

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, August 7, 2000, 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: Bush, Campbell, Hartsock, McShane, Mitchell.

ABSENT: None.

CITY REPRESENTATIVES PRESENT: Clerk/Treasurer Cantrell, Attorney Donohue, Director Goss, Director Gushman, Assistant City Manager Richards.

APPROVAL OF AGENDA

08-00-208 MOTION by Campbell, seconded by Bush, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETING

08-00-209 MOTION by Mitchell, seconded by McShane, to approve the minutes of the Special and Regular meetings of July 17, 2000 as submitted. MOTION CARRIED UNANIMOUSLY.

INTRODUCTION: MISS FARMINGTON OAKLAND COUNTY 2000-2001, ANGELA CORSI AND HER COURT: MADONNA EMOND – 1ST RUNNER UP, AND VICTORIA ANDERSON – 2ND RUNNER UP.

Ginny Morris, Executive Director of the Farmington/Farmington Hills Scholarship Pageant, informed Council that the City of Farmington will be the new home of the pageant; informed Council that the theme for next year's pageant is "Farmington Goes Broadway in Grand Style"; informed Council that the Chili Cookoff will be the first Monday in March with all proceeds going to the Civic Theatre; and introduced the current Miss Farmington, Angela Corsi. Miss Corsi stated her platform is entitled, "Countless Histories, One Future", advocating cultural sensitivity and awareness primarily among students; she introduced the 1st runner up, Madonna Edmond. Miss Edmond announced that she was crowned Miss Redford Township; and introduced the 2nd runner up, Victoria Anderson. Miss Anderson stated that through her pageant involvement she has been able to work with the American Lung Association.

Mayor Hartsock recognized the importance of the pageant and its participants to the Community through their platforms and involvement in various activities.

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RECOGNITION: ETERNAL CLEAN MONUMENT COMPANY FOR RESTORATION OF MEMORIAL PARK MONUMENT

Mayor Hartsock read a proclamation in recognition of the service provided by the Eternal Clean Monument Company in the restoration and preservation of the war memorial in downtown Farmington.

PRESENTATION: UNIVERSITY OF DETROIT/MERCY – RE: PARKING STUDY OF CENTRAL BUSINESS DISTRICT

Director Goss stated, as result of the Council's direction to the Traffic and Safety Board to do a comprehensive study of downtown parking, the Traffic Improvement Association of Oakland County provided assistance in recruiting three students who completed a comprehensive analysis that covered the areas of: capacity of parking lots, traffic flow, senior accessibility and employee parking; he introduced the students Sean Walsh, Brad Shepler and Marissa Brija. The students presented their analysis with the conclusion that present downtown parking was sufficient.

Council expressed their gratitude to the students for all their hard work and effort.

08-00-210 MOTION by McShane, seconded by Campbell to receive and file the City of Farmington Downtown Parking Analysis completed by University of Detroit Mercy students, Sean Walsh, Brad Shepler and Marissa Brija. MOTION CARRIED UNANIMOUSLY.

MINUTES OF OTHER BOARDS

08-00-211 MOTION by Bush, seconded by Mitchell, to receive and file the minutes of the following Boards and Commissions:

- Planning Commission minutes of July 10, 2000.
- Beautification Commission minutes of July 12, 2000.
- Traffic and Safety Board minutes of July 20, 2000.
- Farmington Employees Retirement System Board of Trustees minutes of July 25, 2000.
- Board of Zoning Appeals minutes of July 5, 2000.
- Farmington Election Commission minutes of July 17, 2000.
- Farmington Community Library Regular Meeting minutes of June 8, 2000.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

REQUEST FROM MICHIGAN MUNICIPAL LEAGUE RE: RESOLUTION FOR THE “LET LOCAL VOTES COUNT” INITIATIVE. Administration advised that the Michigan Municipal League ballot initiative, referred to as “Let Local Votes Count”, has obtained enough voter signatures to be placed on the ballot.

Council member McShane stated that citizens need to know the Council supports this resolution because as elected officials the Council creates the laws and ordinances that govern our city, and with the adoption of this resolution that decision making process is preserved.

08-00-212 MOTION by Campbell, seconded by Mitchell, to adopt a resolution in support of the “Let Local Votes Count” ballot initiative. MOTION CARRIED UNANIMOUSLY. [SEE ATTACHED RESOLUTION].

COMMUNICATION FROM MICHIGAN MUNICIPAL LEAGUE RE: WORKER’S COMPENSATION TRUSTEE ELECTION.

08-00-213 MOTION by Campbell, seconded by McShane, to vote for the following five members nominated as Worker’s Compensation Fund Trustees by the Michigan Municipal League Governing Board and direct the City Clerk to complete the ballot and return it to the Michigan Municipal League before September 1, 2000.

1. John Brennan, Supervisor, Macomb Township
2. Claudia Brown, Mayor Pro Tem, Eaton Rapids
3. Kevin Cornish, Village Manager, Village of Clinton
4. William Munsell, Commissioner, Sault Ste. Marie
5. Peter Stalker, City Manager, Cadillac

MOTION CARRIED UNANIMOUSLY.

LETTER FROM KATHY PENNYWITT, 23672 CASS RE: BLOCK PARTY.

08-00-214 MOTION by Bush, seconded by Mitchell, to authorize the closing of Cass and Macomb Streets from 12:00 noon until 11:00 p.m. on Saturday, September 9, 2000, for a block party and to authorize the Department of Public Services to provide barricades for the event. MOTION CARRIED UNANIMOUSLY.

REQUEST FROM FARMINGTON PLACE, 32900 GRAND RIVER, FOR A NEW GROUND SIGN. Administration advised that Ms. Velda Price had submitted a request for a new ground sign at Farmington Place. The proposed sign is larger in area than

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the existing sign and is located in the Central Business District and therefore requires Council approval.

08-00-215 MOTION by Campbell, seconded by Bush, to grant a variance to Section 25-13 (10) of the City Code to allow the installation of a new ground sign, 24 square feet in size and made of non-illuminated enviro-poly material, at Farmington Place, 32900 Grand River. MOTION CARRIED UNANIMOUSLY.

LETTER FROM MERLENE L. BENNER, CONSTITUTION WEEK CHAIRMAN, REQUESTING CITY COUNCIL PROCLAIM THE WEEK OF SEPTEMBER 17-23, 2000 AS "CONSTITUTION WEEK" IN FARMINGTON.

08-00-216 MOTION by McShane, seconded by Mitchell, to proclaim the week of September 17 through September 23, 2000 as Constitution Week in Farmington. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONSIDERATION TO AWARD BIDS FOR CIVIC THEATRE RENOVATION PROJECT – PHASE 2. Administration reviewed the bids for Phase 2 of the Civic Theatre renovation project. Mr. Dennis Olm of M.K.A., Inc. was present and answered Council's questions regarding the bids.

08-00-217 MOTION by Campbell, seconded by Mitchell, to award bids 1-12 to the following vendors for Phase 2 of the Civic Theatre renovation; and to waive the bidding process, in the best interest of the City, and make awards to the following vendors in bids 13-16:

- a) Bid No. 1, "Asphalt Work", to K & B Asphalt, in the amount of \$1,050.00
- b) Bid No. 2, "Concrete Work", to Contek, Inc., in the amount of \$7,000.00.
- c) Bid No. 3, "Masonry Work" to Master Craft Masonry, in the amount of \$12,400.00.
- d) Bid No. 4, "Carpentry/Drywall Work", to Acousti-Con, in the amount of \$22,335.00.
- e) Bid No. 5, "Caulking and Waterproofing Work", to D.C. Byers Company, in the amount of \$1,200.00.
- f) Bid No. 6, "Ceramic Tile", to Mirage Tile and Marble, Inc., in the amount of \$10,190.00.

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- g) Bid No. 7, "Carpeting/Sheet Vinyl", to Commercial Carpet Corporation, in the amount of \$1,803.00.
- h) Bid No. 8, "Painting", to H. D. Gandee, Inc., in the amount of \$9,950.00.
- i) Bid No. 9, "Toilet Partitions/Accessories", to Weis/Robert, Inc., in the amount of \$4,500.00.
- j) Bid No. 10, "Plumbing", to Collings Plumbing, Inc., in the amount of \$12,200.00.
- k) Bid No. 11, "HVAC", to Dynamic Air, Inc., in the amount of \$8,578.00.
- l) Bid No. 12, "Electrical", to Lakes Electric, in the amount of \$38, 400.00.
- m) Bid No. 13, "Selective Demolition", to DKI, Inc., in the amount of \$13,500.00.
- n) Bid No. 14, "Elevator Lift", to AA-Tech Elevator, Inc., in the amount of \$16,700.00.
- o) Bid No. 15, "Glass & Glazing/Aluminum Frames", to Henderson Glass in the amount of \$4,875.00.
- p) Bid No. 16, "Hollow Metal Doors/Frames & Hardware", to Integrated Hardware Consultants, in the amount of \$7,000.00.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO INTRODUCE ORDINANCE #C-672-2000 TO AMEND CHAPTER 14, FIRE PREVENTION, ARTICLE II, SECTION 14-27, REFERENCES IN CODE. Administration recently discovered that one page was inadvertently omitted in the City's 1991 ordinance adopting the 1990 National Fire Code. City Attorney Donohue drafted an amendment to re-adopt language that was previously part of the City Code.

08-00-218 MOTION by McShane, seconded by Mitchell, to introduce Ordinance #C-672-000 amending Chapter 14, Fire Prevention, Article II, Section 14-27, References in Code, to readopt previous City Code language inadvertently omitted. MOTION CARRIED UNANIMOUSLY. [SEE ATTACHED ORDINANCE].

CONSIDERATION TO INTRODUCE ORDINANCE #C-673-2000 TO AMEND CHAPTER 14, FIRE PREVENTION, ARTICLE III, SECTION 14-50, HAZARDOUS CHEMICALS. Administration discussed with the city attorney the advisability of a hazardous materials cost recovery ordinance. As a result, City Attorney Donohue proposed the attached amendment that would provide for recovery of costs associated with the cleanup and mitigation of hazardous material incidents.

08-00-219 MOTION by Bush, seconded by Mitchell, to introduce Ordinance #C-673-2000 to amend Chapter 14, Fire Prevention, Article III, Section 14-50, Hazardous Chemicals, to provide for hazardous material cost recovery. MOTION CARRIED UNANIMOUSLY. [SEE ATTACHED ORDINANCE].

CONSIDERATION OF TRANSFER APPLICATION OF SDM/SDD LIQUOR LICENSES AT 22840 ORCHARD LAKE ROAD. Council expressed concern to Khalida Hermiz regarding the past violations of selling liquor to minors by staff at the Grand Orchard Party Store. Council Member McShane questioned Director Goss regarding the building and fire code violations cited at the store and what effect they would have on the ability to obtain a liquor license. Director Goss responded that all code requirements must be met before a liquor license can be issued.

Director Goss indicated that if Council takes no action in the 15 day waiting period after notice was received from the LCC, then the LCC, at the end of the waiting period, will direct the Farmington Police Department to conduct a thorough investigation which would address the concerns of the Council.

Mayor Hartsock, with Council concurrence, expressed to Ms. Hermiz the seriousness with which the Council views code violations and the need for businesses to be good corporate citizens.

08-00-220 MOTION by Campbell, seconded by Mitchell, to receive and file the Transfer Application of SDM/SDD liquor licenses at 22840 Orchard Lake Road. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE SPECIAL EVENTS PERMIT FOR VALVOLINE INSTANT OIL CHANGE.

08-00-221 MOTION by McShane, seconded by Bush, to approve a special event permit for an outside promotional event sponsored by Valvoline Instant Oil Change to be held at 32686 Grand River Avenue on Saturday, August 26, 2000 from 8:00 am until 5:00 pm. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF CONSTRUCTION ESTIMATE NO. 3 AND CHANGE ORDER NO. 1, 2000 PAVING PROGRAM. Angelo Iafrate Construction submitted

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Construction Estimate #3 for work performed during the period ending July 22, 2000 on the 2000 Paving Program. Administration concurred with the recommendation of the City Engineer and the Public Services Director to recommend payment of Estimate #3.

Administration had reviewed Change Order #1 and concurred with the recommendation of the City Engineer and the Public Services Director to recommend approval.

08-00-222 MOTION by Mitchell, seconded by Campbell, to authorize payment of Estimate #3 in the amount of \$119,253.10 to Angelo lafrate Company for the 2000 Paving Program; includes retainage of \$6,276.46; funds provided in the Local Street Fund budget for 1999-2000; and to approve Change Order #1 in the amount of \$45,354.08.

ROLL CALL:

AYES: Hartsock, McShane, Mitchell, Bush, Campbell

NAYS: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL FOR EMERGENCY REPAIR OF CITY HALL ROOF. Administration stated that as a result of City Hall roof leaks and subsequent interior damage, emergency repairs were required and therefore recommended Council consider and approve payment.

Council Member McShane inquired whether the administration would pursue reimbursement from the construction manager who was originally responsible for repair of the leak, but had been unable to correct the problem; and requested that Assistant City Manager Richards keep Council informed of any action taken in that regard.

08-00-223 MOTION by Bush, seconded by Mitchell, to authorize payment of \$5,890.00 to Avrie Group, Inc. for emergency repairs to the City Hall roof.

ROLL CALL:

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

NAYES: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL TO PURCHASE A DIGITAL COMMUNICATIONS RECORDING SYSTEM FOR THE PUBLIC SAFETY DEPARTMENT. Administration reviewed the bids for a Digital Communications Recording System for the Public Safety Department and recommended that Council approve the purchase from DSS Corporation.

08-00-224 MOTION by Campbell, seconded by Mitchell, to approve the purchase of a digital communications recording system for the Department of Public Safety in the amount not to exceed \$16,950.00 from DSS Corporation; funds provided in the FY2000-01 budget.

ROLL CALL:

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL FOR A TEMPORARY GROUND BANNER IN CENTRAL BUSINESS DISTRICT. DDA requested and administration recommended that Council approve use of a temporary banner to help publicize upcoming sidewalk sales in Downtown Farmington.

08-00-225 MOTION by McShane, seconded by Mitchell, to approve use of a professionally designed and prepared banner to be ground mounted next to the Farmers' Market sign on Grand River from August 7 through August 19, 2000 with the stipulation that the sign is reasonable in size. MOTION CARRIED UNANIMOUSLY.

SMART AGREEMENT FOR TRANSFER OF MUNICIPAL AND COMMUNITY CREDITS. Administration advised that Farmington is eligible to receive funding for fiscal year 2000-2001 from the Suburban Mobility Authority for Regional Transportation (SMART), which funds are collected by the Oakland County Public Transit Authority (OCPTA), and recommended funding of local transportation programs.

08-00-226 MOTION by Mitchell, seconded by Campbell, to authorize the Assistant City Manager to execute a Municipal and Community Credit Agreement with the Suburban Mobility Authority for Regional Transportation (SMART) for fiscal year 2000-01, to provide funding in the amount of \$9,840 for the senior and handicapped transportation system to be operated through the City of Farmington Hills and funding in the amount of \$7,769 to the City of Farmington Hills transportation program for expanded community transportation services.

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ROLL CALL:

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

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENTS.

Annabelle Gabel, 23089 Violet, expressed her appreciation for a Farmington business, the Silver Dairy.

COUNCIL COMMENTS AND ANNOUNCEMENTS.

Council Member McShane commented that the 4 mailboxes in the back parking lot take up 4 parking places. Mayor Hartsock responded that this is a temporary situation and the mailboxes would be returned to their original location. Director Gushman stated the mailboxes were moved so that a concrete base could be poured to provide easier access to the mailboxes.

Council Member McShane expressed concern regarding the overgrowth of the trees in the right-of-ways. Mayor Hartsock questioned our procedure for notifying residents. Director Gushman responded that we do notify residents to clear a right-of-way area and are dependent on residents, pedestrians, etc. to notify the Department of Public Services when a right-of-way needs to be cleared. Council Member McShane inquired whether we have a regular inspection program for tree overgrowth. Director Gushman responded that we do not.

Assistant City Manager Richards indicated that City Manager Lauhoff would return prior to the next Council meeting; he thanked staff and Council Members for providing assistance and gave a special thanks to Mayor Hartsock for his help and support.

Mayor Hartsock thanked Assistant Manager Richards for the smooth transition over the last three months.

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BUILDING DEPARTMENT QUARTERLY REPORT – APRIL 1, 2000 THROUGH JUNE 30, 2000.

08-00-227 MOTION by Campbell, seconded by Bush, to receive and file the Building Department Quarterly Report, April 1, 2000 through June 30, 2000. MOTION CARRIED UNANIMOUSLY.

DEPARTMENT OF PUBLIC WORKS & WATER AND SEWER DEPARTMENT QUARTERLY REPORT – APRIL 1, 2000 through JUNE 30, 2000.

08-00-228 MOTION by Mitchell, seconded by McShane, to receive and file the Department of Public Works and Water & Sewer Department Quarterly Report, April 1, 2000 through June 30, 2000. MOTION CARRIED UNANIMOUSLY.

PUBLIC SAFETY DEPARTMENT OPERATIONS REPORT – 2ND QUARTER.

08-00-229 MOTION by Bush, seconded by Mitchell, to receive and file the Public Safety Department Operations Report, 2nd Quarter. MOTION CARRIED UNANIMOUSLY.

APPROVE MONTHLY PAYMENTS REPORTS

08-00-230 MOTION by Campbell, seconded by Mitchell, to approve the Monthly Payments Report for July, 2000. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

08-00-231 MOTION by McShane, seconded by Mitchell, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 9:36 p.m.

WILLIAM S. HARTSOCK, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASURER

