

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, September 18, 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: Director Goss, Director Gushman, City Manager Lauhoff, Assistant City Manager Richards, Deputy Clerk Schmidt.

APPROVAL OF AGENDA

09-00-253 MOTION by Campbell, seconded by Mitchell, to approve the agenda as submitted. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETINGS

09-00-254 MOTION by Campbell, seconded by McShane, to approve the minutes of the Regular meeting of September 5, 2000 as submitted. MOTION CARRIED UNANIMOUSLY.

Agenda item number 5 was set aside till later in the meeting.

PRESENTATION: CAREN COLLINS – VIDEO AWARDS **PAUL MUCZYNSKI – VIDEO SPECIALIST**

Caren Collins, Executive Director of the Southwest Oakland Cable Commission (SWOCC), announced that the City of Farmington together with SWOCC received several awards from two annual video contests. Director Collins proceeded to show the awards and identified the productions for which they were won. She also stated that the winning productions were executive produced by Paul Muczynski who was not in attendance due to illness.

Council congratulated Executive Director Collins, Paul Muczynski and the SWOCC staff on their excellent work.

RECOGNITION: J. LEE RATLIFF – 28 YEARS OF SERVICE – PLANNING COMMISSION

Mayor Hartsock presented a proclamation to J. Lee Ratliff recognizing his 28 years of community service which included several terms on both the Planning Commission and Board of Zoning Appeals

MINUTES OF OTHER BOARDS

09-00-255 MOTION by Bush, seconded by Campbell, to receive and file the minutes of the following Boards and Commissions:

- Planning Commission minutes of September 11, 2000.
- Beautification Commission minutes of August 9, 2000.
- Farmington Employees Retirement System Board of Trustees minutes of August 24, 2000.

MOTION CARRIED UNANIMOUSLY.

PETITIONS AND COMMUNICATIONS

LETTER FROM CAROL KIRKLAND, 24048 MERRILYN COURT, RE: BLOCK PARTY.

Administration recommended approval of the request for a block party on Merrilyn Court.

09-00-256 MOTION by McShane, seconded by Mitchell, to authorize the closing of Merrilyn Court, from 12:00 p.m. to 7:00 p.m. on Saturday, September 23, 2000, for a block party and to authorize the Department of Public Services to provide barricades for the event. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONSIDERATION TO INTRODUCE ORDINANCE #C-674-2000 TO AMEND FARMINGTON CITY CODE, CHAPTER 20, ARTICLE III, OFFENSES AGAINST THE PERSON, TO INCLUDE DOMESTIC ASSAULT AND BATTERY WITH PENALTY.

Administration advised that the Oakland County Coordinating Council Against Domestic Violence (OCCCADV) requested that Farmington consider amending City ordinance to include domestic assault and battery as a 93-day misdemeanor. A 93-day misdemeanor would trigger fingerprinting and criminal history record-keeping requirements and make this offense the same under both local ordinance and state law.

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Public Safety Director Goss has also explained that having a local ordinance would allow the Public Safety Department to apply local norms and policies more effectively.

Administration, with the support of the Public Safety Director and City Attorney, recommends amending City Ordinance to include domestic assault and battery as a 93-day misdemeanor.

Council questioned whether this ordinance could be put on cable and published in the City newsletter and in different languages. City Manager Lauhoff responded that once the ordinance is adopted by Council, Public Safety can then have it put on cable.

09-00-257 MOTION by Mitchell, seconded by Bush, to introduce Ordinance C-674-2000, to amend the Farmington City Code, Chapter 20, Article III, which would allow for the definition of domestic assault and battery and provide a penalty of 93 days. [SEE ATTACHED ORDINANCE]. MOTION CARRIED UNANIMOUSLY.

GRAND RIVER MAINTENANCE CONTRACT WITH MICHIGAN DEPARTMENT OF TRANSPORTATION

Administration advised that the Michigan Department of Transportation has offered to continue the contract between the Department and the City for the maintenance of Grand River. Under the terms of the contract, the city would be required to do most of the ordinary maintenance on Grand River Avenue and major repair and surface replacement would remain the responsibility of the Highway Department. The contract reimburses the City for all expenses for services provided.

09-00-258 MOTION by McShane, seconded by Mitchell, to approve the contract between the Michigan State Transportation Commission and the City for maintenance of Grand River for a period beginning October 1, 2000 through September 30, 2004; and authorize the City Manager and City Clerk to execute the contract on behalf of the City.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO INTRODUCE ORDINANCE #C-675-2000 TO AMEND FARMINGTON CITY CODE, CHAPTER 19, NUISANCES RE: SHOPPING CARTS.

Administration recommends that in order to maintain downtown in a clean and orderly manner, Council introduce and adopt an ordinance that would prohibit businesses from leaving merchandise carts unattended or unstored.

Council questioned the City's ability to enforce such an ordinance. City Manager Lauhoff responded that a warning would most likely deter future violations, but if not a ticket would be effective.

Council questioned who would receive the ticket. City Manager Lauhoff responded that the City Attorney will be consulted, but normally the business that is in control of the carts would be ticketed.

09-00-259 MOTION by Campbell, seconded by McShane, to introduce Ordinance #C-675-2000 to amend Chapter 19, Nuisances, of the Farmington City Code, Section 19-97, adding Subsection 7 to prohibiting the improper placement of commercial merchandise carts. [SEE ATTACHED ORDINANCE]. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE CLOSED CIRCUIT TELEVISION VIDEOTAPING OF SANITARY SEWER INTERCEPTOR.

Administration advised that the main Farmington Sanitary Sewer Interceptor, that carries approximately seventy percent of Farmington's sewage to the City of Detroit is 45 years old, and based on preliminary testing, deficiencies were detected.

Administration recommends using closed circuit television to accurately assess the extent of the deficiencies.

09-00-260 MOTION by Mitchell, seconded by Bush, to approve a professional services agreement with Inland Waters for closed circuit television videotaping of the main Farmington Sanitary Sewer Interceptor at a cost of sixty cents (\$0.60) per linear foot, with an estimated amount of 20,000 linear feet; funds provided in the current fiscal year budget.

ROLL CALL

AYES: Hartsock, McShane, Mitchell, Bush, Campbell

NAYS: None.

ABSENT: None.

MOTION CARRIED UNANIMOUSLY.

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MISCELLANEOUS

PUBLIC COMMENT.

None.

COUNCIL COMMENTS AND ANNOUNCEMENTS.

None.

CONSIDERATION TO SET HOLIDAY COUNCIL MEETING SCHEDULE.

09-00-261 MOTION by Campbell, seconded by McShane, to cancel the second regular meeting in December, originally scheduled for December 18, 2000 at 8:00 p.m., due to scheduling conflicts during the holiday season. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

09-00-262 MOTION by Bush, seconded by Mitchell, to adjourn the meeting.
MOTION CARRIED UNANIMOUSLY.

Meeting adjourned at 8:21 p.m.

WILLIAM S. HARTSOCK, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASURER