

FARMINGTON CITY COUNCIL
REGULAR MEETING
JULY 12, 2010

A regular meeting of the Farmington City Council was held on Monday, July 12, 2010, 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 7:03 p.m. by Mayor Buck.

COUNCIL MEMBERS PRESENT: Buck, Knol, McShane, Wiggins, Wright

COUNCIL MEMBERS ABSENT: None

CITY ADMINISTRATION: Director Gushman, City Clerk Halberstadt, City Manager Pastue, Director Schulz, Treasurer Weber.

PLEDGE OF ALLEGIANCE

APPROVAL OF ITEMS ON CONSENT AGENDA

McShane questioned Wright's vote on DDA Budget as recorded in the Special Meeting Minutes of June 7, 2010.

07-10-137 MOTION by McShane, seconded by Wiggins, to approve consent agenda Items B through E as presented and table Item A for further clarification.

- A. Special Meeting Minutes of June 7, 2010 (table)
- B. Regular Meeting Minutes of June 21, 2010
- C. Approve Monthly Public Safety Report, June 2010
- D. Consideration to participate in the Election of the governing Board of the MML Workers' Compensation fund
- E. Consideration to Ratify Purchase of Camera Equipment from the City of Farmington Hills

MOTION CARRIED UNANIMOUSLY.

APPROVAL OF REGULAR AGENDA

Wiggins requested to amend regular agenda by adding Item No. 5A; Frank Reid, School Board President and Item No. 7D under New Business, Consideration To Amend DDA Fiscal Year 2009-2010 Budget.

07-10-138 MOTION by Wiggins, seconded by Knol, to approve the agenda as amended; adding Item No. 5A, Frank Reid, School Board President, and Item

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No. 7D, DDA Budget Amendment; moving Board and Commission Appointments to Item 7E. MOTION CARRIED UNANIMOUSLY.

PRESENTATION/PUBLIC HEARINGS

Frank Reid, School Board President, clarified the proposed school millage on the August Primary ballot is not an increase but a renewal. He stated it would be devastating to the school district if renewal does not pass. Reid further stated the school board has been fiscally prudent and asked Council Members to support this millage renewal.

Knol recommended a booth at the Founders Festival to educate the public on millage renewal. Knol further recommended contacting DDA regarding nonprofit booths.

Reid stated the constant dollar amount resulting from proposition A does not allow for inflationary increases.

Buck questioned if the proposed levy reaches the authorized millage cap and Reid responded no.

Wright questioned how much is levied and Reid responded around 9.5 mills. He stated the amount is different for non-homestead as opposed to homestead; non-homestead is 18 mills. He continued to say the levy has increased from past years.

McShane inquired about the current district levy of 9.9278 mills. Reid responded the authorization is for a higher amount.

Buck stated the goal of the levy is to continue the same level of funding.

Wright commented he wished government could make taxes simpler. He strongly recommended reaching out to the media to ensure the community understands this is not an increase.

UNFINISHED BUSINESS

CONSIDERATION OF RESOLUTION TO ESTABLISH POLICY TO SOLICIT PROPOSALS FOR PROFESSIONAL SERVICES ON AN ON-GOING BASIS

RESOLUTION 07-10-139 Motion by Wiggins, seconded by Wright, to adopt a resolution to establish a policy to solicit proposals for professional services on an on-going basis. [\[SEE ATTACHED RESOLUTION\]](#).

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ROLL CALL

Ayes: Knol, McShane, Wiggins, Wright, Buck.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE FINAL SETTLEMENT AGREEMENT WITH THE TECHNICAL OFFICE PROFESSIONAL ASSOCIATION/PUBLIC WORKS COLLECTIVE BARGAINING UNIT

RESOLUTION 07-10-140 MOTION by McShane, seconded by Wiggins, to approve a final settlement agreement for a three-year collective bargaining agreement with the Technical Office Professional Association/Public Works Collective Bargaining Unit. **[SEE ATTACHED AGREEMENT].**

ROLL CALL

Ayes: McShane, Wiggins, Buck.

Nays: Wright, Knol.

Absent: None.

MOTION PASSED.

NEW BUSINESS

CONSIDERATION TO APPROVE EST. #9 (FINAL) AND CHANGE ORDER #3 AND #4 FOR THE GRAND RIVER STREETScape AND WATER MAIN IMPROVEMENT PROJECT

McShane asked about remaining repairs that need to be completed. Pastue responded that essentially everything is completed and remaining deficiencies fall under the maintenance contract.

Gushman advised everything is up to date except for very minor issues, noting the maintenance contract guarantees work will be completed.

Knol noted a deduction for liquidated damages of \$6,300.00.

RESOLUTION 07-10-141 MOTION by Wright, seconded by Knol, to approve Construction Estimate No. 9 (final) and Change Order No. 4 and No. 5 for the Peter A. Basile Sons, Inc. in the amount of \$197,302.64; and authorized disbursement of the remaining balance in Construction Fund #407 to the Downtown Development Authority and the City Capital Improvement Fund based on a 75%/25% split.

COUNCIL PROCEEDINGS -4-
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ROLL CALL

Ayes: Wiggins, Wright, Buck, Knol, McShane

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE PROFESSIONAL SERVICES AGREEMENT
TO PROVIDE CONSULTING SERVICES REGARDING RETIREE HEALTH
CARE PLANS AND APPROVE BUDGET AMENDMENT**

Wright recused himself due to his business relationship with Employee Benefit Consultants, McGraw Wentworth.

07-10-142 MOTION by Knol, seconded by McShane, to allow Councilmember Wright to recuse himself from discussion and vote regarding a proposed contract with Employee Benefit Consultants, McGraw Wentworth, due to his business relationship with said firm. MOTION CARRIED UNANIMOUSLY.

Responding to a question from Wiggins, Pastue advised the one-year contract is limited to the project agreement.

Buck asked if this is a Michigan Company and Pastue answered yes. Pastue added the quote is based on an hourly rate for the principle consultant; support time at a lower rate.

RESOLUTION 07-10-143 MOTION by Wiggins, seconded by McShane, to approve a contract with McGraw Wentworth to provide Retiree Health Care Consulting Services; and approve Budget Amendment #1, transferring \$10,000 from the Contingency Fund to the General Government Fund. [SEE ATTACHED AGREEMENT].

ROLL CALL

Ayes: Buck, Knol, McShane, Wiggins.

Nays: None.

Absent: None.

Recused: Wright.

MOTION CARRIED.

**CONSIDERATION TO APPROVE AMENDMENTS TO MERS HEALTH CARE
SAVINGS PROGRAM PARTICIPATION AGREEMENT FOR PUBLIC WORKS
EMPLOYEE GROUP**

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RESOLUTION 07-10-144 MOTION by McShane, seconded by Wiggins, to approve an amendment to the MERS Health Care saving participation agreements for the Public Works Employee Group to reduce the City's contribution from \$175/month to \$0/month and institute a mandatory minimum contribution of \$5/month by the employee.

ROLL CALL

Ayes: Knol, McShane, Wiggins, Wright, Buck.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

RESOLUTION 07-10-145 MOTION by Knol, seconded by Wright, to approve an amendment to the MERS Health Care Saving Participation Agreements for the Public Works Employee Group to reduce the vesting period from five years to three years.

ROLL CALL

Ayes: McShane, Wiggins, Wright, Buck, Knol.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO AMEND DOWNTOWN DEVELOPMENT AUTHORITY
FISCAL YEAR 2009-2010 BUDGET**

RESOLUTION 07-10-146 MOTION by Wiggins, seconded by McShane, to amend Fiscal Year 2009-2010 Downtown Development Authority budget to increase revenues by \$66,000 and expenses by \$61,000 for *Art on the Grand* event.

ROLL CALL

Ayes: McShane, Wiggins, Buck, Knol.

Nays: Wright.

Absent: None.

MOTION PASSED.

**BOARD AND COMMISSION APPOINTMENTS FOR THE COMMISSION ON
CHILDREN, YOUTH & FAMILIES AND THE BEAUTIFICATION COMMITTEE**

07-10-147 MOTION by Knol, seconded by Wright, to appoint Halley Hilton to the Farmington Commission on Children, Youth & Families for a one-year term from ending June 30, 2011; and appoint John Mayer to the Beautification Committee for a 3-year term ending June 30, 2013. MOTION CARRIED UNANIMOUSLY.

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Knol asked regarding openings on Boards and Commissions. Pastue responded there are openings on the following Boards and Commissions: Downtown Development Authority Board, Planning Commission, and Library Board. McShane also noted openings on the Historic Ordinance Committee. Pastue responded there are potentially three candidates to interview. Knol advised the interviews should be scheduled.

PUBLIC COMMENT

Harold Lange, Lions Club member, advised as of June 30, 2010 there will no longer be a Lions Club in the Farmington/Farmington Hills community. He expressed sadness in not being able to provide assistance to the disabled in this community.

COUNCIL COMMENT

McShane requested rescheduling the van tour in September. She noted the south side of the Kimco property is looking rundown.

Wiggins inquired about the status of the August 16th meeting. Pastue advised he will be out of town on that date and is considering a different date. His office will try to find an alternate date amenable to Council.

Wright noted the sprinklers were on at the Women's Park located at Oakland and Grand River in violation of the water ordinance. Pastue stated it will be corrected.

ADJOURNMENT

07-10-148 MOTION by Wiggins, seconded by Wright, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 8:05 p.m.

J.T. (Tom) Buck, Mayor

Susan K. Halberstadt, City Clerk

APPROVED: August 16, 2010

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