorization to repeat an Open House promotion to attract new tenants to the complex. The City Manager stated that they propose to install a 20 ft. balloon on their property adjacent to the Farmington Road right-of-way.

7-92-207

Motion by Councilwoman Richardson, supported by Councilman Campbell, to authorize the closing of Raphael Street and Shiawassee Road from 11:00 a.m. to 5:30 p.m. on July 7, 1992, for the Annual Kids' Day celebration. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

OAKLAND COUNTY PERSONAL PROPERTY CONTRACT
ASSESSMENT AGREEMENT

The City Manager advised that the new Personal Property Contract with Oakland County will be provided at the same cost as the prior contract, \$8.30 per parcel, for a total of \$6,142.00. He further stated that there are presently 740 parcels of personal property in Farmington.

7-92-209

Motion by Councilwoman McShane, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager and the City Clerk to enter into a contract with Oakland County to provide personal property assessment services at a cost of \$6,142.00, effective July 1, 1992 through June 30, 1993, and

BE IT FURTHER RESOLVED that funds be provided from the City's General Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

STATE CONTRACT FOR FUNDING
CONSTRUCTION OF ORCHARD LAKE ROAD

The City Manager advised that the contract for continued funding of the construction of Orchard Lake Road is between the Oakland County Road Commission, the City of Farmington and the Michigan Department of Transportation.

He pointed out that 75% of the project's funding is through a State of Michigan category C funding Program. He further stated that the project is \$17,000.00 over budget but there are sufficient funds in the Major Street Fund budget to cover the overage.

7-92-210

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager and the City Clerk to sign proposed contract #92-1009 with the Michigan Department of Transportation and the Oakland County Road Commission for continuation and funding of the Orchard Lake Road Project, and

COUNCIL PROCEEDINGS -5-
July 20, 1992

BE IT FURTHER RESOLVED that 75% of funding for this project is to be provided through the State of Michigan Category C funding program in the amount of \$510,375.00, with the remaining \$170,125.00 to be shared by the Road Commission and the City of Farmington; Farmington's share is estimated to be \$85,063.00.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

PROPOSED EQUIPMENT BUILDING
47TH DISTRICT COURT PROPERTY

Council was advised that a plan has been developed to construct a 24 foot by 36 foot storage building on the District Court property to house equipment for the Court's Community Work Program.

7-92-211

Motion by Councilman Tupper, supported by Councilwoman McShane, to authorize the construction of a storage building on the southeast corner of the 47th District Court property for the purpose of storing tools and equipment used in the Community Work program, and further, to submit a site plan to the Farmington Planning Commission for their consideration. Motion carried, all ayes.

AUTHORIZATION FOR REPAIR OF BACKHOE

Council was advised that it is essential that this machine is repaired as soon as possible, because it is the primary excavator used in the repair of water and sewer facilities.

The City Manager stated that the difference between the estimated dealer's cost and two proposals from Munn Ford at \$5,200.00 and from Canton Tractor at \$5,400.00 was insufficient to pay for transporting the backhoe to another dealership (from William F. Sell & Son who already began work on the machine).

7-92-212

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the completion of repair of the Water & Sewer Department's 1985 Ford backhoe in the amount of \$5,400.00, and

BE IT FURTHER RESOLVED that William F. Sell & Son be authorized to complete this repair.

COUNCIL PROCEEDINGS -6-
July 20, 1992

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

PROPOSED OAKWOOD CEMETERY EXPANSION

The City Manager recommended that Council consider developing the 1.1 acre parcel east of Oakwood Cemetery into additional grave sites. He noted that the City Engineers have drawn a tentative design which provides for an additional 604 new grave sites and an access road from the present cemetery roadway. He further stated that the grave sites would be plotted into 151 blocks for family lots.

The City Manager indicated that this project should be completed by next summer; possibly even this year.

7-92-213

Motion by Councilman Campbell, supported by Councilwoman McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes submitting an application for Special Exception Use from the Planning Commission for the expansion of the Oakwood Cemetery, and

BE IT FURTHER RESOLVED that drawings be completed by the City Engineer and bids be acquired for work involved in developing the expanded cemetery, and

FURTHER BE IT RESOLVED that funds estimated in the amount of \$33,200.00 be provided from the Cemetery Capital Improvement Fund.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

REQUEST FOR PARTICIPATION IN
LOCAL ROAD SPECIAL ASSESSMENT DISTRICT

Council was advised Nine Mile resident Dennis Haenke obtained petitions from the City of Farmington Hills for paving Nine Mile Road. The City Manager stated that Mr. Haenke requests that the City of Farmington sign a petition indicating a desire to pave the road.

COUNCIL PROCEEDINGS -7-
July 20, 1992

Manager Deadman stated that Farmington owns approximately 535 feet of frontage on Nine Mile Road. He estimates that the new road paving would cost approximately \$40.00 per front foot, for an estimated total City cost of \$21,400.00.

The City Manager recommended that Council authorize the signing of a petition to hold an informational session with Nine Mile Road landowners relative to paving the roadway.

7-92-214

Motion by Councilman Tupper, supported by Councilwoman Richardson, to authorize the City Manager to sign a petition on behalf of the City for the purpose of holding an informational session with other landowners on Nine Mile Road, and further, if sufficient interest is indicated, to authorize the City Manager to sign a petition requesting the paving of Nine Mile Road. Motion carried, all ayes.

DRAKE AND FREEDOM ROAD IMPROVEMENT PROJECT

Council was advised that out of five bids received for the Drake and Freedom Road Improvement Project, the low bidder was ABC Paving Company of Trenton, Michigan, in the amount of \$471,653.25.

The City Engineer recommended that the bid be awarded to the low bidder as he found the company to be qualified and equipped to do the work involved.

The City Manager advised that the City is in the process of issuing Highway Bonds to fund the project, and Farmington Hills has committed to pay its proportionate share of the improvement.

7-92-215

Motion by Councilwoman Richardson, supported by Councilman Tupper, to adopt the following resolution:

[SEE ATTACHED RESOLUTION]

CONTRACTOR AND ENGINEERING PAYMENTS
SEWER IMPROVEMENT PROJECT

Council was advised that payments on the Sewer Improvement Project are due to Posen Construction, Inc., and to Black and Veatch Engineers.

7-92-216

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

COUNCIL PROCEEDINGS -8-
July 20, 1992

BE IT RESOLVED that the Farmington City Council hereby authorizes the twentieth estimated payment to Posen Construction, Inc., in the amount of \$366,014.10 for work completed through June 30, 1992, on the Sewer Improvement Project, Contract No. 1, and

BE IT FURTHER RESOLVED that funds be provided from the State of Michigan Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

7-92-217

Motion by Councilwoman McShane, supported by Councilman Campbell, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch in the amount of \$12,728.00 for work completed through June 5, 1992, on the Sewer Improvement Project, and

BE IT FURTHER RESOLVED that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

MISCELLANEOUS

PUBLIC COMMENT

Connie Biederman, 35604 Heritage Lane, asked what will be done with Drake Road and what it will mean to the residents. The City Manager explained the project and advised that there will be some inconvenience as the road will be closed for awhile. He stated that the project should be completed this year.

A representative of Fresh Approach Market at Grand River and Drake Road, asked for a 30-day extension of a permit which expired July 19th for a sale area outside of the building. He pointed out that he has an excess of inventory due to the rainy weather.

COUNCIL PROCEEDINGS -9-
July 20, 1992

7-92-218

Motion by Councilwoman McShane, supported by Councilman Campbell, to grant three more 10-day periods to Fresh Approach Market at Grand River and Drake Road for outdoor sales of floral plantings, said extension to expire on August 18, 1992. Motion carried, all ayes.

Councilman Tupper suggested that the ordinance be changed so that Council does not have to give 30-day extensions in increments of three 10-day periods.

The City Manager indicated that it would be difficult then to limit any request to less than 30 days.

It was suggested that this matter be referred to the Planning Commission since the ordinance is included in the Zoning Code. The City Manager was asked to look into this.

Mrs. Biederman asked how soon Farmington residents can expect to have the same option as Farmington Hills relative to water meters.

The City Manager advised that Farmington has never been able to consider this because of a combined sewer system. He stated that the sewer separation should be completed by the end of this year and we will be in a position then to look at this issue.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson reviewed the activities that will take place on August 22, 1992, for Family Day in the Park to celebrate the City's 125th Anniversary.

Councilman Campbell voiced appreciation of the former DDA Director's excellent job done for the community.

Mr. Campbell asked if the City could have a once a year pickup of large bundles of shrubbery, tree trimmings, etc. The City Manager stated that this would probably be prohibitive due to the substantial costs involved. He pointed out that the residents can use the City's contractor, but it is not inexpensive.

Mayor Hartsock expressed appreciation for the hard work done by the Public Safety Department and the Public Services Department during the Founders Festival.

Councilwoman McShane pointed out that RRRASOC was awarded a grant recently and asked what they will do with the money. The City Manager advised that it will be used for educational purposes.

CITY COUNCIL MISSION STATEMENT

Manager Deadman stated that the City Council spent several months developing policies, goals and objectives to incorporate in a Mission Statement. He pointed out that the statement includes Council's purpose to advance the interests of the municipality, its residents, businesses and visitors and to insure the safety, order and welfare of the City.

7-92-219

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to adopt the City Council's Mission Statement as presented. Motion carried, all ayes.

Mayor Hartsock stated that the only thing he would suggest in the future is that Council's goals be more specific.

Councilman Tupper stated that one of the most important effects of this Mission Statement is for future Councils.

PROPOSED REORGANIZATION OF
FARMINGTON BEAUTIFICATION COMMITTEE

The City Manager advised that as a result of City Council's review, the following changes were recommended to expand the mission of Farmington's beautification efforts:

1. That the Committee be reconstructed as a City Commission whose role would be an advisory body to City Council;
2. That the Commission promote public education and enlist the aid of the private sector to encourage preservation of trees, flowers, shrubbery and other ornamentation in the City.

A proposed resolution was submitted for Council's consideration to establish the Beautification Commission and its by-laws.

7-92-220

Motion by Councilman Campbell, supported by Councilwoman Richardson, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

^{MAYOR HARTSOCK}
Councilwoman Richardson announced that Sandy Shelly has accepted the position of Chairperson of the Beautification Awards Committee.

Mrs. Richardson commended ^{MAYOR HARTSOCK} ~~Ms.~~ Shelly for the note ^{He} she sent to all Beautification Committee members thanking them for their many hours of service promoting the City's beautification efforts.

*Corrected
8/19/92
pnc*

*Corrected
8/19/92
pnc*

COUNCIL PROCEEDINGS -11-
July 20, 1992

APPOINTMENTS TO BOARDS AND COMMISSIONS

Council was advised that there is still an opening on the Board of Zoning Appeals due to Mr. Washburn's resignation.

The Council Subcommittee for reviewing applications recommended that Richard Kuzma be appointed to this Board.

Councilwoman McShane stated that she would like to see this proposed appointment on the next Agenda as she is not prepared to consider this appointment tonight. She took exception to the manner in which this proposed appointment was handled.

Mayor Hartsock explained the purpose of the Council Subcommittee of two for reviewing candidates' applications. He pointed out that this prevents three Council members from coming to a recommendation, which could possibly influence a majority decision before the full Council meets. Mr. Hartsock indicated that the Review Subcommittee membership will be rotated periodically.

The Mayor called for a motion to appoint the 1992 Beautification Awards Committee.

7-20-211

Motion by Councilwoman Richardson, supported by Councilman Tupper, to appoint Sandra M. Shelly, Jo McGlinicy, Rosemary Fitzpatrick and Penny Oglesby to the 1992 Beautification Awards Committee. Motion carried, all ayes.

Since time is of the essence, Mayor Hartsock suggested that Council proceed with the appointment to the Board of Zoning Appeals.

7-92-222

Motion by Councilwoman Richardson, supported by Councilman Campbell, to appoint Richard Kuzma, 36015 Smithfield, to a three-year term on the Board of Zoning Appeals, said term to expire on June 15, 1995. Motion carried, all ayes.

The City Manager announced that Terms expire the end of July on the Traffic and Safety Board.

7-92-223

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to appoint Norbert Lappanen, 35897 Smithfield, to a 3-year term on the Traffic and Safety Board, said term to expire on July 31, 1995. Motion carried, all ayes.

7-92-224

Motion by Councilman Tupper, supported by Councilwoman McShane, to appoint Earl Baumunk, 22470 Maple, to a 3-year term on the

COUNCIL PROCEEDINGS -12-
July 20, 1992

Traffic and Safety Board, said term to expire on July 31, 1995.
Motion carried, all ayes.

BUILDING DEPARTMENT ANNUAL REPORT
JULY 1, 1991 - JUNE 30, 1992

7-92-225

Motion by Councilwoman McShane, supported by Councilwoman Richardson, to receive and file the Building Department Annual Report for July 1, 1991 through June 30, 1992. Motion carried, all ayes.

FINANCIAL REPORTS
ELEVEN MONTHS ENDED MAY 31, 1992

7-92-226

Motion by Councilman Campbell, supported by Councilman Tupper, to receive and file the General Fund and the 47th District Court financial reports for the eleven months ended May 31, 1992. Motion carried, all ayes.

ADOPT RESOLUTION RE: BID AWARD OF \$300,000
C I T Y O F F A R M I N G T O N
1992 MICHIGAN TRANSPORTATION FUND BONDS

7-92-227

Motion by Councilwoman Richardson, supported by Councilwoman McShane, to adopt the following resolution:

[SEE ATTACHED RESOLUTION].

WARRANT LIST

7-92-228

Motion by Councilman Campbell, supported by Councilman Tupper, to approve the monthly bills as submitted for the meeting of July 20, 1992: General Fund \$259,621.43; Water & Sewer Fund \$50,529.44. Motion carried, all ayes.

ROLL CALL:

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.


MOTION CARRIED.

ADJOURNMENT

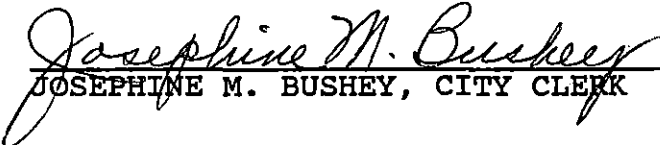
Motion by Councilman Tupper, supported by Councilwoman McShane, to adjourn the meeting. Motion carried, all ayes.

COUNCIL PROCEEDINGS -13-
July 20, 1992

The meeting was adjourned at 10:07 p.m.



WILLIAM S. HARTSOCK, MAYOR



JOSEPHINE M. BUSHEY, CITY CLERK

CITY OF FARMINGTON

RESOLUTION NO. 7-92-215

Motion by Richardson, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby awards the bid for the Drake and Freedom Road Improvement Project to the low bidder, ABC Paving Company of Trenton, Michigan, in the amount of \$471,653.25, with costs to be shared as follows:

Farmington	\$294,927.50
Farmington Hills	176,725.75, and

BE IT FURTHER RESOLVED that this project includes intersection improvements and roadway widening at Drake Road and Grand River in both Farmington and Farmington Hills, and

FURTHER BE IT RESOLVED that funds be provided through the issue of Highway Bonds.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
 NAYS: None.
 ABSENT: None.

RESOLUTION DECLARED ADOPTED JULY 20, 1992.

JOSEPHINE M. BUSHEY, CITY CLERK

.....

I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, July 20, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey

 Josephine M. Bushey, City Clerk

R E S O L U T I O N

NO. 7-92-220

CITY OF FARMINGTON BEAUTIFICATION COMMISSION

Motion by Campbell, supported by Richardson, to adopt the following resolution:

WHEREAS, the Farmington City Council desires to establish the commission to provide advice, and promote and publicize projects for the beautification of the city;

THEREFORE BE IT RESOLVED that the City of Farmington Council establishes a commission to be named the City of Farmington Beautification Commission, and

BE IT FURTHER RESOLVED that the By Laws for the organization, operation and duties of the commission are herein adopted as follows.

BY-LAWS

ARTICLE I - NAME

The name of this commission as established by the City of Farmington City Council shall be "The Farmington Beautification Commission."

ARTICLE II - PURPOSE

The purpose of this commission shall be: to advise the Farmington City Council on recommendations for the beautification of Farmington, to promote and publicize projects for the beautification of the city, and to acknowledge projects of beautification.

SECTION 1. It shall act as an advisory body to the City Council with the duty to study, conceive, promulgate and develop plans for the beautification of streets, highways, alleys, parks, streams, and lots of the city.

SECTION 2. Through recommendations, advise ways and means of improvements in these areas.

SECTION 3. To promote public education and enlist the support of interested individuals, businesses, industry, schools and civic organizations.

SECTION 4. To encourage the planting and the preservation of trees, flowers and shrubbery and other objects of ornamentation in the city.

SECTION 5. Through letters and citations, commend groups and individuals for their community development projects, property maintenance or programs that result in beautification and improvement within the city.

ARTICLE III - MEMBERSHIP

The commission shall consist of seven members appointed by the Mayor with the approval of City Council. A Commissioner's term of office shall be for three years, except that two members of the first commission to be appointed shall serve for a term of one year, two members for a term of two years and three members for a term of three years. The terms of office shall expire on December 31, provided a member shall continue to serve until a successor is appointed to replace the member.

In the case of a member failing to attend two unexcused meetings, or three meetings within a year, the chairperson shall submit a written inquiry to the member and inform the City Council as to whether the member should be replaced.

Interested citizens may serve on committees to further the purposes of the commission, but only commission members shall constitute a quorum for official business.

A member of the city staff may be appointed by Council to serve as a liaison member and assist the secretary in the maintenance of the records of the commission.

ARTICLE IV - ELECTION AND DUTIES OF OFFICERS

SECTION 1. The commission shall annually elect a member to serve as Chairperson, a member to serve as Vice-Chairperson and a member to serve as Secretary.

SECTION 2. The Chairperson shall preside at all meetings, shall appoint such committees as may be authorized by the commission, and shall be an ex-officio member of all committees. The Chairperson, subject to the rules of the commission, shall decide all points of order or procedure unless otherwise directed by the majority of the commission in session at that time.

SECTION 3. The Vice-Chairperson shall preside and exercise all the duties of the Chairperson in the absence of the Chairperson.

SECTION 4. The Secretary shall perform the duties customarily involved in such office. All official correspondence shall be approved by the Chairperson. A copy of the minutes of each meeting shall be sent to the City

ARTICLE V - MEETINGS

- SECTION 1. All meetings of the commission shall be considered work meetings and open to all city officials, their appointees, authorized representatives of organizations within the City of Farmington and to citizens of the community in accordance with the Michigan Open Meeting Act.
- SECTION 2. The regular meeting of the commission shall be held at 8:00 p.m. on the second Wednesday of each month, except December and other days that fall on a legal holiday. A majority of the members of the commission can change this regular meeting date.
- SECTION 3. Special meetings may be called by the Chairperson as deemed necessary or advisable, with a 5 day written notice prior to the special meeting date to the members of the commission.

ARTICLE VI - PROCEDURES

- SECTION 1. Minutes shall be kept of all regular and special meetings of the commission and made available to the public in accordance with the Michigan Freedom of Information Act.
- SECTION 2. The normal order of business of the Commission shall be: 1. Call to Order, 2. Roll Call, 3. Approval of Minutes of Previous Meeting, 4. Other Agenda Items, 5. Adjournment.
- SECTION 3. All proceedings, decisions and resolutions of the commission shall be initiated by a motion. The vote upon motions and resolutions shall be recorded by roll call.
- SECTION 4. Robert's Rules of Order Revised shall govern the conduct of the commission unless otherwise stated in these By Laws.

ARTICLE VII - COMMITTEES

- SECTION 1. There shall be the following standing committees;
1. Public Relations and Publicity
 2. Awards and Citations.

SECTION 2. Each committee shall discharge its responsibilities through research and study of its problems. It shall prepare its recommendations for the commission's evaluation for final submission to the Farmington City Council for such action as the Council deems necessary.

ARTICLE VIII - ANNUAL REPORT

SECTION 1. At the end of the year the Beautification Commission shall prepare a report to the City Council, reviewing the prior year's activities and recommendations for future activities of the commission.

SECTION 2. The annual report shall be placed on file with the Commission Secretary with copies to the City Council.

ARTICLE IX - AMENDMENTS

SECTION 1. These By-Laws may be amended by the commission with the approval of the City Council.

RESOLUTION UNANIMOUSLY ADOPTED

July 20, 1992 .

JOSEPHINE M. BUSHEY, CITY CLERK

.....
I, Josephine M. Bushey, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, July 20, 1992, in the City of Farmington, Oakland County, Michigan.

Josephine M. Bushey
Josephine M. Bushey, City Clerk

AWARDING RESOLUTION

City of Farmington
County of Oakland, State of Michigan

Minutes of a regular meeting of the City Council of the City of Farmington, County of Oakland, Michigan (the "City"), held at the City Hall on the 20th day of July, 1992, at 8:00 o'clock p.m., Eastern Daylight Time.

PRESENT: Members Campbell, Hartsock, McShane, Richardson,
Tupper.

ABSENT: Members None.

The following preamble and resolution were offered by Member Richardson and supported by Member McShane:

WHEREAS, Monday, July 20, 1992, at 2:30 o'clock p.m., Eastern Daylight Time, has been set as the date and time for opening bids for the purchase of the City's 1992 Michigan Transportation Fund Bonds (the "Bonds");

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 or (Discount)</u>	<u>Average Interest Rate</u>	<u>Net Interest Cost</u>
Michigan National Bank	1993	7.50%	PAR	5.427%	\$110,185.00
	1994	7.50			
	1995	5.00			
	1996	4.50			
	1997	4.75			
	1998	5.00			
	1999	5.15			
	2000	5.30			
	2001	5.45			
	2002	5.60			
2003	5.75				
Manufacturers Bank, N.A.	1993	7.50	PAR	5.47706%	\$111,184.38
	1994	7.50			
	1995	5.75			
	1996	4.60			
	1997	4.80			
	1998	5.00			
	1999	5.20			
	2000	5.40			
	2001	5.50			
	2002	5.60			
2003	5.70				
Roney & Co.	1993	5.00	\$14.50	5.478144%	\$111,206.34
	1994	7.50			
	1995	6.50			
	1996	4.60			
	1997	4.80			
	1998	5.00			
	1999	5.20			
	2000	5.40			
	2001	5.50			
	2002	5.60			
2003	5.70				
NBD Bank, N.A.	1993-2000	6.75	PAR	5.6635%	\$114,969.17
	2001	6.70			
	2002-2003	4.00			

AND WHEREAS, the bid of Michigan National Bank has been determined to produce the lowest interest cost to the City.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Michigan National Bank, 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. The Bonds shall be dated as of July 1, 1992.

4. The City hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds.

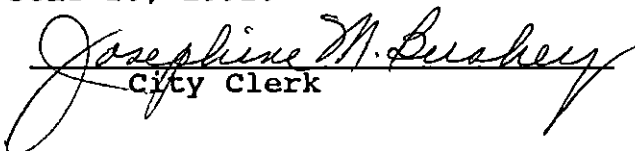
5. The City hereby designates the Bonds of this issue as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to the Code.

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

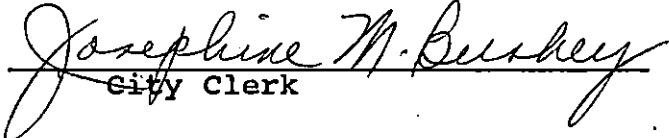
AYES: Members McShane, Richardson, Tupper, Campbell,
Hartsock

NAYS: Members None.

RESOLUTION DECLARED ADOPTED. JULY 20, 1992.


City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Farmington, County of Oakland, State of Michigan, at a regular meeting held on July 20, 1992, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


City Clerk

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COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, August 17, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson.

ABSENT: Tupper.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Deputy Clerk Schmidt, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

8-92-229 MOTION BY RICHARDSON, SUPPORTED BY CAMPBELL, to approve the minutes of the Regular meeting of July 20, 1992, as corrected. (Correction: pg. 10, 7-92-220, Mayor Hartsock announced that Sandy Shelly..... Mrs. Richardson commended Mayor Hartsock for the note he sent.....). MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

8-92-230 MOTION BY MCSHANE, SUPPORTED BY RICHARDSON, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of August 10, 1992;
- Board of Review minutes of July 21, 1992;
- Historical Commission minutes of July 15, 1992;
- Board of Education minutes of July 13, 1992.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

REQUEST FROM DAVE BRUBAKER REPRESENTING THE INCREDIBLE SOFTBALL LEAGUE RE: USE OF PA SYSTEM IN DRAKE PARK: Council was advised that Dave Brubaker, representing the Incredible Softball League, requested the use of a public address system in Drake Park on August 22, 1992 from 7:30 p.m. to 9:30 p.m. City Ordinance, Sec. 19-124 prohibits the use of loud speakers and amplifiers after 6:30 p.m. Mr. Brubaker, who was present, appealed to Council to allow this one time use of a small PA system for the women's fast pitch all star softball game.

8-92-231 MOTION BY RICHARDSON, SUPPORTED BY CAMPBELL to allow the Incredible Softball League to use a public address sytem in Drake Park on August 22, 1992 from 7:30 p.m. to 9:30 p.m. MOTION CARRIED UNANIMOUSLY:

COUNCIL PROCEEDINGS -2-
August 17, 1992

REQUEST FROM WILLIAM ROBERTSON OF 24025 FARMINGTON ROAD RE: TRAFFIC CONTROL ON FARMINGTON ROAD: Council was advised that Mr. Robertson suggests that a stop sign be installed on the southbound lane at Ten Mile Road as there have been several accidents in this area.

8-92-232 MOTION BY RICHARDSON, SUPPORTED BY MCSHANE to refer the question of traffic control on Farmington Road to the Farmington Traffic and Safety Board for review and recommendation. MOTION CARRIED UNANIMOUSLY.

REQUEST FROM KATHY HALL, FARMINGTON HIGH SCHOOL MUSIC PATRONS RE: PERMISSION TO CONDUCT FUND RAISER: Council was advised that the event will consist of a bottle and can drive to be held in the parking lot to the rear of the A&P lot on Orchard Street on Saturday, August 29, 1992. Administration recommended approval of a semiannual fund raiser for this ongoing event.

8-92-233 MOTION BY MCSHANE, SUPPORTED BY RICHARDSON to grant permission to the Farmington High School Music Patrons to hold a semiannual fund raiser in the downtown area. MOTION CARRIED UNANIMOUSLY.

NOTICE FROM MICHIGAN MUNICIPAL LEAGUE RE: 1992 ELECTION OF MUNICIPAL WORKER'S COMPENSATION FUND TRUSTEES: Notice was received from the Municipal League regarding the 1992 election of Municipal Worker's Compensation Fund trustees.

8-92-234 MOTION BY CAMPBELL, SUPPORTED BY MCSHANE, to accept the nominations as provided by the Municipal League and authorize the City Clerk to submit Council's ballot. MOTION CARRIED UNANIMOUSLY.

APPLICATION FOR SIGN VARIANCE: BETTY JOHNSTON DANCE STUDIO 33425 GRAND RIVER: A request was submitted for a sign variance to Section 25-13 (10) of the City Code, by Betty Johnston Dance Studio of 33425 Grand River.

Mr. Eric Johnston requested permission to install three temporary signs below each of three permanent wall signs located on the front, west side and in the rear of the building. The signs would be installed for a 30 day period from August 18 through September 18, 1992 and would advertise the "Enrollment of pre-school, tap and jazz ballet." Mr. Johnston, who was present at the meeting, suggested other options for sign placement and a waiver of fees if only part of the variance requested was approved. Council declined to waive fees and discussed various options for the placement of signs. Council stated that temporary signs could be placed in the permanent sign boxes with concurrence of the landlord. Council expressed concern as

COUNCIL PROCEEDINGS -3-
August 17, 1992

advertising banners have not previously been allowed in the Central Business District.

8-92-235 MOTION BY CAMPBELL, SUPPORTED BY RICHARDSON, to approve a variance to Section 25-13 (10) of the City Code to allow Betty Johnston Dance Studio to display one banner on the South side of the building and to display a temporary sign of suitable design to be placed in the permanent sign box on the West side of the building for the purpose of announcing "Open Enrollment of pre-school, tap and jazz ballet" for a period of 30 days from August 18 to September 18, 1992. MOTION CARRIED UNANIMOUSLY.

RESOLUTION FROM THE CITY OF BERKLEY RE: SUPPORT FOR FEDERAL-HR 3865: Resolution from the City of Berkley regarding support for the waste importation amendments to House Resolution 3865. The amendments would restore state authority to limit the import of solid waste generated and transported from out of state. RRRASOC's position has been that the state should encourage and foster inter-county cooperation in the cross county flow of solid waste, but city administration believes the Authority would agree that states should be able to control the importation of out of state solid waste.

8-92-236 MOTION BY CAMPBELL, SUPPORTED BY MCSHANE, supporting the amendments to House Resolution 3865 to return control of solid waste to the states. MOTION CARRIED UNANIMOUSLY.

RESOLUTION FROM THE CITY OF OAK PARK RE: SUPPORT FOR WAYNE OAKLAND LIBRARY FEDERATION (WOLF): Council was advised that a new library cooperative, Metropolitan Network (Metro Net), is being formed. The Oak Park Library Board opposes the formation of this new cooperative and urges the libraries within the WOLF system to work to strengthen that system rather than form a new system.

Beverly Papai, Director of the Farmington Library System, was present at the meeting and requested that Council take no action on this resolution. Ms. Papai stated that the Farmington Library Board has studied their participation in the WOLF system and believe that WOLF is not meeting the needs of the larger libraries and that the Farmington Communities would benefit from participating in the Metropolitan Network.

City Manager Deadman stated, for the record, that the Farmington Library has worked in the past to attempt to improve the WOLF system. WOLF has not been effective for the larger libraries.

The Farmington Library Board has voted to withdraw from the WOLF system as of October 1993.

COUNCIL PROCEEDINGS -4-
August 17, 1922

8-92-237 MOTION BY MCSHANE, SUPPORTED BY RICHARDSON, to direct a resolution to the Oakland County Board of Commissioners in support of the decision by the Farmington Library Board to withdraw from the WOLF system and participate in the Metropolitan Network. MOTION CARRIED UNANIMOUSLY.

Councilwoman Richardson thanked Beverly Papai for her work in support of Family Day In The Park.

REPORTS FROM CITY MANAGER

INTRODUCE ORDINANCE C-599-92 TO REGULATE RETAIL FRAUD: The City Manager proposed adoption of a local ordinance to regulate retail fraud. By not having a local ordinance, officers are required to make visits to the prosecutor's office in Pontiac, and all fines levied by the court are returned to the state. Under a local offense the matter could be handled within the community reducing the time and expense incurred by the Public Safety Department in prosecuting retail fraud cases.

8-92-238 MOTION BY RICHARDSON, SUPPORTED BY MCSHANE, to introduce Ordinance No. C-599-92. MOTION CARRIED UNANIMOUSLY.

[SEE ATTACHED ORDINANCE].

PROPOSED REORGANIZATION OF THE OFFICE OF CITY CLERK: The City Manager proposed that the office of City Clerk be reorganized under the direction of the City Treasurer and that the position of City Treasurer be retitled to that of City Clerk/Treasurer. The position to be responsible for all functions required of the City Treasurer or City Clerk and to have the authority of these offices as provided for by the City Charter and City Code. To assist in carrying out the duties of the office, administration proposed establishing a new position of Deputy City Clerk at the same salary level as the Deputy City Treasurer.

The City Manager recommended that Council appoint Mrs. Patsy K. Cantrell as City Clerk/Treasurer at a salary of \$56,925 effective September 1, 1992 and that Mrs. Janice L. Schmidt be appointed as Deputy City Clerk at a salary of \$26,890 effective September 1, 1992. He further recommended that the City salary schedule which becomes effective January 1, 1993 be amended to include the new positions and salary range.

8-92-239 MOTION BY CAMPBELL, SUPPORTED BY MCSHANE, to adopt the following resolution.

[SEE ATTACHED RESOLUTION]

COUNCIL PROCEEDINGS -5-
August 17, 1992

ROLL CALL

AYES: Hartsock, McShane, Richardson, Campbell.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED AUGUST 17, 1992.

8-92-240 MOTION BY RICHARDSON, SUPPORTED BY CAMPBELL, to appoint Patsy K. Cantrell as City Clerk/Treasurer at a salary of \$56,925 effective September 1, 1992; and to appoint Janice L. Schmidt as Deputy City Clerk at a salary of \$26,890 effective as of September 1, 1992; and to amend the City salary schedule which becomes effective January 1, 1993 to include the new positions and salary range. MOTION CARRIED UNANIMOUSLY.

FARMINGTON ROAD COUNTY MAINTENANCE CONTRACT: The City Manager recommended that City Council accept the terms of the contract submitted by the Oakland County Road Commission for the maintenance of Farmington Road and authorize the City Clerk and the City Manager to execute the contract on behalf of the City.

The agreement is similar to the prior agreement which requires the City to provide ordinary maintenance on Farmington Road between Eight Mile Road and Grand River effective October 1, 1992 through September 30, 1993. The County agrees to compensate the City at the rate of \$7,678.28 per mile for a total compensation for the 1.7 miles of \$13,053.08.

8-92-241 MOTION BY RICHARDSON, SUPPORTED BY MCSHANE, to accept the terms of the contract with the Oakland County Road Commission for the maintenance of Farmington Road and authorize the City Clerk and the City Manager to execute the contract.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper

MOTION CARRIED UNANIMOUSLY.

COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS: The City Manager recommended that a new account for minor home repair be established with 1992-93 Community Development Block Grant Funds by transferring \$5,000 from the Senior Citizen Center Account to a Minor Home Repair Account. To transfer these funds will require a public hearing. If Council concurs, it is recommended that a public hearing be set for 8:00 pm on September 8, 1992.

8-92-242 MOTION BY CAMPBELL, SUPPORTED BY MCSHANE, to approve the transfer of Community Development Block Grant funds in the

COUNCIL PROCEEDINGS -6-
August 17, 1992

amount of \$5,000 from the Senior Citizen Center Account to a Minor Home Repair Account and to set a public hearing for 8:00 pm on September 8, 1992.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED UNANIMOUSLY.

REPAIR OF VACTOR EQUIPMENT: The City Manager requested that Council waive the bid process retroactively and approve payment to Jack Doheney Supplies, Inc. in the amount of \$4,549.90 for repair of the Vactor machine.

Council was advised that this is the only dealer in the Detroit area that stocks parts to repair this machine.

8-92-243 MOTION BY RICHARDSON, SUPPORTED BY MCSHANE, to approve payment of \$4,549.90 to Jack Doheney Supplies, Inc. and waive the bid process retroactively for this expenditure.

ROLL CALL

AYES: Richardson, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED UNANIMOUSLY.

CONTRACTOR AND ENGINEERING PAYMENTS SEWER IMPROVEMENT PROJECT: The City Manager advised Council that payment No. 21 for work completed on the pumping station and retention basin for the Sewer Improvement Project is recommended to Posen Construction, Inc.; and that payment is recommended to Black and Veatch Engineers for project engineering services.

8-92-244 MOTION BY MCSHANE, SUPPORTED BY CAMPBELL, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the twenty-first estimated payment to Posen Construction, Inc. in the amount of \$157,450.16 for work completed through July 31, 1992 on the Sewer Improvement Project, Contract No. 1 and

BE IT FURTHER RESOLVED that funds be provided from the State of Michigan Revolving Loan Fund.

COUNCIL PROCEEDINGS -7-
August 17, 1992

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED AUGUST 17, 1992.

8-92-245 MOTION BY CAMPBELL, SUPPORTED BY RICHARDSON, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Black and Veatch in the amount of \$13,150.00 for work completed through July 3, 1992, on the Sewer Improvement Project, and

BE IT FURTHER RESOLVED that funds be provided from the State of Michigan Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Campbell.
NAYS: None.
ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED AUGUST 17, 1992.

MISCELLANEOUS

PUBLIC COMMENT: None.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson informed Council that Irene Livermore, a Farmington resident, who is approaching 100 years old, will be present for Family Day In The Park to pitch the first throw for the Old Timer's Baseball Game. The game will begin at 1:15 pm on diamond no. 2.

Councilman Campbell inquired as to whether Council should designate a representative to attend the meetings of the Farmington Community Center. Councilwoman Richardson felt that it is a good idea to have a Council representative attend the meetings and informed Council that meetings are held at 5:00 p.m. approximately three or four times annually. Councilman Campbell asked if one of the other Councilmembers would be interested in serving as representative, and when none responded he volunteered to serve. Council concurred.

Mayor Hartsock reminded Council of their goal to meet with all of the Boards and Commissions and suggested that a

COUNCIL PROCEEDINGS -8-
August 17, 1992

meeting be set with the Planning Commission for 7:00 pm on Tuesday, September 8, 1992.

DEPARTMENT OF PUBLIC SAFETY QUARTERLY OPERATION REPORT - JUNE, 1992:

8-92-246 MOTION BY MCSHANE, SUPPORTED BY CAMPBELL, to receive and file the Department of Public Safety monthly report for month ending June 30, 1992. MOTION CARRIED UNANIMOUSLY.

DEPARTMENT OF PUBLIC WORKS AND WATER & SEWER DEPARTMENT QUARTERLY REPORT - JUNE 30, 1992:

8-92-247 MOTION BY RICHARDSON, SUPPORTED BY CAMPBELL, to receive and file the Building Department quarterly report for the quarter ending June 30, 1992. MOTION CARRIED UNANIMOUSLY.

City Manager Deadman complimented the Department of Public Works for the quality of work evident in the recent pavement patching.

WARRANT LIST

8-92-248 MOTION BY CAMPBELL, SUPPORTED BY MCSHANE, to approve the monthly bills as submitted for the meeting of August 17, 1992: General Fund \$112,208.31; Water & Sewer Fund \$231,975.69.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

MOTION BY RICHARDSON, SUPPORTED BY MCSHANE, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:35 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

R E S O L U T I O N

NO. 8-92-237

Motion by McShane supported by Richardson

to adopt the following resolution:

WHEREAS, the Farmington Community Library has been a member of the Wayne Oakland Library Federation since the early 1970's for purposes of cooperation among other public libraries; and

WHEREAS, the Farmington Community Library Board of Trustees has evaluated the cost and benefit of services rendered to it by the Wayne Oakland Library Federation; and

WHEREAS, the Trustees have not been able to effect change within the Wayne County Library Federation regarding options of service, proportionate representation on voting issues or the Board, and costs of membership; and

WHEREAS, the Trustees feel that participation in the proposed new cooperative METRO NET would better serve the residents of the Library District of Farmington Hills and Farmington;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Farmington supports and endorses the formation of METRO NET, a public library cooperative whose establishment and authority is derived from Public Act 89 of 1977.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Oakland County Commissioners.

RESOLUTION UNANIMOUSLY ADOPTED AUGUST 17, 1992.

PATSY K. CANTRELL, CITY CLERK

.....

I, Patsy K. Cantrell, City Clerk of the City of Farmington, Michigan, do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Farmington City Council at a regular meeting held on Monday, August 17, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk

CITY OF FARMINGTON

ORDINANCE NO. C-599-92

AN ORDINANCE TO AMEND CHAPTER 20, ARTICLE IV, DIVISION 2, TO ADD SECTION 20-89 TO THE FARMINGTON CITY CODE TO DEFINE AND REGULATE CRIME COMMITTED IN A STORE OPEN TO THE PUBLIC.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

Chapter 20, Article IV, Division 2, is hereby amended to add a new section, Section 20-89, to read as follows:

Section 20-89. Retail Fraud.

Any person who does any of the following in a store or in its immediate vicinity is guilty of retail fraud:

- A. While a store is open to the public, alters, transfers, removes and replaces, conceals or otherwise misrepresents the price at which property is offered for sale, with the intent not to pay for the property or to pay less than the price at which the property is offered for sale.
- B. While a store is open to the public, steals property of the store that is offered for sale.
- C. With intent to defraud, obtains or attempts to obtain money or property from the store as a refund or exchange for property that was not paid for and belongs to the store.

Section 2. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 3. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by

any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 4. Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 5. Effective Date.

This ordinance shall become effective ten (10) days following its enactment and upon its publication as provided by the Charter of the City of Farmington.

Section 6. Adoption.

This ordinance is hereby declared to have been adopted by the City Council of the City of Farmington at a meeting thereof duly called and held on the _____ day of _____, 1992, and ordered to be given publication in the manner prescribed by the Charter of the City of Farmington.

Moved by _____ and supported by _____


YEAS:

NAYS:

ABSENTS:

ABSTENTIONS:

Ordained this _____ day of _____, 1992, by the City Council of the City of Farmington.



WILLIAM S. HARTSOCK,
Mayor

JOSEPHINE M. BUSHEY,
City Clerk

KOHL, SECREST, WARDLE, LYNCH, CLARK AND HAMPTON

STATE OF MICHIGAN)
) SS.
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk of the City of Farmington, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of an ordinance adopted at a regular meeting of the City Council held on the _____ day of _____, 1992, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this _____ day of _____, 1992.

JOSEPHINE M. BUSHEY,
City Clerk

KOHL, SECRET, WARDLE, LYNCH, CLARK AND HAMPTON

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON

RESOLUTION

At a regular meeting of the City Council of the City of Farmington, Oakland County, Michigan, held in the Council Chambers at 23600 Liberty Street, Farmington, Michigan 48335, on the 17th day of August 1992, at 8:00 o'clock p.m., Daylight Savings Time.

PRESENT: Campbell, Hartsock, McShane, Richardson

ABSENT: Tupper

The following resolution was offered by Campbell and seconded by McShane:

WHEREAS, the Charter of the City of Farmington establishes the administrative offices of City Clerk and Treasurer and prescribes the functions and duties of each position; and

WHEREAS, Section 4.6 of the Charter authorizes City Council to combine any administrative offices in any manner deemed necessary or advisable for the proper and efficient operation of the City; and

WHEREAS, advancements in technology, changes in state law and efficiencies in management have occurred since adoption of the Charter which now make possible the combination of the offices of the City Clerk and Treasurer; and

WHEREAS, Council deems it necessary and advisable for the proper and efficient operation of the City to combine the offices.

NOW, THEREFORE, BE IT RESOLVED:

1. Pursuant to Section 4.6 of the City Charter, the offices of City Clerk and Treasurer are hereby combined into a single office to be titled City Clerk/Treasurer.

2. The City Clerk/Treasurer shall have the functions and duties prescribed by the Charter such as, but not limited to, Sections 4.11 and 4.12 thereof, as well as such other functions and duties which may be imposed upon City Clerks or Treasurers by federal and state law and City ordinances.

3. There shall be established the office of Deputy Clerk under the authority of Section 4.16 of the Charter to assist the City Clerk/Treasurer in the administration of the functions and duties set forth in Section 4.11 of the Charter.

KOHL, SECRET. WARDLE, LYNCH, CLARK AND HAMPTON

AYES: Hartsock, McShane, Richardson, Campbell.

NAYS: None.

ABSENT: Tupper.


ABSTENTIONS: None.

The resolution was adopted. August 17, 1992.

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and appointed City Clerk/Treasurer of the City of Farmington, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the City Council held on the 17th day of August, 1992, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature on this 18th day of August, 1992.



PATSY K. CANTRELL
City Clerk/Treasurer
City of Farmington

CITY OF FARMINGTON

RESOLUTION NO. 8-92-241

Motion by Richardson, supported by McShane, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager and the City Clerk to enter into an agreement with the Oakland County Road Commission for the continued maintenance of Farmington Road from Eight Mile north to Grand River, and

BE IT FURTHER RESOLVED that the County will reimburse the City of Farmington in the amount of \$13,053.08 toward the annual cost of maintaining Farmington Road, effective October 1, 1992 through September 30, 1993.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.

NAYS: None.

ABSENT: Tupper.

RESOLUTION DECLARED ADOPTED AUGUST 17, 1992.

PATSY K. CANTRELL, CITY CLERK

.....

I, Patsy K. Cantrell, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, August 17, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Tuesday, September 8, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: None.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Deputy Clerk Schmidt, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

9-92-249 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to approve the minutes of the previous meeting of August 17, 1992, as written. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

9-92-250 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of August 5, 1992;
- Traffic and Safety Board minutes of August 20, 1992;
- Farmington Historical Commission minutes of August 26, 1992;
- Farmington Community Library minutes of July 9, 1992.

MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING

COMMUNITY DEVELOPMENT BLOCK GRANT REVISION: Council was advised that there is continued need for a minor home repair program and it was recommended that a new account be established with 1992-93 Community Development Block Grant Funds by transferring \$5,000 from the Senior Citizen Center Account to a new account for minor home repair.

Public comment was heard from Virginia Kraft, of 31831 Grand River - #50, regarding the type of funding available for home repairs.

9-92-251 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to authorize the City Manager to request from the Oakland County Office of Community Development a reprogramming of 1992-93 Community Development Block Grant funds: establishing a new account for

COUNCIL PROCEEDINGS -2-
September 8, 1992

minor home repair at \$5,000 and reducing the existing account for a senior citizen center by \$5,000.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1992.

[SEE ATTACHED RESOLUTION]

9-92-252 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to close the Public Hearing. MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

LETTER FROM JOHN P. CARROLL, MANAGING AGENT, BROOKDALE CONDOMINIUM ASSOCIATION RE: REQUEST TO APPEAR BEFORE CITY COUNCIL TO DISCUSS EROSION PROBLEMS AND CONDITION OF THE ROUGE RIVER: John Carroll, and Jack Hammer, of the Brookdale Condominium Association, made a presentation to Council highlighting the problems being experienced with a sewer pipe in the overflow system, head wall erosion, and erosion along the Rouge River. Manager Deadman questioned whether the pipe, referred to as a sewer pipe, might be a storm drain. He suggested that it would be wise to pursue retaining the banks of the river with sea wall type construction.

Alex Strachan, 31831 Grand River - #6, stated that he feels that someone is putting something in the sewer system and that this is causing an odor problem. City administration believes the odor probably occurs when the system is flushed by storm flows.

Ernest Des Marais, 31831 Grand River - #95, suggested a solution to the pipe problem and requested to meet with the city engineer when the engineer evaluates the erosion at Brookdale Condominiums.

Dolores Malhoit, 31831 Grand River - #17, asked when the Rouge River is tested. City administration stated that no regular testing is done.

Robert Lanigan, 31831 Grand River - #87, requested that the city's engineer recommend a way to correct the erosion.

Virginia Kraft, 31831 Grand River - #50, informed the City that a funded program through the City of Southfield, Department of Parks and Recreation, had been used to control erosion and protect wildlife habitat. She requested the City look into possible funding sources.

COUNCIL PROCEEDINGS -3-
September 8, 1992

Mayor Hartsock concluded by suggesting that further discussion be postponed until after the city engineer meets with representatives from the Brookdale Association.

April Phillibe, 31831 Grand River - #25, asked for a deadline to be set for the proposed meeting. Tentative arrangements for the meeting were made.

LETTER FROM TOM BJORKLUND, REGIONAL MANAGER OF METROVISION, RE: EXTENSION OF CURRENT CABLE FRANCHISE: Mr. Bjorklund stated to Council that Metrovision is interested in pursuing an extension of their current cable television franchise, which is scheduled to expire in May of 1997. Metrovision wishes to upgrade the cable system at a cost of several million dollars which they feel could not be recouped in the remaining life of the current franchise agreement.

Council expressed interest in providing for public input into the franchise process and were informed that the Southwestern Oakland Cable Commission has scheduled an October 14, 1992 public hearing.

9-92-253 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to authorize the Southwestern Oakland Cable Commission to negotiate with representatives from Metrovision for the purpose of arriving at acceptable terms and conditions for an extension of the current cable franchise with SWOCC to make a recommendation back to Council on a timely basis. **MOTION CARRIED UNANIMOUSLY.**

LETTER FROM METROVISION RE: ALLOWING TEMPORARY USE OF CITY OF FARMINGTON PUBLIC ACCESS CHANNEL: Bob McCann represented Metrovision in their petition to use City of Farmington's public access channel.

9-92-254 MOTION BY TUPPER, SECONDED BY RICHARDSON, to allow Metrovision to use Channel 21 with the stipulation that upon request by the City, and within 90 days, Metrovision will provide an access channel located within the Tier 1 service. **MOTION CARRIED UNANIMOUSLY.**

RESOLUTION FROM THE CITY OF OAK PARK RE: House Bill 4791, Election Precinct Boundaries.

9-92-255 MOTION BY MCSHANE, SECONDED BY TUPPER, to oppose House Bill 4791 as the law would require cities to redistrict precinct boundaries at local expense, without any apparent benefit to the community, and to forward a resolution opposing HB 4791 to Representative Dolan and Senator Faxon. **MOTION CARRIED UNANIMOUSLY.**

COUNCIL PROCEEDINGS -4-
September 8, 1992

LETTER FROM NEIL KLEIMAN RE: OUTSIDE SALES PERMIT AT 24109 ORCHARD LAKE ROAD. Mr. Kleiman was present to answer the concerns of Council regarding the proposed sales.

9-92-256 MOTION BY CAMPBELL, SECONDED BY TUPPER, to approve American Medical Apparel at 24109 Orchard Lake Road to conduct sidewalk sales between the hours of 12:00 p.m. to 6:00 p.m. on Saturday and 12:00 p.m. to 5:00 p.m. on Sunday; from September 19, 1992 through October 28, 1992; with the stipulation that sales racks and tables do not extend beyond 3 feet of the store front. Seven permits of 2 days each will be issued. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR PROCLAMATION: REQUEST FROM THE FARMINGTON CHAPTER OF THE DAUGHTERS OF THE AMERICAN REVOLUTION TO PROCLAIM THE WEEK OF SEPTEMBER 17 TO SEPTEMBER 23, 1992, AS CONSTITUTION WEEK.

9-92-257 MOTION BY TUPPER, SECONDED BY RICHARDSON, to proclaim the week of September 17 through 23, 1992, as Constitution Week. MOTION CARRIED UNANIMOUSLY.

REPORT FROM CITY ATTORNEY

RECOMMENDATION OF CITY ATTORNEY: City Attorney Donohue recommended that the City of Farmington decline joining the class action lawsuit regarding financing of district and county courts.

9-92-258 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to accept the recommendation of City Attorney Donohue to not join the lawsuit regarding financing of district and county courts. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONTRACTOR PAYMENT 1992 ROAD REPAIR PROGRAM: Administration advised Council that work has been completed on the 1992 road repair program and that the repairs were completed within the contracted amount and project budget. Payment was recommended.

9-92-259 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to approve payment in full to Italia Construction, Inc. in the amount of \$38,883.97 and that \$21,336.49 be paid from the 1991-92 Local Street Fund, \$14,031.94 from the 1992-93 Local Street Fund and \$3,515.54 from the Water Department's repair and maintenance account.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -5-
September 8, 1992

DANCE PERMIT REQUEST FROM MARCO'S RESTAURANT: Mr. Marco Conte has requested the Michigan Liquor Control Commission issue a dance permit for his restaurant at 32758 Grand River. City administration, after completing the required inspections, recommends the request be approved.

9-92-260 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to adopt a resolution approving a new dance permit in conjunction with the 1992 Class C licensed business located at 32758 Grand River.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1992.

RATIFICATION OF AGREEMENT WITH PUBLIC SAFETY DISPATCHERS: City Administration recommended ratification of a 3 year contract beginning July 1, 1992 through June 30, 1995.

9-92-261 MOTION BY CAMPBELL, SECONDED BY TUPPER, to ratify the new 3 year contract beginning July 1, 1992 through June 30, 1995 with the Public Safety Dispatcher's Association.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

DONATION TO FARMINGTON FAMILIES IN ACTION: City administration recommended that Council approve a \$500 contribution to Farmington Families in Action for use in drug education during the month of October with funds to be taken from the Drug Forfeiture Account.

9-92-262 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to authorize the contribution of \$500 to Farmington Families in Action for use in drug education during the month of October with funds to be provided from the Drug Forfeiture Account.

MOTION CARRIED UNANIMOUSLY.

NOTICE OF CITY MANAGER RETIREMENT: City Manager Robert Deadman advised Council of his retirement effective January 4, 1993. Council expressed appreciation for the many years of dedicated service given the City by Manager Deadman.

COUNCIL PROCEEDINGS -6-
September 8, 1992

9-92-263 MOTION BY TUPPER, SECONDED BY CAMPBELL, to accept the resignation of City Manager Robert Deadman. MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT: Nancy Leonard expressed regret in the resignation of the City Manager.

Robert Krompatic, of 31831 Brookdale - #32, requested that Council take action to prohibit dogs in the parks. City Manager Deadman suggested placing signs in the parks which would inform visitors of the "leash rule" and of the ordinance provision requiring dog owners to clean up after their animals.

Mayor Hartsock thanked those offering public comments.

COUNCIL COMMENTS AND ANNOUNCEMENTS

Councilwoman Richardson reminded Council of the upcoming Home Tours on September 19 & 20, 1992.

Councilman Campbell suggested that a special meeting be scheduled to discuss the procedures to be used in recruiting a new city manager. A meeting was scheduled for September 21, 1992 at 7:00 p.m.

Councilwoman Richardson announced that the 125th Anniversary Celebration earned enough money to cover all expenses of the celebration and would not require the funds budgeted by the City.

WARRANT LIST


9-92-264 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to approve the monthly bills as submitted for the meeting of September 8, 1992: General Fund \$61,613.26; Water & Sewer Fund \$50,971.83.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 10:00 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

R E S O L U T I O N

NO. 9-92-251

Motion by Richardson supported by McShane

to adopt the following resolution:

WHEREAS, the Farmington City Council has determined that there is continued need for a minor home repair program, and

WHEREAS, the 1992-93 Community Development Block Grant program has set aside \$18,756 for the proposed senior citizen center, and

WHEREAS, planning for the proposed senior citizen center to be leased or constructed in cooperation with the City of Farmington Hills is not yet complete, now

THEREFORE BE IT RESOLVED that the city manager be authorized and directed to request from the Oakland County Office of Community Development a reprogramming of 1992-93 CDBG funds: establishing a new account for minor home repair at \$5,000 and reducing the existing account for a senior citizen center by \$5,000.

Roll Call:

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.

NAYS: None.

ABSENT: None.

RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1992.

PATSY K. CANTRELL, CITY CLERK/TREASURER

.....
I, Patsy K. Cantrell, City Clerk of the City of Farmington, Michigan, do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Farmington City Council at a regular meeting held on Tuesday, September 8, 1992, in the City of Farmington, Oakland County, Michigan.

Patsy K. Cantrell
Patsy K. Cantrell, City Clerk/Treasurer

R E S O L U T I O N

No. 9-92-255

Motion by McShane supported by Tupper to adopt the following resolution:

WHEREAS, House Bill 4791 amends the Election Law to bring precincts into greater conformity with the U.S. Census Bureau's geographical units; and

WHEREAS, this bill would require a precinct to be "composed as nearly as practicable of compact and contiguous territory" and have "clearly defined and clearly observable boundaries; and

WHEREAS, these boundaries would have to include at least one of the following: a street, road, or highway; a stream or drainage feature over 40 ft. wide; a natural or constructed permanent physical feature shown on official maps; an apartment building or other multiple unit housing structure; and any line or demarcation clearly visible from the ground that meets the requirement of the Census Bureau; and

WHEREAS, House Bill 4791 puts logistical difficulties of implementation on many communities;

NOW, THEREFORE, BE IT RESOLVED that the Farmington City Council does hereby go on record in opposition to the passage of House Bill 4791 because it imposes laws that are unnecessary, impractical and a waste of taxpayers' money; and

BE IT FURTHER RESOLVED that the City Clerk be and hereby is directed to send copies of this resolution to Representative Jan Dolan, and Senator Jack Faxon.

RESOLUTION DECLARED ADOPTED SEPTEMBER 8, 1992.

PATSY K. CANTRELL, CITY CLERK/TREASURER

.....
I, Patsy K. Cantrell, duly authorized Clerk of the City of Farmington, Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Tuesday, September 8, 1992, in the City of Farmington, Oakland County, Michigan.

Patsy K. Cantrell
Patsy K. Cantrell, City Clerk/Treasurer

CITY OF FARMINGTON

MOTION NO. 9-92-259

Motion by Richardson, seconded by McShane.

THAT, the Farmington City Council hereby authorizes the payment to Italia Construction, Inc., in the amount of \$38,883.97 for completion of the 1992 road repair program, and

THAT, \$21,336.49 be provided from the 1991-92 Local Street Fund, \$14,031.94 from the 1992-93 Local Street Fund and \$3,515.54 from the Water Department's repair and maintenance account.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PATSY K. CANTRELL, CITY CLERK/TREASURER

.....
I, Patsy K. Cantrell, duly authorized Clerk/Treasurer for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a motion adopted by the Farmington City Council at a regular meeting held on Tuesday, September 8, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk/Treasurer

MICHIGAN DEPARTMENT OF COMMERCE
LIQUOR CONTROL COMMISSION

R E S O L U T I O N

No. 9-92-260

At a Regular meeting of the Farmington City Council called to order by Mayor Hartsock on September 8, 1992 at 8:00 p.m. the following resolution was offered:

Moved by McShane, and seconded by Richardson that the request from Rina's of Farmington, Inc. for a new Dance Permit in conjunction with 1992 Class C licensed business, located at 32758 Grand River, Farmington, Michigan, Oakland County, be considered for approval.

ROLL CALL:

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.

NAYS: None.

ABSENT: None.

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

State of Michigan) ss
County of Oakland)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the Farmington City Council at a Regular meeting held on the 8th Day of September, 1992.

(Signed)

Patsy K Cantrell
City Clerk/Treasurer

Patsy K. Cantrell
23600 Liberty Street
Farmington, MI 48335

CITY OF FARMINGTON

MOTION NO. 9-92-262

Motion by McShane, seconded by Campbell.

THAT, the Farmington City Council hereby authorizes the contribution of \$500 to Farmington Families in Action for use in drug education, and

THAT, the \$500 be provided from the Public Safety's Drug Forfeiture Account.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.

NAYS: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PATSY K. CANTRELL, CITY CLERK/TREASURER

.....
I, Patsy K. Cantrell, duly authorized Clerk/Treasurer for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a motion adopted by the Farmington City Council at a regular meeting held on Tuesday, September 8, 1992, in the City of Farmington, Oakland County, Michigan.

Patsy K. Cantrell
Patsy K. Cantrell, City Clerk/Treasurer

FARMINGTON CITY COUNCIL PROCEEDINGS

7:00 P.M.

Tuesday

September 8, 1992

Joint City Council/Planning Commission Meeting

A special meeting of the Farmington City Council was held on Tuesday, September 8, 1992, in Meeting Room A, 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 7:00 p.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane,
Richardson, Tupper.

CITY REPRESENTATIVES PRESENT: City Clerk Patsy K. Cantrell, City
Manager Deadman, Adm. Assistant
Robert C. Schultz.

PLANNING COMMISSION MEMBERS PRESENT: William Burke, James
Mitchell, James Pogue,
Michele Rhoton, Timothy
Zajaros

The purpose of this meeting was to promote communication between City Council and the Planning Commission. Ideas were exchanged regarding the promotion of growth, redevelopment and maintenance within the City. It was felt by both the City Council and the Planning Commission that it would be beneficial to have a consensus on the general direction the City should be moving in and a coordination of effort to support their common goals. Council stressed the independent nature of the Planning Commission and expressed support for that independence. Council expressed the view that it looks to the Commission for input on issues related to planning, that come before it.

A discussion was held regarding progress on the "Outside Industrial Storage Ordinance." The Planning Commission advised Council that their decision, for the most part, will be to leave the ordinance as it is.

Council requested an update on the satellite antenna issue and was informed by the City Manager that the City had received information regarding F.C.C. rules and regulations which would pre-empt local regulation of satellites. He advised waiting for additional information on this issue.

The Oakwood Cemetery expansion and issues related to the expansion of Muirwood were discussed.

City Manager Deadman noted that there have been changes in the

COUNCIL PROCEEDINGS -2-
Joint City Council/Planning Commission Meeting
September 8, 1992

law related to historic districts which would grant increased power to the Historical Commission if the State law provisions were adopted into local ordinance.

City Council and the Planning Commission expressed interest in regular joint meetings and joint training sessions. Council expressed support for future joint meetings of the City of Farmington Planning Commission and the City of Farmington Hills Planning Commission.

Meeting adjourned at 8:00 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/
TREASURER

FARMINGTON CITY COUNCIL PROCEEDINGS

8:00 A.M.

Tuesday

September 15, 1992

COUNCIL PROCEEDINGS
STUDY SESSION - RECRUITMENT OF CITY MANAGER

A special meeting of the Farmington City Council was held on Tuesday, September 15, 1992, in Meeting Room A, 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 a.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Hartsock, McShane, Richardson, Tupper.

COUNCIL MEMBERS ABSENT: Campbell.

CITY REPRESENTATIVES PRESENT: City Clerk Patsy K. Cantrell,
Administrative Assistant Robert C. Schultz.

Council discussed the options available for recruitment of a new city manager including an outside search as well as the possibility of promoting within.


Council further discussed the positive and negative aspects of both methods of filling the vacant position. Council noted that it would be desirable to appoint a new city manager before the effective date of City Manager Deadman's retirement.

Council scheduled a special meeting on Thursday, September 17, 1992 at 7:45 a.m. to further discuss procedures for recruiting and interviewing candidates for the city manager position.

Meeting adjourned at 9:00 a.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

FARMINGTON CITY COUNCIL PROCEEDINGS

8:00 A.M.

Thursday

September 17, 1992

STUDY SESSION - RECRUITMENT OF CITY MANAGER

A special meeting of the Farmington City Council was held on Thursday, September 17, 1992, in Meeting Room A, 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 a.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

COUNCIL MEMBERS ABSENT: None.

CITY REPRESENTATIVES PRESENT: City Clerk Cantrell, City Manager Deadman, Administrative Assistant Schultz.

Council met to discuss recruitment procedures to be followed in selecting a new City Manager. There was continuation of discussion from the meeting of September 15, 1992, regarding an appropriate selection process. The positive effects of promoting from within were discussed.

Council instructed City Manager Deadman to post a notice of the vacancy in all City Departments. Interested applicants were instructed to respond to the City Clerk by September 25, 1992.

Council established a special meeting for September 28, 1992 at 12:00 p.m. for the purpose of interviewing applicants for the position of City Manager.

9-92-265 MOTION BY TUPPER, SECONDED BY CAMPBELL, to adjourn.

Meeting adjourned at 8:45 a.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

FARMINGTON CITY COUNCIL PROCEEDINGS

7:00 P.M.

Monday

September 21, 1992

STUDY SESSION - RECRUITMENT OF CITY MANAGER

A special meeting of the Farmington City Council was held on Monday, September 21, 1992, in Meeting Room A, 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 7:00 p.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane, Tupper.

COUNCIL MEMBERS ABSENT: Richardson.

CITY REPRESENTATIVES PRESENT: City Clerk Patsy K. Cantrell, City Manager Deadman, Administrative Assistant, Robert Schultz.

Council met to establish procedures for recruiting a City Manager, and reviewed status of various Council projects from previous study sessions.

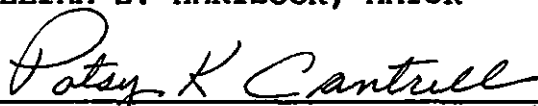
Council reviewed a draft, proposed by Councilman Campbell, of an application for Board and Commission membership. Councilman Campbell will provide a revised draft to the City Manager's office for copying.

City Manager Deadman reported on the status of the newsletter which currently contains approximately six pages of material. A draft of the newsletter was provided for Council review. Council indicated that the newsletter should be mailed as a substitute for the hazardous waste mailing and should prominently display information on hazardous waste day which is October 10, 1992. Council concurred to include a map on leaf pick-ups in the newsletter. The newsletter is to be mailed no later than the last week in September.

City Manager Deadman reported on the progress of various projects currently underway including Orchard Lake and Grand River. Council was informed that the engineer had met with Brookdale Condominium residents and that Council would be receiving a report on any recommendations that were made.

Meeting adjourned at 8:00 p.m.


WILLIAM S. HARTSOCK, MAYOR


PATSY K. CANTRELL, CITY CLERK/TREASURER

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, September 21, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Tupper.

ABSENT: Richardson.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Deputy Clerk Schmidt, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

9-92-266 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve the minutes of the previous meeting of September 8, 1992, and Special Meeting minutes of September 15, 1992, as written. MOTION CARRIED UNANIMOUSLY.

PRESENTATION: AWARD FOR HOUSEHOLD HAZARDOUS WASTE: Lenora Jadun, General Manager of Resource Recovery and Recycling Authority of Southwest Oakland County, presented the Council with an award received from the Solid Waste Association of North America (SWANA) for instituting a household hazardous waste program.

MINUTES OF OTHER BOARDS

9-92-267 MOTION BY MCSHANE, SECONDED BY TUPPER, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of September 14, 1992;
- Board of Zoning Appeals minutes of April 29, 1992;
- Farmington Area Commission on Aging minutes of June 23, 1992;
- Farmington Community Library minutes of August 13, 1992;
- Board of Education minutes of August 4, August 18 and September 1, 1992.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

LETTER FROM PATRICK M. NOWAK, DIRECTOR, MICHIGAN DEPARTMENT OF TRANSPORTATION RE: SENATE BILL 843: Council was advised that Senate Bill 843 would implement the transportation strategy ("Build Michigan Program") of the Engler administration. The Program would increase the City of Farmington's State gas and weight tax revenues

COUNCIL PROCEEDINGS -2-
September 21, 1992

by providing additional revenues to the State without increasing the gas and weight tax.

9-92-268 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to support the passage of Senate Bill 843 and the "Build Michigan" program, and in addition, to support further increase of highway revenues to rebuild and maintain Michigan highways as current revenues and revenues generated by Senate Bill 843 are insufficient to sustain the highway system. MOTION CARRIED UNANIMOUSLY.

LETTER FROM DEBORAH CHAPMAN, FLOWER EXPRESS, 22840 ORCHARD LAKE ROAD RE: OUTSIDE SALES PERMIT: Ms. Chapman, who was present, requested permission to sell Christmas trees and outdoor wreaths during the month of December on the rear of their parking lot. City Administration recommended approval and the issue of two 10-day permits and one 5-day permit for the period of December 1 through December 25, 1992.

9-92-269 MOTION BY TUPPER, SECONDED BY MCSHANE, to approve the sale of Christmas trees and wreaths in the back parking lot of Flower Express, of 22840 Orchard Lake Road, between the period of December 1 to December 25, 1992, with a display allowed in the front area of the parking lot. Two 10-day and one 5-day permits will be issued. MOTION CARRIED UNANIMOUSLY.

LETTER FROM E. GREGORY HOHLER, CIVIC THEATRE, 33332 GRAND RIVER RE: RELOCATION OF EXIT DOORS: Mr. Hohler was present to answer Council's questions regarding his request to relocate the exit doors from the rear of the Civic Theatre building to the sides of the building. City Administration recommended approval of the relocation of exit doors with certain stipulations.

9-92-270 MOTION BY CAMPBELL, SECONDED BY TUPPER, to approve relocation of rear exit doors at 33332 Grand River to both sides of the building; permission to install a concrete walk on City property from the east exit; permission to construct a planter box made of timber material on City property from the west exit; with the stipulation that the property owner at 33332 Grand River maintain the walkway and landscape area for as long as the two exits are used by the building; and further, if the City has need of the property in the future, the property owner will be given a 90 day notice to relocate the exit doors to a location which is mutually agreeable and with no expense to the City. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR PROCLAMATION: REQUEST FROM THE B'NAI BIRTH WOMEN, TO PROCLAIM THE WEEK OF OCTOBER 25-31, 1992 AS FAMILY VIOLENCE AWARENESS WEEK.

**COUNCIL PROCEEDINGS -3-
September 21, 1992**

9-92-271 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to proclaim the week of October 25 to 31, 1992, as Family Violence Awareness Week. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONTRACTOR AND ENGINEERING PAYMENTS SEWER IMPROVEMENT PROJECT: The City Manager advised Council that payment No. 22 for work completed on the pumping station and retention basin for the Sewer Improvement Project and additional work on Change Order No. 5 is recommended to Posen Construction, Inc.; and that payment is recommended to Black and Veatch Engineers for project engineering services.

9-92-272 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to authorize the twenty-second estimated payment to Posen Construction, Inc. in the amount of \$178,898.80, for work completed through August 31, 1992 on the Sewer Improvement Project, Contract No. 1; funds to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Tupper, Campbell.
NAYS: None.
ABSENT: Richardson.

MOTION CARRIED UNANIMOUSLY.

Project Engineer, C. J. Haas, from Orchard, Hiltz, & McCliment, was present to comment on the change in conditions that have occurred during construction requiring additional costs for the Sewer Separation Project, Contract No. 2.

9-92-273 MOTION BY TUPPER, SECONDED BY MCSHANE, to authorize Change Order No. 8 to Contract No. 2, Dan's Excavating, Inc., in the amount of \$87,011.43 for the Sewer Improvement Project.

ROLL CALL

AYES: McShane, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: Richardson.

MOTION CARRIED UNANIMOUSLY.

9-92-274 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to authorize payment to Black and Veatch in the amount of \$16,094.00; funds to be provided from the State Revolving Loan Fund, for work completed through August 28, 1992, on the Sewer Improvement Project.

COUNCIL PROCEEDINGS -4-
September 21, 1992

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Richardson.

MOTION CARRIED UNANIMOUSLY.

INTRODUCE ORDINANCE C-600-92 TO AMEND OUTSIDE STORAGE IN INDUSTRIAL DISTRICT ZONING ORDINANCE AND MUNICIPAL BUILDING USES: The City Manager advised Council that the Planning Commission has studied industrial district outside storage requirements in the Zoning Code. Informational hearings and a public hearing were held to obtain input from residents and industrial property owners. The Planning Commission recommended three changes in outside storage regulations with the majority of the existing ordinance provisions to remain unchanged. Administration recommended that Ordinance C-600-92, as prepared by City Attorney John Donohue, be introduced.

9-92-275 MOTION BY TUPPER, SECONDED BY CAMPBELL, to introduce Ordinance No. C-600-92 to Amend Outside Storage in Industrial District Zoning Ordinance and Municipal Building Use.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Tupper.
NAYS: None.
ABSENT: Richardson.

MOTION CARRIED UNANIMOUSLY.

[SEE ATTACHED ORDINANCE].

DESIGNATION OF LOCAL CONTACT PERSON FOR INDUSTRIAL PRETREATMENT PROGRAM: Administration recommended the appointment of Director of Public Services, Earl Billing, as the local contact person, in administering the Industrial Pretreatment Program to assist the City of Detroit.

9-92-276 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to appoint Director of Public Services, Earl Billing, as the contact person for the Industrial Pretreatment Program. MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT: Director of Public Services, Earl Billing, advised Council of the status of road repairs in the City.

COUNCIL PROCEEDINGS -5-
September 21, 1992

COUNCIL COMMENTS AND ANNOUNCEMENTS:

Councilman Tupper questioned if the City is enforcing separation of recyclables. Councilman Tupper stated that he wants the City to move ahead with recycling and the enforcement of separation of materials. City Manager Deadman advised that the City does not have an enforcement officer, but that in the future enforcement of separation would have to be pursued. He indicated that the City's first newsletter will promote recycling.

FINANCIAL REPORTS: TWELVE MONTHS ENDED JUNE 30, 1992.

9-92-277 MOTION BY MCSHANE, SECONDED BY TUPPER to receive and file the General Fund, 47th District Court, and Water and Sewer Fund financial reports for the twelve months ended June 30, 1992. MOTION CARRIED UNANIMOUSLY.

City Manager Deadman noted a water loss this fiscal year in the range of 20 percent. He indicated that efforts are underway to correct the loss, but that if the loss cannot be identified and corrected testing to find the loss will have to be done.

WARRANT LIST

9-92-278 MOTION BY CAMPBELL, SECONDED BY TUPPER, to approve the monthly bills as submitted for the meeting of September 21, 1992: General Fund \$41,369.90; Water & Sewer fund \$11,293.80.

ROLL CALL

AYES: Hartsock, McShane, Tupper, Campbell.
NAYS: None.
ABSENT: Richardson.

MOTION CARRIED UNANIMOUSLY.


ADJOURNMENT

9-92-279 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:15 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

CITY OF FARMINGTON

ORDINANCE NO. C-600-92

AN ORDINANCE TO AMEND CHAPTER 35, ZONING, OF THE CITY CODE OF THE CITY OF FARMINGTON, TO ADD A SECTION REGULATING MUNICIPAL BUILDINGS AND USES; TO ADD A SECTION REGULATING PERMITTED ACCESSORY USES IN INDUSTRIAL DISTRICTS; AND TO ADD A SECTION REGULATING OUTSIDE STORAGE IN THE SIDE YARD OF BUILDINGS IN THE INDUSTRIAL DISTRICT BY SPECIAL EXCEPTION PERMIT.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

Section 35-81, Municipal Buildings and Uses, is hereby added to Article IV, Use Regulations, of Chapter 35, Zoning, of the City Code, which section shall read as follows:

35-81. Municipal Buildings and Uses.

Municipal buildings and uses shall be permitted in all use districts upon the approval of the City Planning Commission after a finding that the particular use and development would not be injurious to the surrounding neighborhoods and would not be contrary to the spirit and purpose of this chapter. In the event the Planning Commission does not approve the use or development, City Council may grant such approval by an affirmative vote of no less than four (4) of the five (5) members.

Section 2.

Section 35-161 of Article VII, Schedule of Regulations, of Chapter 35, Zoning, of the City Code, is hereby amended to add Subsection (9) to the Permitted Accessory Uses in the M-1, M-2 and M-3 Industrial Districts, which subsection shall read as follows:

- (9) Variances in effect in 1991 and expiring in 1992 for temporary outside storage only may be extended by the Board of Zoning Appeals for a period to expire on or before January 1, 1995, with no further extensions authorized.

Section 3.

Section 35-161, of Article VII, Schedule of Regulations, of Chapter 35, Zoning, of the City Code, is hereby amended to add Subparagraph (8) to the uses requiring City Planning Commission Special Exception Permit in the M-1, M-2 and M-3 Industrial Districts, which section shall read as follows:

- (8) Outside storage of pallets or racks accessory to any use in the districts may be located in the side yard of a principal building provided such area shall be enclosed so as to be obscured from view by a wall or other similar screening method not less than six (6) feet in height. This outside storage shall be limited to pallets or racks currently used to receive or ship goods or materials used in the principal use, and the number of pallets or racks shall not be more than necessary to conduct the principal use for a period of thirty (30) days.

Section 4. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they are commenced.

Section 5. Severability.

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this ordinance; but the remainder of this ordinance shall stand and be in full force and effect.

Section 6. Repealer.

All other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 7. Effective Date.

This ordinance shall become effective ten (10) days following its enactment and upon its publication as provided by the Charter of the City of Farmington.

FARMINGTON CITY COUNCIL PROCEEDINGS

12:00 P.M.

Monday

September 28, 1992

RECRUITMENT OF CITY MANAGER - INTERVIEW INTERNAL APPLICANTS

A special meeting of the Farmington City Council was held on Monday, September 28, 1992, in Meeting Room A, 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 12:00 p.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

COUNCIL MEMBERS ABSENT: None.

CITY REPRESENTATIVES PRESENT: City Clerk Patsy K. Cantrell.

Mayor Hartsock informed Council that one application had been received from current employees and that was from Director of Public Safety, Frank Lauhoff.

William Liba, a resident, questioned whether any inquiries of interest in the City Manager position had been received from outside City Hall. Council response was that no inquiries had been received.

Council interviewed Director Frank Lauhoff for the position of City Manager.

9-92-280 MOTION BY TUPPER, SECONDED BY RICHARDSON, to negotiate with Frank Lauhoff for the purpose of contracting with him to fill the position of City Manager effective January 5, 1993. MOTION CARRIED UNANIMOUSLY.

Councilwoman McShane expressed the view that a public search, in her opinion, would have been beneficial to the City. Councilwoman McShane expressed support for Frank Lauhoff as an excellent candidate for the position.

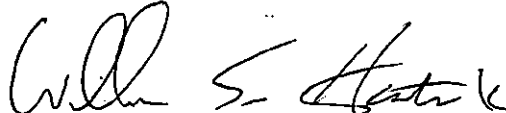
Councilwoman Richardson stated that anyone chosen to fill the position would need time to adapt and to grow in the position.

Councilman Tupper stated that he had carefully considered the qualities needed in a new city manager and that the choice of an inside candidate was a deliberate, thoughtful decision. Mayor Hartsock reiterated Councilman Tupper's statements and indicated that for him the decision to recruit from within, was a carefully thought out decision.

COUNCIL PROCEEDINGS -2-
September 28, 1992

9-92-281 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to establish a negotiating committee, consisting of Mayor Hartsock and Councilman Tupper, to consult with the City Attorney and with his assistance to negotiate an employment contract with Frank Lauhoff to fill the position of City Manager. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 1:00 p.m.



WILLIAM S. HARTSOCK, MAYOR.



PATSY K. CANTRELL, CITY CLERK/TREASURER

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, October 5, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson.

ABSENT: Tupper.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Deputy Clerk Schmidt.

MINUTES OF PREVIOUS MEETINGS

10-92-280 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve the minutes of the Regular meeting of September 21, 1992, and Special meeting minutes of September 17, 21 and 28, 1992. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

10-92-281 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of September 1, 1992;
- Farmington Historical Commission minutes of September 16, 1992.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

LETTER FROM CHARLES J. SMITH, MANAGER, SUBURBAN CATHOLIC CREDIT UNION, 31716 GRAND RIVER, RE: AUTO SALE. The Credit Union sought Council approval to have a one day new and used auto sale, on their parking lot and the parking lot of King's Garage, on Saturday, October 24, 1992 from 10:00 a.m. until 2:00 p.m. Administration recommended that Council grant approval for the sale as requested. Mr. Smith was present and answered inquiries from Council.

10-92-282 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to grant approval to Suburban Catholic Credit Union, 31716 Grand River, to conduct a one day new and used auto sale on their parking lot and the parking lot of King's Garage on Saturday, October 24, 1992, from 10:00 a.m. until 2:00 p.m. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -2-
October 5, 1992

REQUEST FROM SCOTT SAXTON, FRESH APPROACH, 35243 GRAND RIVER, RE: OUTSIDE SALE. Mr. Saxton requested permission to use the sidewalk area on the east side of his store to sell pumpkins from October 6 through October 24, 1992. This is a C2 Community Commercial Zoned District and Council has the authority under the Zoning Code to grant outside sales for a ten day period. Administration recommended issuance of one 10 day outside sales permit from October 6-16; one 10 day permit from October 17-26; and one 4 day permit to expire on November 1, 1992.

10-92-283 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to grant permission to Fresh Approach at 35243 Grand River to sell pumpkins on the sidewalk area on the east side of their building, during the period of October 6 through November 1, 1992, and that the necessary permits be issued. MOTION CARRIED UNANIMOUSLY.

REQUEST FROM DALE AND SALLY SMETEK, 31641 LAMAR, RE: RECONSIDERATION OF FENCE VARIANCE. The Smeteks had originally installed a replacement fence for an original 5 foot fence that had been in place for fifteen years. The fence was in violation of the City Code and a variance was denied. The Smeteks are now requesting a 6 inch variance from Code as this would enable them to salvage the fence at a height of 4 feet 6 inches.

10-92-284 MOTION BY CAMPBELL, SECONDED BY RICHARDSON to approve a 6 inch fence variance for that portion of the fence at 31641 Lamar which extends in front of the back line of the house. MOTION CARRIED UNANIMOUSLY.

REPORT FROM CITY ATTORNEY RE: VILLAGE OF FRANKLIN V CITY OF DETROIT WATER COMMISSIONERS LITIGATION RE: CONSTRUCTION OF A 72 INCH WATER MAIN INTO OAKLAND COUNTY. The City of Franklin, a homeowner's association, and other individuals, oppose construction of a 72 inch water main at the location proposed by Detroit and have litigated to stop construction. Detroit has asked that communities affected by the Michigan Health Department order, which prohibits water main extensions in western Wayne and Oakland Counties until the 72 inch water main is under construction, join Detroit in defense of the lawsuit. Administration advised that Farmington is not presently affected by the moratorium. City Attorney Donohue advised that Council take no action at this time. He informed Council that the City of Farmington Hills is planning to engage in fact finding regarding the case and that Council would be advised of the results.

10-92-285 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to table the report from City Attorney Donohue regarding the case of Village of Franklin v City of Detroit and Detroit Board of Water Commissioners re: construction of a 72 inch water main into Oakland County. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER:

CLOSURE OF CITY PARKS DURING HALLOWEEN CELEBRATION: The City Manager advised Council that the City has been successful in limiting unruliness and damage of public property by closing City Parks during the nighttime hours several days prior to the celebration of Halloween. He concurs with the recommendation of Frank Lauhoff, Director of Public Safety, to the closing of Shiawassee and Drake Parks commencing on Thursday, October 29th at 6:00 p.m. until 7:00 a.m. each day and ending at 7:00 a.m. on Sunday, November 1, 1992.

10-92-286 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to close Shiawassee and Drake Parks from Thursday, October 29, 1992 at 6:00 p.m. until 7:00 a.m. each day, terminating at 7:00 a.m. on Sunday, November 1, 1992. MOTION CARRIED UNANIMOUSLY.

CONTRACTOR PAYMENT - DEPARTMENT OF PUBLIC WORKS ROOF: Architect, Robert Allen, hired to provide inspection services for repairs to the DPW building roof, has certified that the work is substantially done and recommends payment of the full amount of the contract less retainage of ten percent to JKM Enterprises pending final inspection. Administration concurred with the architect's recommendation.

10-92-287 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to approve payment in the amount of \$53,806.50, with a ten percent retainage of the contract amount of \$59,785.00, to JKM Enterprises.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Campbell.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED UNANIMOUSLY.

ESTABLISH SPECIAL MEETING ON OCTOBER 12, 1992 FOR JOINT MEETING WITH CITY OF FARMINGTON HILLS CITY COUNCIL AND LIBRARY BOARD RE: LIBRARY EXPANSION. The City Manager advised Council that the Director of the Farmington Community Library, Beverly Papai, has been negotiating with Oakland Community College on the possibility of constructing a joint facility on the Orchard Ridge Campus in Farmington Hills. The Library Board would like the opportunity to discuss the progress of the negotiations with the City Councils. The City of Farmington Hills has scheduled a meeting for Monday, October 12, 1992, at 6:00 p.m. in the City of Farmington Hills Council Chambers. The City Manager recommended that Council schedule a joint special meeting.

COUNCIL PROCEEDINGS -4-
October 5, 1992

10-92-288 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to schedule a special meeting to be held in the City of Farmington Hills Municipal Building Council Chambers, located at Orchard Lake Road and Eleven Mile Road, on October 12, 1992, at 6:00 p.m. MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

COUNCIL COMMENTS AND ANNOUNCEMENTS:

Councilwoman McShane suggested that the City should consider installing a microphone in the Council Chamber for the benefit of the public in attendance.

Nancy Leonard commented that it is difficult to hear Council discussion when sitting in the audience.

Frank Valencic, 23888 Fairview, requested that Council speak at a slower rate and in louder tones so that the public would be able to follow the discussion.

Councilman Campbell suggested that a joint meeting with the Historical Commission be scheduled.

10-92-289 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to schedule a joint session with the Historical Commission for Monday, November 2, 1992 at 7:00 p.m. MOTION CARRIED UNANIMOUSLY.

Councilman Campbell suggested that the City of Farmington's 125th Anniversary Program be entered in the "10th Annual Michigan Municipal Achievement Awards Competitions" honoring the best in local government innovation. Council concurred. Entry to be made by Robert Schultz on or before the deadline of April, 1993.

Council discussed the first issue of the City Newsletter and indicated that they are pleased with the results. Mayor Hartsock inquired regarding the status of the focus group used in implementing the newsletter and stated that he would like to see a follow-up meeting of the group.

Mayor Hartsock discussed a workshop he had attended and provided Council with handouts on the subject matter which he felt was timely to Council's goal setting, the subject being "Total Community Quality Improvement."

APPOINTMENTS: BOARDS AND COMMISSIONS. Mayor Hartsock requested that the Observer publish a notice of vacancies on the newly formed Beautification Commission. He indicated that appointments should be made by November 1, 1992. The City Manager reminded

COUNCIL PROCEEDINGS -5-
October 5, 1992

Council that appointments to this Commission are by the Mayor and confirmed by Council.

FINANCIAL REPORTS: GENERAL FUND, 47TH DISTRICT COURT FOR TWO MONTHS ENDED AUGUST 31, 1992.

10-92-290 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to receive and file the financial reports of the General Fund and the 47th District Court Fund for the two months ended August 31, 1992. MOTION CARRIED UNANIMOUSLY.

RESOLUTIONS AND ORDINANCES:

10-92-291 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to adopt Ordinance C-600-92 to Amend Outside Storage in Industrial District Zoning Ordinance and Municipal Buildings Uses.

ROLL CALL

AYES: McShane, Richardson, Campbell, Hartsock.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED, UNANIMOUSLY.

WARRANT LIST:

10-92-292 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to approve the bills as submitted for the meeting of October 5, 1992: General Fund \$51,465.98; Water and Sewer Fund \$45,649.38.

ROLL CALL

AYES: Richardson, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: Tupper.

MOTION CARRIED UNANIMOUSLY.


ADJOURNMENT

10-92-293 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 8:40 p.m.



WILLIAM S. HARTSOCK, MAYOR.



PATSY K. CANTRELL, CITY CLERK/TREASURER

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, October 19, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: None.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Deputy Clerk Schmidt, Adm. Assistant Schultz.

PRESENTATION: John A. Allen's name was added to the Memorial Plaque in City Hall with his son, Robert Allen, unveiling the name on the plaque. Mayor Hartsock presented Mrs. Allen and family with a Proclamation honoring Mr. Allen's extensive community service.

MINUTES OF PREVIOUS MEETINGS

10-92-294 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve the minutes of the Regular meeting of October 5, 1992. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

10-92-295 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to receive and/or file the minutes of the following Boards and Commissions:

- Planning Commission minutes of October 12, 1992.
- Downtown Development Authority Special Meeting minutes of September 11, 1992.
- Farmington Area Arts Commission minutes of September 24, 1992.
- Farmington Community Library minutes of September 10, 1992.

MOTION CARRIED UNANIMOUSLY.

REPORT FROM CITY ATTORNEY RE: CITY SIGNAL VERSUS CITY OF FARMINGTON RE: Approximately twenty-five communities have been named as defendants in this suit. City Signal designs, installs and maintains fiber optic cable and asserts a right to utilize the public right-of-way for its optic cable lines. City Signal complains that the named municipalities have refused to agree to permit such use or demanded as a condition of their agreement payment and/or other conditions which it deems onerous. Attorney

COUNCIL PROCEEDINGS -2-
October 19, 1992

Donohue stated in his correspondence that he intended to vigorously defend the case. City Manager Deadman reviewed the basis of the lawsuit with Council and advised Council that no action is required at this time.

REPORTS FROM CITY MANAGER:

AUTHORIZATION FOR A STORAGE GARAGE AT 47TH DISTRICT COURT: The Community Work Program instituted by the 47th District Court is in need of additional storage space for tools and equipment. Funds are available through the fees which have been collected from program participants. The Court and City Administration requested Council's permission to use a portion of the Court Facility land for construction of a storage garage to serve the 47th District Court Community Work Program. Funds for construction are to be provided by the 47th District Court Work Program.

Councilwoman Richardson recommended that landscaping on the north side of the building be added to the project. Architect Robert Allen, who was present, stated that this would not increase the cost significantly.

10-92-296 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to approve the use of undeveloped land at the Court Facility to be used for the construction of a storage garage to serve the 47th District Court Community Work Program. Funds for construction to be provided from fees which have been collected from program participants.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

47TH DISTRICT COURT PARKING LOT PROJECT. During the prior budget year Farmington and Farmington Hills appropriated funds for the resurfacing of the District Court parking lot and driveways. The City Manager advised Council that the project was not combined with a Farmington Hills project as originally planned and the resulting delay in bidding the project moved it into the current fiscal year. The cost of the project will be shared by Farmington, Farmington Hills and the Farmington Public Schools, with the City of Farmington's share approximately \$5,000. Low bid was received from T & M Asphalt Paving, Inc. in the amount of \$33,900. Administration recommended that Council agree to participate in the project to pave the parking lot and driveways of the 47th District Court, award the contract to the low bidder,

COUNCIL PROCEEDINGS -3-
October 19, 1992

and authorize the City Manager and City Clerk to sign the contract with T & M Asphalt Paving, Inc.

10-92-297 MOTION BY TUPPER, SECONDED BY RICHARDSON, to participate with the City of Farmington Hills to fund the paving of the parking lot and driveways of the 47th District Court and to award the contract for the project to the low bidder, T & M Asphalt Paving, Inc., in the amount of \$33,900. The project will be funded from the 1991-92 contributions to the Court which funds are on deposit in the Court account. Furthur, if required, the City Manager and City Clerk are authorized to sign the contract with T & M Asphalt Paving, Inc.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PROPERTY SPLIT - NORTHEAST CORNER OF GILL ROAD AND STATE STREET (23-28-253-005): Mr. Aaron Katzman has proposed splitting the above parcel into two parcels of 92 feet wide and containing 10,858 square feet and 80 feet wide containing 9,117 square feet. The proposed lots would be similar in size to other lots in the adjacent neighborhood. City Assessor, John Sailor, has reviewed the proposed split and found that it conforms to the City Zoning Code and the Subdivision Control Act of 1967. Administration recommended approval of the proposed split.

10-92-298 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to approve the split of parcel 23-28-253-005 in accordance with the property description as developed by Tri-County Engineering, Inc. with parcel A containing approximately 92 feet of frontage and land area of 10,898 square feet and parcel B containing approximately 80 feet of frontage and land area of 9,117 square feet.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

REPLACEMENT OF SANITARY SEWER SYSTEM AT SHIAWASSEE PARK. As reported by City Manager Deadman, the alternatives for replacement are to build an elevated septic tank and field or to build a sewer system from the rest room facilities to the nearest sanitary sewer. Administration recommended construction of a 2 inch force main which will require construction of a pumping

COUNCIL PROCEEDINGS -4-
October 19, 1992

station as the new main will require pumping upgrade. Administration further recommended the transfer of \$14,000.00 from unappropriated General Fund surplus to the Water and Sewer Department to finance construction of the new sewer main.

10-92-299 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to authorize the city engineers to prepare plans and bid specifications for the construction of a new 2 inch sanitary sewer with a lift station, and to advertise for bids for its construction. Further that \$14,000.00 be transferred from unappropriated General Fund surplus to the Water and Sewer Fund to finance the construction of the sewer main.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

AUTHORIZATION TO REPAIR FIRE TRAINING TOWER. Administration reported that the metal doors, frames, and hatches between the floors in the fire training tower have deteriorated to the point of being a safety concern. It was recommended that five metal doors and frames be replaced; miscellaneous metal doors and hatch repairs be made; some masonry joints be repaired; and the metal work in the building be painted. Administration recommended a construction management contract, with a 15 percent fee, be entered into with John Allen Architects, Inc. to repair the building in accordance with the construction estimate. Administration further recommended that Council appropriate \$8,200.00 from General Fund unappropriated fund balance to finance the project. Robert Allen, Architect, was present to explain the project design.

10-92-300 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to approve a construction management contract with John Allen Architects, Inc., at a fee of 15 percent of the construction amount, to repair the Fire Training Tower in accordance with the approved construction estimate of \$7,032.00. Further, Council authorizes the appropriation of \$8,200.00 from the General Fund unappropriated fund balance to finance the project.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONTRACTOR AND ENGINEERING PAYMENTS, SEWER IMPROVEMENT PROJECT:

POSEN CONSTRUCTION, INC. PAYMENT NO. 23. Project engineer, James Broz, recommended Payment No. 23, on Contract No. 1, to Posen Construction, Inc. in the amount of \$76,505.40 for work completed through September 30, 1992. Administration concurred with the payment recommendation.

10-92-301 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to authorize Payment No. 23 in the amount of \$76,505.40 to Posen Construction, Inc. for work completed on Contract No. 1, Sewer Improvement Project through September 30, 1992. Further that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

DAN'S EXCAVATING, INC., PAYMENT NO. 17. Project engineers, Orchard, Hiltz and McCliment, recommended Payment No. 17 in the amount of \$147,193.96 to Dan's Excavating, Inc., for substantial completion of Contract No.2, Sewer Improvement Project. Retainage to be reduced to a lump sum of \$10,000.00. The contractor is now working on the final punch list and will later remove bulkheads which were left in the system. Administration concurred with the engineer's recommendation for payment.

10-92-302 MOTION BY MCSHANE, SECONDED BY TUPPER, to authorize Payment No. 17 to Dan's Excavating, Inc. in the amount of \$147,193.96 on Contract No. 2, Sewer Improvement Project with funds to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

BLACK & VEATCH ENGINEERS. Project Engineers, Black & Veatch, submitted a request for payment for work completed between August 29 and September 25, 1992 on engineering services, payments to testing engineers and consultants, review of shop drawings, and continued development of operation and maintenance manuals. Administration recommended payment in the amount of \$7,483.00 with funds to be provided from the State Revolving Loan Fund.

COUNCIL PROCEEDINGS -6-
October 19, 1992

In response to a question from Councilwoman McShane regarding possible need for assistance in maintaining the new sewer system, Manager Deadman indicated that discussions are underway with Oakland County to investigate the possibility of contracting with Oakland County for maintenance of the new sewer pumping stations.

10-92-303 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to approve payment to Black & Veatch, Engineers in the amount of \$7,483.00 for work completed on the Sewer Improvement Project from August 29 through September 25, 1992. Further, that funds be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

STATE OF MICHIGAN EXTENDED PURCHASING PROGRAM. Administration recommended continued participation in the State of Michigan Extended Purchasing Program which allows participating municipalities to buy from State contracts. The annual fee for participation is \$260.00.

10-92-304 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to authorize payment of \$260.00 to the State of Michigan for participation in the State of Michigan Extended Purchasing Program from October 1, 1992 through September 30, 1993.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

10-92-305 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to adopt the following resolution. (SEE ATTACHED RESOLUTION).

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS:

PUBLIC COMMENT:

Mayor Hartsock introduced the new Executive Director of the Farmington Downtown Development Authority, Judy Downey.

COUNCIL PROCEEDINGS -7-
October 19, 1992

Nancy Leonard, of 33309 Shiawassee, asked when the sidewalks at Grand River would be replaced.

Director Billing indicated that there will be a sidewalk replacement program in the spring of 1993.

Manager Deadman discussed an experimental program the City is evaluating which involves grinding displacements in the sidewalk in order to extend the life and to delay replacement of some sidewalk.

Nancy Leonard commended the City on the quality of the 1984 sidewalk replacements on Shiawassee.

COUNCIL COMMENTS AND ANNOUNCEMENTS:

Councilwoman Richardson noted that a communication had been received from the American Legion Auxiliary regarding the American Legion Auxiliary Girls State Program. Manager Deadman noted that the sponsoring fee of \$200.00 is budgeted and that Council usually appoints a councilmember as their representative to the program.

10-92-306 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to approve payment of a \$200.00 fee to American Legion Auxiliary Girls' State, Inc. to sponsor one girl in the 1993 Program.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

Councilwoman Richardson volunteered to act as representative to the Girls' State Program. Council concurred.

Councilwoman McShane announced a Town Hall Meeting on School Finance and Ballot Proposals scheduled at the City of Farmington Hills on October 28, 1992 at 7:00 p.m. Jan Dolan will be present.

Councilwoman Richardson noted that several Farmington projects received "Keep Michigan Beautiful Awards", including the Heritage Quilt and the Farmington Museum video, and suggested that the Observer consider reporting on the awards.

Mayor Hartsock suggested that Council establish a special meeting with the Zoning Board of Appeals.

COUNCIL PROCEEDINGS -8-
October 19, 1992

10-92-307 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to establish a Special Council Meeting with the Zoning Board of Appeals for November 16, 1992 at 7:00 p.m. MOTION CARRIED UNANIMOUSLY.

DEPARTMENT OF PUBLIC WORKS AND WATER AND SEWER DEPARTMENT
QUARTERLY REPORT, JULY 1, 1992 - SEPTEMBER 30, 1992:

10-92-308 MOTION BY RICHARDSON, SECONDED BY CAMPBELL; to receive and file the Department of Public Works and Water and Sewer Reports.

BUILDING DEPARTMENT QUARTERLY REPORT, JULY 1, 1992 - SEPTEMBER 30, 1992:

10-92-309 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to receive and file the Building Department Reports

WARRANT:

10-92-310 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to approve the bills as submitted for the meeting of October 19, 1992: General Fund \$62,711.14; Water and Sewer Fund \$6,846.50.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.


ADJOURNMENT:

10-92-311 MOTION BY TUPPER, SECONDED BY MCSHANE, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:05 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER

CITY OF FARMINGTON

RESOLUTION NO. 10-92-305

Motion by Richardson, supported by McShane; to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes continued participation in the State of Michigan Extended Purchasing Program for the fiscal year 1992-93 at an annual fee of \$260.00, and

BE IT FURTHER RESOLVED that the bid process be waived on all items purchased through said program as being in the best interest of the City, and

FURTHER BE IT RESOLVED that funds be provided from the General Fund, Purchasing Department.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED OCTOBER 19, 1992.

PATSY K. CANTRELL, CITY CLERK

.....
I, Patsy K. Cantrell, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on Monday, October 19, 1992, in the City of Farmington, Oakland County, Michigan.

Patsy K Cantrell
Patsy K. Cantrell, City Clerk

FARMINGTON CITY COUNCIL PROCEEDINGS

7:10 P.M.

Monday

November 2, 1992

JOINT CITY COUNCIL/HISTORICAL COMMISSION MEETING

A special meeting of the Farmington City Council was held on Monday, November 2, 1992, in Meeting Room A, 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 7:10 p.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

COUNCIL MEMBERS ABSENT: None.

CITY REPRESENTATIVES PRESENT: City Manager Deadman, Director Lauhoff, Recording Clerk Murphy, Adm. Assistant, Schultz.

FARMINGTON HISTORICAL COMMISSION MEMBERS PRESENT: Butler, Carvell, Cook, Gundlach, Leonard, Lyczkowski, Chairman Munter.

Mayor Hartsock welcomed the Historical Commission and informed them that City Council, as part of its goals, has scheduled meetings with the city's boards and commissions in an effort to address any questions or concerns they may have.

City Attorney John Donohue explained the new Historic District Commission state statute which may be adopted as an ordinance by local communities. After discussion, the Council and the Historical Commission decided to take no action at this time.

Commissioner Carvell announced that the museum is having difficulty recruiting volunteers to work on the museum gardens and asked for suggestions on how this problem can be solved.

Meeting adjourned at 7:55 p.m.



WILLIAM S. HARTSOCK, MAYOR



CAROL MURPHY, RECORDING CLERK

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, November 2, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: None

CITY REPRESENTATIVES PRESENT: Director Billing, City Manager Deadman, City Attorney Donohue, Director Lauhoff, Recording Clerk Murphy, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

11-92-312 MOTION BY CAMPBELL, SECONDED BY RICHARDSON to approve the minutes of the Regular meeting of ~~November 2, 1992~~. MOTION CARRIED UNANIMOUSLY. *Oct 19, 1992*

MINUTES OF OTHER BOARDS

11-92-313 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of October 6, 1992
- Board of Zoning Appeals minutes of October 7, 1992
- Traffic and Safety Board minutes of October 15, 1992
- Farminton Historical Commission minutes of October 21, 1992
- Board of Education minutes of September 15, 1992

MOTION CARRIED UNANIMOUSLY.

AUDIT REPORT: The audit report was presented by Jim Eagan and Tom Rise of Plante and Moran. The City was commended for maintenance of superb financial records. Water loss during the past fiscal year was discussed at length.

11-92-314 MOTION BY TUPPER, SECONDED BY MCSHANE, to receive and file the 1991-92 audit report. MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

RESOLUTION FROM THE CITY OF OAK PARK RE: BILLBOARD LEGISLATION: Council was advised that the City of Oak Park supports Senate Bill 514 and House Bill 5145, which would ban the construction of new billboards and mandate the removal of all existing billboards within 5 years. The proposed legislation provides for motorist informtion panels which are unabstructive. Oak Park states that

COUNCIL PROCEEDINGS -2-
November 2, 1992

cities and states rely heavily on natural beauty and visual quality to attract visitors and tourists and billboards serve only to intrude on that landscape.

11-92-315 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to receive and file the resolution from the City of Oak Park regarding billboard legislation. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR PROCLAMATION: Request for Council to issue a proclamation congratulating the Michigan Ballet Theater on their 26th Anniversary.

11-92-316 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to issue a proclamation recognizing the Michigan Ballet Theater on their 26th Anniversary. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

ROAD IMPROVEMENT AGREEMENT ORCHARD LAKE ROAD: The City Manager advised Council that the city entered into an agreement between the Oakland County Road Commission and the Michigan Department of Transportation to share the cost for the improvement of Orchard Lake Road from Grand River north to Shiawassee. A cost sharing agreement has not been finalized. In the proposed contract the city would be responsible for 12 1/2% of the construction and engineering cost and 100% of the water main replacement for a total city cost of \$137,341.00. Administration recommended that Council approve an agreement entitled "Road Improvement Agreement Orchard Lake Road, Oakland County Road Commisison Project No. 40541. City Manager Deadman further recommended Council authorize the City Manager to sign the agreement on behalf of the city.

11-92-317 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to enter into an agreement for the Orchard Lake Road improvements with the Oakland County Road Commission in the amount of \$137,341.00 and further authorizes the City Manager to sign the agreement on behalf of the city.

ROLL CALL

AYES: Campbell, Hartsock, Mcshane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING ON 1993-94 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM: City Manager Deadman requested that Council set a Public Hearing on November 16, 1992 at 8:00 p.m. to hear comments on the 1993-94 CDBG Program application and the request to

COUNCIL PROCEEDINGS -3-
November 2, 1992

reprogram existing funds.

11-92-318 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to set a public hearing for November 16, 1992 at 8:00 p.m. on the 1993-94 Community Development Block Grant Program. MOTION CARRIED UNANIMOUSLY.

AWARD BID, PRINTING OF ANNUAL REPORT: Administration recommended that Council award a contract for printing the 1992 annual report to the low bidder, Johnston Lithograph, for \$3,728.00 plus \$11.00 per half tone.

11-92-319 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to award the printing of the city's annual report/calendar to Johnston Lithograph in the amount of \$3,728.00 plus \$11.00 per half tone.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENT

None

COUNCIL COMMENTS AND ANNOUNCEMENTS

Mayor Hartsock and Councilman Tupper again thanked Casey Hans for her dedication and hard work in reporting Farmington's events. Councilwoman Richardson issued an invitation to the 125th celebration recognition luncheon on November 23rd at 12 noon to be held at the Heritage Park Visitor's Center.

Councilman Tupper questioned what was going on at the Mobil station at Eight Mile and Farmington Road. Director Billing stated there apparently was a contamination problem.

Councilwoman McShane questioned the possibility of making the pumping station at Chesley and Farmington Road more aesthetically pleasing.

APPOINTMENTS TO NEWLY FORMED BEAUTIFICATION COMMISSION: Mayor Hartsock suggested the following appointments for staggered terms:

Sandra Shelly	Term Ending	12/95
Rosemary Fitzpatrick	Term Ending	12/94
Penny Oglesby	Term Ending	12/94
Donna Damon	Term Ending	12/93

COUNCIL PROCEEDINGS -4-
November 2, 1992

11-92-320 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to appoint the above persons to the Beautification Commission. MOTION CARRIED UNANIMOUSLY.

FINANCIAL REPORTS: THREE MONTHS ENDED SEPTEMBER 30, 1992.

11-92-321 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to receive and file the General Fund, 47th District Court and Water and Sewer Fund Financial Reports for the period ended September 30, 1992. MOTION CARRIED UNANIMOUSLY.

WARRANT:

11-92-322 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve payment of \$29,002.55 from the General Fund and \$150,813.51 from the Water and Sewer Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

11-92-323 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to adjourn the meeting at 9:15 p.m. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:15 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, November 16, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: None

CITY REPRESENTATIVES PRESENT: Clerk/Treasurer Cantrell, City Manager Deadman, Asst. Director Gushman, Director Lauhoff, Admn. Asst. Schultz.

MINUTES OF PREVIOUS MEETINGS

11-92-324 MOTION BY CAMPBELL, SECONDED BY RICHARDSON to approve the minutes of the Regular meeting of November 2, 1992. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING

11-92-325 MOTION BY RICHARDSON, SECONDED BY MCSHANE to remove the Public Hearing on the 1993-94 Community Development Block Grant Program from the agenda and reschedule for the next regular meeting. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

11-92-326 MOTION BY RICHARDSON, SECONDED BY MCSHANE to receive and file the minutes of the following Boards and Commissions:

- Planning Commission minutes of November 9, 1992
- Downtown Development Authority minutes of November 4, 1992
- Board of Education minutes of October 20, 1992

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

REQUEST FOR SIGN VARIANCE AT 33336 GRAND RIVER: Skip Rosenthal and Alice McCoy, who were present at the meeting, requested a variance of the City's sign ordinance to permit them to place a wall sign on the east side of the Civic Theatre. The City sign ordinance does not permit a sign advertising a business not on the property at which the sign is located. Administration recommended approval.

11-92-327 MOTION BY RICHARDSON, SECONDED BY TUPPER to grant a sign variance at 33336 Grand River permitting a 4 foot by 4 foot wall sign to be placed on the east wall of the Civic Theatre

COUNCIL PROCEEDINGS -2-
November 16, 1992

building. MOTION CARRIED UNANIMOUSLY.

REQUEST FROM FARMINGTON DOWNTOWN DEVELOPMENT AUTHORITY RE: HOLIDAY PROGRAM. Director Downey requested authorization to place 2 banners across Grand River, install 12 "Trolley Stop" signs, and to install a tent and land a helicopter in the Downtown Center. Administration recommended approval with the stipulation that the helicopter company provide the City with liability insurance of not less than \$1,000,000.00. Director Downey was present to answer questions regarding the program.

11-92-328 MOTION BY CAMPBELL, SECONDED BY MCSHANE to authorize the placement of banners, signs and a tent as requested by the DDA and to permit the landing of a helicopter in the downtown municipal parking lot with the stipulation that the helicopter company provide the City with not less than \$1,000,000.00 in liability insurance. MOTION CARRIED UNANIMOUSLY.

RESOLUTION FROM THE CITIES OF BERKLEY, OAK PARK, AND CLAWSON RE: TELEPHONE ENTRY INTO CABLE TELEVISION. The cities of Berkley, Oak Park and Clawson have requested the United States Congress to enact legislation to insure that local governments continue to play an important regulatory role in cable television, franchise renewals and consumer protection. The cities support telephone entry into cable television.

11-92-329 MOTION BY MCSHANE, SECONDED BY CAMPBELL to adopt a resolution supporting telephone entry into cable television with appropriate local government regulation (RESOLUTION ATTACHED) and forward the resolution to Senators Donald Riegle and Carl Levin and to Representatives Sander Levin and John Dingell. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR PROCLAMATION: Letter from Gail A Nowak, Manager, Oakland County E.M.S. and Emergency Management Division requesting Council proclaim November 22-28, 1992, as MICHIGAN WINTER AWARENESS WEEK.

11-92-330 MOTION BY RICHARDSON, SECONDED BY MCSHANE to proclaim November 22-28, 1992 as Michigan Winter Awareness Week. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

TRANSFER OF CLASS C LIQUOR LICENSE: The owners of Rustic Pub, Inc. at 31030 Grand River requested authorization to transfer their 1992 Class C liquor license to Ted-Mar, Inc. Director Lauhoff reports that an investigation has been conducted and no reason was found to deny the transfer. Administration recommended approval.

COUNCIL PROCEEDINGS -3-
November 16, 1992

11-92-331 MOTION BY RICHARDSON, SECONDED BY MCSHANE to approve the transfer of a 1992 Class C liquor license from Rustic Pub, Inc. at 31030 to Ted-Mar, Inc. (RESOLUTION ATTACHED). MOTION CARRIED UNANIMOUSLY.

CONTRACTOR PAYMENT AND CHANGE ORDER NO. 1, DRAKE AND FREEDOM ROADS: ABC Paving Company submitted a payment request recommended by C. J. Hass, engineer, for work completed through November 7, 1992. Also included was Change Order No. 1 for \$13,170.80. The major cause of the increased cost was a requirement by the City to reestablish a crown on Freedom Road after the milling operation was completed. Administration recommended payment of \$273,312.06 and approval of Change Order No. 1 in the amount of \$13,170.80 for the Freedom/Drake Road Paving Improvement Project. The funding for this project is from Act 51 Bonds, Major Street Funds and Capital Revenues.

11-92-332 MOTION BY MCSHANE, SECONDED BY RICHARDSON to approve payment to ABC Paving Company for Estimate No. 1 in the amount of \$273,312.06, and further to approve Change Order No. 1 in the amount of \$13,170.80.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell
NAYS: None
ABSENT: None

MOTION CARRIED UNANIMOUSLY.

CONTRACTOR PAYMENT, SEWER IMPROVEMENT PROJECT, CONTRACT NO. 1: Posen Construction submitted a request for Payment No. 24 for work completed on the waste water pumping station and retention basin from October 1-31, 1992. The project engineer recommended payment of \$108,467.43. Administration concurred with funds to be provided from the State Revolving Loan Fund.

11-92-333 MOTION BY CAMPBELL, SECONDED BY MCSHANE to approve payment of Estimate No. 24 in the amount of \$108,467.43 to Posen Construction, Inc. with funds to be provided from the State Revolving Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock
NAYS: None
ABSENT: None

ENGINEERING PAYMENT, SEWER IMPROVEMENT PROJECT: Black and Veatch Engineers submitted a request for payment for work completed through October 23, 1992, on the Sewer Improvement Project.

COUNCIL PROCEEDINGS -4-
November 16, 1992

Administration recommended payment in the amount of \$7,435.00.

11-92-334 MOTION BY RICHARDSON, SECONDED BY TUPPER to approve payment to Black and Veatch Engineers in the amount of \$7,435.00 for work completed on the Sewer Improvement Project with funds to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane
NAYS: None
ABSENT: None

MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENT

None

COUNCIL COMMENTS AND ANNOUNCEMENTS

Council concurred to accept the challenge from State Representative Jan Dolan to enter into competition with the City of Farmington Hills to raise funds for the Salvation Army. The Salvation Army suggested the dates of Saturday, December 5, 12, or 19, 1992 as possible dates for the "bell ringing" fundraiser. City Manager, Robert Deadman, will coordinate the event.

Councilwoman Richardson announced that a retirement party for retiring Manager, Robert Deadman, is being planned for January 5, 1993 and suggested that an open community reception be held January 4, 1993 at 7:00 p.m. Council concurred to hold the reception on January 4, 1993 at 7:00 p.m.

NEW CITY MANAGER CONTRACT: Council considered a contract, as drafted by City Attorney Donohue, to retain Frank J. Lauhoff as City Manager, effective January 4, 1993. (CONTRACT ATTACHED)

11-92-335 MOTION BY CAMPBELL, SECONDED BY RICHARDSON to approve a contract, as drafted by City Attorney Donohue, to retain Frank J. Lauhoff as City Manager, effective January 4, 1993 (CONTRACT ATTACHED).

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson
NAYS: None
ABSENT: None

MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -5-
November 16, 1992

PUBLIC SAFETY OPERATIONS REPORT: THIRD QUARTER 1992

11-92-336 MOTION BY MCSHANE, SECONDED BY CAMPBELL to receive and file the Public Safety Operations Report for the Third Quarter 1992. MOTION CARRIED UNANIMOUSLY.

WARRANT:

11-92-337 MOTION BY CAMPBELL, SECONDED BY RICHARDSON to approve payment of \$44,046.54 from the General Fund and \$35,026.31 from the Water and Sewer Fund.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper
NAYS: None

MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

11-92-338 MOTION BY RICHARDSON, SECONDED BY TUPPER to adjourn the meeting at 8:56 p.m. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 8:56 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK

R E S O L U T I O N

NO. 11-92-329

Motion by McShane supported by Campbell

to adopt the following resolution:

WHEREAS, in the last decade, cable television has expanded the availability of news, information services, local programming, sports, entertainment and access to government for America's cities;

WHEREAS, the rapid growth of cable services to millions of households has not been without difficulties in some communities, including substantial rate increases and customer service problems;

WHEREAS, Mayors and City Councils and others have sought solutions to these problems by working with Congress for legislative restoring of some of the regulatory authority cities lost in 1987 under the Cable Act of 1984;

WHEREAS, Congress has responded affirmatively to the efforts of local governments, with the passage of a bill in 1992, that would return some authority to local officials;

WHEREAS, the concept of paying franchise fees to local governments for the use of the public right of way has not been challenged by the cable television industry, and has become a source of needed revenue, concomitantly, this city has benefitted from provisions of its franchise mandating financial support by the cable;

WHEREAS, the telephone industry has sought and received local government associations' support for legislation allowing the telephone industry to provide competitive cable service under certain conditions;

WHEREAS, the support by local officials for telephone industry provision of cable service has been predicated on the telephone industry's agreement to seek local government cable franchises, pay franchise fees, and provide other benefits for the privilege of providing cable services;

WHEREAS, the Federal Communication Commission (FCC) has initiated a rule that allows telephone companies to provide video dialtone service to television programmers who would use the telephone conduit to offer consumers television services;

WHEREAS, the FCC's rule making has preempted local governments by ruling that with video dialtone, neither the local

telephone company, nor the programmers using the conduit, must obtain a local franchise in order to provide cable-like video services to consumers; and

WHEREAS, the telephone industry has expressed support for the video dialtone concept without local franchising and the payment of franchise fees, thereby bypassing local governments' consumer compensation for the use of the rights of way;

NOW, THEREFORE, BE IT RESOLVED that the City of Farmington's support for any future telephone industry entry into cable television service shall be conditioned upon support by the telephone industry, of, and such entry being subject to, the same requirements as are imposed on cable television operators: local government cable franchising, payment of franchise fees, and the provision of other public benefits under all conditions, including video dialtone service.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Senators Donald Riegle and Carl Levin and to Representatives Sander Levin and John Dingell.

RESOLUTION UNANIMOUSLY ADOPTED NOVEMBER 16, 1992.

PATSY K. CANTRELL, CITY CLERK

.....
I, Patsy K. Cantrell, City Clerk of the City of Farmington, Michigan, do hereby certify that the foregoing is a true and correct copy of the resolution adopted by the Farmington City Council at a regular meeting held on Monday, November 16, 1992, in the City of Farmington, Oakland County, Michigan


Patsy K. Cantrell, City Clerk

MICHIGAN DEPARTMENT OF COMMERCE
LIQUOR CONTROL COMMISSION

RESOLUTION

#11-92-331

At a Regular meeting of the Farmington City Council
(Regular, or Special) (Township Board, City or Village Council)

called to order by Mayor Hartsock on November 16, 1992 at 8:00 P.M.

the following resolution was offered:

Moved by Richardson and Supported by McShane

That the request from TED-MAR INC. to transfer ownership of 1992 Class C licensed business, located at 31030 Grand River, Farmington, MI 48336, Oakland County, from RUSTIC PUB, INC.

be considered for Approval
(Approval or Disapproval)

Approval

Disapproval

Yeas: ALL AYES

Yeas:

Nays: NONE

Nays:

Absent: NONE

Absent:

It is the consensus of this legislative body that the application be Recommended
(Recommended or not Recommended) for issuance.

State of Michigan)
County of) SS

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the

Farmington City Council at a Regular Meeting
(Regular or Special)

meeting held on the November 16, 1992
(Date)

(Signed) Patsy K. Cantrell
(Township, City, or Village Clerk)

23600 Liberty Street
(Address of Township, City or Village Board)

SEAL

FARMINGTON CITY COUNCIL PROCEEDINGS

7:00 P.M.

Monday

November 16, 1992

STUDY SESSION WITH ZONING BOARD OF APPEALS

A special meeting of the Farmington City Council was held on Monday, November 16, 1992, in Meeting Room A, 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 7:00 p.m. by Mayor Hartsock.

COUNCIL MEMBERS PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

COUNCIL MEMBERS ABSENT: None.

CITY REPRESENTATIVES PRESENT: Clerk/Treasurer Cantrell, City Manager Deadman, Asst. Director Gushman, Code Officer Konsol, Director Lauhoff.

BOARD OF ZONING MEMBERS PRESENT: Bergstrom, Burke, Kuzma, Peters, Walker.

Mayor Hartsock reviewed the goals of the meeting which included the opportunity to exchange ideas and for Council to gain input from the Zoning Board of Appeals.

John Konsol, Code Enforcement Officer, updated Council and the Zoning Board of Appeals on compliance issues involving various businesses within the community. Discussion followed regarding the status of compliance efforts.

Councilman Tupper suggested a joint annual meeting with the Planning Commission and the Zoning Board of Appeals. Discussion followed regarding the desirability of such a meeting.

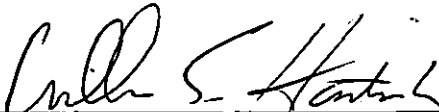
City Manager Deadman suggested that when a subcommittee of the Planning Commission is formed to review the Master Plan that it could include a representative from the Zoning Board of Appeals.

A general discussion was held on the order of decision making between the Planning Commission and the Zoning Board. Consensus was that the proponent and circumstances should determine whether a particular item go to the Planning Commission first or the Zoning Board first.


Consensus to provide the Zoning Board of Appeals with agendas and minutes of the Planning Commission.

Mayor Hartsock suggested that a joint training session on planning and zoning issues be held. Council supported the idea with concern to minimize the cost of same.

Adjourned at 7:55 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CLERK/TREASURER

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, December 7, 1992, 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 8:05 p.m. by Mayor Pro Tem Campbell.

PRESENT: Campbell, McShane, Richardson, Tupper.

ABSENT: Hartsock.

CITY REPRESENTATIVES PRESENT: Director Billing, City Clerk/Treasurer Cantrell, City Manager Deadman, Director Lauhoff, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

12-92-339 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to approve the minutes of the special meeting of November 2, 1992, and the special and regular meetings of November 16, 1992. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARING

A Public Hearing was held on the 1993-94 Community Development Block Grant Program. The meeting was opened by Mayor Pro Tem Campbell, who invited public comment. There was no public comment.

12-92-340 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to close the Public Hearing. MOTION CARRIED UNANIMOUSLY.

12-92-341 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to participate in the 1993-94 Community Development Block Grant Program. [RESOLUTION ATTACHED]

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

12-92-342 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to reallocate funds in the 1992-93 Community Development Block Grant Program. [RESOLUTION ATTACHED].

COUNCIL PROCEEDINGS -2-
December 7, 1992

ROLL CALL

AYES: Richardson, Tupper, Campbell, McShane.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

REPORT FROM GIRLS' STATE REPRESENTATIVE TAMMY ALLEN

Tammy Allen, the 1992 Girls' State Representative, thanked Council for the opportunity to participate in the Girls' State Program and stated that she considered the program to be very worthwhile. Ms. Allen requested that Council continue to support the Girls' State Program.

MINUTES OF OTHER BOARDS

12-92-343 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to receive and/or file the minutes of the following Boards and Commissions:

- Board of Zoning Appeals minutes of November 4, 1992.
- Employees' Retirement System Board of Trustees minutes of November 11, 1992.
- Board of Education minutes of November 3, 1992.
- Historical Commission minutes of November 18, 1992.
- Farmington Area Arts Commission minutes of October 15, 1992.
- Farmington Community Library minutes of October 8, 1992.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

REQUEST FOR SIGN VARIANCE AT 31600 GRAND RIVER: Don and Mary Teets, owners of Backyard Birds, requested an extension of their temporary sign permit, which enabled them to install a 4 foot by 10 foot sign on the face of their building. Mary Teets informed Council that her landlord, Uptown Farmington Plaza will, in the near future, be requiring uniform signage from their tenants and that her small business cannot fund the cost of two signs in a short period of time. Administration informed Council that the variance is to Section 25-4 (7) (b) of the City's Sign Ordinance.

12-92-344 MOTION BY RICHARDSON, SECONDED BY TUPPER, to grant a 90 day extension of the temporary sign permit previously granted to Backyard Birds, at 31600 Grand River. MOTION CARRIED UNANIMOUSLY.

RESOLUTION FROM THE CITIES OF OAK PARK AND HUNTINGTON WOODS RE: MODIFICATION OF SECTION 457 OF THE INCOME TAX CODE. The particular section of the Code which troubles the cities is Section 1.457-1(b) (1). Under this section a participant must irrevocably elect a payment schedule for compensation deferred under this section and such election shall be permanent except under specific unforeseen emergencies. The resolution requests that the 457 program be amended to provide for accelerated payments of deferred amounts in accordance with individual needs.

12-92-345 MOTION BY MCSHANE, SECONDED BY TUPPER, to adopt a resolution supporting amendment of Section 1.457-1(b)(1) of the Federal Income Tax Regulations, [RESOLUTION ATTACHED] and to send the resolution to Senators Levin and Riegle, and to Representative Knollenberg. MOTION CARRIED UNANIMOUSLY.

RESOLUTION FROM THE CITY OF FERNDALE RE: OPPOSITION TO SENATE BILL 981 (SUB. S-2) AND SENATE BILL 1145 ELIMINATING THE INTANGIBLES TAX. The City of Ferndale opposes the elimination of the intangibles tax, which is a source of local revenue. The intangibles tax is controversial as it double taxes income derived from stocks and bonds.

12-92-346 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to receive and file the resolution from the City of Ferndale. MOTION CARRIED UNANIMOUSLY.

REQUEST FOR PROCLAMATION: Request from Sue DeWitt, of the Farmington Area Jaycees, to proclaim the week of January 17-23, 1993 as JAYCEE WEEK.

12-92-347 MOTION BY RICHARDSON, SECONDED BY TUPPER, to proclaim the week of January 17-23, 1993 as JAYCEE WEEK. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

TEMPORARY OPERATING AGREEMENT WITH OAKLAND COUNTY DPW FOR THE NEW PUMPING AND RETENTION BASIN FACILITIES. Negotiations have been concluded with Oakland County to contract with the County to operate and maintain the new pumping and retention basin facilities. Administration determined that it would be cost effective to contract with the County to provide this service as the County has trained personnel available on an as needed basis. It is estimated that during the start up period, costs will be approximately \$5,000 to \$6,000 per month depending on the number of hours County staff is used.

12-92-348 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to approve the letter of proposal submitted by Oakland County Water and

COUNCIL PROCEEDINGS -4-
December 7, 1992

Sewerage Operations Division to operate and maintain the City's new pumping and retention basin facilities for a 90 day period with costs not to exceed \$6,000 per month and to authorize the City Manager to sign the agreement with Oakland County with funds to be provided from the Water and Sewer Fund.

ROLL CALL

AYES: Tupper, Campbell, McShane, Richardson.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

STATE MAINTENANCE CONTRACT PERMIT: The State of Michigan requested that the City, by resolution, indemnify the state from any liability which may occur as the result of work that the City does or banners which may be hung within the state right-of-way. Administration recommended that Council adopt a resolution which provides the requested indemnity and authorized the City Manager, Director of Public Services and Assistant Director of Public Services to secure permits to work within the state trunkline right-of-way.

12-92-349 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to indemnify the State of Michigan from liability created by City activities on the state trunkline right-of-way [RESOLUTION ATTACHED] and to further authorize the City Manager, Director of Public Services, and Assistant Director of Public Services to secure permits to work within the state trunkline right-of-way.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

CONTRACTOR PAYMENT, PROSPECT-VALLEY VIEW STREET PAVING: Final payment in the amount of \$12,077.23 and a change order for \$4,495.90, was recommended for Thompson-McCully by the City Engineer and Director of Public Services. Administration approved the final payment and indicated that the cost of the project was distributed between the Block Grant Program, a Special Assessment District and the Local Street Fund.

12-92-350 MOTION BY MCSHANE, SECONDED BY TUPPER, to approve final payment to Thompson-McCully in the amount of \$12,077.23 and to further approve a change order to their contract in the amount of \$4,495.90 for the Prospect-Valley View Street Paving Project. Costs to be distributed between the Block Grant Program, a

COUNCIL PROCEEDINGS -5-
December 7, 1992

Special Assessment District and the Local Street Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

CONTRACTOR FINAL PAYMENT, DEPARTMENT OF PUBLIC SERVICES ROOF REPAIRS: Architect John Allen approved final payment to JKM Enterprises after final inspection and receipt of warranty from Goodyear Tire and Rubber Company. Administration recommended release of retainage with a payment to JKM Enterprises in the amount of \$5,978.50.

12-92-351 MOTION BY RICHARDSON, SECONDED BY TUPPER, to approve final payment to JKM Enterprises in the amount of \$5,978.50 for work completed on DPW roof repairs.

ROLL CALL

AYES: Richardson, Tupper, Campbell, McShane.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

PURCHASE OF PLASTIC TRASH BAGS: Administration recommended that Council award a contract to the low bidder, Laird Plastics, for 1,000 boxes of 100 trash bags each at a cost of \$6.39 per box for a total cost of \$6,390.00.

12-92-352 MOTION BY TUPPER, SECONDED BY MCSHANE, to award a contract to Laird Plastics for the purchase of 1,000 boxes of 100 trash bags each at a cost of \$6.39 per box for a total contract cost of \$6,390.00

ROLL CALL

AYES: Tupper, Campbell, McShane, Richardson.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

AUTHORIZATION TO PURCHASE PUBLIC SAFETY VEHICLES: Administration recommended purchase of three (3) Ford Crown Victoria patrol equipped vehicles through the State of Michigan purchasing plan at a cost of \$13,195.00 per vehicle. Funds to be provided from the 1992-93 General Fund budget.

COUNCIL PROCEEDINGS -6-
December 7, 1992

12-92-353 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to purchase three (3) Ford Crown Victoria patrol equipped vehicles through the State of Michigan purchasing plan at a cost of \$13,295.00 per vehicle. Funds to be provided from the General Fund.

ROLL CALL

AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT

William Liba, 33640 Hillcrest, and Gene Hymes, 33607 Alta Loma, inquired regarding City policy on the useful life of Public Safety vehicles and the procedure for equipping such vehicles. City Manager Deadman responded.

COUNCIL COMMENTS AND ANNOUNCEMENTS:

Councilwoman Richardson announced that Irene Livermore will have her 100th Birthday Celebration at Farmington Place on December 15, 1992 at 7:30 p.m. She suggested that Council present a resolution or certificate honoring the occasion. Mayor Pro Tem Campbell directed the City Manager to prepare a suitable resolution.

Mayor Pro Tem Campbell commented on the step taken by Farmington Public Schools to combine the various millage proposals into one election. The Mayor Pro Tem asked Council to review the action with consideration to supporting this cost saving measure.

Councilman Tupper advised Council that some residents are placing their garbage on the curb one or two days prior to pick-up and suggested that residents be reminded in the next newsletter that garbage is not to be put out before noon on the day prior to pick-up.

CHANGE OF COUNCIL MEETING DATE: As the second meeting date in January 1993 falls on a national holiday, Martin Luther King Jr.'s Birthdate, the City offices will be closed on January 18, 1993. Council considered alternate meeting arrangements.

12-92-354 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to cancel the Regular City Council meeting of January 18, 1993 with the Mayor to call a meeting for January 19, 1993, if needed. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -7-
December 7, 1992

FINANCIAL REPORTS: GENERAL FUND AND 47TH DISTRICT COURT, FOUR MONTHS ENDED OCTOBER 31, 1992.

12-92-355 MOTION BY TUPPER, SECONDED BY MCSHANE, to receive and file Financial Reports for General Fund and 47th District Court for four months ended October 31, 1992. MOTION CARRIED UNANIMOUSLY.

WARRANT LIST:

12-92-356 MOTION BY TUPPER, SECONDED BY MCSHANE, to approve payment of \$58,729.10 from the General Fund and \$7,312.55 from the Water and Sewer Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: Hartsock.


MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

12-92-357 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:06 p.m.


ARNOLD T. CAMPBELL, MAYOR PRO TEM


PATSY K. CANTRELL, CITY CLERK/TREASURER

RESOLUTION

NO.12-92-341

Motion by Richardson, supported by McShane, to adopt the following resolution.

WHEREAS, the Farmington City Council has agreed to participate in the Community Development Block Grant program for the year 1993-94 through the County of Oakland, and

WHEREAS, the public has had an opportunity to review and comment on the projects proposed for 1993-94;

THEREFORE BE IT RESOLVED that the city manager be authorized and directed to submit an application to Oakland County Community Development division for participation in the 1993-94 Block Grant program as follows:

\$10,000.00 Barrier Free Improvements
\$38,459.60 Senior citizen center

ROLL CALL:

AYES: McShane, Richardson, Tupper, Campbell

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED December 7, 1992.

PATSY K. CANTRELL, CITY CLERK

.....
I, Patsy K. Cantrell, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on December 7, 1992 in the City of Farmington, Oakland County, Michigan.

Patsy K. Cantrell
Patsy K. Cantrell, City Clerk

RESOLUTION

NO. 12-92-342

Motion by McShane, supported by Richardson, to adopt the following resolution.

WHEREAS, Community Development Block Grant funds for fiscal year 1992-93 which were allocated to improvements to the senior center, and

WHEREAS, the proposed improvements to the senior center have not yet been determined, and

WHEREAS, the intent of congress is that Block Grant funds be promptly spent, and

WHEREAS, the Farmington City Council finds that street repairs are required in the neighborhood bounded by Drake Road, Grand River, Oakland, Gill and the southern city border, and

WHEREAS, the federal department of Housing and Urban Development has designated that neighborhood as eligible for Community Development Block Grant projects,

SO BE IT RESOLVED that the unexpended funds listed above be reprogrammed as follows:

Account 7520 Senior Citizen Center: delete \$13,756.

Account 7595 Street Improvements: increase by \$13,756.

AND BE IT FURTHER RESOLVED that the city manager be authorized and directed to complete an application to Oakland County to effect the changes described above.

ROLL CALL:

AYES: Richardson, Tupper, Campbell, McShane

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED December 7, 1992.

PATSY K. CANTRELL, CITY CLERK

.....
I, Patsy K. Cantrell, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on December 7, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk

CITY OF FARMINGTON

RESOLUTION NO. 12-92-345

Motion by McShane, seconded by Tupper, CARRIED UNANIMOUSLY, that the following resolution be adopted:

WHEREAS, Under Section 457 of the Revenue Act of 1978, effective January 1, 1979, certain public employees were allowed to contribute to qualifying deferred compensation plans; and

WHEREAS, Funding contributed becomes available upon retirement or termination of employment and is fully taxable at that time; and

WHEREAS, Under Section 1.457-1(b)(1) of the Income Tax Regulations, a participant must irrevocably elect the time to receive deferred payments of some or all of such amounts and such amounts shall be fixed permanently except under specific unforeseeable emergencies; and

WHEREAS, This section creates a hardship on many retired individuals living on fixed income who would like to accelerate payments under the Deferred Compensation Plan; and

WHEREAS, An individual's election to accelerate payments will not diminish total income taxation payable to the Internal Revenue Service; and

WHEREAS, All other deferred compensation plans, such as an I.R.A., 401K and Keough allow modification of payout terms provided such terms comply with appropriate regulations.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Farmington urges U.S. Congress to modify Section 1.457-1(b)(1) of the Income Tax Code under Section 457 of the Revenue Act of 1978 to provide for an accelerated payment of deferred amounts in accordance with individual needs.

BE IT FURTHER RESOLVED that a copy of this resolution, duly certified, be forwarded to State Senators Levin and Riegler and to U.S. Representative Knollenberg.

I, Patsy K. Cantrell, duly authorized Clerk/Treasurer for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Farmington City Council at a regular meeting held on Monday, December 7, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk/Treasurer

C I T Y O F F A R M I N G T O N

R E S O L U T I O N

NO. 12-92-349

Motion by Richardson, supported by McShane,
to adopt the following resolution:

WHEREAS, the City of Farmington, hereinafter referred to as the "GOVERNMENTAL BODY" from time to time makes application to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT" for permits, hereinafter referred to as "PERMIT", to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under state trunkline right of way at various locations within and adjacent to its corporate limits.

NOW THEREFORE, in consideration of the DEPARTMENT granting such PERMIT the GOVERNMENTAL BODY agrees that:

1. It will faithfully fulfill all permit requirements and will indemnify, save harmless, represent and defend the State of Michigan, Michigan Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract from any and all claims of every kind for injuries to, or death of any and all persons and, for loss of, or damage to property, and environmental damage or degradation, and from attorney's fees and related costs arising out of, under, or by reason of the presence of the GOVERNMENTAL BODY'S facilities and/or its installation, construction, operation, maintenance, or other activities which are being performed under the terms of the PERMIT on, over and/or under the State trunkline right of way, except claims resulting from the sole negligence or willful acts or omissions of said DEPARTMENT, its officers, agents, employees, and contracting governmental bodies and officers, agents, and employees thereof, performing permit activities.

2. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL BODY, or their subcontractors or any other person not a party to the PERMIT without its specific prior written consent and notwithstanding the issuance of the PERMIT.

3. It will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State trunkline right of way resulting or arising out of the installation, construction, operation and/or maintenance of the GOVERNMENTAL BODY'S facilities pursuant to a PERMIT issued by the DEPARTMENT.

4. The incorporation by the DEPARTMENT of this Resolution as part of a PERMIT does not preclude the DEPARTMENT requiring additional performance security or insurance when deemed necessary by the DEPARTMENT.

5. This Resolution shall continue in force from the date hereof until cancelled by the GOVERNMENTAL BODY or the DEPARTMENT with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL BODY with regard to any permit which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position or positions are hereby authorized to make application to the Michigan Department of Transportation for the necessary permit to work within state trunkline rights of way on behalf of the GOVERNMENTAL BODY.

<u>Name</u>	<u>Title</u>
Frank J. Lauhoff	City Manager
Earl R. Billing	Director of Public Services
Kevin Gushman	Asst. Director of Public Services

ROLL CALL:


AYES: Campbell, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: Hartsock.

RESOLUTION DECLARED ADOPTED DECEMBER 7, 1992.

PATSY K. CANTRELL, CITY CLERK

.....

I, Patsy K. Cantrell, duly authorized Clerk for the City of Farmington, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Farmington City Council at a regular meeting held on December 7, 1992, in the City of Farmington, Oakland County, Michigan.



Patsy K. Cantrell, City Clerk

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, December 21, 1992, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

PRESENT: Campbell, Hartsock, McShane, Richardson, Tupper.

ABSENT: None.

CITY REPRESENTATIVES PRESENT: City Clerk/Treasurer Cantrell, City Manager Deadman, Attorney Donohue, Asst. Director Gushman, Director Lauhoff, Adm. Assistant Schultz.

MINUTES OF PREVIOUS MEETINGS

12-92-358 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve the minutes of the regular meeting of December 7, 1992. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

12-92-359 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to receive and/or file the minutes of the following Boards and Commissions:

- Downtown Development Authority regular meeting minutes of December 1, 1992 and special meeting minutes of December 15, 1992.
- Farmington Area Arts Commission minutes of November 19, 1992.
- Farmington Community Library minutes of November 12, 1992.
- Board of Education minutes of November 17, 1992.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

LETTER FROM 47TH DISTRICT COURT JUDGE FREDERICK HARRIS RE: APPOINTMENT OF MAGISTRATE. Judge Harris stated that pursuant to Michigan Statutes and the court rules, the appointment of Ms. Joan D. Dudley as magistrate to be effective January 1, 1993, must be approved by the district control units of the Court. The Court requested Council's approval of the appointment of Ms. Dudley.

12-92-360 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to approve the appointment of Joan D. Dudley as magistrate for the 47th District Court effective January 1, 1993. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -2-
December 21, 1992

LETTER FROM RALPH M. PHILP, GROVES-WALKER POST #346 RE: AMERICAN LEGION BOYS STATE PROGRAM. Mr. Philp thanked Council for its past participation in the program and requested support for 1993. The cost to send one boy to Michigan State University for the week of June 20-26, 1993, to learn about the governmental process, is \$195.00.

12-92-361 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to approve payment of \$195.00 to the American Legion Boys State Program and to appoint Councilman Tupper as representative to the Boys State Program for 1993.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

BEL AIRE SANITARY SEWER MONITORING. City Engineers, Orchard, Hiltz and McCliment, completed an extensive sanitary sewer metering study within the sewers serving the Bel Aire Subdivision. The purpose was to determine the cause of basement flooding in the subdivision and to determine if the sewer separation program will relieve the flooding. The engineers concluded that the rehabilitation work done on the sewer system over the past two years has had a substantial effect on decreasing the surcharge in the sanitary sewer system serving the Bel Aire Subdivision. It now appears that the system has sufficient capacity to operate in a similar manner to other systems in the City. Administration recommended that the residents be advised of the results of the metering study.

Council instructed the City Manager to send an informational letter to the residents of the Bel Aire Subdivision informing them of the results of the sanitary sewer monitoring study and offering the residents the option of requesting a meeting with City Council if they so desire.

12-92-362 MOTION BY RICHARDSON, SECONDED BY MCSHANE, to receive and file the engineers report from Orchard, Hiltz and McCliment on the results of the Bel Aire Sanitary Sewer Monitoring Study. MOTION CARRIED UNANIMOUSLY.

CONTRACTOR AND ENGINEERING PAYMENTS AND CHANGE ORDER APPROVALS: SEWER IMPROVEMENT PROJECT.

CONTRACT NO. 1, POSEN CONSTRUCTION, INC. - PAYMENT NO. 25.
Payment No. 25 for work completed between November 1 - 30, 1992

COUNCIL PROCEEDINGS -3-
December 21, 1992

was recommended by Black & Veatch Engineers in the amount of \$154,944.05. Administration concurred with the payment recommendation with funds to be provided from the State Revolving Loan Fund.

12-92-363 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to authorize Payment No. 25 in the amount of \$154,944.05 to Posen Construction, Inc. for work completed on Contract No. 1, Sewer Improvement Project from November 1, 1992 through November 30, 1992, and that funds are to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

BLACK & VEATCH ENGINEERS. Project Engineers, Black & Veatch submitted a request for payment for work completed through November 20, 1992, in the amount of \$16,729.00. Administration recommended approval of the payment with funds to be provided from the State Revolving Loan Fund.

12-92-364 MOTION BY RICHARDSON, SECONDED BY TUPPER, to authorize payment to Black & Veatch, Engineers in the amount of \$16,729.00 for work completed on the Sewer Improvement Project through November 20, 1992 with funds are to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONTRACT NO. 1, POSEN CONSTRUCTION, INC. - CHANGE ORDER NO. 9.
The contract documents required the contractor to install electrical service conduit and cable from the pumping station to the property limits on Nine Mile Road. A \$25,000.00 electrical connection allowance was included in the contract price. Detroit Edison would only bring the new electrical service pole to the southwest corner of the site; therefore, conduit and buried electrical cable had to be run approximately 400 feet along Nine Mile Road increasing costs by \$4,010.62. The engineers and City administration concluded that the cost is consistent with work completed outside the original scope of the contract, and

COUNCIL PROCEEDINGS -4-
December 21, 1992

recommended that Council approve the Change Order in the amount of \$4,010.62.

12-92-365 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, authorize Change Order No. 9 to Posen Construction, Inc., in the amount of \$4,010.62 for the Sewer Improvement Project, Contract No. 1.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONTRACT NO. 1, POSEN CONSTRUCTION, INC. - CHANGE ORDER NO. 10.
It was agreed between the contractor and the City that the cost of delivering off site material to replace the contaminated materials removed from the sewer improvement construction site would be paid by the City. The volume of off site material brought to the site was 11,374 yards at \$3.00 a yard for a total cost of \$34,122.00. Administration recommended approval of Change Order No. 10 based on documentation provided by the project engineers.

12-92-366 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to authorize Change Order No. 10 to Posen Construction, Inc., in the amount of \$34,122.00 for the Sewer Improvement Project, Contract No. 1.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONTRACT NO. 2, DAN'S EXCAVATING, INC. - CHANGE ORDER NO. 9. The Department of Public Services discovered several additional storm water catch basins that need to be separated from the City's sewer system. City engineers designed a correction which will require a new 12 inch storm drain to be constructed along Kingslane Drive, and which will require installation of 1,400 feet of storm pipe, 5 manholes, and 1 catch basin. Proposals were requested from both project 1 and project 2 contractors. The low proposal was from Dan's Excavating, Inc. in the amount of \$74,282.00. Administration advised Council that there is sufficient funds remaining in the State Revolving Loan to finance the additional work and recommended that Council approve Change Order No. 9 to Dan's Excavating, Inc., in the amount of \$74,282.00.

COUNCIL PROCEEDINGS -5-
December 21, 1992

12-92-367 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to authorize Change Order No. 9 to Dan's Excavating, Inc., in the amount of \$74,282.00 for the Sewer Improvement Project, Contract No. 2, and that funds are to be provided from the State Revolving Loan Fund.

ROLL CALL

AYES: Hartsock, McShane, Richardson, Tupper, Campbell.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CITY HALL REMODELING. At the direction of administration, Architect John Allen, took bids on the installation of locker rooms in the basement for the use of public safety officers. Total construction cost would be \$32,934.00 with architectural and construction management fees of 15 percent for a project cost of \$37,874.00. Administration had reviewed and approved the architect's proposal. Council requested that administration obtain line item values for the lump sum bid.

12-92-368 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to accept the proposal from John Allen Architects, Inc. to install locker rooms in the basement of City Hall, at a construction cost of \$32,934.00 with architect and construction management fees of 15 percent, for a total project cost of \$37,874.00. Funds to be provided from the 1992-93 General Fund Budget.

ROLL CALL

AYES: McShane, Richardson, Tupper, Campbell, Hartsock.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

ADMINISTRATIVE SERVICES AGREEMENT, 457 ICMA DEFERRED COMPENSATION PROGRAM. As the original trust agreement does not describe the services provided by the Retirement Corporation in sufficient detail, a new "Administrative Services Agreement" was drafted by the Retirement Corporation. This agreement describes the current services provided and the current fee structure. Administration recommended that Council authorize the Mayor to execute the agreement.

12-92-369 MOTION BY RICHARDSON, SECONDED BY TUPPER, to authorize the Mayor to execute the new "Administrative Services Agreement" for the 457 Deferred Compensation Plan, with the International City Management Association Retirement Corporation.

COUNCIL PROCEEDINGS -6-
December 21, 1992

ROLL CALL

AYES: Richardson, Tupper, Campbell, Hartsock, McShane.
NAYS: None.
ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT - None.

COUNCIL COMMENTS AND ANNOUNCEMENTS:

Mayor Hartsock welcomed Larry O'Connor, reporter from the Observer & Eccentric Newspaper.

Councilwoman Richardson reminded Council of the reception planned for 7:00 p.m. on January 4, 1992, to honor retiring City Manager Robert Deadman, and suggested the event needs to be published.

Councilman Tupper inquired regarding the effect of new cable legislation and technology. Mayor Hartsock and City Manager Deadman reviewed the current cable environment as it may impact the City.

Councilman Campbell requested Council concurrence to have administration obtain estimates on remodeling the front entry to City Hall. Council concurred.

Councilman Campbell expressed support for the school's combined millage election in as much as it reduces costs to the citizenry.

12-92-370 MOTION BY CAMPBELL, SECONDED BY RICHARDSON, to instruct staff to prepare a resolution supporting the Farmington Public Schools in their decision to combine various millage proposals into one election and thereby reducing costs to the community. MOTION CARRIED UNANIMOUSLY.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

12-92-371 MOTION BY MCSHANE, SECONDED BY RICHARDSON, to appoint William Ingalls to the Farmington Building Authority for a three year term to expire on January 1, 1996. MOTION CARRIED UNANIMOUSLY.

12-92-372 MOTION BY RICHARDSON, SECONDED BY CAMPBELL, to appoint Jeannie Liming to the Cable Access Committee for a three year term ending May 15, 1995. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -7-
December 21, 1992

Councilman Campbell requested that administration prepare an updated list of Boards and Commissions for the Council.

1993 COUNCIL PLANNING SESSIONS:

12-92-373 MOTION BY CAMPBELL, SECONDED BY MCSHANE, to meet for a planning session on January 19, 1993 from 5:00 p.m. to 8:00 p.m. MOTION CARRIED UNANIMOUSLY.

12-92-374 MOTION BY RICHARDSON, SECONDED BY MCSHANE to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes that the name of FRANK J. LAUHOFF be added to the Master Depository Account, the Time and Savings Deposit Account and the Negotiable Certificates of Deposit and Facsimile Signature bank resolutions, at NBD Bank, NA; Michigan National Bank; and Metro Bank, and that the name of ROBERT F. DEADMAN be removed effective January 5, 1993.

ROLL CALL

AYES: Tupper, Campbell, Hartsock, McShane, Richardson.
NAYS: None.
ABSENT: None.

RESOLUTION DECLARED ADOPTED DECEMBER 21, 1992.

PATSY K. CANTRELL, CITY CLERK

WARRANT LIST:

12-92-375 MOTION BY CAMPBELL, SECONDED BY TUPPER, to approve payment of \$94,663.67 from the General Fund and \$37,719.47 from the Water and Sewer Fund.

ROLL CALL

AYES: Campbell, Hartsock, McShane, Richardson, Tupper.
NAYS: None.
ABSENT: None.

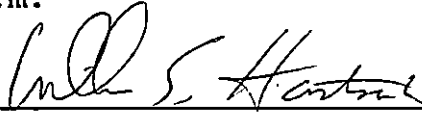
MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

12-92-376 MOTION BY MCSHANE, SECONDED BY CAMPBELL, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

COUNCIL PROCEEDINGS -8-
December 21, 1992

Meeting adjourned at 9:26 p.m.



WILLIAM S. HARTSOCK, MAYOR



PATSY K. CANTRELL, CITY CLERK/TREASURER