

FARMINGTON CITY COUNCIL  
REGULAR MEETING  
NOVEMBER 15, 2010

A regular meeting of the Farmington City Council was held on Monday, November 15, 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 7:00 p.m. by Mayor Buck.

**PRESENT:** Buck, Knol, McShane, Wiggins, Wright.

**ABSENT:** None.

**CITY ADMINISTRATION:** Director Gushman, City Clerk Halberstadt, City Attorney Schultz (arrived at 7:30 p.m.), Director Schulz, City Manager Pastue, Treasurer Weber.

**CONSENT AGENDA**

**11-10-205** MOTION by Knol, seconded by McShane, to approve the consent agenda as presented:

- A. Special Meeting Minutes of October 4, 2010
- B. Regular Meeting Minutes of October 18, 2010
- C. Special Meeting Minutes of October 30, 2010
- D. Special Meeting Minutes of November 1, 2010
- E. City of Farmington Financial Report Quarter Ended June 30, 2010
- F. Monthly Public Safety Report, October 2010

MOTION CARRIED UNANIMOUSLY.

**APPROVAL OF REGULAR AGENDA**

**11-10-206** MOTION by Wiggins, seconded by McShane, to approve the agenda as amended, adding Item 5-F, Jaycee Christmas Tree Lighting. MOTION CARRIED UNANIMOUSLY

**PRESENTATIONS/PUBLIC HEARINGS**

**DDA UPDATE - ANNETTE KNOWLES**

Director Knowles gave an update on 2010 DDA activities, goals and expectations for 2011.

Responding to a question from McShane, Knowles stated Michelle Jakacki, owner of Focal Point, is taking steps to re-energize the Downtown Farmington Merchants' Association.

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Responding to an additional question from McShane, Knowles stated the DDA Board is taking measures to address parking concerns. She noted businesses welcome the two-hour parking time limit on Grand River.

**CONSIDERATION TO ADOPT RESOLUTION APPROVING THE 2011 DDA COMMUNITY EVENT CALENDAR, TEMPORARY LIQUOR LICENSE APPLICATIONS, STREET CLOSURES AND SIDEWALK SHOPPING DAYS**

Pastue stated the resolution covers all facets of 2011 Downtown activities and requested Janet Bloom, DDA Event Planner, to review planned events.

Bloom explained she is requesting early adoption of the resolution so that temporary liquor licenses and permission for street closures can be obtained.

Bloom provided detail on each 2011 event including sidewalk shopping dates, Farmers' Market, Art on the Grand, Founders' Festival and Rhythms in Riley Park and the Harvest Moon Celebration. She emphasized these activities would cultivate a culture of walkability in the downtown. She stressed merchants would be educated regarding procedures related to sidewalk sales, event hours, no clearance sales allowed as part of sidewalk sales, appropriate displays and timely sidewalk clean-up.

Wiggins advised businesses should be informed that a specific sidewalk clearance needs to be maintained during sidewalk sales.

Bloom advised they are also asking the Michigan Department of Transportation (MDOT) be held harmless regarding liability for street closures during events.

In response to a question from Mayor Buck, Bloom stated they have worked closely with Farmington Hills regarding events in which they are involved.

Bloom noted Trick or Treating was managed by the Downtown Merchant Association (DMA) this past October. She requested approval of this event for 2011 with the assumption the DMA may take it on again.

Buck questioned whether approval of the Trick or Treat event would be contingent on whether or not the DMA would be responsible. Pastue responded that if the event is kept in resolution it can occur either way.

McShane commended Michelle Jakacki and the DMA on a well-attended event.

**RESOLUTION 11-10-207** Motion by McShane, seconded by Knol, to adopt a resolution approving the 2011 Downtown Development Authority community events calendar, temporary liquor license applications, street closures, and designated sidewalk shopping days. **[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 CHRISTMAS TREE SALES AT RILEY PARK**

Pastue stated his office received a request from the DDA to allow Christmas tree sales in Riley Park by Steinkopf Nursery.

Knol asked if the location of the sales would be the same as Holly Days sales in prior years. Knowles responded that it would extend further into the park area with the number of days and hours extended as well. Knol noted issues regarding sprinkler heads and discussion followed.

Knowles responded to query by McShane that there will be a couple designated pick-up areas near the Pavilion, but out of traffic areas. She noted the fire pit is not included in the site plan this year. She further noted two employees will be on staff at all times.

Wiggins expressed concern regarding the condition of the grass area and asked whether an assessment could be done. Knowles indicated it is on her to-do list for the Spring.

Wright stated that he would like to monitor activity on such events to see whether there is an economic opportunity for vendor/City and perhaps annual rent or revenue sharing may be appropriate in that circumstance.

Knowles indicated this sales event is on a first year trial basis. She stated Steinkopf has donated a substantial amount of greenery to the Downtown and will report back on number of trees sold.

Responding to a question from Buck, Knowles stated seating would continue to be available in the pavilion during this event. She further responded there are no other Christmas tree vendors in the Downtown area.

**11-10-208** Motion by Wiggins, seconded by Wright, to approve Christmas tree sales in Riley Park based on a proposal submitted by Steinkopf Nursery and subject to review of indemnification agreement by City Attorney. **[SEE ATTACHED PROPOSAL]**. MOTION CARRIES UNANIMOUSLY.

**PROCLAMATION - APPRECIATION OF FAMILY CAREGIVERS**

Pastue read a proclamation declaring November 2010 as National Family Caregivers Month in the City of Farmington.

## **PUBLIC SAFETY TIP FOR THE MONTH**

Director Schultz presented the Public Safety Tip of the Month including steps that must be taken to protect families for the winter months ahead. He invited the public to attend an Emergency Preparedness Commission Meeting. The meetings are scheduled on the first Monday of every month at 5:15 p.m. at Farmington Hills City Hall.

## **JAYCEE CHRISTMAS TREE LIGHTING**

Jessie Boyd, President of Farmington Area Jaycees, introduced fellow Jaycee members. She explained the Jaycees are a leadership development organization for young adults aged 21-40. She delineated ongoing projects including working with the Neighborhood House to put together baskets for needy families in area. She advised of the upcoming tree lighting event at the Warner Mansion scheduled for December 4th at 5:30 p.m.

Knol thanked Jaycees for participating in Downtown events.

## **UNFINISHED BUSINESS**

### **CONSIDERATION TO ADOPT RESOLUTION #3 - RIVER GLEN PAVING IMPROVEMENT SPECIAL ASSESSMENT DISTRICT.**

Pastue stated City Administration is requesting Council adopt Resolution #3 which directs the Assessor to prepare a preliminary assessment role. He advised the Public hearing was held at a meeting in October and further discussed at the November 1st Study Session. He noted one item of discussion was whether to assess based on a per unit basis or on the number of bedroom units in condo. He advised it was decided to proceed based on a per unit cost.

**RESOLUTION 11-10-209** Motion by Knol, seconded by Wright, to adopt Resolution #3, related to the River Glen Paving Improvement Special Assessment District, instructing the Assessor to prepare a preliminary assessment role. **[SEE ATTACHED RESOLUTION].**

## **ROLL CALL**

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

## **NEW BUSINESS**

### **CONSIDERATION OF STATE TRUNKLINE OPERATING PERMIT AND INDEMNIFICATION RESOLUTION.**

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Pastue indicated City Administration is requesting approval of the annual State Trunkline Operating Permit Application along with an indemnification resolution.

**RESOLUTION 11-10-210** Motion by McShane, seconded by Wiggins, to authorize City Manager to submit annual permit application with MDOT for miscellaneous operations within State trunkline right of way and to adopt MDOP Performance and Indemnification Resolution. [SEE ATTACHED APPLICATION AND PERFORMANCE RESOLUTION].

**ROLL CALL**

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

**CONSIDERATION TO RENEW FARMINGTON ROAD MAINTENANCE AGREEMENT WITH THE ROAD COMMISSION FOR OAKLAND COUNTY.**

Pastue indicated administration is asking Council to approve the Maintenance Agreement with the Oakland County Road Commission for Farmington Road for a one-year period beginning October 1<sup>st</sup>. He stated the City would be compensated \$20,319.52.

**RESOLUTION 11-10-211** Motion by Wright, seconded by Wiggins, to renew a Farmington Road Maintenance Agreement with the Road Commission for Oakland County for a one-year period beginning October 1, 2010 for a total compensation of \$20,319.52. [SEE ATTACHED MAINTENANCE AGREEMENT].

**ROLL CALL**

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

**CONSIDERATION TO APPROVE CONSTRUCTION ESTIMATE #1(FINAL) FOR PARKING LOT PAVING PROJECT.**

Pastue indicated administration is asking Council to approve the single and only payment for Nagle Paving on two parking lot projects, total being \$44,830. Wright commented that he hoped in the future that restructuring of the flow of traffic in the area should be taken into consideration prior to project initiation.

**RESOLUTION 11-10-212** MOTION by Knol, seconded by Wiggins, to approve payment of construction estimate #1 (final) in the amount of \$44,830.00 to Nagle Paving Company for paving projects at City Hall/Library Parking Lot and 33245 Grand River W. Driveway.

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ROLL CALL

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

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO ACCEPT CIVIC THEATRE AD HOC COMMITTEE  
FINAL REPORT**

Pastue advised the Civic Theatre Ad Hoc Committee met with Council at a meeting on November 10, 2010 and provided a detailed report regarding the status of the Civic Theatre and recommendations for future direction.

Wright indicated the Committee members were chosen from a large number of impressive candidates. He commended Committee members for their drive and passion for the Theatre. He stressed the need for community commitment in making the Theatre a viable operation. He expressed support for making the Civic a nonprofit entity. He felt the work completed by the Committee was a great start with a long way to go.

Wiggins mirrored Wright's comments on the make-up and quality of the Committee. He had great praise for the details of the report and the chronological order of contents as to direction of the Civic.

McShane commented on the talent and dedication of the Committee and summarized some of the ideas that were brought forth in the report. She also indicated that the constructive criticism in the report will be a helpful tool for improvement.

Knol thanked the Committee for their time and effort in putting together the and is looking forward for new general manager to working with same and moving in a positive direction.

Buck recognized the dedication and talent of the volunteer base in Farmington and the positive impact they have on the community.

**11-10-213** MOTION by Wiggins, seconded by Wright, to accept the Civic Theatre Ad Hoc Committee's final report. MOTION CARRIES UNANIMOUSLY.

**BOARD AND COMMISSION REAPPOINTMENTS**

**11-10-214** MOTION by Knol, seconded by Wright, to make the following re-appointments: Pamela Alexander to the Farmington Area Arts Commission for a 3-year term ending 12/31/2013; Larry Davis to the Board of Review for a 3-year term ending 12/31/2013; Carol Robb to the Commission on Children, Youth and Families for a 3-year term ending 12/31/2013; Kara Mullison to the Commission on Children, Youth and Families for a 1-year term ending 12/31/2011; and Joseph Dompierre as an alternate to the Zoning Board of Appeals for a 3-year

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term ending 12/31/2013. MOTION CARRIES UNANIMOUSLY.

Mayor Buck indicated Gerald Wasen and Maria Jewett were recently appointed to the Downtown Development Authority Board.

**PUBLIC COMMENT**

Wade Forshee, 36677 Lansbury, expressed concern regarding recently introduced Public Safety Recovery Ordinances and how related fees would be applied. Pastue explained the intent of the ordinances.

Joni Hubred-Golden, 33414 Oakland Street, local editor for Patch which launches on November 18, 2010 thanked City Manager Pastue and Director Schulz for their help with project. She indicated the website address is "Farmington-MI.patch.com". She encouraged posting City events on the site.

**COUNCIL COMMENT**

McShane noted the Holly Days Newsletter indicated Jaycees Tree Lighting is scheduled for 6:30 p.m., however, tonight the Jaycees advised the event is scheduled for 5:30 p.m. She asked that the public be notified of the correct time.

Knol responded to Forshee's public comment and clarified discussion held on subject.

Wiggins spoke about the Goodfellows' holiday drive, noting the schools are collecting nonperishable canned goods and monetary contributions are also welcomed.

Wright expressed his concern regarding fees for fire services included in the proposed Recovery Ordinances. He asked for clarity on keeping the Civic Theatre Ad Hoc Committee together and noted it should be addressed in the near future as well as the nonprofit status proposal. He asked about the process going forward.

Pastue indicated a response to the report would be a two-part process. The first part would deal with the operations aspect; and the second part would address forming a non-profit group.

Mayor Buck indicated that a letter was received recognizing Caren Collins' contributions to cable commissions as President of Michigan NATOA. He also recognized City Manager Pastue for his participation in a panel discussion regarding the future of DDA Mainstreet, sponsored by the Michigan Downtown Association.

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**ADJOURNMENT**

**11-10-215** MOTION by McShane, seconded by Wright, to adjourn the meeting.  
MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 8:45 p.m.

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J.T. (Tom) Buck, Mayor

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Susan K. Halberstadt, City Clerk

APPROVED: December 20, 2010