

## COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Monday, July 17, 2000, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 276-1976

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, Director Goss, Director Gushman, Assistant City Manager Richards.

### **PLEDGE OF ALLEGIANCE**

### **APPROVAL OF AGENDA**

**07-00-191** MOTION by Campbell, seconded by Bush, to approve the agenda, as amended, adding item 8G. Special Events Permit – Governor Warner Mansion. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF PREVIOUS MEETING**

**07-00-192** MOTION by McShane, seconded by Mitchell, to approve the minutes of the Special and Regular meetings of June 19, 2000 as submitted. MOTION CARRIED UNANIMOUSLY.

### **MINUTES OF OTHER BOARDS**

**07-00-193** MOTION by Campbell, seconded by Bush, to receive and file the minutes of the following Boards and Commissions:

- Downtown Development Authority minutes of June 6 and July 11, 2000.
- Planning Commission minutes of June 12, 2000.
- Historical Commission minutes of June 21, 2000.
- Beautification Commission minutes of June 14, 2000.
- Board of Zoning Appeals minutes of June 7, 2000.
- Farmington Area Commission on Aging.
- Governor Warner Mansion Committee minutes of June 21, 2000

MOTION CARRIED UNANIMOUSLY.

**PETITIONS AND COMMUNICATIONS**

**LETTER FROM MARGARET CHEWNING, ATHLETIC DIRECTOR, OUR LADY OF SORROWS, REQUESTING USE OF SHIAWASSEE PARK.** Ms. Chewning, Athletic Director for Our Lady of Sorrows Parish, requested use of Shiawassee Park for their soccer and football teams due to continuing construction on the parish property. City Administration recommended approval with stipulations.

Council expressed concerns regarding Our Lady of Sorrows continued usage of the Park after their own facility is completed in the coming year. Mayor Hartsock instructed Ms. Chewning to inform the athletic committee and the Monsignor of this concern.

**07-00-194** MOTION by Mitchell, seconded by Campbell, to grant permission to Our Lady of Sorrows School to hold football and soccer practices at Shiawassee Park beginning Monday, August 7 through the third weekend in October (except for dates which conflict with Farmington Hills Recreation Department activities) with the following stipulations:

- All practice activities will be supervised by responsible representatives of Sorrows to direct players to avoid the PlayScape, baseball diamonds (infields) and landscaped areas, etc.
- Football practice is restricted to the west end of the Park (west of the PlayScape).
- The Park must be restored to its prior condition (grass, plantings, etc.) following completion of this use.
- The city administration is granted administrative authority to revoke this use if it is determined necessary.
- Sorrows assures the City their own facilities will be ready for next year.

MOTION CARRIED UNANIMOUSLY.

**LETTER FROM KARYN PATTERSON, 23373 LIBERTY STREET RE: BLOCK PARTY.**

**07-00-195** MOTION by Bush, seconded by McShane, to authorize the closing of Liberty Street between State and Alta Loma Streets from 11:00 a.m. till 3:00 p.m. on Saturday,

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July 29, 2000, for a block party and to authorize the Department of Public Services to provide barricades for the event. MOTION CARRIED UNANIMOUSLY.

**BOARDS AND COMMISSIONS**

**CONSIDERATION OF APPOINTMENT TO FARMINGTON AREA ARTS COMMISSION.**

**07-00-196** MOTION by Campbell, seconded by Mitchell, to appoint Lowell Boileau to the Farmington Area Arts Commission for a term expiring June 30, 2003. MOTION CARRIED UNANIMOUSLY.

**REPORTS FROM CITY MANAGER**

**CONSIDERATION TO RENEW OAKLAND COUNTY PERSONAL PROPERTY ASSESSMENT AGREEMENT.** Administration recommended renewal indicating that the City began contracting with the Oakland County Equalization Department in 1987 to provide property assessing services.

**07-00-197** MOTION by McShane, seconded by Bush, to authorize the Mayor and City Clerk to execute an agreement with the County of Oakland, effective for the 2000-01 fiscal year from July 1, 2000 through June 30, 2001, for personal property tax assessing services at a cost of \$11.47 per parcel.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF TELECOMMUNICATIONS AGREEMENT WITH METROMEDIA, INC.** Administration recommended Council approve an agreement with Metromedia Fiber Network Services, Inc., despite Metromedia's disagreement with its terms. The agreement would allow use of City rights-of-way for installation of fiber optic cable and operation of a telecommunications system. The agreement extends to Metromedia the same terms included in other telecommunications agreements.

**07-00-198** MOTION by Campbell, seconded by Mitchell, to approve a telecommunications agreement with Metromedia Fiber Network Services, Inc. to allow use of City rights-of-way for installation of fiber optic cable and operation of a telecommunications system.

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**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF CONSTRUCTION ESTIMATE #2, 2000 PAVING PROGRAM.**

Administration stated the Angelo lafrate Construction Company had submitted Construction Estimate #2 for work performed during the period ending June 24, 2000 in the 2000 Paving Program. Administration concurred with the recommendation of the City Engineer and the Public Services Director to recommend payment of Estimate #2.

**07-00-199** MOTION by Bush, seconded by Mitchell, to authorize payment of Estimate #2 in the amount of \$185,729.71 to Angelo lafrate Company for the 2000 Asphalt Paving Program; includes retainage of \$9,775.25; funds provided in the Local Street Fund budget for 1999-2000.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION OF REVISED FINAL CONSTRUCTION ESTIMATE #4, 1999 PAVING PROGRAM.**

Administration stated that S & J Asphalt Paving Company had submitted a revised Final Construction Estimate #4 for work performed during the 1999 Paving Program, an amount that had been held in retainage. Administration concurred with the recommendation of the City Engineer and the Public Services Director to recommend payment.

**07-00-200** MOTION by McShane, seconded by Mitchell, to authorize payment of Revised Final Construction Estimate #4 in the amount of \$2,000 to S & J Asphalt Paving Company for the 1999 Paving Program; funds provided in the Major Street Fund Budget for 1999-2000.

**ROLL CALL:**

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

MOTION CARRIED UNANIMOUSLY.

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**MAINTENANCE AGREEMENT FOR FARMINGTON ROAD.** Oakland County proposed continuing the maintenance agreement between the Road Commission of Oakland County and the City for maintenance of Farmington Road with an increase in reimbursement to the City of 1.94% over last year. The contract includes patching, crack sealing, sweeping, landscape maintenance, snow and ice removal and general maintenance. Administration recommended that Council accept the terms of the contract and advised that replacement of Farmington Road is scheduled for the year 2001.

**07-00-201** MOTION by Bush, seconded by Mitchell, to authorize the City Clerk and City Manager to execute an agreement between the Road Commission of Oakland County and the City of Farmington for the maintenance of Farmington Road for total annual compensation of \$17,091.19; effective October 1, 2000 and ending September 20, 2001.

**ROLL CALL**

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

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE SPECIAL EVENTS PERMIT FOR WESTERN WAYNE OAKLAND COUNTY ASSOCIATION OF REALTORS.** The Western Wayne Oakland County Association of Realtors applied for a special event permit for a political rally to be held at 24125 Drake Road on Thursday, July 27, 2000 from 4:00 p.m. until 8:00 p.m. In accordance with City ordinance, administration recommended that Council consider and deny a special events permit for the political rally has proposed by the Western Wayne Oakland Association of Realtors.

Administration recommended approval of a special event permit for a date on or after Friday, August 11, 2000.

**07-00-202** MOTION by Campbell, seconded by Mitchell, to approve a special events permit for Western Wayne Oakland County Association of Realtors for a political rally to be held at 24125 Drake Road on or after Friday, August 11, 2000 and before November 8, 2000 and that City administration be notified of that date as soon as possible. MOTION CARRIED. 1 Abstained (Bush).

**CONSIDERATION TO APPROVE SPECIAL EVENTS PERMIT FOR GOVERNORS' BALL AT GOVERNOR WARNER MANSION.** The Governor Warner Mansion Committee applied for a special event permit for the Governors' Ball. City Administration recommended that Council consider and approve the permit.

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**07-00-203** MOTION by Mitchell, seconded by McShane, to approve a special event permit for the Governors' Ball to be held at the Governor Warner Mansion on Saturday, August 12, 2000 from 6:00 p.m. until 11:00 p.m. MOTION CARRIED UNANIMOUSLY.

**MISCELLANEOUS**

**CONSIDERATION TO ADOPT ORDINANCE #C-669-2000 GRANTING ELECTRICAL FRANCHISE TO D.T.E. ENERGY MARKETING, INC.**

**07-00-204** MOTION by Campbell, seconded by Mitchell, to adopt Ordinance No. C-669-2000 granting Electrical Franchise to D.T.E. Energy Marketing, Inc. pursuant to the terms and conditions set forth in the Electric and Gas Supply Franchise Ordinance. [SEE ATTACHED].

**ROLL CALL:**

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

MOTION CARRIED UNANIMOUSLY.

**07-00-205** MOTION by Campbell, seconded by McShane, to amend the agenda to include Public Comment and Council Comments and Announcements. MOTION CARRIED UNANIMOUSLY.

**PUBLIC COMMENT.**

Annabelle Gabel, 23089 Violet, is in favor of returning the name of the Farmington Family Fest to its original name. She would like to return to the type of festival that it was in the eighties, when it was a more unique event and not commercialized as it is now. She inquired about the town meeting that will be held regarding this event.

Mayor Hartsock responded that the meeting will be held at the Farmington Training Center and recognized the work that needs to be done with regard to future festivals.

**COUNCIL COMMENT AND ANNOUNCEMENTS.**

There were no Council comments and announcements.

**APPROVE MONTHLY PAYMENTS REPORT**

**07-00-206** MOTION by Campbell, seconded by Bush, to approve the Monthly Payments Report for June, 2000. MOTION CARRIED UNANIMOUSLY.

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**ADJOURNMENT**

**07-00-207** MOTION by Mitchell, seconded by McShane, to adjourn the meeting.  
MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 9:07 p.m.

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WILLIAM S. HARTSOCK, MAYOR

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PATSY K. CANTRELL, CITY CLERK/TREASURER

