

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, November 4, 2002 in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

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

ABSENT: None.

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

APPROVAL OF AGENDA

11-02-863 MOTION by Campbell, seconded by McShane, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETING

11-02-864 MOTION by Harrison, seconded by Bush, to approve the regular meeting minutes of October 21, 2002. MOTION CARRIED UNANIMOUSLY.

PUBLIC HEARINGS

CONDUCT PUBLIC HEARING ON REPROGRAMMING REQUEST FOR 2001-02 AND 2002-03 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG).

Administration reviewed a request for reprogramming of the 2001-02 and 2002-03 CDBG funds in the amount of \$33,886. Administration advised that as part of the reprogramming request the City must hold a public hearing to provide information to the public and receive public comment.

Mayor Mitchell opened the public hearing and invited public comment. No public comment was made.

11-02-865 MOTION by McShane, seconded by Bush, to close the public hearing. MOTION CARRIED UNANIMOUSLY.

CONDUCT PUBLIC HEARING ON 2003-2004 CDBG PROGRAM. Administration reviewed the proposed Community Development Block Grant Program for 2003-2004 advising that the estimated amount to be received is \$33,529. Administration advised that as part of the application process the City must hold a public hearing.

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Mayor Mitchell opened the public hearing and invited public comment. No public comment was made.

11-02-866 MOTION by Harrison, seconded by Campbell, to close the public hearing. MOTION CARRIED UNANIMOUSLY.

PROCLAMATION PRESENTATION: SALEM UNITED CHURCH OF CHRIST 100TH ANNIVERSARY – PASTOR JOHN MAKI

Pastor John Maki and Robin Murphy were present to receive a proclamation from Mayor Mitchell in recognition of the Salem United Church of Christ centennial celebration. Comments were made by Council member Bush and Pastor Maki.

INTRODUCTION/PROCLAMATION: MISS FARMINGTON/OAKLAND COUNTY 2002, KELLY ZANDER

Tracey Finlayson, former Miss Farmington/Oakland County, introduced Miss Farmington/Oakland County 2002, Kelly Zander. Miss Zander spoke about her activities in the community and her platform, student mentoring.

Mayor Mitchell presented Miss Zander with a proclamation in recognition of her achievements.

INTRODUCTION: NEW DOWNTOWN DEVELOPMENT AUTHORITY DIRECTOR – MR. BRENT MORGAN

Mayor Mitchell introduced Brent Morgan as the new Downtown Development Authority Director. Mr. Morgan stated that he looked forward to the opportunity to work and live in the community.

REPORT FROM GIRLS STATE REPRESENTATIVE: KARLA STRICKER

Karla Stricker thanked Council for the opportunity to share her experience and involvement in the Girls State Program this past summer. Council member Bush introduced Emily Sisson, Chairperson of the Girls State Program.

Council thanked Miss Stricker for her comprehensive presentation.

MINUTES OF OTHER BOARDS

11-02-867 MOTION by Bush, seconded by Harrison, to receive and file the minutes of the following Boards and Commissions:

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- Board of Zoning Appeals minutes of October 2, 2002.
- Downtown Development Authority (DDA) Special Meeting minutes of October 2, 2002, October 16, 2002 and October 25, 2002.
- Farmington Area Commission on Aging minutes of September 24, 2002.

Mayor Mitchell noted that under Board Comments of the DDA minutes of October 2, 2002, the date of the special meeting should read October 16, 2002 not March as stated.

MOTION CARRIED UNANIMOUSLY.

BOARDS AND COMMISSIONS

CONSIDERATION OF REAPPOINTMENT TO BOARD OF REVIEW.

11-02-868 MOTION by Harrison, seconded by Campbell, to reappoint Dirk Beamer to the Board of Review for a three-year term ending December 2005. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPOINTMENT TO THE BOARD OF ZONING APPEALS.

11-02-869 MOTION by McShane, seconded by Harrison, to appoint Steven Schneemann to the Board of Zoning Appeals for an unexpired term ending June 2003. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

**CONSIDERATION OF REPROGRAMMING OF THE 2001-02 AND 2002-03
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.**

11-02-870 MOTION by Campbell, seconded by Bush, to adopt a resolution authorizing the City Manager to submit an application for reprogramming of 2001-02 and 2002-03 Community Development Block Grant Funds. [SEE ATTACHED RESOLUTION].

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL OF 2003-2004 CDBG APPLICATION.

11-02-871 MOTION by Harrison, seconded by McShane, to adopt a resolution authorizing the City Manager to submit an application for participation in the 2003-2004 Community Development Block Grant Program. [SEE ATTACHED RESOLUTION].

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF NOTIFICATION BY THE MICHIGAN LIQUOR CONTROL COMMISSION TO TRANSFER STOCK OWNERSHIP OF COWLEY'S OLD VILLAGE INN. Administration recommended that Council approve a resolution from the Michigan Liquor control Commission transferring stock ownership of Cowley's Old Village Inn based on the results of the Public Safety investigation.

Greg Cowley provided an update on the progress of the renovations at Cowley's Old Village Inn.

11-02-872 MOTION by Campbell, seconded by Harrison, to adopt a resolution required by the Michigan Liquor Control Commission approving the transfer of stock ownership for the Old Village Inn, Inc. Class C – SDM license with dance permit as requested. [SEE ATTACHED RESOLUTION]. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF BID FOR CONSTRUCTION OF SERVICE CHAMBER FOR SANITARY SEWER PROJECT.

City Engineer John Hiltz provided an update on the status of the Sanitary Sewer Rehabilitation Project.

Administration advised that as part of the Sanitary Sewer Rehabilitation Project the relining of the siphon pipes would require the construction of a service chamber that would allow access to the siphon pipe in each direction. Administration concurred with the City Engineer and recommended Council award the contract to the lowest bidder.

11-02-873 MOTION by Campbell, seconded by Bush, to award the contract for construction of a service chamber for the Sanitary Sewer Project to Lawrence M. Clarke, Inc. of Belleville, Michigan, lower bidder, in the amount of \$268,020; funds

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available from the City Water and Sewer Fund and the Federal Environmental Protection Agency Grant for this project.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF CHANGE ORDER NO. 1: LINING OF THE SIPHON PORTION OF THE SANITARY SEWER INTERCEPTOR PROJECT. Administration advised that the first contract for lining of over four miles of the sewer interceptor was awarded to Insituform Tehcnologies, USA, Inc. and the second part of the project, construction of the service chamber, will provide access to the siphon piping located under the Rouge River. Administration further advised that Insituform Technologies has submitted Change Order No. 1 to complete the siphon relining including the full rehabilitation of the siphon using cured-in-place pipe technology including cleaning, internal inspection and bypass pumping of existing mainline sanitary flows.

Administration further indicated that the cost of the project is now estimated slightly less than the original proposed cost. Administration concurs with the City Engineer and Public Services Director and recommends approval of Change Order No. 1 to the existing contract with Insituform Technologies, USA, Inc.

11-02-874 MOTION by McShane, seconded by Harrison, to approve Change Order No. 1 to the existing Farmington Interceptor Sewer Rehabilitation Project contract with Insituform Technologies, USA, Inc. to include rehabilitation of the sewer siphon in the amount of \$424,590; funds provided for in the Water and Sewer Fund and reimbursed in part from the Federal Environmental Protection Agency Grant.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

Responding to a question from Council, City Engineer Hiltz explained the traffic control cost related to this project.

CONSIDERATION OF PAYMENT FOR EMERGENCY REPAIR TO WATER SERVICE FOR JAMESTOWN APARTMENTS. Administration advised that a large water main break, affecting two buildings in the Jamestown complex, occurred on October 24th requiring emergency repair. Administration further advised that SBG Construction Inc. of Westland, Michigan was contacted and performed the excavation and repair work the next day.

Responding to a question from Council, City Manager Lauhoff stated that the residents of Jamestown were without water for approximately one hour.

11-02-875 MOTION by Bush, seconded by Campbell, to authorize payment for emergency repair of a water main at Jamestown Apartments to SBG Construction, Inc. of Westland, Michigan in the amount of \$4,442.36; later budget adjustment of the Water and Sewer Fund may be necessary.

ROLL CALL

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

NAYS: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF CONSTRUCTION ESTIMATE NO. 2 FOR THE FARMINGTON INTERCEPTOR SEWER REHABILITATION PROJECT. Administration advised that this project included lining and repair of the primary sewer interceptor connecting Farmington's sewer system to the City of Detroit's sewer system and that approximately 80% of the cured-in-place sewer lining has been completed by Insituform Technologies, USA, Inc. for which they have submitted Construction Estimate No. 2.

Administration concurred with both the City Engineer and Public Services Director and recommended payment of Construction Estimate No. 2.

11-02-876 MOTION by McShane, seconded by Harrison, to authorize payment for Construction Estimate No. 2 for the Farmington Interceptor Sewer Rehabilitation Project in the amount of \$594,512.85 to Insituform Technologies, USA, Inc. of Lemont, Illinois; funds available from the City's Water and Sewer Fund.

ROLL CALL

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

NAYS: None.

ABSENT: None.

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MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPOINT MEMBERS TO THE FARMINGTON BUILDING AUTHORITY. Administration advised that in order to approve sale of the 47th District Court building to the Oakland Intermediate Schools District the Farmington Building Authority would need to convene.

Administration further advised that the Building Authority continues to exist under the Authority's Articles of Incorporation but appointees' terms of office have expired and therefore Council would need to appoint three new members. Administration recommended the appointment of City Manager, City Clerk/Treasurer and Public Services Director.

11-02-877 MOTION by Campbell, seconded by Harrison, to appoint the City Manager, City Clerk/Treasurer and Public Services Director to the Farmington Building Authority each for a three-year term ending November 2005. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF BID AWARD, RIGHT OF WAY TREES.

11-02-878 MOTION by Harrison, seconded by Bush, to award the bid to furnish and plant approximately forty (40) 1 ½ inch caliper Norway Maple trees in various right of way locations throughout the City, per the bid specifications, to Steinkopf Nursery at the bid amount of \$144.00 per tree.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT.

No public comment was heard.

COUNCIL COMMENTS AND ANNOUNCEMENTS.

11-02-879 MOTION by Campbell, seconded by McShane, to amend the agenda to consider an appointment to the Commission on the Environment and to appoint

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Gretchen Perkins to the Commission on the Environment for an unexpired term ending December 2003. MOTION CARRIED UNANIMOUSLY.

FINANCIAL REPORT: QUARTER ENDING SEPTEMBER 30, 2002.

11-02-880 MOTION by Campbell, seconded by Bush, to receive and file the Financial Report for quarter ending September 30, 2002. MOTION CARRIED UNANIMOUSLY.

FIRST QUARTER REPORT: DEPARTMENT OF PUBLIC WORKS AND WATER AND SEWER DEPARTMENT.

11-02-881 MOTION by Bush, seconded by Harrison, to receive and file the Building Department report for quarter ended September 2002. MOTION CARRIED UNANIMOUSLY.

PUBLIC SAFETY OPERATIONS REPORT – THIRD QUARTER.

Public Safety Director Goss reported that overall crimes were down for the third quarter and the number of traffic accidents also decreased.

Responding to a question from Council, Director Goss stated that the decline in larceny is largely due to a decrease in motor vehicle crime.

11-02-882 MOTION by Campbell, seconded by McShane, to receive and file the Public Safety Operations Report for quarter ended September 2002. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE BUDGET AMENDMENT NO. 1, FIRST QUARTER FOR FISCAL YEAR 2002-03.

11-02-883 MOTION by Harrison, seconded by Bush, to approve Budget Amendment No. 1 for the 2002-2003 fiscal year. [SEE ATTACHED RESOLUTION].

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

APPROVE MONTHLY PAYMENTS REPORT

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11-02-884 MOTION by Campbell, seconded by McShane, to approve the Monthly Payments report for October 2002. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

11-02-885 MOTION by Harrison, seconded by Bush, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:21 p.m.

JAMES K. MITCHELL, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASURER