

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, January 3, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

The meeting was called to order at 8:00 P.M. Eastern Standard Time by Mayor John H. Richardson.

ROLL CALL:

Present: BENNETT; RICHARDSON, TUPPER, YODER.

Absent: HARTSOCK

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETING

1-77-01

Motion by Yoder, supported by Bennett, to approve the minutes of the meeting of December 20, 1976 as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

1-77-02

Motion by Bennett, supported by Tupper, to receive the minutes of the Farmington Board of Education meeting of December 7, 1976. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR PROCLAMATION "JAYCEE WEEK"

1-77-03

Motion by Yoder, supported by Bennett, to proclaim the week January 16 through January 22, 1977 as "JAYCEE WEEK" in the City of Farmington. Motion carried, all ayes.

Mayor Richardson advised that the Jaycee Prayer Breakfast was scheduled during that week on January 20, 1977.

REQUEST FROM SALEM UNITED CHURCH OF CHRIST FOR VACATION OF ALLEY

Mr. David Cornwell, Board President, Salem United Church of Christ, on behalf of the church, is requesting City Council to consider vacating the 16 ft. alley that runs between Shiawassee and Adams Street, west of Farmington Road. The

COUNCIL PROCEEDINGS -2-
January 3, 1977

request is made as part of a church effort to determine if the vacant property owned by the church along Shiawassee is suitable for development. The alley runs north and south between Shiawassee and Adams and is adjacent to four parcels of property adjacent to the platted right-of-way.

City Manager Deadman stated in reviewing the proposed vacation, it was found that the city has no utilities within the platted right-of-way. It does not appear that the city will need this property in the future to serve the general public.

1-77-04

Motion by Tupper, supported by Bennett, to introduce Resolution Vacating the 16 Ft. Alley running north and south along the East property line of Lots 11 and 13, Assessor's Plat No. 7 and establish a Public Hearing for 8:00 P.M. Tuesday, February 22, 1977, to hear all interested persons. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT - LOCAL PUBLIC WORKS
CAPITAL DEVELOPMENT AND INVESTMENT
PROGRAM GRANT

The City of Farmington has been advised that the Grant Application filed under the Local Public Works Capital Development and Investment Program has been approved. City Manager Deadman advised that it will be necessary to adopt resolutions accepting the Offer of Grant, designating a Depository for Direct Deposit of Grant and/or Loan Funds and authorizing signatures for payment vouchers on a Letter of Credit.

1-77-05

Motion by Bennett, supported by Yoder, to adopt the following Resolution:

WHEREAS, The City has been offered a grant pursuant to its authority under the Local Public Works Capital Development and Investment Act of 1976 (P.L. 94-369) and subject to the Special Conditions (Exhibit "A") and the Standard Terms which are herein incorporated by reference, the Economic Development Administration, U. S. Department of Commerce (Government) offers a Grant not to exceed \$1,251,000.00 to the City of Farmington, Oakland County, Michigan, to provide financial assistance for the construction of garage service and storage facility, parking lot, and drainage system presently estimated to cost \$1,251,000.00; and

COUNCIL PROCEEDINGS -3-
January 3, 1977

WHEREAS, This Offer, the Acceptance, the Special Conditions and the Standard Terms and Conditions shall constitute the Grant Agreement. Acceptance of this Offer must be returned to the Economic Development Administration prior to January 7, 1977;

THEREFORE, BE IT RESOLVED:

That the City accepts the Offer of Grant and those Special Conditions and the Standard Terms and Conditions which apply to the Acceptance of the Grant Offer; and

BE IT FURTHER RESOLVED:

The City Council authorizes the City Manager, Robert F. Deadman, to sign the Acceptance Form on behalf of the City of Farmington; and authorizes the City Clerk, Nedra Viane, to sign the certification certifying the signature of the Accepting Official.

AYES: BENNETT, RICHARDSON, TUPPER, YODER.
NAYS: NONE
ABSENT: HARTSOCK.

RESOLUTION DECLARED ADOPTED: JANUARY 3, 1977

NEDRA VIANE
CITY CLERK

1-77-06

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints City Manager, Robert F. Deadman, as Project Coordinator to serve as the Economic Development Administration Contact Person for all matters pertaining to administration and coordination of the City of Farmington Local Public Works Grant Project.

AYES: RICHARDSON TUPPER, YODER, BENNETT.
NAYS: NONE
ABSENT: HARTSOCK.

RESOLUTION DECLARED ADOPTED: JANUARY 3, 1977

NEDRA VIANE
CITY CLERK

1-77-07

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED that the Farmington City Council hereby designates the METROPOLITAN NATIONAL BANK OF FARMINGTON as Depository for

COUNCIL PROCEEDINGS -4-
January 3, 1977

for the Direct Deposit of the U. S. Department of Commerce Economic Development Administration Grant and/or Loan Funds which are received directly from the U. S. Treasury Department; and

BE IT FURTHER RESOLVED:

1. That deposit shall be deposited in an account named "CITY OF FARMINGTON".
2. That the City Manager, Robert F. Deadman, and the City Treasurer, Winona Woods, shall be authorized signatures to draw on the cited Letter of Credit for payment of vouchers on the Letter of Credit with Mayor John H. Richardson as an alternate.
3. That the City Clerk, Nedra Viane, shall certify the signatures of Robert F. Deadman and Winona Woods, or Mayor John H. Richardson, alternate, as the individuals authorized to draw payment vouchers for the cited Letters of Credit.

AYES: TUPPER, YODER, BENNETT, RICHARDSON.

NAYS: NONE

ABSENT: HARTSOCK.

RESOLUTION DECLARED ADOPTED: JANUARY 3, 1977

NEDRA VIANE
CITY CLERK

INDUSTRIAL WASTE CONTROL PERMITS

Federal Law 92-500 controls effluents that may be discharged into rivers. It is pointed out that owners and operators of a Waste Water Treatment Plant were issued a permit with the stipulation that effluent discharge into rivers would be required to establish levels of pollutants within a specific time period. The permit stipulates that an enabling ordinance is required which would provide the means to control all industrial dischargers' effluents which may flow into any collection system that is ultimately treated at a waste water plant.

The permit holds the waste water treatment plant owner or operator solely responsible for monitoring and surveillance of each industrial discharge effluent at least twice yearly, to identify the pollutant levels which are in the system and to require industries to pay surcharges for those pollutants which can be treated at the waste water treatment plant, but at an increased cost.

COUNCIL PROCEEDINGS -5-
January 3, 1977

It is further required that dischargers of incompatible pollutants such as poisons, oils and other pollutants identified in the ordinance provide pre-treatment facilities to reduce the pollutants to an acceptable level.

Emphasis was given to the strict accountability factors for the development of charges, determination of costs and the assurance of equality of regulation of all industries to insure a fair distribution of pollution control costs. This requires not only the identification of every industrial discharger, but the development of controls to prevent an industry's costs from being borne or paid by others.

All communities were advised that under the requirements of their contracts, they would be expected to assume the responsibility for preparing and monitoring permits issued to each industry within their boundaries. The Detroit Water and Sewer Department would retain the right to monitor, on occasion, industrial dischargers' effluents, or to investigate complaints to safeguard the system. To those communities that prefer not to become involved in this phase of the program, the Detroit Water and Sewer Department has offered to do the work connected with this permit monitoring, surveillance and billing required under Federal regulations.

There is a nominal permit fee of \$50.00 to cover the initial cost of labor and materials of monitoring, sampling and analyses work which must be done in a laboratory. This fee must be charged because technically, sewer funds cannot be used to cover costs which pertain directly to industry.

Director of Public Services, David L. Jones, pointed out that the City of Farmington does not have the expertise to monitor and analyze the effluents which come from our industrial users as does the City of Detroit Water and Sewer Department. The City of Farmington would be made aware of the results of all tests conducted by the City of Detroit Water & Sewer Department involving our industrial users. We, therefore, would have an opportunity to provide input into the Detroit Water and Sewer Department decision making process which involves one of our industrial users.

1-77-08

Motion by Bennett, supported by Tupper, that the Farmington City Council authorize the Detroit Water and Sewer Department to implement or continue identifying major contributing industries, and analyzing their quantity and quality of discharge into the sewer system; and further to authorize the Department to implement the Industrial Discharge Permit Program within the City of Farmington.

PROPOSED AGREEMENT - TRANSFERRING
JURISDICTION NINE MILE ROAD AND
FREEDOM ROAD

The Oakland County Road Commission has made certain improvements to Freedom Road east of Halstead Road including the widening of the road from 20 ft. to 22 ft., repairing roadway joints and resurfacing the road. The City tentatively agreed to accept jurisdiction of this road at such time as the improvements were completed.

The Oakland County Road Commission has forwarded a formal agreement for acceptance of jurisdiction of Freedom Road but they have also included that portion of Freedom Road south of Grand River to the I-96 Expressway Exit ramp.

City Manager Deadman advised that there are serious intersection capacity problems at the corner of Halstead Road and Grand River which most likely will require reconstruction. If the city accepts jurisdiction of this portion of Freedom Road, the city would be responsible for 25% of any reconstruction costs.

City Manager Deadman advised that he had contacted the Oakland County Road Commission regarding this portion of Freedom Road and advised that the resolution consenting to the transfer of jurisdiction would be redrafted omitting this portion of Freedom Road and the resolution including both portions would also be submitted to the Council for their consideration.

Oakland County Road Commission has also requested that the city accept jurisdiction of Nine Mile Road, east of Farmington Road to the I-96 Eastbound Entrance ramp. This roadway is of concrete construction and in good condition. As it is the only remaining section of Nine Mile Road south of the I-96 Expressway under County jurisdiction, it is difficult for the county to service this road.

If Council accepts Nine Mile Road and Freedom Road from Halstead east to the city limits, approximately .78 miles will be added to the city's Major Road System, adding approximately \$2700.00 annually in Gas and Weight Tax revenues for the additional Major Street mileage.

1-77-09

Motion by Yoder, supported by Tupper, to adopt the following Resolution:

WHEREAS, a portion of NINE MILE ROAD located between Sections 27 and 34, Farmington Township, from its intersection with Farmington Road easterly 0.19 miles and that portion of FREEDOM ROAD located in Section 29, Farmington Township, from Halstead Road southeasterly to the southerly city limits of the City of Farmington along

COUNCIL PROCEEDINGS -7-
January 3, 1977

Freedom Road, are both located in the City of Farmington and are county primary roads under the jurisdiction and control of the Board of County Road Commissioners of the County of Oakland; and

WHEREAS, this Council is desirous of obtaining jurisdiction and control over the above portions of roads; and

WHEREAS, Act 296 of the Public Acts of 1969 provides that a highway may not be transferred from the jurisdiction of a County to a City without complying with the provisions of said Act.

NOW, THEREFORE, BE IT RESOLVED that this City Council hereby consents to the transfer of jurisdiction of subject roadways from the Board of County Road Commissioners of the County of Oakland to the jurisdiction of the City of Farmington and authorizes the execution of the attached Agreement between the City of Farmington and the Board of County Road Commissioners of the County of Oakland which said Agreement identifies the effective date of the transfer of jurisdiction as being March 1, 1977;

The limits and general description of the highways are: NINE MILE ROAD located between Sections 27 and 34, Farmington Township, easterly 0.19 miles, and that portion of FREEDOM ROAD located in Section 29, Farmington Township, from Halstead Road southeasterly to the southerly city limits of the City of Farmington along Freedom Road, each of which is located within the corporate limits of the City of Farmington; and which provides that the Board of County Road Commissioners of the County of Oakland shall not be required to improve, renovate, repair, or reconstruct either portions of roads except in accordance with the Oakland County Road Commission's Project No. 2806018 being a contract for 2-1/2" bituminous resurfacing of Freedom Road, only. The Board of County Road Commissioners of the County of Oakland shall remain responsible for the maintenance of each road until the transfer of jurisdiction becomes effective on March 1, 1977.

AYES: YODER, BENNETT, RICHARDSON, TUPPER.
NAYS: None
ABSENT: HARTSOCK.
RESOLUTION DECLARED ADOPTED: JANUARY 3, 1977.

NEDRA VIANE
CITY CLERK

BIDS - SEWER OVERFLOW
MONITORING METERS

The following bids were received January 3, 1977 at 2:00 P.M. for Sequential Flow Sampling and Metering Equipment:

	<u>6 - Sequential Flow Samplers</u>	<u>6 - Flow Meters</u>	<u>Total</u>
ISCO PO Box 5347 Lincoln, Nebraska	\$12,492.00	\$16,299.00	\$28,791.00
William A. Dalee, Inc. 9190 Roselawn Avenue Detroit, MI 48204	\$12,492.00	\$16,299.00	\$28,791.00

In reviewing the bids, it was found that ISCO is the manufacturer and William A. Dalee, Inc. is the local distributor of the same materials.

City Manager Deadman advised that he had communicated with Mr. Richard Boyce of the Federal EPA Office in Chicago as to the fact that the City has only received one bid, as both the manufacturer and the distributor would benefit from the bid award. Since the bid was widely advertised and in a form acceptable to the Federal Government, Mr. Boyce believes that the City would be in a position to accept this bid.

1-77-10

Motion by Bennett, supported by Yoder, to accept the bid of William A. Dalee, Inc., 9190 Roselawn, Detroit, MI 48204, in the amount of \$28,791.00 for Sequential Flow Sampling and Metering Equipment, to be paid from the 1976-77 Water & Sewer Fund and the EPA Federal Grant.

AYES: BENNETT, RICHARDSON, TUPPER, YODER.

NAYS: None

ABSENT: HARTSOCK.

MOTION CARRIED.

MISCELLANEOUS

LAWSUIT: McCracken vs. City of Farmington

City Attorney Robert Kelly previously reported that the lawsuit McCracken vs. the City of Farmington had been dismissed. The plaintiffs, however, have filed a motion for rehearing. Their motion and brief was based on recent rulings by the Michigan Supreme Court concerning governmental immunity. This matter has been referred to our liability insurance carrier for their review.

COUNCIL PROCEEDINGS -9-
January 3, 1977

City Manager Deadman also advised that the lawsuit of the Estate of Frederick E. Searle, dec. vs. the City of Farmington was still pending.

Councilman Tupper questioned the status of repairs at the Masonic Temple. City Manager Deadman stated he had written a letter regarding this matter but had as yet received no answer. Building Inspector Jay Harrison had made an inspection report on the building and sent a copy to the Masonic Lodge.

Councilman Bennett asked if the study of the downtown area on the north side of Grand River had progressed. City Manager Deadman stated the Howard Green & Associates were continuing their study.

Mayor Richardson advised that he had received a call from a citizen regarding the proposed closing of the Ten Mile School asking that the City Council express opposition to this closing.

It was the consensus of the City Council that this matter was strictly up to the School Board and not a decision for the City Council.

RESOLUTIONS AND ORDINANCES

1-77-11

Motion by Bennett, supported by Tupper, to adopt the following Ordinance:

ORDINANCE NO. C-409-76

AN ORDINANCE TO AMEND THE 1975 BOCA BASIC BUILDING CODE AND TO PROVIDE CERTAIN MODIFICATIONS THEREIN FOR ITS APPLICATION TO
THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Pursuant to the provisions of Section 8 of the State Construction Code Act (Act 230 of 1972, Compiled Laws 1948, Section 125.1501 et seq.), the City of Farmington hereby amends the 1975 Edition of the BOCA Basic Building Code.

Section 1. Change in Code. The following Chapters, Sections and Sub-Sections of the BOCA Basic Building Code are hereby amended, added or deleted as indicated. The referenced Chapters and Section Numbers refer to like numbers of Chapters and Sections of the BOCA Basic Building Code.

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Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

ARTICLE I - ADMINISTRATION AND ENFORCEMENT

SECTION 100.0 - SCOPE

100.0 Title: Amend as follows:
Insert "the City of Farmington" for (name of jurisdiction)

100.2 Scope: Amend as follows:
Insert "the City of Farmington" for (name of jurisdiction)

SECTION 102.0 - ORDINARY REPAIRS

102.1 General: Add the following:
Ordinary repairs to buildings costing less than one hundred (\$100.00) Dollars may be made without application or notice to the Building Official, but such repairs shall not include the cutting away of any wall, partition, or portion thereof, the removal or cutting of any structural beam or support, or the removal or change of any required means of egress, or rearrangement of parts of a structure affecting the exit requirements; nor shall ordinary repairs include additions to or alterations of any room or space; nor shall it include additions to, alterations of, replacement or relocation of any standpipe, water supply, sewer, drainage, drain leader, gas, soil, waste, vent or similar piping, electric wiring or mechanical equipment or other work affecting public health or general welfare.

SECTION 105.0 - CHANGE IN EXISTING USE

105.1 Continuation of Existing Use: Amend as follows:
Insert "the date of adoption of the Code by City Council", instead of the date of adoption.

Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

SECTION 107.0 - DEPARTMENT OF BUILDING INSPECTION

107.1 Building Official: Amend as follows:
Insert "the City of Farmington" for (name of jurisdiction).

SECTION 113.0 - APPLICATION FOR PERMIT

113.1.1 Application for Permit: Add the following:
No building or structure or part thereof shall hereafter be erected, converted, repaired, altered or enlarged, moved or demolished until a building permit has been obtained by the owner or his agent. The application for a permit shall be made in writing on approved forms; and shall be accompanied by two (2) complete sets of dimensioned plans showing all habitable floors, basement, cellar, foundations and sections, and by specifications describing the kind, size, quality and grade of all construction materials and service equipment. The Building Official may waive the requirement for filing plans when the work involved is of a minor nature and the building operation is adequately described in the application. All plans submitted for filing shall be prepared and signed as required by the statutes governing building construction. The application shall be accompanied by a set of plans approved by the designated authority. Applications for a building permit to move any building shall show the width and cubical content of the building to be moved, its location and address and the location and address to which it is being moved and the route to be traversed in the course of such movement, in addition to the information required by this section for building permits for other types of operations. No permit to move a building shall be granted except upon compliance with Chapter 80 of this Code.

SECTION 115.0 - CONDITIONS OF PERMIT

115.6 Condemnation: Add as follows:
No permit shall be issued for any building or other structure upon any land which has been condemned for any public improvement, or on any land ordered condemned by the City Council for any public improvement until a notice of such proposed condemnation has been fixed to the plans, application and permit. Nor shall a permit be issued for any building or structure upon which a notice of violation of any pertinent laws or ordinances has been issued, unless there shall be included in the application proposed work to correct the violation at the same time.

SECTION 118.0 - FEES

118.1.1 Fees: Add the following:
City Council shall adopt by resolution, a fee schedule for application for permit, examination of plan, issuance of permits, inspection of construction and issuance of certificates of use and occupancy and issuance of licenses and

Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

registration. Such fees shall bear reasonable relationship to all costs, including overhead of services rendered. See Fee Schedule under separate ordinance.

118.1.2 Fee Computation: Add the following:

The estimated cost of a building or other structure for which a permit is requested, shall be determined by multiplying the cubic content thereof by the cubic cost per foot of similar purpose buildings constructed of like or similar cost materials, as shown by the Table of Building Costs, now or hereafter adopted or used by the Department of Buildings and Safety Engineering of the City of Detroit, Wayne County, Michigan. The cubical contents of a building shall be measured from the outside walls, and where a basement exists or is to be constructed, from the basement floor to the mean point of a pitched roof or to the highest point of a flat roof. In case of buildings without basements, measurements shall be taken from the ground line. In cases of large buildings having deep foundations the height shall be measured from a point below the basement floor by an amount equal to one-fifth (1/5) of the depth of the foundation.

<u>Valuation of Work</u>	<u>Fee</u>
Up to \$1,000.00	\$10.00
Each Additional \$1,000.00	4.00

118.1.3 Deposits: Add the following:

Before receiving a building permit, the owner or his agent shall deposit with the City a deposit of One Hundred (\$100.00) Dollars, (the owner or agent of a garage building permit or remodeling permit shall deposit with the City a deposit of Fifty (\$50.00) Dollars to protect the City against the costs of any expense which the City may incur as the result of the work covered by the permit, including (but not by way of limitation) the cost of further permits, removal of debris, restoration of ground levels, use of unmetered water, repair of damaged streets and sidewalks and other property and charges in connection with establishing and discontinuing water connections. In the case of moving permits, issued under Chapter 80, the deposit shall be not less than Two Hundred (\$200.00) Dollars, nor more than One Thousand (\$1,000) Dollars in the discretion of the Building Official, based on his opinion as to the likelihood of damage arising from the movement over City streets. All such deposits shall be retained by the City until the permittee shall present to the City Treasurer a certificate of compliance and occupancy for the building at which time the deposit shall be refunded less any amounts owed the city by the permittee. In the case of any moving permit issued for a structure not subject to the provisions of Chapter 80 of this Code, the Treasurer shall accept the certificate of the Director of Public Safety

Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

that the structure has been removed outside the City as a basis for refunding the deposit.

118.1.4 Fees for Licenses: Add the following:
Fees for licenses shall be as prescribed in Chapter 60 of the Farmington City Code. The issuance, expiration, renewal, and transfer of such licenses shall be in accordance with Chapter 59 of the Farmington City Code.

118.4 Moving of Buildings: Add the following:
Insert "\$10.00 for the first One Thousand Dollars and \$4.00 for each additional One Thousand Dollars" for (amount).

118.5 Demolition: Add the following:
Insert the following "\$12.50 for a building less than ten (10) feet wide and containing less than twenty-five hundred (2500) cubic feet; and \$25.00 for a building over ten (10) feet wide and containing more than twenty-five hundred (2500) cubic feet" for (amount).

SECTION 122.0 - VIOLATIONS

122.3 Violation Penalties: Add the following:
Insert the word "Misdemeanor" for (specify offense).
Insert "\$500.00" for (amount).
Insert "90 days" for (number of days).

SECTION 123.0 - STOP WORK ORDER

123.2 Unlawful Continuance: Add the following:
Insert "\$500.00" for (amount).

SECTION 126.0 - BOARD OF SURVEY

126.3 Compensation of Board of Survey: Add the following:
Insert "\$25.00" for (amount).

SECTION 127.0 - BOARD OF APPEALS

127.2 Construction of Board of Appeals: Add the following:
The Board of Zoning Appeals of the City of Farmington is hereby constituted the Building Code Board of Appeals under this Building Code.

SECTION 129.0 - VALIDITY

129.4 Severability: Add the following:
If any clause, sentence, section, paragraph or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity or circumstance, shall be for any reason adjudged by a Court of competent jurisdiction to be unconstitutional or invalid, said judgement

Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

shall not affect; impair or invalidate the remainder of this ordinance and the application of such provision to other persons, firms, corporation, legal entities or circumstances, but said judgement shall be confined in its operation to the clause, sentence, section, paragraph or part of this ordinance thereof directly involved in the case and controversy in which said judgement shall have been rendered and to the person, firm, corporation and circumstance then and there involved. It is hereby declared to be the legislative intent of this body that this ordinance would have been adopted had such invalid or unconstitutional provision not been included in this ordinance.

ARTICLE 2 - DEFINITIONS AND CLASSIFICATIONS

SECTION 200.0 GENERAL

200.1 Scope: Add the following:
Insert "City of Farmington" for (name of jurisdiction).

200.3 Application of Other Laws: Add the following:
Insert "City of Farmington" for (name of Jurisdiction).

SECTION 201.0 GENERAL DEFINITIONS

201.3 Terms not defined: Add the following:
"Building Official": The Building Inspector of the City of Farmington or his duly authorized representative.

"Building Permits": The term "building permit" shall include permits for demolition or moving of buildings as well as for construction, alterations or repairs to any building.

ARTICLE 3 - GENERAL BUILDING LIMITATIONS

SECTION 300.0 - GENERAL

300.1 Scope: Add the following:
Insert "City of Farmington" for (name of jurisdiction).

SECTION 301.0 - FIRE LIMITS

301.2 Fire Limits: Add the following:
Insert the following for (to be specified).
"There is hereby created a "Fire Limits Area" within the City of Farmington which shall be comprised of all land and premises within the following districts: All R-1-O, Residential Office District; "O" Office District; CBD, Central Business District; C-2 Community Commercial District; C-3 General Commercial District; all M-1, M-2 and M-3 Industrial Districts.

Ordinance No. C-409-76
Modifications to 1975 BOCA Basic
Building Code for City of Farmington

ARTICLE 13 - PRECAUTIONS DURING BUILDING OPERATIONS

SECTION 1307.0 - EXCAVATIONS

1307.2.1 - Deep Excavations: Add the following:
Insert "2 feet" for (number).

1307.2.2 Shallow Excavations: Add the following:
Insert "2 feet" for (number).

ARTICLE 14 - SIGNS AND OUTDOOR DISPLAY STRUCTURES

SECTION 1407.0 - BONDS AND LIABILITY INSURANCE

1407.1 Filing Bond: Add the following:
Insert "\$10,000.00" for (dollar amount).

1407.2 Amount of Bond: Add the following:
Insert "City of Farmington" for (name of jurisdiction).

ARTICLE 17 - PLUMBING, DRAINAGE AND GAS PIPING

SECTION 1703.0 - SEWER AND WATER SUPPLY DATA

1703.1 Public Sewer: Add the following:
Insert "City of Farmington" for (name of jurisdiction).

ARTICLE 19 - PREFABRICATED CONSTRUCTION

SECTION 1900.0 - GENERAL

1900.5 Conflicting Laws: Add the following:
Insert "City of Farmington" for (name of jurisdiction).

This Ordinance was introduced at a Regular Meeting of the Farmington City Council on December 20, 1976, was adopted and enacted at the next regular meeting of the Council on January 3, 1977 and will become effective after publication in accordance with the Charter of the City of Farmington and sixty (60) days after the date of passage of this ordinance, and sixty (60) days after a Certified Copy thereof is delivered to the State Construction Code Commission.

AYES: Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Hartsock.

COUNCIL PROCEEDINGS -10-
January 3, 1977

CLAIMS AND ACCOUNTS

1-77-12

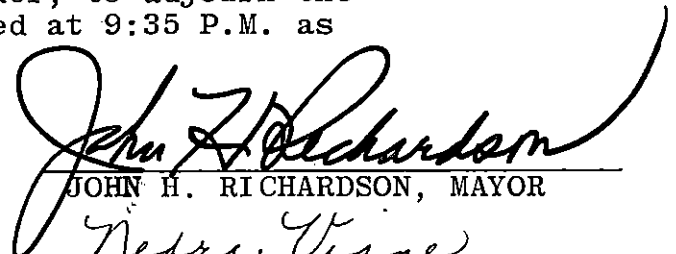
Motion by Bennett, supported by Yoder, to approve the monthly bills as submitted: General Fund \$19,053.76; Water & Sewer Fund \$9,164.58.

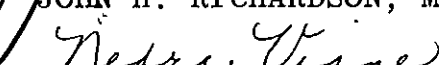
AYES: TUPPER, YODER, BENNETT, RICHARDSON.
NAYS: NONE
ABSENT: HARTSOCK
MOTION CARRIED.

City Manager Deadman advised the three new police cars have been delivered and are now on the road. The three cars that were replaced will be advertised for sale in the near future.

City Manager Deadman asked Council to discuss the type of contractor to be used in the construction of the new DPW facility, either a construction manager type or a construction firm. Council scheduled a meeting for 8:00 P.M. Wednesday, January 5, 1977 to consult with the architect regarding this matter.

Motion by Tupper, supported by Yoder, to adjourn the meeting. The meeting was adjourned at 9:35 P.M. as the motion carried, all ayes.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, January 17, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

The Meeting was called to order at 8:00 P.M. Eastern Standard Time by Mayor John H. Richardson.

ROLL CALL:

Present: HARTSOCK, RICHARDSON, TUPPER, YODER.

Absent: BENNETT (arrived at 8:30 P.M.)

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, City Attorney Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETING

1-77-13

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting held January 3, 1977 as printed. Motion carried, all ayes.

PRESENTATION: CHARLES AMORI WOLVERINE BOYS' STATE REPRESENTATIVE

Charles Amori was chosen by his Farmington High School Class to represent the City of Farmington at the Wolverine Boys' State Program held at Michigan State University. He described his experiences during the week participating in a simulated government process, having gone through campaigns for election and actual on the job experience. He stated he had been elected Trustee of Michigan State University and as a result worked with President Wharton of MSU. He felt the experience had been most rewarding and thanked the Council for offering this opportunity and hoped they would continue to sponsor a representative to this very worthwhile program.

MINUTES OF OTHER BOARDS

1-77--14

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Planning Commission minutes of January 10, 1977. Motion carried, all ayes.

1-77-15

Motion by Tupper, supported by Yoder, to receive and file the Farmington Employees' Retirement System Board of Trustees minutes of January 12, 1977. Motion carried, all ayes.

1-77-16

Motion by Tupper, supported by Yoder, to receive and file the Farmington Beautification Committee minutes of November 11 and December 10, 1976. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
January 17, 1977

1-77--17

Motion by Tupper, supported by Hartsock, to receive the minutes of the Farmington Board of Education meeting of December 21, 1976. Motion carried, all ayes:

PETITIONS AND COMMUNICATIONS

REQUEST FOR CLASS C LIQUOR LICENSE
THE OLD WINERY, INC. 31505 GRAND RIVER

Mr. Rodney Kropf, attorney for The Old Winery, Inc., has requested permission to appear before Council with reference to obtaining the city's available Class C Liquor License for his clients, Mr. Charles Teichner, Mr. Raymond Wise, Mr. Joseph Stacey and Mr. Boyce J. Maxwell, who have formed a corporation in an effort to develop a restaurant in the old LaSalle Winery Building on Grand River.

Previously this Class C Liquor License had been committed to Mr. James Constand for a six month period and later to the owner of the building, Mr. John White, for a six month period. Neither Mr. Constand nor Mr. White has acted on their commitment to date.

Mr. Kropf presented Council with various documents pertaining to his clients and their proposed venture and introduced the four principals who were in the audience. Mr. Charles Teichner, architect, submitted an architectural drawing of the proposed restaurant and stated it would be a 'family-type moderately priced restaurant' that he felt would be an asset to the community.

Councilman Bennett arrived at this point - 8:30 P.M.

1-77-18

Motion by Yoder, supported by Tupper, to adopt the following Resolution:

WHEREAS, on August 18, 1975 the Farmington City Council committed one Class C Liquor License to Mr. James Constand for the development of a restaurant operation at the LaSalle Winery Building for a period not to exceed six months; and

WHEREAS, Mr. James Constand no longer has an interest in the LaSalle Winery Building,

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby rescinds Resolution No. 8-75-317 adopted August 18, 1975 and hereby cancels their commitment to Mr. James Constand for the available Class C Liquor License in the City of Farmington.

AYES: Hartsock, Richardson, Tupper, Yoder

NAYS: None Bennett abstained (arrived during discussion)

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

COUNCIL PROCEEDINGS -3-
January 17, 1977

1-77-19

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED:

WHEREAS, Mr. John White was designated to receive the City of Farmington's last available Class C Liquor License on August 16, 1976 for a period of six months; and

WHEREAS, Mr. John White has requested the Farmington City Council to rescind their commitment to him for this Class C Liquor License as of January 17, 1977;

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby cancels their commitment to Mr. John White for the available Class C Liquor License in the City of Farmington.

AYES: Hartsock, Richardson, Tupper, Yoder.

NAYS: None Bennett Abstained (arrived during discussion)

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

Nedra Viane, City Clerk

1-77-20

Motion by Tupper, supported by Yoder, to adopt the following Resolution:

BE IT RESOLVED:

That the Farmington City Council hereby allocates the one remaining Class C Liquor License available in the City of Farmington to The Old Winery, Inc. whose principals are: Mr. Charles Teichner, Architect; Mr. Raymond Wise, Restaurateur; Mr. Joseph Stacey, Mortgage Broker; and Mr. Boyce J. Maxwell; pending complete investigation of the principals by the Michigan Liquor Control Commission and the Farmington Department of Public Safety; and

BE IT FURTHER RESOLVED:

That this Class C Liquor License be committed for a period of six months from this date; afterwhich time the license may be reassigned.

AYES: Richardson, Tupper, Yoder, Hartsock.

NAYS: None Bennett abstained (arrived during discussion)

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

NEDRA VIANE, CITY CLERK

ANNUAL LEGISLATIVE CONFERENCE
MICHIGAN MUNICIPAL LEAGUE

City Manager Deadman reported that the Michigan Municipal League Annual Legislative Conference will be held on Wednesday, February 23, 1977 starting at 9:00 A.M. in the Lansing Civic Center, Lansing, Michigan. Manager Deadman stated he would arrange for a dinner meeting with our State Legislators and take care of reservations for those who wished to attend.

APPOINTMENT OF LEGISLATIVE COORDINATOR
TO MICHIGAN MUNICIPAL LEAGUE FOR 1977

Each year the Michigan Municipal League requests the appointment of a Legislative Coordinator for the current Legislative Session. In the past the City Manager has been appointed to function as the coordinator because of his availability on a day-to-day basis.

1-77-21

Motion by Bennett, supported by Yoder, to appoint City Manager Robert F. Deadman, to serve as Legislative Coordinator to the Michigan Municipal League for the 1977 Legislative Session. Motion carried, all ayes.

LETTER FROM MR. CHESTER B. ANDERSON
REGARDING PROSECUTION OF CRIMINALS

Mr. Chester B. Anderson appeared before the Council to express his concern over the way the Prosecutor and the Court handled a particular case in which he was the Complainant. He indicated that the case was dismissed without his knowledge. He informed Council the details of the case, stating he was only bringing the matter to the attention of the Council so that they may be aware of how local ordinance violators are being handled by the local Prosecutor and the Court.

City Council stated they had no control over the operation of the Court as the Judges are elected by the people. City Attorney Kelly stated the case in this particular instance involved a young man who plead guilty to one crime and had the second dismissed. He felt justice was done. City Council, after hearing the complaint, stated they would look into the circumstances of the case but they would not intervene in Mr. Anderson's behalf in this case, or the activities of the criminal justice system.

REQUEST FOR PROCLAMATION JUNIOR ACHIEVEMENT WEEK

1-77-22

Motion by Bennett, supported by Hartsock, to proclaim the week of January 23-29, 1977 as JUNIOR ACHIEVEMENT WEEK in Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

SIX YEAR CAPITAL IMPROVEMENT PROGRAM
1977-1982

As required by Ordinance, the Farmington Planning Commission has adopted the Six Year Capital Improvement Program for 1977 through 1982. The proposed Six Year Program includes thirteen major projects which total \$13,004,500.00. The capital improvements have been placed in priority order. A brief highlight of the Capital Improvement Program includes:

The construction of the Department of Public Services and Public Safety Facility at a cost of \$1,251,000.00.

The paving of Maple, Hawthorne, Valley View and Prospect Streets with 7" Concrete.

The sealcoating of other gravel roads located within the city which carry very light loads of traffic.

Major Street Improvements include: The redesign of the intersections at Farmington Road and Shiawassee and at Nine Mile Road and Grand River.

Downtown Redevelopment provides for: Improved parking facilities and the implementation of the Oakland County Planning Commission's landscape plan...

Sewer Separation Program calls for: Implementation of Phase II, which includes the engineering and design of the improved system.

Sanitary Sewer Infiltration Program, one of the new items in this year's Capital Improvement Program: Calls for the TV inspection of all the older sanitary sewer lines throughout the city, followed by correction of defects and infiltration wherever found within the system.

Community Parks: Includes additional picnic tables, grills, play equipment and the construction of two hard-surfaced parking lots in Shiawassee Park.

Community Christmas Lighting remains within the program. Christmas decorations are maintained and intended for use along the main streets within the city.

Freeway Interchange: Construction at Farmington Road and Freedom Road has been moved up in priorities as the Planning Commission has identified this project as needed to improve the traffic congestion at Halstead and Grand River.

Sidewalk Ramps for the Handicapped: The Planning Commission has included this program for construction over several years. These ramps are to be installed in the beginning along the

COUNCIL PROCEEDINGS -6-
January 17, 1977

major thoroughfares, and eventually at all intersections throughout the city.

The three items of Senior Citizen Housing, Recreational Facilities, and Area Solid Waste Disposal System remain from last year's plan.

1-77-23

Motion by Hartsock, supported by Bennett, to receive and file the Six Year Capital Improvement Program for 1977-1982 as approved by the Farmington Planning Commission. Motion carried, all ayes.

ALLOCATION OF PUBLIC WORKS TITLE II FUNDS

The City of Farmington has received Anti-Recession Fiscal Assistance Allocations under Title II of the Public Works Employment Act of 1976. This Act provides funds to local units of government based on the rate of unemployment within that unit.

Each quarter the Federal Government re-assesses the percentage of unemployment within each unit of government minus 4.5%. The City of Farmington's rate of unemployment as estimated has averaged 9.23% for the three quarters prior to January 1, 1977. This unemployment rate has qualified the city to receive \$8,183.00 for these three quarters.

These funds must be allocated, or obligated, within six months after the date a check is received and they must be spent in accordance with State and Local laws and procedures applicable to the expenditures of your own tax revenues.

It is the intent of Congress that these funds be used primarily for the employment of persons and the provision of basic services by local government. Payments may not be used to initiate a service not provided during the last two fiscal years. It is apparent that the program does not allow the funds to be used for capital improvement items. It is the primary purpose of these funds to maintain the current level of service and employment within the local unit of government. The city is required to report any change in its tax rate, any reduction of over 5% in the number of full time employees, or any reduction in the level of service which exceeds 5% of the total operating budget.

1-77-24

Motion by Yoder, supported by Tupper, to adopt the following Resolution:

WHEREAS, the City of Farmington has received Anti-Recession Fiscal Assistance Allocations under Title II of the Public Works Employment Act of 1976, and

WHEREAS, these funds must be allocated, or obligated, within six months after the date a check is received, and

COUNCIL PROCEEDINGS -7-
January 17, 1977

WHEREAS, these funds must be spent in accordance with State and Local Laws and Procedures applicable to the expenditures of the city's tax revenues,

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby authorizes the expenditure of the funds received from the Anti-Recession Fiscal Assistance Allocation under Title II of the Public Works Employment Act of 1976 to the Public Safety Department's Sworn Officer Salary Account.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO EMPLOY PART TIME
ACCOUNTING CLERK FOR TREASURER'S OFFICE

Due to the large amount of record keeping required and the accounting responsibilities involved within the Federal Public Works Grant, the Community Development Grant Program, the Comprehensive Employment and Training Act Grant Program, the Federal Revenue Sharing Act and the Public Works Title II Grant Program, it has been determined that the current staff does not have the time to complete all these requirements.

The Federal Public Works Grant has provided sufficient funds in the Administrative Account to pay for the employment of accounting clerks, project coordinators or other employees necessary to fulfill the city's obligations under this Grant Program. Therefore, it was the recommendation of the City Manager that the city employ a part time Accounting Clerk to assist with these various accounting responsibilities.

1-77-25

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the employment of a Part Time Accounting Clerk in the salary range of \$3.50 to \$4.25/h^{hr}, depending upon qualifications, to work in the Office of the City Treasurer.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO TRANSFER FUNDS

Under the Public Works Grant the city will be reimbursed 100% for all eligible expenses incurred in the construction of the Public Services and Public Safety Facility. The reimbursement will be provided to the city through a Letter of Credit. The city will draw on the Letter of Credit through the Metropolitan National Bank of Farmington periodically as the need for funds arises.

No funds may be drawn from the Federal Government until on-site labor has occurred. Also, funds may not be banked in advance of actual need. The minimum amount of draw has been set at \$10,000.00.

Because of these requirements, we believe that periodically it will be necessary for the city to temporarily fund different aspects of the work involved in this project. This temporary funding will probably not exceed a 90-day loan from one of the city's accounts to the Public Works Project.

1-77-26

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

WHEREAS, under the Public Works Grant the city will be reimbursed 100% for all eligible expenses incurred in the construction of the Public Services and Public Safety Facility by means of a Letter of Credit through the Metropolitan National Bank of Farmington; and

WHEREAS, funds may not be banked in advance of actual need and the minimum amount of draw has been set at \$10,000.00; and

WHEREAS, Because of these requirements it will be necessary for the city to temporarily fund different aspects of the work involved in this project;

NOW, THEREFORE, BE IT RESOLVED:

That the Farmington City Council hereby authorizes temporary loans, not to exceed 90 days duration, to the Federal Public Works Facility Project from the city's General Fund or the Water & Sewer Fund.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: JANUARY 17, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -9-
January 17, 1977

MISCELLANEOUS

1-77-27
Motion by Yoder, supported by Hartsock, to receive the Financial Report - General Fund for the six months ended December 31, 1976. Motion carried, all ayes.

1-77-28
Motion by Bennett, supported by Tupper, to receive the Financial Report - Water & Sewer for the Quarter ended December 31, 1976. Motion carried; all ayes.

City Manager Deadman reported the Federal Project was on schedule, bids were being formulated and a meeting with Farmington Hills had been scheduled regarding the drainage problems. Due to the excessive snow and freezing temperatures this past week, there had been a number of water breaks and the Department of Public Services has been working night and day on these problems.

CLAIMS AND ACCOUNTS

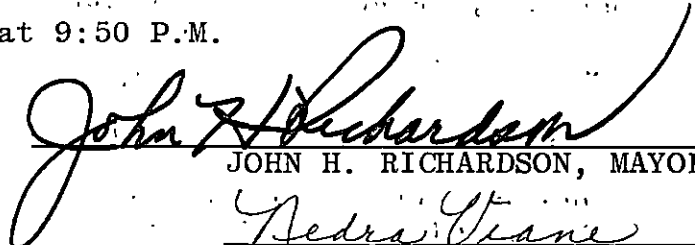
1-77-29
Motion by Tupper, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$12,893.51 and the Water & Sewer Fund \$1,399.76. Motion carried.


AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.
NAYS: None

ADJOURNMENT

Motion by Tupper, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 9:50 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, February 7, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL:

PRESENT: Councilman Bennett, Hartsock,
Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, City Attorney Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETING

2-77-30

Motion by Tupper, supported by Yoder, to approve the minutes of the previous meeting held January 17, 1977 as printed. Motion carried, all ayes.

PRESENTATION - 47TH DISTRICT COURT FEASIBILITY STUDY: USE OF 10-MILE SCHOOL AS COURT FACILITY

Judge Michael J. Hand addressed the Council requesting support for a Feasibility Study to be made to determine whether or not the Ten Mile School, recently designated to be closed by the Farmington Board of Education, would be adaptable to use as a Court facility. Judge Hand stated the study would be shared by the City of Farmington Hills and the City of Farmington on a three to one basis. Estimated cost of the study which would be made by Mr. John Allen is approximately \$500.00.

Judge Hand further pointed out that if the money is appropriated and the study determines the school building is adaptable, the building would still belong to the Board of Education. He stressed the need for a single court facility wherein they could operate more efficiently with maximum use of court personnel. He pointed out the large number of cases last year and hoped the Council would consider a complex that would be worthwhile in the longer range view.

Judge Margaret Schaeffer also stressed the need for a facility more in line with their needs and operations and hoped the Council would appropriate funds to support a Feasibility Study.

2-77-31

Motion by Bennett, supported by Tupper, to adopt the following resolution:

COUNCIL PROCEEDINGS -2-
February 7, 1977

BE IT RESOLVED, the Farmington City Council hereby appropriates the sum of \$120.00 for a Feasibility Study to determine whether or not the Ten Mile School (or Bond School) would be adaptable to a court facility.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED FEBRUARY 7, 1977.

NEDRA VIANE, CITY CLERK

MINUTES OF OTHER BOARDS

2-77-32

Motion by Bennett, supported by Yoder, to receive and file the Farmington Board of Zoning Appeals minutes of February 3, 1977. Motion carried, all ayes.

2-77-33

Motion by Hartsock, supported by Tupper, to receive and file the Farmington Historical Commission minutes of January 19, 1977. Motion carried, all ayes.

2-77-34

Motion by Yoder, supported by Bennett, to receive and file the Farmington Beautification Committee minutes of January 13, 1977. Motion carried, all ayes.

2-77-35

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Community Library Board minutes of December 9, 1976 and January 6, 1977. Motion carried, all ayes.

2-77-36

Motion by Yoder, supported by Tupper, to receive the Board of Education minutes of January 4 and January 18, 1977. Motion carried, all ayes.

PETITIONSSAND COMMUNICATIONS

REQUEST FOR SUPPORT OF LEGISLATION
RE LOCAL GOVERNMENT CONTROL IN ISSUANCE
OF SDD AND SDM LIQUOR LICENSES

The City of Berkley and the City of Birmingham have adopted resolutions urging the State Legislature to give local governments control of SDD and SDM liquor licenses and they are asking the City of Farmington to support their position.

During last year's legislative session, a portion of H.B. 6425 which would have given local governments control of SDD and SDM liquor licenses was removed prior to enactment. Based on

COUNCIL PROCEEDINGS -3-
February 7, 1977

a court decision, the Liquor Control Commission has indicated it cannot accept a local municipality's recommendation as binding.

2-77-37

Motion by Yoder, supported by Bennett, to direct the City Manager to write a letter to Representative Brotherton and Senator Cooper expressing Council's support for the concept of local control of SDD and SDM licenses issued in the city and requesting this legislation be discussed at the upcoming meeting during the Michigan Municipal League Annual Meeting in Lansing. Motion carried, all ayes.

SEMCOG 9TH ANNUAL GENERAL ASSEMBLY

City Manager Deadman advised Council of the Annual Meeting of the General Assembly of SEMCOG. The meeting will be held on Friday, March 25, 1977 from 9:00 a.m. to 5:00 p.m. at the Michigan Inn, Southfield. Mayor Richardson stated he would attend.

APPOINTMENT TO AD HOC COUNCIL OF THE
OAKLAND COUNTY CULTURAL COUNCIL

Mrs. Marlowe Belanger, President of the Farmington Area Arts Commission requests that a representative from the City of Farmington be appointed to the Ad Hoc Council of the Oakland County Cultural Council. The purpose of the Ad Hoc Council is to relate information regarding art and cultural activities throughout the County and to join in cultural exchange with the other cities involved. Mrs. Belanger states that the following people have been contacted and have expressed a willingness to serve on this Council should they be appointed: Mrs. Helen Allen, Mrs. Nancy Rogers and Mrs. Dee Schoeneigh.

2-77-38

Motion by Bennett, supported by Hartsock, to appoint Mrs. Nancy Rogers, 34098 Schulte, to represent the City of Farmington on the Ad Hoc Council of the Oakland County Cultural Council. Motion carried, all ayes.

REQUEST TO SPONSOR ONE BOY TO THE
AMERICAN LEGION WOLVERINE BOYS
STATE PROGRAM FOR 1977

Mr. Charles Currie, Chairman of the Wolverine Boys State Committee, Groves-Walker Post #346, American Legion, is requesting the city to once again sponsor one boy to the 1977 Wolverine Boys State Program at Michigan State University campus. Council has budgeted for the city's continued participation in this program.

2-77-39

Motion by Bennett, supported by Yoder, to adopt the following Resolution:

COUNCIL PROCEEDINGS -4-
February 7, 1977

BE IT RESOLVED, that the Farmington City Council hereby allocates \$90.00 to cover the expenses of one boy to represent the City of Farmington at the 1977 Program of the Wolverine Boys State, and .

BE IT FURTHER RESOLVED, that upon returning from the program, said representative shall report his experiences to Mr. Richard L. Tupper, Councilman, and arrange to report to the City Council at their regular meeting.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: February 7, 1977.

Nedra Viane, City Clerk

MICHIGAN MUNICIPAL LEAGUE REGION IV
ANNUAL MEETING

City Manager Deadman advised Council that the Michigan Municipal League Region I which includes the City of Farmington will hold their annual meeting Thursday, March 10, 1977. The host city will be Roseville and further details will be forthcoming.

REQUEST FOR VARIANCE TO SIGN ORDINANCE
FROM BEACON SIGN COMPANY FOR A & P STORE

The Beacon Sign Company has requested authorization to install a new ground sign to replace the existing ground signs for the A & P Store #107 at 23300 Farmington Road. Mr. Jay Harrison, Building Inspector, has reviewed this request and finds the existing signs are non-conforming. According to the city sign ordinance, non-conforming signs shall be permitted to continue as non-conforming signs until such time as they are either removed or any changes are necessary. Since this request involves a major change, a variance from the City Council is requested. Mr. Sam Haddad, representing Beacon Sign Company was present. City Building Inspector, Jay Harrison, has advised that the new signs will be 24 square feet less than the present signs.

2-77-40

Motion by Yoder, supported by Hartsock, to grant a variance to the city sign ordinance to allow the Beacon Sign Company to replace the existing ground signs with a new ground sign at the A & P Store #107 at 23300 Farmington Road. Motion carried, all ayes.

PUBLIC HEARING MICHIGAN PUBLIC
SERVICE COMMISSION RE CONSUMERS
POWER COMPANY PROPOSAL

A Public Hearing will be held March 1, 1977 at 9:00 A.M. in the Michigan Public Service Commission offices in Lansing, Michigan regarding a proposal by the Consumers Power Company to conserve Natural Gas. City Manager Deadman advised that any concerns in this matter from the Council should be submitted

COUNCIL PROCEEDINGS -5-
February 7, 1977

by letter to the Michigan Public Service Commission.

REQUEST FOR PROCLAMATION
NATIONAL INVENTORS DAY

Mr. Arnold S. Weintraub, Chairman-Public Relations, Michigan Patent Law Association, has requested Council to proclaim February 11, 1977 as National Inventor's Day in the community honoring the contributions of inventor-citizens.

2-77-41

Motion by Yoder, supported by Tupper to issue a proclamation honoring inventor-citizens on February 11, 1977 for their contributions to the community. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

CLASS "C" LIQUOR LICENSE
THE OLD WINERY, INC.

The City has been advised by the Liquor Control Commission that an application for Mr. James L. Coquillard is still in their file but they have to date received no further request from him. It will therefore, be necessary for the Farmington City Council to adopt a resolution of withdrawal of prior approval to Mr. James L. Coquillard before the Liquor Control Commission can accept a Resolution of Approval for The Old Winery, Inc.

2-77-42

Motion by Bennett, supported by Tupper to adopt the following resolution:

BE IT RESOLVED, that the request from James L. Coquillard for a new full year Class C license to be located at 31505 Grand River Avenue, Farmington, Oakland County, as per prior approval of August 5, 1974, be withdrawn."

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: FEBRUARY 7, 1977.

Nedra Viane, City Clerk

2-77-43

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED, that the request from the Old Winery, Inc. for a new full year Class C license to be located in Farmington, Oakland County, Michigan, be considered for approval "ABOVE ALL OTHERS".

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None.

RESOLUTION DECLARED ADOPTED: FEBRUARY 7, 1977.

Nedra Viane, City Clerk

1977 OAKLAND COUNTY ROAD COMMISSION
MAINTENANCE AGREEMENT - FARMINGTON ROAD

For the past several years the City of Farmington has entered into an Agreement with Oakland County Road Commission whereby the City of Farmington has maintained Farmington Road from Grand River Avenue south to Eight Mile Road. The Road Commission has agreed to continue this contract for another year if the City of Farmington wishes to continue this maintenance agreement. The proposed Agreement would provide the city with \$4,950.00 per mile, or \$8,415.00 for the 1.7 miles of Farmington Road from Grand River south to Eight Mile Road.

2-77-44

Motion by Bennett, supported by Hartsock, to authorize the City Manager to enter into a Maintenance Agreement with the Oakland County Road Commission for total maintenance of Farmington Road from Grand River Avenue to Eight Mile Road, a distance of 1.7 miles, with the city being reimbursed at \$4,950.00 per mile, or \$8,415.00. Motion carried, all ayes.

DEFERRED PAYMENTS OF SPECIAL ASSESSMENTS

The Committee to review applications for Special Assessment Deferred Payments met on Monday, January 17, 1977. Three applications were reviewed by the Committee with the following recommendations:

Defer Payment for One Year
Special Assessment Payments on the following properties:

22419 Power Road - Road Improvement	
Installments 1 and 2	\$336.11
22418 Brookdale - Road Improvement	
Installments 1 and 2	619.74
23911 Wilmarth - Sidewalk Improvement	
Total Assessment	152.00

2-77-45

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

WHEREAS, the Committee to review applications for Special Assessment Deferred Payments has recommended approval of applications received for deferment,

BE IT RESOLVED THAT the following applications be approved for deferment for a period of one year:

COUNCIL PROCEEDINGS -7-
February 7, 1977

Parcel 23-27-377-019/020
22419 Power Road
Road Improvement Installments 1 and 2 - \$336.11

Parcel 23-27-452-021
22418 Brookdale Street
Road Improvement Installments 1 and 2 - \$619.74

Parcel 23-27-204-028
23911 Wilmarth Street
Sidewalk Improvement Total Assessment - \$152.00

BE IT FURTHER RESOLVED, that the above special assessment deferred payments shall become a lien against the described properties in accordance with Farmington City Code Title I, Chapter 7, Section 1.196 Deferred Payments.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

RESOLUTION DECLARED ADOPTED: FEBRUARY 7, 1977.

Nedra Viane, City Clerk

REQUEST FOR ADDITIONAL FUNDS
FARMINGTON YOUTH ASSISTANCE

The Farmington Youth Assistance is requesting an additional \$369.80 which was not budgeted in the 1976-77 budget year. The Farmington Youth Assistance presented a budget request for \$1,969.80 for the 1976-77 budget year but the budget officially adopted by Council provided for \$1,600.00. The Farmington Youth Assistance has an additional part-time employee assigned to it by Oakland County, and additional funds are needed to cover secretarial help and office supplies which are used by this part-time employee.

Councilman Bennett stated it was his opinion that at the time the Youth Assistance presented their budget, the Council had agreed to keep the allocation at the same level as the previous year and call to the attention of the two area youth service organizations the possible consolidation of these groups.

2-77-46

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT, the Farmington City Council hereby appropriates \$369.80 from the 1976-77 Contingency Fund to the Farmington Youth Assistance .

AYES: Tupper, Yoder, Hartsock, Richardson.

NAYS: Bennett

RESOLUTION DECLARED ADOPTED: FEBRUARY 7, 1977.

Nedra Viane, City Clerk

SURVEY - SENIOR CITIZENS CAB SERVICE

The Senior Citizens Cab Service has now been in existence since January, 1974. City Manager Deadman advised that a survey was taken of the service by contacting senior citizens selected at random who use this service. In talking to the senior citizens who use the service, it is apparent that this program is essential to their mobility. Of the twenty senior citizens surveyed, it was found that none of them had a reliable alternate method of transportation. Most said they are extremely pleased with the service, the only complaint being an occasional long waiting period for a ride. Without exception, they all complimented the drivers as being helpful and courteous. It is believed the service has proven itself worthwhile and should be continued.

1977 TAXICAB BOND PLATE RENEWALS

Mr. Vern Foster, General Manager, Yellow & Red Cab Company and Suburban Checker Cab, Inc., has requested renewal of bond plates to operate five taxicabs for the Yellow & Red Cab Company and six taxicabs for the Suburban Checker Cab, Inc., in the City of Farmington for the year 1977. The Public Safety Department has recommended renewal after an inspection of all vehicles.

2-77-47.

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED: That the Farmington City Council hereby authorizes the issuance of six (6) bond plates for 1977 Taxicab service in the City of Farmington to the Suburban Checker Cab, Inc.; and five (5) bond plates for 1977 Taxicab Service in the City of Farmington to the Yellow & Red Cab Company, 31376 Industrial Road, Livonia, Michigan, Mr. Vern Foster, General Manager.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper

NAYS: None

RESOLUTION DECLARED ADOPTED: FEBRUARY 7, 1977.

Nedra Viane, City Clerk

MISCELLANEOUS

BUILDING DEPARTMENT QUARTERLY REPORT

City Manager Deadman reviewed the Building Department Report for the quarter ended December 31, 1976.

2-77-48.

Motion by Tupper, supported by Yoder, to receive and file the Building Department Report for the Quarter ended December 31, 1976. Motion carried, all ayes.

COUNCIL PROCEEDINGS -9-

February 7, 1977

DEPARTMENT OF PUBLIC SAFETY
ANNUAL REPORT - 1976

Director Byrnes reviewed the 1976 Annual Report submitted for the Department of Public Safety.

2-77-49

Motion by Tupper, supported by Hartsock, to receive and file the Department of Public Safety Annual Report for 1976.

Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES
QUARTERLY REPORT ENDED DECEMBER 31, 1976

Director Jones reviewed the Department of Public Services quarterly report for the period ended December 31, 1976.

2-77-50

Motion by Tupper, supported by Bennett, to receive and file the Department of Public Services Quarterly Report ended December 31, 1976. Motion carried, all ayes.

FARMINGTON AREA RECREATION COMMISSION
DIRECTOR'S REPORTS - NOVEMBER AND DECEMBER, 1976

2-77-51

Motion by Bennett, supported by Yoder, to receive and file the Farmington Area Recreation Commission Director's Reports for November and December, 1976. Motion carried, all ayes.

MISCELLANEOUS COMMENTS

City Manager Deadman advised that the City Attorney Robert Kelly would have a report at the next meeting regarding the court case instigated by the City of Grand Rapids and Benton Harbor with relation to the Federal Grants temporary restraining order.

CLAIMS AND ACCOUNTS

2-77-52

Motion by Yoder, supported by Tupper, to approve the monthly bills as submitted: General Fund \$25,498.32; Water & Sewer Fund \$2,669.43.

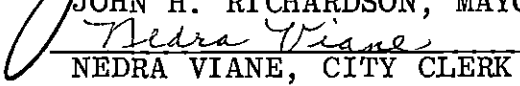
AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

MOTION CARRIED, ALL AYES.

Motion by Tupper, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes. Meeting was adjourned at 9:50 P.M.


JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Tuesday, February 22, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

Mayor John H. Richardson called the meeting to order at 8:00 P.M. Standard Time.

ROLL CALL: PRESENT: Bennett, Hartsock, Richardson, Tupper.
ABSENT: Yoder.

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Services Jones; Director of Public Safety Byrnes; City Clerk Viane.

MINUTES OF PREVIOUS MEETING

2-77-53

Motion by Tupper, supported by Bennett, to approve the minutes of the meeting of February 7, 1977 as printed. Motion carried, all ayes.

PUBLIC HEARINGS

VACATION OF 16 FT. ALLEY RUNNING NORTH AND SOUTH ALONG THE EAST PROPERTY LINE OF LOTS #11 AND #13, ASSESSOR'S PLAT NO. 7

Mayor Richardson opened the public hearing on the vacation of alley. City Manager Deadman advised that notices had been sent to property owners advising of the public hearing on the proposed vacation of the alley running north and south along the east property line of Lots #11 and #13, Assessor's Plat No. 7, and also the public utilities. The public utilities have responded that they have no objections to the vacation of this alley as proposed.

Mrs. Orene Habermehl, resident of 33431 Shiawassee, and owner of Lots #13 and #15, Assessor's Plat No. 7, spoke on her own behalf in opposition to the vacation of this alley.

Mr. David Cornwell, speaking as a representative of Salem United Church of Christ, who had originally requested the vacation of the alley, was present and stated that the Church had made this request as a 'first step' in determining the development of their property along Shiawassee.

Council wished to delay a decision on the vacation of this alley until the Council members had had an opportunity to visit the properties for further information.

COUNCIL PROCEEDINGS -2-
February 22, 1977

2-77-54

Motion by Tupper, supported by Hartsock, to table a decision on the vacation of alley running north and south along the east property line of Lot #11 and Lot #13, Assessor's Plat #7. Motion carried, all ayes.

REVIEW OF SPECIAL ASSESSMENT ROLL
SAD #76-67 MAPLE STREET PAVING

City Manager Deadman reported that bids had been taken for the paving of Maple Street which resulted in costs of \$21.61 per front foot for the street paving and \$1.35 per square foot for driveway approaches.

Mr. Deadman stated that a questionnaire had been sent out to all property owners inquiring whether or not they wished to have their driveway approaches paved at the same time as the paving of the street. At such time as it has been determined which driveway approaches will be paved, an amendment may be made to the assessment roll for the street paving, adding the costs of the driveway approaches.

Mayor Richardson opened the public hearing to the audience.

Questions concerning various aspects of the paving project were asked by Mr. Frank Valencic, 22449 Maple; Mr. Marc Koffman, 22750 Maple; Mr. Delbert Adams, 22770 Maple; and Mrs. William P. Roles, Jr., 22456 Maple.

There were no objections to the assessment roll.

2-77-55

Motion by Bennett, supported by Tupper, to close the public hearing on the review of the special assessment roll for Special Assessment District No. 76-67 Maple Street Improvements. Motion carried, all ayes.

2-77-56

RESOLUTION NO. 5

Motion by Tupper, supported by Bennett, to adopt the following Resolution:

WHEREAS, the City Council has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the Special Assessment District's share of street improvements to be located on Maple Street from Grand River Avenue south to Nine Mile Road, all of the above being located in the City of Farmington;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the City Council deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon are in proportion to benefits received;

COUNCIL PROCEEDINGS -3-
February 22, 1977

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$89,406.16 is hereby confirmed and shall be known as Special Assessment Roll No. 76-67.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on May 1, 1977, the second on July 1, 1978 and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of eight percent (8.00%) per annum, from May 1, 1977; Provided, however, after the issuance of bonds to be issued in anticipation of the collection of the unpaid assessments of said Special Assessment Roll, the City Treasurer be and is hereby directed to adjust said rate of interest to a rate which is not more than one percentage point (1.00%) in excess of the average rate borne by said bonds.
4. Said Special Assessment Roll No. 76-67 shall be placed on file in the Office of the City Clerk and the City Clerk is hereby directed to attach her warrant to a certified copy of the aforesaid special assessment roll within ten (10) days commanding the Assessor to spread the various sums and amounts appearing thereon on the Special Assessment Roll in the annual installments as directed by the City Council. The City Clerk is hereby directed to endorse the date of the adoption of this Resolution on said roll.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.

AYES: Hennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED February 22, 1977.

NEDRA VIANE, CITY CLERK

2-77-57

Motion by Bennett, supported by Hartsock, to adopt the following Resolution:

WHEREAS, the City Council of the City of Farmington intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount not to exceed in total \$95,000.00, for the purpose of defraying part of the cost to the City-at-large in connection with street improvements in the City; and

WHEREAS, a Notice of Intent to Issue Bonds must be published at least forty-five (45 days) before the issuance of the said bonds in order to comply with the requirements of Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended:

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a Notice of Intent to Issue Bonds in the Farmington Observer, a newspaper of general circulation in the City of Farmington, Michigan, which said notice of intent shall be in substantially the following form:

NOTICE TO ELECTORS AND TAXPAYERS OF THE CITY
OF FARMINGTON OF INTENT TO ISSUE BONDS SECURED
BY THE CITY'S TAXING POWER AND RIGHT OF
REFERENDUM RELATING THERETO

PLEASE TAKE NOTICE that the City Council of the City of Farmington intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount not to exceed in total \$95,000.00, for the purpose of defraying the special assessment district's share of the cost of constructing street improvements in the City, and to issue General Obligation Bonds of the City in the principal amount not to exceed in total \$23,000.00, for the purpose of defraying part of the cost to the City-at-large in connection with street improvements in the City. Said bonds will be payable in not more than ten annual installments, with interest at a rate or rates not to exceed 8.00% per annum on the balance of the bonds from time to time remaining unpaid.

SOURCE OF PAYMENT OF SPECIAL ASSESSMENT BONDS

THE PRINCIPAL AND INTEREST OF SAID SPECIAL ASSESSMENT BONDS shall be payable primarily from collections of an equal amount of special assessments, and the bonds shall also pledge the full faith and credit of the City of Farmington.

In case of the insufficiency of said special assessments, the principal and interest on said bonds shall be payable from the general funds of the City, or if necessary, from ad valorem taxes levied upon all taxable property in the City, without limitation as to rate or amount.

SOURCE OF PAYMENT OF GENERAL OBLIGATION BONDS

THE PRINCIPAL AND INTEREST OF SAID GENERAL OBLIGATION BONDS shall be payable from the general funds of the City, and the City is required by law to levy sufficient ad valorem taxes, if necessary, for the payment thereof upon all taxable property in the City, without limitation as to rate or amount.

RIGHT OF REFERENDUM

THE SPECIAL ASSESSMENT BONDS AND GENERAL OBLIGATION BONDS will be issued without vote of the electors unless a petition is signed by not less than 10% of the registered electors in the City and is filed with the City Council within forty-five (45) days after publication by depositing same in the Office of the City Clerk. If such a petition is filed, the bonds may not be issued unless approved by a majority vote of the electors of the City voting on the question of their issuance.

THIS NOTICE is given pursuant to the requirements of Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended.

Additional information concerning the bonds, the project for which said bonds are to be issued and the right of referendum will be furnished upon request at the office of the City Clerk, 23600 Liberty Street, Farmington, Michigan.

NEDRA VIANE, CITY CLERK

2. The City Council does hereby determine that the foregoing form of Notice of Intent to Issue Bonds, and the manner of publication directed, is adequate notice to the electors and taxpayers of the City of Farmington and is well calculated to inform them of the intention of the City to issue the bonds, the purpose of the bond issue, the security for the bonds, and the right of referendum of electors with respect thereto under all of the circumstances, and that the provision of forty-five (45) days within which to file a referendum petition is necessary and adequate to insure that the electors of the City of Farmington may exercise their legal rights of referendum with respect to the bonds, as provided by Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended.

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.

AYES: Bennett, Hartsock, Richardson, Tupper

NAYS: None

ABSENT: Yoder..

RESOLUTION ADOPTED: February 22, 1977.

NEDRA VIANE, CITY CLERK

MINUTES OF OTHER BOARDS

2-77-58

Motion by Bennett, supported by Tupper, to receive and file the Farmington Planning Commission minutes of February 14, 1977. Motion carried, all ayes.

2-77-59

Motion by Tupper, supported by Hartsock, to receive the Board of Education minutes of February 1, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM RESIDENTS TO ESTABLISH
GRACE STREET AS A ONE WAY STREET

Residents on Grace Street have requested Council's consideration of designating Grace Street as "one-way" for traffic inasmuch as the width of the street cannot accommodate two cars approaching in opposite directions.

2-77-60

Motion by Bennett, supported by Hartsock, to refer the matter of establishing Grace Street as a One Way Street to the Public Safety Department for review and recommendation. Motion carried, all ayes.

REQUEST FOR PROCLAMATION FROM THE
FARMINGTON COMMUNITY CENTER

Mr. George A. Nahstoll, President of the Board of Directors of the Farmington Community Center, has requested Council's support of their Annual Fund Drive in the form of a formal Proclamation designating the month of March as Farmington Community Center Month and permission to use this support in their publicity campaign.

2-77-61

Motion by Tupper, supported by Hartsock, to issue a proclamation designating the MONTH OF MARCH as FARMINGTON COMMUNITY CENTER MONTH in the City of Farmington and urging all residents to support the objectives and activities of the Center. Motion carried, all ayes.

REQUEST FROM CITY OF BERKLEY
FOR SUPPORT OF H.B. #4006

The City of Berkley has adopted a resolution urging the State Legislature to give favorable consideration to the passage of HB 4006 regarding State reimbursements to local governments for mandated costs, either in any new bill or in any State directive. They are requesting the Farmington City Council to support their position.

2-77-62

Motion by Tupper, supported by Bennett, to support H.B. #4006 pertaining to reimbursement to local government for State mandated costs and to communicate with our State Legislators

February 22, 1977

urging their favorable consideration to the passage of this House Bill #4006. Motion carried, all ayes.

RESIGNATION OF LAWRENCE MAYER
FROM HISTORICAL COMMISSION

Mr. Lawrence Mayer submits his resignation from the Historical Commission. He states that he does so because of his belief that the city's assessment practices have been unfair in reference to the Historical District.

2-77-63

Motion by Bennett, supported by Hartsock, that the City Council accept the resignation of Mr. Mayer and that a letter be forwarded to him in appreciation for his past service to the Commission. Motion carried, all ayes.

City Manager Deadman advised that the term of Lawrence Mayer and William T. Ingalls expires March 13, 1977. It was suggested that the newspapers ask that any citizens interested in serving on this commission contact the City Clerk or the City Manager.

REQUEST FOR PARADE PERMIT
MEMORIAL DAY PARADE--MAY 30, 1977

The Veterans Memorial Day Services are requesting a permit to conduct the Annual Memorial Day Parade on May 30, 1977. As usual, the parade will begin at 10:00 A.M. at the Farmington Plaza on Mooney and Grand River and proceed to the Veterans Monument for a memorial ceremony.

2-77-64

Motion by Bennett, supported by Tupper, to grant permission to the Veterans Memorial Day Services to conduct a parade on May 30, 1977. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

BIDS - MAPLE STREET PAVING

The following bids were received on February 15, 1977 at 2:00 P.M.; for the paving of Maple Street from Grand River to Nine Mile Road:

McCarthy Contracting Company	\$102,246.55
Tiseo Construction Company	110,408.50
D'Orazio Construction Co.	111,736.50
Ajax Paving Industries	116,462.00
The Cooke Contracting Co.	124,413.00
The Bilardone Co.	125,022.50
Angelo D'Orazio Paving, Inc.	126,004.50
Ministrelli Construction Co.	145,240.50
Fort Wayne Construction, Inc.	150,531.25

The City Engineers, Orchard, Papke, Hiltz & McCliment, Inc. have reviewed the bids and find the low bidder, McCarthy Contracting Company, qualified to perform this work. They recommend the contract be awarded to McCarthy Contracting Co.

COUNCIL PROCEEDINGS -8-
February 22, 1977

City Manager Deadman stated that the McCarthy Contracting Company had worked for the City of Farmington on several projects in the past and that their work had been satisfactory and of the highest quality.

2-77-65

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED THAT:

The Farmington City Council hereby awards the contract for the paving of Maple Street from Grand River south to Nine Mile Road to the McCarthy Contracting Company, 25882 Orchard Lake Road, Farmington Hills, Michigan, in the amount of \$102,246.55, and

BE IT FURTHER RESOLVED THAT:

The City Council hereby authorizes the temporary funding of this project from the General Fund, pending sale of the Special Assessment and General Obligation Bonds.

AYES: Richardson, Tupper, Bennett, Hartsock

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED: February 22, 1977

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO AGREEMENT
WITH OAKLAND COUNTY FOR CONTINUATION OF
C.E.T.A. PROGRAM

Oakland County has been designated as the eligible applicant for C.E.T.A. funds and the City of Farmington has been granted the status of a Sub-Grantee under this program. The County is requesting that the Sub-Grantee enter into an Agreement which makes the Sub-Grantee responsible for any claim made by the Secretary of Labor for ineligible expenditures incurred by the Sub-Grantee for which the Sub-Grantee is culpable, and that the County shall be held harmless from such claims. If a Sub-Grantee is found to have violated the federal law or any of the regulations which the Sub-Grantee should have been aware of, the Sub-Grantee shall be responsible for reimbursement to the County in full.

2-77-66

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED; that the Farmington City Council hereby authorizes the City Manager to enter into an Agreement with Oakland County in conjunction with the Comprehensive Employment

and Training Act Program, making the city, as a Sub-Grantee, responsible for the reimbursement of funds to the Secretary of Labor for expenditure of ineligible funds incurred by the Sub-Grantee, and for which the Sub-Grantee is culpable, and that the County of Oakland shall be held harmless from such claims.

AYES: Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED: February 22, 1977.

NEDRA VIANE, CITY CLERK

ACCEPTANCE EVERGREEN-FARMINGTON
POLLUTION CONTROL FACILITIES
STEP I PLANNING GRANT

In December, 1975 the City Council agreed to participate with Oakland County in a joint request to the Federal Environmental Protection Agency for a Step I Facilities Planning Grant to obtain studies, reports and plans for the control of pollution in the Evergreen-Farmington Sewage Disposal System. This system services the westerly portion of the city.

As a result of this request, the County has received an Offer of Grant from the U. S. EPA for planning activities on the subject property. The terms of the grant offer require that the County and other members of government who are participating in this study execute a Grant Agreement within three weeks of receipt of the offer.

2-77-67

Motion by Bennett, supported by Hartsock, to adopt the following Resolution:

WHEREAS, the City of Farmington, Oakland County, Michigan, has agreed with the need for studies of pollution control facilities within the Evergreen-Farmington Sewage Disposal System districts; and

WHEREAS, a Federal Grant to assist in funding said studies has been applied for and a Grant Offer received on February 8, 1977, by the lead applicant, the County of Oakland, Drain Commissioner, County Agency; and

WHEREAS, said Grant Offer requires execution of a Grant Agreement within three weeks of receipt;

NOW, THEREFORE, BE IT RESOLVED, that the City of Farmington, Oakland County, Michigan, hereby:

1. Concurs in the execution of the Federal Grant Agreement by the lead applicant for pollution control studies in the Evergreen-Farmington Sewage Disposal System districts.

COUNCIL PROCEEDINGS -10-
February 22, 1977

2. Acknowledges receipt of such Grant Agreement and agrees to comply with all applicable provisions and conditions.
3. Concurrence to accept said Grant Offer shall limit the City's financial obligations not more than \$500.00 without further approval of the City.

AYES: Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED: February 22, 1977.

NEDRA VIANE, CITY CLERK

1977 RENEWALS CLASS "C" LIQUOR LICENSES

The Michigan Department of Commerce, Liquor Control Commission, each year requests the city to present any objections to the renewal of local Class "C" Liquor Licenses if there are any. If no objections are presented, the liquor licenses will be automatically renewed by the Commission the latter part of March. City Manager Deadman advised that the Council does not need to take any action at this time unless there are objections to any of the renewals.

The following Class "C" or Club Licenses are being reviewed:

The Huron River, Hunting & Fishing Club	22575 Farmington Road
Stein Haus	23612 Farmington Road
Dunleavy's	34505 Grand River
Danish Inn	32305 Grand River
Old Village Inn	33338 Grand River
Rustic Pub	31030 Grand River
Bel Aire Lanes	24001 Orchard Lake Rd.

AUTHORIZATION TO INCREASE APPLICANT
FINGERPRINTING CHARGES

Due to an increase to \$8.00 for all non-criminal fingerprints received and processed by the Michigan State Police, the Public Safety Department is requesting permission to increase the charges made by the City of Farmington for fingerprinting.

The City presently charges \$2.00 for residents and \$4.00 for non-residents for taking an applicant's fingerprints. It is requested that a new fee of \$10.00 for residents and \$12.00 for non-residents be established to cover the additional \$8.00 charged by the Michigan State Police for processing.

February 22, 1977

2-77-68

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED:

The Farmington City Council hereby establishes a fee of \$10.00 for residents and \$12.00 for non-residents of the City of Farmington for the fingerprinting and processing of all non-criminal fingerprint cards by the Department of Public Safety.

AYES: Hartsock, Richardson, Tupper, Bennett.

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED: February 22, 1977.

NEDRA VIANE, City Clerk

PROPOSED LANDSCAPING PROJECT FOR
THE CENTRAL BUSINESS DISTRICT

City Manager Deadman explained the landscape plans for the Central Business District received from the Oakland County Planning Department. The estimated cost of the project is \$41,200.00, for planters located on the public right of way and an additional \$12,100 for planters located on private properties which are open to view along the Grand River-Farmington Road right of way.

City Manager Deadman pointed out that there are several alternative methods of financing which may be available to Council should they decide to implement this plan.

1. Special assess the property owners within the CBD using a method to be determined by Council in determining benefit.
2. Combination of City-at-large funds and special Assessments.
3. Combination of Special Assessment and Community Development funds.
4. Apply an Ad Valorem real property tax within the CBD through the use of a Downtown Authority.
5. Any combination of the above.

City Manager Deadman also stated there was one other way, he had just learned about, and that is a CETA Program which is project oriented. He stated he had taken the liberty of filing a tentative application to provide all of the labor and at least 15% of the materials to be used. He did not know whether we would be qualified for this funding or not.

2-77-69

Motion by Bennett, supported by Hartsock, to adopt the proposed Landscaping Project for the Central Business District and instruct the City Manager to prepare a detailed report covering methods of financing and implementation of the project. Motion carried, all ayes.

PROPOSAL TO ESTABLISH A DOWNTOWN
DEVELOPMENT AUTHORITY

The Planning Commission has worked with several consultants over the past ten years to develop and implement plans to improve the Central Business District. As part of this community's on-going effort to stop deterioration and to improve the business climate within the Central Business District, the Planning Commission now recommends that the City Council establish by Ordinance a Downtown Development Authority as provided for in Michigan Act 197 of 1975.

Act 197 provides the means to establish a Downtown Development Authority and prescribes the power and duties of the Authority. The purpose of the Authority is to promote economic growth in the Central Business District with the development and implementation of plans which may improve street layouts, pedestrian walkways, landscaping and beautification, parking facilities, structures and public utilities which service the Central Business District. It further provides methods of financing to carry out the plans which have been developed by the Authority and approved by the Council.

The Act provides that a municipality may establish an Authority when the municipality has determined that it is necessary for the best interest of the public to halt property value deterioration and increase property tax evaluation where possible in the business district. The Authority would be supervised by a Board consisting of the Chief Executive Officer of the City and eight members appointed by the Chief Executive Officer of the municipality, subject to approval by the governing body of the municipality. At least five of the members shall be persons having an interest in property located in the Downtown District if that district has 100 or more persons residing within it.

The Board may be sued and be sued by any court of this State and has all of the powers necessary to carry out the purpose of its incorporation. The Board may prepare an analysis of economic changes taking place in the Downtown District and develop long range plans designed to halt deterioration of property values and promote economic growth. Further, they may take such steps as may be necessary to persuade property owners to implement plans to the fullest extent possible.

The Board may make and enter into contracts necessary to exercise its powers; acquire, rent or lease property; fix charges; collect fees for the use of property or buildings under its control; and improve land by construction, reconstruction or renovation within the Downtown District.

The programs of the Authority may be financed by donations to the Authority or by approving a 2-mill ad valorem property tax to the real property located within the limits of the Downtown District if such tax is approved by the City Council. The Authority may borrow money, and issue revenue bonds pursuant to the State Statute with the permission of the City Council. The City may by resolution of the Council also sell General Obligation Bonds subject to the limitations of this act.

Once Council agrees that an Authority may be a viable method to deal with the continuing problems of building deterioration, parking needs, aesthetic appeal and commercial viability of the Farmington Central Business District, Act 197 provides a method to implement the Authority as follows:

Council may by resolution declare their Intent to create and provide for the operation of an Authority. In the Resolution of Intent, the governing body shall set a date for holding a Public Hearing on the adoption of a proposed Ordinance creating the Authority and defining the boundaries of the Downtown District. The Notice of Intent would be published in the local paper and mailed to each of the property owners within the proposed district, not less than 20 days before the public hearing.

After the Public Hearing, if Council intends to proceed with the establishment of the Authority, it may establish an Ordinance designating the boundaries of the Downtown District within which the Authority may exercise its powers.

2-77-70

Motion by Tupper, supported by Hartsock, to authorize the City Manager to draft a proposed Resolution of Intent to create and provide for the operation of a Downtown Development Authority and a Map defining proposed boundaries of the Downtown District. Motion carried, all ayes.

AUTHORIZATION TO INTERVENE IN LAWSUIT
GRAND RAPIDS VS. U. S. DEPT. OF COMMERCE

City Attorney Kelly requests authorization to intervene on behalf of the City of Farmington in the Grand Rapids vs. U. S. Department of Commerce Lawsuit. Grand Rapids contends that the projects which were approved for funding by the US Department of Commerce were approved, knowing that incorrect data was used in establishing priority points. The result of this trial could affect the City's Public Works project and by intervening we can be certain that the City will be informed at each step of the proceedings so that we can make a determination as to what position, if any, the City should take as the case proceeds towards trial.

2-77-71

Motion by Bennett, supported by Hartsock, to authorize the City Manager to instruct the City Attorney to intervene on behalf of the City of Farmington in the Grand Rapids vs. U. S.

February 22, 1977

Department of Commerce lawsuit. Motion carried, all ayes.

MISCELLANEOUS

1977 PROPERTY ASSESSMENTS

City Manager Deadman submitted a report developed by the City Assessor, John Sailer, indicating how a 10% increase was spread across the City of Farmington's real property assessments to reflect the sales studies made by Oakland County which indicated the City is presently under-assessed by some 10%.

City Assessor John Sailer was present to discuss the recent changes in assessments proposed for 1977. The Assessing Department has begun a multi-year program of physically inspecting residential and other types of property within the City in an effort to correct any discrepancies in property descriptions. This type of inspection has not been done within the City since the late 1950s. With the addition of summer help, the Assessing Department will be able to complete this reassessment process over the next four years.

SCHEDULE SPECIAL COUNCIL MEETING TO REVIEW AND AWARD BID FOR THE FIRST PHASE OF THE PUBLIC SERVICES FACILITY

A Special Meeting of the Farmington City Council was scheduled for Monday, February 28, 1977 at 7:30 P.M. to review and award the contract for Phase I of the Public Services Facility.

FINANCIAL REPORT - GENERAL FUND 7 MONTHS ENDED JANUARY 31, 1977

2-77-72

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report - General Fund for the 7 months ended January 31, 1977. Motion carried, all ayes.

FARMINGTON YOUTH ASSISTANCE QUARTERLY REPORT--(OCTOBER THRU DECEMBER, 1976)

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Youth Assistance Quarterly Report (October-December, 1976). Motion carried, all ayes.

Mayor Richardson asked that the matter of consolidation of the Farmington Youth Assistance and the Farmington Area Advisory Council be placed on the Agenda of the March 7th Council Meeting.

CLAIMS AND ACCOUNTS

2-77-73

Motion by Tupper, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$7,416.21; Water & Sewer Fund \$1,127.61.


AYES:	Tupper, Bennett, Hartsock, Richardson.
NAYS:	None
ABSENT:	Yoder
MOTION CARRIED.	

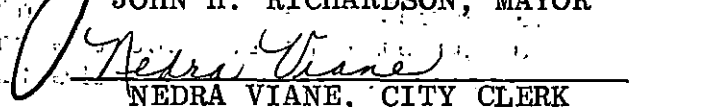
February 22, 1977

ADJOURNMENT

Motion by Hartsock, supported by Tupper, to adjourn the meeting.
Motion carried, all ayes.

Meeting was adjourned at 10:40 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was held Monday, February 28, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL PRESENT: Hartsock, Richardson, Tupper, Yoder.
ABSENT: Bennett

Councilman Bennett arrived after Roll Call at 8:05 P.M.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Jones, Attorney Kelly, Clerk Viane.

BIDS: OFF-SITE DEVELOPMENT
PUBLIC SERVICES FACILITY

The following bids were received on February 24, 1977 for Off-Site Development and Sewer Work at the Public Services Facility:

- | | |
|-----------------------------------|--------------|
| 1. L & M Excavating Company | \$58,180.65* |
| 2. Abbott-Peterson Contracting | 64,975.50 |
| 3. Polsinelli Company | 69,727.09 |
| 4. Dullinger Excavating, Inc. | 69,868.00 |
| 5. Constantine Bros. Inc. | 74,028.75* |
| 6. Tri-Co Construction, Inc. | 78,415.00 |
| 7. DiPonio & Morelli Construction | 84,985.60 |
| 8. Paul F. Heinke | 88,392.40* |
| 9. DiNello Construction Company | 88,880.30 |
| 10. The Morrison Company | 89,884.15* |

*corrected by City Engineer

The L & M Excavating Company submitted a letter requesting that their bid be withdrawn inasmuch as they had made an error in submitting their bid. They are requesting Council's approval of this Letter of Withdrawal of Bid.

City Engineer Hiltz has interviewed the second low bidder, Abbott-Peterson Contracting Company and finds them to be well qualified to perform the work on this project as bid.

COUNCIL PROCEEDINGS -2-
February 28, 1977

There was discussion regarding the L & M Excavating Company and the Letter of Withdrawal of Bid.

2-77-74

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby accepts the Letter of Withdrawal of Bid from the L & M Excavating Company, 939 East Woodruff, Hazel Park, Michigan 48030, signed by Mario Sardo, Vice-President; and accept the bid of the Abbott-Peterson Contracting Company, 266 Sycamore St., Oxford, Michigan 48051, in the amount of \$64,975.50 for the Off-Site Development and Sewer Work at the Public Services Facility.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None

RESOLUTION DECLARED ADOPTED FEBRUARY 28, 1977.

NEDRA VIANE, CITY CLERK

City Manager Deadman reminded members of the Council that there was a meeting with Farmington Hills scheduled for March 2, 1977 at 8:00 P.M.

2-77-75

Motion by Tupper, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 8:20 P.M.

JOHN H. RICHARDSON, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was called to order at 8:00 P.M. Monday, March 7, 1977 by Mayor John H. Richardson, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

ROLL CALL: PRESENT: Bennett, Hartsock, Richardson, Tupper and Yoder.

ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, City Clerk Nedra Viane

MINUTES OF PREVIOUS MEETINGS

3-77-74

Motion by Hartsock, supported by Bennett, to approve the minutes of the meeting of February 22, 1977 and the meeting of February 28, 1977 as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

3-77-75

Motion by Yoder, supported by Hartsock, to receive and file the Farmington Historical Commission minutes of February 16, 1977. Motion carried, all ayes.

3-77-76

Motion by Bennett, supported by Tupper, to receive and file the Farmington Community Library minutes of February 10, 1977. Motion carried, all ayes.

3-77-77

Motion by Tupper, supported by Hartsock, to receive the Board of Education minutes of February 15, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST TO SPLIT PROPERTY AT
33551 SHIAWASSEE INTO TWO LOTS

3-77-78

Motion by Bennett, supported by Hartsock, to grant permission to Mrs. Geraldine Dielenhein to split property at 33551 Shiawassee Street, into two parcels.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

MOTION CARRIED.

COUNCIL PROCEEDINGS -2-
March 7, 1977

REQUEST FOR PROCLAMATION FROM
FARMINGTON COMMUNITY LIBRARY

3-77-70

Motion by Bennett, supported by Yoder, to issue a proclamation designating the week of April 17-23 as NATIONAL LIBRARY WEEK. Motion carried, all ayes.

VETERANS MEMORIAL DAY PARADE

Mr. Carroll L. Weatherford, Sr., Chairman, Veterans Memorial Parade has invited the Council to participate in the Annual Memorial Day Parade honoring the men and women who gave the supreme sacrifice in defense of their country. The parade will begin at 10:00 A.M. and last approximately 90 minutes. Following the parade there will be an Open House at the American Legion Hall. Council is invited to participate. City Manager Deadman, will advise Mr. Weatherford of Council's acceptance.

PROCLAMATION TO CITY OF HOWELL
RE: LIVINGSTON CARE CENTER

Livingston Care Center in the City of Howell has recently been constructed by Dr. Edwin Blumberg, owner of the Oak Hill Nursing Home in the City of Farmington. The Livingston Care Center is a totally new concept for the State of Michigan, which permits people requiring various degrees of health care to be accommodated on one site.

The City Council wished to express congratulations to the Mayor of the City of Howell upon the opening of this facility in his city.

3-77-80

Motion by Yoder, supported by Tupper, to issue a proclamation congratulating Mayor James Young upon the opening of the Livingston Care Center. Motion carried, all ayes.

OAKLAND COUNTY BOARD OF ROAD COMMISSIONERS
RE: TRI COUNTY REGIONAL TRANSIT CONCEPT

The Wayne and Oakland County Road Commissions have developed a tri-county regional transit concept as a realistic and affordable alternative to the SEMTA heavy rail (subway) plan. The Road Commissioners are available to further explain in detail and answer any questions regarding this plan.

Council agreed to request a presentation for the next Council meeting at 7:30 P.M. March 21, 1977. City Manager will arrange this meeting.

LETTER FROM MARY ANN COYLE REGARDING
APPRECIATION FOR SERVICE FROM F.A.A.C.

3-77-81

Motion by Tupper, supported by Bennett, to receive and file the letter received from Mrs. Mary Ann Coyle, 7440 Heather Heath Lane, W. Bloomfield. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
March 7, 1977

REQUEST FOR ADDITIONAL CREW CHIEF
DEPARTMENT OF PUBLIC WORKS

City Manager Deadman reported that the Director of Public Services, David L. Jones, has requested an additional Crew Chief for the proper maintenance of the city's public facilities. He proposes the upgrading of one of the department's existing personnel to this position. This new position will provide the department with two Crew Chiefs supervised by a Foreman. The Crew Chief is a working member of the crew he supervises and is allowed to operate all the equipment and vehicles used by the Department of Public Works. By upgrading one of the department's present Maintenance Man III to this new position, the salary expenses for the department would be increased by \$312.00 per year.

3-77-82

Motion by Tupper, supported by Hartsock, to authorize the City Manager to appoint one additional Crew Chief in the Department of Public Works, effective April 4, 1977. Motion carried, all ayes.

PROPOSED ADJUSTMENTS
COMMUNITY BLOC GRANT 1976-77
AND 1977-78

City Council in the development of the 1976-77 Community Development Bloc Grant allocated \$6,000.00 for the funding of low interest loans. The Committee which reviews the grant applications has stated that of those applications pending in the Grant category, none of the grantees have the financial capability to qualify for a subsidized loan, as they do not have the ability to pay back the interest and principal if a loan were granted to rehabilitate their residence. The County still has in the city's account some \$8700.00 to fund loan applications; therefore, the pending loan applications will no doubt be funded.

3-77-83

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED: That the Farmington City Council hereby transfers \$6,000.00 previously allocated in the 1976-77 Community Development Bloc Grant for loans to the funding of grants.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

RESOLUTION DECLARED ADOPTED: March 7, 1977

Item #4 of our 1977-78 Community Development Bloc Grant program allocates \$9,000.00 to a category called "Additional Parking-- Central Business District". City Manager Deadman and the County Community Development Coordinator recommend allocating this money to a general category of Downtown Redevelopment, thereby adding flexibility to the program.

COUNCIL PROCEEDINGS -4-
March 7, 1977...

3-77-84

Motion by Yoder, supported by Bennett, that the following resolution be adopted:

BE IT RESOLVED: That the category "Additional Parking--Central Business District" in the 1977-78 Community Development Bloc Grant Program be deleted and a new category of "Downtown Redevelopment" be added, and

BE IT FURTHER RESOLVED: That the \$9,000.00 allocated to the "Additional Parking--Central Business District" be transferred to the new category of "Downtown Redevelopment".

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: March 7, 1977.

A category entitle "Senior Citizens Telephone Reassurance Service" in the 1977-78 Community Development Bloc Grant Program has been allocated the amount of \$2,000.00. Due to a change in the structure of the Recreation Department which would have implemented this service, there may be some difficulty implementing this service at the present time. This program could still be provided in the future, once we have an opportunity to develop a mechanism to supervise and operate the service. City Manager has recommended that these funds be transferred to better serve the city by applying the funds to Community Housing Repair.

3-77-85

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the transfer of \$2,000.00 from the 1977-78 Community Development Bloc Grant program previously allocated for the Senior Citizens Telephone Reassurance Service to Community Housing Repair.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.

NAYS: None

RESOLUTION DECLARED ADOPTED: March 7, 1977.

PROGRESS REPORT SEWER SEPARATION
FACILITIES PLANNING GRANT

The preliminary draft of the Facilities Plan as required by Step 1, EPA Grant, is nearing completion and indicates that two areas of the city are subject to excessive in-flow and/or infiltration in the sewer system. Federal regulations covering improvements with federal funds require a Sewer System Evaluation Survey to determine the source of the excessive flow. Approval must come from the Department of Natural Resources and the Federal Office of the EPA, regarding this testing.

COUNCIL PROCEEDINGS -5-
March 7, 1977

After the DNR has had an opportunity to evaluate the current Step I study, the city will request an amendment to the Grant so the funding can be made available to conduct the Sewer System Evaluation Survey.

The necessity to conduct a Sewer Systems Evaluation Survey will cause a serious delay in our Sewer Separation Project. DNR has reported that any project not ready for Phase III (Construction) by September 1, 1977, will not receive funding from the \$600 million currently available to the State of Michigan for EPA projects. The Federal legislation which permits funding of EPA Projects will expire this year, making it necessary to rely on the passage of future legislation and appropriation by the Federal Government for the completion of the city's Sewer Separation Project.

City Manager Deadman advised Council that Senator Muskie is currently attempting to have legislation passed which would extend EPA Grant Monies under the current guidelines for two additional years. If such legislation should be passed, it is essential that the City of Farmington complete its Phase I and Phase II work during this two-year period inasmuch as future guidelines for EPA projects may change. Projects such as Farmington's may not qualify for funding under new guidelines.

3-77-86

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby supports the proposed legislation of Senator Edmund S. Muskie which would extend the current EPA legislation for two additional years without amendment, and

BE IT FURTHER RESOLVED:

That copies of this Resolution be forwarded to Senator Griffin, Senator Riegle and Representative Brodhead urging their support.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: March 7, 1977.

AUTHORIZATION TO RECEIVE BIDS
FOR TWO POLICE VEHICLES

The Department of Public Safety has allocated sufficient funds in the 1976-77 fiscal budget to purchase two additional police vehicles. As a result of an initial experiment using a Chevrolet Nova as a police vehicle, it has been concluded that this vehicle is probably the finest police car available to date through a major manufacturer. Therefore, based on this experience, authorization to receive closed bids on Chevrolet Nova vehicles is requested.

COUNCIL PROCEEDINGS -6-
March 7, 1977

3-77-87

Motion by Bennett, supported by Hartsock, to authorize the City Manager to receive bids for Two (2) Chevrolet Nova Police Vehicles to replace the two 1975 Plymouth Grand Fury vehicles. Motion carried, all ayes.

TABLED REQUEST TO VACATE ALLEY
ADJACENT TO LOTS 11 and 13
ASSESSOR'S PLAT NO. 7

After members of the Council visited the site of this alley and after much discussion, it was the consensus of the Council that this alley is actually a "paper alley" and boundaries were very difficult to determine at this time. It was suggested by Councilman Bennett that perhaps there are other such cases in the City of Farmington and that a study should be made to point out these alleys for future vacating all at one time.

3-77-88

Motion by Bennett, supported by Tupper, to instruct the City Manager to make a study of all alley structures in the city and that all such "paper alleys" be vacated as a group at a later date. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND
8 MONTHS ENDED FEBRUARY 28, 1977

3-77-89

Motion by Bennett, supported by Yoder, to receive and file the General Fund Financial Report for the eight months ended February 28, 1977. Motion carried, all ayes.

PROPOSED 1977-78 BUDGETS
FARMINGTON YOUTH ASSISTANCE
FARMINGTON AREA ADVISORY COUNCIL

3-77-90

Motion by Bennett, supported by Hartsock, to receive the proposed 1977-78 budget from the Farmington Youth Assistance and refer the request for funding to the City Manager for recommendation. Motion carried, all ayes.

3-77-91

Motion by Bennett, supported by Yoder, to receive the proposed 1977-78 budget from the Farmington Area Advisory Council and refer the request for funding to the City Manager for recommendation. Motion carried, all ayes.

PUBLIC HEARING TO REVIEW USE OF
REVENUE SHARING FUNDS IN THE 1977-78
BUDGET YEAR

3-77-92

Motion by Tupper, supported by Hartsock to establish a Public Hearing to review proposed uses for the 1977-78 Budget Year Revenue Sharing Funds for 8:00 P.M. Monday, March 21, 1977. Motion carried, all ayes.

COUNCIL PROCEEDINGS -7-
March 7, 1977

CITY'S RECREATION PROGRAM

As a result of recent action by the Farmington Hills City Council, it is apparent that the City of Farmington Hills will be establishing their own Recreation Department. The Farmington Hills City Council has stated that their new department would begin July 1, 1977.

Mayor John Richardson has requested direction from the Farmington City Council regarding means to provide uninterrupted recreational services to our citizens, until such time as the City of Farmington has alternate plans for providing its own Recreation Department.

City Council was in agreement that we should continue all programs through their normal termination dates and equitably work out the costs involved for programs terminating after June 30, 1977.

CLAIMS AND ACCOUNTS

3-77-93

Motion by Bennett, supported by Yoder, to approve the monthly bills as submitted: General Fund \$13,874.92; Water & Sewer Fund \$1,234.68.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.


NAYS: None


MOTION CARRIED.

ADJOURNMENT

Motion by Tupper, supported by Hartsock, to adjourn the meeting.
Motion carried, all ayes.

Meeting was adjourned at 10:00 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, March 21, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The meeting was called to order at 7:30 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Bennett, Hartsock, Richardson, Tupper.

ABSENT: Yoder.

CITY OFFICIALS PRESENT: City Manager Deadman, Director of Public Safety Byrnes, Assessor Sailer and Clerk Viane.

MINUTES OF PREVIOUS MEETING

3-77-94.

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting of March 7, 1977 as published. Motion carried, all ayes.

OAKLAND COUNTY ROAD COMMISSION PRESENTATION TRI-COUNTY REGIONAL TRANSIT CONCEPT

Mr. Bill Fognini, Oakland County Road Commission representative, made a presentation for "An Affordable Alternative", a Tri-County Public Transportation Plan, developed by the Oakland and Wayne County Road Commissions. This plan was developed after the Road Commissions had engaged a firm to make a study of current needs of the Counties. This study determined that an alternative plan to that proposed by SEMTA could be designed to meet present and future needs on an equitable and affordable basis.

The Alternative Transit Plan consists of Light Rail Transit (LRT), Bus Rapid Transit, Park-and-Ride Express, and Para-Transit Services. The Alternative Transit Plan will cost approximately \$820 million to provide the regional service proposed. The Federal Department of Transportation has committed \$600 million and Governor Milliken has pledged an additional \$220 million for southeastern Michigan transit.

Mr. Fognini presented a slide and sound projector presentation of this plan in detail. He requested that Council support this Alternative Transit Plan by way of a resolution approving this plan to be forwarded to SEMTA and UMTA. There was no action taken by the Council at this time.

PUBLIC HEARING

REVIEW OF PROPOSED USES FOR REVENUE SHARING FUNDS FOR THE 1977-78 FISCAL YEAR

This Public Hearing was being held in compliance with Federal requirements prior to submission of proposed budget to the City Council. Proper notice of this public hearing has been published in the Observer Newspaper. There were approximately 65 persons in attendance at this public hearing.

COUNCIL PROCEEDINGS -2-
March 21, 1977

Mr. Deadman advised that in the past revenue sharing funds had been used to supplement the General Fund budget to ward off a larger tax increase than if the money was not available; for police salaries; for the senior citizen recreation program, the senior citizen transportation program. Mr. Deadman asked if there were any further suggestions from those in attendance.

There were no comments from the audience.

Motion by Tupper, supported by Hartsock, to close the Public Hearing. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

3-77-95

Motion by Bennett, supported by Tupper, to receive and file the Farmington Planning Commission minutes of March 14, 1977. Motion carried, all ayes.

3-77-96

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Board of Education minutes of March 1, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR HEARING FROM RESIDENTS
REGARDING PROPERTY TAX ASSESSMENTS

Mr. John Cotton, 33318 Oakland, addressed the Council on behalf of homeowners in the Historical District area regarding the recent increases in property assessments. They believe the peculiar problems of owners of older homes should be treated differently.

City Assessor John Sailer presented a Comparison of Sales/Assessment Ratios for the past seven years, comparing the Historical District Neighborhood with a typical neighborhood located elsewhere in the city. This comparison indicated that the Historical District Neighborhood has been under-assessed for many years. He stated the law requires the properties be assessed at 50% of true cash value and the Assessor is bound to follow the law.

Councilman Hartsock stated he would suggest that Council communicate with the State legislators, presenting the problem as it has been presented to Council and hopefully in the near future some tax relief can be received for owners of Historical District homes.

Comments were made during the discussion by the following homeowners:

COUNCIL PROCEEDINGS -3-
March 21, 1977

Mr. Crane, 23914 Farmington Road; Mrs. Joyce McGinnis, 23928 Grand River; Mrs. Josephine Fink, 33435 Shiawassee; and Mr. Michael Maza, 33221 Oakland, Mr. Lee Peel, 33436 Shiawassee.

Mr. Paul Schreiber, 34024 Oakland, Chairman of the Historical Commission, stated he was disturbed by the overt use of the Historical District as a reason for increasing assessed valuations. It was his opinion that this would destroy historic preservation in Farmington.

Additional comments were heard from Mrs. Guy, 33503 Shiawassee; Mrs. Margaret Walker, 33341 Shiawassee; Mrs. Orene Habermehl, 33431 Shiawassee; Mr. Richard Timmer, 33808 Grand River, and Mrs. Margaret Miller, 23734 Warner.

Mayor Richardson called for a short recess before proceeding with the balance of agenda items.

The meeting reconvened at 10:20 P.M.

REQUEST FOR VARIANCE TO CITY CODE
TO ERECT A SIX FOOT FENCE

Mr. and Mrs. Leonard A. Tadrzynski, 23842 Beacon Drive, have requested permission to erect a six foot fence at the rear of their property and require a variance to the city code which limits the height of fences to 5½ ft.

3-77-97

Motion by Tupper, supported by Hartsock, to grant a variance to the City Code to Mr. and Mrs. Leonard A. Tadrzynski, 23842 Beacon Drive, to erect a six foot fence at the rear of their property. Motion carried, all ayes.

REQUEST FOR PERMISSION TO USE
TIRE VAN AND PENNANTS AT 32410
GRAND RIVER DURING TIRE SALE

Mr. Edward J. Strye, owner of Strye's Standard Service Station, 32410 Grand River Avenue, has requested permission to conduct his annual tire sale from April 1 to April 18, 1977 and to use a tire van, which is a large trailer, to advertise this sale. He would also like to use pennants around the perimeter of his station as further advertisement of the sale.

3-77-98

Motion by Bennett, supported by Tupper, to grant permission to Mr. Edward J. Strye, Strye's Standard Service, to conduct an annual tire sale, using a tire van and pennants to help advertise the event. Motion carried, all ayes.

REQUEST FOR PERMISSION TO HOLD A
CARNIVAL/FAIR - ST. GERALD'S CHURCH

The St. Gerald's Church, 21300 Farmington Road, are planning a fund-raising fair over the Memorial Day Weekend, May 27-30, 1977. They are requesting a permit to hold this function. The committee planning this event has provided for security, insurance, reasonable hours, parking and supervision and have received approval from adjoining property owners.

3-77-99

Motion by Bennett, supported by Hartsock, to grant permission to St. Gerald's Church, 21300 Farmington Road, to hold a Carnival/Fair on their property May 27-30, 1977; and further, that the license required for this type function be waived for this charitable function. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
"PRIVATE PROPERTY WEEK"

The Western Wayne Oakland County Board of Realtors are recognizing April 17-23, 1977 as "Private Property Week" and request City Council to issue a proclamation directing attention to the basic right of every American to own real property, a right that makes our nation distinctly different from others throughout the world.

3-77-100

Motion by Bennett, supported by Tupper, to issue a Proclamation designating April 17-23, 1977 as "Private Property Week" in the City of Farmington. Motion carried, all ayes.

RESIGNATION FROM FARMINGTON
BEAUTIFICATION COMMITTEE

Mrs. Doris Bruckler advises that she will have to discontinue her membership on the Farmington Beautification Committee due to health problems. She has been a member for the past year. She submits her resignation effective as of March 9, 1977.

3-77-101

Motion by Hartsock, supported by Tupper, to accept the resignation of Mrs. Doris Bruckler from the Farmington Beautification Committee effective March 9, 1977 and extend our appreciation to her for past service while a member of this committee. Motion carried, all ayes.

PUBLIC SAFETY UNION CONTRACT NEGOTIATIONS

City Manager Deadman advised that his office has completed negotiations with Teamsters Local #214, representing the Public Safety Officers, and a new three-year contract commencing July 1, 1976 through June 30, 1979, has been successfully negotiated.

COUNCIL PROCEEDINGS -5-
March 21, 1977

Council reviewed the various aspects of wages and fringe benefits as submitted by City Manager Deadman:

3-77-102

Motion by Bennett, supported by Tupper, that the City Council hereby ratifies the Public Safety Officers contract between the City and Teamsters Local #214 for a three year period beginning July 1, 1976 and ending June 30, 1979.

ROLL CALL:

AYES: Bennett, Hartsock, Richardson, Tupper.
NAYS: None
ABSENT: Yoder.
MOTION CARRIED.

City Manager Deadman further stated that a new three-year agreement with the Public Safety Sergeants and Lieutenants had been negotiated successfully.

3-77-103

Motion by Bennett, supported by Tupper, that the City Council hereby ratifies the three year contract beginning July 1, 1976 and ending June 30, 1979 with the Public Safety Sergeants and Lieutenants.

ROLL CALL:

AYES: Hartsock, Richardson, Tupper, Bennett.
NAYS: None
ABSENT: Yoder.
MOTION CARRIED.

City Manager Deadman advised that as a result of the new agreements, the salary spread between the Command Officers and the Director of Public Safety has been diminished. In order to maintain an equitable spread between the salaries of the Director of Public Safety and the Command Officers, it is the recommendation of the City Manager that the Director's salary be increased.

3-77-104

Motion by Bennett, supported by Hartsock, that the Director of Public Safety annual salary be increased from \$23,500.00 to \$24,230.00 effective July 1, 1976.

ROLL CALL:

AYES: Richardson, Tupper, Bennett, Hartsock.
NAYS: None
ABSENT: Yoder.
MOTION CARRIED.

REQUEST FOR APPROVAL OF TRANSFER
CLASS C LIQUOR LICENSE DANISH INN

The Michigan Liquor Control Commission has received a request from Phil's Inc. for transfer of ownership of 1976 Class C licensed business with Dance Permit located at 32305 Grand River Avenue, Farmington, Michigan 48024, Oakland County, from Danish Inn, Inc. They requests City Council to act upon the application and forward their decision approving or disapproving in the form of a resolution.

The Public Safety Department has conducted an investigation into the qualifications of the principals of Phil's, Inc. to hold and operate a Class C Liquor License with Dance Permit and have determined the applicant to be qualified.

3-77-105

Motion by Tupper, supported by Hartsock, that the request from Phil's, Inc. for transfer ownership of 1976 Class C licensed business with Dance Permit located at 32305 Grand River Avenue, Farmington, Michigan 48024, Oakland County, from Danish Inn, Inc. be considered for approval.

It is the consensus of this legislative body that the application be recommended for issuance.

AYES: Tupper, Bennett, Hartsock, Richardson.
NAYS: None
ABSENT: Yoder.
RESOLUTION DECLARED ADOPTED MARCH 21, 1977.

NEDRA VIANE, CITY CLERK

COST OF FINGERPRINTING APPLICANTS

Director of Public Safety Byrnes has conducted a time study to determine the actual cost involved in taking applicant fingerprints. They have determined that 80% of the applicant fingerprints taken are for record clearance purposes for concealed weapon purchase permits and carrying permits. The actual cost is approximately \$3.50 per applicant to process fingerprint cards. Our current charges are \$2.00 per resident applicant. Over the course of a year this service costs the city approximately \$200.00 over and above the fees collected.

3-77-106

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED, that the applicant charge for fingerprinting be adjusted to \$4.00 per applicant plus \$8.00 for processing by the State of Michigan, for a total of \$12.00 per applicant, effective immediately.

AYES: Bennett, Hartsock, Richardson, Tupper.
NAYS: None
ABSENT: Yoder
RESOLUTION DECLARED ADOPTED MARCH 21, 1977.

PROPOSED AMENDMENT AND EDITING
OF FARMINGTON CITY CODE

Since the City Code was edited in 1973 approximately 79 new ordinances have been adopted. Major changes have also occurred which make obsolete many provisions of the existing code. City Manager Deadman and City Clerk Viane have contacted Mr. Louis Andrews, Jr., Ann Arbor, Michigan, whose firm has printed the Farmington City Code since its beginning. Mr. Andrews has reviewed our requirements and submitted the following quotation:

Reprinting Code incorporating ordinances adopted since 1973, supplying 300 looseleaf copies bound in ACCO fasteners	\$3,564.00
10 Hard-covered Binders	130.00
Revising and Improving Index Reviewing and Removing Chapters that have become obsolete	<u>500.00</u>
TOTAL:	\$4,194.00

Mr. Andrews stated he would be in a position to deliver the newly edited Code to the City on or about July 1, 1977 if given authorization to proceed.

3-77-107

Motion by Tupper, supported by Bennett, to authorize the City Manager to proceed with ordering a reprinting of the Farmington City Code in accordance with quotation from Mr. Louis C. Andrews, Jr., Attorney, 610 Ann Arbor Trust Building, Ann Arbor, Michigan, in the amount of \$4,194.00 to be paid from the 1977-78 budget.

AYES: Hartsock, Tupper, Richardson, Bennett.
NAYS: None
ABSENT: Yoder.
MOTION CARRIED.

City Manager Deadman also recommended that as ordinances are passed amending the code that they be forwarded to Mr. Andrews and at such time as sufficient amendments are received, a supplement be provided.

City Manager Deadman provided Council with proposed revisions for review for incorporation into the new Code. A meeting was scheduled for 7:30 P.M. April 4, 1977 to discuss these specific changes.

AUTHORIZATION TO REQUEST LAND TRANSFER
FROM FARMINGTON SCHOOL DISTRICT TO
THE CITY OF FARMINGTON

City Engineer Frank Papke has been developing preliminary design for the intersection improvement at Shiawassee and Farmington Road. He has found that a small strip of land along the east side of Farmington Road and the north side of Shiawassee will be required to complete this intersection improvement. The property needed is located just west and south of the ice skating rink presently installed on that corner.

Research has determined that on June 10, 1957 the Board of Education voted to dedicate a parcel of land as shown on a drawing dated May 24, 1957 prepared by the Michigan Consulting Engineers of Royal Oak, Michigan, but that this land transfer never took place. The purpose of this land dedication was for the re-location of Farmington Road, subject to the approval of the School Attorney.

Since the deed was never issued, City Manager Deadman has requested authorization to obtain the deed from the Board of Education as well as an additional parcel of property needed to complete the intersection improvement at Shiawassee and Farmington Road.

3-77-108

Motion by Bennett, supported by Tupper, to authorize the City Manager to request the Farmington Board of Education to issue a deed as described in the originally proposed transfer of property dated May 24, 1957, as well as an additional parcel of property needed to complete the intersection improvement at Shiawassee and Farmington Road, as follows:

A parcel of land located in the N 1/2 of Section 27, T1N, R9E, City of Farmington, Oakland County, Michigan, said parcel being a part of the right-of-way of Farmington Road described as follows:

Beginning at the Southeast corner of Lot 48 of Twin Valley Subdivision, as recorded in Liber 92 of Plats, Pages 26 and 27, Oakland County Records, said point being on the north line of Shiawassee Road intersecting with the westerly line of now existing Farmington Road; proceeding thence along said westerly right-of-way line coincident with the east line of Twin Valley Subdivision N 00-07-12 W 250.79 feet; thence S 37-10-00 E 56.48 feet; thence S 67-42-48 E 233.11 feet to a point on the northerly right-of-way line of Shiawassee Road, Farmington Woods Subdivision as recorded in Liber 40 of Plats, Page 24, Oakland County Records; thence along said northerly right-of-way line N 80-27-00 W 195.00 feet; thence N 59-04-00 W 179.27 feet to the point of beginning, containing 0.923 acres of land.

OPEN MEETINGS ACT 267-76

In order to comply with Act 267-76, it will be necessary for Council to adopt a resolution establishing rules and regulations for controlling the conditions for public address.

3-77-109

Motion by Bennett, supported by Hartsock to adopt the following Resolution:

WHEREAS, Act 267 of 1976 requires Council meetings to be open meetings, and

WHEREAS, Section 3 (5) states that a person shall be permitted to address a meeting of a public body under rules established and recorded by the public body,

THEREFORE, BE IT RESOLVED, that a time entitled "PUBLIC COMMENT" be placed on the agenda as Item A under Miscellaneous.

AYES: Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder

RESOLUTION DECLARED ADOPTED: March 21, 1977.

PUBLIC SERVICES FACILITY PROJECT
FIRST ESTIMATE PAYMENT

The Public Services Facility Project is now under construction. On-site labor began March 14, 1977 at 8:00 A.M. With the beginning of on-site labor, the city is now able to make its first draw on the Federal Letter of Credit which is the funding source for this project.

The following invoices have been submitted for payment:

Architect - Lane, Riebe, Wieland	\$44,721.00
Engineer - Orchard, Papke, Hiltz and McCliment	10,500.00
Michigan Testing Engineers, Inc.	1,350.00
	<u>\$56,571.00</u>

3-77-110

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED, that the Farmington City Council hereby authorizes payment to Lane, Riebe, Wieland in the amount of \$44,721.00, Orchard, Papke, Hiltz & McCliment in the amount of \$10,500.00 and Michigan Testing Engineers, Inc. in the amount of \$1,350.00, for a total draw on the Federal Letter of Credit in the amount of \$56,571.00.

AYES: Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED MARCH 21, 1977.

COUNCIL PROCEEDINGS -10-
March 21, 1977

1976-77 BUDGET ADJUSTMENTS

The City Treasurer has developed several proposed budget adjustments to correspond with additional revenues and expenditures that have occurred during the first eight months of the 1976-77 budget year. These adjustments are necessary in the General Fund, the Water & Sewer Fund, the Local Street Fund and the Federal Revenue Sharing Fund of the 1976-77 budget.

Council reviewed the proposed adjustments as outlined by the City Treasurer's report.

3-77-111

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED, the Farmington City Council hereby authorizes the City Treasurer to make the following adjustment to the 1976-77 Budget:

GENERAL FUND REVENUES

<u>Acct. No.</u>	<u>Account Name</u>	<u>Original Budget</u>	<u>Amended Budget</u>
503	C.E.T.A. Title II	\$ 10,000	\$ 48,400
504	C.E.T.A. Title VI	85,000	30,900
575	Income Tax	37,000	42,000
578	State Revenue Sharing, Tax Burden	-0-	7,000
578.01	State Inventory Tax Rebate	49,050	44,550
601	Court Fees	6,000	7,500
655	Fines & Forfeits	50,000	64,000
202	Contributions, Major Street Fund	62,025	68,150
203	Contributions, Local Street Fund	89,125	75,800
249	Federal Revenue Sharing	32,000	45,500
249.01	Federal Revenue Sharing (Anti-Recession)	-0-	14,000
390.01	Contributions, Other Funds	-0-	20,000
390.03	Appropriation from Fund Balance	12,123	-0-
		<u>\$432,323</u>	<u>\$467,800</u>
	Net Budget Adjustment, Addition to Revenues	<u>35,477</u>	
		<u>\$467,800</u>	

COUNCIL PROCEEDINGS -11-
March 21, 1977

GENERAL FUND EXPENDITURES

Acct. No.	Account Name	Original Budget	Amended Budget
210.801	Atty, Professional Services	\$ 3,500	\$ 4,500
253.707	Treas. Salaries, Temp.	-0-	1,650
253.801	Treas. Professional Services	800	1,300
253.977	Treas. Capital Outlay	980	1,400
265.801	Bldg. & Grnds, Prof. Services	1,300	1,550
265.920	Bldg. & Grnds, Public Utilities	12,500	14,500
265.976.02	Bldg. & Grnds, Cap Outl DPW Proj	-0-	2,500
371.711	Safety Inspection, Salaries, Fees	2,000	4,500
478.930	Winter Maint, Repairs & Maint.	500	1,500
691.706	Park Dept, Salaries, Full time	14,720	17,720
941	Contingencies	3,831	6,988
954.910	Insurance and Bonds	21,000	37,000
957.910	Social Security, City's Share	38,000	39,500
		<u>\$ 99,131</u>	<u>\$134,608</u>
Net Budget Adjustment, Addition to Exp.		35,477	
		<u>\$134,608</u>	

WATER & SEWER FUNDS

Receiving Fund:

<u>Revenues,</u>	460.00	Unmetered Water Sales	\$ 20,100	\$ 100
	461.00	Metered Water Sales	<u>315,500</u>	<u>335,500</u>
(No effect on Budget Totals)				
<u>Expenditures</u>	599.00	Contrib to Impt Fund.	\$ 23,503	\$ 14,000
		Ending Operating Balance	<u>13,397</u>	<u>22,900</u>
			<u>\$ 36,900</u>	<u>\$ 36,900</u>

Improvement Fund:

<u>Revenues,</u>	676.92	Contrib from Rec Fund	\$ 23,503	\$ 14,000
<u>Expenditures</u>	662.00	New Water Lines	15,000	2,000
		Ending Operating Bal.	139,500	142,997
		(Net Chg, Inc in Fund Bal \$3447)	-----	-----

LOCAL STREET FUND

<u>Revenues</u>	511.03	Contrib, Community Dev.	\$ -0-	\$ 14,250
<u>Expenditures,</u>	463.01	Community Dev.		
		(Repair Program)	-0-	<u>14,250</u>

FEDERAL REVENUE SHARING FUND

<u>Revenues:</u>	528.00	Fedl Revenue Sharing	\$ 32,300	\$ 45,500
<u>Expenditures:</u>	101.00	Contributions to Genl Fund	32,300	45,500
		Net Additions to Revenues & Expenditures, \$13,200		

AYES: Hartsock, Richardson, Tupper, Bennett.
 NAYS: None
 ABSENT: Yoder.
 RESOLUTION DECLARED ADOPTED: MARCH 21, 1977.

March 21, 1977

With the resignation of Mr. Lawrence Mayer, there is one vacancy on the Farmington Historical Commission. The term of Mr. William T. Ingalls also expires this month.

In accordance with Council instruction, City Manager Deadman has accepted inquiries from persons indicating a desire to serve on the Historical Commission. Mr. Charles Carvell, 33906 State Street, Mrs. Margaret Walker, 33341 Shiawassee, and Mr. William T. Ingalls, 33455 Alta Loma, have all agreed to serve if appointed by Council.

3-77-112

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints Mrs. Margaret Walker, 33341 Shiawassee, to serve a three year term on the Farmington Historical Commission, term to expire March, 1980;

BE IT FURTHER RESOLVED that the Farmington City Council hereby reappoints Mr. William T. Ingalls, 33455 Alta Loma, to serve another three year term on the Farmington Historical Commission, term to expire March, 1980.

AYES: Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: Yoder.

RESOLUTION DECLARED ADOPTED MARCH 21, 1977.

MISCELLANEOUS

FARMINGTON AREA RECREATION COMMISSION
DIRECTOR'S REPORTS FOR JAN. & FEB. 1977

3-77-113

Motion by Tupper, supported by Bennett, to receive the Farmington Area Recreation Commission Director's reports for January and February, 1977. Motion carried, all ayes.

Mayor Richardson stated the City Manager had asked for some direction from the Council regarding the city's Recreational Programs. It was suggested that an Ad Hoc Citizens Committee composed of a maximum of 7 persons be formed to gather input for future recreational programs and needs.

3-77-114

Motion by Tupper, supported by Bennett, to authorize the Mayor to appoint a seven person Ad Hoc Committee to study the city's recreational program and submit a report by July 1, 1977. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

In order to proceed with the bond sales for Maple Street paving, it will be necessary to adopt a Bond Authorizing Resolution.

March 21, 1977

3-77-115

Motion by Tupper, supported by Hartsock, to adopt the following Resolution:

BOND AUTHORIZING RESOLUTION

WHEREAS, Special Assessment Roll No. 76-67 for the construction of street improvements has been prepared, reviewed and confirmed by the City Council; and

WHEREAS, the City Council deems it to be the best interest to borrow and issue bonds in anticipation of the collection of unpaid installments of said special assessments; and

WHEREAS, the City Council deems it to be the best interest to borrow and issue bonds of the City for the purpose of paying a part of the City's share of the cost of said improvements in said special assessment district;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The estimated period of usefulness of said public improvements is not less than twenty (20) years.

2. Special Assessment Bonds be issued in the amount of Eighty Thousand (\$80,000.00) Dollars, in anticipation of the collection of the future due and unpaid installments of special assessments becoming due in the year 1978 and each year thereafter in the Special Assessment District No. 76-67. In addition to the special assessments as aforesaid the full faith, credit and resources of the City of Farmington shall be pledged for the prompt payment of the principal and interest on said bonds as the same become due. Said bonds shall consist of sixteen (16) bonds of the denomination of \$5,000.00 each, dated July 1, 1977, and payable serially without option of redemption on September 1, of each year as follows:

\$5,000	1978
10,000	1979
5,000	1980
10,000	1981 to 1986, inclusive;

Said bonds shall bear interest at a rate or rates not exceeding eight per cent (8.00%) per annum, payable on September 1, 1978, and semi-annually thereafter on the first day of March and September of each year. Both principal and interest shall be payable at a bank or trust company to be designated by the original purchaser of the bonds, with the approval of the City Clerk.

3. General Obligation Bonds of the City of Farmington be issued in the amount of Twenty-Three Thousand (\$23,000.00) Dollars to defray a part of the City's share of the cost of

March 21, 1977

said improvements in said special assessment district. Said bonds shall consist of three (3) bonds of the denomination of \$1,000.00 each and four (4) bonds of the denomination of \$5,000.00 each, numbered consecutively in direct order of maturity from 1 upwards, dated July 1, 1977, and payable serially, without option of prior redemption on September 1st of each year, as follows:

\$3,000.00

1978

\$5,000.00

1979 to 1982, inclusive.

Said bonds shall be coupon bonds and shall bear interest at a rate or rates not exceeding eight per cent (8.00%) per annum, payable on September 1, 1978, and semi-annually thereafter on March 1st and September 1st of each year. Both principal and interest shall be payable at a bank or trust company qualified to act as paying agent to be designated by the manager of the syndicate or account purchasing the bonds.

4. Said bonds shall be signed in the name of the City of Farmington by the Mayor and countersigned by the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk, said bonds, when executed, shall be delivered to the Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefor when accepted.

5. There shall be established and maintained a separate fund for said special assessment district, to be designated "1977 Special Assessment District No. 76-67 Fund", into which shall be placed the district's proportion of the proceeds of sale of the bonds, except accrued interest and premium, if any. From such fund there shall be paid the cost of the improvement in the proper district. The moneys in said several funds may be kept in one bank account but no money shall be drawn therefrom for the benefit of any district unless there is sufficient balance therefor in the fund of such district.

6. There shall be established and maintained a fund for said special assessment district and designated "1977 Special Assessment Bond (District No. 76-67) Debt Retirement Fund". Into the fund there shall be placed all collections of principal and interest on the respective aforesaid special assessment roll, together with the accrued interest and premium, if any, paid on the date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment bonds. In addition, the City shall levy annually, without limitation as to rate or amount, as a part of its general ad valorem taxes, such sums as may be necessary to retire when due the principal of and interest on said special assessment bonds should collections of the special assessments pledged for that purpose prove insufficient. The share of any premium and of accrued interest attributable to the general obligation bonds shall be held separately for payment of principal of and interest on said bonds.

COUNCIL PROCEEDINGS -15-
March 21, 1977

7. The full faith and credit of the City of Farmington is pledged for the payment of the general obligation bonds, and, commencing with the year 1978, there shall be levied each year on the tax rolls of the City an amount such that the estimated collections therefrom will be sufficient to promptly pay when due the interest on such bonds and that portion of the principal thereof falling due before the time of the following year's tax collection, and there is hereby established a special fund, to be designated 1977 GENERAL OBLIGATION BONDS DEBT RETIREMENT FUND, into which the proceeds of the foregoing tax levy shall be deposited, and the moneys in said fund shall be used solely and only for the payment of the principal and interest on the bonds herein authorized. If at the time of certifying any tax levy there are funds on deposit in said Debt Retirement Fund pledged for the payment of said bonds, then credit therefor may be taken on such tax levy and such tax levy may be reduced by the amount of such funds so pledged. There shall also be deposited in said Debt Retirement Fund, from the proceeds of the sale of the bonds the amounts received as accrued interest and premium, if any.

8. Said special assessment bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON

1977 SPECIAL ASSESSMENT (DISTRICT NO. 76-67) BOND

No. _____ \$5,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe, and for value received hereby promises to pay to the bearer hereof the sum of FIVE THOUSAND DOLLARS lawful money of the United States of America, on the first day of September, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (____%) per annum, payable on September 1, 1978, and semi-annually thereafter on the first day of March and September of each year, upon presentation and surrender of the proper interest coupons hereto annexed as they severally become due. Both principal of and interest on this bond are payable at the principal office of _____ and for the prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City of Farmington are irrevocably pledged.

This bond is one of a series of sixteen (16) bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$80,000.00, numbered consecutively in direct order of maturity from 1 upwards, issued in anticipation of the collection of special assessments for the purpose of construction of street improvements in Special Assessment District No. 76-67 in said City in accordance with resolution

COUNCIL PROCEEDINGS -16-
March 21, 1977

adopted by the City Council on _____, pursuant to the provisions of the City Charter.

This bond is not subject to redemption prior to maturity. This bond is payable out of the special assessments to be collected on Special Assessment Roll No. 76-67, or in the case of insufficiency of said special assessments from the general funds of the City, and it is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, charter or statutory limitation.

IN WITNESS WHEREOF, the City of Farmington, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk, all as of the first day of July A.D., 1977.

CITY OF FARMINGTON

By _____
Mayor

(Seal)
Countersigned:

City Clerk

(Form of Coupon)

No. _____ \$ _____

On the first day of _____, A.D., 19____, the City of Farmington, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, in lawful money of the United States of America, at the principal office of _____ interest due that date on its 1977 Special Assessment Bond (District No. 76-67) dated July 1, 1977, No. _____.

Mayor

City Clerk

9. The general obligation bonds and attached coupons shall be in substantially the following form:

COUNCIL PROCEEDINGS -17-
March 21, 1977

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON
1977 GENERAL OBLIGATION BOND

No. _____

\$____,000.00

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe, and for value received hereby promises to pay to the bearer hereof the sum of

_____ THOUSAND DOLLARS

lawful money of the United States of America, on the first day of September, A.D., 19__, with interest thereon from the date hereof until paid at the rate of _____ percent (____%) per annum, payable on September 1, 1978, and semi-annually thereafter on the first day of March and September of each year, upon presentation and surrender of the annexed interest coupons as they severally become due. Both principal and interest on this bond are payable at the principal office of _____ and for the prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City of Farmington are hereby irrevocably pledged.

This bond is one of a series of seven (7) bonds of even date and like tenor, except as to denomination, rate of interest and date of maturity, aggregating the principal sum of \$23,000 00, numbered consecutively in direct order of maturity from 1 upwards, issued for the purpose of paying the City's share of the cost of constructing street improvements in Special Assessment District No. 76-67 in said City in accordance with resolution adopted by the City Council on _____, pursuant to the provisions of the City Charter.

This bond is not subject to redemption prior to maturity.

IT is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, charter, or statutory limitation.

IN WITNESS WHEREOF, the City of Farmington, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk, and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk, all as of the first day of July A.D., 1977.

CITY OF FARMINGTON

By _____
Mayor

(Seal)

) _____
City Clerk

COUNCIL PROCEEDINGS -18-
March 21, 1977

(Form of Coupon)

No. _____ \$ _____
On the first day of _____, A.D., 19____,
the City of Farmington, County of Oakland, State of Michigan,
will pay to the bearer hereof the sum shown hereon, at the
principal office of _____, being the
interest due that date on its 1977 General Obligation Bond
(District No. 76-67), dated July 1, 1977, No. _____.

Mayor

City Clerk

10. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of Notice of Sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor, Detroit, Michigan, and in the Farmington-Observer, a legal newspaper circulated in the City of Farmington, at least seven (7) full days before the date fixed for sale of the bonds.

11. Said notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$80,000.00 1977 Special Assessment Improvement Bonds
\$23,000.00 1977 General Obligation Improvement Bonds
(District No. 76-67)

City of Farmington
County of Oakland, State of Michigan

SEALED BIDS for the purchase of the above bonds will be received by the undersigned in her office located at the City Hall, 23600 Liberty Street, Farmington, Michigan, 48024, on the _____ day of _____, 1977, until _____ o'clock _____ m., Eastern _____ Time, at which time and place said bids will be publicly opened and read. Said bonds will be awarded at a meeting of the City Council to be held at _____ o'clock _____ m., on _____, 1977, at the City Hall.

BOND DETAILS: Said special assessment bonds will be coupon bonds in the denomination of \$5,000.00 each, and said general obligation bonds will be in the denominations of \$1,000.00 and \$5,000.00 dated July 1, 1977, numbered in direct order of maturity from 1 upwards, and will bear interest from their date payable on September 1, 1978, and semi-annually thereafter.

Said bonds will mature without option of prior redemption on the 1st day of September, as follows:

COUNCIL PROCEEDINGS -19-
March 21, 1977

Special Assessment Bonds:

\$5,000	1978
10,000	1979
5,000	1980;
10,000	1981 to 1986 inclusive.

General Obligation Bonds:

\$3,000	1978
5,000	1979 to 1982, inclusive

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 8% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only, all bonds maturing in any one year must carry the same interest coupon. The difference between the highest and lowest interest rate on the bonds shall not exceed two percentage points. No proposal for the purchase of less than all of the bonds or at a price less than 100% of their par value will be considered.

PAYING AGENT: Both principal and interest shall be payable at a bank or trust company located in Michigan qualified to act as paying agent under State or United States law, to be designated by the original purchaser of the bonds, who may also designate a co-paying agent, which may be located outside of Michigan, qualified to act as paying agent under the law of the State in which located or of the United States, both of which shall be subject to approval of the undersigned.

PURPOSE AND SECURITY OF SPECIAL ASSESSMENT BONDS: The bonds are issued in anticipation of the collection of special assessments for street improvements in special assessment district No. 76-67 in said City, as set forth in the bond authorizing resolution. The special assessments and interest thereon are sufficient to pay the principal and interest on the bonds as when due. The bonds will pledge the full faith and credit of the City as additional security for payment of the principal and interest thereon.

PURPOSE AND SECURITY OF GENERAL OBLIGATION BONDS: The bonds are issued for the purpose of paying part of the City's portion of the cost of street improvements in said special assessment district in the City. The bonds will pledge the full faith and credit of the City of Farmington, Michigan, for payment of the principal and interest thereon and will be payable from ad valorem taxes, which may be levied without limitation as to rate or amount.

GOOD FAITH: A certified or cashier's check in the amount of \$2,060.00, drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City must accompany each bid as a guarantee of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid be accepted and the bidder fails to take up and pay for the bonds. No

COUNCIL PROCEEDINGS -20-
March 21, 1977

interest shall be allowed on the good faith checks and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail. The good faith check of the successful bidder will be immediately cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from _____, 19____, to their maturity and deducting therefrom any premium.

LEGAL OPINION: Bids shall be conditioned upon the unqualified approving opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, a copy of which opinion will be printed on the reverse side of each bond, and the original of which will be furnished without expense to the purchaser of the bonds at the delivery thereof.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser at a place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern Daylight Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on the day, or any time thereafter until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing on the undersigned in which event the City shall promptly return the good faith deposit. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for 1977 Special Assessment/General Obligation Bonds".

City Clerk
City of Farmington

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

12. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same is hereby rescinded.

AYES: Richardson, Tupper, Bennett, Hartsock, (Yoder Absent)

NAYS: None

RESOLUTION DECLARED ADOPTED: March 21, 1977

COUNCIL PROCEEDINGS -21-
March 21, 1977

CLAIMS AND ACCOUNTS

3-77-116

Motion by Tupper, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$15,774.96; Water & Sewer Fund \$10,306.57.

AYES: Richardson, Tupper, Bennett, Hartsock

NAYS: None

ABSENT: Yoder.

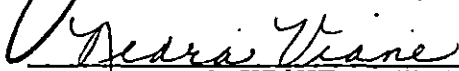
MOTION CARRIED.

Motion by Tupper, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 11:30 P.M.



JOHN H. RICHARDSON, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, April 4, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The meeting was called to order at 8:30 P.M. by Mayor John H. Richardson, notice of meeting having been posted in compliance with Act 267-1976.
ROLL CALL:

PRESENT: Councilmen Bennett, Hartsock, Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Jones, Director Byrnes, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

4-77-117

Motion by Tupper, supported by Hartsock, to approve the minutes of the previous meeting of March 21, 1977 as written. Motion carried, all ayes.

BID OPENING - \$45,000.00 1977
MOTOR VEHICLE HIGHWAY FUND BONDS

City Clerk Viane opened and read the following bids received for the \$45,000.00 1977 Motor Vehicle Highway Fund Bonds offered by the City of Farmington:

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>
Metropolitan Natl. Bank of Farmington	1980-85 incl. 1986	4.75% 4.75%	-0-
	Net Interest Cost	\$14,071.87	
National Bank of Detroit	1980-82 1983 1984 1985 1986	6.00% 5.50 4.80 4.95 5.05	-0-
	Net Interest Cost	\$15,525.83	
Manley, Bennett, McDonald & Co.	1980-86 incl.	5.40%	\$1.00

4-77-118

Motion by Yoder, supported by Bennett, to adopt the following resolution:

WHEREAS, April 4, 1977 at 8:00 o'clock p.m. Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$45,000.00 1977 Motor Vehicle Highway Fund

COUNCIL PROCEEDINGS -2-
April 4, 1977

Bonds of the City of Farmington, County of Oakland, Michigan;
and

WHEREAS, said bids have been publicly opened and read; and

WHEREAS, the following bids have been received;

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>
Metropolitan Natl. Bank of Farmington	1980-85 incl. 1986	4.75% 4.75%	-0-
National Bank of Detroit	1980-82 1983 1984 1985 1986	6.00% 5.50 4.80 4.95 5.05	-0-
Manley, Bennett, McDonald & Co.	1980-86 incl.	5.40%	\$1.00

AND WHEREAS, the bid of Metropolitan National Bank of Farmington has been determined to produce the lowest interest cost to the City;

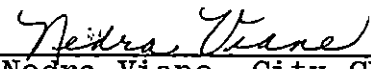
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of Metropolitan National Bank of Farmington as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same is hereby rescinded.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED.


Nedra Viane, City Clerk

MINUTES OF OTHER BOARDS

4-77-119

Motion by Bennett, supported by Tupper, to receive and file the Farmington Historical Commission minutes of March 16, 1977.

Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
April 4, 1977

4-77-120

Motion by Hartsock, supported by Bennett, to receive and file the Farmington Community Library Board minutes of March 10, 1977.

PETITIONS AND COMMUNICATIONS

LETTER FROM CITY OF NOVI

The City of Novi has adopted a resolution regarding the use of double bottom semi-trucks or trailers to transport hazardous or flammable material, urging legislation to prohibit such vehicles from the roadways of the State of Michigan. They are asking the Farmington City Council to support their position.

It was Council's position that these vehicles not be prohibited but that safety checks of such vehicles is necessary.

4-77-121

Motion by Hartsock, supported by Tupper, to respond to the City of Novi and that we communicate with our legislators urging them to consider legislation which would require mandatory annual safety checks of vehicles hauling hazardous and flammable materials on the roadways of Michigan, with continued spot checks such as are now being made by the Michigan State Police. Motion carried, all ayes.

LETTER FROM CITY OF BERKLEY
RE HOUSE BILLS 4017 AND 4018

The City of Berkley has passed a resolution supporting passage of legislation which would tend to make the Detroit Metro Water Department more accountable to the people who use the water and sewage system. They are asking City Council to support their position.

4-77-122

Motion by Bennett, supported by Tupper, to communicate with our State Legislators indicating our support for HB 4017 and 4018 and urging their consideration of a favorable vote on these two house bills. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
FROM THE SHAARIT HAPLAYTAH

The Shaarit Haplaytah, in cooperation with the Jewish Community Council of Metropolitan Detroit, will conduct the annual Memorial Academy in commemoration of the six million Jews murdered by the Nazis. They are requesting a suitable proclamation dedicating this day to the remembrance of the holocaust.

4-77-123

Motion by Yoder, supported by Tupper, to issue a proclamation in memorium for victims of the Nazi Holocaust as requested by the Shaarit Haplaytah organization. Motion carried, all ayes.

COUNCIL PROCEEDINGS -4-
April 4, 1977

MICHIGAN WEEK - 1977

The City of Farmington has been paired with Marine City for Mayor's Exchange Day this year during Michigan Week. The Greater Michigan Foundation requests that the City of Farmington issue a proclamation designating May 14-21, 1977 as Michigan Week.

4-77-124

Motion by Bennett, supported by Hartsock, to proclaim the week of May 14-21, 1977 as "Michigan Week" in the City of Farmington. Motion carried, all ayes.

LETTER FROM RONALD D. HILL,
OAKLAND COUNTY DISASTER CONTROL
AND CIVIL DEFENSE DIVISION

Mr. Ronald D. Hill, Acting Director, Oakland County Disaster Control and Civil Defense Division, requests Council to enact a resolution that would establish the Oakland County Office of Emergency Services as the coordinating agency for county-wide emergency preparedness for the City of Farmington.

4-77-125

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT:

1. It is the intent and purpose of this resolution to establish an organization that will insure the complete and efficient utilization of all of the resources within Oakland County during the period of an emergency.
2. The County Board of Commissioners has offered, through the County Office of Emergency Services, to assume coordinating responsibilities for a County-wide emergency preparedness plan.
3. The City of Farmington recognizes Oakland County's responsibility to act as the coordinating agency responsible for county-wide emergency preparedness.
4. This resolution will not relieve any elected official or city administrator of their normal responsibility or authority given to them by the general law or local city ordinance.
5. Therefore, the City of Farmington, hereby authorizes the Oakland County Office of Emergency Services to act as the coordinating agency responsible for county-wide emergency preparedness.

BE IT FURTHER RESOLVED:

That the City of Farmington will cooperate in the development of an emergency preparedness policy and

April 4, 1977

and plan, once such a plan has been developed.

AYES: Bennett, Hartssock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

LETTER FROM RONALD D. HILL
REGARDING PROPOSED AGREEMENT
FOR CENTRAL DISASTER WARNING SYSTEM

The County has prepared a plan which calls for the installation of new or conversion of existing warning sirens into a centrally activated tornado warning system. The City of Farmington would be asked to contribute 25% of costs for one siren to serve the city, or approximately \$2,466.00. Since the siren proposed for the City of Farmington would also cover an area in Farmington Hills, and the sirens proposed for Farmington Hills would cover areas located within the City of Farmington, it is essential that both communities participate in this program if all of the City of Farmington residents are to be within hearing of the siren system.

4-77-126

Motion by Yoder, supported by Tupper, to adopt the following resolution:

WHEREAS, the County of Oakland has established a centrally activated tornado warning system; and

WHEREAS, the City of Farmington desires to become a part of the system; and

WHEREAS, the proposed siren system will not serve all of the City of Farmington residents unless the system, as proposed is also installed within the City of Farmington Hills; and

WHEREAS, unless the City of Farmington Hills agrees to participate in a centrally activated tornado warning system, the City of Farmington withdraws its desire to become a part of the system, and

WHEREAS, to become a part of the system, the City of Farmington must, by contract, agree to purchase one (1) Siren at a cost of \$2,466.00;

NOW, THEREFORE, BE IT RESOLVED THAT, contingent upon the City of Farmington Hills participating in the system, the City of Farmington agrees to purchase one siren at \$2,466.00, and

BE IT FURTHER RESOLVED that the City Manager and City Clerk be and they are hereby authorized to execute a contract for

COUNCIL PROCEEDINGS -6-
April 4, 1977

the purchase of one siren.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

REPORTS FROM CITY MANAGER

PROPOSED POLICY FOR PUBLIC
PARTICIPATION IN LOCAL GOVERNMENTAL
MEETINGS OF BOARDS AND COMMISSIONS

Public Act 267 requires that rules and regulations be established governing the right of public address at public body meetings.

4-77-127

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

WHEREAS, Public Act 267, 1976, Section 3 (5) provides that a person shall be permitted to address a meeting of a Public Body, and

WHEREAS, Public Act 267, 1976, further provides that public bodies may establish rules which regulate the conditions under which the public may address the meeting;

NOW, THEREFORE, BE IT RESOLVED THAT: The Farmington City Council hereby sets forth the following policy governing the right of public address at City of Farmington meetings of public bodies.

1. The Agenda for City Council or other Board or Commission Public Meetings in the City of Farmington shall provide a time for "Public Comment".

2. Those persons who wish to be heard by Council or or other city Board or Commission, shall indicate they wish to speak, and upon being recognized by the Chair, shall identify themselves. Oral comments shall not exceed five (5) minutes unless additional time is extended to the speaker by the Chair.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -7-
April 4, 1977

Public Act 267, 1976, also requires that someone be designated as the person responsible for posting notices of all public meetings.

4-77-128

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

WHEREAS Act 267 of the Public Acts of Michigan of 1976 requires public notice of all meetings of public bodies, and

WHEREAS Section 5 (1) of the act states: "A meeting of a public body shall not be held unless public notice is given as provided in this section by a person designated by the public body;

THEREFORE, BE IT RESOLVED, that the City Clerk be designated as the person responsible for posting notice of all meetings scheduled for the City of Farmington public bodies.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

City Manager Deadman recommended to the Council that an additional policy be established requiring the Chairman of any city Board or Commission to give notice to the City Clerk of all Regular and Special meeting schedules so that the posting responsibilities may be carried out.

4-77-129

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

Whereas, Public Act 267 of the Public Acts of Michigan of 1976 requires that proper notice be posted before any meeting of a Public Body may be held;

BE IT RESOLVED, that the Farmington City Council hereby adopts the following policy:

The Chairman of any City Board or Commission shall be responsible for giving notice to the CITY CLERK of all Regular or Special Meetings scheduled, including the date, time and location and address of each meeting, so that notice may be properly posted.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: April 4, 1977.

NEDRA VIANE, CITY CLERK

PROPOSED AMENDMENTS TO UNIFORM
TRAFFIC CODE AND ADOPTION BY REFERENCE
OF UNIFORM TRAFFIC CODE 1976 REVISION

The Department of State Police recently amended the Uniform Traffic Code for Cities, Townships and Villages in the State of Michigan. The City of Farmington has used the Uniform Traffic Code since 1958. It will now be necessary to adopt this amended code by reference and to add certain modifications for the City of Farmington. City Manager Deadman submitted the suggested modifications for Council's review.

4-77-130

Motion by Bennett, supported by Tupper, to introduce Ordinance No. C-410-77, an ordinance to amend Chapter 105-Traffic of the Farmington City Code, and to adopt by reference the 1976 Uniform Traffic Code for Cities, Townships and Villages, with certain modifications for the City of Farmington. Motion carried, all ayes.

INCREASE IN RATE PAID FOR MILEAGE
TO EMPLOYEES USING PRIVATE VEHICLES
FOR CITY BUSINESS

City Manager Deadman recommended to Council that the rate paid to employees using privately owned vehicles for city business be increased to \$.16 per mile to more closely reflect actual costs to employees for the operation of a private vehicle for city business.

4-77-131

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby increases the rate paid for mileage to employees using private vehicles for city business to \$.16 per mile, effective as of this date.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

RESOLUTION DECLARED ADOPTED: APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO RECEIVE BIDS
TRACTOR EQUIPPED FRONT END LOADER AND BACKHOE

The Water & Sewer Department are in need of a new tractor equipped with a Front End Loader and Backhoe. The present backhoe being used by the Water & Sewer Department can be transferred to the DPW to replace the front end loader and backhoe used by the DPW which is in need of major repair. City Manager Deadman requests authorization to receive bids.

4-77-132

Motion by Yoder, supported by Bennett, to authorize the City Manager to receive bids on one 1977 tractor-loader-backhoe of a similar design to the equipment presently owned by the City. Motion carried, all ayes.

AUTHORIZATION TO RECEIVE BIDS
FOR ROOF REPAIRS TO MUNICIPAL BUILDING

City Manager Deadman advised that the roof of the old section of the Municipal Building is leaking and causing damage to the ceilings in the various offices along the west side of the building. He recommends that specifications for the repair of the roof be drawn up and bids taken.

4-77-133

Motion by Bennett, supported by Hartsock, to authorize the City Manager to develop specifications and receive bids for the repair of the roof in the old section of the Municipal Building; funds to be provided from the General Fund. Motion carried, all ayes.

BIDS - POLICE VEHICLES

City Manager Deadman submitted a tabulation of the bids received March 31, 1977 at 10:00 a.m. for two 4-door Police Vehicles. He stated that the bid of Roger Penske Chevrolet, Inc. in the amount of \$9,648.00 without trade-ins was the low bid.

4-77-134

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby awards the bid for two (2) Chevrolet Nova police vehicles to Roger Penske Chevrolet, Inc., 28111 Telegraph Road, Southfield, Michigan, in the amount of \$9,648.00 without trade-ins.

AYES: Tupper, Yoder, Bennett, Hartsock; Richardson

NAYS: None

RESOLUTION DECLARED ADOPTED: April 4, 1977.

NEDRA VIANE, CITY CLERK

PROPOSED REPAIR TO DOWNTOWN
CENTER PUBLIC PARKING LOT

City Manager Deadman advised that the City Engineer had reviewed the condition of the main parking lot in the Downtown Center and has submitted an estimate of \$40,400 to repair the parking lot. City Manager Deadman has recommended that a Special Assessment District be established to pay for the cost of repairing and re-surfacing this parking lot.

4-77-135

Motion by Bennett, supported by Tupper, to adopt the following resolution:

RESOLUTION NO. 1

Whereas, the City Council deems it necessary, in order to protect the public health, safety and welfare, to construct parking lot improvements; consisting of base repair and 1 1/2" Asphalt Overlay

COUNCIL PROCEEDINGS -10-
April 4, 1977

at the Farmington Downtown Center Public Parking Lot.

AND WHEREAS, the Council deems it necessary to construct said parking lot improvements.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager is hereby directed and ordered to cause to be prepared plans and specifications for said parking lot improvements and a detailed estimate of the cost thereof.
2. The City Manager is directed to file the same, together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at large, and the lands which should be included in the Special Assessment District, and his findings as to the necessity of the improvement and the life thereof, with the City Clerk for her examination.

AYES: Councilmen Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE CITY CLERK

4-77-136

Motion by Bennett, supported by Tupper, to adopt the following resolution:

RESOLUTION NO. 2

WHEREAS, the City Council has directed and ordered the City Manager to cause to be prepared plans and specifications and estimate of cost and other information concerning parking lot improvements at the Downtown Center Public Parking Lot, and

WHEREAS, the City Manager has caused the same to be prepared and has filed the same with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and specifications and estimate of cost and the recommendations and findings of the City Manager shall be filed with the City Clerk and shall be available for public examination.
2. The City Council deems it necessary to construct base repair and 1 1/2" Asphalt Overlay at the Farmington Downtown Center Public Parking Lot.
3. The City Council determines that \$36,360.00, of the cost thereof shall be defrayed by special assessment against the property benefited thereby, and the balance of the cost shall be paid by the City, and determines that the assessments shall be made on a front foot basis.

April 4, 1977

4. The following described lots and parcels of land shall make the Special Assessment District:
Parcel Nos. 23-27-155-001, 002, 003, 004, 005, 008, 011,
024, 025, 026, 028, 038, 039, 040, 042.
5. The City Council shall hold a Public Hearing on May 16, 1977 at 8:00 o'clock P.M., at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by said proposed improvements may be heard.
6. The City Clerk shall cause Notice of said Hearing to be published in the Farmington Observer, Farmington, Michigan, at least once not less than ten (10) full days before the date of said hearing and shall cause notice of said hearing to be mailed by first class mail not less than ten (10) full days prior to the date of hearing, to each owner of property subject to assessment.
7. Said notice so published and mailed shall be in substantially the following form:

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to construct Parking Lot Improvements consisting of base repair and 1½" asphalt overlay at the Farmington Downtown Center Public Parking Lot.

The City Council further proposes to specially assess a part or all of the cost of said improvements against the following described lots and parcels of land:

Parcel Nos. 23-27-255-001, 002, 003, 004, 005, 008, 011,
024, 025, 026, 028, 038, 039, 040, 042.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvement, and the same, together with the City Manager's recommendations and findings concerning said improvement, are on file with the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Council Chambers in the City Hall on Monday, May 16, 1977 at 8:00 o'clock P.M., for the purpose of hearing all persons affected by said parking lot improvements.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -12-
April 4, 1977

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR PAYMENT TO
CONTRACTOR - FIRST ESTIMATE

The Public Services Facility Project Off-site contractor has submitted his first construction estimate for payment. The City Engineer and the City Manager have reviewed this request and recommend payment.

4-77-137

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Abbott-Peterson Contracting, Inc., in the amount of \$22,439.25 to be drawn on the City of Farmington Federal Letter of Credit at the Metropolitan National Bank of Farmington.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: April 4, 1977

NEDRA VIANE, CITY CLERK

RECOMMENDED BUDGET FY 1977-78

City Manager Deadman presented each Councilman with a copy of the recommended budget for the fiscal year 1977-78 for their review.

Council scheduled Special Study Session Meetings to review the budget for April 13, 1977 at 7:30 P.M.; April 19, 1977 at 7:30 P.M.; and April 25, 1977 at 7:30 P.M.

MISCELLANEOUS

PUBLIC COMMENTS

Mayor Richardson asked if there were any comments from the audience. There were no persons requesting to speak.

PROPOSED AMENDMENTS TO CITY CODE

Council reviewed proposed revisions to portions of the City Code recommended for inclusion in the reprinting of the City Code.

4-77-138

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the proposed amendments to the Farmington City Code as reviewed by Council and recommended by the City Clerk and the City Manager.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 4, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -13-

April 4, 1977

FINANCIAL REPORT 9 MOS. ENDED MARCH 31, 1977

4-77-139

Motion by Bennett, supported by Yoder, to receive and file the City of Farmington financial report for the 9 months ended March 31, 1977. Motion carried, all ayes.

ESTABLISH COUNCIL MEETING WITH
CITY OF FARMINGTON HILLS

City Manager Deadman was authorized to schedule a joint meeting with the City of Farmington Hills. The tentative date of April 6 was not agreeable with Councilmen Bennett and Mayor Richardson due to a conflict with the meeting of the Board of Zoning Appeals. Another date was to be scheduled by City Manager Deadman.

ESTABLISH SPECIAL COUNCIL MEETING
TO AWARD CONTRACT FOR PUBLIC SERVICES FACILITY

4-77-140

A Special Meeting was scheduled to review bids and award the contract for various phases of construction at the Public Services Facility for Monday, April 11, 1977 at 7:30 P.M.

APPOINTMENTS TO FARMINGTON AREA
COMMISSION ON AGING

The City of Farmington Hills Council has recommended the establishment of a Farmington Area Commission on Aging. The responsibility of the Commission would be to investigate and make recommendations regarding problems which affect our senior citizens, such as transportation, housing, recreation and health.

It is the recommendation of the Farmington Hills City Council that our two communities work together on this mutual endeavor, appointing a seven-member Commission with five members from the City of Farmington Hills and two members from the City of Farmington.

At this time the City Manager has received two applications from residents willing to serve on this Commission.

4-77-141

Motion by Bennett, supported by Hartsock, that the Farmington City Council participate in the Farmington Area Commission on Aging; and that the two members to be appointed from the City of Farmington be appointed at the next Regular Meeting of the City Council after the press has advertised and publicized the newly formed Commission and its need for applicants.

APPOINTMENT TO BEAUTIFICATION COMMITTEE

City Manager Deadman advised that Mrs. Betty Holm has stepped down as Chairman of the Beautification Committee although still remaining on the committee and that Mrs. JoAnne McShane will now serve as Chairman. Mr. Robert Leszczynski has resigned and the Committee has recommended the vacancy be filled by Mr. William A. Reed, 22719 Brookdale, who is an active member of the local Farmington Area JayCees and has indicated an interest in the Farmington Beautification Committee programs.

COUNCIL PROCEEDINGS -14-
April 4, 1977

4-77-142

Motion by Yoder, supported by Hartsock, to appoint Mr. William A. Reed, 22719 Brookdale, Farmington, to serve the unexpired term of Mr. Robert Leszczynski, who has resigned, on the Farmington Beautification Committee; term to expire June, 1978. Motion carried, all ayes.

STUDENT GOVERNMENT DAY

City Manager Deadman advised that this year's Student Government Day program will be held on Tuesday, May 3, 1977.

CLAIMS AND ACCOUNTS

4-77-143

Motion by Bennett, supported by Tupper, to approve the monthly bills as submitted: General Fund \$3,883.35 and Water & Sewer Fund \$379.13.

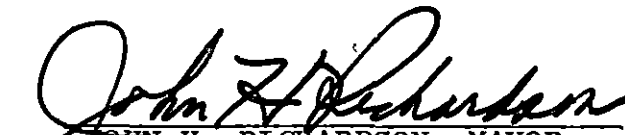
AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

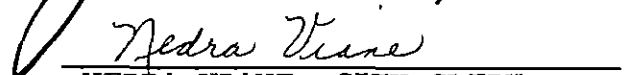
NAYS: None

MOTION CARRIED.

Motion by Tupper, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

Meeting was adjourned at 10:30 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was held Monday, April 11, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The meeting was called to order at 7:30 P.M. by Mayor John H. Richardson; notice of meeting having been posted in compliance with Act 267 of the Public Acts of Michigan of 1976.

ROLL CALL:

PRESENT: Richardson, Tupper, Yoder.
ABSENT: Bennett, Hartsock.

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Jones,
Attorney Kelly, Clerk Viane.

RESULTS OF BIDS TAKEN FOR PUBLIC SERVICES FACILITY

City Manager Deadman reported that bids had been received on April 1, 1977 at 10:00 A.M. for EDA Project #06-51-01377 for construction of the Public Services Facility. The bids were in three categories, General, Mechanical and Electrical.

City Manager Deadman further reported that in reviewing the project with the architect there were several deductive alternates available that should be removed from the project as proposed.

The following bids were low bidders in each category:

GENERAL:

K. Pemberton Company
12641 Stark Road, Livonia, Mich.

Base Bid:	\$797,600.00
Less Deductive Alternates	(51,880.00)
	<u>\$745,720.00</u>

MECHANICAL:

Evans Mechanical Contractors, Inc.
24300 Novi Road
Novi, Mich.

Base Bid:	\$258,791.00
Less Deductive Alternates	(9,529.00)
	<u>\$249,262.00</u>

ELECTRICAL:

County Electric, Inc.
20360 Lorne, Taylor, Michigan

Base Bid:	\$97,972.00
Less Deductive Alternates	(8,122.00)
	<u>\$89,850.00</u>

TOTAL ALL BIDS: \$1,084,832.00

SPECIAL MEETING
COUNCIL PROCEEDINGS -2-
April 11, 1977

4-77-144

Motion by Tupper, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED:

That the Farmington City Council hereby awards the following contracts for construction of the Department of Public Services Facility:

GENERAL CONTRACT:

K. Pemberton Company
12641 Stark Road :
Livonia, Michigan \$745,720.00

MECHANICAL CONTRACT:

Evans Mechanical Contractors, Inc.
24300 Novi Road
Novi, Michigan \$249,262.00

ELECTRICAL CONTRACT:

County Electric, Inc.
20360 Lorne
Taylor, Michigan \$ 89,850.00

TOTAL: \$1,084,832.00

AYES: Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED APRIL 11, 1977.

NEDRA VIANE, CITY CLERK

City Manager Deadman recommended that an adjustment be made in the project Contingency Budget, reducing the amount from \$59,571.00 to \$16,130.00. In order to do this, it will be necessary for the City to assure the U. S. Department of Commerce that the City agrees to assume the cost of any over-runs on the project budget.

4-77-145

Motion by Yoder, supported by Tupper, to adopt the following resolution:

WHEREAS, the City of Farmington has been awarded a project by the U. S. Department of Commerce Economic Development Administration for the construction of the Department of Public Services Facility in the amount of \$1,251,000.00; and

WHEREAS, bids have been received for the construction of

SPECIAL MEETING
COUNCIL PROCEEDINGS -3-
April 11, 1977

this project in excess of the Federal Funds that have been allocated to this project; and

WHEREAS, the City desires to continue with the construction of this project;

NOW, THEREFORE, BE IT RESOLVED, that the City of Farmington guarantees the U.S. Department of Commerce Economic Development Administration that it will fund any cost over-runs that result from the construction of the Department of Public Services Facility.

AYES: Richardson, Tupper, Yoder.
NAYS: None
ABSENT: Bennett, Hartsock

RESOLUTION DECLARED ADOPTED: APRIL 11, 1977

PUBLIC COMMENTS

Mayor Richardson opened the meeting to the public for any comments. There were no comments from the audience.

REQUEST FOR PROCLAMATION
FARMINGTON AREA LIONS CLUBS

Mayor Richardson asked that this item be added to the Agenda. All Councilmen present being in agreement, the request from the Farmington Area Lions Clubs was added to the Agenda.

Mayor Richardson stated the Farmington Area Lions Clubs have requested a Proclamation be issued designating April 25th through May 1, 1977 as LIONS WHITE CANE WEEK and also that Council grant them permission to solicit funds in the city on behalf of their organization's projects.

4-77-146

Motion by Yoder, supported by Tupper, to proclaim the week of April 25th through May 1, 1977 as LIONS WHITE CANE WEEK and grant permission to the Farmington Area Lions Clubs to solicit funds in the City of Farmington. Motion carried, all ayes.

Motion by Tupper, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

Meeting was adjourned at 8:00 P.M.

JOHN H. RICHARDSON, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was held Wednesday, April 13, 1977, at 7:30 P.M. in the Farmington City Hall, 23600 Liberty Street, Farmington, Michigan, to review budget recommendations made by the City Manager for the 1977-78 fiscal year budget. Notice of meeting was posted in compliance with Act 267 of the Public Acts of Michigan of 1976.

PRESENT: Councilmen Richardson and Tupper
ABSENT: Councilmen Bennett, Hartsock, Yoder.

CITY OFFICIALS PRESENT: City Manager Deadman

City Council began a review of the City Manager's recommended 1977-78 General Fund, Highway Fund, Revenue Sharing, Community Development and Water & Sewer budgets.

Discussion was held on the feasibility of improving the fall Leaf Removal Program. No decision was reached.

The meeting was adjourned at 9:50 P.M.

JOHN H. RICHARDSON, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, April 18, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The meeting was called to order by Mayor John H. Richardson at 8:00 P.M.; notice of meeting having been posted in compliance with Act 267 of the Public Acts of Michigan of 1976.

ROLL CALL:

PRESENT: Councilmen Bennett, Hartsock, Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

4-77-147

Motion by Bennett, supported by Hartsock, to approve the minutes of a regular meeting held April 4, 1977. Motion carried, all ayes.

4-77-148

Motion by Hartsock, supported by Yoder, to approve the minutes of a Special Meeting held April 11, 1977. Motion carried, all ayes.

4-77-149

Motion by Tupper, supported by Yoder, to approve the minutes of a Special Meeting held April 13, 1977. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

4-77-150

Motion by Tupper, supported by Yoder, to receive and file the Farmington Planning Commission minutes of April 11, 1977. Motion carried, all ayes.

4-77-151

Motion by Bennett, supported by Hartsock, to receive and file the Board of Zoning Appeals minutes of April 6, 1977. Motion carried, all ayes.

4-77-152

Motion by Bennett, supported by Tupper, to receive and file the Board of Review minutes of March 8, 14, and 15, 1977. Motion carried, all ayes.

4-77-153

Motion by Hartsock, supported by Tupper, to receive and file

COUNCIL PROCEEDINGS -2-
April 18, 1977

the Beautification Committee minutes of March 10, 1977.
Motion carried, all ayes.

4-77-154

Motion by Yoder, supported by Bennett, to receive and file the Farmington Board of Education minutes of March 15, 1977.
Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS:

USE OF SALVADOR STREET DURING
EIGHT MILE ROAD CONSTRUCTION

Mayor Keith Deacon, City of Farmington Hills, has written the Council pointing out the inconvenience being caused residents of the Woodland Acres Subdivision due to the construction on Eight Mile Road. He states the residents would find it most convenient to be able to use Salvador Street through the Farmington Meadows Subdivision in order to ingress and egress to Farmington Road. The City of Farmington Hills has recently graded, ditched and built up a base of gravel for that portion of Salvador Street west of Whitlock, making it now comparable to most gravel roads in the City of Farmington Hills.

Mayor Deacon pointed out that some years ago a barricade was installed by the City of Farmington at the city limits on Salvador in order to minimize the tracking of dirt and other debris from the poorly maintained township street into the Farmington Meadows Subdivision streets. With the recent improvement to the Farmington Hills portion of the road, this concern should be minimized and Mayor Deacon is requesting that the barricade be removed at least for the period of construction on Eight Mile Road, and possibly based on this experience the barricade could be removed permanently.

A letter was also received from the Farmington Meadows Homeowners Association regarding the city's intent to open or close this street.

There was considerable discussion regarding the barricade on Salvador Street including comments from residents Mr. Robert Smith, Mr. Robert Haynes, Mr. Dale Mackey, Mr. Rick Fisher and Miss Terry Lewis of Twin Valley Court. It was determined that if the barricade were to be removed during the construction of Eight Mile Road that a Stop Sign should be erected at the intersection of Salvador and Meadowlark and that the city should maintain the road with dust control, sweeping and oiling when necessary and billing the City of Farmington Hills for the service.

4-77-155

Motion by Yoder, supported by Bennett, that Salvador Street be kept open until the Eight Mile Road construction is complete at which time City Council will consider a permanent opening or closing. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
April 18, 1977

4-77-156

Motion by Hartsock, supported by Yoder, that we convey our continued desire for permanent road improvement by Farmington Hills, that the road is being temporarily opened because of the Eight Mile Road construction and in no way does the temporary opening of the road change our desire. Motion carried, all ayes.

City Manager Deadman will communicate with Farmington Hills regarding our action.

REQUEST FOR SUPPORT OF THE
TRI COUNTY ALTERNATE TRANSIT PLAN

Mr. John L. Grubba, Managing Director of the Board of Road Commissioners, Oakland County, states it is important that the Urban Mass Transportation Administration (UMTA) be made aware that all local officials are not in agreement with the SEMTA plan which calls for a heavy rail system in our region and he is requesting Farmington City Council to make their opinion known by means of a resolution prior to the approval of the federal monies scheduled for this project.

4-77-157

Motion by Bennett, supported by Yoder, to table the matter regarding the Alternate Tri-County Transit Plan until the next regular Council Meeting. Motion carried, all ayes.

LETTER FROM STATE REPRESENTATIVE
WILBUR V. BROTHERTON RE MEMORIAL
RESOLUTION HONORING JOSEPH TERRENCE BRENNAN

City Manager Deadman stated there would be a memorial ceremony honoring Joseph Terrence Brennan on April 25, 1977 at the Farmington Hills City Council Meeting. Any Councilmen free to attend this ceremony may attend.

REQUEST FOR PARADE PERMIT ANNUAL
OPENING DAY PARADE SOUTH FARMINGTON :
BASEBALL, INC. MAY 7, 1977 11:00 AM

4-77-158

Motion by Bennett, supported by Hartsock, to approve the Annual Opening Day Parade for May 7, 1977 at 11:00 A.M. to the South Farmington Baseball, Inc. as requested. Motion carried, all ayes.

Members of the Council are all invited to participate.

REQUEST FROM G. GORDON LEWIS, JR.
RE LEGISLATION BENEFITING LIBRARIES

Mr. G. Gordon Lewis, Director of the Farmington Community Library, intends to participate with other Michigan Libraries during National Library Week at which time they wish to encourage legislation which would increase the per capita support for libraries and library systems. They would appreciate support from the Farmington City Council to add to their presentation.

COUNCIL PROCEEDINGS -4-
April 18, 1977

4-77-159

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

WHEREAS the Farmington City Council favors increased state shared funding for libraries, and

WHEREAS, House-Bill 4473 and Senate Bill 344 both pertain to increasing the per capita support for libraries and library systems throughout Michigan,

NOW, THEREFORE, BE IT RESOLVED:

The Farmington City Council supports both House Bill 4473 and Senate Bill 344 and urges favorable consideration be given to these two pieces of legislation.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: April 18, 1977

NEDRA VIANE, CITY CLERK

REQUEST FOR PROCLAMATION
NATIONAL MUSIC WEEK

4-77-160

Motion by Yoder, supported by Tupper, to proclaim the week of May 1-8, 1977 as "NATIONAL MUSIC WEEK" and ask that all citizens of the community observe and take part in activities recognizing the importance of music, musicians and musical organizations to the cultural life of our city, State, National and the World.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: none

NOTICE OF PUBLIC MEETING RE
NORTHWESTERN HWY AND M-275

City Manager Deadman advised that there would be a public meeting of the Michigan State Highway Commission April 27, 1977 in the Oakland County Auditorium, Pontiac, Michigan, to give area residents an opportunity to express their views on both the Northwestern Highway (and its extension) and alternatives to the Highway Commission cancelled M-275.

REQUEST FROM CITY OF FERNDALE TO
SUPPORT THEIR POSITION RE METHODS
USED BY DAILY NEWSPAPERS FOR
COLLECTIONS BY MINOR CHILDREN

The City of Ferndale is appealing to executives of daily newspapers to alter their collection procedures so minor children are no longer required to handle cash from subscribers.

4-77-161

Motion by Bennett, supported by Yoder, that the Farmington City Council hereby supports in principle the resolution of the City of Ferndale for more favorable methods of collection by minor children for subscriber payments. Motion carried, all ayes.

REQUEST FROM MERCHANTS ON THE
NORTH SIDE OF GRAND RIVER FOR
ADDITIONAL PARKING FACILITIES

City Clerk Viane read a letter from the merchants, on the north side of Grand River from Farmington Road to the Village Outlet petitioning the city for more parking facilities.

City Manager Deadman advised that he had met with Mr. Walter Sundquist, owner of the Heeney-Sundquist Funeral Home, 23720 Farmington Road, who initiated the petition. He states that he has purchased a piece of property on the south side of Oakland Avenue and he would be willing to work with the city in developing a parking lot if the additional parcel of property immediately west of his parcel could be acquired. The merchants participating in the request suggest a Special Assessment District could be established to pay for the acquisition of property and the construction of additional parking facilities.

During discussion of the need for parking facilities, comments were heard from Mr. Lee Ratliff, Mr. Don Munter, 33309 Oakland, Mr. Lawrence Mayer, 33718 Grand River, Mr. Edward Kurtz, 34262 Cass Ct.

4-77-162

Motion by Bennett, supported by Tupper, that the City Manager communicate with the merchants on the north side of Grand River from Farmington Road to the Village Outlet, urging them and their employees to use parking spaces provided at the Methodist Church Parking Lot and other available spaces in the parking lot and that the City Manager develop a cost analysis for developing parking facilities for later consideration by the Council.

Motion carried. . 4 Ayes, 1 Nay - (Hartsock)

REQUEST FOR PROCLAMATION FROM THE
FARMINGTON BEAUTIFICATION COMMITTEE

4-77-163

Motion by Tupper, supported by Bennett, to proclaim the MONTH OF MAY as "KEEP FARMINGTON BEAUTIFUL MONTH" and urge all residents and business people to join with the Beautification Committee to make such programs successful. Motion carried, all ayes.

REQUEST FROM AMERICAN LEGION AUXILIARY
FOR PROCLAMATION FOR "POPPY MONTH"

4-77-164

Motion by Yoder, supported by Tupper, to proclaim the month of May as "POPPY MONTH" and May 19, 20, 21, 1977 as Poppy Days in the City of Farmington. Motion carried, all ayes.

COUNCIL PROCEEDINGS -6-
April, 18, 1977

Mayor Richardson asked Council's permission to proceed to item 5-C on the agenda, "Grace Street Traffic Survey". It was agreeable with all Councilmen.

GRACE STREET TRAFFIC SURVEY

Council had tabled this item on February 22, 1977 in order to allow the Public Safety Department to make a study of the traffic pattern on this street, Grace Street from Grand River to Shiawassee. This survey has been made and as a result of the survey, the Department recommends that no action be taken and that two way traffic be allowed to continue on this street.

4-77-165

Motion by Bennett, supported by Yoder, to accept the City Manager's report and maintain Grace Street as a two way street. Motion carried, all ayes.

PROGRESS REPORT - 1977 ROAD
CONSTRUCTION PROGRAM

City Manager Deadman reported on the 1977 Road Construction Program for the Grand River Widening, Eight Mile Road Widening, Maple Street paving, Floral Park road repairs and Farmington Road Asphalt Overlay by Oakland County from Grand River to Slocum.

PROPOSED I-96/FREEDOM ROAD INTERCHANGE

City Manager Deadman reported that as a result of the Farmington City Council and the State Highway Department meeting, the State Highway Department has developed an exit and entrance from westbound I-96 onto Freedom at Farmington Road. The exit would be located off I-96 onto Freedom between Maple and Farmington Road. The entrance will be off Freedom onto the I-96 Expressway at Gill Road.

If the proposed interchange is to be installed by the State Highway Department, the following changes must occur:

Freedom Road from Maple Street west to Gill Road would have to be converted to a one-way street westbound. This conversion is necessary because Freedom Road is in close proximity to the I-96 expressway westbound lane. Therefore, exiting traffic for I-96 would have a rather short deceleration run, and the State Traffic Engineer will not permit the exit ramp as proposed to be installed if there is any eastbound traffic on Freedom Road. The same holds true for the entrance from Freedom to the I-96 at Gill Road.

The interchange improvement would also include the widening of Farmington Road from Kingslane Road south to approximately 200 ft. south of Nine Mile Road. This would permit a left turn lane at Nine Mile and at Freedom Road for north and southbound Farmington Road at Nine Mile and for northbound Farmington Road at Freedom. The cost of the proposed improvements would be borne 100% by the State Highway Department.

COUNCIL PROCEEDINGS -7-
April 18, 1977

Discussion followed regarding the pros and cons of the proposed improvements.

4-77-166

Motion by Bennett, supported by Tupper, to instruct the City Manager to explore the possibility of making Freedom Road one way from Orchard Lake Road to Halstead Road with the City of Farmington Hills and also to explore with the State Highway Department the matter of allowing two-way traffic with the exit and entrance to I-96. Motion carried, all ayes.

1977 SEMCOG MEMBERSHIP DUES

The delegates of SEMCOG have voted to increase the dues to participating governmental units. In November, 1976, SEMCOG voted to increase the dues of County Members participating in the organization. On March 25, 1977 the General Assembly delegates concluded that the increase in the 1977 County dues should be shared in part by other members; therefore local governmental agency dues have been raised by 8% to the nearest \$10 above the current membership dues. This increase will be reimbursed to member counties to help offset dues requirements. The cost to the City of Farmington for membership in SEMCOG for 1977 will be \$700 compared to \$650.00 for 1976.

4-77-167

Motion by Yoder, supported by Tupper, to authorize payment of \$700.00 for the 1977 SEMCOG Membership Dues.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
MOTION CARRIED.

MISCELLANEOUS

PUBLIC COMMENT

Mr. Edward Kurtz, 34262 Cass Ct., advised Council that the street in front of his house was badly in need of repairs. City Manager Deadman advised that the city was aware of the problem and that measures would be taken to have the street repaired by way of special assessment to the residents benefitting from such improvement.

There were no other comments from the audience.

BUILDING DEPARTMENT THIRD QUARTER
REPORT - PERIOD ENDED MARCH 31, 1977

4-77-168

Motion by Tupper, supported by Bennett, to receive and file the Building Department Third Quarter Report (March 31, 1977). Motion carried, all ayes.

COUNCIL PROCEEDINGS -8-
April 18, 1977

APPOINTMENTS TO FARMINGTON AREA
COMMISSION ON AGING

City Council had tabled the matter of appointments to the newly formed Farmington Area Commission on Aging in order to let it be known to the public that appointments were going to be made and applications would be taken. City Manager Deadman stated he had received three applications and submitted resumes to the Council for their consideration.

4-77-169

Motion by Yoder, supported by Tupper, to appoint the following applicants to the Farmington Area Commission on Aging:

Mrs. Joan Crane, 36661 Vicary Lane

Sister Clare Nicolai, O.P., 23619 Power Road

Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

4-77-170

Motion by Bennett, supported by Hartsock, to adopt the following Ordinance:

(See Attached Ordinance)

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: None

CLAIMS AND ACCOUNTS

MONTHLY BILLS

4-77-171

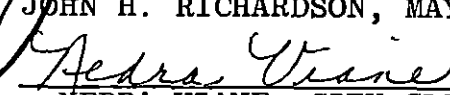
Motion by Yoder, supported by Tupper, to approve the monthly bills as submitted: General Fund \$9,368.82; Water & Sewer Fund \$681.02.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.
NAYS: None
ABSENT: None
MOTION CARRIED.

Motion by Tupper, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

Meeting was adjourned at 11:30 P.M.


JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

ORDINANCE NO. C-410-77

AN ORDINANCE TO AMEND CHAPTER 105-TRAFFIC OF THE CODE OF THE CITY OF FARMINGTON AND TO ADOPT BY REFERENCE THE UNIFORM TRAFFIC CODE FOR MICHIGAN CITIES, TOWNSHIPS & VILLAGES

THE CITY OF FARMINGTON ORDAINS:

11.1 Code Adopted. The Uniform Traffic Code for cities, townships and villages promulgated by the Commissioner of State Police on January 14, 1958 and published in Supplement No. 13, and as amended on February 14, 1961 and published in Supplement No. 25, and on February 26, 1968 and published in Supplement No. 54, and on July 20, 1976 and published in Supplement No. 88 to the 1954 Michigan Administrative Code, in accordance with Public Act 62 of 1956, State of Michigan, is hereby adopted by Reference as in this ordinance modified.

11.2 References in Code. References in the Uniform Traffic Code for Michigan Cities, Townships and Villages to "governmental unit" shall mean the City of Farmington, references to "this ordinance" shall mean CHAPTER 105 of this code.

11.3 Copies to be Available. The City Clerk, having published the ordinances adopting said Uniform Traffic Code in the manner required by law and having published supplementary notices setting forth the purpose of said Uniform Traffic Code and of the fact that complete copies of the Code are available at the Office of the City Clerk for inspection by and distribution to the public at all times, shall maintain copies in accordance with such supplementary notices.

11.4 Changes in Code. The following sections and subsections of the Uniform Traffic Code for Cities, Townships and Villages are hereby amended or deleted as set forth and additional sections and sub-sections are added as indicated. Subsequent section numbers used in this Chapter shall refer to the like numbered sections of the Uniform Traffic Code.

CHAPTER 2 SECTION 2.17c PROCEDURE UPON ARREST FOR CERTAIN OFFENSES

AMEND LAST SENTENCE OF SUBSECTION (A) TO READ

"IF UNDER EXISTING CIRCUMSTANCES IT DOES NOT APPEAR THAT RELEASING SUCH PERSON PENDING THE ISSUANCE OF A WARRANT WILL CONSTITUTE A PUBLIC MENACE, THE ARRESTING OFFICER MAY ISSUE A CITATION AS IS PROVIDED IN SECTION 2.10 OF THIS ORDINANCE."

SECTION 2.36 NO STOPPING, STANDING OR PARKING ZONES

AMEND LAST SENTENCE TO READ

"SUCH ZONES SHALL BE DESIGNATED BY POSTING PROPER SIGNS AT SUCH LOCATIONS. THE DISTANCE BETWEEN ANY TWO (2) SUCH SIGNS SHALL BE THAT DISTANCE DETERMINED BY THE TRAFFIC ENGINEER AS AN APPROPRIATE DISTANCE."

SECTION 2.36A TOW-AWAY ZONES

AMEND LAST SENTENCE OF SUBSECTION (D) TO READ

"SUCH ZONES SHALL BE DESIGNATED BY POSTING PROPER SIGNS AT SUCH LOCATIONS. THE DISTANCE BETWEEN ANY TWO (2) SUCH SIGNS SHALL BE THAT DISTANCE DETERMINED BY THE TRAFFIC ENGINEER AS AN APPROPRIATE DISTANCE."

CHAPTER 3 SECTION 3.2A FLEEING AN OFFICER

ADD THE FOLLOWING PARAGRAPH

"A DRIVER OF A MOTOR VEHICLE WHO HAS BEEN STOPPED BY A POLICE OFFICER AND SUBSEQUENTLY FLEES OR ATTEMPTS TO FLEE OR ELUDE THE OFFICER, EITHER BY MOTOR VEHICLE OR ON FOOT, SHALL BE IN VIOLATION OF THIS SECTION."

CHAPTER 4 SECTION 4.6 RIGHT TURN ON RED

ADD THE FOLLOWING PARAGRAPH TO SUBSECTION C

"VEHICULAR TRAFFIC FACING A STEADY RED SIGNAL, AFTER STOPPING BEFORE ENTERING THE CROSSWALK ON THE NEAR SIDE OF THE INTERSECTION OR AT A LIMIT LINE WHEN MARKED OR, IF NONE, THEN BEFORE ENTERING THE INTERSECTION, SHALL BE PRIVILEGED TO MAKE A RIGHT TURN FROM A ONE-WAY OR TWO-WAY STREET ONTO A TWO-WAY STREET OR INTO A ONE-WAY STREET CARRYING TRAFFIC IN THE DIRECTION OF THE RIGHT TURN; OR A LEFT TURN FROM A ONE-WAY OR TWO-WAY STREET INTO A ONE-WAY STREET CARRYING TRAFFIC IN THE DIRECTION OF THE LEFT TURN UNLESS PROHIBITED BY SIGN, SIGNAL, MARKING, LIGHT OR OTHER TRAFFIC CONTROL DEVICE. THE VEHICULAR TRAFFIC SHALL YIELD THE RIGHT-OF-WAY TO PEDESTRIANS LAWFULLY WITHIN AN ADJACENT CROSSWALK AND TO OTHER TRAFFIC LAWFULLY USING THE INTERSECTION."

CHAPTER 5 SECTION 5.8A MAKING A FALSE REPORT

ADD THE FOLLOWING SUBSECTION TO READ

"IT SHALL BE UNLAWFUL FOR ANY PERSON TO WILLFULLY AND KNOWINGLY MAKE TO ANY POLICE OFFICER A FICTITIOUS REPORT GIVING FALSE INFORMATION RELATING TO A TRAFFIC ACCIDENT OR VIOLATION OF A CITY TRAFFIC OR ORDINANCE VIOLATION, KNOWING THE SAME TO BE FALSE."

SECTION 5.12 VIOLATION OF SIGNS

AMEND SECTION TO READ

"IT SHALL BE PRIMA FACIE UNLAWFUL TO EXCEED THE SPEED LIMIT STATED ON SIGNS ERECTED IN ACCORDANCE WITH THE TRAFFIC ORDINANCE OF THIS GOVERNMENTAL UNIT; AND IT SHALL BE PRIMA FACIE UNLAWFUL TO DRIVE AT A SPEED LOWER THAN THE POSTED MINIMUM SPEED ON ANY FREEWAY EXCEPT WHEN REDUCED SPEED IS NECESSARY FOR SAFE OPERATION OR IN COMPLIANCE WITH LAW."

SECTION 5.15A DRIVING UNDER INFLUENCE OF INTOXICATING LIQUOR; TESTS; ADMISSIBILITY; PRESUMPTION; LIABILITY FOR WITHDRAWING BLOOD; REFUSAL TO TAKE TEST; OTHER EVIDENCE; OPTION TO DEMAND BREATH TEST ONLY

AMEND SUBSECTION (1)(B) TO READ

"IF THERE WAS AT THE TIME IN EXCESS OF 0.07% BUT LESS THAN 0.10% BY WEIGHT OF ALCOHOL IN THE DEFENDANT'S BLOOD, IT SHALL BE PRESUMED THAT THE DEFENDANT'S ABILITY TO OPERATE A MOTOR VEHICLE WAS IMPAIRED WITHIN THE PROVISIONS OF SECTION 5.15B OF THIS CODE DUE TO THE CONSUMPTION OF INTOXICATING LIQUOR."

AMEND SUBSECTION (6) TO READ

"NOTWITHSTANDING ANY OTHER PROVISION OF THIS CODE, A PERSON REQUESTED TO TAKE THIS TEST SHALL BE ADVISED THAT HE HAS THE OPTION TO DEMAND THAT ONLY A BREATH TEST SHALL BE GIVEN, IN WHICH CASE HIS REFUSAL TO SUBMIT TO ANY OTHER TEST SHALL NOT CONSTITUTE A REFUSAL FOR THE PURPOSES OF SECTIONS 5.15C AND 5.15D OF THIS CODE."

**SECTION 5.16A CONSUMPTION OF LIQUOR ON HIGHWAYS OR ON PROPERTY
OPEN TO PUBLIC**

AMEND LAST SENTENCE OF SUBSECTION 2 TO READ

"IF THE VEHICLE DOES NOT HAVE A TRUNK OR COMPARTMENT SEPARATE FROM THE PASSENGER COMPARTMENT, A CONTAINER WHICH IS OPEN OR UNCAPPED, OR ON WHICH THE SEAL IS BROKEN, SHALL BE ENCASED OR ENCLOSED. THIS SECTION SHALL NOT APPLY TO A CHARTERED PASSENGER VEHICLE LICENSED BY THE MICHIGAN PUBLIC SERVICE COMMISSION."

SECTION 5.20 DRIVING ON A SHOULDER

AMEND LAST SENTENCE OF SUBSECTION (d) TO READ

"IN NO EVENT SHALL SUCH MOVEMENT BE MADE BY DRIVING OFF THE PAVEMENT OR MAIN-TRAVELED PORTION OF THE ROADWAY FOR THE PURPOSE OF PASSING OR DRIVING."

SECTION 5.26A DRIVING IN A LEFT TURN ONLY LANE

ADD THE FOLLOWING PARAGRAPH TO SUBSECTION A

"ON STREETS WHERE A CENTER LANE IS CLEARLY INDICATED BY SIGNS AS BEING RESERVED FOR THE EXCLUSIVE USE OF VEHICLES DESIRING TO TURN LEFT, IT SHALL BE UNLAWFUL TO MAKE SUCH A LEFT TURN MOVEMENT FROM ANY OTHER LANE AND IT SHALL FURTHER BE UNLAWFUL FOR ANY VEHICLE TO ENTER SUCH LANE EXCEPT TO MAKE SUCH A LEFT TURN MOVEMENT AND THEN ONLY WITHIN THE BLOCK IMMEDIATELY PRECEDING THE INTERSECTION AT WHICH THE TURN IS MADE; PROVIDED THAT THIS SECTION SHALL NOT PROHIBIT A LEFT TURN MOVEMENT FROM THIS LANE INTO A DRIVEWAY, WHEN SUCH TURN CAN BE MADE IN SAFETY AND WITHOUT INTERFERING WITH VEHICLES LAWFULLY IN SUCH LANE TO MAKE AN INTERSECTION TURN. PROVIDED FURTHER THAT SUCH VEHICLE SHALL ENTER THE LEFT TURN LANE ONLY IN THE BLOCK WITHIN WHICH THE LEFT TURN IS TO BE MADE."

SECTION 5.31A REQUIRED POSITION AND METHOD OF TURNING FROM A ROADWAY AT OTHER THAN AN INTERSECTION

ADD THE FOLLOWING NEW SECTION TO READ:

"TURNS FROM A ROADWAY AT OTHER THAN AN INTERSECTION, WHERE LAWFUL, SHALL BE MADE IN THE SAME MANNER AND FROM THE SAME LANE AS SPECIFIED IN SECTION 5.31 FOR TURNS AT AN INTERSECTION."

SECTION 5.43 RIGHT-OF-WAY, VEHICLE TURNING LEFT

AMEND SECTION TO READ

"THE DRIVER OF A VEHICLE INTENDING TO TURN TO THE LEFT SHALL YIELD THE RIGHT-OF-WAY TO ANY VEHICLE APPROACHING FROM THE OPPOSITE DIRECTION WHICH IS SO CLOSE AS TO CONSTITUTE AN IMMEDIATE HAZARD, BUT SAID DRIVER, HAVING SO YIELDED AND HAVING GIVEN A SIGNAL WHEN AND AS REQUIRED BY THIS ORDINANCE, MAY MAKE SUCH LEFT TURN AND THE DRIVERS OF ALL OTHER VEHICLES APPROACHING FROM THE OPPOSITE DIRECTION SHALL YIELD THE RIGHT-OF-WAY TO THE VEHICLE MAKING THE LEFT TURN; PROVIDED THAT AT AN INTERSECTION AT WHICH A TRAFFIC SIGNAL IS LOCATED, A DRIVER INTENDING TO MAKE A LEFT TURN SHALL PERMIT VEHICLES BOUND STRAIGHT THROUGH IN THE OPPOSITE DIRECTION WHICH ARE WAITING A GO SIGNAL TO PASS THROUGH THE INTERSECTION BEFORE MAKING THE TURN."

ADD THE FOLLOWING SECTION TO READ

"NO PERSON SHALL BOARD OR ALIGHT FROM ANY VEHICLE WHILE SUCH VEHICLE IS IN MOTION. NO PERSON SHALL CLIMB ONTO OR HITCH ON ANY MOVING VEHICLE WITH OR WITHOUT OPERATOR'S CONSENT AND NO OPERATOR SHALL KNOWINGLY PERMIT SUCH ACTION."

SECTION 5.59 RIDING OUTSIDE OF CONFINES OF A MOVING VEHICLE

ADD THE FOLLOWING SUBSECTIONS TO READ

SUBPARAGRAPH A - "NO PERSON SHALL RIDE IN OR OPERATE ANY MOTOR VEHICLE UNLESS ALL PORTIONS OF SUCH PERSON'S BODY ARE ENTIRELY WITHIN THAT PORTION OF THE VEHICLE DESIGNED FOR THE CARRYING OF PASSENGERS OR MERCHANDISE OR AS OTHERWISE PERMITTED BY THIS ORDINANCE; PROVIDED, HOWEVER, THAT THIS SECTION DOES NOT APPLY TO ANY PERSON WHOSE EMPLOYMENT MAKES IT NECESSARY TO RIDE OTHERWISE."

SUBPARAGRAPH B - "IT SHALL BE UNLAWFUL FOR THE OPERATOR OF A MOTOR VEHICLE TO ALLOW ANY PERSON TO RIDE IN THE SAID MOTOR VEHICLE UNLESS ALL PORTIONS OF SUCH PERSON'S BODY ARE ENTIRELY WITHIN THAT PORTION OF THE VEHICLE DESIGNED FOR THE CARRYING OF PASSENGERS OR MERCHANDISE; PROVIDED, HOWEVER, THAT THIS SECTION DOES NOT APPLY TO THE OPERATOR OF A MOTOR VEHICLE WHOSE BUSINESS MAKES IT NECESSARY TO RIDE OTHERWISE."

SECTION 5.63 POSSESSION, DISPLAY

AMEND SECTION TO READ

"EVERY DRIVER SHALL HAVE HIS OPERATOR'S OR CHAUFFEUR'S LICENSE IN HIS IMMEDIATE POSSESSION AT ALL TIMES WHEN DRIVING A MOTOR VEHICLE, AND SHALL PRESENT THE SAME UPON THE REQUEST OF ANY POLICE OFFICER FOR THE OFFICER'S INSPECTION."

SECTION 5.81 WINDSHIELDS, OBSTRUCTION TO VIEW

ADD THE FOLLOWING PARAGRAPH TO READ

"NO PERSON SHALL DRIVE ANY MOTOR VEHICLE WITHOUT FIRST REMOVING SNOW, ICE OR FROST FROM THE FRONT WINDSHIELD, SIDE WINDOWS AND REAR WINDOW OF SUCH VEHICLE."

SECTION 5.95 SIZE, WEIGHT AND LOAD

AMEND SECTION TO READ

"NO PERSON SHALL DRIVE OR MOVE OR CAUSE OR KNOWINGLY PERMIT TO BE DRIVEN OR MOVED ON ANY STREET, ANY VEHICLE OR VEHICLES OF WIDTH, HEIGHT, LENGTH OR WEIGHT IN EXCESS OF THE LIMITATIONS GOVERNING SIZE AND WEIGHT RESTRICTIONS SPECIFIED IN THE MICHIGAN VEHICLE CODE, ACT NO. 300, PUBLIC ACTS OF 1949, AS AMENDED, EXCEPT AS PERMITTED BY SPECIAL PERMIT ISSUED UNDER THE PROVISIONS OF SECTION 4.36 OF THE FARMINGTON CITY CODE."

ADD SUBSECTION TO READ

"IN ANY CASE WHERE ANY PERSON SEEKS TO MOVE ANY BUILDING OR STRUCTURE, HE SHALL FIRST APPLY FOR A PERMIT IN ACCORDANCE WITH CHAPTER 79 OF THIS CODE. IF THE BUILDING OR STRUCTURE IS NOT TO BE LOCATED WITHIN THE CITY OF FARMINGTON, HE SHALL IN ADDITION OBTAIN A PERMIT AS REQUIRED IN SECTION 4.36 OF THIS CODE. IN ANY CASE WHERE SUCH BUILDING OR STRUCTURE IS TO BE LOCATED OR RELOCATED UPON ANY LOT OR PARCEL OF LAND WITHIN THE CITY OF FARMINGTON, THE APPLICANT SHALL FIRST OBTAIN A PERMIT UNDER THE PROVISIONS OF THIS CHAPTER. NO PERMIT REQUIRED UNDER THE PROVISIONS OF THIS CHAPTER SHALL BE ISSUED UNTIL THE CITY COUNCIL SHALL FIRST HAVE APPROVED THE ISSUANCE THEREOF AND THE APPLICANT SHALL HAVE COMPLIED WITH ALL THE REQUIREMENTS OF THIS CHAPTER."

SECTION 5.101 FREEWAYS, ENTRY, USE, STOPPING RESTRICTED

ADD THE FOLLOWING NEW SECTION

"NO PERSON SHALL STOP A VEHICLE ON THE PAVED ROAD OF AN EXPRESSWAY OR ON THE PAVED PORTIONS OF ANY RAMP CONNECTING SUCH EXPRESSWAY TO ANY OTHER STREET OR HIGHWAY, FOR THE PURPOSE OF BOARDING OR DISCHARGING PASSENGERS OR PEDESTRIANS."

SECTION 11.5 BICYCLE LICENSE REQUIRED

ADD SECTION TO READ

- (A) "NO PERSON WHO RESIDES WITHIN THE CITY SHALL RIDE OR PROPEL A BICYCLE ON ANY STREET, SIDEWALK OR HIGHWAY UNLESS SUCH BICYCLE HAS BEEN LICENSED AND A LICENSE PLATE IS ATTACHED THERETO."
- (B) "A LICENSE FEE OF ONE (\$1.00) DOLLAR SHALL BE PAID TO THE CITY CLERK BEFORE EACH LICENSE THEREOF IS GRANTED."
- (C) "THE PUBLIC SAFETY DEPARTMENT SHALL KEEP A RECORD OF THE NUMBER OF EACH LICENSE, THE DATE ISSUED, THE NAME AND ADDRESS OF THE LICENSEE, AND THE NUMBER ON THE FRAME OF THE BICYCLE AND THE NAME OR MAKE OF THE BICYCLE."
- (D) "THE LICENSE PLATE SHALL BE FIRMLY ATTACHED TO THE REAR MUDGUARD OR FRAME OF THE BICYCLE FOR WHICH IT IS ISSUED IN SUCH A POSITION TO BE PLAINLY VISIBLE FROM THE REAR."
- (E) "NO PERSON SHALL REMOVE A LICENSE PLATE FROM A BICYCLE DURING THE PERIOD FOR WHICH ISSUED EXCEPT UPON A TRANSFER OF OWNERSHIP OR IN THE EVENT THE BICYCLE IS DISMANTLED AND NO LONGER OPERATED."
- (F) "UPON THE SALE OR OTHER TRANSFER OF A LICENSED BICYCLE, THE LICENSEE SHALL REMOVE THE LICENSE PLATE AND SHALL EITHER SURRENDER THE SAME TO THE PUBLIC SAFETY DEPARTMENT OR MAY, UPON APPLICATION FOR A FEE OF FIFTY (50¢) CENTS, HAVE SAID LICENSE PLATE ASSIGNED TO ANOTHER BICYCLE OWNED BY THE APPLICANT."
- (G) "IN THE EVENT THE LICENSE IS DESTROYED AND/OR WORN SO THAT THE NUMBER ON THE LICENSE IS NOT DISTINGUISHABLE, THE LICENSE MAY BE PRESENTED TO THE PUBLIC SAFETY DEPARTMENT FOR REPLACEMENT. A FEE OF FIFTY (50¢) CENTS SHALL BE PAID FOR EACH REPLACEMENT LICENSE."
- (H) "THE CITY CLERK SHALL MAINTAIN RECORDS OF ALL BICYCLE LICENSES ISSUED FOR A PERIOD OF SEVEN (7) YEARS."

SECTION 11.6 PARKING IN FIRE LANES PROHIBITED

ADD SECTION TO READ

"NO PERSON SHALL STOP, STAND OR PARK A MOTOR VEHICLE, EXCEPT WHEN NECESSARY TO AVOID CONFLICT WITH OTHER TRAFFIC OR IN COMPLIANCE WITH LAW OR THE DIRECTION OF A POLICE OFFICER OR TRAFFIC CONTROL DEVICE, IN ANY AREA OPEN TO THE GENERAL PUBLIC, INCLUDING ANY AREA DESIGNATED FOR THE PARKING OF MOTOR VEHICLES, WHETHER PUBLIC OR PRIVATELY OWNED, IF SUCH AREA SHALL BE DESIGNATED AS A FIRE ROUTE."

SECTION 11.7 PARKING ON PRIVATE PROPERTY

ADD SECTION TO READ

"NO PERSON SHALL PARK ANY MOTOR VEHICLE ON ANY PRIVATE PROPERTY IN THE CITY OF FARMINGTON WITHOUT THE EXPRESS OR IMPLIED CONSENT, AUTHORIZATION OR RATIFICATION OF THE OWNER, HOLDER, OCCUPANT, LESSEE, AGENT OR TRUSTEE OF SUCH PROPERTY. COMPLAINT FOR THE VIOLATION OF THIS SECTION SHALL BE MADE BY THE OWNER, HOLDER, OCCUPANT, LESSEE, AGENT OR TRUSTEE OF SUCH PROPERTY."

SECTION 11.8 APPLICABILITY

ADD SECTION TO READ

"THE PROVISIONS OF SECTIONS 11.9 THROUGH 11.30 OF THIS ORDINANCE SHALL APPLY TO ALL PROPERTIES, LANDS AND PREMISES OF THE FARMINGTON PUBLIC SCHOOL DISTRICT, LOCATED IN THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN."

SECTION 11.9 DEFINITIONS

ADD SECTION TO READ

"THE FOLLOWING WORDS AND PHRASES AS DEFINED IN THIS SECTION AS HEREINAFTER ENUMERATED WHEN USED IN THIS ORDINANCE SHALL, FOR THE PURPOSES OF SECTIONS 11.8 THROUGH 11.29 OF THIS ORDINANCE, HAVE THE MEANING RESPECTIVELY ASCRIBED TO THEM IN THIS SECTION."

- (A) "LICENSE MEANS ANY LICENSE, TEMPORARY INSTRUCTION PERMIT, OR TEMPORARY LICENSE ISSUED UNDER THE LAWS OF THIS STATE PERTAINING TO THE LICENSING OF PERSONS TO OPERATE MOTOR VEHICLES."
- (B) "DRIVER MEANS EVERY PERSON WHO DRIVES OR IS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE."
- (C) "MOTORCYCLE MEANS EVERY MOTOR VEHICLE HAVING A SADDLE OR SEAT FOR THE USE OF THE RIDER AND DESIGNATED TO TRAVEL ON NOT MORE THAN THREE WHEELS IN CONTACT WITH THE GROUND BUT EXCLUDING A TRACTOR."
- (D) "MOTOR DRIVEN CYCLE MEANS EVERY MOTORCYCLE, INCLUDING EVERY MOTOR SCOOTER WITH A MOTOR WHICH PRODUCES NOT TO EXCEED FIVE MAXIMUM BRAKE HORSEPOWER, AND EVERY BICYCLE WITH MOTOR ATTACHED."
- (E) "MOTOR VEHICLE MEANS EVERY VEHICLE WHICH IS SELF-PROPELLED."
- (F) "OPERATOR MEANS EVERY PERSON, OTHER THAN A CHAUFFEUR, WHO IS IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE UPON A HIGHWAY."

(g) "OWNER MEANS:

(1) ANY PERSON, FIRM, ASSOCIATION OR CORPORATION RENTING A MOTOR VEHICLE OR HAVING THE EXCLUSIVE USE THEREOF, UNDER A LEASE OR OTHERWISE, FOR A PERIOD OF GREATER THAN THIRTY (30) DAYS.

(2) A PERSON WHO HOLDS THE LEGAL TITLE OF A VEHICLE OR IN THE EVENT A VEHICLE IS THE SUBJECT OF AN AGREEMENT FOR THE CONDITIONAL SALE OR LEASE THEREOF, WITH THE RIGHT OF PURCHASE UPON PERFORMANCE OF THE CONDITIONS STATED IN THE AGREEMENT AND WITH AN IMMEDIATE RIGHT OF POSSESSION VESTED IN THE CONDITIONAL LESSEE OR VENDEE OR IN THE EVENT A MORTGAGOR OF A VEHICLE IS ENTITLED TO POSSESSION, THEN SUCH CONDITIONAL LESSEE OR VENDEE OR MORTGAGOR SHALL BE DEEMED THE OWNER."

(h) "PARKING MEANS STANDING A VEHICLE, WHETHER OCCUPIED OR NOT, UPON ANY PROPERTY WHICH THIS ORDINANCE APPLIES TO, AND NOT LOADING OR UNLOADING."

(i) "PEDESTRIAN MEANS ANY PERSON AFOOT."

(j) "PERSON MEANS EVERY NATURAL PERSON, FIRM, CO-PARTNERSHIP, ASSOCIATION OR CORPORATION AND THEIR LEGAL SUCCESSORS."

(k) "POLICE OFFICER MEANS EVERY SHERIFF OR HIS DEPUTIES, CITY OFFICER, AND OFFICER OF THE MICHIGAN STATE POLICE."

(l) "SIDEWALK MEANS THAT PORTION OF A STREET BETWEEN THE CURB LINES, OR THE LATERAL LINES OF ROADWAY, AND THE ADJACENT PROPERTY LINES AND ANY OTHER PAVED SURFACE OR PATHWAY INTENDED FOR THE USE OF PEDESTRIANS."

(m) "TRAFFIC MEANS PEDESTRIANS, RIDDEN, OR HERDED ANIMALS, VEHICLES, AND OTHER CONVEYANCES EITHER SINGLY OR TOGETHER WHILE USING ANY PROPERTY WHICH THIS ORDINANCE APPLIES TO FOR PURPOSE OF TRAVEL."

(n) "TRAFFIC CONTROL SIGNAL MEANS ANY DEVICE WHETHER MANUALLY, ELECTRICALLY OR MECHANICALLY OPERATED, BY WHICH TRAFFIC IS ALTERNATELY DIRECTED TO STOP AND PROCEED."

(o) "VEHICLE MEANS EVERY DEVICE IN, UPON, OR BY WHICH ANY PERSON OR PROPERTY IS OR MAY BE TRANSPORTED OR DRAWN UPON A HIGHWAY, EXCEPTING DEVICES MOVED BY HUMAN POWER."

(p) "TENSES THE PRESENT TENSE INCLUDES THE PAST AND FUTURE TENSES; AND THE FUTURE, THE PRESENT."

(q) "NUMBER, GENDER THE SINGULAR SHALL INCLUDE THE PLURAL AND THE PLURAL SHALL INCLUDE THE SINGULAR; THE MASCULINE SHALL INCLUDE THE FEMININE AND NEUTER AS REQUISITE."

(r) "SHALL AND MAY. SHALL IS MANDATORY AND MAY IS PERMISSIBLE."

ADD SECTION TO READ

"THE BOARD OF EDUCATION OF THE FARMINGTON PUBLIC SCHOOL DISTRICT SHALL PLACE AND MAINTAIN UPON DISTRICT PROPERTY SUCH TRAFFIC CONTROL DEVICES, NOT INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE AS IT SHALL DEEM NECESSARY TO INDICATE AND CARRY OUT THE PROVISIONS OF THIS ORDINANCE OR TO REGULATE, WARN OR GUIDE TRAFFIC. ALL SUCH TRAFFIC CONTROL DEVICES HEREAFTER ERECTED SHALL CONFORM TO STATE OF MICHIGAN SPECIFICATIONS. ANY SUCH RULES SHALL BE IN THE FORM OF TRAFFIC CONTROL ORDERS AND SHALL BE SUBMITTED TO THE CITY OF FARMINGTON AND REMAIN IN EFFECT UNLESS DISAPPROVED IN WRITING BY THE CITY OF FARMINGTON."

SECTION 11.11 INTERFERENCE WITH TRAFFIC CONTROL DEVICES

ADD SECTION TO READ

"NO DRIVER OF A VEHICLE SHALL DISOBEY INSTRUCTIONS OF ANY TRAFFIC CONTROL SIGNAL, STOP SIGN OR OTHER SIGN OR DEVICE ERECTED FOR THE CONTROL OF TRAFFIC UNLESS AT THE TIME OTHERWISE DIRECTED BY A POLICE OFFICER."

SECTION 11.12 OBEDIENCE TO POLICE OFFICERS

ADD SECTION TO READ

"NO PERSON SHALL REFUSE TO COMPLY WITH ANY ORDER OF A POLICE OFFICER WHEN SUCH OFFICER, FOR PUBLIC INTEREST AND SAFETY, IS GUIDING, DIRECTING, CONTROLLING OR REGULATING TRAFFIC ON ANY PROPERTY FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.13 SPEED LIMITS

ADD SECTION TO READ

"IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPERATE A MOTOR VEHICLE IN EXCESS OF A SPEED OF 25 MILES PER HOUR UPON ANY PROPERTY FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.14 SPEED RESTRICTIONS: ASSURED CLEAR DISTANCE AHEAD

ADD SECTION TO READ

"ANY PERSON DRIVING A VEHICLE UPON FARMINGTON PUBLIC SCHOOL DISTRICT PROPERTY SHALL DRIVE THE SAME AT A CAREFUL AND PRUDENT SPEED NOT GREATER THAN NOR LESS THAN IS REASONABLE AND PROPER, HAVING DUE REGARD TO THE TRAFFIC, SURFACE AND WIDTH OF THE ROADWAY AND OF OTHER CONDITIONS THEN EXISTING, AND NO PERSON SHALL DRIVE ANY VEHICLE UPON A ROADWAY AT A SPEED GREATER THAN WILL PERMIT HIM TO BRING IT TO A STOP WITHIN THE ASSURED, CLEAR DISTANCE AHEAD."

SECTION 11.15 DRAG RACING

ADD SECTION TO READ

"NO PERSON SHALL OPERATE A MOTOR VEHICLE UPON FARMINGTON PUBLIC SCHOOL DISTRICT PROPERTY IN A SPEED CONTEST, INCLUDING THAT COMMONLY KNOWN AS A DRAG RACE, WHETHER FROM A STANDING START OR OTHERWISE OVER A MEASURED OR UNMEASURED DISTANCE, THE OBJECT OF WHICH IS TO BETTER OR DEFEAT ONE OR MORE CONTESTANTS ON THE BASIS OF ELAPSED TIME SUPERIOR PERFORMANCE OR SPEED."

SECTION 11.16 EQUIPMENT

ADD SECTION TO READ

"IT IS A MISDEMEANOR FOR ANY PERSON TO DRIVE OR MOVE OR FOR THE OWNER TO CAUSE OR KNOWINGLY PERMIT TO BE DRIVEN OR MOVED ON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES ANY VEHICLE OR COMBINATION OF VEHICLES WHICH DOES NOT CONTAIN THOSE PARTS OR IS NOT AT ALL TIMES EQUIPPED WITH SUCH LAMPS AND OTHER EQUIPMENT IN PROPER CONDITION AND ADJUSTMENT AS REQUIRED IN THIS ORDINANCE, OR WHICH IS EQUIPPED IN ANY MANNER IN VIOLATION OF THIS ORDINANCE.

"ANY POLICE OFFICER MAY BE AUTHORIZED ON ANY REASONABLE GROUNDS SHOWN, TO STOP ANY MOTOR VEHICLE AND INSPECT SAME, AND IF ANY DEFECTS ARE FOUND, TO ARREST THE DRIVER IN THE MANNER PROVIDED BY LAW."

SECTION 11.17 BRAKES

ADD SECTION TO READ

"EVERY MOTOR VEHICLE WHEN OPERATED ON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES SHALL BE EQUIPPED WITH BRAKES ADEQUATE TO CONTROL THE MOVEMENT OF AND TO STOP AND HOLD SUCH VEHICLE.

"ALL BRAKES SHALL BE MAINTAINED IN GOOD WORKING ORDER AND SHALL BE SO ADJUSTED SO AS TO OPERATE AS EQUALLY AS PRACTICABLE WITH RESPECT TO THE WHEELS ON THE OPPOSITE SIDE OF THE VEHICLE."

SECTION 11.18 HORNS AND OTHER WARNING DEVICES

ADD SECTION TO READ

"EVERY MOTOR VEHICLE WHEN OPERATED ON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES SHALL BE EQUIPPED WITH A HORN IN GOOD WORKING ORDER AND CAPABLE OF EMITTING SOUND AUDIBLE UNDER NORMAL CONDITIONS FROM A DISTANCE OF NOT LESS THAN 200 FEET BUT NO HORN OR OTHER WARNING DEVICE SHALL EMIT AN UNREASONABLE LOUD OR HARSH SOUND OR WHISTLE. THE DRIVER OF A MOTOR VEHICLE SHALL WHEN REASONABLY NECESSARY TO INSURE SAFE OPERATION, GIVE AUDIBLE WARNING WITH HIS HORN BUT SHALL NOT OTHERWISE USE SUCH HORN WHEN UPON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.19 MUFFLERS

ADD SECTION TO READ

"EVERY MOTOR VEHICLE SHALL AT ALL TIMES BE EQUIPPED WITH A MUFFLER IN GOOD WORKING ORDER AND IN CONSTANT OPERATION TO PREVENT EXCESSIVE OR UNUSUAL NOISE AND ANNOYING SMOKE, AND NO PERSON SHALL USE A MUFFLER CUT-OUT, BYPASS OR SIMILAR DEVICE UPON A VEHICLE ON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES.

"THE ENGINE AND POWER MECHANISM OF EVERY MOTOR VEHICLE SHALL BE SO EQUIPPED AND ADJUSTED AS TO PREVENT THE ESCAPE OF EXCESSIVE FUMES OR SMOKE."

SECTION 11.20 MIRRORS

ADD SECTION TO READ

"NO PERSON SHALL DRIVE A MOTOR VEHICLE ON PROPERTIES FOR WHICH THIS ORDINANCE APPLIES WHERE SAID MOTOR VEHICLE IS SO CONSTRUCTED OR LOADED AS TO PREVENT THE DRIVER FROM OBTAINING A VIEW OF THE AREA TO THE REAR BY LOOKING BACKWARD FROM THE DRIVER'S POSITION, UNLESS SUCH VEHICLE IS EQUIPPED WITH A MIRROR SO LOCATED AS TO REFLECT TO THE DRIVER A VIEW OF THE AREA TO THE REAR OF SUCH VEHICLE. EVERY COMMERCIAL VEHICLE OF 1/2 TON CAPACITY OR MORE SHALL BE EQUIPPED WITH TWO MIRRORS, ONE ON EACH SIDE, SO ADJUSTED THAT THE OPERATOR WILL HAVE A CLEAR VIEW OF THE AREA BEHIND SUCH COMMERCIAL VEHICLE."

SECTION 11.21 WINDSHIELDS

ADD SECTION TO READ

"NO PERSON SHALL DRIVE ANY MOTOR VEHICLE WITH ANY SIGN, POSTER OR OTHER NON-TRANSPARENT MATERIAL UPON THE FRONT WINDSHIELD, SIDE-WINGS OR SIDE OR REAR WINDOWS OF SUCH WINDOW WHICH OBSTRUCTS THE DRIVER'S CLEAR VIEW OF THE HIGHWAY OR PROPERTIES FOR WHICH THIS ORDINANCE APPLIES, OR WITH ANY DANGLING ORNAMENT OR OTHER SUSPENDED OBJECT, EXCEPT AS AUTHORIZED BY LAW WHICH IN NO WAY OBSTRUCTS THE VISION OF THE DRIVER OF THE VEHICLE.

"THE WINDSHIELD ON EVERY VEHICLE SHALL BE EQUIPPED WITH A DEVICE FOR CLEANING RAIN, SNOW OR OTHER MOISTURE FROM THE WINDSHIELD, WHICH DEVICE SHALL BE SO CONSTRUCTED AS TO BE CONTROLLED OR OPERATED BY THE DRIVER OF THE VEHICLE.

"EVERY WINDSHIELD WIPER ON THE MOTOR VEHICLE SHALL BE MAINTAINED IN GOOD WORKING ORDER.

"NO MOTOR VEHICLE OPERATED AS SUCH AND MANUFACTURED AFTER JANUARY 1, 1956 SHALL BE OPERATED ON THE PROPERTIES FOR WHICH THIS ORDINANCE APPLIES UNLESS IT IS EQUIPPED WITH A WINDSHIELD WASHER MAINTAINED IN OPERABLE CONDITION AT ALL TIMES AND CAPABLE OF CLEANING THE WINDSHIELD IN SUCH A FASHION AS TO LEAVE THE DRIVER WITH A CLEAR VIEW OF THE PROPERTIES FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.22 PERMITTED VEHICLES

ADD SECTION TO READ

"ONLY MOTOR VEHICLES LICENSED AS SUCH BY THE MICHIGAN DEPARTMENT OF STATE, OR ANY STATES WITH WHICH MICHIGAN HAS RECIPROCAL LICENSING PROVISIONS, FOR TRAVEL ON THE PUBLIC HIGHWAYS OF THE STATE MAY BE OPERATED ON PROPERTIES BELONGING TO THE FARMINGTON PUBLIC SCHOOL DISTRICT."

SECTION 11.23 LICENSE REQUIRED

ADD SECTION TO READ

"MOTOR VEHICLES MAY BE OPERATED ON PROPERTY FOR WHICH THIS ORDINANCE IS APPLICABLE ONLY BY PERSONS POSSESSING A VALID OPERATOR'S LICENSE OR PERMIT FROM THE MICHIGAN DEPARTMENT OF STATE, OR STATES WITH WHICH THE STATE OF MICHIGAN HAS RECIPROCAL LICENSE PROVISIONS."

SECTION 11.24 PROHIBITED PARKING

ADD SECTION TO READ

"NO PERSON SHALL PARK A VEHICLE IN ANY OF THE FOLLOWING PLACES:

ON A SIDEWALK.

IN FRONT OF ANY DRIVEWAY.

WITHIN AN INTERSECTION.

WITHIN 15 FEET OF A FIRE HYDRANT OR INSTRUCTIONAL BUILDING.

ON A DESIGNATED CROSS WALK.

AT ANY PLACE WHERE OFFICIAL SIGNS PROHIBIT PARKING.

AT ANY PLACE WHERE PARKING IS PERMITTED FOR SPECIFIC PURPOSES UNLESS THE OCCUPANTS OF SAID VEHICLE ARE COMPLYING WITH THE REQUIREMENTS OF SAID PERMITTED USES.

ON MORE THAN ONE DESIGNATED PARKING SPACE.

ON ANY GRASS OR OTHERWISE LANDSCAPED AREA.

ON A PLAYGROUND OR PLAYING FIELD.

SECTION 11.25 UNATTENDED MOTOR VEHICLE

ADD SECTION TO READ

"NO PERSON HAVING CONTROL OR CHARGE OF A MOTOR VEHICLE SHALL ALLOW SUCH VEHICLE ON PROPERTY FOR WHICH THIS ORDINANCE APPLIES UNATTENDED WITHOUT EFFECTIVELY SETTING THE BRAKES THEREON AND STOPPING THE MOTOR OF SAID VEHICLE AND WHEN STANDING UPON ANY GRADE WITHOUT TURNING FRONT WHEELS OF SUCH VEHICLE TO THE CURB OR SIDE OF THE PROPERTY FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.26 REMOVAL OF ILLEGALLY STOPPED VEHICLES

ADD SECTION TO READ

"WHENEVER ANY POLICE OFFICER FINDS A VEHICLE STANDING OR PARKED UPON FARMINGTON PUBLIC SCHOOL DISTRICT PROPERTY IN VIOLATION OF THE PROVISIONS OF THIS ORDINANCE, SUCH OFFICER IS HEREBY AUTHORIZED TO REMOVE SUCH VEHICLE OR REQUIRE THE DRIVER OR OTHER PERSON IN CHARGE OF THE VEHICLE TO MOVE THE SAME FROM SUCH PROHIBITED AREA. THE NECESSARY COSTS FOR REMOVAL OF ANY VEHICLE TO THE NEAREST GARAGE OR PLACE OF SAFETY SHALL BECOME A LIEN UPON SUCH VEHICLE AND THE PERSON TO WHOSE CUSTODY THE VEHICLE IS GIVEN MAY RETAIN IT UNTIL THE EXPENSES INVOLVED HAVE BEEN PAID."

SECTION 11.27 DEPOSITING RUBBISH ON ROADWAYS

ADD SECTION TO READ

"NO PERSON SHALL THROW OR DEPOSIT UPON ANY DRIVEWAY, PARKING LOT, PLAYGROUND, PLAYFIELD, OR OTHER AREA, ANY GLASS BOTTLE, GLASS, NAILS, TACKS, WIRE, CANS, RUBBISH, GARBAGE, OR ANY OTHER SUBSTANCE LIKELY TO INJURE ANY PERSON, ANIMAL OR VEHICLE UPON SUCH AREA.

"ANY PERSON WHO DROPS, OR PERMITS TO BE DROPPED OR THROWN, UPON ANY AREA ANY DESTRUCTIVE OR INJURIOUS MATERIAL SHALL IMMEDIATELY REMOVE

THE SAME, OR CAUSE IT TO BE REMOVED.

"ANY PERSON REMOVING A WRECKED OR DAMAGED VEHICLE FROM A DRIVEWAY OR PARKING LOT SHALL REMOVE ANY GLASS OR OTHER INJURIOUS SUBSTANCE DROPPED UPON THE HIGHWAY FROM SUCH VEHICLE."

SECTION 11.28 CONSUMPTION OF LIQUOR ON ROADWAYS AND PARKING AREAS

ADD SECTION TO READ

"NO ALCOHOLIC LIQUOR SHALL BE CONSUMED ON PROPERTY FOR WHICH THIS ORDINANCE APPLIES."

SECTION 11.29 SEVERABILITY CLAUSE

ADD SECTION TO READ

"IF ANY SECTION, PROVISION, PHRASE OR WORD OF THIS ORDINANCE SHALL BE HELD VOID, INEFFECTIVE OR UNCONSTITUTIONAL BY A COURT OF COMPETENT JURISDICTION THEN SUCH FINDING SHALL NOT AFFECT THE VALIDITY OF THE REMAINING SECTIONS, PROVISIONS, PHRASES OR WORDS HEREOF."

SECTION 11.30 PENALTY

ADD SECTION TO READ

"ANY PERSON, FIRM, CORPORATION, PARTNERSHIP, ASSOCIATION OR SOCIETY THAT VIOLATES ANY OF THE PROVISIONS OF SECTIONS 11.8 THROUGH 11.28 OF THE ORDINANCE SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND UPON CONVICTION THEREOF SHALL BE SUBJECT TO A FINE OF NOT MORE THAN ONE HUNDRED (\$100.00) DOLLARS AND/OR CONFINEMENT IN THE COUNTY JAIL FOR A PERIOD OF NOT EXCEEDING NINETY (90) DAYS, OR BOTH. EACH ACT COMMITTED IN VIOLATION OF THE PROVISIONS HEREOF SHALL BE DEEMED A SEPARATE OFFENSE AND SHALL BE PUNISHABLE ACCORDINGLY."

This ordinance was introduced at a regular meeting of the Farmington City Council on April 4, 1977, was adopted and enacted at a regular meeting of the Farmington City Council on April 18, 1977, and will become effective ten days after publication.

AYES:

NAYS:

ABSENT:

JOHN H. RICHARDSON, MAYOR

Nedra Viane

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS
SPECIAL MEETING

A Special Meeting of the Farmington City Council was held Tuesday, April 19, 1977, at 7:30 P.M. in the Farmington City Hall, 23600 Liberty Street, Farmington, Michigan, to review budget recommendations made by the City Manager for the 1977-78 fiscal year budget. Notice of meeting was posted in compliance with Act 267 of the Public Acts of Michigan of 1976.

PRESENT: Councilmen Bennett, Richardson,
Hartsock and Tupper

ABSENT: Yoder

City Council continued to review the City Manager's recommended 1977-78 General Fund, Highway Fund, Revenue Sharing, Community Development and Water & Sewer budgets.

Council adjusted the Manager's recommended budget in the Rubbish and Garbage Collection account as an accounting error was made in the recommended budget. Professional Services-Dumping Charges, was changed from \$78,000.00 to \$9,000.00. Professional Services-Contract, was changed from \$9,000.00 to \$78,000.00.

The Historical Commission budget was adjusted by increasing Community Promotion from \$800.00 to \$1,375.00.

The Social Services budget was adjusted by reducing Contributions-Community Center, from \$150.00 to -0-.

The Hospitalization and Dental budget was adjusted by increasing Employee Hospitalization Insurance from \$48,000.00 to \$50,575.00.

Manager Deadman was instructed to prepare recommendations for funding these adjustments made by Council.

Council agreed to meet with the City of Farmington Hills Council and the Judges of the 47th District Court on April 28, 1977 at 7:30 P.M. at the Farmington Hills City Hall Council Chambers, 31555 W. Eleven Mile Road, Farmington, Michigan.

The meeting was adjourned at 9:55 P.M.

JOHN H. RICHARDSON, MAYOR

COUNCIL PROCEEDINGS
SPECIAL MEETING

A Special Meeting of the Farmington City Council was held on Monday, April 25, 1977, at 7:30 p.m. in the Farmington City Hall, 23600 Liberty Street, Farmington, Michigan, to review budget recommendations made by the City Manager for the 1977-78 fiscal year budget. Notice of the meeting was posted in compliance with Act 267 of the Public Acts of Michigan, 1976.

ROLL CALL: PRESENT: Richardson, Hartsock, Tupper, Bennett, Yoder

CITY OFFICIALS PRESENT: City Manager Deadman

City Council reviewed budget changes as a result of the previous budget review meeting.

Council completed its review of the 1977-78 General Fund, Highway Fund, Revenue Sharing, Community Development, and Water & Sewer budgets.

PUBLIC COMMENT

Mr. Eugene Donnelly of 33750 Alta Loma Street stated he had read in the local paper that an interchange improvement was scheduled for westbound I-96 Expressway. He stated he objected to the proposed improvement; as the entrance ramp was located west of Fleming Street, thereby allowing cars to traverse through the Alta Loma Subdivision to use the ramp. He stated that if the ramp is to be constructed, it should be located east of Fleming Street.

Council held a brief discussion on the problems and benefits of the proposed interchange.

Council reviewed proposed classifications and salary increases for City employees for the 1977-78 fiscal year budget.

The meeting adjourned at 10:50 p.m.

JOHN H. RICHARDSON, MAYOR

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, May 2, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The meeting was called to order by Mayor Pro-tem Richard L. Tupper at 8:00 P.M. Notice of meeting was posted in compliance with Act 267 of the Public Acts of Michigan of 1976.

ROLL CALL:

PRESENT: Councilmen Bennett, Hartsock, Tupper and Yoder.

ABSENT: Mayor Richardson

CITY OFFICIALS PRESENT:

City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, Attorney Kelly and Acting-Clerk Bushey.

INTRODUCTION OF STUDENT COUNCIL FOR STUDENT GOVERNMENT DAY

Mayor Pro-tem Tupper introduced students present who were to participate in the annual Student Government Day Program on Tuesday, May 3, 1977. Mr. Gerald Potter, Farmington High School Principal, was present and Mayor Pro-tem Tupper introduced him to the audience.

MINUTES OF PREVIOUS MEETINGS

5-77-172

Councilman Bennett corrected the minutes of the previous meeting of April 18, 1977 as follows:

Page 5 Motion No. 4-77-162 did not show the vote on the motion which was 4 ayes, 1 nay--Hartsock.

Motion by Yoder, supported by Bennett, to approve the Farmington City Council minutes of April 18, 1977 as printed with the following correction:

Page 5 Motion #4-77-162: Motion carried, 4 ayes, 1 nay (Hartsock)

Motion carried, all ayes.

5-77-173

Motion by Yoder, supported by Bennett, to approve the Farmington City Council minutes of Special Meetings held April 19, 1977 and April 25, 1977 as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

5-77-174

Motion by Bennett, supported by Hartsock, to receive and file

COUNCIL PROCEEDINGS -2-
May 2, 1977

the Farmington Employees Retirement Board of Trustees minutes of April 20, 1977. Motion carried, all ayes.

5-77-175

Motion by Bennett, supported by Yoder, to receive and file the Farmington Community Library minutes of April 4, 1977. Motion carried, all ayes.

5-77-176

Motion by Yoder, supported by Hartsock, to receive the Board of Education minutes of April 5, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

PROCLAMATION POLICE WEEK

In connection with "Police Week" the Public Safety Department has planned activities which include the issuance of citations to deserving officers on May 14, 1977 at 2:00 p.m. and an Open House starting Sunday May 15th through Saturday, May 21st from 2:00 p.m. to 9:00 p.m. daily. Officers will be available to conduct tours through our facilities, as well as permit local citizens to ride with officers on patrol so they may view first-hand the important work of the Public Safety Officer.

5-77-177

Motion by Bennett, supported by Hartsock, to proclaim the week of May 15-21, 1977 as POLICE WEEK in the City of Farmington. Motion carried, all ayes.

PROCLAMATION MUNICIPAL CLERKS WEEK

5-77-178

Motion by Yoder, supported by Bennett, to proclaim the week of May 9-15, 1977 as MUNICIPAL CLERKS WEEK in the City of Farmington. Motion carried, all ayes.

PROCLAMATION MUSCULAR DYSTROPHY MONTH

The Annual house to house "March Against Time" by volunteers will be conducted Tuesday, June 7, 1977 from 5:00 p.m. to 9:00 p.m. on behalf of the Muscular Dystrophy Association and their fight to cure this crippling disease.

5-77-179

Motion by Bennett, supported by Hartsock, to proclaim May 15th through June 15th, 1977 as MUSCULAR DYSTROPHY MONTH in the City of Farmington. Motion carried, all ayes.

REQUEST FOR VARIANCE TO SIGN ORDINANCE
FROM FRANK'S NURSERY, 31590 GRAND RIVER

Mr. Lombardi, representing Media Six and Frank's Nursery, was present and submitted pictures of the present sign and the proposed sign. Both signs exceed the size requirements of the city sign ordinance. The proposed new sign would not be in conformity with the ordinance but would be substantially smaller

than the existing sign.

5-77-180

Motion by Yoder, supported by Hartsock, to grant a variance to the sign ordinance to Frank's Nursery, 31590 Grand River, to allow Media Six to install a sign which is in excess of the size requirements of the ordinance and which is 2 ft. above the roof line. Motion carried, all ayes.

REQUEST FROM FARMINGTON RACQUET CLUB
TO ERECT A TEMPORARY SIGN

Mr. Edward Ashley, Farmington Racquet Club, 22777 Farmington Road, is requesting permission to display a temporary sign advertising a summer children's camp on the Racquet Club Building. Such a sign has been permitted for the past two summers.

5-77-181

Motion by Hartsock, supported by Yoder, to grant the Farmington Racquet Club permission to erect a temporary sign on the building at 22777 Farmington Road advertising a Summer Children's Camp, from May 10, 1977 to August 28, 1977. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
JAYCETTE WEEK MAY 8-14, 1977

5-77-182

Motion by Bennett, supported by Hartsock, to proclaim the week of May 8-14, 1977 as JAYCETTE WEEK in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED AMENDMENTS TO THE
FARMINGTON CITY CODE

Due to recent court decisions, changes in the Department of Public Safety's operating procedures and recent prosecutor policies, the Director of Public Safety has made recommendations to amend various portions of the Farmington City Code to be incorporated in the updating of the code now underway.

The proposed amendments to be included pertain to marijuana and dangerous drugs, pornography, reserve officers, driving under the influence of liquor or controlled substance, and the possession of weapons other than those permitted by law.

Council agreed to refer the amendment pertaining to the possession of weapons other than those permitted by law (Chapter 90, Section 9.151, Subsection 4-Acts Prohibited) to the City Attorney for further review.

5-77-183

Motion by Yoder, supported by Hartsock, to approve the proposed amendments to the City Code as follows, with the exception of proposed amendment to Chapter 90, Section 9.151, Subsection 4-- Acts prohibited, pertaining to possession of weapons, which is to be referred to the City Attorney. Motion carried, all ayes.

ADD NEW SECTION TO READ

It is unlawful for any persons knowingly or intentionally to possess Marihuana or any Dangerous Drug unless the substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner while acting in the course of his professional practice, or except as otherwise authorized by this Chapter.

Section 9.166 Definitions

ADD NEW SECTION TO READ

- (1) "Marihuana" means all parts of the plant *Cannabis sativa* L., whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.
- (2) "Dangerous Drug" means:
 - (1) Any compound, mixture or preparation containing limited quantities of any of the following narcotic drugs, which also contains 1 or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture or preparation, valuable medicinal qualities other than those possessed by the narcotic drug alone:
 - (a) Not more than 200 milligrams of codeine, or any of its salts, per 100 milliliters or per 100 grams.
 - (b) Not more than 100 milligrams of dihydrocodeine, or any of its salts, per 100 milliliters or per 100 grams.
 - (c) Not more than 100 milligrams of ethylmorphine, or any of its salts, per 100 milliliters or per 100 grams.

(d) Not more than 2.5 milligrams of diphenoxylate and not less than 25 micrograms of atropine sulfate per dosage unit.

(e) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

(2) Lysergic acid diethylamide, peyote, mescaline, dimethyltryptamine, psilocyn, or psilocybin.

(3) "Narcotic Drug" means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis.

(a) Opium and opiate, and any salt, compound, derivative or preparation of opium or opiate. "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include the dextrorotatory isomer of 3-methoxy-n-methyl-morphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(b) Any salt, compound, isomer, derivative or preparation thereof which is chemically equivalent or identical with any of the substances referred to in (a) above, but not including the isoquinoline alkaloids of opium.

(c) Opium poppy and poppy straw. "Opium Poppy" means the plant of the species *Papaver somniferum* L., except its seeds. "Poppy Straw" means all parts, except the seeds, of the opium poppy, after mowing.

(4) "Practitioner" means:

(a) A physician, dentist, veterinarian or pharmacist as defined in subdivisions (o) (p) (q) and (w) of section 1 of Act No. 151 of the Public Acts of 1962, as amended being section 338.1101 of the Compiled Laws of 1948; scientific investigator as defined by rule of the administrator pursuant to Act No. 196 Public Acts of 1971, as amended being section 335.307 of the Compiled Laws of 1948; or other person licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(b) A pharmacy, hospital or other institution or place of professional practice licensed, registered, or otherwise permitted to distribute, prescribe, dispense, conduct research with respect to or to administer marijuana or a dangerous drug in the course of professional practice or research in this state.

Section 9.167 Certain Persons Excepted

ADD NEW SECTION TO READ

The following persons may knowingly or intentionally possess marihuana or any dangerous drug, as defined herein:

- (1) Any person who has a valid annual registration issued by the administrator, in accordance with its rules, as provided in Act No. 196, Public Acts of 1971, the same being the section 3335.301 et. seq. of the Compiled Laws of 1948 of the State of Michigan.
- (2) Any agent or employee of any registered manufacturer distributor or dispenser of marihuana or dangerous drug if he is acting in the usual course of his business or employment.
- (3) A common or contract carrier or warehouseman, or an employee thereof, whose possession of any controlled substance is in the usual course of business or employment.

Section 9.168 Keeping or Maintaining a Place of Unlawful Use Prohibited

ADD NEW SECTION TO READ

It is unlawful for any person to knowingly keep or maintain any store, shop, warehouse, dwelling, building, vehicle, boat, aircraft or other structure or place, which is resorted to by persons using marihuana or dangerous drugs in violation of this Chapter for the purpose of using these substances, or which is used for keeping them.

Section 9.169 Burden of Proof

ADD NEW SECTION TO READ

- (1) It is not necessary for the prosecution to negate any exemption or exception in this Chapter in any complaint or warrant, or in any trial or other proceeding under this Chapter. The burden of proof of any exemption or exception is upon the person claiming it.
- (2) In the absence of proof that a person is the duly authorized holder of an appropriate registration or order form issued according to Act No. 196 of the Public Acts of 1971, he is presumed not to be the holder of the registration form. The burden is upon him to rebut the presumption.
- (3) No liability is imposed by this Chapter upon any authorized officer of the City of Farmington, engaged in the lawful performance of his duties.

Section 9.170 Toxic Chemicals -- Definition

ADD NEW SECTION TO READ

As used in this Chapter, "chemical agent" means any substance containing a toxic chemical or organic solvent or both, having the property of releasing toxic vapors. The term includes, but is not limited to, glue, acetone, toluene, carbon tetrachloride, hydrocarbons and hydrocarbon derivatives.

Section 9.171 Toxic Chemicals -- Introduction Into Respiratory or Circulatory System Prohibited

ADD NEW SECTION TO READ

No person shall, for the purpose of causing a condition of intoxication, euphoria, excitement, exhilaration, stupefaction or dulling of the senses or nervous system, intentionally smell or inhale the fumes of any chemical agent or intentionally drink, eat or otherwise introduce any chemical agent into his respiratory or circulatory system. This shall not prohibit the inhalation of any anesthesia for medical or dental purposes.

Section 9.172 Aiding and Abetting

ADD NEW SECTION TO READ

No person shall assist, aid, abet, or encourage any person to violate the provisions of Section 9.397.

Section 9.173 Hypodermic Syringes, Needles, Etc., Possession Prohibited

ADD NEW SECTION TO READ

No person shall at any time have or possess a hypodermic syringe or needle or any other instrument or implement adapted for the use of any dangerous drugs by subcutaneous injection or intracutaneous injection or any other manner or method of introduction and which is possessed for that purpose, unless such possession is authorized by the certificate of a licensed practitioner.

Section 9.174 Narcotic Paraphernalia, Possession, Sales, Etc. Prohibited

ADD NEW SECTION TO READ

It shall be unlawful for any person to have, possess, sell, offer to sell, dispense, or give away any pipe, device or contrivance adapted for the use of smoking or inhaling marijuana (*canabis sativa* L.), hashish or opium, provided however, that such pipe, device or contrivance has been used for the purpose of smoking or inhaling marijuana, hashish or opium.

Section 9.175

ADD NEW SECTION TO READ

Every person who shall violate any of the provisions of this Chapter shall be guilty of a misdemeanor, and upon conviction thereof, shall

be punished by a fine of not more than \$500.00 and costs of prosecution, or by imprisonment for not more than ninety (90) days, or both such fine and imprisonment.

Section 9.176

ADD NEW SECTION TO READ

Should any section, clause, or paragraph of this ordinance be declared by a Court of competent jurisdiction to be invalid, the same will not affect the validity of the Chapter as a whole or part thereof other than the part declared to be invalid.

CHAPTER 12 .. Section 12.1 Definitions

ADD NEW SECTION TO READ

For the purpose of this ordinance the words and phrases set forth below shall have the meaning respectively ascribed to them:

- (1) "Audience" means one or more persons who are permitted to view a performance (A) for valuable consideration or (B) in or from a public place.
- (2) "Display Publicly" means the exposing, placing, posting, exhibiting, or in any other fashion displaying in any location, whether public or private, material or a performance in such a manner that it may be readily seen and its content or character distinguished by normal unaided vision viewing it from a public place or vehicle.
- (3) "Disseminate" means to manufacture, issue, publish, sell, lend, distribute, transmit, broadcast, exhibit or present material or to offer or agree to do the same, or to have in one's possession with intent to do the same.
- (4) "Material" means any printed matter, visual representation, or sound recording, and includes but is not limited to books, magazines, motion picture films, pamphlets, newspapers, pictures, photographs, drawings, three-dimensional forms, sculptures, and phonograph, tape or wire recordings.
- (5) "Minor" means any person under 18 years of age.
- (6) "Nudity" means uncovered, or less than opaquely covered, postpubertal human genitals or pubic area, the postpubertal human female breast below a point immediately above the top of the areola or the covered human male genitals in a discernibly turgid state. For the purpose of this definition, a female breast is considered uncovered if the nipple only or the nipple and the areola only are covered.
- (7) "Pander" means advertising or propagandizing in connection with the sale of material, the offering of a service, or the presentation or exhibition of a performance by appealing to the prurient interest of potential customers.

- (8) "Performance" means any live or reproduced exhibition, including, but not limited to any play, motion picture film, dance or appearance presented to or performed before an audience.
- (9) "Pornographic": relating to pornography.
- (10) "Pornography": Any material or performance is "pornography" if all of the following elements are present: (A) Considered as a whole, by the average person, applying the contemporary community standards of the City of Farmington, it appeals to the prurient interest; and (B) It depicts, describes or represents in a patently offensive way, sexual conduct, as hereinafter defined; and (C) It lacks serious literary, artistic, political or scientific value.
- (11) "Pornography For Minors": Any material or performance is "pornography for minors" if all of the following elements are present: (A) Considered as a whole by the average person applying the contemporary community standards of the City of Farmington with respect to what is suitable for minors, it is presented in such a manner as to appeal to a minor's prurient interest; and (B) It depicts, describes or represents in a patently offensive way, nudity or sexual conduct as hereinafter defined; and (C) It lacks serious literary, artistic, political or scientific value for minors.
- (12) "Prurient Interest" means desire or craving for sexual stimulation or gratification. In determining "prurient interest", the material or performance shall be judged with reference to average persons, unless it appears from the character of the material or performance that it is designed to appeal to the prurient interest of a particular group of persons, including, but not limited to, homosexuals, or sado-masochists. In that case, it shall be judged with reference to the particular group for which it was designed.
- (13) "Public Place or Vehicle" means any of the streets, alleys, parks, boulevards, schools or other dance hall, rental hall, theater, amusement park, liquor establishment, store, depot, place of public accommodation, or other private property generally frequented by the public for the purposes of education, recreation, amusement, entertainment, sport, shopping or travel; or any vehicle for public transportation, owned or operated by government, either directly or through a public corporation or authority, or owned or operated by any non-governmental agency for the use, enjoyment or transportation of the general public.
- (14) "Sexual Conduct" means: (A) masturbation; (B) sexual intercourse, whether genital-genital, oral-genital, oral-anal, or anal-genital; (C) any erotic fondling or touching of the covered or uncovered genitals; buttocks, pubic area, or any part thereof the breasts of the female; whether the conduct described in (A) through (C) is engaged in alone

or between members of the same or opposite sex, or between humans and animals or humans and inanimate objects; or (D) actual or simulated display or exhibition of the human public area or genitals or any part thereof, or (E) sexual excitement, as hereinafter defined; or (F) sado-masochistic abuse as hereinafter defined.

- (15) "Sexual Excitement" means the facial expressions, movements, utterances or other responses of a human male or female, whether alone or with others, whether clothed or not, who is in an apparent state of sexual stimulation or arousal, or experiencing the physical or sensual reactions of humans engaging in or witnessing sexual conduct.
- (16) "Sado-masochistic Abuse" means flagellation or torture by or upon a person who is nude or clad in undergarments or in a sexually revealing or bizarre costume, or the condition of such person being fettered, bound or otherwise physically restrained, in an apparent act of sexual stimulation or gratification.

Section 12.2 Promoting Pornography

ADD NEW SECTION TO READ

- (1) It shall be unlawful for any person to promote pornography. A person commits the offense of promoting pornography if, knowing its content and character, he:
- (A) Disseminates or causes to be disseminated any pornographic material in or from a public place or vehicle, or for valuable consideration; or has in his possession any pornographic material with intent to so disseminate; or knowingly allows the use of any business, building, vehicle or place owned, leased, conducted or managed by him, for such dissemination of pornographic material; or
 - (B) Sells an admission ticket or pass to premises where there is being exhibited or is about to be exhibited material or a performance which is pornographic; or
 - (C) Admits, by accepting a ticket or pass, a person to premises where there is being exhibited or is about to be exhibited material or a performance which is pornographic; or
 - (D) Produces, presents, directs, or knowingly allows the use of any business, building, vehicle or place, owned, leased, conducted or managed by him to be used for, a pornographic performance before an audience; or
 - (E) Participates in that portion of a live performance before an audience which makes it pornographic; or
 - (F) Panders, displays publicly, or disseminates door to door, any pornographic material or performance,

or causes such pandering public display or door to door dissemination.

- (2) For the purpose of this Section, possession of two or more identical copies of any pornographic material by any person engaged in the business of disseminating material, as defined above, shall be prima facie evidence of possession with intent to disseminate for valuable consideration.

Section 12.3 Promoting Pornography for Minors

ADD NEW SECTION TO READ

- (1) It shall be unlawful for any person to promote pornography for minors. A person commits the offense of promoting pornography for minors if, knowing its content and character, he:
 - (A) Disseminates or cause to be disseminated to a minor material which is pornography for minors, or knowingly allows the use of any business, building, vehicle or place owned, leased, conducted or managed by him for the dissemination to a minor of material which is pornography for minors; or
 - (B) Exhibits to a minor a motion picture film or other performance which is pornography for minors; or
 - (C) Sells to a minor an admission ticket or pass to any building, vehicle, or place where there is being exhibited or is about to be exhibited a motion picture film or other performance which is pornography for minors; or
 - (D) Admits a minor to any building, vehicle or place where there is being or is about to be exhibited a motion picture film or other performance which is pornography for minors; or
 - (E) Knowingly produces, presents, directs or allows the use of any business, building, vehicle or place owned, leased, conducted or managed by him for the presentation of performance which is pornography for minors, before an audience which includes a minor; or
 - (F) Displays publicly or disseminates door to door any material or performance which is pornography for minors, or causes such public display or door to door dissemination.
- (2) Subsections (1) (A) through (1) (E) do not apply to a parent, guardian, or other person in loco parentis to the minor.

Section 12.4

ADD NEW SECTION TO READ

It shall be an affirmative defense to a prosecution under Sections 12.2 or 12.3 if the pornographic material was disseminated by a person who was acting in his capacity as:

- (1) A teacher of an accredited course of study related to pornography at a State approved educational institution; or
- (2) A licensed medical practitioner or psychologist in the treatment of a patient; or
- (3) A participant in the criminal justice system, such as a legislator, judge, prosecutor, law enforcement official or other similar or related positions; or
- (4) A supplier to any person described in (1) through (3) above.

AMEND SECTION TO READ

THE DIRECTOR OF PUBLIC SAFETY IS HEREBY AUTHORIZED AND DIRECTED TO APPOINT SPECIAL PUBLIC SAFETY OFFICERS TO BE KNOWN AS RESERVE PUBLIC SAFETY OFFICERS IN SUCH NUMBERS AS HE MAY DEEM NECESSARY. TO PERFORM POLICE AND FIRE DUTIES UNDER THE DIRECTION OF AND IN COMPLIANCE WITH SUCH RULES AND REGULATIONS AS A DIRECTOR OF PUBLIC SAFETY SHALL PROMULGATE.

THE FOLLOWING SECTIONS OF THE UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS AND VILLAGES ARE HEREBY AMENDED TO READ AS FOLLOWS:

SECTION 5.15 DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR CONTROLLED SUBSTANCES

- (1) ANY PERSON, WHETHER LICENSED OR NOT, WHO IS AN HABITUAL USER OF A CONTROLLED SUBSTANCE OR A COMBINATION THEREOF, OR A PERSON WHO IS UNDER THE INFLUENCE OF INTOXICATING LIQUOR, SHALL NOT DRIVE A VEHICLE ON A STREET OR HIGHWAY, OR ANY OTHER PLACE OPEN TO THE GENERAL PUBLIC, INCLUDING ANY AREA DESIGNATED FOR THE PARKING OF MOTOR VEHICLES.
- (2) ANY PERSON WHO IS CONVICTED OF A VIOLATION OF THIS SECTION SHALL BE PUNISHED BY IMPRISONMENT FOR NOT MORE THAN NINETY (90) DAYS OR BY A FINE OF NOT LESS THAN FIFTY (\$50.00) DOLLARS OR MORE THAN ONE HUNDRED (\$100.00) DOLLARS, OR BOTH, TOGETHER WITH COST OF PROSECUTION.

SECTION 5.15B DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR CONTROLLED SUBSTANCES WHILE ABILITY IMPAIRED

- (1) A PERSON SHALL NOT OPERATE A VEHICLE ON A HIGHWAY OR STREET, OR ANY OTHER PLACE OPEN TO THE GENERAL PUBLIC, INCLUDING AN AREA DESIGNATED FOR THE PARKING OF MOTOR VEHICLES, WHEN, DUE TO THE CONSUMPTION OF INTOXICATING LIQUOR, CONTROLLED SUBSTANCE OR A COMBINATION THEREOF, HE HAS VISIBLY IMPAIRED HIS ABILITY TO OPERATE THE VEHICLE. WHEN A PERSON IS CHARGED WITH VIOLATION OF SECTION 5.15, A FINDING OF GUILTY SHALL BE PERMISSIBLE UNDER THIS SECTION.
- (2) A PERSON CONVICTED OF A VIOLATION OF THIS SECTION MAY BE IMPRISONED FOR NOT MORE THAN NINETY (90) DAYS OR FINED NOT MORE THAN ONE HUNDRED (\$100.00) DOLLARS, OR BOTH, TOGETHER WITH COSTS OF PROSECUTION.

COUNCIL PROCEEDINGS -4-
May 2, 1977

BIDS; TRACTOR-BACKHOE-FRONT END LOADER

The following bids were received on April 27, 1977 at 11:00 A.M. for One (1) Tractor-Backhoe-Front End Loader.

Case Power & Equipment Company
Southfield, Michigan

Base Bid	\$17,351.00	Case Model 580 C
Discount on Parts	10%	
Delivery	45 days	

Optional Equipment:		
Reversible Stabilizer Shoes	\$ 100.00	
Extendahoe	1,752.00	
Boom Lockout	172.64	
Backhoe Dipper Light	67.60	

Sinelli Tractor & Equipment Co., Inc.
Wixom, Michigan

Base Bid	\$18,402.00	Ford Model 550 TLD
Discount on Parts	10%	
Delivery	30-60 days	

Optional Equipment:		
6 x 4 Manual Transmission		(deduct \$475.00 from base bid)
Street Pads	\$ 145.00	

AIS Construction Equipment Corp.
New Hudson, Michigan

Base Bid	\$18,700.00	
Discount on Parts	5% if paid by the 10th of month	
Delivery	10-15 days	

Optional Equipment:		
48" Ditching Bucket	\$ 650.00	
Extendable Dipper Stick	1,950.00	
Warning Alarm	115.00	

R. G. Moeller Company, Wixom, Michigan, and
Cyril J. Burke, Sterling Heights, Michigan

NO BID

5-77-184

Motion by Bennett, supported by Hartsock, to accept the bid of Case Power & Equipment Company, 22750 W. Eight Mile Road, Southfield, Michigan, including the reversible shoes, the boom lockout and the backhoe dipper light, in the amount of \$17,691.24; to be funded from the 1976-77 Water & Sewer Fund.

*for (1) Tractor
Backhoe
Front End
Loader*

ROLL CALL

AYES: Hartsock, Yoder, Tupper, Bennett.

NAYS: None

ABSENT: Richardson

MOTION CARRIED.

LAWSUIT: Ronald and Cynthia Hubert
vs. City of Farmington

City Manager Deadman submitted a copy of a Summons from Oakland County Circuit Court Judge Roberts indicating that Ronald and Cynthia Hubert have initiated litigation against the City of Farmington resulting from a traffic accident which occurred February 4, 1976 wherein Ronald Hubert was the driver of a 1973 Kenworth Rubbish Truck owned by the City of Farmington and leased to the McCreedy Trucking Company. The complainants are asking for a judgment in the amount of \$4 million. This amount exceeds the city's insurance policy limitations.

5-77-185

Motion by Bennett, supported by Yoder, to have the City Attorney, Robert J. Kelly, intercede on the city's behalf in the lawsuit of Ronald and Cynthia Hubert vs. the City of Farmington and keep the Council informed regarding the progress of the lawsuit. Motion carried, all ayes.

PROPOSED EMERGENCY SEWER RATE INCREASE
FROM THE CITY OF DETROIT

City Manager Deadman advised that Detroit Mayor Coleman Young called an emergency meeting before the Detroit City Council on Tuesday, April 26, 1977 at 3:00 P.M. to inform the Detroit City Council and the suburban users of the Detroit Water & Sewer System that George Alexander, Regional Director of the U. S. Environmental Protection Agency, has referred to the U. S. Attorney, Detroit's failure to comply with Federal Pollution Standards. Attempted negotiations between the City of Detroit and EPA to resolve Detroit's violations and avoid a Federal court suit apparently have broken down.

Mayor Young of Detroit states that the present sewer rate structure does not provide sufficient revenues to either correct the current water pollution violations or to pay the sewer system's share of the pending Federal Grants. If Detroit fails to improve their operation and/or the State of Michigan revokes its operating permit, the 76 suburban users of the system could have to construct their own sewer treatment plants, as they would not be permitted to ship their water to the City of Detroit.

Prior to the release of any federal funds, Detroit must prove it can provide the 20% match requirements. If such proof is not in hand by September 30, 1977, Detroit will lose millions of dollars in federal funds.

Mayor Young stated that the option available is for the City of Detroit Council to enact an emergency rate increase which in all probability would result in lawsuits by some suburban users, but would delay the rate increase beyond the September 30th deadline. Or, Detroit could ask the State and Federal Government to delay the pending lawsuit for thirty days with the thought that Detroit

and its suburban users would enter into a Consent Decree from the Federal Court on a negotiated rate increase sufficient to properly operate the sewer system and to sell the necessary bonds to acquire the federal funds to complete the system. Lastly, they could do nothing, and let the Federal and State Courts find them in violation of the EPA Rules. In all probability, the court would order a rate increase which they deemed necessary to correct the situation.

Detroit's Mayor Young states that a cursory review of their sewer system indicates they will have to increase their present charges to 50¢ per thousand gallons to provide sufficient funding to properly operate and maintain their current plant and sell bonds for additional improvements. This rate increase would provide approximately \$88 million over the next two years.

In reviewing the proposed rate increase and its effect on the rates of the City of Farmington, we find it would amount to an approximate increase of 350%.

Mayor Young will be calling a meeting in the next two weeks to attempt to negotiate an acceptable rate increase with the suburban users. City Manager Deadman will keep City Council informed as to the time and place of this meeting.

As this report was informational only, no action was taken and Mayor Pro-tem Tupper suggested that it be received and filed.

PROGRESS REPORT
AREAWIDE FIRE SERVICES STUDY

City Manager Deadman submitted the final report for Areawide Fire Services in Southwest Oakland County, Michigan, prepared by the Public Administration Service in Chicago, Illinois which covers recommendations for fire and related services in the communities of Farmington, Farmington Hills, West Bloomfield Township, Commerce Township, Walled Lake, Wixom and Novi.

The Ad Hoc Fire Study Committee will meet on May 25, 1977 at 8:00 P.M. in the City of Farmington Council Chambers to begin their task of reviewing this report and making recommendations to their respective legislative bodies. Councilman Bennett, Farmington's representative to this committee, will report to Council after the May 25th meeting.

STUDY OF PUBLIC ALLEYS

City Manager Deadman reported on the public alleys in the City of Farmington and their present use. He recommended that no action be taken on any of the alleys except the alley running north and south between Adams and Shiawassee, just west of Farmington Road. This alley is a "paper" alley only, never having been constructed. Vacation of this alley was previously discussed by Council at the request of the Salem Church. Miss Habermehl, 33431 Shiawassee, objected to the vacating of this alley.

COUNCIL PROCEEDINGS -7-
May 2, 1977

5-77-186

Motion by Bennett, supported by Yoder, that an item concerning the vacation of the alley running north and south between Adams Street and Shiawasse Street be placed on the Council Agenda June 6, 1977 and that the adjacent property owners be notified accordingly. Motion carried, all ayes.

City Manager Deadman reported that in the past the City Council had reviewed the possibility of discontinuing rubbish pickup from the alley running east and west between Wilmarth and Cass Streets. He stated this particular alley has been a maintenance problem in the past and has been difficult to service. While he did not recommend this alley be vacated, he did recommend that Council consider requiring residents to place their rubbish at roadside for removal rather than in the alley.

5-77-187

Motion by Bennett, supported by Yoder, to instruct the City Manager to notify residents of Oakland and Macomb Streets living adjacent to the alley running east and west between Wilmarth and Cass Streets that Council intends to consider having residents place their rubbish at roadside for removal and will make a decision on this requirement at the June 6, 1977 regular Council Meeting. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Mr. Ralph Held, 33906 Alta Loma, Mr. Walter Porman, 33920 Alta Loma, Mr. Eugene Donnelly, 33750 Alta Loma, Mr. Arthur Newell, 34102 Alta Loma and Mr. Joe Springer, 33738 James Ct. offered comments regarding the proposed entrance ramp to I-96 expressway at Fleming.

Mr. L. D. Simonsen, visiting from South Palm Beach, Florida, and also a public official from that city, commended Council for their orderly conduct of the meeting.

DEPARTMENT OF PUBLIC SAFETY
QUARTERLY REPORT JANUARY-MARCH, 1977

5-77-187

Motion by Yoder, supported by Hartsock, to receive and file the Department of Public Safety Quarterly Report for the period January-March, 1977. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER FUND
QUARTER ENDED MARCH 31, 1977

5-77-188

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report--Water & Sewer Fund--Quarter ended March 31, 1977. Motion carried, all ayes.

TABLED ACTION ON "TRI-COUNTY
ALTERNATE TRANSIT PLAN

This item had been tabled at the last regular meeting of the City Council as to support the alternate Tri-County Transit Plan as developed by the Oakland County Road Commission over the plan which has been developed by SEMTA.

There was discussion regarding the various transportation plans.

5-77-189

Motion by Bennett, supported by Yoder, to instruct the City Manager to communicate the Council's opposition to subway and heavy rail proposals to the Board of Directors of SEMTA and express our support for the bus and light rail concept with consideration given to the transportation needs of southern Oakland County. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

5-77-190

Motion by Bennett, supported by Hartsock, to authorize payment of the monthly bills as submitted: General Fund \$8,109.58 and Water & Sewer Fund \$939.15.

AYES: Tupper, Yoder, Bennett, Hartsock
NAYS: None
ABSENT: Richardson
MOTION CARRIED.

Motion by Hartsock, supported by Yoder, to adjourn the meeting. Motion carried, all ayes.

ADJOURNMENT

The meeting was adjourned at 9:55 P.M.


RICHARD L. TUPPER, MAYOR PRO TEM


JOSEPHINE BUSHEY, ACTING-CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was held on Wednesday, May 11, 1977 in the Farmington City Hall, 23600 Liberty Street, Farmington, Michigan, to review and adopt the 1977-78 Fiscal year budget. Notice of meeting was posted in compliance with PA 267-1976. The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL:

PRESENT: Councilman Bennett, Hartsock,
Richardson, Tupper and Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Attorney Kelly
and Clerk Viane.

City Council reviewed the Department of Public Services proposed expenditure for a Leaf Vacuum Machine.

City Manager Deadman advised that the Water & Sewer Budget should be considered 'tentative' in view of the City of Detroit's present problems regarding sewer rates.

Mayor Richardson opened the Public Hearing to the audience. As there were no comments offered from the audience, the public hearing was closed.

5-77-191

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED THAT the following sums be and they are hereby appropriated for operation of the City of Farmington, Michigan, for the fiscal year beginning July 1, 1977 and ending June 30, 1978:

GENERAL FUND:

General Government	\$347,290
Public Safety	607,605
<u>FEDERAL REVENUE SHARING FUNDS</u>	
Public Safety Officer Salaries	44,400
Public Services	513,025
Miscellaneous	214,060
<u>FEDERAL REVENUE SHARING FUNDS</u>	
Sr. Citizens Transportation	2,500
St. Citizens Recreation	4,000
Employee Benefits & Insurance	262,890
Other Expenditures	75,460
TOTAL GENERAL FUND:	\$2,071,230

COUNCIL PROCEEDINGS -2-
May 11, 1977

WATER & SEWER FUND:

Operating & Maintenance	\$537,160
Capital Improvement	20,800
Debt Administration	27,975
Operating Balance June 30	<u>28,960</u>
TOTAL WATER & SEWER FUND:	\$614,895

GRAND TOTAL:

\$2,686,125

BE IT FURTHER RESOLVED THAT the City Treasurer be and is hereby authorized to pay all claims and accounts properly chargeable to the foregoing appropriations provided that the said claims and accounts have been lawfully incurred and approved by the Council, Board, Commission, or other officer authorized to make such expenditures.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 11, 1977.

NEDRA VIANE, CITY CLERK

5-77-192

Motion by Yoder, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED THAT the budget for the fiscal year beginning July 1, 1977 in the amount of \$2,686,125.00, as prepared by the City Manager, be and the same is here approved and adopted.

BE IT FURTHER RESOLVED THAT to meet a portion of the Budget cost, the City Treasurer be and is hereby directed to spread taxes upon Real and Personal Property in the amount of \$11.00 per thousand of State Equalized Assessed Valuation.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED MAY 11, 1977.

NEDRA VIANE, CITY CLERK

Councilman Bennett requested Councilmen to supply him with in put for the coming meeting of the Ad Hoc Committee to review the Areawide Fire Services Study which was recently submitted.

Mrs. Nancy Leonard questioned a recent article regarding a new post office. City Manager Deadman was not aware of the article and had no information regarding it.

COUNCIL PROCEEDINGS -3-
May 11, 1977

Motion by Bennett, supported by Tupper, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 8:40 P.M.



JOHN H. RICHARDSON, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular meeting of the Farmington City Council was held on Monday, May 16, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. The notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:10 P.M. by Mayor Pro Tem Richard L. Tupper. Mayor Richardson and Councilman Yoder were attending the Annual Mayor's Exchange Day Program in Marine City.

ROLL CALL:

PRESENT: Bennett, Hartsock, Tupper.

ABSENT: Richardson, Yoder.

CITY OFFICIALS PRESENT: City Manager Deadman, Director of Public Safety Byrnes, Director of Public Services Jones, Attorney Kelly and Clerk Viane.

Mayor Pro-Tem Tupper expressed the good wishes from Mayor Ervin LaBuhn from Marine City who had spent the day in the City of Farmington with his wife and Councilmen Beauvais and Scharnweber and their wives, as part of the Mayor's Exchange Day Program. They had intended to visit the Council Meeting but due to the hour were unable to attend and had returned to Marine City.

MINUTES OF PREVIOUS MEETINGS

5-77-193

Motion by Bennett, supported by Hartsock, to approve the minutes of the Special Joint Meeting of the Farmington Hills City Council and the Farmington City Council of April 28, 1977. Motion carried, all ayes.

5-77-194

Motion by Hartsock, supported by Bennett, to approve the minutes of the previous meeting of May 2, 1977. Motion carried, all ayes.

PUBLIC HEARING - DOWNTOWN CENTER PUBLIC PARKING LOT IMPROVEMENTS

Mayor Pro Tem Tupper opened the public hearing for comments regarding the proposed improvements to the Farmington Center parking lot. City Manager Deadman described the proposed repairs which will cost approximately \$44,236.00. He stated a formula had been developed for assessing property owners benefitting from the improvements. The City ordinance requires one parking space for each 150 sq. ft. of usable space for retail buildings. With the aid of the assessing office, the exterior of all buildings served by the parking lot has been measured, and the formula of one parking space for each 150 sq. ft. of usable space has been applied. Credit would be given to an owner for each parking space privately owned within the district and each assessment would be determined by using the number of parking spaces an owner is deficient, multiplied by a formula based on engineering estimates. The formula amount is estimated to be \$56.23 per deficient parking space.

COUNCIL PROCEEDINGS -2-
May 16, 1977

Mayor Pro Tem Tupper opened the public hearing to comments from the audience.

Mr. John Clappison, Farmington Center Company and Metropolitan Center Offices, Inc., expressed his approval of the improvements and stated he was very much in favor of the proposal.

5-77-195

As there were no other comments from the audience, there was a motion by Bennett, supported by Hartsock, to close the public hearing.

5-77-196

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 3

WHEREAS, the City Council of the City of Farmington has deemed it necessary to construct parking lot improvements to the Downtown Farmington Center public parking lot and

WHEREAS, plans and specifications and estimate of cost and other information concerning said parking lot improvement have been prepared, and

WHEREAS, the City Council has met after due and legal notice and has heard all persons interested in said improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council determines to proceed with the improvement described in the preamble hereto;
2. Plans and specifications and estimate of cost heretofore prepared are hereby approved.
3. The Special Assessment District shall consist of the following lots and parcels of land:

23-27-155-001, 002, 003, 004, 005,
008, 011, 024, 025, 026,
018, 038, 039, 040, 042.

4. The City Assessor is hereby directed to prepare a Special Assessment Roll in accordance with the resolution duly and regularly adopted by the City Council, wherein he shall assess by benefit that part of the cost to be borne by private property against the property set forth in paragraph #3 above.

5. As soon as the Assessor shall have prepared such assessment roll, he shall report the same to the City Council for confirmation

AYES: Councilmen Bennett, Hartsock, Tupper.

NAYS: None ABSENT: Richardson, Yoder.

RESOLUTION DECLARED ADOPTED: MAY 16, 1977.

5-77-197

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

RESOLUTION NO. 4

WHEREAS, the City Council of the City of Farmington has deemed it necessary to acquire and construct improvements in the city consisting of parking lot improvements to the Downtown Farmington Center Public Parking Lot, and

WHEREAS, the City Council has ordered the Assessor to make a special assessment roll of all parcels of land within the designated district benefited by the proposed improvement and assess to each lot or parcel of land the amount benefited thereby; and

WHEREAS, the Assessor has completed said special assessment roll and has filed the same with the City Clerk and the City Clerk has presented same to the City Council for review and certification;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said Special Assessment Roll shall be filed in the Office of the City Clerk and shall be available for public examination.
2. The City Council shall meet to review said special assessment roll on JUNE 20, 1977 at 8:00 o'clock P.M. Eastern Daylight Time at the City Hall in said city.
3. The City Clerk is directed to cause notice of said meeting to be published in the Farmington Observer, a newspaper published in the City, at least once not less than ten (10) days before the date of said meeting and shall further cause notice of said meeting to be sent by first class mail to all property owners in the proposed special assessment district, as shown by the current assessment roll of the city, at least ten (10) days before the date of the meeting.

4. The notice of said meeting as published and mailed shall be in substantially the following form:

NOTICE OF MEETING OF CITY COUNCIL
TO REVIEW SPECIAL ASSESSMENT ROLL

TO THE OWNERS OF THE FOLLOWING DESCRIBED LANDS:

Parcel Nos. 23-27-155-001, 002, 003, 004, 005,
008, 011, 024, 025, 026,
018, 038, 039, 040, 042.

PLEASE TAKE NOTICE that the City Council of the City of Farmington, Oakland County, Michigan, has caused to be prepared a Special Assessment Roll to defray the cost of constructing improvements to the Farmington Downtown Center Public Parking Lot.

Said Special Assessment Roll is on file with the City Clerk and is available for public examination.

COUNCIL PROCEEDINGS -4-
May 16, 1977

TAKE FURTHER NOTICE that the City Council of the City of Farmington will meet at the City Hall in said City at 8:00 o'clock p.m. Eastern Daylight Time on June 20, 1977 for the purpose of reviewing said Special Assessment Roll and giving all interested persons an opportunity to be heard in connection therewith.

AYES: Councilmen Bennett, Hartsock, Tupper
NAYS: None
ABSENT: Councilman Yoder, Mayor Richardson.

RESOLUTION DECLARED ADOPTED MAY 16, 1977.

City Manager Deadman requested permission to go out for bids for these parking lot improvements prior to the hearing.

5-77-198

Motion by Hartsock, supported by Bennett, to authorize the City Manager to accept bids for the Downtown Center Public Parking Lot Improvements. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

5-77-199

Motion by Hartsock, supported by Bennett, to receive and file the Farmington Planning Commission minutes of May 9, 1977. Motion carried, all ayes.

5-77-200

Motion by Hartsock, supported by Bennett, to receive and file the Farmington Beautification Committee minutes of April 21, 1977. Motion carried, all ayes.

5-77-201

Motion by Bennett, supported by Hartsock, to receive the Farmington Board of Education minutes of April 19, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER FROM FARMINGTON HISTORICAL COMMISSION

The Farmington Historical Commission wishes to go on record that it is their position the home at 33315 Oakland Avenue, formerly owned by Mrs. Jones and presently owned by Mr. Walter Sundquist, is within the Historic District, and they would hope the home would not be demolished but restored and maintained as an early example of houses in the 1850s in Farmington. The Commission states the home is Circa 1840-1850 and was originally recorded in a survey dated 1841, provides another example of the early neo classic influence in the architecture of this area, and even the original well, now sealed, still remains.

5-77-202

Motion by Bennett, supported by Hartsock, to receive and file the letter from the Farmington Historical Commission regarding the Historical District home at 33315 Oakland. Motion carried, all ayes.

May 16, 1977

FARMINGTON AREA ADVISORY COUNCIL
APPOINTMENTS FOR 1977-78

5-77-203

Motion by Bennett, supported by Hartsock, to reappoint Councilman Hartsock and Director of Public Safety Byrnes for the 1977-78 term as representatives of the city on the Farmington Area Advisory Council. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
SENIOR CITIZEN WEEK

The Farmington Area Commission on Aging has requested the week of June 12-19, 1977 be designated as Senior Citizen Week in the City of Farmington in recognition of Senior Citizen participation in the creative arts.

5-77-204

Motion by Bennett, supported by Hartsock, to issue a proclamation designating June 12-19, 1977 as Senior Citizen Week in the City of Farmington. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
SMALL BUSINESS WEEK

Mr. Raymond L. Harshman, District Director U. S. Small Business Administration has requested the week of May 22-28, 1977 be designated as Small Business Week in the City of Farmington in support of the many small businesses within the area.

5-77-205

Motion by Hartsock, supported by Bennett, to issue a proclamation designating May 22-28, 1977 as Small Business Week in the City of Farmington. Motion carried, all ayes.

MICHIGAN MUNICIPAL LEAGUE
ANNUAL CONVENTION 1977

City Manager Deadman advised that the Michigan Municipal League's 79th Annual Convention will be held in Grand Rapids, September 27-30, 1977. Manager Deadman stated he would make the necessary reservations for those planning to attend.

REQUEST FOR PROCLAMATION - WORLD DAY
OF SOLIDARITY WITH SOVIET JEWRY

Mr. John H. Shepherd, President, Jewish Community Council of Metropolitan Detroit, has requested the day of June 12, 1977 be designated as World Day of Solidarity with Soviet Jewry to call attention to the plight of Soviet Jews.

5-77-206

Motion by Hartsock, supported by Bennett, to issue a proclamation designating June 12, 1977 as World Day of Solidarity with Soviet Jewry, in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

BIDS: MUNICIPAL BUILDING ROOF REPAIR

The following bids were received May 10, 1977 at 10:00 A.M. for Roof Repairs to the Municipal Building.

Curtiss Roofing Company Farmington Hills, Michigan	\$3,000.00 (NO BID BOND RECEIVED)
Firebaugh & Reynolds Roofing Co. Novi, Michigan	3,223.00
Michigan Roofing & Sheet Metal Co. Farmington, Michigan	3,980.00
Chaffee Roofing Company Ferndale, Michigan	5,175.00

The low bidder, Curtiss Roofing Company, failed to supply a Bid Bond as required by the specifications, and therefore must be disqualified.

5-77-207

Motion by Bennett, supported by Hartsock, to award the contract for roof repairs to the municipal building per bid specifications to Firebaugh & Reynolds Roofing Company, Novi, Michigan, in the amount of \$3,223.00.

AYES: Bennett, Hartsock, Tupper
NAYS: None
ABSENT: Richardson, Yoder.
MOTION CARRIED.

BIDS: FINISH HARDWARE, DPW FACILITY

The following bids were received May 11, 1977 at 10:00 A.M. for the Finish Hardware for the Department of Public Services Facility:

Electronic Security Systems, Inc.	\$7,214.00
Detroit Sterling Hardware	8,840.00
Gervais & Associates	9,290.00

The architects have reviewed the bids submitted and recommend accepting the bid of Electronic Security Systems, Inc. at \$7,214.00. The City Manager's Office concurs with this recommendation.

COUNCIL PROCEEDINGS -7-
May 16, 1977

5-77-208

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby awards the contract for Finish Hardware at the Department of Public Services facility to Electronic Security Systems, Inc. in the amount of \$7,214.00 per specifications as bid.

BE IT FURTHER RESOLVED that the funds be provided from the Department of Commerce Public Works project grant.

AYES: Hartsock, Tupper, Bennett.
NAYS: None
ABSENT: Richardson, Yoder.
RESOLUTION DECLARED ADOPTED MAY 16, 1977

PARTIAL PAYMENT STEP I
EPA SEWER SEPARATION GRANT

The City of Farmington is in receipt of waste water samplers flow meters and recorders in accordance with specifications as bid by ISCO Company of Lincoln, Nebraska, and they are now requesting payment. The Director of Public Services, David L. Jones, reports that the equipment is in good working order and acceptable for payment.

5-77-209

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the City Council hereby authorizes the City Treasurer to make payment in the amount of \$28,791.00 to the ISCO Company, Lincoln, Nebraska, for Sewer Separation Equipment per their bid;

BE IT FURTHER RESOLVED that funds be provided temporarily from the Water & Sewer Fund for later partial reimbursement of up to 80% through the EPA Step I Federal Grant.

AYES: Bennett, Hartsock, Tupper.
NAYS: None
ABSENT: Richardson, Yoder.
RESOLUTION DECLARED ADOPTED MAY 16, 1977.

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR THIRD ESTIMATE PAYMENT

The contractors and architect working on the Public Services Facility have submitted construction and work estimates for payment. The estimates have been reviewed by the City Engineer and by the City Manager and both have recommended payment.

5-77-210

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

COUNCIL PROCEEDINGS -8-
May 16, 1977

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the following payments be made:

PUBLIC SERVICES FACILITY PROJECT
Third Estimate Payments

OFF-SITE WORK:

Abbott-Peterson Contracting, Inc. \$13,680.90

ON--SITE WORK:

County Electric Company, Inc. 1,959.03

K. Pemberton Construction Co, Inc. 26,487.00

ARCHITECT:

Lane, Riebe, Weiland, Inc. 5,193.54

for a total amount of \$47,320.47; and

BE IT FURTHER RESOLVED: that funds be provided from the EDA Project Account through the letter of Credit at the Metropolitan National Bank.

AYES: Hartsock, Bennett, Tupper

NAYS: None

ABSENT: Richardson, Yoder

RESOLUTION DECLARED ADOPTED MAY 16, 1977

PROPOSED NEW SPEED REGULATION
FREEDOM ROAD -

As the result of a request from the City of Farmington Hills Senior Engineer, Mr. Thomas Biasell, to consider raising the speed limit on Freedom Road within the City of Farmington, the Director of Public Safety Byrnes conducted a survey which determined that the speed limits should be uniform and recommends that the speed limit be raised to 45mph and that Farmington Hills also concur with this recommendation to implement the uniform speed limit on this roadway.

It will be necessary to contact both the State and the County in order to implement a speed limit change on Freedom Road.

5-77-211

Motion by Hartsock, supported by Bennett, to concur with the recommendation of Director of Public Safety Byrnes to raise the speed limit on Freedom Road in the City of Farmington to 45 miles per hour and to instruct the City Manager to proceed with the necessary steps to implement this change through the State and the County and a City traffic control ordinance. Motion carried, all ayes.

PROPOSED CHANGES IN RUBBISH
PICKUP SCHEDULE

A review of the present rubbish pickup schedule in the City of Farmington has indicated a change in the pickup schedule is necessary. The proposed schedule would include residential pickup Monday through Friday with Commercial Accounts being picked up on Mondays and Thursdays. This would provide for a better distribution of customers. If Council approves of this change, the residents affected by the change will have to be notified.

5-77-212

Motion by Bennett, supported by Hartsock, that the City Council hereby concurs with the recommendations of the City Manager to revise the rubbish pickup schedule to become effective June 1, 1977. Motion carried, all ayes.

City Manager Deadman stated he would have a mailing prepared to notify those residents who will be affected by this schedule change.

MISCELLANEOUS

PUBLIC COMMENTS

There were no comments from the audience.

ESTATE OF FREDERICK SEARLE vs.
CITY OF FARMINGTON

The estate of Frederick Searle filed an appeal to the Supreme Court of the State of Michigan in an attempt to overturn a lower court decision involving the zoning of property immediately west of the cemetery on Grand River.

City Attorney Robert Kelly reports that the Supreme Court has denied to hear the appeal. Therefore, we can assume this case is closed and the courts have ruled in favor of the city, allowing zoning on the property to stand.

FINANCIAL REPORT GENERAL FUND
10 MONTHS ENDED APRIL 30, 1977

5-77-213

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report General Fund for the 10 months ended April 30, 1977. Motion carried, all ayes.

CERTIFICATION OF DELINQUENT
SPECIAL ASSESSMENTS AND OTHER CHARGES

5-77-214

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby directs that the Delinquent Special Assessment Payments and Unpaid Service Invoices as certified by the City Treasurer in the amount of \$5,149.74, be placed on the 1977 City Tax Roll.

AYES: Tupper, Bennett, Hartsock

NAYS: None

ABSENT: Richardson, Yoder.

RESOLUTION DECLARED ADOPTED MAY 16, 1977

COUNCIL PROCEEDINGS -10-
May 16, 1977

CLAIMS AND ACCOUNTS

5-77-215


Motion by Bennett, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$7,818.75; Water & Sewer Fund \$1,613.71.

AYES: Bennett, Hartsock, Tupper
NAYS: None
ABSENT: Richardson, Yoder.
MOTION CARRIED.

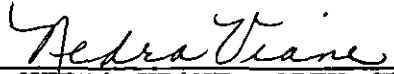
ADJOURNMENT

Motion by Hartsock, supported by Bennett, to adjourn the meeting. The motion was carried, all ayes.

Meeting adjourned at 9:30 P.M.



RICHARD L. TUPPER, MAYOR PRO TEM



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, June 6, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Pro-Tem Tupper in the absence of Mayor Richardson who was attending another meeting. Mayor Pro-Tem Tupper explained that Mayor Richardson would be arriving at 8:30 P.M.

ROLL CALL: PRESENT: Bennett, Tupper, Yoder.
 ABSENT: Richardson, Hartsock

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly and City Clerk Viane

MINUTES OF PREVIOUS MEETINGS

6-77-216

Motion by Bennett, supported by Yoder, to approve the minutes of a Special Meeting held May 11, 1977 as printed. Motion carried, all ayes.

6-77-217

Motion by Yoder, supported by Bennett, to approve the minutes of a Regular Meeting held May 16, 1977 as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

6-77-218

Motion by Bennett, supported by Yoder, to receive and file the Board of Zoning Appeals minutes of June 1, 1977. Motion carried, all ayes.

6-77-219

Motion by Yoder, supported by Bennett, to receive and file the Farmington Historical Commission minutes of May 18, 1977 as printed. Motion carried, all ayes.

6-77-220

Motion by Bennett, supported by Yoder, to receive and file the Farmington Beautification Committee minutes of May 11, 1977. Motion carried, all ayes.

6-77-221

Motion by Yoder, supported by Bennett, to receive and file the Farmington Area Commission on Aging minutes of May 2, 9, 16 and 24, 1977. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
June 6, 1977

6-77-222

Motion by Bennett, supported by Yoder, to receive and file the Farmington Community Library minutes of May 5, 1977. Motion carried, all ayes.

6-77-223

Motion by Yoder, supported by Bennett, to receive and file the Board of Education minutes of May 3, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS:

REQUEST FROM LUCY'S OLDIES BUT GOODIES
TO HOLD ANTIQUE AND COLLECTOR'S SHOW

Mr. and Mrs. Al Vance, 33335 Grand River, owners of "Lucy's Oldies But Goodies" have requested permission to conduct an antique and collectors show at the Masonic Temple, Grand River and Farmington Road, on June 18th and 19th, 1977. Hours of the show will be 11:00 am to 9:00 pm on Saturday and 11:00 am to 7:00 pm on Sunday.

6-77-224

Motion by Bennett, supported by Yoder, to grant permission to Lucy's Oldies But Goodies, 33335 Grand River Avenue, to conduct an antique and collector's show at the Masonic Temple on June 18-19, 1977. Motion carried, all ayes.

HB 4328 - RESOLUTION FROM CITY OF NOVI

The City of Novi has adopted a resolution in opposition to HB 4328 which proposes to raise the population requirement quota for a Class "C" liquor license from 1500 to 3000.

Due to the absence of two members of the Council, it was decided to discuss this resolution when a full council was present.

6-77-225

Motion by Yoder, supported by Bennett, to table the item regarding HB 4328 until the next meeting. Motion carried, all ayes.

LETTER FROM DEPARTMENT OF STATE HIGHWAYS
AND TRANSPORTATION RE CONVERSION OF ROAD
SIGNS TO THE METRIC SYSTEM

The Department of State Highways and Transportation has advised that the Federal Government proposes to require the conversion of all road signs to the Metric System starting in July, 1978. The Department of State Highways and Transportation are seeking input to the Federal proposal which indicates that the metric signs would be developed in 1977, a public information program implemented in 1978 and the conversion of existing signs would begin July 1, 1978 with completion by December 30, 1979.

COUNCIL PROCEEDINGS -3-
June 6, 1977

6-77-226

Motion by Bennett, supported by Yoder, that the Farmington City Council go on record as supporting the time table for conversion of all road signs to the metric system as proposed by the Federal Government and the State Government. Motion carried, all ayes.

6-77-227

Motion by Bennett, supported by Yoder, to postpone Item 5A regarding the vacation of the alley between Adams Street and Shiawassee, to Miscellaneous Item E on the Agenda. Motion carried, all ayes.

REPORTS FROM CITY MANAGER:

PROPOSED STREET RUBBISH PICKUP
FOR OAKLAND AND MACOMB STREETS

The Alley running east and west between Wilmarth and Cass Streets at the rear of residences on Macomb and Oakland Streets has been provided rubbish pickup from the alley. The rubbish removal contractor has indicated some difficulty negotiating large compactor vehicles through this narrow alley and has suggested rubbish be removed from the street in front of these residences.

Residents of this area had been notified that there would be discussion of this proposal and several residents were present in the audience. Mayor Pro-Tem Tupper asked for comments from the audience regarding this street rubbish pickup proposal.

The following residents expressed opposition to street pickup of rubbish and felt that rubbish pickup from the rear of their homes in the alley should be retained:

Mr. Royal Davis
33729 Oakland

Mr. John Campbell
23701 Cass

Mr. John Kelly
33715 Oakland

Mr. George Kobman
33722 Macomb

Mr. Ken Hatcher
33709 Oakland

Mr. Ed Smith
33919 Oakland

Mr. Mark Bidwell
34915 Arundel

Mayor Richardson arrived during the discussion at 8:35 P.M.
Mayor Pro-Tem Tupper turned the meeting over to Mayor Richardson.

COUNCIL PROCEEDINGS -4-
June 6, 1977

6-77-228

Motion by Yoder, supported by Bennett, to continue the rubbish pickup from the alley running east and west between Wilmarth and Cass servicing residents on Oakland and Macomb Streets. Motion carried, all ayes.

CONSTRUCTION ESTIMATE :
PARKING IMPROVEMENTS FOR
NORTH SIDE OF GRAND RIVER

As the result of a request from business people on the north side of Grand River for relief to the parking space problems on the north side of Grand River, City Manager Deadman submitted cost estimates for the construction of additional parking on the north side of Grand River. Certain assumptions were used in developing the cost estimates; these assumptions include the ability to purchase needed property at current market value, and secondly, the project could be constructed not later than the spring of 1978.

Proposal #1: To Develop Lots #4 and #5 of the Ebenezer Stewart Plat into a public parking lot. Total cost for the project was estimated to be \$90,231.43.

Proposal #2: To Develop Lot #5, Ebenezer Stewart Plat into a public parking lot. Total cost for the project was estimated to be \$43,213.10.

City Manager Deadman advised that Proposal #1 would provide an estimated 52 parking spaces at a cost of \$1,735.21 per space. Proposal #2 would provide approximately 24 new parking spaces at a cost of \$1,800.54. To develop either parcel into a public parking lot would require rezoning of the properties. The property is currently zoned R-1 Residential.

While there was not a formal public hearing on this matter, there were several business owners and residents from this area in the audience. Comments pertaining to their parking needs were heard from the following business people:

Mr. Andy Konjarevich, Farmington Shoe Repair
Mr. Greg Hohler, Civic Theater
Mr. Howard Silverman, Howard's Beauty Supplies
Mr. John Cowley, Old Village Inn
Mrs. Gretchen McCormick, Century 21 Realtors
Mr. David Cornwell, The Village Mall
Mr. Walter Sundquist, Heeney-Sundquist Funeral Home

Residents heard from were:

Mr. Donald Munter, 33309 Oakland
Mrs. Nancy Leonard, 33309 Shiawassee
Mrs. Mary Ellen Smith, 33611 Oakland

COUNCIL PROCEEDINGS -5-
June 6, 1977

Mr. Frank Valencic, 22449 Maple
Mr. Paul Schreiber, 34024 Oakland

6-77-229

Motion by Yoder, supported by Bennett, to instruct the City Manager to proceed further with a construction study for additional parking on the north side of Grand River with cost projections for individual property owners to be included in a proposed special assessment district from the Village Outlet west to Farmington Road. Motion carried, all ayes.

PROGRESS REPORT: LANDSCAPE PROJECT CBD

City Manager Deadman reported that application had been made to the Oakland County Employment and Training Division for the manpower needed to complete the Downtown Landscaping Project and the project was approved on May 25, 1977. They have allocated \$50,000.00 for salaries and fringes towards our landscaping project and 8% may be used for the purchase of materials and equipment necessary to complete the project.

Council previously allocated \$15,000.00 from the 1976-77 Community Development funds for a Downtown Redevelopment Project; therefore, these funds could be used to purchase trees and other landscaping materials needed. Projected expenses for this project amount to \$65,725.00. City Manager Deadman submitted drawings of the proposed tree plantings for Council consideration.

It was pointed out that in order to be assured of receiving County funds, the city must have people hired and on staff by the end of June or funds will be given to other communities.

6-77-230

Motion by Bennett, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the hiring of up to six (6) C.E.T.A. employees to implement the Downtown Landscaping Project, and

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Clerk to receive bids for trees, tree grates and guards, concrete saw and red brick paving blocks, and other materials necessary for the implementation of the Downtown Landscaping Project, and

BE IT FURTHER RESOLVED THAT funds are to be provided from the CETA Special Projects Fund from Oakland County for the employees salaries and fringes and from the Community Development 1976-77 funds for materials; total project costs not to exceed \$65,725.00.

AYES: Bennett, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED JUNE 6, 1977.

Nedra Viane, City Clerk

COUNCIL PROCEEDINGS -6-
June 6, 1977

FIRST ESTIMATE PAYMENT
MAPLE STREET PAVING

McCarthy Contracting Company, contractor for paving of Maple Street, has submitted a first cost estimate for payment for work completed through May 31, 1977. The project is approximately 95% complete. The City Engineer has reviewed the project and recommends payment as does the City Manager.

6-77-231

Motion by Yoder, supported by Tupper, to adopt the following Resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes first estimate payment for the Maple Street paving project to McCarthy Contracting Company, 25882 Orchard Lake Road, Farmington Hills, Michigan 48018, in the amount of \$87,828.16; to be funded from the Special Assessment District 76-67 and temporarily funded from the city's General Fund, pending sale of bonds for this project.

AYES: Tupper, Yoder, Bennett, Richardson
NAYS: None
ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED JUNE 6, 1977

NEDRA VIANE, CITY CLERK

STATE HIGHWAY MAINTENANCE CONTRACT

The State of Michigan has offered the city a two year Maintenance Contract to cover the cost of maintaining Grand River from the intersection of the I-96 Expressway, westward to Gill Road. The contract covers the period July 1, 1977 through June 30, 1979.

Estimated cost of the contract for the first year is \$14,500.00. The cost the second year will have to be negotiated in the latter part of 1978. The State will totally reimburse the city for ice and snow control, surface and drainage maintenance, signs and the marking of crosswalks.

6-77-232

Motion by Tupper, supported by Bennett, to adopt the following Resolution:

BE IT RESOLVED THAT the Municipal Maintenance Contract between the Michigan State Highway Commission and the City of Farmington for the period July 1, 1977 to June 30, 1979, is hereby accepted and Robert F. Deadman, City Manager, is designated as Maintenance Superintendent on sections of State Trunk Line Highways as shown on the Municipal Route Section Map and Budget Sheets.

COUNCIL PROCEEDINGS -7-
June 6, 1977

The following City Official, Robert F. Deadman, City Manager, is authorized to sign the said maintenance contract.

AYES: Tupper, Yoder, Bennett, Richardson.
NAYS: None
ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED JUNE 6, 1977.

NEDRA VIANE, CITY CLERK

Mayor Richardson moved on to the tabled decision to vacate the alley between Adams and Shiawassee Streets which had been postponed earlier in the meeting.

VACATION OF ALLEY RUNNING NORTH AND
SOUTH BETWEEN ADAMS AND SHIAWASSEE ST.

City Manager Deadman advised that his office had developed a study of all alleys located in the city in accordance with Council's instructions at a previous meeting. The study pointed out that the alley running north and south between Adams Street and Shiawassee Street could be vacated without having a detrimental effect on the level of city services provided to the area or to the ingress and egress to adjoining properties.

City Manager Deadman did point out that objection to this vacation had been made by adjacent resident, Miss Orene Habermehl, whereas the Salem United Church of Christ, 33424 Oakland Street, had petitioned for the vacation of the alley.

There was a motion by Bennett to vacate the alley running north and south between Adams and Shiawassee Streets adjacent to Lots 11 and 13, Assessor's Plat No. 7, but the motion died for lack of support. No action was therefore taken further on this item.

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard, 33309 Shiawassee, advised that no-one on Oakland Street has complained about parking in front of their homes due to a funeral or other business activity.

FARMINGTON HISTORICAL COMMISSION
ANNUAL REPORT

6-77-233

Motion by Yoder, supported by Tupper, to receive and file the Farmington Historical Commission Annual Report. Motion carried, all ayes.

COUNCIL PROCEEDINGS -8-
June 6, 1977

DEPARTMENT OF PUBLIC SERVICES
QUARTERLY REPORT JANUARY-MARCH, 1977

6-77-234

Motion by Bennett, supported by Yoder, to receive and file the Department of Public Services Quarterly Report for: January through March, 1977. Motion carried, all ayes.

FARMINGTON AREA COMMISSION ON AGING

City Manager Deadman stated the Farmington Area Commission on Aging had been meeting and organizing and had set forth their goals which include establishing community awareness of the rights of older adults in providing an opportunity to live independently with dignity and recognition for their contributions to the past and to the present; their sub-goals include eight objections: Identifying local needs; establishing an Advisory Council to represent older adults within the community; to act as an advocate for older adults; to provide information; to identify resources; to work with educational programs; to provide current data; and to advise the elected and appointed representatives of the types of programs that may be implemented that would affect older adults.

Mrs. Joan Crane, representative of the City of Farmington, on the Commission on Aging, thanked Council for their part in establishing and implementing the Commission.

CLAIMS AND ACCOUNTS

6-77-235

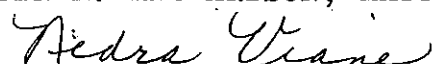
Motion by Bennett, supported by Tupper, to approve the monthly bills as submitted: \$8,748.79 General Fund and \$1,484.05 Water & Sewer Fund.

AYES: Yoder, Bennett, Richardson, Tupper
NAYS: None
ABSENT: Hartsock
MOTION CARRIED. All Ayes.

Motion by Tupper, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 11:00 P.M.


JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held on Monday, June 20, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Pro-Tem Tupper in the absence of Mayor Richardson, who was on vacation.

ROLL CALL: PRESENT: Councilmen Bennett, Hartsock, Tupper, Yoder.

ABSENT: Mayor John Richardson

CITY OFFICIALS PRESENT: City Manager Deadman, Director Jones, Lt. Santomauro, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETING

6-77-236

Motion by Bennett, supported by Yoder, to approve the minutes of the previous meeting held June 6, 1977 as printed. Motion carried, all ayes.

PUBLIC HEARING TO REVIEW PROPOSED SPECIAL ASSESSMENT DISTRICT FOR DOWNTOWN PARKING LOT "A" SAD 77-68

City Manager Deadman submitted a proposed special assessment roll which included all parcels of property located in the one square block area bordered by Farmington Road, Grand River, Orchard Street and Grove Street. Mr. Deadman recommended that the district be divided into two areas of benefit - Area "A" would be parcels contiguous to the parking improvement area and receiving 100% benefit from the improvement; and Area "B" would be parcels located over 200 ft. from the parking improvement area and receiving 75% benefit from the improvement. Area "B" parcels would comprise a group of buildings located on the southeast corner of Grand River and Farmington Road.

City Manager Deadman explained that each building had been measured for square footage and applied the city ordinance requirement of one parking space for each 150 sq. ft. of usable space for retail buildings uniformly across the district. Credit was given to owners for each parking space privately owned and maintained within the district. Each assessment was then determined by multiplying the number of 'deficient' parking spaces by a formula based on estimated project costs. Per deficient space, assessment in Area "A" was \$56.02 and Area "B" was \$42.01. It was proposed that the city-at-large contribute 10% to the project.

COUNCIL PROCEEDINGS -2-
June 20, 1977

Mr. Bill Slocum, attorney, representing the Farmington Holding Company, of which he is a stockholder and officer, was opposed to the assessment factor of 75% proposed for the Farmington Holding Company property at Grand River and Farmington Road.

Mr. John Clappison, 33211 Grand River, Farmington Center Company and Metropolitan Center Offices, Inc., stated he was satisfied with the assessment as now proposed but would object to lowering any assessments which would cause his assessment to increase.

Mr. Bill Slocum and Mr. Virgil Cornwell, of the Farmington Holding Company, were not in agreement with the measurements used to determine the square footage of their property and requested the City Manager to review these measurements with them.

6-77-237

Motion by Yoder, supported by Hartsock, to close the public hearing. Motion carried, all ayes.

6-77-238

Motion by Bennett, supported by Hartsock, that action on this matter be tabled until the next meeting and that the City Manager be instructed to confer with the Farmington Holding Company concerning the discrepancy in measurements; and if there should be a change in the number of parking spaces required, that this information then be given to the other participants in the district, so that they will have an opportunity to speak at the next meeting. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

City Manager Deadman advised that the Planning Commission meeting of June 13, 1977 did not have a quorum present; therefore, no official business could be conducted.

6-77-239

Motion by Yoder, supported by Hartsock, to receive the minutes of the Board of Education of May 17, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

TABLED DECISION ON RESOLUTION FROM
CITY OF NOVI OPPOSING HB 4328

This item had been tabled from the last meeting for discussion at this meeting.

6-77-240

Motion by Yoder, supported by Hartsock, that the Farmington City Council supports the City of Novi in their opposition to HB 4328 which proposes to raise the population requirement quota for Class "C" liquor license from 1500 to 3,000 population. Motion carried, all ayes.

LETTER FROM VILLAGE MALL
MERCHANTS ASSOCIATION RE
VARIANCE TO SIGN ORDINANCE

Mrs. Lucy Vance and Mrs. Michele Jakacki, Committee Chairmen for the Village Mall Merchants Association birthday promotion are requesting Council to grant a variance to the city sign ordinance to allow their association to display a sidewalk sign during this promotion. The ordinance prohibits this type of a sign.

6-77-241

Motion by Yoder, supported by Bennett, to deny the request of the Village Mall Merchants Association for a variance to the sign ordinance to allow them to erect an "A"-type sign on the sidewalk during their birthday promotion and sale. Motion carried, all ayes.

REQUEST FROM CHATHAM HILLS SUBDIVISION
ASSOCIATION TO ADVERTISE THEIR "SUBDIVISION
GARAGE SALE" WITH SIGNS AT THE ENTRANCEWAYS
TO THE SUBDIVISION

The Chatham Hills Subdivision is planning a subdivision garage sale and would like permission to advertise this sale through the use of signs in the subdivision entranceways. They expect to have approximately 25 homeowners participate in this event.

6-77-242

Motion by Hartsock, supported by Bennett, to grant a variance to the sign ordinance to the Chatham Hills Subdivision Association for a temporary sign to be used in each entranceway to the subdivision to advertise this "Subdivision Garage Sale", with the stipulation that the signs be placed in the island which is at each entranceway to the subdivision. Motion carried, all ayes.

LETTER FROM LEAGUE OF WOMEN VOTERS
RIVER ROUGE BASIN COMMITTEE RE
THE RIVER ROUGE WATERSHED

The Department of Natural Resources has scheduled a meeting for June 23, 1977 at 9:45 a.m. at the Birmingham Ice Arena, 2300 E. Lincoln, Birmingham, for the purpose of forming some kind of council or committee of local governments concerned with the proper management of the River Rouge Watershed. The League of Women Voters is urging government attendance at this meeting. City Manager Deadman stated he would see that someone attends the meeting.

REQUEST FROM CITY OF ROYAL OAK FOR
SUPPORT OF THEIR OPPOSITION TO
HB 4627 and HB 4721

HB 4627 and HB 4721 would both substantially reduce firemen's duty week from the present 54 hours. The City of Royal Oak points out that this reduction would result in increased costs to cities and that the duty week of firemen should be a matter of negotiation determined locally.

6-77-243

Motion by Bennett, supported by Yoder, that the Farmington City Council supports the City of Royal Oak in their opposition to HB 4627 and HB 4721 concerning the duty week of firemen. Motion carried, all ayes.

LETTER FROM DR. JOSEPH R. MONTANTE
OAKLAND COUNTY COMMISSIONER RE
ADULT FOSTER CARE LEGISLATION

6-77-244

Motion by Bennett, supported by Hartsock, to table this item, regarding adult foster care legislation. Motion carried, all ayes.

REQUEST FROM THE FARMINGTON AREA
RECREATION COMMISSION TO CLOSE
RAPHAEL STREET FOR SKATEBOARD TOURNAMENT

The Farmington Area Recreation Commission plans to conduct a Skateboard Slalom Tournament during the Founders Festival. They are requesting the City Council to close Raphael Street on July 21, 1977 from 7:00 A.M. to 5:00 P.M. from the entrance of the Farmington Public School bus transportation yard to Shiawassee for this event.

6-77-245

Motion by Bennett, supported by Hartsock, to authorize the closing of Raphael Street from the bus transportation yard to Shiawassee on July 21, 1977 from 7:00 a.m. to 5:00 p.m. for the purpose of a skateboard slalom tournament to be conducted by the Farmington Area Recreation Commission as part of the Founders Festival activities. Motion carried, all ayes.

Councilman Bennett suggested that the Lady of Sorrows Church be contacted to see if this event would cause them any problems.

REPORTS FROM CITY MANAGER

PROGRESS REPORT PROPOSED SPECIAL ASSESSMENT
ROLL - NORTH SIDE OF GRAND RIVER PARKING IMPT.

City Manager Deadman submitted a report for the proposed Special Assessment District for construction of a parking

COUNCIL PROCEEDINGS -5-
June 20, 1977

improvement on the north side of Grand River. The improvement would propose to develop Lots #4 and #5 of the Ebenezer Stewart Plat into a public parking lot. It would require the acquisition of both lots, as they are not presently owned by the city.

Based on engineering estimates presented to Council on June 6, 1977, of \$90,231.45 for the total project costs, and using a front foot assessment method, the assessable front foot cost would be \$141.53. If the city were to participate in the amount of 10%, the front foot assessment would be reduced to \$127.38. City Manager Deadman submitted a tentative assessment roll to the City Council.

In order to proceed with this improvement, it will be necessary to establish a public hearing on necessity, or petitions may be filed by property owners who would receive benefit from the project. Prior to the construction of public parking on this project, Lots #4 and #5 would have to be rezoned. Since it is unlikely that the present owners of these lots would petition for rezoning, either the Planning Commission or the City Council, on its own motion, would have to initiate the rezoning application. In any case, the Planning Commission would have to review and forward its recommendations to the City Council prior to rezoning the properties.

6-77-246

Motion by Yoder, supported by Bennett, to receive and file the Progress Report on the Proposed Special Assessment Roll for the North Side of Grand River Parking Improvement. Motion carried, all ayes.

ESTABLISH PUBLIC HEARING TO REVIEW
PROPOSED DOWNTOWN DEVELOPMENT AUTHORITY ORDINANCE

As instructed by Council at the meeting of February 22, 1977, a proposed ordinance has been prepared to establish a Downtown Development Authority for the City of Farmington. Before adopting this ordinance, it will be necessary to hold a public hearing in compliance with Act 197-1975.

6-77-247

Motion by Bennett, supported by Yoder, to adopt the following Resolution of Intent:

WHEREAS, the Legislature of the State of Michigan has enacted Act 197, Public Acts of 1975, and

WHEREAS, Act 197 of the Public Acts of 1975 became effective in April of 1976, and

WHEREAS, Act 197 of the Public Acts of 1975 authorizes a municipality to create a Downtown Development Authority and to appoint a Board to supervise and control the Authority, and

WHEREAS, Act 197 of the Public Acts of 1975 requires a Public

COUNCIL PROCEEDINGS -6-
June 20, 1977

Hearing prior to the adoption of the proposed ordinance creating the Authority and designating the boundaries of the Downtown District, and

WHEREAS, the Board may exercise powers provided for in the State Statute and local ordinance to promote the public interest by eliminating the cause of deterioration, halt property value deterioration, and increase the property tax valuation where possible in the Business District,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Farmington calls a Public Hearing to receive comments on the proposed ordinance creating an Authority and designating the boundaries of the Downtown District, and

FURTHER BE IT RESOLVED that the Public Hearing shall be held in the City of Farmington Municipal Building at 23600 Liberty Street in the Council Chambers, at 8:00 P.M. on July 18, 1977.

AYES: Bennett, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED: JUNE 20, 1977

Nedra Viane, City Clerk

IMPROVED FIRE INSURANCE CLASS RATING

The Michigan Insurance Services Office has completed its inspection of the city's fire protection facilities and has given the city a new insurance classification effective May 30, 1977. The new insurance classification is a Class Five, which was improved from a Class Seven. The classification improvement should reduce the insurance costs for both mercantile and private dwellings.

The report issued by the Insurance Services Offices states that the city has made important changes since the last inspection of March, 1963. The city's water supply system has been improved by the booster pump capacity provided by the Detroit Metro Water System, and the western portion of the city is now supplied by the Oakland County System, adding additional fire protection. The Public Safety Department has been improved with the addition of a new 1,250 gallon triple combination pumper, an elevated stream device and the improved Reserve Fire Fighters organization. Our communications system has been improved by equipping each Public Safety Officer and Reserve Fire Fighter with a radio monitor at home. Our fire safety control has been improved by the adoption of new building, electrical and fire prevention codes.

It was pointed out that the expenditures necessary to bring about these improvements will be offset by the reduced fire insurance rates.

COUNCIL PROCEEDINGS -7-
June 20, 1977

6-77-248

Motion by Bennett, supported by Hartsock, to receive and file the report on Improved Fire Insurance Class Rating for the City of Farmington. Motion carried, all ayes.

SEMTA PROPOSED COMMUTER BUS
SERVICE STUDY

SEMTA is presently engaged in a study which ultimately would provide information necessary for a staged implementation of local, federal and commuter bus services. SEMTA is proposing to implement in the future bus service on Grand River, Farmington Road and Orchard Lake Road within the City of Farmington. These routes would inter-connect with other local and express routes which eventually will allow a rider to traverse the Detroit Metropolitan Area on the SEMTA Bus System.

Plans for implementation include improvement to existing bus routes in 1978, and acquiring additional busses in 1979-1982. Once a decision to establish a route has been made by SEMTA, they plan to provide not less than hourly service during normal periods and half-hour service during peak periods. However, no firm commitment on these routes through Farmington has been made at the present time.

6-77-249

Motion by Yoder, supported by Bennett, to advise SEMTA that the City of Farmington is in favor of pursuing the implementation of bus routes on Farmington Road, Orchard Lake Road and on Grand River Avenue to serve the City of Farmington. Motion carried, all ayes.

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 4TH ESTIMATE PAYMENTS

City Manager Deadman reported that work on the Public Services Facility is proceeding ahead of schedule. The engineer, architect and contractors have submitted construction or work estimates for payment. The estimates have been reviewed by the City Engineer or the Architect and also reviewed by the City Manager and payment is recommended.

6-77-250

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment to the following contractors and architect for work completed through May 31, 1977 at the Public Services Facility:

COUNCIL PROCEEDINGS -8-
June 20, 1977

Abbott-Peterson Contracting, Inc.	\$ 3,278.92
K. Pemberton Construction Company	71,169.30
County Electric Company, Inc.	5,856.30
Evans Mechanical Contractors	26,427.60
Lane, Riebe, Weiland, Architects	<u>1,381.00</u>
TOTAL PAYMENT AUTHORIZED:	\$108,113.12

BE IT FURTHER RESOLVED THAT funds be provided from the E.D.A. Project Account.

AYES: Bennett, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED JUNE 20, 1977.

Nedra Viane, City Clerk

FINAL CONSTRUCTION ESTIMATE
FLORAL PARK CONCRETE STREET REPAIR

The Gaglio Brothers Cement Company has completed concrete street repairs in accordance with city specifications. Additional repairs were authorized after the work had been started; the majority of the changes involved additional curb and gutter replacement. Total payment in the amount of \$17,009.00 is recommended.

6-77-251

Motion by Yoder, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment to the Gaglio Bros. Cement Company, 15009 Reek Road, Southgate, Michigan, in the amount of \$17,009.00; funds to be provided from the 1976-77 Community Development Fund.

AYES: Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED JUNE 20, 1977

Nedra Viane, City Clerk

COUNCIL PROCEEDINGS -9-
June 20, 1977

MUNICIPAL BUILDING ROOF REPAIR ESTIMATE
AUTHORIZATION FOR PAYMENT

Roof repairs to the Municipal Building have been completed by Firebaugh & Reynolds Roofing Company in accordance with bid specifications. Payment of \$3,223.00 is recommended.

6-77-252

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment to Firebaugh & Reynolds Roofing Company, 45240 Grand River, Novi, Michigan, for work completed in accordance with bid specifications for the Municipal Building Roof Repairs; payment in the amount of \$3,223.00 is to be paid from the 1976-77 General Fund budget.

AYES: Tupper, Yoder, Bennett, Hartsock

NAYS: None

ABSENT: Richardson

RESOLUTION DECLARED ADOPTED: JUNE 20, 1977.

Nedra Viane, City Clerk

MISCELLANEOUS

PUBLIC COMMENTS

Mr. Gus Trikes, owner of Trikes Sign Company, 33200 Nine Mile Road, stated he thought the city's sign ordinance should be reviewed and that better enforcement of the requirements for fire proof signs should be made. He did not think that signs should be allowed in the right-of-way for any reason.

Mr. John Cotton, 33318 Oakland, questioned an approximate time table for a rezoning of properties should the project to construct parking facilities on the north side of Grand River be implemented. City Manager Deadman explained the matter would first go to the Planning Commission for review and possible public hearing and then to the Council for a public hearing before any rezoning could be approved.

APPOINTMENTS TO BOARDS AND COMMISSIONS

6-77-253

Motion by Yoder, supported by Hartsock, to appoint Mr. William Burke, 22716 Floral, to serve another three year term expiring June 30, 1980, on the Farmington Planning Commission. Motion carried, all ayes.

6-77-254

Motion by Bennett, supported by Hartsock, to appoint Mr. Thomas Carr, 36600 Saxony, to serve another three year term expiring June, 1980, on the Board of Zoning Appeals. Motion carried, all ayes.

COUNCIL PROCEEDINGS -10-
June 20, 1977

6-77-255

Motion by Yoder, supported by Hartsock, to appoint the following members to the Beautification Committee for a two year term to expire June, 1979:

Stewart Meredith	Walter Jablonski
Sharon Poborka	Janet Kozub
Charlotte Bruce	JoAnne McShane
Barnett Dickman	Jackie Steuer

Motion carried, all ayes.

FINAL DISPOSITION LAWSUIT
MC CRACKEN VS. CITY OF FARMINGTON

City Attorney Robert Kelly reports that the Supreme Court has refused to hear the appeal of McCracken vs. City of Farmington, and therefore, the matter is finally closed.

FINANCIAL REPORT GENERAL FUND
ELEVEN MONTHS ENDED MAY 31, 1977

6-77-256

Motion by Bennett, supported by Yoder, to receive and file the Financial Report General Fund for the eleven months ended May 31, 1977. Motion carried, all ayes.

FARMINGTON YOUTH ASSISTANCE
QUARTERLY REPORT (Jan-March, 1977)

6-77-257

MOTION BY Yoder, supported by Bennett, to receive and file the Farmington Youth Assistance Quarterly Report (January through March, 1977). Motion carried, all ayes.

CLAIMS AND ACCOUNTS

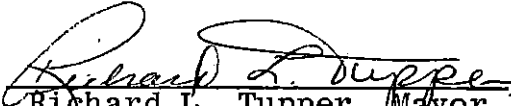
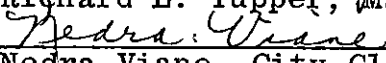
6-77-258

Motion by Hartsock, supported by Yoder, to authorize payment of monthly bills as submitted: General Fund \$4,568.00; Water & Sewer Fund \$1,536.18.

AYES:	Yoder, Bennett, Hartsock, Tupper
NAYS:	None
ABSENT:	Richardson
MOTION CARRIED.	

Motion by Hartsock, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

Meeting was adjourned at 10:10 P.M.


Richard L. Tupper, Mayor Pro Tempore

Nedra Viane, City Clerk

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Tuesday, July 5, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The Meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Councilmen Bennett, Hartsock,
Richardson, Yoder.
ABSENT: Tupper
Councilman Tupper arrived after Roll Call
at 8:10 P.M.

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Jones,
Director Byrnes, Attorney Kelly and
City Clerk Viane.

MINUTES OF PREVIOUS MEETING

7-77-259

Motion by Yoder, supported by Bennett, to approve the minutes as corrected to indicate that Mayor Richardson was "out of town on business". Motion carried, all ayes.

MINUTES OF OTHER BOARDS

7-77-260

Motion by Bennett, supported by Tupper, to receive and file the Farmington Planning Commission minutes of June 27, 1977. Motion carried, all ayes.

7-77-261

Motion by Yoder, supported by Hartsock, to receive and file the Farmington Community Library minutes of June 9, 1977. Motion carried, all ayes.

7-77-262

Motion by Bennett, supported by Tupper, to receive the Board of Education minutes of June 7, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM FARMINGTON BRANCH UNITED STATES POST OFFICE FOR VARIANCE TO SIGN ORDINANCE

Mr. Kenneth Harris, Postmaster of the Farmington Branch U. S. Post Office has advised that the present location of the post office is difficult to find for persons visiting Farmington for the first time. He, therefore, requests permission to

COUNCIL PROCEEDINGS -2-
July 5, 1977

install a directional sign at the corner of Slocum Street and Farmington Road. If the sign is approved, the post office will reimburse the city for purchase of the sign and its installation.

7-77-263

Motion by Yoder, supported by Hartsock, to grant a variance to the sign ordinance to the Farmington Branch U. S. Post Office to permit them to install a directional sign at the southeast corner of Slocum Street and Farmington Road. Motion carried, all ayes.

REQUEST FROM MICHAEL S. PHENEY
TO USE CITY PARK AT OAKLAND AND
GRAND RIVER FOR A RESIDENT BLOCK PARTY

7-77-264

Motion by Bennett, supported by Tupper, to grant permission to Mr. Michael S. Phenev, 23704 Cass Street, to use the City Park located at the intersection of Oakland and Grand River for a block party on Saturday, July 9, 1977, open to the residents of the area. Motion carried, all ayes.

LETTER FROM DR. JOSEPH R. MONTANTE
RE FORMATION OF SUB-AREA ADVISORY
COUNCIL IN SOUTHEASTERN MICHIGAN

Dr. Joseph R. Montante, Oakland County Commissioner, advises that presently the Comprehensive Health Planning Council of Southeastern Michigan is forming a Sub-Area Advisory Council in the seven counties comprising Southeastern Michigan to aid the Comprehensive Health Planning Council of Southeastern Michigan in identifying health goals and priorities, and to stimulate the improved health of the population. He urges representation of elected officials from the community to serve on the Council.

City Manager Deadman will forward the names of any Councilman wishing to serve to Dr. Montante for consideration.

7-77-265

Motion by Tupper, supported by Bennett, to receive the letter from Dr. Joseph R. Montante, M.D., Oakland County Commissioner. Motion carried, all ayes. (Letter dated June 23, 1977)

LETTER FROM ALICE A NICHOLS,
FARMINGTON AREA ARTS COMMISSION

Mrs. Alice A. Nichols, member of the Farmington Area Arts Commission states she will not be able to seek reappointment to the Arts Commission when her term expires August 16, 1977. She thanks Council for the recent award given to her for service to the "Arts" and hopes that Council will continue to support the Arts. Mrs. Nichols submitted a suggested list of candidates for possible consideration to fill the vacancy on the Commission when her term expires.

7-77-266

Motion by Bennett, supported by Tupper, to instruct the City Manager to contact the people on Mrs. Nichol's list to see if they would be willing to serve on the Arts Commission. Motion carried, all ayes.

REQUEST FROM RESIDENTS OF THE
LIBERTY-STATE STREET AREA RE
SEWER BACKUP PROBLEMS

Several residents of the Liberty Street-State Street area were present in the audience to address the Council regarding problems they were experiencing in their homes due to sewer backup. Mr. Lee W. Tyler, 23336 Liberty Street advised that several basements in this area were flooded during the last heavy storm. Comments were also made in this regard by Mr. Robert Jubenville, 23325 Liberty, Mr. Roy Iles, 23350 Liberty and Mr. and Mrs. Oscar Carlson, 23337 Liberty. They also submitted a letter from Mr. and Mrs. Jerry A. Martin, 23324 Liberty Street.

City Manager Deadman advised that the City presently has a Step I Study under way which is designed to improve Rouge River environmental problems. Part of the proposed plan for correcting environmental problems is to separate our sanitary sewers from our storm sewer system. Since the area affected here is within the combined sanitary-storm district, some improvement in the future may be derived from the implementation of the plan. Manager Deadman pointed out, however, that because of the ever-changing federal rules, there is the distinct possibility that the Federal Government will not participate in the separation of local lateral sewers, but will only participate in the separation of major trunk lines.

The City will also be experimenting with a new root removal chemical since tree roots have infiltrated this system over a number of years and contribute to the problem. If each property owner has his own sanitary lead cleaned annually, this removal of all roots should allow the system to operate to its designed capacity. Homeowners will be notified to have their eave downspouts disconnected from the sanitary system and the City Engineer will look at the problem to determine the possibility of additional relief.

REVISED SPECIAL ASSESSMENT DISTRICT
DOWNTOWN PARKING LOT "A"

Due to the Farmington Holding Company's objection to the assessment against their properties as presented at the last Council meeting, City Manager Deadman has reviewed the benefit received by properties in the district and has established three areas of benefit: Area "A" would contain parcels which are contiguous to the parking improvement; Area "B" would be parcels located over 200 ft. from the improvement; and Area "C"

would be parcels located over 400 ft. from the improvement.

The adjustments made will affect the amount of funds available for this project and the city's share will increase from 10% to 10.7%.

7-77-267

Motion by Tupper, supported by Yoder, to adopt the following resolution:

RESOLUTION NO. 5

WHEREAS, the City Council has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the Special Assessment District's share of parking lot improvements to be located on Parking Lot "A" in the Downtown Center, all of the above being located in the City of Farmington; and

WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the City Council deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon are in proportion to benefits received;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$37,048.65 is hereby confirmed and shall be known as Special Assessment Roll No. 77-68.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on August 8, 1977, the second on July 1, 1978, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of 8 per cent (8.00%) per annum, from August 8, 1977; Provided, however, after the issuance of bonds to be issued in anticipation of the collection of the unpaid assessments of said Special Assessment Roll, the City Treasurer be and is hereby directed to adjust said rate of interest to a rate which is not more than one (1.00%) percentage point in excess of the average rate borne by said bonds.
4. Said Special Assessment Roll No. 77-68 shall be placed on file in the office of the City Clerk and the City Clerk is hereby directed to attach her warrant to a certified copy of the aforesaid special assessment roll within ten (10) days commanding the Assessor to spread the various sums and amounts appearing thereon on the Special Assessment Roll in the annual installments as directed by the City Council. The City Clerk is hereby directed to endorse the date of the adoption of this

COUNCIL PROCEEDINGS -5-
July 5, 1977

Resolution on said roll..

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same hereby are rescinded.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977.

Nedra Viane, City Clerk

7-77-268

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

NOTICE OF INTENT TO ISSUE BONDS

WHEREAS, the City Council of the City of Farmington intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount not to exceed in total Thirty-seven Thousand (\$37,000.00) Dollars, for the purpose of defraying part of the cost to the City-at-large in connection with street improvements in the City; and

WHEREAS, a Notice of Intent to Issue Bonds must be published at least forty-five (45) days before the issuance of the said bonds in order to comply with the requirements of Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a Notice of Intent to Issue Bonds in the Farmington Observer, a newspaper of general circulation in the City of Farmington, Michigan, which said notice of intent shall be in substantially the following form:

NOTICE TO ELECTORS AND TAXPAYERS OF
THE CITY OF FARMINGTON OF INTENT TO
ISSUE BONDS SECURED BY THE CITY'S
TAXING POWER AND RIGHT OF REFERENDUM
RELATING THERETO

PLEASE TAKE NOTICE that the City Council of the City of Farmington intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount not to exceed in total Thirty-seven Thousand Dollars, for the purpose of defraying the special assessment district's share of the cost of constructing parking lot improvements in the City, and to issue General Obligation Bonds of the City, in the principal amount not to exceed in total Four Thousand (\$4,000.00) Dollars, for the purpose of defraying

July 5, 1977

part of the cost to the City-at-large in connection with parking lot improvements in the City.. Said bonds will be payable in not more than ten annual installments, with interest at a rate or rates not to exceed 8% per annum on the balance of the bonds from time to time remaining unpaid.

SOURCE OF PAYMENT OF SPECIAL ASSESSMENT BONDS
THE PRINCIPAL AND INTEREST OF SAID SPECIAL ASSESSMENT BONDS shall be payable primarily from collections of an equal amount of special assessments, and the bonds shall also pledge the full faith and credit of the City of Farmington.

In case of the insufficiency of said special assessments, the principal and interest on said bonds shall be payable from the general funds of the City or, if necessary, from ad valorem taxes levied upon all taxable property in the City, without limitation as to rate or amount.

SOURCE OF PAYMENT OF GENERAL OBLIGATION BONDS

THE PRINCIPAL AND INTEREST OF SAID GENERAL OBLIGATION BONDS shall be payable from the general funds of the City, and the City is required by law to levy sufficient ad valorem taxes, if necessary, for the payment thereof upon all taxable property in the City, without limitation as to rate or amount.

RIGHT OF REFERENDUM

THE SPECIAL ASSESSMENT BONDS AND GENERAL OBLIGATION BONDS will be issued without vote of the electors unless a petition is signed by not less than 10% of the registered electors in the City and is filed with the City Council within forty-five days after publication by depositing same in the Office of the City Clerk. If such a petition is filed, the bonds may not be issued unless approved by a majority vote of the electors of the City voting on the question of their issuance.

THIS NOTICE is given pursuant to the requirements of Section 5 (g) of Act 279, Public Acts of Michigan, 1909, as amended.

Additional information concerning the bonds, the project for which said bonds are to be issued, and the right of referendum will be furnished upon request at the Office of the City Clerk, 23600 Liberty Street, Farmington, Michigan.

Nedra Viane, City Clerk

2. The City Council does hereby determine that the foregoing Notice of Intent to Issue Bonds, and the manner of publication directed, is adequate notice to the electors and taxpayers of the City of Farmington, and is well calculated to inform them of the intention of the City to issue the bonds, the purpose of the bond issue, the security for the bonds, and the right of

COUNCIL PROCEEDINGS -7-
July 5, 1977

referendum of electors with respect thereto under all of the circumstances, and that the provision of forty-five (45) days within which to file a referendum petition is necessary and adequate to insure that the electors of the City of Farmington may exercise their legal rights of referendum with respect to the bonds, as provided by Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.

3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same are hereby rescinded.

AYES: Councilmen Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977

NEDRA VIANE, CITY CLERK

BIDS - RESURFACING OF PARKING LOT "A"

The following bids were received on June 14, 1977 at 10:00 A.M. for the resurfacing of the Downtown Parking Lot:

Stolaruk Corporation	\$36,603.60
Boardman Construction Co.	36,918.60
Ajax Paving Industries	37,410.88
Cadillac Asphalt Paving Co.	39,153.84
Detroit Concrete Products	39,533.72
Nagle Paving Company	41,803.40
The Morrison Company	43,027.10
Fairway Paving Company	45,103.96

The City Engineer and the City Manager's Office have reviewed the bids and recommend the low bidder, Stolaruk Corporation, of 19300 W. 8 Mile Road, Southfield, Michigan as being well qualified to do the work.

7-77-269

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby awards the bid for the Downtown Parking Lot Resurfacing of Parking Lot "A" to the low bidder, Stolaruk Corporation, 19300 W. Eight Mile Road, Southfield, Michigan, in the amount of \$36,603.60., and

BE IT FURTHER RESOLVED THAT the funds be provided from the sale of Special Assessment and General Obligation Bonds.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.

NAYS: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -8-
July 5, 1977

REVISIONS 1977-78 COMMUNITY
DEVELOPMENT PLAN

City Manager Deadman reported that the original plan for the 1977-78 Community Development funds had been reviewed by Mr. Harold Martin, Division Director of the Property Management Division of Oakland County and it was determined that some of our programs did not meet the certification requirements under the guidelines of the program. Therefore, a revised plan had to be submitted.

City Manager Deadman submitted the revised plan for Council approval as follows:

Community Housing Repair Interest Subsidy and Grant Program	\$10,000
Central Business District Redevelopment and Beautification	10,000
Sidewalk Ramps for Handicapped Citizens	15,370
Contingency	3,930
Total Program Budget:	<u>\$39,300</u>

7-77-270

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby approves the revisions to the 1977-78 Community Development Plan as follows:

Community Housing Repair Interest Subsidy and Grant Program	\$10,000.00
Central Business District Redevelopment and Beautification	10,000.00
Sidewalk Ramps for Handicapped Citizens	15,370.00
Contingency	<u>3,930.00</u>
TOTAL PROGRAM BUDGET:	\$39,300.00

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: July 5, 1977

NEDRA VIANE, CITY CLERK

ROUGE RIVER BASIN COMMITTEE

The City of Farmington was represented at the meeting conducted by the League of Women Voters to discuss the creation of an inter-municipal committee to study the Rouge River Watershed. As a result of this meeting, it was recommended by those in attendance that the communities which are contiguous to the Rouge River Basin form an inter-municipal committee for the purpose of studying problems that may occur in the Rouge River Watershed. It was recommended that the committee be formed under Michigan Act 200, Public Act of 1957.

COUNCIL PROCEEDINGS -9-
July 5, 1977

It was generally agreed that the committee would be set up so that each community would have one representative. The committee would be advisory in nature and the intention would be to study the problems of mutual interest and concern along the river basin to formulate recommendations and finally to publicize its objectives and findings. Funding is yet to be determined. The League of Women Voters will hold a meeting on August 4, 1977 to review the action of the various legislative bodies.

7-77-271

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council continue to pursue formation of a River Rouge Watershed Committee.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO PURCHASE XEROX MACHINE

City Manager Deadman reported that the Xerox Corporation has recently instituted a policy which allows for the sale of their small copiers. In reviewing the City of Farmington's copier costs for the past twelve months, it was determined that it would be to the city's advantage to own a copy machine. As part of the purchase plan, Xerox offers a full-service maintenance program at a cost of .0068¢ a copy.

The cost of the new machine would be \$7,885.00 with a 10% downpayment. The monthly payment for 60 months would be \$138.85 which includes principal and 6½% simple interest. The full service maintenance charge is based on current usage or \$90.41, for a total monthly cost of \$228.26. The City would realize a net savings of \$54.74 a month and an annual savings of \$656.88.

The Xerox 3107 offers additional features over our present machine. The machine provides excellent copy quality and the Service Department has normally responded within 24 hours after a request for service has been made.

7-77-272

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager to enter into a 5-Year Purchase Agreement with the Xerox Corporation for One (1) Xerox 3107 Copier at a cost of \$7,885.00; and

COUNCIL PROCEEDINGS -10-
July 5, 1977

BE IT FURTHER RESOLVED THAT payment be made with a 10% downpayment of \$788.50 and the balance paid monthly for 60 months at \$138.85, which includes interest at 6½% simple interest, plus full service maintenance program costs.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED JULY 5, 1977.

NEDRA VIANE, CITY CLERK

BIDS - TREES, TREE GRATES AND TREE GUARDS

Bids for 50 trees were received June 21, 1977 at 10:00 A.M. The results were as follows:

GREEN RIDGE NURSERY, INC., Northville, Michigan

Proposal:

25 Greenspire Little Leaf Lindon 2½" trunk	\$74.00
20 Summit Seedless Ash 3" to 3½" trunk	109.00
5 Schwedleri Maple 2½" trunk	74.00

Alternate:

Crimson King Maple 3" to 3½"	\$128.00
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TOTAL: \$4,400.00

Alternate Proposal:

25 Redmond Little Leaf Lindon 2½" to 3" trunk	\$84.00
20 Summit Seedless Ash 4" to 4½" trunk	158.00
5 Crimson King Maple 4" to 4½" trunk	178.00

TOTAL: \$6,150.00

There were no other bids received. Green Ridge Nursery was willing to give the city a one-year guarantee on the trees bid with the city CETA crews doing the planting.

City Manager Deadman recommended that the city accept the following trees from the Green Ridge Nursery:

25 Redmond Little Leaf Lindons 2½" to 3" @ \$84.00 each
20 Summit Seedless Ash 3½" @ \$109.00 each and
5 Crimson King Maples 3" to 3½" @ \$128.00 each

for a total cost of \$4,920.00.

COUNCIL PROCEEDINGS -11-
July 5, 1977

Bids for tree grates and guards were received June 21, 1977 at 10:00 A.M. The results were as follows:

MICHIGAN HYDRANT & VALVE COMPANY

Proposal #1:

40 Tree Grates
37" x 37" : \$60.00 each

TOTAL: \$2,400.00

Alternate #1:

40 Tree Grates
48" x 48" \$104.50 each

TOTAL: \$4,180.00

Proposal #2:

40 Tree Guards
6 Ft. High \$95.00

TOTAL: \$3,800.00

7-77-273

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the bid of the Green Ridge Nursery, Northville, Michigan, for the following trees:

25 Redmond Little Leaf Lindons 2½-3" @ \$84.00 each
20 Summit Seedless Ash 3½" @ \$109.00 each
5 Crimson King Maples 3-3½" @ \$128.00 each for a total cost of \$4,920.00; and

BE IT FURTHER RESOLVED, that funds be provided from the 1976-77 Community Development Grant funds.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977.

NEDRA VIANE, CITY CLERK

7-77-274

Motion by Hartsock, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the bid of the Michigan Hydrant & Valve Company, 12606 Inkster

COUNCIL PROCEEDINGS -12-
July 5, 1977

Road, Detroit, Michigan 48239, for tree grates and tree guards as follows:

40 Tree Grates 48" x 48" @ \$104.50 each
40 Tree Guards 6 Ft. High @ \$95.00 each; for a total cost of \$7,980.00; and

BE IT FURTHER RESOLVED:

That the funds be provided from the 1976-77 Community Development Grant funds.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977

NEDRA VIANE, CITY CLERK

PROGRESS REPORT - AD HOC
RECREATION STUDY COMMITTEE

City Manager Deadman reported that the Ad Hoc Recreation Study Committee was in the process of developing a final report for Council consideration which Council had requested by July 1, 1977. Because of delays beyond the control of the Committee members, the report has been delayed but will be forthcoming at the July 18th regular meeting of the Council.

GENERAL EMPLOYEE BENEFITS

In an effort to treat the general employee group equitably, benefits awarded to employees represented by a union contract have in the past been awarded to the general employee group. City Council has ratified the following benefits to employees under union contracts:

Dental Plan that provides for a 50/50 Co-Pay Plan for dental expenses up to a maximum reimbursement of \$100.00 per employee per year.

Employee's Life Insurance increased from \$10,000.00 to \$15,000.00, with double indemnity for accidental death.

Vacation benefits to provide employees with 1-5 years of service with 2 weeks vacation; 6-10 years of service with 3 weeks vacation; and 11 or more years of service with 4 weeks vacation.

COUNCIL PROCEEDINGS -13-
July 5, 1977

7-77-275

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves the additional benefits for the General Employee Group as set forth below, effective July 1, 1977:

- Dental Plan that provides for a 50/50 Co-Pay Plan for dental expenses up to a maximum reimbursement of \$100.00 per employee per year.
- Employee Life Insurance will be increased from \$10,000.00 to \$15,000.00 with double indemnity for accidental death.
- Vacation Benefits to provide employees with 1-5 years of service with Two Weeks Vacation; 6-10 years of service with Three Weeks Vacation; and 11 or more years of service with Four Weeks Vacation.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977.

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard, 33309 Shiawasse, inquired as to whether anything further had been heard from the businessmen on the north side of Grand River regarding their parking needs. Mayor Richardson advised that there had not been anything further from the business people on the north side of Grand River.

Mr. Lee Tyler, 23336 Liberty, stated he felt there was a need for a street light in the middle of the block on Liberty between State and Alta Loma.

City Manager Deadman advised that the cost of street lighting was very expensive and that the policy of the city is generally to have a light at each corner; however, he stated the city would take a look at the street and evaluate the need.

APPOINTMENTS TO PLANNING COMMISSION

There are presently two vacancies on the Planning Commission. Mr. August Barbrick, whose term expired June 30, 1977, has indicated he does not wish to be reappointed due to his heavy business schedule. Mrs. Charlotte Bruce, whose term expired June 30, 1977, indicates she would be willing to serve another term if Council so appoints. Architect William T. Ingalls, 33455 Alta Loma, has indicated an interest in the Planning Commission and would be willing to serve if Council so appoints.

COUNCIL PROCEEDINGS -14-
July 5, 1977

7-77-276

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby appoints Mr. William T. Ingalls to a three year term expiring June, 1980, on the Farmington Planning Commission.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED JULY 5, 1977.

NEDRA VIANE, CITY CLERK

7-77-277

Motion by Bennett, supported by Hartsock, to instruct the City Manager to prepare a list of possible candidates for the one vacancy on the Planning Commission and arrange a meeting with them so that Council may interview each candidate. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

7-77-278

Motion by Bennett, supported by Yoder, to approve the monthly bills as submitted: General Fund \$2,858.73; Water & Sewer Fund \$18,586.33.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None


ABSENT: None

MOTION CARRIED.

Motion by Tupper, supported by Hartsock, to adjourn. The motion carried, all ayes.

The meeting was adjourned at 10:25 P.M.


JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, July 18, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 PM by Mayor John H. Richardson. Mayor Richardson advised that Councilman Bennett was on vacation and Councilman Yoder was ill and would not be in attendance.

ROLL CALL: PRESENT: Councilman Hartsock, Richardson, and Tupper.

ABSENT: Councilman Bennett and Yoder.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Jones, Lt. Santamauro, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

7-77-279

Motion by Tupper, supported by Hartsock, to approve the minutes of the previous meeting of July 5, 1977 as submitted. Motion carried, all ayes.

PUBLIC HEARING

DOWNTOWN DEVELOPMENT AUTHORITY AND DISTRICT BOUNDARIES

Mayor Richardson advised that Notice of this Public Hearing had been published in the Farmington Observer, posted in various areas of the city, and mailed to residents and property owners in the District in compliance with Act 197-75 of the Public Acts of Michigan.

The public hearing was opened and Mayor Richardson asked City Manager Deadman to review the provisions of Act 197 which provides the means for establishing a Downtown Development Authority and prescribes the power and duties of the Authority.

Mayor Richardson then opened the public hearing to the audience and read a letter from Mr. V. O. Bates, 33113 Thomas Street, opposing the inclusion of his residence in the boundaries of the Downtown Development Authority District.

Comments were heard from the following persons who were opposed to inclusion of private residences in the District:

Mr. Dean Ormsby, 33113 Orchard Street;
Mr. Edward Thayer, 23605 Warner Street;
Mr. Byron Oliver, owner of property at 28568 Orchard Street;
Mr. Don Munter, 33309 Oakland Street.

COUNCIL PROCEEDINGS -2-
July 18, 1977

The following persons wished to have their property eliminated from the District:

Masonic Temple, represented by Mr. Wayne Turton;
Mrs. Joyce Ashdown, 33436 Oakland;
Mrs. Lee, 33432 Oakland, represented by Mrs. Ashdown;
Mr. Dick Kelly, owner of Farmington Development Company properties.

The following additional comments were made:

Mr. Lawrence Mayer, 33604 Grand River, stated he was in favor of the basic concept of the Authority but was opposed to the Authority and the Council having the power to tax at their 'discretion'.

Mr. Roger Walker, 22980 Manning and 33216 Grand River, questioned how this Act differed from what is presently available under the law.

Mr. John Clappison questioned the necessity for implementing this Authority at this time; he did not feel there was a present need for 'halting deterioration'. He was opposed to taxing one property for improvements to another which may not be maintained and felt the tax should be directed to the property owner involved.

Mr. Dick Kelly, Farmington Development Company, asked that his properties, namely the Post Office property and the Ray Interiors property, be eliminated from the District, as he felt they would not benefit from improvements in the District.

Mr. Bert Herzog, 23290 Farmington Road, stated that because of the general good health of the downtown area at this time, he felt perhaps we would be 'jumping the gun'; he was uneasy about the taxing power involved, and was opposed to the creation of the Downtown Development Authority.

Mr. Greg Hohler, Civic Theater, stated he would be very much in favor of the Authority if it would alleviate the parking problems; otherwise he was not in favor.

Mr. Don Munter, 33309 Oakland, was opposed to using public monies for improvements that should be done by the individual merchants themselves; he was not opposed to the Authority itself.

Additional comments were heard from Mike Matusiak, David Cornwell, Ron Oglesby and Jack Vitlar.

7-77-280

Motion by Tupper, supported by Hartsock, to close the Public Hearing on the proposed Downtown Development Authority.

Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
July 18, 1977

Mayor Richardson called for a brief recess while persons attending the public hearing were leaving the Council Chambers.

The meeting reconvened at 9:40 P.M.

MINUTES OF OTHER BOARDS

7-77-281

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Planning Commission minutes of July 11, 1977. Motion carried, all ayes.

7-77-282

Motion by Tupper, supported by Hartsock, to receive and file the Farmington Board of Zoning Appeals minutes of July 6, 1977. Motion carried, all ayes.

7-77-283

Motion by Hartsock, supported by Tupper, to receive and file the Farmington Historical Commission minutes of June 15, 1977. Motion carried, all ayes.

7-77-284

Motion by Hartsock, supported by Tupper, to receive and file the Farmington Area Commission on Aging minutes of June 1, 1977. Motion carried, all ayes.

7-77-285

Motion by Hartsock, supported by Tupper, to receive the Board of Education minutes of June 21, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST TO TRANSFORM PROPERTY AT
33108-10 GRAND RIVER INTO 2-UNIT APT.

Mr. Paul Reehil, Attorney for Dr. Preston Ports, owner of the property at 33108-33110 Grand River stated that his client desires to transform the property into a two-unit apartment. Mr. Reehil asked the Council if they could convert the structure.

Inasmuch as Mr. Reehil did not submit any plans as to how this property was to be transformed, the Council asked for more detailed information.

7-77-286

Motion by Tupper, supported by Hartsock, to request Dr. Ports to submit documentation of the transforming of this property showing the number of bedrooms, description of the parking, and his intention for the portion of the building that was the doctor's office for consideration at the next regular meeting of the Council.

COUNCIL PROCEEDINGS -4
July 18; 1977

Councilman Hartsock amended the motion to ask that a plot plan of the parking area be included in the documentation to be submitted. Councilman Tupper supported the amendment and the motion carried, all ayes.

INVITATION FROM OUR
LADY OF SORROWS JUBILEE
ART TOUR CHAIRPERSON

Mrs. Eleanor M. Dreyer, Chairperson, Our Lady of Sorrows Jubilee Art Tour, invites Council and their families to join them to help celebrate the Golden Jubilee of their parish and to participate in the Art Tour. The tour is scheduled from 2:00 pm to 4:00 pm Sunday, July 24, 1977. They will have guides to explain the points of interest in their church, which includes architecture, the stories on the windows, mosaics and the large fresco.

LETTER FROM MICHIGAN MUNICIPAL LEAGUE

The provisions of the Michigan Municipal League Bylaws require the governing body of the city to designate an official representative to vote for the municipality at the Annual Meeting in September.

7-77-287

Motion by Tupper, supported by Hartsock, to designate Mayor John H. Richardson as the official representative to the Annual Meeting of the Michigan Municipal League in September with City Manager Deadman to act as Alternate. Motion carried, all ayes.

City Manager Deadman advised that if any Council member wishes to be considered for appointment to the Board of Trustees of the Michigan Municipal League, his name may be sent to the League for consideration by the Nominating Committee at the Annual Meeting.

REQUEST FOR VARIANCE TO ERECT
SIX FOOT FENCE ON OAKLAND STREET

Mr. and Mrs. John P. Vitlar, 34120 Oakland, and Mr. and Mrs. Vincent Tanner, 34110 Oakland, have requested a variance to the ordinance regarding the height of fences. They wish to install a 6 ft. fence on the west and north property lines.

7-77-288

Motion by Tupper, supported by Hartsock, to grant a variance to Mr. and Mrs. John P. Vitlar, 34120 Oakland, and Mr. and Mrs. Vincent Tanner, 34110 Oakland, to install a fence 6 ft. high on portions of their property. Motion carried, all ayes.

REQUEST FOR VARIANCE TO
SIGN ORDINANCE FOR
RACQUETBALL COURTS OF FARMINGTON

Because of the remote location of the Racquetball Courts of Farmington, Mr. Arthur A. Swanson has requested permission to install a 2 ft. x 3 ft. directional sign at Nine Mile Rd. and Farmington Road on the Clark Oil Station property.

7-77-289

Motion by Tupper, supported by Hartsock, to table a decision on the request of Mr. Arthur A. Swanson to install a directional sign for the Racquetball Courts of Farmington on property at Nine Mile Road and Farmington Road on the Clark Oil Station property and request Mr. Swanson to submit additional information as to the exact location of the sign and possible reason for hardship if permission is not granted. Motion carried, all ayes.

It was agreed that Mr. Swanson may continue the use of his temporary present sign.

REQUEST FOR VARIANCE TO SIGN ORDINANCE
TONY'S PARTY STORE, 30790 GRAND RIVER

Mrs. Grace Perez, owner of Tony's Party Store, 30790 Grand River, wishes to replace the present projecting sign which advertises the former owner, Lanza's Party Store, with a new sign. The new sign requires a variance to the sign ordinance.

Mrs. Perez was present in the audience and submitted photos of the new sign.

7-77-290

Motion by Hartsock, supported by Tupper, to grant a variance to the city's sign ordinance to Tony's Party Store, 30790 Grand River, to allow a new sign to be erected as shown with the exception of the 'globe' portion at the top. Motion carried, all ayes.

INVITATION TO ATTEND THE DEDICATION
OF HISTORICAL MARKERS AT FARMINGTON HILLS

The City of Farmington Hills Historical Commission will have a ceremony of dedication of their Historical Markers on Wednesday, July 20, 1977 at 2:00 PM at the Farmington Hills City Hall. All are invited.

REQUEST FOR EXTENSION OF TIME
LIMIT FROM THE OLD WINERY, INC.

Attorney Kropf, representing The Old Winery, Inc., is requesting an additional two months in which to apply for a building permit in accordance with the time limit placed on this matter on January 17, 1977.

7-77-291

Motion by Tupper, supported by Hartsock, to extend the time limit for picking up a building permit for The Old Winery, Inc. an additional two months, expiring September 18, 1977. Motion carried, all ayes.

REQUEST FOR PERMISSION TO
PAINT HOUSE NUMBERS ON CURBS

The City Clerk has received a request from Bob Finnell, 31395 W. Nine Mile Road, and Dick Radatz, 25554 Ridgewood Drive, Farmington, for permission to paint house numbers on curbs during the summer to assist with their college tuition.

7-77-292

Motion by Hartsock, supported by Tupper, to grant permission to Bob Finnell and Dick Radatz to paint house numbers on curbs, provided permission is obtained from the homeowner prior to painting. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AUTHORIZATION FOR PAYMENT
PUBLIC SERVICES FACILITY

City Manager Deadman reported that the project architect and contractors on the Public Services Facility project have submitted construction or work estimates for payment. The estimates have been reviewed by the city's architects and payment is recommended.

7-77-293

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby approves payment to the following contractors in the amounts shown:

ON SITE WORK

K. Pemberton Construction Co., Inc.	\$153,846.00
County Electric Company, Inc.	9,270.00
Evans Mechanical Contractors	14,395.50
Lane, Riebe, Weiland, Architects	1,381.00
TOTAL:	<u>\$178,892.50</u>

COUNCIL PROCEEDINGS -7-
July 18, 1977

BE IT FURTHER RESOLVED, that funds be provided from the E.D.A. Project Account.

AYES: Hartsock, Richardson, Tupper

NAYS: None

ABSENT: Bennett, Yoder.

RESOLUTION DECLARED ADOPTED JULY 18, 1977

NEDRA VIANE, CITY CLERK

MAPLE STREET IMPROVEMENT
FINAL CONSTRUCTION ESTIMATE

City Manager Deadman reported that the Maple Street Improvement project has been reviewed by the City Engineer who recommends final payment to the contractor. During the construction of this road improvement, several change orders were required which caused the project to exceed budget estimates by approximately \$1200.00. This amount will be appropriated from the Local Street Fund to cover these additional costs.

7-77-294

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment to the McCarthy Contracting Company in the amount of \$21,585.47 for final payment for work completed on the Maple Street Improvement project;

BE IT FURTHER RESOLVED THAT the funds be temporarily provided from the General Fund pending sale of Special Assessment and General Obligation Bonds.

AYES: Richardson, Tupper, Hartsock

NAYS: None

ABSENT: Bennett, Yoder.

RESOLUTION DECLARED ADOPTED JULY 18, 1977.

NEDRA VIANE, CITY CLERK

AD HOC RECREATION SUBCOMMITTEE RECOMMENDATIONS

City Manager Deadman submitted a report that had been developed by the Ad Hoc Recreation Subcommittee. The committee has reviewed all of the various alternatives available to the city and determined that there were four agencies which could provide a good recreational program for our citizens. They included the City of Farmington, the City of Farmington Hills, the City of Livonia and the YMCA. After hearing presentations from each of these groups, the committee unanimously recommends that the City of Farmington purchase recreational services from the City of Farmington Hills.

COUNCIL PROCEEDINGS -8-

July 18, 1977

As the two cities already cooperate in providing many civic, fraternal and cultural activities, as well as the fact that the City of Farmington participated in the development of the current recreational program offered by the City of Farmington Hills, it was recommended that for the good of both cities, a "Sister City" attitude of cooperation should be maintained. By continuing participation, uninterrupted service to our citizens will be provided and we will have the use of the trained recreational personnel of Farmington Hills.

The report recommends that the City receive some long term commitments stressing joint cooperation between the cities; further, that a method be established to assure citizen input, possibly through a Supervisory Committee with members appointed by both cities. Another recommendation was that the City of Farmington be identified in publications issued to our citizens by the City of Farmington Hills Recreation Department, and that we establish an Agreement that allows reciprocity whereby citizens of both cities may use the parks and facilities of the other with equal access. Should capital improvements be made, a non-resident user's fee would be in order.

City Manager Deadman advised that the City of Farmington Hills recreational budget net expense, after revenues, will be \$135,052.00. The two cities share these expenses using an assessed valuation formula. The City of Farmington presently has 17.1% of the Farmington area equalized assessed valuation. The City of Farmington share would therefore be \$23,094.00. Funds for this expenditure have been budgeted for fiscal 1977-78.

7-77-295

Motion by Tupper, supported by Hartsock, to appropriate \$23,094.00 from the 1977-78 budget to cover the cost of purchasing recreational services from the City of Farmington Hills and that we enter into a conditional revokable Agreement on a long term basis.

AYES: Tupper, Hartsock, Richardson
NAYS: None
ABSENT: Bennett, Yoder.
MOTION CARRIED, all ayes.

PROGRESS REPORT: PENDING SEWER RATE
INCREASE AND CITY OF DETROIT LAWSUIT

City Manager Deadman reported that Mr. George W. Kuhn, Oakland County Drain Commissioner, has advised that the County has authorized Attorney William P. Hampton to intervene on behalf of the plaintiff in the lawsuit in which the City of Detroit has been sued by the U. S. EPA Agency. By resolution, the Oakland County Board of Commissioners has authorized the County to intervene on behalf of the Farmington Sewer Disposal System, the Evergreen Sewage Disposal System and the Clinton-Oakland Sewage Disposal System. The County resolution authorizing their intervention on our behalf did not indicate any cost to the City of Farmington.

COUNCIL PROCEEDINGS -9-
July 18, 1977

City Attorney Kelly has been attending the pre-trial hearings conducted by Federal Judge Feikens and recommends that the Council give consideration to the practicality of the City being represented by Attorney William P. Hampton.

City Manager Deadman stated that if the rate increase goes into effect, Council should give consideration to changing the city's billing cycle.

7-77-296

Motion by Tupper, supported by Hartsock, to authorize the Oakland County Attorney William P. Hampton to intervene on behalf of the City of Farmington and that City Attorney Kelly request a review of the events of the lawsuit periodically. Motion carried, all ayes.

SIDEWALK REPLACEMENT
BEL AIRE SUBDIVISION

In the early 1970s the City of Farmington constructed the Bel Aire Relief Drain to alleviate flooding problems within that subdivision. One phase of the drain was installed on the north side of Lamar on the east side of Leelane and was constructed directly below the existing sidewalk at that time. Apparently, the contractor failed to get proper compaction of the backfill material and the sidewalk is presently in need of replacement to avoid a liability problem if someone should become injured on this poorly constructed sidewalk.

It is estimated this sidewalk construction replacement will cost approximately \$3,145.00.

7-77-297

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes that \$3,145.00 be allocated from the Water & Sewer Fund to cover the cost of sidewalk replacement in the Bel Aire Subdivision and that the City Clerk receive bids for the construction of this sidewalk.

AYES: Richardson, Tupper, Hartsock

NAYS: None

ABSENT: Bennett, Yoder.

RESOLUTION DECLARED ADOPTED JULY 18, 1977.

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO PURCHASE USED SEWER
BUCKET MACHINES

City Manager Deadman reported that the city's O'Brien high pressure sewer cleaning machine is adequate for the majority of our sewer cleaning problems but there are certain tasks

July 18, 1977

which our present machine is not capable of performing. On several occasions bucket machines were needed to remove heavy roots and other debris from the system. Since our use for this type of equipment is limited, a used set of machines would be adequate to meet our needs. Mr. Jack Doheny, of Jack Doheny Supplies, Inc., Northville, has advised that he has a set of nearly new bucket machines that he will sell for \$3,000.00. The equipment has been inspected and is in excellent condition.

7-77-298

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the purchase of one Used Set of O'Brien Sewer King Bucket Machines for \$3,000.00 from the Jack Doheny Supplies, Inc., 777 Silver Spring Court, Northville, Michigan; and

BE IT FURTHER RESOLVED that funds be provided from the Water & Sewer Improvement Fund.

AYES: Hartsock, Richardson, Tupper.

NAYS: None (Bennett and Yoder absent)

RESOLUTION DECLARED ADOPTED: July 18, 1977.

NEDRA VIANE CITY CLERK

1977 EDITION - FARMINGTON CITY CODE

The Farmington City Code has been recodified by Attorney Louis C. Andrews, Jr. and contains all ordinances not codified since 1973 plus changes approved by Council. Ordinance #C-412-77 proposes to adopt the 1977 Edition of the City Code.

7-77-299

Motion by Hartsock, supported by Tupper, to introduce Ordinance No. C-412-77 which would adopt the 1977 Edition of the Farmington City Code. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENTS

Mr. Tim Phenev, 33200 Freedom Road, offered suggestions for conserving water usage for residents.

Mrs. Nancy Leonard asked about the repairs to her lawn and the street in front of her house at 33309 Shiawassee.

Mayor Richardson commented on the need for a bike path or sidewalks into the city from the Chatham Hills Subdivision area, either along Grand River or some alternate route.

City Manager Deadman will develop some cost estimates for sidewalks along Grand River.

COUNCIL PROCEEDINGS -11-
July 18, 1977

7-77-300

Motion by Tupper, supported by Hartsock, to receive and file the Building Department Annual Report for year ended June 30, 1977. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

7-77-301

Motion by Hartsock, supported by Tupper, to table the introduction of Ordinance No. C-413-77 until the next regular meeting of the Council. Motion carried, all ayes.

CLAIMS AND ACCOUNTS



7-77-302

Motion by Tupper, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$12,763.86 and Water & Sewer Fund \$3,604.76.

AYES: Richardson, Tupper, Hartsock
NAYS: None
ABSENT: Bennett, Yoder
MOTION CARRIED, all ayes.

Motion by Tupper, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 11:40 P.M.


JOHN H. RICHARDSON, MAYOR

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council was called to order at 7:00 P.M. August 1, 1977 by Mayor John H. Richardson, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan.

The purpose of the meeting was to interview persons who had expressed an interest in serving on various boards and commissions for the City of Farmington.

The following persons were interviewed:

Joseph N. Potts
33703 Macomb Street


Howard Aldrich
23935 Gill Road


Charlotte Bruce
33880 Glenview

Stewart Meredith
22605 Brookdale

It is the intent of the Council to consider these applicants when vacancies occur on the various city boards and commissions, and to retain the names of applicants for future considerations.

The meeting was adjourned at 8:00 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, August 1, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Bennett, Richardson, Tupper and Yoder.

ABSENT: Hartsock.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Director Jones, Attorney Kelly and Clerk Viane.

MINUTES OF PREVIOUS MEETING

Councilman Tupper corrected the minutes of the previous meeting to show that he had voted "nay" on the motion to grant a sign various to Tony's Party Store, 30790 Grand River.

8-77-303

Motion by Yoder, supported by Tupper, to approve the minutes of the previous meeting of July 18, 1977 as corrected. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

8-77-304

Motion by Tupper, supported by Bennett, to receive and file the Farmington Area Arts Commission minutes of June 14, 1977. Motion carried, all ayes.

8-77-305

Motion by Bennett, supported by Tupper, to receive and file the Farmington Area Commission on Aging minutes of June 28, and July 27, 1977. Motion carried, all ayes.

BID OPENING - SAD #76-67
SPECIAL ASSESSMENT AND
GENERAL OBLIGATION BONDS

City Clerk Viane opened and read the following bids received for \$80,000 Special Assessment and \$23,000 General Obligation Bonds - Special Assessment District #76-67:

<u>Bidder</u>	<u>Maturity</u>	<u>Int. Rate</u>	<u>Premium</u>	<u>Net Int. Rate</u>
National Bank of Detroit	1978-1986	5.00%	-0-	5.00%
Metro Natl of Farmington	1978-1986	5.25%	\$23.00	5.2454%
Community Bank-Bad Axe Mi	1978 1979-1986	7.25% 5.25%	-0-	5.2819%
Mr. Chas. Bauervic Orchard Lake, Michigan	1978-1986	5.50%	-0-	5.50%

COUNCIL PROCEEDINGS -2-
August 1, 1977

8-77-306

Motion by Bennett, supported by Tupper, to adopt the following resolution:

WHEREAS, August 1, 1977, at 8:00 o'clock p.m., Eastern Daylight Time, has been set as the date and time for opening bids for the purchase of \$80,000.00 1977 Special Assessment Improvement Bonds (District No. 76-67) and \$23,000.00 1977 General Obligation Improvement Bonds (District No. 76-67) of the City of Farmington, County of Oakland, Michigan; and

WHEREAS, said bids have been publicly opened and read; and

WHEREAS, the following bids have been received;

<u>Bidder</u>	<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>
National Bank of Detroit	1978-1986	5.00%	-0-
Metropolitan National Bank of Farmington	1978-1986	5.25%	\$23.00
Community Bank Bad Axe, Michigan	1978 1979-1986	7.25% 5.25% (5.2819%)	-0-
Mr. Charles M. Bauervic Orchard Lake, Michigan	1978-1986	5.50%	-0-

AND WHEREAS, the bid of National Bank of Detroit has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of National Bank of Detroit, as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Bennett, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED - August 1, 1977.

NEDRA VIANE, CITY CLERK

PETITIONS AND COMMUNICATIONS

REQUEST FROM ARTHUR A. SWANSON
FOR VARIANCE TO SIGN ORDINANCE
(Tabled at previous meeting)
RACQUETBALL COURTS OF FARMINGTON

Mr. Swanson, Racquetball Courts of Farmington, submitted a letter from the Clark Oil Company, as requested by Council at the last meeting, giving permission to place a directional sign on the Clark Oil Company property at Nine Mile and Farmington Roads. Mr. Swanson is requesting that permission be given to allow the sign for a period of one year.

There was a motion by Bennett to grant a temporary sign variance for the remainder of the present calendar year. The motion died for lack of a second.

8-77-307

Motion by Yoder, supported by Tupper, to allow a variance to the sign ordinance to permit Racquetball Courts of Farmington to display a directional sign on the Clark Oil Company property at Nine Mile and Farmington Roads for a period of six months. Motion carried, 3 ayes, 1 nay-Richardson.

REQUEST FOR PROCLAMATION
CLOWN WEEK AUGUST 1-7, 1977.

Request received for the Farmington City Council to proclaim the week of August 1-7, 1977 as "Clown Week" in recognition of the happy and joyous events made possible by the Clowns of America.

8-77-308

Motion by Bennett, supported by Tupper, to issue a proclamation designating August 1-7, 1977 as "Clown Week" in the City of Farmington. Motion carried, all ayes.

REQUEST FROM HURON RIVER HUNTING
AND FISHING CLUB TO ERECT OUTDOOR TENT

The Huron River Hunting and Fishing Club is holding their annual outdoor event on August 14, 1977 and are requesting permission to erect a tent on their property for this occasion.

8-77-309

Motion by Tupper, supported by Yoder, to grant permission to the Huron River Hunting and Fishing Club to erect a tent on their property for an annual outdoor event on August 14, 1977. Motion carried, all ayes.

WASHTENAW COUNTY BOARD OF COMMISSIONERS
OPPOSITION TO ESTABLISHMENT OF AN
AREA WATER QUALITY BOARD

The Washtenaw County Board of Commissioners have expressed their opposition to the establishment of an Area Water Quality Board by

SEMCOG. They, therefore, resolve to continue to support SEMCOG as a Planning Agency, but propose that the Area Water Quality Board be eliminated from SEMCOG's Water Quality Management Plan.

8-77-310

Motion by Tupper, supported by Yoder, that the Farmington City Council supports the Washtenaw County Board of Commissioners and opposes the establishment of an Area Water Quality Board by SEMCOG. Motion carried, all ayes.

REQUEST FROM CITY OF NOVI
FOR CONTRIBUTION TO NOVI SENIOR
CITIZENS CENTER

The City of Novi is requesting the City of Farmington to contribute \$50.00 towards the utility costs for the Novi Senior Citizen Center on a cost sharing basis. The City of Farmington membership at this facility represents 1% of the total membership.

The City of Farmington and Farmington Hills Senior Citizen program involves 37 Novi residents and it has never been the policy of the City of Farmington to bill outside users. We believe in the spirit of cooperation and that the cities should allow Senior Citizens to attend the program of their choice.

8-77-311

Motion by Tupper, supported by Yoder, to instruct the City Manager to forward a letter to the City of Novi declining a contribution by the City of Farmington for the Novi Senior Citizens Center and advising them of the number of Novi residents that use our facilities. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
MICHIGAN NATIONAL HUNTING & FISHING DAYS

8-77-312

Motion by Tupper, supported by Bennett, to proclaim September 23, 24, and 25, 1977 as "Michigan National Hunting and Fishing Days" in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT - GRAND RIVER TURNBACK

Representatives from the City of Farmington, the City of Farmington Hills and the Oakland County Road Commission met with representatives of the Michigan Department of Highways and Transportation to discuss the turnback of Grand River (BL-96) to the local governmental units. It was tentatively agreed that Grand River would be turned back to local jurisdiction on October 1, 1978.

Since major improvements will be required in the future and Grand River is one of the major thoroughfares which traverses northwesterly from county limit to county limit, it would be in the best interest of the City of Farmington to request Oakland County to accept jurisdiction for this roadway. The City of Farmington could request to maintain specific responsibilities, such as snow removal and street sweeping as the city

crews are in a better position than County crews to provide this type of service.

8-77-313

Motion by Bennett, supported by Tupper, to request Oakland County to accept jurisdiction of Grand River Avenue from the east city limits to the west city limits upon the turnback of this roadway by the Michigan Department of Highways and Transportation; and further to instruct the City Manager to negotiate winter maintenance and street sweeping by city crews. Motion carried, all ayes.

RATIFICATION PUBLIC SAFETY
DISPATCHER CLERKS UNION CONTRACT

Negotiations with Teamsters Local 214 representing the Public Safety Department Dispatcher Clerks have been completed. The negotiations have been continuing over the last sixteen month period. The proposed Agreement covers a 3-year period starting July 1, 1977 through June 30, 1980. The Agreement is only retroactive to July 1, 1977. Therefore, no salary or fringe improvement will be paid for the preceding twelve month period. This contract provides for an average wage increase of 7% per year since the expiration of the previous salary increase from July 30, 1976 through July 30, 1978. The second year of the contract calls for a 6.5% increase, and the third year calls for a 4.7% increase.

8-77-314

Motion by Yoder, supported by Tupper, to ratify the proposed 3-year agreement between the City and the Public Safety Dispatcher Clerks, represented by Teamsters Union 214, covering a period from July 1, 1977 through June 30, 1980.

AYES: Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Hartsock.

MOTION CARRIED, all ayes.

PROGRESS REPORT
E.P.A. - DETROIT WATER & SEWER
DEPARTMENT LAWSUIT

The City of Detroit is requesting a waiver of the 90-day notice requirement for rate increase from those cities that have this provision in their contract with Detroit. Farmington is one of those cities. Oakland County Board of Commissioners have authorized Drain Commissioner George Kuhn to waive this 90-day notice requirement as being in the best interest of the County. Since we are presently allowing legal counsel for the county to represent us in this matter, it would be in the best interest of the City of Farmington, to also waive this notification requirement.

8-77-315

Motion by Bennett, supported by Yoder, to authorize the City Manager to waive the 90 day notice provision in the present contract between the City of Farmington and Detroit Metro Water Department for rate increases, at such time as the suburban users have negotiated an acceptable Consent Decree. Motion carried, all ayes.

The City of Detroit has also requested that the City of Farmington reconsider the position on the 92-108% billing formula for sewer usage. In reviewing the past two years data and the new sewer rates proposed for those cities using the 92-108% formula, it has been determined that it would be advantageous for the city to allow for billing on an actual use basis.

8-77-316

Motion by Tupper, supported by Bennett, to authorize the City Manager to enter into an amendment to the current contract between the City of Farmington and the Detroit Metro Water Department, adjusting the method in which the amount of sewer usage is determined, so the contract will permit Detroit to bill the City of Farmington for actual sewer usage. Motion carried, all ayes.

AUTHORIZATION TO CONTRACT FOR
REPAIR OF MONUMENTS IN OAKWOOD CEMETERY

City Manager Deadman advised that recent vandalism in the Oakwood Cemetery caused severe damage to approximately 63 monuments. Many of the monuments will require special equipment if they are to be reset on their foundations and some of these monuments exceed a ton in weight. The Department of Public Services has neither the equipment nor the expertise to reset and repair these monuments.

The City Manager's Office contacted the Allen Monuments & Vaults, Inc. who maintain several cemeteries in the area, to survey the damages and develop a proposal for repair. They have submitted a proposal which calls for 63 monuments to be set up and sealed plus additional repairs to roll markers and slabs and old corner posts. They could complete this repair work by the fall of 1977. Price for labor and material is \$30.00 per monument, or \$1,890.00.

8-77-317

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED, that the bid process be waived as being in the best interest of the City, and award the contract for the repair and setup of 63 monuments within Oakwood Cemetery to Allen Monuments & Va. ts, Inc., at a price of \$1,890.00; funds to be provided from the 1977-78 Contingency Fund.

AYES: Tupper, Yoder, Bennett, Richardson

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: August 1, 1977

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -7-
August 1, 1977

City Manager Deadman also suggested that the Council may wish to develop a program of offering rewards to damaged public properties of up to ten per cent of the cost of repair, not to exceed \$250.00 for any one incident. Since the damage to the cemetery exceeds any previous vandalism, a reward of \$250.00 in this instance was suggested for information leading to the arrest and conviction of those responsible.

8-77-318

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes \$250.00 to be offered as a reward for information leading to the arrest and conviction of those responsible for the vandalism in the Oakwood Cemetery, and

BE IT FURTHER RESOLVED that the District Court judges be responsible for any decisions regarding this reward.

AYES: Yoder, Bennett, Richardston, Tupper
NAYS: None
ABSENT: Hartsock
RESOLUTION DECLARED ADOPTED AUGUST 1, 1977

NEDRA VIANE, CITY CLERK

AUTHORIZATION TO ENTER INTO AGREEMENT
WITH MICHIGAN DEPT OF HWYS & TRANSPORTATION
SHIAWASSEE/FARMINGTON ROAD IMPROVEMENT

City Manager Deadman advised that his office and the City Engineer had completed reviewing with the Federal Government and the Michigan Department of Highways and Transportation, the proposed Shiawassee-Farmington Road intersection and bridge improvement.

It has been agreed that the State Highway Department will do the project engineering which consists of bid letting, project inspection and testing; and the City Engineer will do design engineering prior to bid letting, under a separate Contract with the State of Michigan.

The estimated total of the project is now \$202,500.00, of which the Federal Government will provide 70%, or \$141,750.00. The remaining balance of \$60,750.00 will be the local share of this project.

8-77-319

Motion by Bennett, supported by Tupper, to adopt the following resolution:

COUNCIL PROCEEDINGS -8-
August 1, 1977

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the City Manager to enter into an Agreement with the Michigan State Highway Commission for the reconstruction and widening of the intersection of Farmington Road and Shiawassee, and to provide a pedestrian bridge across the Rouge River.

BE IT FURTHER RESOLVED THAT the project is to be funded from the 1977-78 General Fund and Highway Fund budgets.

AYES: Bennett, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED AUGUST 1, 1977.

NEDRA VIANE, CITY CLERK

AMENDMENT TO RESOLUTION #5
SAD 76-67 CONFIRMING ROLL

In conjunction with the paving of Maple Street, property owners were given the opportunity to have their driveway approaches paved as part of the project. Approximately 95% of the property owners elected to have their driveway approaches paved and the cost of the approaches added to their special assessment for the paving. This makes it necessary to amend resolution adopted confirming the roll to include the additional costs.

8-77-320.

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED: That the Farmington City Council hereby amends Resolution No. 5 adopted February 22, 1977 confirming Special Assessment Roll No. 76-67 in the amount of \$89,406.16; and hereby confirms the Amended Roll No. 76-67 dated July 27, 1977 in the amount of \$93,709.97.

AYES: Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: August 1, 1977

NEDRA VIANE, CITY CLERK

PROPOSED ORDINANCE FOR
BARRIER FREE PARKING

City Manager Deadman advised that the Farmington Planning Commission has been working on a proposed ordinance and program to provide barrier-free parking throughout the major shopping centers and parking lots in the city. The Planning Commission has also drawn up a list of proposed spaces in these areas to be suggested for use by the physically handicapped. Since the State Law, which now requires spaces to be provided in newly constructed parking lots, was not retroactive, participation in the program will have to be voluntary.

8-77-321

Motion by Bennett, supported by Tupper, to introduce Ordinance C-414-77 which would provide barrier-free parking in designated areas for physically handicapped persons. Motion carried, all ayes.

BIDS - FIRE HOSE

The following bids were received for the purchase of 2½" and 1½" fire hose:

<u>Bidder</u>	<u>500 ft.</u> <u>2½"</u>	<u>400 ft.</u> <u>1½"</u>	<u>Total</u>
Peter Payette Co.	\$1.67 per ft.	\$1.20 per ft.	\$1,315.00
Safeco, Inc.	1.78	1.15	1,350.00
Apollo Fire Equipment Co	2.05	1.45	1,605.00
Spears Fire & Safety Services, Inc.	1.47	1.28	1,747.00

Director of Public Safety Byrnes has reviewed the bids and finds the low bidder, Peter Payette Company, meets the specifications for the fire hose. Director Byrnes also states that since the development of the 1977-78 budget, the Department will be needing an additional 400 ft. of 1½" fire hose. The additional amount of hose would add \$480.00 to the low bid, for a total of \$1,795.00. The Department of Public Safety budget has sufficient funds budgeted for capital equipment to permit the acquisition of additional fire hose.

8-77-322

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bid of the Peter F. Payette Company, 8110 Macomb Road, Grosse Ile, MI 48138, with the addition of 400 ft. of 1 1/2" fire hose, at a cost of \$1,795.00; and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 Public Safety Department Capital Equipment budget.

AYES: Tupper, Yoder, Bennett, Richardson.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED AUGUST 1, 1977.

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard, 33309 Shiawassee, questioned the jurisdiction of Shiawassee Road between Farmington Road north and Farmington Road south. City Manager Deadman stated this was a city road, maintained by the city as a major road.

Mrs. Leonard also advised that large trucks are traveling on Shiawassee, especially during the night.

Mr. Howard Aldrich, 23935 Gill Road, asked if it would be feasible for the JayCees to assist in resetting some of the smaller monuments at the Oakwood Cemetery. City Manager Deadman stated he felt the Allen Monument Company quotation would then have to be renegotiated and the savings would be minimal.

FINANCIAL REPORT GENERAL FUND
12 MONTHS ENDED JUNE 30, 1977

8-77-323

Motion by Tupper, supported by Bennett, to receive and file the Financial Report for the General Fund for the 12 months ended June 30, 1977. Motion carried, all ayes.

FINANCIAL REPORT WATER & SEWER FUND
QUARTER ENDED JUNE 30, 1977

8-77-324

Motion by Yoder, supported by Tupper, to receive and file the Financial Report for the Water & Sewer Fund for the quarter ended June 30, 1977. Motion carried, all ayes.

DEPARTMENT OF PUBLIC SAFETY REPORT
QUARTER ENDED JUNE 30, 1977

8-77-325

Motion by Bennett, supported by Tupper, to receive and file the Department of Public Safety Quarterly Report for Quarter ended June 30, 1977. Motion carried, all ayes.

APPOINTMENTS: PLANNING COMMISSION
AND FARMINGTON AREA ARTS COMMISSION

8-77-326

Motion by Yoder, supported by Tupper, to table the decision on the appointment to the Planning Commission until the next meeting. Motion carried, all ayes.

8-7-327

Motion by Bennett, supported by Yoder, to adopt the following resolution:

COUNCIL PROCEEDINGS -11-
August 1, 1977

BE IT RESOLVED THAT the Farmington City Council hereby appoints Mrs. Joyce O'Brien, 32306 Valleyview Circle, to serve a three year term beginning August 16, 1977 and ending August 16, 1980 on the Farmington Area Arts Commission as representative from the City of Farmington.

AYES: Bennett, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock
RESOLUTION DECLARED ADOPTED August 1, 1977.

NEDRA VIANE, CITY CLERK

.....

City Manager Deadman advised Council he was in the process of renewing our insurance coverage and would need some direction in view of increased costs for liability.

8-77-328

Motion by Tupper, supported by Bennett, to authorize the City Manager to bind the present insurance where possible and prepare a complete report for the next meeting.

AYES: Yoder, Bennett, Richardson, Tupper.
NAYS: None
ABSENT: Hartsock
MOTION CARRIED, All Ayes.

.....

Councilman Tupper stated he would like to have a response to the letter written by Mrs. Winifred Otis to the newspapers and the City Council drawn up and forwarded to Mrs. Otis.

Councilman Tupper also asked that City Manager contact our County Commissioner, John McDonald, with reference to why he did not vote on the tornado warning system proposed by Oakland County. City Manager Deadman advised that the City of Farmington had indicated previously that the city would not participate unless Farmington Hills also participated and since they will not be participating at this time and will be considering it in next year's budget, the City of Farmington will also reconsider at that time.

.....

City Manager Deadman advised that a letter had been received from the Liquor Control Commission asking for action by the Council with reference to the Class C license application of The Old Winery, Inc.

8-77-329

Motion by Bennett, supported by Tupper, to adopt the following resolution:

COUNCIL PROCEEDINGS -12-
August 1, 1977

BE IT RESOLVED THAT The request from The Old Winery, Inc. for new full year Class C license to be located at 31505 Grand River Avenue, Farmington, Michigan 48024, Oakland County, in addition to prior approval already granted as per Resolution adopted February 7, 1977, be considered for Approval "Above All Others".

It is the consensus of this legislative body that the application be recommended for issuance.

AYES: Bennett, Richardson, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED AUGUST 1, 1977.

NEDRA VIANE, CITY CLERK

Councilman Bennett asked about the status of the ramp on Freedom Road to the I-96 Expressway. City Manager Deadman stated the Oakland County Planning Commission had been asked to assist us with evaluating other alternatives but it would probably take two to three months for a reply.

Councilman Bennett asked if there had been anything further decided on the speed limit for Freedom Road. City Manager Deadman stated the matter had been referred to Farmington Hills and that to date no answer had been received.

.....
8-77-330 ADOPT 1977 EDITION FARMINGTON CITY CODE
Motion by Tupper, supported by Yoder, to table the adoption of Ordinance C-412-77 which would adopt the 1977 Edition of the Farmington City Code. Motion carried, all ayes.

INTRODUCE ORDINANCE C-413-77
DOWNTOWN DEVELOPMENT AUTHORITY

8-77-331
Motion by Yoder, supported by Tupper, to table the introduction of Ordinance C-413-77 which would establish a Downtown Development Authority. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

8-77-332
Motion by Bennett, supported by Tupper, to approve the monthly bills as submitted: General Fund \$33,196.92 and Water & Sewer Fund \$66,568.66.

AYES: Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Hartsock


MOTION CARRIED, all ayes.


COUNCIL PROCEEDINGS -13-
August 1, 1977

ADJOURNMENT

Motion by Tupper, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 10:50 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, August 15, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Bennett, Hartsock, Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Jones, Lt. Santamauro, Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

8-77-333

Motion by Tupper, supported by Hartsock, to approve the minutes of the Special Meeting held August 1, 1977 as submitted. Motion carried, all ayes.

8-77-334

Motion by Yoder, supported by Bennett, to approve the minutes of the previous meeting of August 1, 1977 as printed. Motion carried, all ayes.

FARMINGTON AREA COMMISSION ON AGING SENIOR CITIZEN TRANSPORTATION PROPOSAL

Mrs. Nancy Bates, Chairman of the Farmington Area Commission on Aging, presented Council with a Transportation Position Paper which had been prepared by the Farmington Area Commission on Aging.

Mrs. Bates stated that the Farmington Area Commission on Aging had studied the need for transportation by older adults within the community and the various alternatives for meeting this need. Among these were the participation in the proposed Oakland County county-wide Dial-A-Ride system (OCART); an expanded Senior Citizens Taxi Service; applying for Title III money from the Older American Act; and the development of our own program with support from the Farmington City Council, the Farmington Hills City Council and the Farmington Area JayCeers. It was the recommendation of the Commission on Aging that the most expedient and responsible way at this time to serve older residents of the Farmington Area would be through the development of a Farmington Area Transportation service.

COUNCIL PROCEEDINGS -2-
August 15, 1977

The Commission proposes to purchase one 15-passenger Van which would operate five days a week, seven hours per day, and would require 24-hour advance notice for pickup. It would give priority to trips for medical service, shopping and the Gathering Place. The Commission would propose that the driver and dispatcher be hired to operate the system.

Mr. Vern Foster, who presently operates the Senior Cab Service in conjunction with the City of Farmington, advised that the use of only one vehicle to service the entire Farmington Area was not sufficient. He stressed the importance of a radio dispatched vehicle in cases of emergency. Mr. Foster also advised that insurance for public transportation was exorbitant and should be considered in the cost of operation.

There was considerable discussion regarding the pros and cons of the van-type system vs. the Senior Taxi service. Mayor Richardson suggested that Mr. Foster prepare a proposal which would include taxi service to the entire Farmington Area similar to what is now being offered in the City of Farmington. Councilman Bennett felt that certain costs had not been included in the proposal offered by the Commission on Aging.

8-77-335

Motion by Bennett, supported by Tupper, to ask the Commission on Aging to respond within a reasonable time to the concerns expressed by the Council at this meeting, which include the ability of one van to service the area, the total cost of the proposed service including all operational and administrative costs both near term and long term. Motion carried, all ayes.

Mayor Richardson called for a recess at 9:40 P.M. and the meeting reconvened at 9:45 P.M.

MINUTES OF OTHER BOARDS

8-77-336

Motion by Bennett, supported by Tupper, to receive and file the Farmington Board of Zoning Appeals minutes of August 3, 1977. Motion carried, all ayes.

8-77-337

Motion by Tupper, supported by Yoder, to receive and file the Farmington Employees Retirement System Board of Trustees minutes of July 27, 1977. Motion carried, all ayes.

8-77-338

Motion by Tupper, supported by Hartsock, to receive the Farmington Area Arts Commission minutes of July 26, 1977. Motion carried, all ayes.

8-77-339

Motion by Bennett, supported by Yoder, to receive the Board of Education minutes of July 11 and July 26, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

PETITION FROM RESIDENTS OF GLENVIEW CT.
AND HILLCREST DRIVE REGARDING ANIMAL ORDINANCE

A petition was submitted by residents on Glenview Ct. and Hillcrest Drive requesting that the City Ordinance pertaining to the operation of dog kennels be amended to eliminate the operation of kennels in residential areas. They request that Council consider amending the present ordinance to limit the number of adult dogs on any city lot to two dogs and that the time period for keeping a litter of pups be amended to six or eight weeks.

The present city ordinance (Section 9.113, Chapter 89) states that for the purpose of the ordinance "any person who keeps more than three (3) dogs six (6) months old or over on any one property in the City of Farmington, shall be deemed to be operating a dog kennel." No such kennel shall be operated or maintained in a residential zoned district.

The residents referred specifically to noise, odor and unsanitary conditions present in their area due to the resident at 33736 Glenview having three adult German Shepherds and a litter of puppies on the premises.

City Manager Deadman advised that the City Ordinance does contain a section 9.105 which states: "No person shall raise or keep domestic animals or household pets outside their house that would create a nuisance to adjoining property owners." This provision gives adequate protection for the community in instances similar to the one being experienced by the petitioning residents.

8-77-340

Motion by Bennett, supported by Hartsock, to introduce Ordinance No. C-415-77 which would amend Chapter 89, Section 9.113, to limit the number of dogs allowed in a residential area to three (3) and to change the time limit for a litter of pups to three months instead of six months. Motion carried, all ayes.

LETTER FROM CITY OF HAZEL PARK
REGARDING SYSTEM FOR TORNADO WARNINGS

The City of Hazel Park is requesting support of their resolution requesting that communities agree on a signal for tornado warnings that shall be a three minute siren sound and be uniform throughout the communities. The City of Farmington is committed to participate in the County Tornado Warning System at such time as the City of Farmington Hills participates.

8-77-341

Motion by Yoder, supported by Hartsock, to support the resolution of the City of Hazel Park that a uniform system for tornado warnings be adopted for all communities in Oakland County. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
"SWEETEST DAY"

Mr. Michael T. Callaway, President of the Detroit Kiwanis Club Number One, has requested the city proclaim Saturday, October 15, 1977 as Sweetest Day in recognition of the big and small acts of kindness that make living more meaningful.

8-77-342

Motion by Yoder, supported by Bennett, to issue a proclamation designating October 15, 1977 as "SWEETEST DAY" in the City of Farmington. Motion carried, all ayes.

REPORTS FROM THE CITY MANAGER

CITY INSURANCE 1977-78 FISCAL YEAR

City Manager Deadman reported on the status of the city's insurance policies advising that the premium for basically the same coverage as last year, with the exception of reduced insurance for Police Professional Liability, will be 31% higher. City Manager Deadman stated he had not been able to acquire Police Professional Insurance that will increase the limits to the same amount provided in the city's basic liability policy (\$1 million), and recommended that serious consideration be given to purchasing only the primary \$100,000.00 policy for the police officers, as the premium requested for the excess coverage is excessive. Mr. Deadman pointed out that the city would be assuming certain risks by taking this position.

The following remaining premiums are:

General Liability, Fire, Bonds and In-Land Marine	\$33,232.00*
Workmen's Compensation	18,443.00
Fleet	16,824.00
Boiler and Machinery	220.00
Police Professional	4,200.00
Excess Liability	11,213.00**
TOTAL:	\$84,132.00

* \$1 million liability insurance, except police professional

** An additional \$2 million "Umbrella" Excess Liability coverage, except Police Professional.

City Manager Deadman advised that the approved 1977-78 budget for the Water & Sewer Department allocated \$22,000.00 as their share of the city's insurance. This amount should be increased to reflect the actual amount to be expended, which is estimated at \$27,000.00 for the fiscal year 1977-78.

8-77-344

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

COUNCIL PROCEEDINGS -5-
August 15, 1977

BE IT RESOLVED THAT the Farmington City Council hereby authorizes a budget adjustment in the 1977-78 Water & Sewer Fund contribution to city insurance from \$22,000.00 to \$27,000.00.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: AUGUST 15, 1977

NEDRA VIANE, CITY CLERK

City Manager Deadman advised that all of the aforementioned insurance was in force until a decision had been made regarding continuation; he pointed out that certain penalties would be applied should Council decide to terminate any coverage.

There was a motion by Bennett that the city not purchase the excess liability in the amount of \$11,213.00 but the motion did not receive support.

8-77-345

Motion by Bennett, supported by Yoder, that the City continue the purchase of all of the insurance as outlined below:

General Liability, Fire, Bonds and In-Land Marine	\$33,232.00
Workmen's Compensation	18,443.00
Fleet	16,824.00
Boiler and Machinery	220.00
Police Professional	4,200.00
Excess Liability	<u>11,213.00</u>
Total:	\$84,132.00

with the exception of the excess coverage over \$100,000.00 for Police Professional Insurance.

AYES: Hartsock, Richardson, Tupper, Yoder.

NAYS: Bennett

MOTION CARRIED, 4 ayes; 1 nay.

BIDS ON EQUIPMENT--DPW FACILITY

The following bids were received August 11, 1977 at 10:00 A.M. for the equipment to be installed within the Department of Public Services Facility. The bids included firearms range equipment, steam cleaner, lubrication reels, overhead traveling hoist, files and metal shelving:

COUNCIL PROCEEDINGS -6-
August 15, 1977

RANGE EQUIPMENT

Detroit Bullet Trap	\$27,945.00
Deduct remote radio ear protectors	(1,400.00)
Alternate No. 1	19,120.00
Deduct remote radio ear protectors	(1,400.00)
<u>Kory Shooting Equipment</u>	
Proposal No. 1	\$45,940.00
No deduct	
Proposal No. 2	39,680.00
No deduct	

STEAM CLEANER

Allied, Inc.	1,175.00
Wright Tool Company	1,245.72

*LUBRICATION REELS

Wright Tool Company	3,508.92
Allied, Inc.	4,598.00
Walt Mullins	4,679.00

*LUBRICATION PUMPS

Wright Tool Company	1,537.14
Allied, Inc.	1,108.00
Walt Mullins	1,915.00

* combined bid - equipment must be compatible and installed by same contractor..

OVERHEAD TRAVELING HOIST

Wright Tool Company	1,579.15
Chain Bucket	26.00

FILES

Rayhaven Equipment Company	313.60
Steel Equipment Company	302.00

METAL SHELVING

Rayhaven Equipment Company	2,174.95
Steel Equipment Company	1,868.35

8-77-346

Motion by Tupper, supported by Yoder, to authorize accepting the following low bids for equipment as set forth:

Range Equipment Package No. 1	
Detroit Bullet Trap	Base Bid \$27,945.00
Accept Alternate RA-1	(1,400.00)
Steam Cleaner	
Wright Tool Company	Base Bid 1,245.72
Do not accept alternate SC-1	

COUNCIL PROCEEDINGS -7-
August 15, 1977.

Lubrication Reels		
Wright Tool Company	Base Bid	3,508.92
Accept Lube Pumps Alt L-1A thru L-4A		1,537.14
Overhead Traveling Hoist		
Wright Tool Company	Base Bid	1,579.15
(No installation included)		
Accept Chain Bucket Alt OTH-A1		26.00
Files		
Steel Equipment Company	Base Bid	302.00
Metal Shelving		
Steel Equipment Company	Base Bid	1,282.00
Accept Alternate MS-A		586.35
Accept Alternate MS-B		234.20
	Total:	\$36,846.48

And further, that funds for this equipment be provided from the E.D.A. Project Account.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

ABSENT: None

MOTION CARRIED, ALL AYES.

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 6TH ESTIMATE PAYMENTS

Estimates have been received for payment of work completed by contractors and the architect through July 31, 1977. The estimates have been reviewed and payment has been recommended.

8-77-347

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment in the amount of \$160,640.84 to the following contractors and architect in the amounts shown for work completed through July 31, 1977:

ON SITE WORK

K. Pemberton Construction Company	\$126,634.50
County Electric Company, Inc.	10,204.64
Evans Mechanical Contractors	22,097.10

ARCHITECT

Lane, Riebe, Weiland	1,704.60
Total:	<u>\$160,640.84</u>

COUNCIL PROCEEDINGS -8-
August 15, 1977

BE IT FURTHER RESOLVED, that the funds be provided from the E.D.A. Project Account.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED AUGUST 15, 1977

Nedra Viane, City Clerk

FARMINGTON AREA ARTS COMMISSION
BUDGET ADJUSTMENT

City Manager Deadman advised that the City of Farmington Hills had appropriated \$2,000.00 to the Arts Commission with the offer to reconsider this appropriation upon the presentation of an acceptable budget request outlining how the Commission plans to expend the funds appropriated. To date, the Arts Commission has not made a presentation to the Farmington Hills Council. The City of Farmington budget allocation should be reduced to reflect the city's fair share of this joint program if the City of Farmington Hills does not adjust their present allocation. City Manager Deadman stated he would keep the Council informed of the status of the allocation.

8-77-348

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the City of Farmington not pay more than their proportionate share of the approved Farmington Area Arts Commission budget.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED AUGUST 15, 1977.

Nedra Viane, City Clerk

ADOPTION OF 1977 EDITION
FARMINGTON CITY CODE

City Council had tabled the adoption of the 1977 edition of the Farmington City Code until corrected pages had been received from Mr. Louis C. Andrews. Corrections have now been made.

8-77-349

Motion by Tupper, supported by Bennett, to adopt the following ordinance:

ORDINANCE NO. C-412-77

AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE ORDINANCES OF THE CITY OF FARMINGTON ENTITLED THE FARMINGTON CITY CODE, 1977 EDITION, AND TO PROVIDE A PENALTY FOR THE VIOLATION OF THE PROVISIONS THEREOF

THE CITY OF FARMINGTON ORDAINS:

Section 1. Pursuant to Act No. 279, Public Acts of 1909, State of Michigan, as amended, the City of Farmington hereby adopts the Farmington City Code 1977 Edition, as printed and on file with the City Clerk. Said Code contains all Ordinances of the City of a general and permanent nature, as compiled, consolidated, amended, revised, rearranged, and codified in Titles I to X, inclusive.

Section 2. The provisions of the Farmington City Code 1977 Edition shall be effective on and after September 6, 1977, and all Ordinances of a general and permanent nature of the City of Farmington adopted prior to April 18, 1977, and not contained in such Code are hereby repealed upon the effective date of the Farmington City Code, 1977 Edition.

Section 3. The Ordinances of the City of Farmington of a general and permanent nature contained in the Farmington City Code 1977 Edition are amended, repealed, and rearranged in the particular title of the Farmington City Code 1977 Edition set out opposite the subject pertaining to such Ordinance and Ordinances, to which reference is hereby made, as follows:

<u>Subject</u>	<u>Title of Code</u>
Administration	I
Utilities and Services	II
Parks and Public Grounds	III
Streets and Sidewalks	IV
Zoning and Planning	V
Food and Health	VI
Business and Trades	VII
Building Regulations	VIII
Police Regulations	IX
Traffic	X

Section 4. This Ordinance shall be effective after publication in accordance with the Charter of the City of Farmington.

Section 5. Whenever any act is prohibited or is made or declared to be unlawful or an offense, or the doing of any act is required or the failure to do any act is declared to be unlawful or an offense by the Code adopted by this Ordinance or in any other Ordinance of the City or in any rule, regulation, or order promulgated by any officer or agency of the City under authority duly invested in him or it, and no specific penalty is provided therefor, the violation of any said provision of such Code or any other Ordinance of the City of such rule, regulation or order shall

COUNCIL PROCEEDINGS -10-
August 15, 1977

be punished by a fine not exceeding five hundred (\$500.00) dollars or imprisonment for a term not exceeding ninety (90) days, or by both such fine and imprisonment.

JOHN H. RICHARDSON, MAYOR
NEDRA VIANE, CITY CLERK

This ordinance was introduced at a regular meeting of the Farmington City Council on August 1, 1977, was adopted and enacted at the next regular meeting of the Council on August 15, 1977, and will become effective ten days after publication.

AYES: Bennett, Hartsock, Tupper, Richardson, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED AUGUST 15, 1977.

8-77-350

Motion by Tupper, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the printing of 200 copies of the 1977 Edition of the Farmington Zoning Ordinance at a cost of \$600.00 from Mr. Louis C. Andrews, Ann Arbor, Michigan.

AYES: Hartsock, Tupper, Richardson, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED AUGUST 15, 1977

Nedra Viane, City Clerk

8-77-351

Motion by Tupper, supported by Hartsock, to establish the following schedule of charges:

1977 Edition Farmington City Code	\$15.00
1977 Edition Farmington City Zoning Ordinance	3.00
1977 Edition Farmington City Code Amendments	1.00

AYES: Tupper, Richardson, Yoder, Bennett, Hartsock

NAYS: None

ABSENT: None

RESOLUTION ADOPTED: August 16, 1977

Nedra Viane, City Clerk

BIDS: PLASTIC GARBAGE CAN LINERS

The following bids were received on August 1, 1977 at 10:00 am for plastic garbage can liners:

M & R Products Company, Inc.	\$638.00
Mid-West Paper Products Company	654.50
Perfection Products, Inc.	675.00
Anjo Products, Inc.	690.00
Cherrin Products	695.00

COUNCIL PROCEEDINGS -11-
August 15, 1977

The low bidder, M & R Products, Inc., is able to meet city specifications and by accepting their bid the city will be able to continue selling 2-mill garbage can liners, packaged 100 to a box, for our current price of \$7.00.

8-77-352

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of M & R Products, Inc., 6837 Chase Road, Dearborn, Michigan 48126, for Plastic Garbage Can Liners in the amount of \$638.00 per 10,000 liners.

AYES: Richardson, Tupper, Yoder, Bennett, Hartssock

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED: AUGUST 15, 1977.

Nedra Viane, City Clerk

PROGRESS REPORT - CITY OF DETROIT
SEWER RATE INCREASE

The City of Farmington has been formally notified by the City of Detroit Water & Sewer Department and the Oakland County Department of Public Works that there will be an increase in our present rates which will go into effect on all bills rendered after September 1, 1977.

Detroit proposes to raise the city's sewer rate from 89¢ per thousand cu. ft. to \$1.72. Oakland County proposes to raise sewer rates from \$1.34 per thousand cu ft. to \$2.22. Oakland County plans to pass along Detroit's rate increase as well as their own increase of 5¢ per thousand cu. ft.

Oakland County Drain Commissioner, George W. Kuhn, has recommended that suburban communities adopt a resolution requesting the City of Detroit Council to direct the Detroit Water & Sewerage Department to contract for an outside independent audit for each fiscal year involved in the new rate increase; he further requests that resolutions be adopted urging the rescinding of any additional transportation charges that have been included in the new rate structure.

8-77-353

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT:

COUNCIL PROCEEDINGS -12-
August 15, 1977

The Farmington City Council hereby requests the Detroit City Council to direct the Detroit Water & Sewerage Department to contract for an outside independent audit for each fiscal year involved in the new Sewer Rate Increase effective on all bills rendered after September 1, 1977.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED: August 15, 1977.

Nedra Viane, City Clerk

8-77-354

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby requests the City of Detroit to remove the additional transportation charge that has been included in the new rate structure, at least until sufficient justification can be established to warrant the additional charge.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED: August 15, 1977.

Nedra Viane, City Clerk

NON-CONFORMING SIGN STUDY

Jay Harrison, City Building Inspector, submitted an updated study of non-conforming signs since his 1972 review of these signs.

8-77-355

Motion by Tupper, supported by Bennett, to receive and file the sign study of non-conforming signs submitted by Building Inspector Jay Harrison dated 1977. Motion carried, all ayes.

PUBLIC COMMENT

Mayor Richardson opened the meeting to the public for comments. Nancy Leonard advised that the Jones House on Oakland had been sold.

FINANCIAL REPORT 47th DISTRICT COURT

8-77-356

Motion by Bennett, supported by Tupper, to receive and file the financial report for the 47th District Court for the year ended December 31, 1976. Motion carried, all ayes.

APPOINTMENT TO PLANNING COMMISSION

8-77-357

Motion by Tupper, supported by Yoder, to appoint Mrs. Charlotte Bruce, 33880 Glenview, to a three year term expiring June 30, 1980, to the Planning Commission. Motion carried, all ayes.

Councilman Hartsock, representative to the Farmington Beautification Committee, advised that he felt it was time for a joint meeting of the Beautification Committee and the City Council to discuss goals and plans for the coming year.

Council established a meeting for September 19, 1977 at 7:00 P.M. in the Council Chambers for a joint meeting of the Farmington Beautification Committee and the Farmington City Council.

8-77-358

Motion by Bennett, supported by Tupper, to adopt the following ordinance:

ORDINANCE NO. C-414-77

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SUBSECTION (s) TO SECTION 8.10 OF THE UNIFORM TRAFFIC CODE FOR CITIES, VILLAGES AND TOWNSHIPS, AS SET FORTH IN CHAPTER 105 OF THE FARMINGTON CITY CODE

THE CITY OF FARMINGTON ORDAINS:

Section 8.10 Stopping, Standing and Parking, Prohibited Places and Manner. Sub-Section (s) Added to read:

(s) In any area designated for the parking of motor vehicles by physically handicapped persons, providing signs are posted at the area designated for such parking, the signs bear the legend of the International Symbol of Access for the Handicapped.

1. Notwithstanding the provisions of Sub-section (s) above, a physically handicapped person may park a motor vehicle within the areas designated for the parking of motor vehicles by physically handicapped persons, provided the motor vehicle so parked displays a valid disabled persons parking permit issued pursuant to Act 300 of the Public Acts of Michigan of 1949, as amended, or displays a valid disabled persons parking permit issued by the City of Farmington or another city or governmental agency.

2. Persons who are not physically handicapped, but are operating a vehicle that displays a valid disabled persons parking permit issued pursuant to Act 300 of the Public Acts of Michigan of 1949, as amended or displays a valid disabled persons parking permit issued

COUNCIL PROCEEDINGS -14-
August 15, 1977

by any city or governmental agency, shall be prohibited from parking in places designated for the parking of motor vehicles for physically handicapped persons, unless such vehicles has a physically handicapped person as a passenger.

This ordinance was introduced at a regular meeting of the Farmington City Council on August 1, 1977, was adopted and enacted at a regular meeting of the Farmington City Council on August 15, 1977, and will become effective ten days after publication.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.
NAYS: None
ABSENT: None

JOHN H. RICHARDSON, MAYOR
NEDRA VIANE, CITY CLERK

8-77-359

BOND AUTHORIZING RESOLUTION SAD 77-68

Motion by Tupper, supported by Bennett, to adopt the following Resolution:

WHEREAS, Special Assessment Roll No. 77-68 for the construction of parking improvements has been prepared, reviewed and confirmed by the City Council; and

WHEREAS, the City Council deems it to be the best interest to borrow and issue bonds in anticipation of the collection of unpaid installments of said special assessments; and

WHEREAS, the City Council deems it to be the best interest to borrow and issue bonds of the City for the purpose of paying a part of the City's share of the cost of said improvements in special assessment district;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The estimated period of usefulness of said public improvements is not less than twenty (20) years.
2. Special Assessment Bonds be issued in the amount of Thirty-three Thousand (33,000.00) Dollars, in anticipation of the collection of the future due and unpaid installments of special assessments becoming due in the year 1978 and each year thereafter in the Special Assessment District No. 77-68. In addition to the special assessments as aforesaid the full faith, credit and resources of the City of Farmington shall be pledged for the prompt payment of the principal and interest on said bonds as the same become due. Said bonds shall consist of thirty-three (33) bonds of the denomination of \$1,000.00 each, dated October 1, 1977, and payable serially without option of redemption on September 1, of each year as follows:

EOUNCIL PROCEEDINGS -15-
August 15, 1977

\$2,000	1978
4,000	1979
3,000	1980
4,000	1981 to 1986, inclusive;

Said bonds shall bear interest at a rate or rates not exceeding eight per cent (8.00%) per annum, payable on September 1, 1978 and semi-annually thereafter on the first day of March and September of each year. Both principal and interest shall be payable at a bank or trust company to be designated by the original purchaser of the bonds, with the approval of the City Clerk.

3. General Obligation Bonds of the City of Farmington be issued in the amount of Four Thousand (\$4,000.00) Dollars to defray a part of the City's share of the cost of said improvements in said special assessment district. Said bonds shall consist of four (4) bonds of the denomination of \$1,000.00 each numbered consecutively in direct order of maturity from 1 upwards, dated October 1, 1977 and payable serially, without option of prior redemption on September 1st of each year, as follows:

\$2,000	1978 and 1979.
---------	----------------

Said bonds shall be coupon bonds and shall bear interest at a rate or rates not exceeding eight per cent (8%) per annum, payable on September 1, 1978, and semi-annually thereafter on March 1st and September 1st of each year. Both principal and interest shall be payable at a bank or trust company qualified to act as paying agent to be designated by the manager of the syndicate or account purchasing the bonds.

4. Said bonds shall be signed in the name of the City of Farmington by the Mayor and countersigned by the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk, said bonds, when executed, shall be delivered to the Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefor when accepted.

5. There shall be established and maintained a separate fund for said special assessment district, to be designated "1977 Special Assessment District No. 77-68 Fund," into which shall be placed the district's proportion of the proceeds of sale of the bonds, except accrued interest and premium, if any. From such fund there shall be paid the cost of the improvement in the proper district. The moneys in said several funds may be kept in one bank account but no money shall be drawn therefrom for the benefit of any district unless there is sufficient balance therefor in the fund of such district.

6. There shall be established and maintained a fund for said special assessment district and designated "1977 Special Assessment Bond (District No. 77-68) Debt Retirement Fund". Into the fund there

shall be placed all collections of principal and interest on the respective aforesaid special assessment roll, together with the accrued interest and premium, if any, paid on the date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment bonds. In addition, the City shall levy annually, without limitation as to rate or amount, as a part of its general ad valorem taxes, such sums as may be necessary to retire when due the principal of and interest on said special assessment bonds should collections of the special assessments pledged for that purpose prove insufficient. The share of any premium and of accrued interest attributable to the general obligation bonds shall be held separately for payment of principal of and interest on said bonds.

7. The full faith and credit of the City of Farmington is pledged for the payment of the general obligation bonds, and, commencing with the year 1978, there shall be levied each year on the tax rolls of the City an amount such that the estimated collections therefrom will be sufficient to promptly pay when due the interest on such bonds and that portion of the principal thereof falling due before the time of the following year's tax collection, and there is hereby established a special fund, to be designated 1977 General Obligation Parking Bonds Debt Retirement Fund, into which the proceeds of the foregoing tax levy shall be deposited, and the moneys in said fund shall be used solely and only for the payment of the principal and interest on the bonds herein authorized. If at the time of certifying any tax levy there are funds on deposit in said Debt Retirement Fund pledged for the payment of said bonds, then credit therefor may be taken on such tax levy and such tax levy may be reduced by the amount of such funds so pledged. There shall also be deposited in said Debt Retirement Fund, from the proceeds of the sale of the bonds the amounts received as accrued interest and premium, if any.

8. Said special assessment bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF FARMINGTON

1977 SPECIAL ASSESSMENT PARKING BOND
(DISTRICT NO. 77-68)

No. _____

\$1,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe, and for value received hereby promises to pay to the bearer hereof the sum of

ONE THOUSAND DOLLARS

lawful money of the United States of America, on the first day of September, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent (____%) per annum, payable on September 1, 1978, and semi-annually thereafter on the first day of March and September of each year, upon presentation and surrender of the proper interest coupons hereto annexed as they severally become due. Both principal of and interest on this bond are payable at the principal office of _____

and for the prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City of Farmington are irrevocably pledged.

This bond is one of a series of thirty-three (33) bonds of even date and like tenor, except as to rate of interest and date of maturity, aggregating the principal sum of \$33,000.00, numbered consecutively in direct order of maturity from 1 upwards, issued in anticipation of the collection of special assessments for the purpose of construction of parking improvements in Special Assessment District No. 77-68 in said City in accordance with resolution adopted by the City Council on _____, pursuant to the provisions of the City Charter.

This bond is not subject to redemption prior to maturity.

This bond is payable out of the special assessments to be collected on Special Assessment Roll No. 77-68, or in the case of insufficiency of said special assessments of the general funds of the City, and it is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, charter or statutory limitation.

IN WITNESS WHEREOF, the City of Farmington, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk, all as of the first day of October A.D., 1977.

CITY OF FARMINGTON

By _____
Mayor

(Seal)

Countersigned:

City Clerk

MILLER, CANFIELD, PADDOCK AND STONE, 2300 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

(Form of Coupon)

No. _____

\$ _____

On the first day of _____, A.D., 19____, the City of Farmington, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, in lawful money of the United States of America, at the principal office of _____ interest due that date on its 1977 Special Assessment Parking Bond (District No. 77-68) dated October 1, 1977, No. _____.

Mayor

City Clerk

9. The general obligation bonds and attached coupons shall be in substantially the following form:

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

UNITED STATES OF AMERICA

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF FARMINGTON

1977 GENERAL OBLIGATION PARKING BOND

(DISTRICT NO. 77-68)

No. _____

\$1,000.00

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe, and for value received hereby promises to pay to the bearer hereof the sum of

ONE THOUSAND DOLLARS

lawful money of the United States of America, on the first day of September, A.D., 19 ____, with interest thereon from the date hereof until paid at the rate of _____ per cent (____%) per annum, payable on September 1, 1978, and semi-annually thereafter on the first day of March and September of each year, upon presentation and surrender of the annexed interest coupons as they severally become due. Both principal and interest on this bond are payable at the principal office of _____

and for the prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City of Farmington are hereby irrevocably pledged.

This bond is one of a series of four (4) bonds of even date and like tenor, except as to denomination, rate of interest and date of maturity, aggregating the principal sum of \$4,000.00, numbered consecutively in direct order of maturity from 1 upwards, issued for the purpose of paying the City's share of parking improvements in Special Assessment District No. 77-68 in said City in accordance with resolution adopted by the City Council on _____, pursuant to the provisions of the City Charter.

This bond is not subject to redemption prior to maturity.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional, charter or statutory limitation.

IN WITNESS WHEREOF, the City of Farmington, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk, all as of the first day of October A.D., 1977.

CITY OF FARMINGTON

By _____
Mayor

(Seal)

Countersigned:

City Clerk

MILLER, CANFIELD, PADDOCK AND STONE, 2500 DETROIT BANK & TRUST BUILDING, DETROIT, MICHIGAN 48226

(Form of Coupon)

No. _____

\$ _____

On the first day of _____, A.D., 19____, the City of Farmington, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, at the principal office of _____, being the interest due that date on its 1977 General Obligation Parking Bond (District No. 77-68), dated October 1, 1977, No. _____.

Mayor

City Clerk

10. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in The Michigan Investor, Detroit, Michigan, and in The Farmington Observer Eccentric, a legal newspaper circulated in the City of Farmington, at least seven (7) full days before the date fixed for sale of the bonds.

11. Said notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$33,000.00 1977 Special Assessment Parking Bonds
(District No. 77-68)

\$4,000.00 1977 General Obligation Parking Bonds
(District No. 77-68)

City of Farmington

County of Oakland, State of Michigan

SEALED BIDS for the purchase of the above bonds will be received by the undersigned in her office located at the City Hall, 23600 Liberty Street, Farmington, Michigan, 48024, on the ____ day of _____, 1977, until ____ o'clock ____ . m., Eastern _____ Time, at which time and place said bids will be publicly opened and read. Said bonds will be awarded at a meeting of the City Council to be held at ____ o'clock ____ .m., on _____, 1977, at the City Hall.

BOND DETAILS: Said bonds will be coupon bonds in the denomination of \$1,000.00 each, dated October 1, 1977, numbered in direct order of maturity from 1 upwards, and will bear interest from their date payable on September 1, 1978, and semi-annually thereafter.

Said bonds will mature without option of prior redemption on the 1st day of September, as follows:

Special Assessment Bonds:

\$ 2,000	1978;
\$ 4,000	1979;
\$ 3,000	1980;
\$ 4,000	1981 to 1986, inclusive.

General Obligation Bonds:

\$ 2,000	1978 and 1979;
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INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at a rate or rates not exceeding 8% per annum, to be fixed by the bids therefor, expressed in multiples of 1/8 or 1/20 of 1%, or both. The interest on any one bond shall be at one rate only, all bonds maturing in any one year must carry the same interest coupon. The difference between the highest and lowest interest rate on the bonds shall not exceed two percentage points. No proposal for the purchase of less than all of the bonds or at a price less than 100% of their par value will be considered.

PAYING AGENT: Both principal and interest shall be payable at a bank or trust company located in Michigan qualified to act as paying agent under State or United States law, to be designated by the original purchaser of the bonds, who may also designate a co-paying agent, which may be located outside of Michigan, qualified to act as paying agent under the law of the State in which located or of the United States, both of which shall be subject to approval of the undersigned.

PURPOSE AND SECURITY OF SPECIAL ASSESSMENT BONDS: The bonds are issued in anticipation of the collection of special assessments for parking improvements in special assessment district No. 77-68 in said City, as set forth in the bond

authorizing resolution. The special assessments and interest thereon are sufficient to pay the principal and interest on the bonds as when due. The bonds will pledge the full faith and credit of the City as additional security for payment of the principal and interest thereon. The rights or remedies of bondholders may be affected by bankruptcy laws or other creditor's rights legislation now existing or hereafter enacted.

PURPOSE AND SECURITY OF GENERAL OBLIGATION BONDS: The bonds are issued for the purpose of paying part of the City's portion of the cost of parking improvements in said special assessment district in the City. The bonds will pledge the full faith and credit of the City of Farmington, Michigan for payment of the principal and interest thereon and will be payable from ad valorem taxes, which may be levied without limitation as to rate or amount. The rights or remedies of bondholders may be affected by bankruptcy laws or other creditor's rights legislation now existing or hereafter enacted.

GOOD FAITH: A certified or cashier's check in the amount of \$660.00, drawn upon an incorporated bank or trust company and payable to the order of the Treasurer of the City must accompany each bid as a guarantee of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid be accepted and the bidder fails to take up and pay for the bonds. No interest shall be allowed on the good faith checks and checks of the unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail. The good faith check of the successful bidder will be immediately cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in the bid, the total dollar value of all interest on the bonds from _____, 19 __, to their maturity and deducting therefrom any premium.

LEGAL OPINION: Bids shall be conditioned upon the unqualified approving opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, a copy of which opinion will be printed on the reverse side of each bond, and the original of which will be furnished without expense to the purchaser of the bonds at the delivery thereof.

The fees, of Miller, Canfield, Paddock and Stone for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue their unqualified approving opinion as to the validity of the above bonds, Miller, Canfield, Paddock, and Stone has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser at a place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of the delivery of the bonds. If the bonds are not tendered for delivery by twelve o'clock noon, Eastern Standard Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on the day, or any time thereafter until delivery of the bonds, withdraw his proposal by serving notice of cancellation, in writing on the undersigned in which event the City shall promptly return the good faith deposit. Accrued interest to the date of delivery of the bonds shall be paid by the purchaser at the time of delivery.

COUNCIL PROCEEDINGS
August 15, 1977

CLAIMS AND ACCOUNTS

8-77-360

Motion by Tupper, supported by Yoder, to approve the monthly bills as submitted: General Fund \$10,680.48 and Water & Sewer Fund \$1,233.93.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder

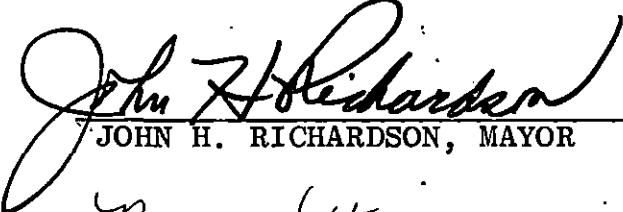
NAYS: None

MOTION CARRIED, ALL AYES.

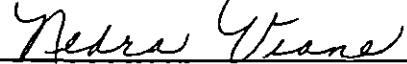
ADJOURNMENT

Motion by Yoder, supported by Tupper, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 11:35 P.M.



JOHN H. RICHARDSON, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Tuesday, September 6, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:05 P.M. by Mayor Pro-Tem Richard L. Tupper.

ROLL CALL: PRESENT: Bennett, Hartsock, Tupper, Yoder.

ABSENT: Richardson (arrived at 8:10 P.M.)

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Byrnes,
Director Jones, Attorney Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

9-77-361

Motion by Hartsock, supported by Bennett, to approve the minutes of the previous meeting of August 15, 1977 as submitted. Motion carried, all ayes.

Mayor Pro-Tem Tupper turned the meeting over to Mayor Richardson who arrived at this point.

MINUTES OF OTHER BOARDS

9-77-362

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Beautification Committee minutes of July 15, 1977. Motion carried, all ayes.

9-77-363

Motion by Bennett, supported by Yoder, to receive and file the Farmington Community Library minutes of August 4, 1977. Motion carried, all ayes.

9-77-364

Motion by Yoder, supported by Hartsock, to receive and file the Farmington Area Arts Commission minutes of August 9, 1977. Motion carried, all ayes.

9-77-365

Motion by Tupper, supported by Yoder, to receive and file the Farmington Board of Education minutes of August 2, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

LETTER FROM JOHN H. RICHARDSON, MAYOR

Mayor Richardson had written the Council advising that he did not choose to run for re-election in November when his present term expires. He stated he had enjoyed serving the city and the community and intended to continue to serve where possible. He thanked the members of the Council for giving him the opportunity to serve as Mayor and the community for giving him the opportunity to serve the city.

COUNCIL PROCEEDINGS -2-
September 6, 1977

Mr. William F. Van Epps, as agent for the Maverick Oil Company, is requesting permission to split the property at Grand River and Mayfield Avenue so that the rear portion may be sold to be used as an employee parking lot for the automobile dealership across the street owned by Mr. Erhard Dahm. There would be no change in the zoning as the rear 109 ft. of the parcel was developed as an employees' parking lot many years ago.

9-77-366

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT

WHEREAS, there has been a request to split the present parcel of land known as Parcel No. 23-27-329-045 into two separate parcels from the present owners, Maverick Oil Company; and

WHEREAS, this property split will require no change in the existing zoning of the property;

NOW THEREFORE, BE IT RESOLVED:

The Farmington City Council hereby authorizes the splitting of Parcel No. 23-27-329-045 into two parcels as shown in the attached drawing which is made a part of this resolution. (Drawing attached to back of minutes)

AYES: Bennett, Hartsock, Richardson
Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 6, 1977.

LETTER FROM NANCY BATES
FARMINGTON AREA COMMISSION ON AGING

Mrs. Bates has requested an extension of time to study the suggestions of the Farmington City Council in providing senior citizen transportation service.

9-77-367

Motion by Bennett, supported by Hartsock, to grant permission to Mrs. Nancy Bates, Farmington Area Commission on Aging, for an additional two weeks or such time as is needed to submit a report regarding the senior citizen transportation proposal. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
September 6, 1977

LETTER FROM R. A. JENKINS, 23885 Pickett
REGARDING FENCE ADJOINING HIS PROPERTY

Mr. Jenkins, 23885 Pickett, has advised Council that a variance had been given to Mr. and Mrs. Tanner and Mr. and Mrs. Vitlar on Oakland Street, without considering that the rear property line of Oakland abuts the side property line of his residence. Mr. Jenkins objects to the section of fence at the rear of the Tanner property that extends into the front setback of his property.

City Council reviewed the variance which was granted to the Tanners regarding the height of the fence and found that all provisions of the ordinance had been followed and that the variance had been granted in accordance with proper procedures. The variance requested was for height only and did not involve the placement of the fence. Council was sympathetic to Mr. Jenkins objection but it was not possible to have the fence removed as it was erected in accordance with the ordinance.

9-77-368

Motion by Tupper, supported by Yoder, that the Farmington City Council request Mr. and Mrs. Tanner, 34110 Oakland, to reduce the height of the four sections of fence west of the east point on the rear building line to four feet (4 ft.). Motion carried, all ayes.

City Manager Deadman will contact Mr. and Mrs. Tanner and see if they will volunteer to reduce the height of the fence at this location.

9-77-369

Motion by Bennett, supported by Tupper, to request the City Manager to review the ordinance with the Building Inspector and propose an amendment to the code that would prevent this from happening in the future. Motion carried, all ayes.

REQUEST FOR "WALK FOR FARMINGTON"

The Farmington Area Jaycees are requesting permission to hold a "Walk for Farmington" on Saturday, October 8, 1977, beginning at approximately 9:00 AM and ending around 5:00 P.M. Proceeds from this fund-raising project will be distributed to various non-profit community and youth service organizations in the Farmington Area.

9-77-370

Motion by Bennett, supported by Hartsock, to authorize the Farmington Area Jaycees to conduct a "Walk for Farmington" on October 8, 1977. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
OAKWAY SYMPHONY SOCIETY, INC.

Mrs. Daniel Piesko, representing the Oakway Symphony Society, Inc., has requested the City Council to proclaim the week of September 10-17, 1977 as Oakway Symphony Week in recognition of

the integral part the Orchestra plays in enriching the cultural climate of the community.

9-77--371

Motion by Yoder, supported by Tupper, to issue a proclamation designating September 10-17, 1977 as "Oakway Symphony Week" in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED WATER AND SEWER RATE INCREASE

City Manager Deadman advised that effective September 1, 1977 the Detroit Water and Sewerage Department will raise its sewerage rate from 89¢ per 1,000 cu. ft. to \$1.72; and Oakland County proposes to raise its sewerage rate from \$1.34 per 1,000 cu. ft. to \$2.22. City Manager Deadman stated that to offset the increased costs, the City of Farmington will need to make certain adjustments in the city's water and sewer charges.

A review of the operational costs of the Farmington Water & Sewer Department indicates that in 1976 the costs of providing sewer services were approximately 73% of the costs of providing water services. Therefore, the past policy of charging a 75% sewer charge based on water usage was reasonable. Once the new Detroit and Oakland County sewerage charges are effective, it is estimated the city's sewerage costs will increase to 107% of the water costs. It is therefore recommended that the city establish a new sewer rate formula from the present 75% to 100%.

In an effort to develop an equitable rate structure to offset new expenditures incurred as a result of the rate increases by Detroit and Oakland County, City Manager Deadman submitted two rate schedules for Council's consideration as follows:

<u>Water Rates</u> - (Quarterly Billing Schedule)		<u>Sewer Rate</u>
First 7,000 gallons	\$6.15	100% of water chgs.
Over 7,000 gallons	.56 per 1,000 gals. used	

<u>Water Rates</u> - (Quarterly Billing Schedule)		<u>Sewer Rate</u>
First 6,000 gallons (Minimum Charge)	\$5.60	100% of water chgs.
Over 6,000 gallons	.56 per 1,000 gals. used	

City Manager Deadman pointed out it was essential to maintain a minimum billing system, as it provides financial stability to the water and sewer system, as well as assures that each user pays his fair share of the customer service charges. The city's current minimum bill is \$6.30 plus 75% sewer charge, or a total minimum charge of \$11.025. By adopting the 6,000 gallon minimum charge of \$5.60 plus 100% for sewerage, the new minimum bill would be \$11.20.

9-77-372

Motion by Bennett, supported by Yoder, to introduce Ordinance No. C-416-77 which would adopt a quarterly billing cycle with a minimum charge on 6,000 gallons at \$5.60, all over 6,000 gallons at \$.56 per 1,000 gallons used, with a 100% of water charge as the sewer rate for all water and sewage billed after September 26, 1977. Motion carried, all ayes.

City Manager Deadman also submitted cost estimates involved in the possibility of changing the water billing cycle from quarterly to every two months, which would amount to \$12,000.00 annually. Some of these costs could be reduced by eliminating certain services now rendered to customers by the Water Department. The city is one of the few communities still providing a final read service when property is sold. It is estimated this service costs approximately \$3,000 per year. Another \$1,500.00 could be saved by eliminating the use of the customer's name, merely using the address and addressee label of customer or consumer. The Department continues to use water shut-off as a method of collecting delinquent accounts which could be discontinued as annually any outstanding debts owed to the city can be added to the tax rolls.

9-77-373

Motion by Bennett, supported by Tupper, that the "shut-off" procedure for residential water customers be discontinued as a method of collecting delinquent accounts. Motion carried, all ayes.

EXTENSION OF SENIOR CITIZEN CAB SERVICE

Effective September 1, 1977 the Senior Center known as "The Gathering Place" will move from the American Legion Hall at Grand River and Lakeway to the Mercy Center at Eleven Mile Road and Middlebelt. As some of our local senior citizens use the Senior Cab Service to attend the activities at the Gathering Place, they will more than likely wish to use the service to reach the Mercy Center which is located approximately two miles from the City of Farmington limits. This would cost the city an additional \$1.60 per ride for those attending the new Center. It is estimated that approximately ten rides per week would be provided by the cab service which would require an additional \$640.00 to be appropriated for the remainder of the 1977-78 budget year, to extend the present cab service.

9-77-374

Motion by Tupper, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the extension of the Senior Citizen Cab Service to include transportation to The Gathering Place now located at the Mercy Center, 29000 Eleven Mile Road, in Farmington Hills; and

BE IT FURTHER RESOLVED THAT funding in the amount of \$640.00 be appropriated from the Contingency Fund of the 1977-78 budget to cover the additional costs for providing this service.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 6, 1977.

FEASIBILITY STUDY-SIDEWALKS
GRAND RIVER FROM HALSTEAD TO GILL RD.

In response to Council's request, City Manager Deadman submitted a report on the construction of sidewalks on the south side of Grand River from Halstead to Gill Road. Estimated cost for this project would be \$46,000.00. City Manager Deadman advised that the money is not available in the current budget.

Manager Deadman stated there were various alternatives that would provide for the sidewalk - (1) City Ordinance Section 4.56 states that "Council may, by resolution, request the owners of lots and premises to build sidewalks in the public streets adjacent to and abutting upon such lots and premises"; (2) Chatham Hills Homeowners Association could voluntarily participate as the residents of this subdivision would receive the most benefit from the improvement; and (3) Council could adopt a resolution requiring all existing commercial and office properties along Grand River to construct sidewalks in accordance with the city sidewalk ordinance.

9-77-375

Motion by Bennett, supported by Tupper, to ask the City Manager to contact the Chatham Hills Homeowners Association for their reaction to residents voluntarily participating in a sidewalk program along Grand River from Halstead to Gill Road. Motion carried, all ayes.

PROPOSED ORDINANCE C-417-77
AND C-418-77 ADOPTING THE
1975 NATIONAL ELECTRICAL CODE
BY REFERENCE - PLUS AMENDMENTS

The Michigan Department of Labor has adopted the Michigan Electrical Code effective November 11, 1977. The City has until that date to adopt a nationally recognized electrical code, or accept the Michigan Electrical Code. These options are similar to those available when the building code was adopted. Building Inspector Harrison and Electrical Inspector Jernigan have reviewed the options and recommend adopting a nationally recognized electrical code with amendments for consideration.

9-77-376

Motion by Bennett, supported by Tupper, to introduce Ordinance No. C-417-77 which would adopt the National Electrical Code by reference; and Ordinance No. C-418-77 which would amend the 1975 edition of the National Electrical Code and provide certain modifications therein for its application to the City of Farmington. Motion carried, all ayes.

AUTHORIZATION TO RECEIVE BIDS
PUBLIC SAFETY AND ADMINISTRATIVE VEHICLES

Director of Public Safety Daniel A. Byrnes submitted a performance report on the Chevrolet Nova vehicles being used by the Department and is requesting that these Novas be designated in the bid for two 1978 vehicles for the department. He is also requesting that authorization for bid be granted for one 1978 compact vehicle for the Detective Bureau. It was further requested that bids be received for one administrative vehicle as provided for in the 1977-78 fiscal budget.

COUNCIL PROCEEDINGS -7-
September 6, 1977

9-77-377

Motion by Yoder, supported by Tupper, to waive the open bid specification for two patrol vehicles and to bid an open specification on the unmarked compact vehicle for the Detective Bureau and an open specification for one administrative vehicle. Motion carried, all ayes.

PROPOSED STREET LIGHTING RATE
INCREASE BY DETROIT EDISON CO.

The Detroit Edison Company has filed an application before the Michigan Public Service Commission to amend its schedules of rates and charges. As part of this request the Edison Company is proposed to raise Municipal Street Lighting rates by 8.87%. The proposed rate increase, if granted, would cost the City an additional \$5,000.00 annually for streeting lighting.

9-77-378

Motion by Hartsock, supported by Tupper, to adopt the following resolution:

WHEREAS, the Detroit Edison Company has filed an application before the Michigan Public Service Commission to amend its schedules of rates and charges so as to increase its annual electric revenues in the amount of \$122,285,000; and

WHEREAS, as part of this rate increase request, the Detroit Edison also asked for an interim revenue relief in the amount of 69.9 million dollars, which would increase their revenues by approximately 8.61 percent; and

WHEREAS, as part of this rate increase request, the Detroit Edison proposes to raise Municipal Street Lighting rates by 8.87%, which is somewhat above the raise proposed for domestic users and several of the rate categories of the commercial and industrial users, and

WHEREAS, such a proposed rate increase, if granted, would cost the City of Farmington an additional \$5,000.00 annually for street lighting;

NOW, THEREFORE, BE IT RESOLVED, That the City of Farmington hereby requests the Michigan Public Service Commission to assure that any rate increase granted by the Commission for municipal street lighting should be equitable in relationship to the cost of providing this service; and

BE IT FURTHER RESOLVED, That the Michigan Public Service Commission should take into account the fact that the energy used for street lighting is provided in off-peak hour times which does not tax the Edison Company facilities to provide this energy.

BE IT FURTHER RESOLVED THAT a copy of this Resolution be forwarded to the Michigan Public Service Commission.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None

BIDS - VACUUM LEAF LOADER

The following bids were received for one (1) Vacuum Leaf Loader at 11:00 a.m. August 30, 1977:

<u>Vendor</u>	<u>Vacuum Leaf Loader</u>	<u>Hydraulically Controlled Nozzle with Swing Arm</u>	<u>Manually Controlled Nozzle with Swing Arm</u>
Gregware Equipment Company	\$7,674.00	\$1,226.00	\$450.00
Carleton Equipment Company	\$8,850.00	\$1,125.00	\$650.00
American Steel Fabricators	*\$8,984.00	(Bid received too late) (*equipped with hydraulically controlled swing arm nozzle)	

9-77-379

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of Gregware Equipment Company, PO Box L, Grand Rapids, Michigan 49501, for one (1) Hydraulically Equipped Nozzle Glenhill Vacuum Leaf Loader in the amount of \$8,900; and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund budget.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper

NAYS: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 6, 1977.

MISCELLANEOUS

PUBLIC COMMENTS

Mr. Frank Valencic, 22449 Maple, reported a crack in the new pavement in front of his house; Mrs. Nancy Leonard, 33309 Shiawassee asked about the street repairs by the Water Department in front of her house; Mr. Allen Silvarman, 23940 Wesley, asked about the status of the property at the rear of Worldwide Shopping Center; and Mr. Don Munter, 33309 Oakland, advised that the rest rooms in the city parks needed maintenance; he also questioned the need for signs on the Farmington Road hill at Ten Mile Road.

APPOINTMENTS-FARMINGTON BEAUTIFICATION COMMITTEE
BEAUTIFICATION COMMITTEE

9-77-380

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby appoints the following persons to fill the vacancies on the Farmington Beautification Committee:

COUNCIL PROCEEDINGS -9-
September 6, 1977

Rose Marie Osmer, 22510 Maple, term to expire
June, 1978

and William McNaughton, 23355 Larkshire Dr.
Farmington Hills, term to expire
June, 1978

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: September 6, 1977.

Councilman Bennett stated that sometime back there was a discussion regarding the need to review the city water system, its present and future needs and that to date nothing had been done along these lines. He therefore, would make the following motion:

9-77-381

Motion by Bennett, supported by Tupper, to ask the City Manager to submit to Council estimated costs for having an engineering study made to determine the present condition, present needs and projected future needs of our water system. Motion carried, all ayes.

Councilman Hartsock stated he had been contacted by a resident on Cass Court regarding the condition of the pavement. Councilman Hartsock stated the roadway is in need of repair and that it is beyond maintenance as far as the city is concerned. He stated the residents are reluctant to generate any type of petition, and he, therefore, would like Council to implement a resolution to obtain costs and establish a public hearing regarding the paving of Cass Court.

9-77-382

Motion by Hartsock, supported by Tupper, to adopt the following Resolution:

RESOLUTION NO. 1

WHEREAS, the Farmington City Council deems it necessary to acquire and construct street improvements on Cass Court;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager is hereby directed and ordered to cause to be prepared plans and specifications for proposed street improvements and a detailed estimates of the cost thereof;
2. The City Manager is directed to file the same, together with his recommendations as to what part of the cost thereof should be paid by special assessment and what part should be paid by the City at Large, and the lands which should be included in the Special Assessment District, and his findings as to the necessity of the improvement and the life thereof, with the City Clerk.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder

NAYS: None

RESOLUTION DECLARED ADOPTED: September 6, 1977.

NEDRA VIANE, CITY CLERK

9-77-383

Motion by Hartsock, supported by Tupper, to adopt the following Resolution:

RESOLUTION NO. 2

WHEREAS, the City Council has directed and ordered the City Manager to cause to be prepared plans and specifications and estimates of cost and other information concerning street improvements to the following street:

CASS COURT CUL-DE-SAC

AND WHEREAS, the City Manager has caused the same to be prepared and has filed same with the City Clerk;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and specifications and estimate of cost and the recommendations and findings of the City Manager shall be filed with the City Clerk and shall be available for public examination.
2. The City Council deems it necessary to acquire and construct 7" Deep Strength Asphalt 22 ft. wide on the Cass Court cul-de-sac.
3. The City Council determines that \$5,000.00 of the cost thereof shall be defrayed by special assessment against the property benefited thereby, and the balance of the cost shall be paid by the City, and determines that the assessments shall be made on a front foot basis.
4. The following described lots and parcels of land shall make the special assessment district:
23-28-403-016; 23-28-403-017; 23-28-403-022;
23-28-403-023; 23-28-403-024.
5. The City Council shall hold a Public Hearing on November 21, 1977 at 8:00 p.m. at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by the said proposed improvements may be heard.
6. The City Clerk shall cause notice of said hearing to be published in the Farmington Observer, Farmington, Michigan, at least once not less than ten (10) full days before the date of said hearing and shall cause notice of said hearing to be mailed to each owner of property subject to assessment.
7. Said notice so published and mailed shall be in substantially the following form:

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvement consisting of 7" deep strength asphalt paving x 22 ft. wide on the Cass Court Cul-de-sac.

The City Council further proposes to specially assess a part or all of the cost of said improvements against the following described lots and parcels of land:

23-28-403-016; 23-28-403-017; 23-28-403-022;
23-28-403-023; 23-28-403-024.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvement, and the same, together with the City Manager's recommendations and findings concerning said improvement, are on file with the City Clerk and are available for public examination.

TAKE FURTHER NOTICE that the City Council will meet at the Council Chambers in the City Hall on Monday, November 21, 1977 at 8:00 o'clock P.M. for the purpose of hearing all persons affected by said street improvement.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
RESOLUTION DECLARED ADOPTED: September 6, 1977.

RESOLUTIONS AND ORDINANCES

9-77-384

Motion by Yoder, supported by Tupper, to adopt the following Ordinance:

ORDINANCE NO. C-415-77

AN ORDINANCE TO AMEND SECTION 9.113 OF CHAPTER 89, ANIMALS, OF TITLE IX OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

9.113 Kennel License Required. No person shall own or operate any dog kennel in the City of Farmington, without having first secured a license therefor. For purpose of this chapter, any person who keeps more than three (3) dogs, three (3) months old or over, on any one property in the City of Farmington, shall be deemed to be operating a dog kennel. No such kennel shall be operated or maintained except in a district where permitted by Chapter 39.

This ordinance was introduced at a regular meeting of the City of Farmington Council on August 15, 1977, was adopted and enacted at the next regular meeting on September 6, 1977, and will become effective ten days after publication.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.
NAYS: None

JOHN H. RICHARDSON, MAYOR
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -12-
September 6, 1977

CLAIMS AND ACCOUNTS

9-77-385

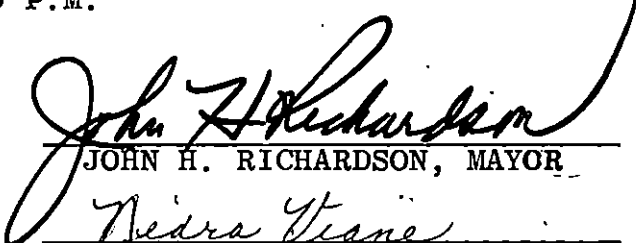
Motion by Yoder, supported by Tupper, to approve the monthly bills as submitted: General Fund \$81,123.14 and Water & Sewer Fund \$1,122.72.


AYES: Bennett, Hartsock; Richardson, Tupper, Yoder.
NAYS: None
MOTION CARRIED, all ayes.

ADJOURNMENT

Motion by Tupper, supported by Hartsock, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 10:30 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Special Meeting of the Farmington City Council and the Farmington Beautification Committee convened at 7:00 P.M. Eastern Daylight Time September 19, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

COUNCIL MEMBERS PRESENT:

Bennett, Hartsock, Richardson, Tupper, Yoder.

BEAUTIFICATION COMMITTEE MEMBERS PRESENT:

Chairman McShane, Kozub, Kurth, Steuer, Welsh, Meredith, Poborka and Osmer.

CITY OFFICIALS PRESENT:

City Manager Deadman, City Clerk Viane.

Mayor Richardson advised that the intent of this joint meeting was for the purpose of discussing direction, programs, goals and problems concerning the Beautification Committee and its membership.

Councilman Hartsock, representative to the Beautification Committee for the City Council, apologized to the committee for his attendance record during the past year. He questioned the necessity for Council representation at every meeting and asked for the committee's thoughts regarding Council representation.

Discussion followed regarding Council representation, the reorganization of the committee's membership and the amendment of the by-laws which could reduce the quorum and the size of the committee. Chairman McShane stated that member William Reed was presently re-writing portions of the by-laws for their consideration.

Chairman McShane presented a 1977-78 Planned Program Calendar which includes the following:

- SEPTEMBER: Fall Tree Plantings; SE Council Meeting; Reappointments Operation Units; Fall Bulb Program; Plann 1977-78 Program; Special Meeting-Awards Program; City of Farmington and Farmington Hills School Awards.
- OCTOBER: Fire Prevention Week; Review of Committee Policy; Awards Program and Luncheon; KMB Awards Program, Lansing.
- NOVEMBER: National KAB Awards Program
- DECEMBER: S.E. Beautification Council-Detroit; Installation - Christmas Decorations.

SPECIAL MEETING -2-
COUNCIL PROCEEDINGS
September 19, 1977

JANUARY: Suggestion Boxes - Recirculate

FEBRUARY: Visit other Beautification Committees

MARCH: S.E. Council Meeting

APRIL: Arbor Week; Fire Hydrant Decoration (Restart)
Trash Can Refurbishing; Planting & Pruning Seminar.

MAY: Michigan Week; Keep Farmington Beautiful Month which
includes: May Clean Up; Youth Awards, Flower & Shrub
Sale, T-Shirts

JUNE: S.E. Beautification Council

JULY: Founders Festival T-Shirt Booth; Annual Meeting-Election;
Float; Annual Report.

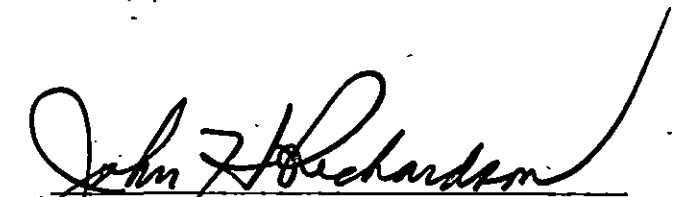
AUGUST: Yearly Awards Judging due August 1 KMB & KAB Award
Entry Due

The Committee expressed a need for some storage area in the DPS facility for their supplies. They would also like to have a display cabinet in the City Hall lobby to display their trophies and information pertaining to the Committee activities. City Manager Deadman and the Council agreed to arrange for this.

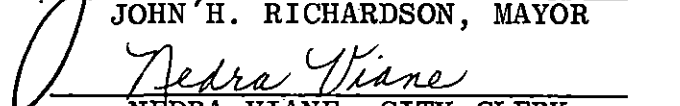
It was agreed that this meeting was very helpful and that such meetings should be continued in the future. It was pointed out by members of the committee that inasmuch as the committee is composed of 'volunteers', that Council approval and interest is vital to their operation.

Chairman JoAnne McShane advised that Farmington will be receiving the Keep Michigan Beautiful Award at the KMB Awards Program in Lansing, Michigan on October 27, 1977. This is the second time this award has been given to Farmington and the City of Farmington is the only city to have ever won the award twice.

The meeting was adjourned at 8:00 P.M.



JOHN H. RICHARDSON, MAYOR



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, September 19, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:10 P.M. by Mayor Richardson.

ROLL CALL: PRESENT: Bennett, Hartsock, Richardson,
Tupper, Yoder.

ABSENT: None.

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Sergeant Youles, Attorney Kelly and City Clerk Viane.

MINUTES OF PREVIOUS MEETING

9-77-386

Motion by Yoder, supported by Hartsock, to approve the minutes of the previous meeting of September 6, 1977 as published. Motion carried, all ayes.

PRESENTATION GIRLS STATE REPRESENTATIVE

Marianne LaVere, Girls State representative, reported to Council on her experiences at the annual Girls State Program held on the Olivet College campus. She thanked the City for affording her the opportunity to attend. She had one suggestion to offer for next year's representative, however, stating that it would be helpful if the girl attending had some previous training so as to be more prepared to participate in the governmental activities.

PRESENTATION JOHN ALLEN FOR THE FARMINGTON AREA ARTS COMMISSION

Mr. John Allen, 23611 Liberty Street, addressed the Council on behalf of the Farmington Area Arts Commission regarding their Annual Calendar which is distributed in the City of Farmington and Farmington Hills. He stated he was aware that the City also distributed a calendar-type Annual Report but that the Arts Commission did not feel that their calendar would conflict with the city calendar. He stated the Arts Commission calendar was funded through sponsors in the past and they intended to continue the funding in this way. Mr. Allen was requesting Council's approval of the Farmington Area Arts Commission calendar.

9-77-387

Motion by Yoder, supported by Bennett, that the Farmington City Council hereby goes on record as being in favor of the Farmington Area Arts Commission Calendar for 1978. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

9-77-388

Motion by Tupper, supported by Bennett, to receive and file the Farmington Planning Commission minutes of September 12, 1977. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-
September 19, 1977

9-77-389

Motion by Bennett, supported by Tupper, to receive and file the Farmington Board of Zoning Appeals minutes of September 7, 1977. Motion carried, all ayes.

9-77-390

Motion by Bennett, supported by Tupper, to receive and file the Farmington Beautification Committee minutes of June 9, 1977. Motion carried, all ayes.

9-77-391

Motion by Tupper, supported by Hartsock, to receive the Board of Education minutes of August 16, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR VARIANCE TO CITY CODE
FROM BRUCE HABERMEHL, CENTER TIRE STORE

Mr. John Allen, representing Bruce Habermehl, presented a site plan which had been approved by the Farmington Planning Commission for the remodeling of the existing Center Tire Store at 23534 Farmington Road and a 560 sq. ft. addition to the present building. The requested expansion will require an additional three parking spaces. These three additional spaces can be provided on the Center Tire property if Council will agree to exchange uses of a portion of the city lot for a portion of the privately owned Center Tire property. If this exchange of uses of properties is approved, it will also be necessary for Council to approve the extension of the non-conforming use within the Central Business District as provided for in Section 5.63 of the City Code.

9-77-392

Motion by Bennett, supported by Yoder, to approve the extension of the non-conforming use in the Central Business District as requested by Central Tire, 23534 Farmington Road, as provided for in the Farmington City Code Section 5.63. Motion carried, all ayes.

9-77-393

Motion by Bennett, supported by Yoder, that the Farmington City Council hereby agrees to the exchange of use of properties of two parcels labelled City Parcel and Center Tire Parcel on the architectural drawing Sheet #1, Job 77D2, by John A. Allen, Architect; Agreement running during the life of the existing building known as Center Tire Company, 23534 Farmington Road. Motion carried, all ayes.

REQUEST FROM TOWNSHIP OF ROSE
FOR SUPPORT OF AMENDMENT TO
ACT 87-PUBLIC ACTS OF 1965

Rose Township Board has adopted a resolution requesting the Legislature of the State of Michigan to amend Act 87 of the Public Acts of 1965 to allow provisions for notification by the State to

COUNCIL PROCEEDINGS -3-
September 19, 1977

the local unit of government of all applications for licenses to construct and/or operate a garbage disposal facility within its jurisdiction; to provide for public hearings on any pending application for license if a written request for such a hearing is filed within 30 days of receiving notification, the cost of such hearing to be borne equally by the applicant and the person or organization requesting the hearing; and that a license for the construction and/or operation of a garbage disposal facility not be issued by the State until written notification has been received from the local unit of government indicating that all applicable zoning and regulating ordinances have been complied with.

Discussion followed and there was a Motion by Yoder to receive and file the resolution from Rose Township but the motion failed for lack of a second.

9-77-394

Motion by Tupper, supported by Hartsock, to support the portion of Rose Township's resolution requiring State notification and public hearings prior to the issuance of a license for a land fill. Motion carried, all ayes.

LETTER FROM DR. RUSSELL M. PHILLIPS,
CHAIRMAN OF MICHIGAN ALLIANCE OF SMALL COMMUNITIES
REGARDING SENATE BILL 816

Dr. Phillips advises that he will testify in support of SB 816 and that his testimony could be helped a great deal if the City of Farmington would favor the change in the present revenue sharing formula for state funds to one of per capita sharing of unrestricted funds.

Senate Bill 816 changes the state's relative tax effort and relative tax burden formula to one of relative tax base growth. The formula would be used to determine each city's share of the state shared revenues. It would be based on the city's local assessed valuation as compared to the state equalized valuation. If growth should occur within the city's equalized valuation at a rate higher than the state growth, adjustments would be made in the city's formula, increasing that city's portion of the state revenue sharing.

9-77-395

Motion by Bennett, supported by Yoder, that the Farmington City Council supports the change in the present revenue sharing formula to actual per capita sharing of the unrestricted funds; and further, that we advise our Senator Cooper, Representative Brotherton and Senator Patrick McCollough of this support. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

RATIFICATION OF CONTRACT
DPS EMPLOYEES UNION

City Manager Deadman advised that negotiations had been completed with the Farmington City Chapter of Local #1456, Council #23, International Union of the American Federation of State, County, and Municipal Employees Union who represent the unionized members of the Department of Public Services. City Manager Deadman submitted the three year agreement covering the period beginning July 1, 1977 through June 30, 1980 for Council consideration.

9-77-396

Motion by Tupper, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby ratifies the new three year agreement between the City of Farmington and the Farmington City Chapter of Local #1456, Council #23, International Union of the American Federation of State, County and Municipal Employees, effective July 1, 1977 through June 30, 1980.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED: September 19, 1977.

PROPOSED AMENDMENT C-419-77
PARTITION FENCES

At Council's request, City Manager Deadman submitted a proposed amendment to the present partition fence ordinance which would prohibit partition fences in excess of four feet in height from extending into the front yard setback of any lot. The ordinance would further prohibit the use of screening material extending into the front yard setback of a neighboring lot. In addition, the ordinance would place the same restrictions as a partition fence on any fence built within five feet of a property line.

9-77-397

Motion by Yoder, supported by Hartsock, to introduce Ordinance No. C-419-77 which amends Chapter 85 of Title IX by adding a new paragraph to Section 8.203 and adding a new section 8.206. Motion carried, all ayes.

PROGRESS REPORT-ROUGE RIVER
WATERSHED COUNCIL

In accordance with Council's request, the City has been represented at the organizational meetings of the Rouge River Watershed Council. Proposed bylaws for the operation of the Watershed Council have been developed for review and probably adopted by the participating agencies at a meeting to be held October 13, 1977. The bylaws indicate that the Watershed Council would be established in accordance with Public Act 200 of 1957. Its purpose would be to study the water resources of the Rouge River, to prepare periodic reports on trends and problems involving the Rouge River Watershed area to act as an advisory group to governmental bodies concerning

COUNCIL PROCEEDINGS -5-
September 19, 1977

the Rouge River and to cooperate with other governmental units. The organizational committee requests that City Council participate as a member of the Watershed Council and appoint a delegate and an alternate to represent the city.

9-77-398

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the City of Farmington intends to join the Rouge River Watershed Council and that they appoint Robert Deadman, City Manager, as our delegate with Gerald Horner as alternate.

ROLL CALL:

AYES: Yoder, Bennett.

NAYS: Hartsock, Richardson, Tupper

MOTION FAILED - 2 Ayes, 3 Nays.

Discussion followed.

9-77-399

Motion by Hartsock, supported by Tupper, to appoint a representative to attend the October 13, 1977 meeting for the purpose of obtaining more information as to membership, dues and objectives of the Council.

Discussion followed.

Motion by Bennett, supported by Tupper, to table the motion presently on the floor. Motion carried, all ayes.

9-77-400

Motion by Hartsock, supported by Tupper, to reconsider the motion previously made to indicate the City of Farmington's intent to join the Rouge River Watershed Council and that City Manager Robert Deadman be appointed as delegate and Gerald Horner as alternate from the City of Farmington.

ROLL CALL:

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

MOTION CARRIED, ALL AYES.

PROGRESS REPORT - GRAND RIVER TURNBACK

City Manager Deadman reported that he had met with the State Highway Department and the Oakland County Road Commission to discuss the turnback of Grand River from the City of Farmington to the Oakland County Road Commission. It has been tentatively agreed that the turnback of Grand River will be submitted to the Oakland County Road Commission Board of Directors for their consideration. If Oakland County Road Commission agrees to accept the road, it will go directly to the Road Commission from the State.

COUNCIL PROCEEDINGS -6-
September 19, 1977

It has also been tentatively agreed between the City and the County Road Commission administration that the City of Farmington will contract with the County to do winter maintenance on Grand River from the intersection with the I-96 on the east to Halstead Road on the west. Details will be worked out between the City and the County. With the turnback of Grand River to the County, the city's maintenance program contract with the State of Michigan will be terminated.

As soon as the details of the new contract between the City and the County have been worked out, the City Manager will report back to Council with the necessary budget adjustments.

BIDS - SALT SPREADER

The following bids were received on September 15, 1977 at 11:00 A.M. for One (1) Hydraulically Operated Salt Spreader:

Astro Truck Equipment Company	\$1,859.00
GarWood Detroit Truck Equipment	1,796.00
Miller Equipment	1,825.00
Shults Equipment, Inc.	1,681.60
F. L. Jursik Company	1,898.16

9-77-401.

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of Shults Equipment, Inc. for One (1) Swenson Hydraulically Operated Salt Spread per the city specifications, in the amount of \$1,681.60.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 19, 1977.

BIDS--SIDEWALK CONSTRUCTION

REPLACEMENT BEL AIRE SUBDIVISION

The following bids were received September 14, 1977 at 11:00 A.M. for sidewalk replacement in the Bel Aire Subdivision:

Iafrate & Son Cement Company	\$2,841.50
Gaglio Bros. Cement Contractors	3,712.50
L. W. Peters Concrete Service	4,353.50

COUNCIL PROCEEDINGS -7-
September 19, 1977

9-77-402

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bid of IaFrata & Son Cement Company, 7432 Verona Drive, W. Bloomfield, Michigan 48033, for sidewalk construction in accordance with city specifications, in the amount of \$1,841.50;

AND BE IT FURTHER RESOLVED that funds be provided from the Water & Sewer Fund.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 19, 1977.

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 7TH ESTIMATE PAYMENT

Construction estimates and payment requests for work on the Public Services Facility have been submitted and reviewed and payment is recommended for the following contractors and architect:

Abbott-Peterson Contracting, Inc.	\$6,563.70
K. Pemberton Construction Company	\$106,740.00
County Electric Company, Inc.	\$21,443.22
Evans Mechanical Contractors	\$29,368.80
Lane, Riebe, Weiland, Architects	\$1,381.00
Total:	\$165,496.72

9-77-403

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment of \$165,496.72 to the following contractors and architect for work completed through August 31, 1977 on the Department of Public Services Facility:

Abbott-Peterson Contracting, Inc.	\$6,563.70
K. Pemberton Construction Company, Inc.	\$106,740.00
County Electric Company, Inc.	\$21,443.22
Evans Mechanical Contractors	\$29,368.80
Lane, Riebe, Weiland, Architects	\$1,381.00

BE IT FURTHER RESOLVED that funds be provided from the E.D.A. Project Account.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

RESOLUTION DECLARED ADOPTED SEPTEMBER 19, 1977.

COUNCIL PROCEEDINGS -8-
September 19, 1977

TRANSFER OWNERSHIP LICENSE
STOCKER'S MARKET, 35235 GRAND RIVER

The Liquor Control Commission has advised that they have received an application for a transfer ownership license from Frederick H. Stocker, 35235-43 Grand River, to Stocker's Ltd. Inasmuch as approval by the City Council is not a statutory requirement and inasmuch as the City Council has no grounds for denial, no action is necessary at this time by the City.

RESIGNATIONS-BEAUTIFICATION COMMITTEE

JoAnne McShane, Chairman of the Farmington Beautification Committee, has advised that the following members have resigned from the Committee: Mrs. Betty Holm, term expires June, 1978; Mrs. Mardi Reichardt, term expires June, 1978; and Mr. Walter Jablonski, term expires June, 1979.

9-77-404

Motion by Bennett, supported by Yoder, to accept the resignations of Mrs. Betty Holm, Mrs. Mardi Reichardt and Mr. Walter Jablonski from the Farmington Beautification Committee with regret and to forward letters to these people thanking them for their service to the city. Motion carried, all ayes.

The Keep Michigan Beautiful Awards Banquet will be held at the Hospitality Inn in Lansing, Michigan on October 25, 1977 at 7:30 p.m. The City of Farmington is scheduled to receive the Michigan Plaque which is one of the top awards given every year by Keep Michigan Beautiful. Council members are invited to attend.

FARMINGTON BEAUTIFICATION COMMITTEE
ANNUAL REPORT - 1976-77

9-77-405

Motion by Tupper, supported by Yoder, to receive and file the 1976-77 Annual Report from the Farmington Beautification Committee. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND
TWO MONTHS ENDED AUGUST 31, 1977

9-77-406

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report-General Fund for the two months ended August 31, 1977. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

9-77-407

Motion by Yoder, supported by Tupper, to adopt Ordinance C-416-77 amending the city's water and sewer rates effective for all water and sewage billed after September 26, 1977. (See ordinance attached)

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 19, 1977.

COUNCIL PROCEEDINGS -9-
September 19, 1977

9-77-408

Motion by Hartsock, supported by Bennett, to adopt Ordinance No. C-417-77 adopting by reference the 1975 National Electrical Code. (See ordinance attached).

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 19, 1977.

9-77-409

Motion by Bennett, supported by Tupper, to adopt Ordinance No. C-418-77 amending the 1975 National Electrical Code to provide certain modifications therein for its application to the City of Farmington. (See ordinance attached).

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED: SEPTEMBER 19, 1977.

9-77-410

Motion by Yoder, supported by Tupper, to adopt a resolution appointing the National Bank of Detroit as Paying Agent for \$23,000.00 General Obligation Bonds and \$80,000.00 Special Assessment Bonds recently sold to the National Bank of Detroit for SAD 76-67, Maple Street Paving. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

9-77-411

Motion by Hartsock, supported by Tupper, to approve the monthly bills as submitted: General Fund \$13,930.35; Water & Sewer Fund \$3,381.64.

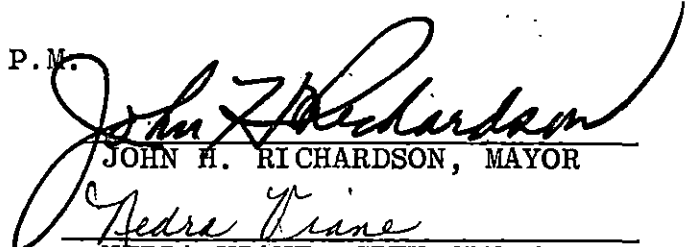
AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

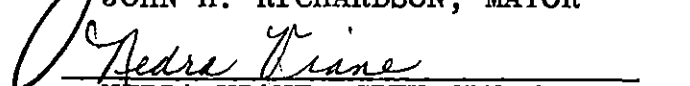
NAYS: None

MOTION CARRIED, ALL AYES.

Motion by Tupper, supported by Hartsock, to adjourn the meeting. Motion carried, all ayes.

The meeting was adjourned at 10:20 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, October 3, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richardson.

ROLL CALL: PRESENT: Councilmen Bennett, Hartsock,
Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Lt. Santamauro
Attorney Kelly, City Clerk Viane.

MINUTES OF PREVIOUS MEETINGS

10-77-412

Motion by Yoder, supported by Bennett, to approve the minutes of a Special Meeting of the Council on September 19, 1977 as printed. Motion carried, all ayes.

10-77-413

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting held September 19, 1977, as printed. Motion carried, all ayes.

PRESENTATION BY PLANTE & MORAN, AUDITORS

Mayor Richardson introduced Mr. Robert J. Clarke, CPA, Plante & Moran, who in turn introduced his staff members present in the audience, Mr. Kenneth Kunkel and Mr. Jeff Vaughn.

Mr. Kenneth Kunkel reviewed the recommendations made and submitted financial reports for the General Fund, Highway Fund, Federal Revenue Sharing Fund, Water & Sewer Fund, 47th District Court and Retirement Fund. Slides were shown depicting expenditure and revenue comparisons from 1976 to 1977 and a five year summary of revenues.

10-77-414

Motion by Bennett, supported by Hartsock, to receive and file the Financial Reports for the year ended June 30, 1977 submitted by Plante & Moran, CPA. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

10-77-415

Motion by Hartsock, supported by Tupper, to receive and file the Farmington Community Library minutes of September 8, 1977. Motion carried, all ayes.

10-77-416

Motion by Tupper, supported by Hartsock, to receive the Farmington Area Commission on Aging minutes of July 26, 1977. Motion carried, all ayes.

10-77-417

Motion by Tupper, supported by Bennett, to receive the Board of Education minutes of September 6, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM FARMINGTON AREA JAYCEES
USE OF THE WINERY FOR HAUNTED HOUSE

The Farmington Area Jaycees have secured permission from the owner of The Winery to conduct their annual Haunted House project at this location and are requesting permission from City Council to use this site. Council was assured that every effort will be made to assure the safety of children and adults crossing Grand River to the Haunted House event and that parking facilities will be supervised.

10-77-417

Motion by Bennett, supported by Tupper, to grant permission to the Farmington Area Jaycees to use the site of The Winery, at 31505 Grand River Avenue, for the Annual Haunted House project. Motion carried, all ayes.

REQUEST FROM FARMINGTON MEADOWS HOMEOWNERS
ASSOCIATION TO CLOSE SALVADOR STREET

Mr. Walter Jaske, President of the Farmington Meadows Homeowners Association, spoke on behalf of the majority of the residents in the subdivision who were requesting the city to once again close the entry into their subdivision from Salvador Street. He presented petitions, signed by 313 residents, stating the following reasons:

1. Vehicles travelling into and out of the Farmington Meadows Subdivision have created an extremely hazardous condition both to persons and property on all streets in the Farmington Meadows Subdivision and especially on Meadowlark and Flanders.
2. During certain seasons of the year, vehicles belonging to residents of the City of Farmington Hills create serious parking problems in the Farmington Meadows Subdivision due either to the unwillingness of the citizens of the City of Farmington Hills to pave Salvador, the City of Farmington Hills to do so, or a combination thereof.

Comments were heard from the following residents in favor of the closing: Mary Jeakle, 21052 Meadowlark; Ray Field, 20917 Meadowlark; Mrs. Sharon Poborka, 32741 Meadowlark; Rick Fisher, 20952 Meadowlark; Lynn Bridges, 21016 Meadowlark; Bill Murphy, 21270 Larkspur; and Mrs. Mildred Jaske, 21243 Robinwood.

Mr. Bob Hanes, 21031 Birchwood, was in favor of leaving the street open.

Councilman Bennett stated that in light of the fact that we took the barrier down on Salvador Street in order to provide ingress and egress during the construction of Eight Mile Road, he would offer the following motion:

COUNCIL PROCEEDINGS -3-
October 3, 1977

10-77-418

Motion by Bennett, supported by Tupper, that the barrier on Salvador Street be reinstalled. Motion carried, all ayes.

The City Manager was instructed to contact the City of Farmington Hills regarding their intentions to construct a hard surfaced street on the portion of Salvador abutting the City of Farmington.

LETTER FROM JOHN L. GRUBBA RE
1978 BUDGET AND ROAD CONSTRUCTION PROGRAM
OAKLAND COUNTY BOARD OF ROAD COMMISSIONERS

Mr. John L. Grubba, Managing Director of the Board of County Road Commissioners, has notified the city that there will be a Public Hearing for the proposed budget and proposed road construction program for 1978. The public hearing will be held at the Oakland County Commissioners' Auditorium on Wednesday, October 19, 1977 at 7:30 p.m.

City Manager Deadman stated he would be willing to forward any comments to the Commission prior to the public hearing if the Council wished to do so.

REQUEST FROM BEL-AIRE DRUGS, INC.
TO ERECT A SECOND SIGN

Mr. Frank Nager, owner of the Bel Aire Drugs, Inc., 24089 Orchard Lake Road, is requesting a variance to the city ordinance in order to install a second sign to their present non-conforming sign. The sign will advertise that tickets are on sale for the Michigan Daily Lottery. The city ordinance allows only one ground sign for any one development, regardless of the number of buildings. Presently the shopping center has three ground signs.

10-77-419

Motion by Tupper, supported by Bennett, to deny the request of Mr. Frank Nager, Bel Aire Drugs, Inc., 24089 Orchard Lake Road, to erect a second sign to their present non-conforming ground sign. Motion carried, all ayes.

LETTER FROM OAKLAND COUNTY TREASURER
RE DELINQUENT PERSONAL PROPERTY TAXES

Mr. Dohany, Treasurer, Oakland County, has issued a listing of all communities that have uncollected personal property taxes, which indicates that the City of Farmington has an average of 1% of its personal property taxes delinquent for the years 1972 through 1976. Many of the businesses in Farmington that are shown as delinquent have filed for bankruptcy and the City of Farmington has submitted its claim along with other creditors in the bankruptcy proceedings. Some of these claims have been rather large, which has a tendency to increase the total amount of delinquent personal property taxes outstanding. The City Treasurer will review this list with the City Attorney and make every effort to collect the outstanding delinquent personal property taxes.

COUNCIL PROCEEDINGS -4-
October 3, 1977

10-77-420

Motion by Bennett, supported by Hartsock, to receive and file the letter from Mr. C. Hugh Dohany, Oakland County Treasurer, regarding delinquent personal property taxes. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

1977 NONCONFORMANCE USE STUDY

Building Inspector Jay Harrison has compiled an updated list of all non-conforming uses within the City. City Code Section 5.110 states "the record of non-conformance shall be reviewed annually as City Council shall prescribe". City Manager Deadman advised that either the Planning Commission or the Board of Zoning Appeals could review annually the nonconforming uses and report to Council any recommendations they might have. The City Code also requires that the owners of these properties be notified that the city has listed their property as a nonconforming type use. This list must also be filed with the City Clerk's Office and the County Register of Deeds so that this fact may be discovered at the time of any property sale.

10-77-421

Motion by Bennett, supported by Yoder, that the Farmington City Council hereby refers the 1977 Nonconformance Use Study to the Planning Commission for their review and recommendations; and that the Planning Commission be instructed to report back its recommendations to the City Council within the next 90 days. Motion carried, all ayes.

BIDS: COUNCIL MEETING ROOM CHAIRS

The following bids were received for 50 Chairs, Samsonite Model 6600, upholstered stacking chairs or equivalent:

	<u>Chrome Plated</u>	<u>Bronze Enamel</u>
Acme Wholesalers, Inc.	\$18.20	\$16.00
* Heavy Duty Vinyl	\$19.80*	\$17.65*
American Hotel Register Co.	\$19.10	\$16.50
Miles Fox Company	\$20.65	\$18.00
Doubleday Bros. & Co.	\$23.00	\$20.00
Progressive Planners, Inc.	\$22.51	\$19.93
Fidelity Products Co.	\$22.00	

10-77-422

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

ENVELOPES containing the bids should be plainly marked "Proposal for 1977
Special Assessment/General Obligation Bonds."

City Clerk
City of Farmington, Michigan

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

12. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Council Members Yoder, Bennett, Hartsock,
Richardson, Tupper.

NAYS: Council Members None

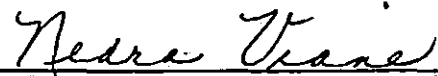
RESOLUTION DECLARED ADOPTED.

August 15 , 19 77



NEDRA VIANE
City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Farmington, County of Oakland, State of Michigan, at a regular Meeting held on August 15 , 1977, and that public notice of said meeting was given pursuant to and in full conformity with Act No. 267 Public Acts of Michigan, 1976.



Nedra Viane,
City Clerk

COUNCIL PROCEEDINGS -5-
October 3, 1977

BE IT RESOLVED THAT the Farmington City Council hereby accepts the bid of ACME WHOLESALERS, INC., 5670 Federal, Detroit, MI 48209, for 50 Bronze Enamel Chairs with Heavy Duty Vinyl upholstery, at a cost of \$17.65 each, to replace the present chairs in the public Council Chambers; City Manager to select the color.

BE IT FURTHER RESOLVED THAT the funds for this purchase be provided from the 1977-78 General Fund budget.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 3, 1977.

NEDRA VIANE, CITY CLERK

BIDS: MUNICIPAL BUILDING DRAPERIES

The following bids have been received for the replacement of the present draperies in the Municipal Building; the current draperies being used are beyond repair and may not be cleaned.

	<u>Fiberglas</u>	<u>Veral</u>	<u>Underdrapes</u>
Hurtig Interiors	\$1400.00		\$ 900.00
Silver's		\$1604.00	\$2,164.00
Green's Creative Home Center		1850.00	1,150.00
Decor by Daley's		2275.00	1,950.00

The low bidder, Hurtig Interiors, proposes to use a separate underdrape to provide the exposure protection requested.

10-77-423

Motion by Yoder, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bid of Hurtig Interiors, 15957 George Washington Street, Southfield, Michigan 48075, in the amount of \$1400.00 to replace the draperies on the eight large windows on the West side of the Municipal Building and the window in the Conference Room; and

BE IT FURTHER RESOLVED THAT the Farmington City Council hereby accepts the bid of Hurtig Interiors to supply Underdrapes constructed of Lite-Trol Blackout Lining for the same windows in the amount of \$900.00; and

BE IT FURTHER RESOLVED THAT the funds be provided from the 1977-78 General Fund budget.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 3, 1977.

NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -6-
October 3, 1977

BIDS: PRINTING OF ANNUAL REPORT CALENDARS

The following bids were received on September 29th at 10:00 A.M. for the printing of the City's Annual Report and Calendar:

	<u>5200 copies</u>	<u>City Map Insert</u>
George Willard Company	\$2,380.00	\$325.00
Oakland Printing Services, Inc.	3,300.00	394.00
Pak Printers, Inc.	3,568.00	562.00
The McKay Press, Inc.	3,755.00	395.00
Midwest Graphic, Inc.	4,003.25	328.60

When the bids were let, specifications called for a City Map Insert; since that time, however, it has been decided to print the street map on the center section of the calendar to save the cost of the insert. It was also felt a printed map in the centerfold would be more useful than a separate insert which could be mislaid.

The low bidder, George Willard Company, is the same firm that printed the annual report for the last fiscal year. While some setup problems were experienced last year, the same problems will not be apt to recur in view of this experience.

10-77-424

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the low bid of George Willard Company, 31776 Cowan Road, Westland, MI 48185 in the amount of \$2,380.00 for 5,200 Annual Report Calendars; and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 3, 1977.

NEDRA VIANE, CITY CLERK

MISCELLANEOUS

Mayor Richardson asked for comments from the audience. As there were none, he moved to the next agenda item.

PROPOSED NEW FACILITY - 47TH DISTRICT COURT

City Manager Deadman reported that he had been working with the City Manager of Farmington Hills, Mr. George Majoros, School Superintendent Lewis Schulman and Business Administrator William Prisk, studying the feasibility of the city purchasing the west wing of the Ten Mile School from the Farmington Public School District and remodeling the building into a court facility.

COUNCIL PROCEEDINGS -7-
October 3, 1977

As a result of these meetings and study, we are now in a position to meet with the City Councils and the School Board to discuss a program that will allow the building to be purchased from the School District at an equitable price.

Architect John Allen will be available to present site plan and elevation drawings for review. These drawings have been amended somewhat from the original concept previously submitted to Council. Also available will be cost of property acquisition, remodeling and utility maintenance.

A meeting has been scheduled for October 12, 1977 in Room 20 at 7:30 PM at the Ten Mile School. This meeting will give Council an opportunity to look over the proposed site for the new Court and review the condition of the building.

Councilman Bennett advised he would not be able to attend the meeting due to a conflicting engagement. All other Councilmen stated they would attend.

RESOLUTIONS AND ORDINANCES

10-77-425

Motion by Bennett, supported by Tupper, to adopt the following ordinance:

ORDINANCE NO. C-419-77

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING TWO NEW SECTIONS, WHICH SECTIONS SHALL BE DESIGNATED AS SECTION 8.203 PARAGRAPH 2, AND SECTION 8.206 OF CHAPTER 85, TITLE IX

THE CITY OF FARMINGTON ORDAINS:

Section 8.203 Building Line. ADD NEW PARAGRAPH 2 AS FOLLOWS:

If the rear or side yard setback of any lot extends to or is contiguous with the front yard setback of another lot, a partition fence may not be of a height above the ground more than 4 ft. Such fence may not be constructed of material which screens property within the front yard setback of any lot that is contiguous to the fence.

Section 8.206. ADD AS FOLLOWS:

No fence may be constructed within 5 ft. of a property line that does not comply with the provisions of Chapter 85.

This ordinance was introduced at a regular meeting of the Farmington City Council on September 19, 1977, was adopted and enacted at the next regular meeting on October 3, 1977 and will become effective ten (10) days after publication.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.
NAYS: None

JOHN H. RICHARDSON, MAYOR
NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS -8-
October 3, 1977

CLAIMS AND ACCOUNTS

10-77-426

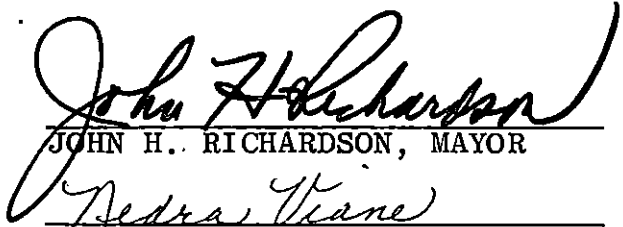
Motion by Yoder, supported by Bennett, to approve the payment of the monthly bills as submitted: General Fund \$9,423.61 and Water & Sewer Fund \$4,834.42.

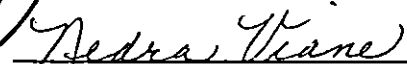
AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

Motion by Tupper, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 10:30 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, October 17, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Councilman Bennett, Hartsock,
Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes,
Director Jones, Officer Maddison, Attorney Kelly
and Clerk Viane.

MINUTES OF PREVIOUS MEETING

10-77-427

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting held October 3, 1977, as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

10-77-428

Motion by Tupper, supported by Yoder, to receive and file the Farmington Planning Commission minutes of October 10, 1977. Motion carried, all ayes.

10-77-429

Motion by Bennett, supported by Tupper, to receive and file the Farmington Board of Zoning Appeals minutes of October 5, 1977. Motion carried, all ayes.

10-77-430

Motion by Tupper, supported by Bennett, to receive and file the Farmington Historical Commission minutes of September 21, 1977. Motion carried, all ayes.

10-77-431

Motion by Yoder, supported by Hartsock, to receive and file the Farmington Area Commission on Aging minutes of August 23, 1977. Motion carried, all ayes.

10-77-432

Motion by Bennett, supported by Tupper, to receive and file the Farmington Area Arts Commission minutes of September 13, 1977 and Position Paper dated September, 1977. Motion carried, all ayes.

10-77-433

Motion by Bennett, supported by Tupper, to receive the Farmington Board of Education minutes of September 20, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

CITY OF TROY AND CITY OF HAZEL PARK
RESOLUTIONS RE DOUBLE-BOTTOMED TANKERS

The cities of Troy and Hazel Park have adopted resolutions urging the legislature to adopt legislation which would better control double-bottomed tankers. Council was of the opinion the present safety inspection program was a step in the right direction towards eliminating unsafe vehicles. No formal action was taken.

CITY OF HAZEL PARK AND TOWNSHIP OF ROSE
RESOLUTIONS RE SENATE BILL #381

The City of Hazel Park and the Township of Rose have adopted resolutions supporting Senate Bill 381 which prohibits the use of minors in the commercial production of pornography.

10-77-434

Motion by Tupper, supported by Bennett, that the Farmington City Council hereby supports Senate Bill 381 which would provide sufficient penalties to anyone who seeks to corrupt the morals of our youth. Motion carried, all ayes.

City Manager Deadman was instructed to forward a letter to Senator Cooper and Representative Brotherton advising them of our support of Senate Bill #381 and urging their support for such legislation.

REQUEST FOR PROCLAMATION
NATIONAL BUSINESS WOMEN'S WEEK

Mrs. Barbara J. Mynek, President of the Farmington Business & Professional Women's Club, has requested a proclamation from the Council designating the week of October 16 through October 22nd as "National Business Women's Week".

10-77-435

Motion by Yoder, supported by Tupper, to proclaim the week of October 16-22, 1977 as "National Business Women's Week" in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROGRESS REPORT-OAKLAND COUNTY
SOLID WASTE DISPOSAL SYSTEM

The City has received a communication from the Oakland County Department of Public Works Manager, Donald W. Ringler, in which he requests that the City reaffirm its intention and desire to be a user of the Oakland County Resource Recovery or Energy Conversion Solid Waste Disposal Facility.

In April, 1974, the Oakland County Department of Public Works developed a Feasibility Study for the disposal of solid waste within the County. This study was developed as an alternate

October 17, 1977

to a plan proposed by SEMCOG to meet the requirements of Public Act 89 of the Michigan Public Acts of 1971. A presentation was brought before the Council at that time by Oakland County Department of Public Works describing the proposed Solid Waste Disposal System. The system included incineration and landfill.

Since that time the Oakland County Board of Public Works has been abolished by the electorate of Oakland County and the office of County Executive has been established. A broad-based board of 17 members has been appointed by the County Executive to advise the administration of the best means for implementing the County's Master Plan for Solid Waste Disposal.

Oakland County is now requesting the City of Farmington to adopt a resolution reaffirming the city's intention to participate in this program and to enter into negotiations in an effort to develop an equitable contract.

10-77-436

Motion by Hartsock, supported by Yoder, to adopt the following resolution:

WHEREAS, the County of Oakland by resolution of its Board of Commissioners on April 17, 1975 (Miscellaneous Resolution No. 7059) accepted and adopted the Oakland County Solid Waste Disposal System, Master Plan, Volumes I and II, as revised March 31, 1975 and including Addendums No. 1 and No. 2; and

WHEREAS, the Board of Public Works was directed to submit to the Board of Commissioners for approval, plans, specifications, estimates of cost and period of usefulness for the said system in accordance with the plan, in one or more stages or parts, and also contracts with the several municipalities in respect to the acquisition, operation, and financing of said system in its several stages or parts; and

WHEREAS, the Board of Public Works was abolished by a vote of the electorate in Oakland County under Act 139 of Public Acts of 1973 on September 19, 1974 when it selected the Optional Unified Form of County Government; and

WHEREAS, the powers vested in any abolished office become general County Governmental Powers under (Sub-Section 2) of Section 4 of Act 139; and

WHEREAS, the functions performed by the Board of Public Works are to be carried on by the County Executive as provided for in Act 139; and

WHEREAS, the County Executive, Daniel T. Murphy, on June 1, 1977 did appoint a broad-based, 17 member Solid Waste Advisory Group for purposes of advising the administration on the best means for

COUNCIL PROCEEDINGS -4-
October 17, 1977

implementing the Master Plan and with assisting the administration in carrying the implementation forward; and

WHEREAS, said Solid Waste Advisory Group for planning purposes is desirous of obtaining firm expressions of intent to participate from the municipalities within the plan; and

WHEREAS, it is understood that many of the resource recovery or energy conversion facilities around the United States make disposal charges to participants in the \$10 to \$15 per ton range; and

WHEREAS, it is further understood that current sanitary landfill disposal charges in the Metropolitan Detroit area are in the vicinity of \$3.60 per ton; and

WHEREAS, this municipality recognizes the increasing difficulty in securing new sanitary landfill sites as existing sites become used up; and

WHEREAS, this municipality by resolution dated April 15, 1974, did acknowledge the Oakland County Department of Public Works Interim Report on the Solid Waste Program, dated January 18, 1974 and did express its intention and desire to be a user of the system;

NOW, THEREFORE, BE IT RESOLVED:

That the County of Oakland is hereby requested to prepare contracts and enter into negotiations with the various municipalities in the County of Oakland, including this one, in an effort, and so as to arrive at a satisfactory agreement between the County of Oakland and the various municipalities for the construction and operation of one or more resource recovery or energy conversion solid waste disposal facilities.

RESOLVED FURTHER, that this municipality hereby reaffirms its expression of an intention and desire to be a user of this facility or facilities for the disposal of solid waste originating in this municipality and collected by public agency or licensed private collectors;

RESOLVED FURTHER, that all resolutions or parts thereof in conflict herewith be and the same are hereby rescinded.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None

City Manager Deadman will arrange to have another presentation made by Oakland County describing the proposed Solid Waste Disposal System.

COUNCIL PROCEEDINGS -5-
October 17, 1977

FINAL PAYMENT BEL AIRE SIDEWALK REPAIR PROGRAM

Iafrate & Son Cement Company has completed the work required by the bid specifications on Lamar and Leelane plus an additional concrete replacement as a result of a catch basin repair on Folkstone in the Bel Aire Subdivision, and final payment is requested.

10-77-437

Motion by Bennett, supported by Tupper, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the payment to IAFRATE & SON CEMENT COMPANY, West Bloomfield, Michigan, in the amount of \$3,419.50; of which \$3,089.50 will be paid from the Water & Sewer Fund and \$330.00 from the Local Street Fund, for the Bel-Aire Sidewalk Repair Program.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED OCTOBER 17, 1977.

NEDRA VIANE, CITY CLERK

AUTHORIZATION FOR 8TH ESTIMATE PAYMENT
DEPARTMENT OF PUBLIC SERVICES FACILITY

Construction Estimates and payment requests have been submitted by the project engineer, architect and contractors on the Public Services Facility. Payment is recommended, and will cover work completed through September 30, 1977.

10-77-438

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes payment to the following contractors and architect for work completed at the Public Services Facility through September 30, 1977:

K. Pemberton Construction Company	\$71,865.00
County Electric Company, Inc.	9,720.00
Evans Mechanical Contractors	36,782.10
Lane, Riebe, Weiland, Architects	<u>2,762.00</u>

TOTAL PAYMENT AUTHORIZED: \$121,129.10

BE IT FURTHER RESOLVED THAT funds be provided from the E.D.A. Project Account.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED: October 17, 1977

NEDRA VIANE, CITY CLERK

City Manager Deadman reported on the progress of the construction at the DPW Facility. Councilman Tupper requested the City Manager to submit a comparison of costs to maintain the new facility as compared to the old building with reference to heating and lighting.

PROPOSED ORDINANCE REQUIRING SMOKE
DETECTION EQUIPMENT, RESIDENTIAL DWELLINGS

The Public Safety Department and the Building Department have developed a proposed ordinance that would require smoke detection equipment in all residential and multiple dwelling units. The proposed ordinance would require the installation of smoke detection equipment in all multiple dwellings within six months of the effective date of the ordinance and it would further require that the equipment be installed in single family dwelling units at such time as a major alteration, addition, or re-occupancy occurs, but in any case they shall be installed within one year of the effective date of the ordinance.

The proposed ordinance requires that the equipment be approved by the Underwriters Laboratories and that it be permanently mounted to a standard electrical outlet box. The owners of multi-family buildings would be required to certify in writing that the manufacturer's prescribed maintenance has been performed on the smoke detectors. Prior to the sale or lease of property, the seller would be required to certify, before occupancy, to the buyer that all smoke detectors as required by the ordinance have been installed and are in proper working condition.

There was discussion regarding battery operated smoke detection equipment and electric equipment, cost to the homeowners and the need for standards being established for smoke detection units.

10-77-439

Motion by Bennett, supported by Tupper, that we ask the Public Safety Department to report back to Council with standards for operating a battery operated unit to give the maximum protection. Motion carried, all ayes.

PROPOSED ORDINANCE CONTROLLING
"MOPED" VEHICLES (Motor Driven Cycles)

State statutes now require that any person who wishes to operate a "Moped" upon a highway shall procure a special restricted license, unless that person already has a valid operator's or chauffeur's license. The operator must be at least 15 years of age or older, and satisfy the Secretary of State that he is competent to operate a Moped safely.

A Moped is described as a 2- or 3-wheel vehicle with operable pedals, and equipped with a motor not to exceed 50 cubic centimeters piston displacement, produces not more than 1 1/2 h.p. and may not be propelled at a speed greater than 25mph.

COUNCIL PROCEEDINGS -7-
October 17, 1977

10-77-440

Motion by Bennett, supported by Tupper, to introduce Ordinance No. C-421-77 which would control the licensing and operation of "Moped" type vehicles. Motion carried, all ayes.

PROPOSED ORDINANCE - DISORDERLY PERSONS

Approximately two years ago the State Legislature adopted statutes which decriminalized public intoxication. The statutes required the Police Department to take persons picked up for public intoxication to local or state rehabilitation and detoxification centers. The law was scheduled to go into effect in October of this year but the State failed to provide any facilities to implement the provisions of this statute. This year, the State Legislature once again made public intoxication an offense and now states that anyone who is intoxicated in a public place, and who is endangering directly the safety of other persons or of property, or is acting in a manner that is causing a public disturbance, may be charged as a disorderly person.

The proposed Ordinance C-420-77 will bring the offense of public intoxication as described above, under our local ordinance.

10-77-441

Motion by Bennett, supported by Tupper, to introduce Ordinance No. C-420-77 regarding disorderly persons. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Mayor Richardson opened the meeting to the audience for public comment. Comments were heard from Mrs. Nancy Leonard and from Mr. Allen Silvarman.

BUILDING DEPARTMENT QUARTERLY REPORT
JULY THROUGH SEPTEMBER, 1977

10-77-442

Motion by Tupper, supported by Yoder, to receive and file the Building Department Quarterly Report (July through September, 1977). Motion carried, all ayes.

DEPARTMENT OF PUBLIC SERVICES QUARTERLY REPORT

10-77-443

Motion by Bennett, supported by Tupper, to receive and file the Department of Public Services Quarterly Report (April through June, 1977). Motion carried, all ayes.

ADDITIONAL LIBRARY HOURS

City Manager Deadman advised that the Farmington Community Library has extended their hours to include Sundays from 1:00 p.m. to 5:00 p.m. at the Farmington Hills Branch.

City Manager Deadman reminded Council of the joint meeting with Farmington Hills Council and the School Board regarding the Ten Mile School and the District Court to be held Thursday, October 20, 1977 at 7:30 P.M. at the Ten Mile School, Room 20.

CLAIMS AND ACCOUNTS

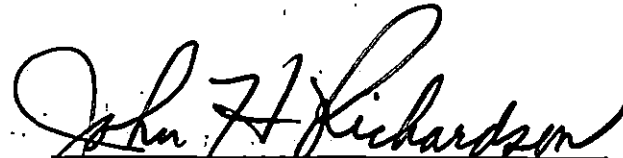
10-77-444

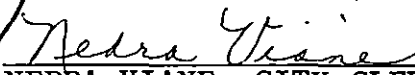
Motion by Hartsock, supported by Tupper, to approve the payment of the monthly bills as submitted: General Fund \$8,788.37 and Water & Sewer Fund \$694.75. Motion carried.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.
NAYS: None

Motion by Yoder, supported by Bennett, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 10:00 P.M.



JOHN H. RICHARDSON, MAYOR


NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, November 7, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor John H. Richardson.

ROLL CALL: PRESENT: Councilman Bennett, Hartsock,
Richardson, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes,
Director Jones, Attorney Kelly, Engineer Papke,
Acting-Clerk Josephine Bushey

MINUTES OF PREVIOUS MEETING

11-77-445

Motion by Tupper, supported by Yoder, to accept the minutes of the previous meeting of October 17, 1977 as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

11-77-446

Motion by Hartsock, supported by Bennett, to receive and file the Farmington Employees Retirement System Board of Trustees Minutes of October 19, 1977. Motion carried, all ayes.

11-77-447

Motion by Bennett, supported by Tupper, to receive and file the Farmington Area Commission on Aging Minutes of September 27, 1977. Motion carried, all ayes.

11-77-448

Motion by Yoder, supported by Tupper, to receive and file the Farmington Community Library Minutes of October 6, 1977. Motion carried, all ayes.

11-77-449

Motion by Bennett, supported by Tupper, to receive and file the Farmington School Board minutes of a joint meeting with the City of Farmington and the City of Farmington Hills held October 20, 1977, as corrected to show that Councilman Hartsock attended the meeting. Motion carried, all ayes.

11-77-450

Motion by Bennett, supported by Yoder, to receive the Farmington Board of Education minutes of October 4 and October 18, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

SALVATION ARMY PROPOSAL FOR COMMUNITY
CENTER AND PURCHASE OF CITY PROPERTY

Captain Clarence W. Harvey, General Secretary, The Salvation Army, addressed the Council presenting a report regarding their proposed program for establishing a community center in the City of Farmington and the purchase of city-owned property on Farmington Road identified as Assessor's Plat #1, Lot #2 containing approximately two acres.

11-77-451

Motion by Bennett, supported by Yoder, to instruct the City Manager to have an "in-house" appraisal of the property and communicate with the Salvation Army concerning this appraisal and establishing a second presentation. Motion carried, all ayes.

NOTICE OF PUBLIC HEARING FROM MICHIGAN
PUBLIC SERVICE COMMISSION

The Michigan Public Service Commission will hold a public hearing regarding the application of Consumers Power Company for approval of an Expanded Gas Conservation Program. Council received the information with no action taken.

REQUEST FOR VARIANCE TO FENCE ORDINANCE
FARMINGTON HIGH SCHOOL

Mr. W. T. Scobie, Assistant Principal, Farmington High School, has requested permission to fence baseball fields along Orchard Lake Road to prevent baseballs from leaving the playing field and going onto Orchard Lake Road which presents a safety hazard for game participants as well as passing motorists.

11-77-452

Motion by Yoder, supported by Bennett, to grant a variance to the city fence ordinance to the Farmington Public School District to allow construction of a fence along the ball fields on Orchard Lake Road. Motion carried, all ayes.

REQUEST FOR VARIANCE TO FENCE ORDINANCE
FROM A. J. ASSEMAN, 23610 POWER ROAD

Attorney James H. Ebel appeared on behalf of Mr. A. J. Assemany, 23610 Power Road, who is requesting permission to increase the height of his fence in order to screen his residential property from the adjacent Springbrook Florist operation.

11-77-453

Motion by Bennett, supported by Tupper, that the request for variance to the fence ordinance by Mr. A. J. Assemany, 23610 Power Road, be tabled until plot drawings are submitted to Council for their consideration. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-
November 7, 1977

REQUEST FOR VARIANCE TO SIGN ORDINANCE
FROM KITT'S SURPLUS SALES, 22906 MOONEY

Mrs. Faye Kitts, owner of Kitt's Surplus Sales, 22906 Mooney Street, was present requesting a variance to the sign ordinance to allow the present sign on the east side of the building to remain. The sign is 45 sq. ft. larger than required by ordinance.

11-77-454

Motion by Bennett, supported by Yoder, to allow the sign to remain with its variance until such time as the sign would be repainted or refurbished, at which time the sign must meet the requirements of the code. Motion carried, all ayes.

REQUEST FOR PROCLAMATION OF "BIBLE WEEK"

Mayor Thomas Bradley of Los Angeles, Chairman of the Mayor's Committee for National Bible Week, urges Council to join in proclaiming November 20-27, 1977 as Bible Week in Farmington.

11-77-455

Motion by Yoder, supported by Tupper, to proclaim November 20-27, 1977 as "Bible Week" in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

AUTHORIZATION TO PURCHASE 1977
MODEL 810 VACTOR JET-RODDER

The City of Farmington presently operates a Brown Catch Basin Cleaner purchased in 1965. This cleaner does not have the capability of cleaning the deeper manholes and lacks both the power and the suction capability to remove the debris from these manholes. Replacement would cost approximately \$35,000.00.

The City of Farmington also presently operates an O'Brien Jet Cleaner (SewerKing) with a life expectancy of approximately ten years. Since this machine was purchased in 1970, three or four more years of service could reasonably be expected from this cleaner. The current replacement cost of this machine is approximately \$30,000.00. It is estimated that in three years, this replacement cost would increase to approximately \$36,000.00.

The city has been offered a Vactor Model 810 Demonstrator Unit mounted on a Ford F-800 chassis equipped with a 300 cu. in. gasoline engine and all of the auxiliary equipment necessary to clean sewers, manholes and catch basins. The cost of this piece of equipment less a discount and trade-in allowance for the city's present sewer jet and catch basin cleaner equipment is \$44,900.00. This type equipment is not available in the State of Michigan, from another dealer, and the availability of a demonstrator plus the high trade-in value proposed for our existing sewer and manhole cleaning equipment and the ease of service and part replacement warrants waiving the bid process as being in the best interest

COUNCIL PROCEEDINGS -4-
November 7, 1977

of the City of Farmington.

Mr. Jack Doheny, owner of Jack Doheny Supplies, Inc., Northville, Michigan, is the dealer offering this proposal to the city, and was present in the audience. He submitted a brief film demonstrating the capabilities of this equipment.

11-77-456

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the purchase of one Demonstrator Model 810 Vactor Jet-Rodder equipped per specifications included in the proposal of Jack Doheny Supplies, Inc., Northville, Michigan, as follows:

One Vactor Model 810 Jet-Rodder	
Demonstrator	\$58,900.00
Less Discount for Demonstrator	(6,000.00)
Less Trade-In Allowance for	
Jet and Catch Basin Cleaner	(8,000.00)
NET COST:	<u>\$44,900.00</u>

AND BE IT FURTHER RESOLVED that the funds for this equipment be provided from the Water & Sewer Fund; and

BE IT FURTHER RESOLVED, that the bid process be waived as being in the best interest of the City of Farmington.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

COST ESTIMATE PROPOSED WATER SYSTEM STUDY

At the request of Council, City Manager Deadman has requested Orchard, Papke, Hiltz & McCliment, Inc., Consulting Engineers, to prepare a cost estimate for a detailed engineering study of the Farmington Water System. City Manager Deadman submitted a proposal from City Engineer Frank A. Papke outlining the scope of the work to be done which is estimated to cost \$8,700.00. Mr. Frank A. Papke was in the audience and explained the study in detail.

11-77-457

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

COUNCIL PROCEEDINGS -5-
November 7, 1977

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager, Robert F. Deadman, to enter into a contract with Orchard, Papke, Hiltz & McCliment, 34935 Schoolcraft Road, Livonia, Michigan 48150, for a WATER SYSTEM STUDY at a cost not to exceed \$8,700.00; and

BE IT FURTHER RESOLVED that the funds for this study be provided from the Water & Sewer Fund.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

BIDS - POLICE VEHICLES

Bids for two Chevrolet Nova Four-door Police Vehicles were received by the City Clerk at 10:00 A.M. on October 13, 1977. Only one bid was received from Roger Penske Chevrolet, Inc. in the amount of \$10,649.00 less \$3,400.00 for trade-ins for a net bid of \$7,249.00.

11-77-458

Motion by Hartsock, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the bid of Roger Penske Chevrolet, 28111 Telegraph Road, Southfield, Michigan 48037, for Two (2) CHEVROLET NOVA 4-DOOR POLICE VEHICLES in the amount of \$10,649.00 less \$3,400.00 for trade-ins, for a Net Bid of \$7,249.00.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson,

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

FINAL PAYMENT DOWNTOWN PARKING LOT "A" IMPT.

Council was advised that City Engineers, Orchard, Papke, Hiltz and McCliment, Inc. had reviewed the downtown parking lot re-surfacing of Parking Lot "A" and determined the project has been substantially completed in accordance with the city's specifications and bid documents and they, therefore, recommend final payment to the contractor.

As part of the city's repair program, private property owners whose parking lots were contiguous to the city's main lot were allowed to take advantage of the city's low bid price and re-surface their parking lots. The private property owners will be billed separately for the work completed on their property. City Manager Deadman also advised that Council had authorized the repair of the city's street in front of the Farmington West Apartments at a cost of \$240.00.

COUNCIL PROCEEDINGS -6-
November 7, 1977

11-77-459

Motion by Tupper, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to Stolaruk Asphalt Paving Company, 19300 W. Eight Mile Road, Southfield, Michigan 48075, in the amount of \$35,454.12 from the Downtown Parking Lot "A" Special Assessment District; \$5,416.60 from the owners of the private parking lots paved as part of this project; and \$240.00 from the Local Street Fund; and

BE IT FURTHER RESOLVED that the funds be temporarily loaned from the General Fund pending sale of Special Assessment and General Obligation bonds and billing to the private property owners.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

PROPOSED ORDINANCE - AIR CONDITIONING,
REFRIGERATION AND MECHANICAL VENTILATION

In reviewing the 1977 City Code, it has been determined that certain portions pertaining to air conditioning, refrigeration and mechanical ventilation were deleted in error. In order to return these sections to the new code it will be necessary to introduce and adopt an emergency ordinance having immediate effect.

11-77-460

Motion by Bennett, supported by Tupper, to adopt the following ordinance:

ORDINANCE NO. C-423-77

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION, WHICH NEW SECTION SHALL BE DESIGNATED AS SECTION 8.20 OF CHAPTER 79 OF TITLE VIII OF SAID CODE

THE CITY OF FARMINGTON ORDAINS:

8.20 Code Adopted. Pursuant to the provisions of Section 3 (k) of Act 279 of 1909, State of Michigan, as amended, the City of Detroit Official Refrigerating Systems Code No. 103-G, as amended to February 7, 1973, is hereby adopted by reference; for the purpose of regulating the installation, alteration, repair, conversion, use and maintenance of all new refrigerating systems hereafter installed, to the re-installation of use in equipment, to all existing refrigerating systems, to all servicing, all alterations or additions to existing refrigerating systems. Provided that this section shall not apply to

COUNCIL PROCEEDINGS -7-

November 7, 1977

refrigerating systems in private passenger motor vehicles using refrigerants designated as Group I Refrigerants in the American Standard Safety Code for Mechanical Refrigeration. Complete printed copies of Code No. 103-G for Mechanical Refrigeration, herein adopted, are available for public use and inspection at the office of the City Clerk.

This ordinance is declared to be an emergency ordinance which is immediately necessary for the preservation of the public peace, health and safety.

This ordinance was introduced, adopted and enacted at a regular meeting of the Farmington City Council on November 7, 1977 and will become effective immediately.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None

1978 MAINTENANCE AGREEMENT FARMINGTON ROAD
OAKLAND COUNTY ROAD COMMISSION/CITY OF FARMINGTON

Oakland County Road Commission has submitted their proposed renewal of the contract with the City for the maintenance of Farmington Road from Grand River, south to Eight Mile Road, a distance of 1.70 miles.

11-77-461

Motion by Hartsock, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to enter into a maintenance contract agreement with the Oakland County Road Commission for the 1978 maintenance of Farmington Road from Grand River south to Eight Mile Road, a distance of 1.70 miles, in the amount of \$8,415.00.

AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

PROPOSED ESTABLISHMENT OF
LOCAL BUILDING AUTHORITY

As a result of a joint study meeting between the City of Farmington and the City of Farmington Hills Councils and the Farmington Board of Education, the Board of Education adopted the following resolution at a regular meeting on November 1, 1977:

"It was moved by Prutow and supported by Wallace that the Farmington Public School District intends to accept an offer, based on mutually agreed upon terms, for the purchase of the West Wing of the Ten Mile School Building, including approximately four (4) acres of the property, in the amount of One Hundred Fifteen Thousand Dollars (\$115,000.00) from an Authority established by the Cities of Farmington and Farmington Hills, provided that within thirty (30) days of this date, November 1, 1977; the two cities (Farmington and Farmington Hills) indicate by appropriate resolution their intent to establish such Authority to complete such purchase for the purpose of establishing a Court Facility for the 47th District Court."

It is apparent by this action that the Farmington Board of Education is willing to sell the west wing of the Ten Mile School to a Building Authority established by the City. The city's bond attorneys, Miller, Canfield, Paddock and Stone, have prepared a resolution which would approve the Articles of Incorporation of the Farmington Building Authority, authorize the Mayor and the City Clerk to execute said Articles of Incorporation on behalf of the city, and cause the City Clerk to take whatever steps are necessary under the provisions of State Law to perfect the incorporation of the Authority.

City Manager Deadman pointed out that even though Council establishes a Building Authority, if a satisfactory arrangement cannot be worked out between the two cities (Farmington and Farmington Hills) for the development of a Court Facility, the city may at some time in the future use the Authority for other public facilities as may be determined by Council.

11-77-462

Motion by Tupper, supported by Bennett, to adopt the following resolution:

WHEREAS, the City Council of the City of Farmington, deems it advisable and necessary to provide for the acquisition and construction of certain public buildings, parking lots or structures, recreational facilities, and the necessary site or sites therefor for the use of the City; and

WHEREAS, the City Council deems it advisable and necessary and in the best interest of the City to create and establish an Authority under the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, for the purpose of accomplishing the aforesaid purpose; and

WHEREAS, Articles of Incorporation of such an Authority under said Act have been prepared and carefully reviewed by the City Council.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The attached Articles of Incorporation of the Farmington Building Authority are hereby approved and adopted.
2. The Mayor and City Clerk are hereby authorized and directed to execute said Articles of Incorporation for and on behalf of the City.
3. The executed Articles of Incorporation shall be delivered to the Clerk, who shall take such steps as are necessary under the provisions of State law to perfect the incorporation of the Authority.

AYES: Richardson, Tupper, Yoder, Bennett, Hartsock.

NAYS: None

RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977.

ARTICLES OF INCORPORATION
OF
FARMINGTON BUILDING AUTHORITY

These Articles of Incorporation are adopted, signed and acknowledged by the incorporating unit for the purpose of forming a nonprofit municipal Building Authority under the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, the Articles being as follows:

ARTICLE I

The name of this corporation and authority is the FARMINGTON BUILDING AUTHORITY.

ARTICLE II

The incorporating unit is the City of Farmington, located in Oakland County, Michigan, a municipal corporation of the State of Michigan.

ARTICLE III

This authority is incorporated for the purpose of acquiring, furnishing, equipping, owning, improving, enlarging, operating and maintaining a building or buildings, automobile parking lots or structures, recreational facilities, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for use for any legitimate public purpose of the City of Farmington.

ARTICLE IV

POWERS AND DUTIES:

Section 1. The Authority shall be a body corporate with power to sue and be sued in any court of the State of Michigan.

Section 2. The Authority and the incorporating unit shall have the power to enter into a contract or contracts whereby the Authority will acquire property necessary to accomplish the purposes of this incorporation and contemplated by the terms of the enabling act and lease said property to the incorporating

unit for a period of not to exceed fifty (50) years; which contracts may be either a full faith and credit general obligation of the incorporating unit or shall not be a full faith and credit general obligation of the incorporating unit. The contract with the incorporating unit may also provide that the incorporating unit shall pay all costs and expenses of operation and maintenance of the property and the operating expenses of the Authority, including expenses incidental to the issuance and payment of bonds, and such contract may provide that the obligation of the incorporating unit thereunder for the payment of any rental required thereby shall not be subject to any setoff by the incorporating unit or any abatement of cash rentals for any cause, including but not limited to casualty that results in the property being untenable. The incorporating unit shall have such rights to sublet or assign property leased from the Authority as provided in the aforesaid Act 31, as now or hereafter amended.

Section 3. For the purpose of accomplishing the objects of its incorporation, the Authority may acquire property by purchase, construction, lease, gift, devise or condemnation, and for the purpose of condemnation, it may proceed under the provisions of Act No. 149 of the Public Acts of 1911, as amended, or any other appropriate statute.

Section 4. For the purpose of defraying all or part of the cost of acquiring, improving, and enlarging any building or buildings, automobile parking lots or structures, recreational facilities and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, and furnishing and equipping the same the Authority, (a) after execution and delivery of a full faith and credit general obligation contract of lease, as provided in Act 31 of the Public Acts of Michigan (Extra Session) 1948, as amended, may by ordinance or resolution duly adopted by a majority vote of the elected members of the Commission of the Authority issue its negotiable bonds in anticipation of the contract obligations of the incorporating unit to make cash rental payments to the Authority and may pledge the receipts from such payments for payment of said bonds and the interest thereon; (b) after execution of a contract of lease which is not a full faith and credit general obligation of the incorporating unit as provided in Act 31 of the Public Acts of Michigan (Extra Session) 1948, as amended, may by ordinance or resolution duly adopted by a majority vote of the elected members of the Commission of the Authority issue its negotiable bonds in anticipation of the contract obligations of the incorporating unit to make cash rental payments to the Authority and may pledge the receipts from such payments for payment of said bonds and the interest thereon; in both cases as provided by and subject to and in accordance with Act 31 of the Public Acts of Michigan (Extra Session) 1948, as amended. Bonds shall not be issued unless the property has been leased by the Authority to the incorporating unit for a period extending beyond the last maturity of the bonds

November 7, 1977

and no maturity shall in any event be more than forty (40) years from the date of the bonds. In addition, the Authority shall have the power to issue such other bonds as it may be authorized to issue under the general laws of the State of Michigan said bonds to be issued in accordance with and subject to the provisions of such other laws. No bonds of the Authority shall be delivered to the purchasers thereof in any event until such time as all rights of referendum with respect to said bonds or any contract between the Authority and the incorporating unit shall have expired without a referendum petition being filed, or if a referendum petition is filed with respect thereto, until after an election approving said contract or the issuance of the bonds as may be required by law shall have been held and the same approved by a majority vote of the electors of the incorporating unit voting thereon.

Section 5. When all bonds issued pursuant to the provisions of the enabling Act under which the Authority is incorporated shall have been retired, the Authority shall convey title to the property acquired hereunder to the incorporating unit until in accordance with directions of the governing body of the incorporating unit or any agreement adopted by the governing body of the incorporating unit.

Section 6. All property owned by the Authority shall be exempt from taxation by the State or any taxing unit therein.

Section 7. The Authority shall possess all the powers necessary to carry out the purpose of its incorporation, including the incidental powers necessary thereto. The powers herein granted shall be in addition to those granted by any statute or charter, and the enumeration of any power either in these Articles of Incorporation or in the enabling Act, shall not be construed as a limitation upon such general powers.

Section 8. The term of this corporation and Authority shall be perpetual, or until terminated in accordance with law and in any event shall not be less than or terminated prior to the time that all bonds or other obligations of the Authority are paid in full.

ARTICLE V

GOVERNING BODY - OFFICERS:

Section 1. The Authority shall be directed and governed by a Board of Commissioners of three (3) members known as the "Commission", each to be elected by the City Council of the City of Farmington. No member of the legislative body of the incorporating unit shall be eligible for membership or appointment to this Authority.

Section 2. The terms of the three (3) Commissioners constituting the first Commission shall be for a term of years as follows: one Commissioner for a term ending on June 30, 1980; one Commissioner for a term ending on June 30, 1979, and one Commissioner for a term ending on June 30, 1978, respectively. Thereafter, succeeding Commissioners shall serve for three-year terms.

Section 3. The Commission shall designate one of its members as Chairman, one of its members as Secretary, and a Treasurer who need not be a member of the Commission, each to be designated for such term in office as may be fixed by the bylaws.

Section 4. The Commission shall adopt and may amend bylaws and rules of procedure consonant with the provisions of the enabling act and provide therein for regular meetings of the Commission.

Section 5. The Commission shall adopt a corporate seal.

Section 6. The Chairman shall preside at meetings of the Commission and may sign and execute all authorized bonds, contracts, checks and other obligations and execute interest coupons with his facsimile signature in the name of the Authority when so authorized by the Commission. He shall do and perform such other duties as may be fixed by the bylaws and from time to time assigned to him by the Commission.

Section 7. The Secretary shall keep the minutes of all meetings of the Commission, and of all committees thereof, in books provided for that purpose. He shall attend to the giving, serving and receiving of all notices or process of or against the Authority. He may sign with the Chairman in the name of the Authority all bonds, contracts and other obligations authorized by the Commission, and when so ordered, he shall affix the seal of the Authority thereto. He shall have charge of all books and records which shall at all reasonable times be open to inspection and examination of the Commission or any member thereof, and, in general, perform all the duties incident to his office. The Secretary shall preside at meetings of the Commission in the absence of the Chairman.

Section 8. The Treasurer shall have custody of all the funds and securities of the Authority which may come into his hands or possession. When necessary or proper, he shall endorse in behalf of the Authority for collection, checks, notes, and other obligations, and shall deposit them to the credit of the Authority in a designated bank or depository. He shall sign all receipts and vouchers for payment made to the Authority. He shall jointly with such other officer as may be designated by the Commission sign all checks, promissory notes and other obligations of the Authority when so ordered by the Commission. He shall render a statement of his cash accounts when required by the Commission. He shall enter regularly in the books of the Authority to be kept by him for the purpose full and accurate accounts of all moneys received and paid by him on account of the Authority, and shall, at all reasonable times, exhibit his books and accounts to the Commission or any member thereof when so required. He shall perform all acts incidental to the position of Treasurer fixed by the bylaws and as assigned to him from time to time by the Commission. He shall be bonded for the

November 7, 1977

faithful discharge of his duties as Treasurer, the bond to be of such character, form and in such amount as the Commission may require.

Section 9. Annual compensation, if any, for the members of the Commission shall be fixed by the Commission when approved by a majority of the City Council of the City of Farmington. No Commissioner who holds any paid public office or public employment shall receive any salary as such Commissioner.

Section 10. Vacancies occurring in the office of the Commission shall be filled by the City Council of the City of Farmington for the unexpired term.

Section 11. A Commissioner may be removed from office for cause by an affirmative majority vote of the City Council of the City of Farmington.

Section 12. The books and records of the Authority and of the Commission, officers and agents thereof shall be open to inspection and audit by the City of Farmington at all reasonable times. The Authority shall submit an annual report to the City of Farmington.

ARTICLE VI

The City Clerk of the City of Farmington shall cause a copy of these Articles of Incorporation to be published once in the Farmington Observer Newspaper, being a newspaper circulated within the City of Farmington, as provided in the enabling Act, such publication to be accompanied by a notice that valid incorporation of the Authority shall be conclusively presumed unless questioned in a court of competent jurisdiction as provided in Act 31 of the Public Acts of Michigan (Extra Session) 1948, as amended.

ARTICLE VII

AMENDMENTS:

Amendments may be made to these Articles of Incorporation as provided in Section 10 of the aforesaid Act 31 of 1948.

ARTICLE VIII

REGISTERED OFFICE:

Location of registered office and post office address is:

Office of the City Clerk

23600 Liberty Street
Farmington, Michigan 48042

These Articles of Incorporation shall become effective and be in full force and effect ten (10) days after their adoption, as provided in Section 6 of the aforesaid Act. 31.

IN WITNESS WHEREOF, the incorporating unit has adopted and authorized to be executed these Articles of Incorporation in behalf of the City of Farmington, a municipal corporation, of the State of Michigan, by the Mayor and City Clerk of the City of Farmington.

CITY OF FARMINGTON

Mayor

City Clerk

MISCELLANEOUS

PUBLIC COMMENT

Mrs. Nancy Leonard questioned the practice of the DPW crews dumping chunks of cement on the hills on the north side of Shiawassee after repairing the road in the area; Mrs. Leonard also asked about the leaf pickups. City Manager Deadman explained the delay caused by the city not receiving the new equipment due to a supplier's strike.

Councilman Hartsock questioned the advisability of allowing the burnings of leaves under certain circumstances.

Comments were heard from Mr. Gregory Faydenko regarding his plans for a 'rock band'.

Mrs. JoAnne McShane presented Council with the Award won by the Farmington Beautification Committee at the annual Keep Michigan Beautiful Awards Banquet in Lansing.

11-77-463

Motion by Tupper, supported by Hartsock, to receive and file the Financial Report - General Fund - for the 9 months ended September 30, 1977. Motion carried, all ayes.

11-77-464

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report - Water & Sewer Fund - for the Quarter ended September 30, 1977. Motion carried, all ayes.

11-77-465

Motion by Bennett, supported by Tupper, to receive and file the Department of Public Safety Third Quarter Report. Motion carried, all ayes.

11-77-466

Motion by Bennett, supported by Yoder, to meet in private session to consider a personnel matter at the conclusion of this meeting. Motion carried, all ayes.

11-77-467

Motion by Yoder, supported by Bennett, to receive and file the Farmington Community Library Financial Report for the year, ended June 30, 1977. Motion carried, all ayes.

11-77-468

Motion by Tupper, supported by Bennett, to receive and file the Farmington Youth Assistance Quarterly Reports. Motion carried, all ayes.

Councilman Tupper stated he wanted to publicly thank Mayor Richardson for his interest in the community and the many activities in which he had been involved in for the city and fine job he had done for the City Council. He wished him well in his upcoming endeavors and suggested a proclamation be developed in his honor.

11-77-469

Motion by Tupper, supported by Bennett, that a proclamation be developed thanking Mayor John H. Richardson for his service to the community and the city, during his tenure as City Councilman. Motion carried, all ayes.

Mayor Richardson stated he had enjoyed every minute of his term as City Councilman and would continue to serve the City in whatever capacity or if need should arise.

RESOLUTIONS AND ORDINANCES

11-77-470

Motion by Bennett, supported by Tupper, to adopt the following ordinance:

ORDINANCE NO. C-420-77

AN ORDINANCE TO AMEND SECTION 9.142 (5) OF CHAPTER 90 OF TITLE IX OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

9.142 Disorderly Persons. AMEND SUB-SECTION (5) AS FOLLOWS:

- (5) Anyone who is intoxicated in a public place and who is either endangering directly the safety of another person or of property or is acting in a manner that causes a public disturbance.

This ordinance was introduced at a Regular Meeting of the Farmington City Council on October 17, 1977; was adopted and enacted at the next regular meeting on November 7, 1977,

and will become effective ten days after publication.

AYES: Tupper, Yoder, Bennett, Hartsock, Richardson.

NAYS: None

11-77-471

Motion by Yoder, supported by Tupper, to adopt the following ordinance:

ORDINANCE NO. C-421-77

AN ORDINANCE TO AMEND SECTION 10.4 OF CHAPTER 105 OF TITLE X OF THE CODE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

10.4 Changes in Code. Subsequent numbers used shall refer to the like-numbered sections of the Uniform Traffic Code:

1.0003 Bicycle. AMEND SECTION TO READ:

"Bicycle" means a device propelled by human power upon which a person may ride, having either 2- or 3-wheels in a tandem or tricycle arrangement, all of which are over 14 inches in diameter.

1.016a Motor-driven cycle. ADD NEW PARAGRAPH (c) AS FOLLOWS:

(c) "Moped" means a 2- or 3-wheeled vehicle with operable pedals which is equipped with a motor that does not exceed 50 cubic centimeters piston displacement, produces 1.5 brake horsepower or less, and cannot propel the vehicle at a speed greater than 25 miles per hour on a level surface.

1.044 Vehicle. AMEND SECTION TO READ:

"Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices exclusively moved by human power or used exclusively upon stationary rails or tracks.

5.62 Driver's License Required; Motorcycle Indorsement; Change of Residence. ADD NEW PARAGRAPH (4) AS FOLLOWS:

(4) A person, before operating a Moped upon a highway shall procure a special restricted license to operate a Moped unless the person has a valid operator's or chauffeur's license. A special restricted license to operate a Moped may be issued to a person 15 years of age or older if the person satisfies the Secretary of State that he is competent to operate a Moped with safety. The Secretary of State shall not require a road test before issuance of a special restricted license to operate a Moped.

This ordinance was introduced at a regular meeting of the Farmington City Council on October 17, 1977; was adopted and enacted at the next regular meeting on November 7, 1977; and

COUNCIL PROCEEDINGS -17-
November 7, 1977

will become effective ten days after publication.

AYES: Yoder, Bennett, Hartsock, Richardson, Tupper
NAYS: None

ANTI-RECESSION FISCAL ASSISTANCE FUNDS

11-77-472

Motion by Bennett, supported by Yoder, to adopt the following resolution:

WHEREAS, the City of Farmington will be receiving funds from time to time during the fiscal year 1977-78 from the Federal Antirecession Fiscal Assistance program;

BE IT THEREFORE RESOLVED that the City of Farmington allocate these funds as they are received to the Public Safety Department Officers Salaries budget account for the fiscal year 1977-78.

AYES: Bennett, Hartsock, Richardson, Tupper, Yoder.
NAYS: None
ABSENT: None
RESOLUTION DECLARED ADOPTED NOVEMBER 7, 1977..

CLAIMS AND ACCOUNTS

11-77-473


Motion by Bennett, supported by Tupper, to approve payment of the monthly bills as submitted: General Fund \$11,592.14; Water & Sewer Fund \$51,455.33.

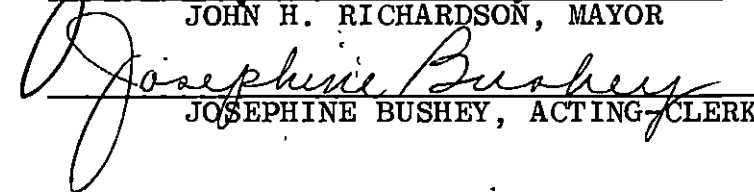
AYES: Hartsock, Richardson, Tupper, Yoder, Bennett.
NAYS: None
MOTION CARRIED, ALL AYES.

ADJOURNMENT

Motion by Tupper, supported by Bennett, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 11:10 P.M.



JOHN H. RICHARDSON, MAYOR


JOSEPHINE BUSHEY, ACTING-CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, November 21, 1977, in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Pro-tem Richard L. Tupper.

ROLL CALL: PRESENT: Councilman Bennett, Buckler,
Hartsock, Tupper, Yoder.

ABSENT: None.

CITY OFFICIALS PRESENT:

City Manager Deadman, Director Byrnes,
Director Jones, City Engineer Papke,
Attorney Kelly and Clerk Viane.

ORGANIZATION OF NEW COUNCIL

City Manager Deadman was appointed as Temporary Chairman to conduct the election of Mayor and Mayor Pro-tem for the City of Farmington.

City Manager Deadman opened the meeting for nominations for the office of Mayor of the City of Farmington.

Councilman Bennett nominated Richard L. Tupper for Mayor of the City of Farmington. There were no other nominations made.

Motion by Yoder, supported by Bennett, to close the nominations. Motion carried, all ayes.

Chairman Deadman asked those in favor of nominee Richard L. Tupper for Mayor to signify by voice vote. All ayes, no nays. Chairman Deadman declared Richard L. Tupper as the new Mayor of the City of Farmington.

Nominations were declared open for the office of Mayor Pro-tem of the City of Farmington.

Councilman Buckler nominated Councilman William S. Hartsock for Mayor Pro-tem. There were no other nominations made.

Motion by Yoder, supported by Bennett, to close the nominations. Motion carried, all ayes.

Chairman Deadman asked those in favor of nominee William S. Hartsock for Mayor Pro-tem to signify by voice vote. All ayes, no nays. Chairman Deadman declared William S. Hartsock as the new Mayor Pro-tem of the City of Farmington.

City Manager Deadman turned the meeting over to Mayor Tupper.

COUNCIL PROCEEDINGS -2-
November 21, 1977

Dr. John H. Richardson asked for permission to make a few comments to the Council and proceeded to present the new Mayor Tupper with miscellaneous memorabilia associated with his new office as Mayor.

Mayor Tupper presented former Mayor Richardson with a Resolution honoring him for his dedication and many worthwhile contributions to the community.

Mayor Tupper thanked the Council for electing him as Chairman of the Council and as Mayor to represent the City of Farmington and congratulated Mayor Pro-tem Hartsock on his election.

MINUTES OF PREVIOUS MEETING

11-77-474

Motion by Bennett, supported by Hartsock, to receive and approve the minutes of the previous meeting of November 7, 1977 as printed. Motion carried, all ayes.

BID OPENING: \$33,000 Special Assessment
 4,000 General Obligation
DOWNTOWN-PARKING LOT "A" BONDS

City Clerk Viane advised that one bid had been received in response to the advertisement published in the Observer Newspaper for the sale of the 1977 Special Assessment and General Obligation Parking Bonds (District No. 77-68). The bid was received from National Bank of Detroit and was as follows:

<u>Maturity</u>	<u>Interest Rate</u>	<u>Premium</u>	<u>Net Interest Cost</u>	<u>Net Rate</u>
1978--1985	5 5/8	-0-	\$9,704.69	
1986	5 3/4			5.6504

11-77-475

Motion by Yoder, supported by Bennett, to adopt the following resolution:

WHEREAS, November 21, 1977 at 8:00 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$33,000.00 1977 Special Assessment Parking Bonds and \$4,000 1977 General Obligation Parking bonds of the City of Farmington, County of Oakland, Michigan;

AND WHEREAS, said bids have been publicly opened and read;
AND WHEREAS, the following bids have been received;

<u>Bidder</u>	<u>Maturity</u>	<u>Int. Rate</u>	<u>Premium</u>	<u>Gross Interest Cost</u>	<u>Net Interest Rate</u>
National Bank of Detroit	1978-1985 1986	5 5/8 5 3/4	-0-	\$9,704.69	5.6504

AND WHEREAS, the bid of National Bank of Detroit has been determined to produce the lowest interest cost to the City;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of National Bank of Detroit as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

NEDRA VIANE, CITY CLERK

PUBLIC HEARING

CASS COURT CUL-DE-SAC IMPROVEMENT

Mayor Tupper opened the public hearing on the proposed improvements to the Cul-de-Sac of Cass Court. Residents had been advised of the public hearing by first-class mail.

Comments regarding the paving were heard from the following affected homeowners:

- Mr. Stanley Vranish, 34246 Cass Ct.
Opposed to the improvements
- Mr. Michael Klimm, 34278 Cass Ct.
Opposed to method of payment
- Mr. Raymond Coccimiglio
Opposed because of cost
- Mr. Val Guilmette, 33502 Shiawassee
Questioned cost of engineering

Mr. Klimm stated that the reason the roadway was in need of repairs was that heavy machinery used by the builder of the residence at 34262 Cass Ct. had made the repairs necessary. It was his opinion that the owner of this property should pay for the proposed repairs.

11-77-476

Motion by Hartsock, supported by Yoder, to close the public hearing regarding necessity for paving the cul-de-sac on Cass Ct. Motion carried, all ayes.

11-77-477

Motion by Yoder, supported by Bennett, to table the decision on necessity for paving the cul-de-sac of Cass Ct. until the next regular meeting of the Council. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

PLANNING COMMISSION MINUTES 11/14/77

City Manager Deadman highlighted the proceedings of the Planning Commission meeting of November 14, 1977 in which the Planning Commission voted to recommend to the Farmington City Council that the property on Freedom Road owned by the Michigan Osteopathic Association be brought into conformity by changing the zoning of the property from R-3 Multi-Family District to R-1-0 One-Family Office District.

11-77-478

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Planning Commission minutes of November 14, 1977. Motion carried, all ayes.

11-77-479

Motion by Hartsock, supported by Buckler, to receive and file the Farmington Historical Commission minutes of October 19, 1977. Motion carried, all ayes.

11-77-480

Motion by Bennett, supported by Yoder, to receive and file the Farmington Board of Canvassers minutes of November 8, 1977. Motion carried, all ayes.

11-77-481

Motion by Hartsock, supported by Bennett, to receive the minutes of the Farmington Board of Education dated November 1, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FOR VARIANCE TO SIGN ORDINANCE
DR. LEWIS W. HARP, 23280 FARMINGTON ROAD

Dr. Lewis W. Harp, is requesting permission to remove all of the existing signs from the ground sign installed in front of 23280 Farmington Road, to enclose the existing steel pole in wood, and install a single sign advertising his clinic. He further proposes to decoratively landscape the area around the base of the sign. The city's sign ordinance prohibits the installation of a ground sign in the Central Business District and further requires the removal of the existing ground sign whenever alterations are made to the existing sign. It will be necessary for Dr. Harp to obtain a variance to the ordinance requirements of Section 8.42, Section 11.

11-77-482

Motion by Bennett, supported by Yoder, to table the request from Dr. Harp until the next regular meeting and request Dr. Harp to return with a proposal including the materials that would meet the standard of non-combustible materials and other specifications that he might like to propose. Motion carried, all ayes.

Mrs. Julie Hacker, 23200 Power Road, has requested permission to appear before Council to discuss the dumping of snow by the City in the parking area off Power Road north of Grand River, at the City Park. Mr. Hacker was present in the audience to represent Mrs. Hacker. It was pointed out to Mr. Hacker that the city had been depositing snow at this location for many years and that alternative locations are just not available.

REQUEST FROM CITY OF OAK PARK FOR
SUPPORT OF HOUSE BILL 5140

The City of Oak Park has requested Council to support House Bill 5140 which would provide for closed school buildings to be used for a variety of educational and social purposes. Under the provisions of this bill, the Department of Social Services would provide grants to local agencies for converting closed school buildings into community centers, senior citizen centers, day-care centers, medical or dental facilities, or recreational centers. The cost of the conversion would be provided through State Grants which would pay up to 80% of the renovation costs. Prior to the renovation, the building would either be leased or transferred by the School District to the local agency planning the renovation.

It would appear that the uses outlined in the Oak Park resolution do not include the conversion of a school facility to a court facility. City Manager Deadman stated that he had requested a copy of the proposed bill from our local representative for review, and the possibility of requesting that the uses be expanded so other uses would qualify for State Grants:

11-77-483

Motion by Bennett, supported by Hartsock, to table the request for support of House Bill 5140 until a copy of the bill has been received and Council has an opportunity to review the bill. Motion carried, all ayes.

PROPOSED LEASE AGREEMENT
47th DISTRICT COURT FACILITY

City Manager Deadman advised Council that the City of Farmington Hills City Council had adopted a Resolution of Intent to enter into a lease agreement for the use of the Ten Mile School as a District Court Facility. The resolution provides for an equitable method of cost sharing for the development of a new district court facility and would provide the mechanism under which the Building Authority could begin to develop lease agreements for review by the two City Councils. City Manager Deadman recommended that if the City of Farmington intends to participate with Farmington Hills in providing a new District Court facility, a similar resolution should be adopted by Council.

11-77-484

Motion by Yoder, supported by Bennett, to adopt the following resolution:

WHEREAS, the City of Farmington and the City of Farmington Hills

COUNCIL PROCEEDINGS -6-
November 21, 1977

in cooperation with the 47th District Court, have investigated various plans in connection with the establishment of a central court facility in the West wing of the Ten Mile school building, Farmington, Michigan; and

WHEREAS, the Farmington Public Schools, pursuant to a letter dated November 2, 1977, from Lewis Schulman, Superintendent of Schools, have indicated a willingness to sell said premises to an appropriate Building Authority established by either one or both of the Cities for a purchase price of One Hundred Fifteen Thousand (\$115,000.00) Dollars; and

WHEREAS, the City of Farmington has established or is in the process of establishing a Building Authority, which Building Authority would purchase said premises and lease same to the Cities of Farmington and Farmington Hills for use by the 47th District Court; and

WHEREAS, both the City of Farmington and the City of Farmington Hills have reached a tentative agreement on the sharing of the costs for the 47th District Court, including an annual rental charge therefor; and

WHEREAS, both the City of Farmington and the City of Farmington Hills have reviewed plans which call for improvements to said facility costing an estimated Five Hundred Thousand (\$500,000.00) Dollars; and

WHEREAS, both the City of Farmington and the City of Farmington Hills intend to lease said facility from the Farmington Building Authority for a minimum term of that needed to pay off any and all bonds which may be authorized and sold in order to finance this project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmington:

1. That the City of Farmington hereby declares its intent to enter into a Lease Agreement with the City of Farmington Hills as lessee and the City of Farmington Building Authority as lessor for use of the west wing of the Ten Mile school building, including approximately four (4) acres of adjacent property, for a minimum term of that amount of time which is necessary to pay off the Building Authority bonds which are authorized and sold in order to finance this project.
2. That the amount of rent for said Lease to be paid by the City of Farmington shall be based on the existing formula which each of the Cities are now operating under and sharing the expenses of the Court pursuant to a formula based on fifty (50%) percent population and fifty (50%) percent case load.
3. That the project improvement plans will be implemented as soon as possible and shall be subject to a maximum appropriation of Five Hundred Thousand (\$500,000.00) Dollars.

COUNCIL PROCEEDINGS --7--
November 21, 1977

4. That the Lease Agreement shall contain a provision that at the end of the term of the Lease and/or at such other time as the bonds are paid off which were used to finance the project, that the City of Farmington would own an undivided interest in said premises which would be equal to the City of Farmington's proportionate share of the costs that it paid in relation to the City of Farmington Hills' proportionate share of the costs it paid.

5. That if the financing of the 47th District Court shall be taken over by either the County of Oakland and/or the State of Michigan during the term of said Lease, the City of Farmington will be entitled to a return of its capital investment on an equitable basis pursuant to the above-mentioned formula.

6. That this Resolution shall be effective when the City of Farmington Hills adopts a similar Resolution.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

NEDRA VIANE, CITY CLERK

APPOINTMENT OF PROJECT AUDITOR
PUBLIC WORKS GRANT PROJECT

In accordance with the regulations established for the administration of Public Works grants, the city is required to appoint a Project Auditor. The guidelines require that an auditor be appointed prior to the completion of the project.

The city's auditing firm, Plante & Moran, have submitted a proposal to audit the city's Public Works Grant Project for an amount not to exceed \$3,000.00.

11-77-485

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the Proposal to Audit the city's Public Works Grant Project as submitted by Plante & Moran, CPA, Southfield, Michigan, and hereby appoints Plane & Moran, CPA, as Project Auditors for the city's Public Works Grant Project, in an amount not to exceed \$3,000.00 (Three Thousand) Dollars.

AYES: Hartsock, Tupper, Yoder, Bennett, Buckler

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

NEDRA VIANE, CITY CLERK

BIDS: ADMINISTRATIVE AND
DETECTIVE BUREAU VEHICLES

The following bids were received on November 16, 1977 at 10:00 A.M. for two (2) Compact Size 4-Door Administrative Vehicles:

TOWN & COUNTRY DODGE 31015 Grand River Farmington MI 48024	2 - 1978 Dodge Aspen \$9,033.06 <u>- 350.00</u> (trade-ins)	\$8,683.06
DAMERON MOTOR SALES 29301 Grand River Farmington MI 48024	2 - 1978 Plymouth Volare \$9,272.00 - 200.00 (trade-ins)	\$9,072.00
ROGER PENSKE CHEVROLET 28111 Telegraph Road Southfield MI 48075	2 - 1978 Chevrolet Malibu \$9,930.00 750.00 (trade-ins)	\$9,180.00
ROGER PECK CHEVROLET 30250 Grand River Farmington MI 48024	2 - 1978 Chevrolet Malibu \$9,944.72 -450.00 (trade-ins)	\$9,494.72

The vehicles bid were compact sizes equipped with automatic transmission and six cylinder engines. One car will be assigned to the Public Safety Department Detective Bureau and the other will be assigned to the Office of the City Manager. The vehicles presently being used by these two departments will be transferred to the Building Department and the Department of Public Services. The trade-ins will be 1-1972 Ford Torino and 1-1972 Dodge Polara.

11-77-486

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the bid of Town & Country Dodge for Two (2) 1978 Dodge Aspen administrative vehicles in an amount of \$8,683.06, including trade-ins; and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund Budget.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

BIDS: 4-WHEEL DRIVE TRUCK
WITH SNOW PLOW

The following bids were received on November 16, 1977 at 11:00 A.M. for One (1) 3/4-ton 4-Wheel Drive Truck equipped with Snow Plow:

COUNCIL PROCEEDINGS -9-
November 21, 1977

ROGER PENSKE CHEVROLET 28111 Telegraph Road Southfield, MI 48037	\$7,135.15
TOWN & COUNTRY DODGE 31015 Grand River Farmington MI 48024	7,400.00
RED HOLMAN PONTIAC 35300 Ford Road Westland, MI 48185	7,542.00
ROGER PECK CHEVROLET 30250 Grand River Farmington MI 48024	7,637.65
TELWAY TRUCK SALES, INC. 48600 W. 12-Mile Road Novi, MI 48050	8,026.44

This equipment will be used as a maintenance vehicle during the summer months in the city park system. During the winter months, it will be used to clear snow from city parking lots and cul-de-sac type streets.

11-77-487

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby accepts the bid of Roger Penske Chevrolet, Inc., 28111 Telegraph Road, Southfield, Michigan 48037, for One (1) 3/4-ton 4-wheel drive Truck equipped with Snow Plow, in the amount of \$7,135.15; and

BE IT FURTHER RESOLVED that the funds be provided from the 1977-78 General Fund budget.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

NEDRA VIANE, CITY CLERK

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 9TH ESTIMATE PAYMENTS

The project engineer, architect and contractors on the Public Services Facility project have submitted construction estimates and payment requests for work completed through October 31, 1977. These estimates have been reviewed by the City Engineer and the city's architect and have been recommended for payment.

COUNCIL PROCEEDINGS -10-
November 21, 1977

11-77-488

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment to the following contractors and architect for work completed at the Public Works Facility Project through October 31, 1977 as follows:

K. PEMBERTON CONSTRUCTION COMPANY, INC.	\$48,233.23
COUNTY ELECTRIC COMPANY, INC.	8,271.69
EVANS MECHANICAL CONTRACTORS	26,000.04
LANE, RIEBE, WEILAND, ARCHITECTS	<u>2,762.00</u>
TOTAL PAYMENT AUTHORIZED:	\$85,266.96

BE IT FURTHER RESOLVED THAT the funds be provided from the E.D.A. Project Account.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

City Manager Deadman advised that sealing of the walls had been deleted previously because of lack of funds but funds were now available and he recommends Council approve a change order to include the sealing of the block walls, at a cost of \$4,334.00.

11-77-489

Motion by Bennett, supported by Yoder, to authorize a change order to include sealing of the masonry walls at the Public Works Facility in the amount of \$4,334.00. Motion carried, all ayes.

MASTER DEPOSITORY ACCOUNTS

Due to the election of Richard L. Tupper as Mayor, it will be necessary to amend the Master Depository Account Resolutions for the National Bank of Detroit and the Metropolitan National Bank to add the name of Richard L. Tupper and remove the name of John H. Richardson.

11-77-490

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the name of Richard L. Tupper be added to the National Bank of Detroit Master Depository Account, the Time and Savings Deposit Account and the Negotiable Certificates of Deposit and Facsimile Signatures Bank Resolutions; and

BE IT FURTHER RESOLVED that the name of John H. Richardson be removed from the above bank resolutions.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977.

COUNCIL PROCEEDINGS -11-
November 21, 1977

11-77-491

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED THAT the name of Richard L. Tupper be added to the Metropolitan National Bank of Farmington Bank accounts, and the Master Depository and Facsimile Signature Resolutions; and

BE IT FURTHER RESOLVED that the name of John H. Richardson be removed from the above accounts.

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

ABSENT: None

RESOLUTION DECLARED ADOPTED NOVEMBER 21, 1977

VALLEY VIEW CONDOMINIUM FIRE

Public Safety Director Byrnes submitted a detailed report on the Valley View Condominium fire of November 13, 1977. Fortunately no lives were lost and no one was seriously injured. Council expressed their thanks to Director Byrnes and asked him to extend thanks and appreciation to the members of the Department who participated in fighting the fire.

11-77-492

Motion by Bennett, supported by Buckler, that Council instruct Director Byrnes to express to his men our appreciation for their work in the line of duty and work beyond the call of duty. Motion carried, all ayes.

MISCELLANEOUS

PUBLIC COMMENT

Mr. Val Guilmette, 33502 Shiawasse, commented on the type of material to be used to seal the block walls at the public services facility and also the city's water supply for fighting fires such as the most recent fire at the Valley View Condominiums.

Mrs. H. Rogers, 35155 Drakeshire Place, reported a stairway at the Drakeshire Apartments without any railing for tenants' safety.

Mr. Frank Venti commented on the condominium fire and the necessity for a smoke detector in an apartment complex that would alert all residents of that building to assist in the evacuation of tenants.

OAKLAND RESOURCE RECOVERY-
ENERGY CONVERSION SOLID WASTE
DISPOSAL FACILITY PRESENTATION

Mr. George L. Schutte, Oakland County DPW and Water & Sewer Division, reviewed the plans of Oakland County for the solid waste disposal facility.

COUNCIL PROCEEDINGS --12--
November 21, 1977

APPOINTMENT OF COUNCIL REPRESENTATIVES TO
BOARDS, COMMISSIONS AND COMMITTEES

11-77-493

Motion by Yoder, supported by Hartsock, that Councilman Bennett be placed on the Planning Commission as representative of the Farmington City Council. Motion carried, all ayes.

11-77-494

Motion by Bennett, supported by Yoder, to appoint William S. Hartsock as Council representative on the Board of Zoning Appeals. Motion carried, all ayes.

11-77-495

Motion by Hartsock, supported by Buckler, to appoint Councilman Bennett to serve on the Election Commission for 1978-79. Motion carried, all ayes.

11-77-496

Motion by Bennett, supported by Yoder, to appoint Councilman Buckler to serve on the Beautification Committee as representative from the Farmington City Council. Motion carried, all ayes.

11-77-497

Motion by Bennett, supported by Hartsock, to appoint Councilman Yoder as Council representative on the Farmington Employees Retirement System Board of Trustees. Motion carried, all ayes.

11-77-498

Motion by Yoder, supported by Hartsock, to appoint Councilman Buckler to serve on the Review Committee for Special Assessment Deferred Payments. Motion carried, all ayes.

11-77-499

Motion by Bennett, supported by Yoder, to retain Mayor Tupper as Council representative to the Review Committee for Community Development Loans and Grants. Motion carried, all ayes.

11-77-500

Motion by Bennett, supported by Yoder, to appoint Mayor Tupper to serve as representative to SEMCOG, with City Manager Deadman to serve as Alternate. Motion carried, all ayes.

11-77-501

Motion by Hartsock, supported by Yoder, to appoint Councilman Buckler to serve as representative to the Farmington Area Advisory Council. Motion carried, all ayes.

11-77-502

Motion by Bennett, supported by Yoder, to appoint Councilman Hartsock to serve on the Industrial Development Committee. Motion carried, all ayes.

APPOINTMENT TO FARMINGTON BEAUTIFICATION COMMITTEE

Mrs. JoAnne McShane, Chairman of the Beautification Committee, reports there are presently two vacancies on this committee. The Committee has recommended nominating Mrs. DeDe Adams for membership to fill one of these vacancies.

11-77-503

Motion by Bennett, supported by Hartsock, to appoint Mrs. DeDe Adams, 23812 Farmington Road, to serve on the Beautification Committee. Motion carried, all ayes.

FINANCIAL REPORT FARMINGTON AREA RECREATION COMMISSION

11-77-504

Motion by Yoder, supported by Bennett, to receive and file the Farmington Area Recreation Commission Financial Report for the year ended June 30, 1977. Motion carried, all ayes.

Councilman Bennett pointed out that the Planning Commission had recommended Council consider the rezoning of the Michigan Osteopathic Association property on Freedom Road from R-3 Multiple Family District to R-1-O, One Family Office.

11-77-505

Motion by Bennett, supported by Yoder, to establish a public hearing for the purpose of considering the re-zoning of property owned by the Michigan Osteopathic Association on Freedom Road from R-3 Multiple Family to R-1-O One Family Office District on Monday, January 16, 1978 at 8:00 P.M. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

11-77-506

Motion by Yoder, supported by Hartsock, to approve the monthly bills as submitted: General Fund \$19,324.22; Water & Sewer Fund \$11,098.56.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: None

MOTION CARRIED.

Motion by Yoder, supported by Bennett, to adjourn the meeting. Motion carried, all ayes.

Meeting was adjourned at 10:30 P.M.

Richard L. Tupper, Mayor

Nedra Viane
Nedra Viane, City Clerk

ELECTION COMMISSION PROCEEDINGS

A Regular Meeting of the Farmington Election Commission was held Monday, November 21, 1977, in the Farmington City Hall, 23600 Liberty Street, Farmington. Notice of meeting was posted in compliance with PA-267 of 1976.

ROLL CALL: PRESENT: Yoder, Kelly, Viane.
 ABSENT: None

A regular meeting of the Farmington Election Commission was called to order at 7:45 P.M. November 21, 1977 by City Clerk Viane to review the certification and determination of the City Canvassing Board for the Regular City Election held on Tuesday, November 8, 1977.

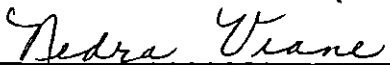
City Clerk Viane submitted the signed canvass of votes as determined by the City Canvassing Board on November 11, 1977. The following candidates were certified as Councilman as follows:

Richard L. Tupper - 4 year term ending November 1981
Alton L. Bennett - 4 year term ending November 1981
Warren A. Buckler, Jr. - 2 year term ending November 1979

Motion by Yoder, supported by Kelly, to accept the certification and determination of the Farmington City Canvassing Board for the regular city election held November 8, 1977 as submitted. Motion carried, all ayes.

City Clerk Viane reported there were 7,194 registered voters as of the close of registrations on October 11, 1977 and the total number of voters casting votes in the city election was 1,578 or 21%.

Meeting was adjourned at 7:55 P.M.



NEDRA VIANE, CITY CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, December 5, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA267-76.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Tupper and Yoder.
 ABSENT: Councilman Hartsock

CITY OFFICIALS PRESENT: City Manager Deadman, Director Byrnes, Officer Maddison, Attorney Kelly, Acting Clerk Bushey

MINUTES OF PREVIOUS MEETING

12-77-507

Motion by Yoder, supported by Bennett, to approve the minutes of the previous meeting held November 21, 1977 as printed. Motion carried, all ayes.

TABLED DECISION NECESSITY OF IMPROVING CASS COURT CUL DE SAC

12-77-508

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby agrees to abandon the proposed street improvements for the Cass Court Cul-de-sac at this time.

AYES: Bennett, Buckler, Tupper, Yoder.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: December 5, 1977

NEDRA VIANE, CITY CLERK

MINUTES OF OTHER BOARDS

12-77-509

Motion by Yoder, supported by Bennett, to receive the Farmington Election Commission minutes of November 21, 1977. Motion carried, all ayes.

12-77-510

Motion by Bennett, supported by Buckler, to receive and file the Farmington Beautification Committee minutes of November 10, 1977. Motion carried, all ayes.

12-77-511

Motion by Yoder, supported by Buckler, to receive and file the Farmington Community Library minutes of November 10, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

TABLED REQUEST DR. LEWIS W. HARP
FOR SIGN VARIANCE 23280 FARMINGTON RD.

Dr. Lewis W. Harp, Harp Chiropractic Clinic, 23280 Farmington Road, was present in the audience. Dr. Harp stated he wished to withdraw his request for a sign ordinance variance inasmuch as his plans had been changed and the sign will be mounted on the building and the post would be removed.

AMERICAN LEGION GIRLS STATE
1978 PROGRAM

Mrs. Helen M. Currie, Girls State Chairman, American Legion Auxiliary, Groves-Walker Unit #346, requests support from the Council for the 1978 Girls State Program to be held June 10-18, 1978 on the Olivet College campus. The cost for registration of one girl is \$95.00. Mrs. Currie also asks that Council designate one Councilman to whom the girl representative may report on her activities at the program upon her return.

12-77-512

Motion by Bennett, supported by Yoder, to continue our support of the Girls State Program by authorizing payment of \$95.00 for the registration of one girl to the 1978 Girls State program June 10-18, 1978 on the Olivet College campus; and

BE IT FURTHER RESOLVED, that Councilman Warren A. Buckler be designated to receive the Girls State citizen report upon her return from the program in June, 1978..

AYES: Bennett, Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock
RESOLUTION DECLARED ADOPTED: December 5, 1977.

NEDRA VIANE, CITY CLERK

REPORTS FROM CITY MANAGER

REQUEST FOR FUNDING OAKLAND COUNTY TASK FORCE

The Oakland County Task Force investigating child slayings in South Oakland County will receive funding to continue operating with 15 investigators an additional six months through June 30, 1978. There is no funding available for a clerical staff. They are seeking assistance from communities to continue the employment of approximately four clerks presently working for the Task Force.

12-77-513

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the expenditure of \$1,680.00 for the purpose of providing the City of Farmington's share for funding a clerical staff for the Oakland County Task Force investigating child slayings in South Oakland County; and

BE IT FURTHER RESOLVED that funds be provided from the 1977-78 Contingency Fund.

AYES: Buckler, Tupper, Yoder, Bennett.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED December 5, 1977.

NEDRA VIANE, CITY CLERK

BIDS - DE-ICING SALT

Bids for 1,000 tons of road de-icing salt were received at 10:00 a.m. Monday, November 28, 1977. Only one company offered a bid, The International Salt Company, 12841 Sanders, Detroit, MI 48217.

12-77-514

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby accepts the low bid of International Salt Company, 12841 Sanders, Detroit, Michigan 48217, in the amount of \$12.60 per ton, for an approximate quantity of 1,000 tons to be used during the 1977-78 winter season.

AYES: Tupper, Yoder, Bennett, Buckler.

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: December 5, 1977.

NEDRA VIANE, CITY CLERK

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR 10th ESTIMATE PAYMENT

A final construction estimate and payment request has been submitted by the city engineer, Mr. John J. Hiltz, and approval is recommended for work completed at the Public Services Facility project by Abbott-Peterson Contracting, Inc.

12-77-515-

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes final payment to Abbott-Peterson Contracting, Inc., 266 Sycamore, Oxford, MI 48051, in the amount of \$14,003.48 for work completed at the Public Services Facility, and

BE IT FURTHER RESOLVED that funds be provided for this payment from the E.D.A. Project Account.

AYES: Yoder, Bennett, Buckler, Tupper

NAYS: None

ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED DECEMBER 5, 1977.

NEDRA VIANE, CITY CLERK

PROPOSED SMOKE DETECTOR ORDINANCE

The Department of Public Safety has submitted certain amendments to the proposed Smoke Detector Ordinance previously submitted. The proposed ordinance would allow the use of battery operated smoke detectors within all existing single family and multi-family units, but would still require that smoke detectors be hard wired when installed in 'new' multi-family and single family dwelling units.

Multi-family dwelling units must install devices within six months of the effective date of the ordinance and single family dwelling owners must comply within one year of the effective date. Single family dwelling unit owners must certify that all smoke detectors as required by the ordinance have been installed and are in proper working condition at the time of sale, lease, or sub-lease of such unit. Multi-family dwelling units are required to certify in writing on or before July 1 of each year that proper maintenance has been performed on all smoke detectors. All smoke detecting devices must meet the Underwriters' Laboratory Standard No. 217.

Councilman Buckler was of the opinion that a Public Hearing should be held to receive direct communication from the residents.

Councilman Yoder did not feel the proposed ordinance would present a hardship to homeowners and was not in favor of a public hearing.

Mayor Tupper was of the opinion that enforcement was not feasible and an educational program would be necessary.

12-77-516

Motion by Yoder, supported by Bennett, to introduce Ordinance No. C-422-77 requiring smoke detector devices in all dwelling units in the City of Farmington. Motion carried, 3 Ayes; 1 Nay (Tupper); Hartsock absent.

Motion by Buckler to establish a public hearing on the need for smoke detector devices in all dwelling units died for lack of support.

PROPOSED ORDINANCE REQUIRING AUTOMATIC SPRINKLERS
IN COMMERCIAL AND MULTI-DWELLING UNITS

Fire Marshal Maddison has advised that the ordinance requirement for automatic sprinklers in storage rooms and locker rooms of multi-family dwellings and commercial buildings was deleted from the city ordinance in 1975 when the BOCA Fire Prevention Code was adopted by reference. Inasmuch as this requirement has been proven effective, it is recommended that this requirement for sprinkler systems be provided.

12-77-517

Motion by Bennett, supported by Buckler, to introduce Ordinance No. C-424-77 providing for automatic sprinklers in commercial and multi-dwelling buildings. Motion carried, all ayes; : Hartsock absent.

PROPOSED BUDGET ADJUSTMENTS - WATER & SEWER FUND

City Manager Deadman advised that as a result of the recent increase in sewer charges by the City of Detroit and the corresponding increases in our local water and sewer rates, it is necessary to amend the 1977-78 Water & Sewer Fund budget.

12-77-518

Motion by Yoder, supported by Bennett, to adopt the following resolution:

BE IT RESOLVED THAT the Farmington City Council hereby authorizes the following budget adjustments in the 1977-78 Water & Sewer Fund:

<u>REVENUES:</u>	<u>From</u>	<u>To</u>
Receiving Fund, Sewage Disposal	\$252,000	\$330,000
Operation & Maint. Fund, Transfer from		
Receiving Fund	542,160	615,360
TOTAL REVENUES	<u>794,160</u>	<u>945,360</u>

<u>EXPENDITURES:</u>		
Receiving Fund, Transfer to Operation & Maintenance Fund	542,160	615,360
Operation & Maint. Fund, Purchased Water Detroit	150,000	148,000
" " " " Oakland County	47,000	52,000
" " " Sewage Disposal-Detroit	90,000	144,000
" " " " Oakland County	18,800	25,000
" " " Maint. Sewer Lines	20,000	30,000
	<u>\$867,960</u>	<u>\$1,014,360</u>
Receiving Fund, Ending Operating Balance	23,960	28,760
Total Expenditures and Ending Oper Balance	<u>\$891,290</u>	<u>\$1,043,120</u>
Increase in Revenues	<u>\$151,200</u>	
Increase in Expend. and Ending Oper Bal.	<u>\$151,200</u>	

AYES: Bennett, Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock

RESOLUTION DECLARED ADOPTED: December 5, 1977.

PROPOSED AGREEMENT - CITY MANAGER
AND THE CITY OF FARMINGTON

A committee of Council members have prepared a proposed agreement between the City Manager and the City of Farmington for Council's approval. The proposed agreement has been reviewed by the members of Council, the City Attorney and the City Manager.

12-77-519

Motion by Bennett, supported by Buckler, to adopt the Agreement between the City Manager and the City of Farmington as presented.

AYES: Buckler, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: Hartsock
MOTION CARRIED.

Councilman Bennett stated that Mr. Deadman has worked for the City for a number of years without any agreement and that this matter came up for discussion at budget time last year and this agreement is a result of that discussion.

AUTHORIZATION TO ENTER INTO COOPERATIVE AGREEMENT
WITH OAKLAND COUNTY FOR COMMUNITY DEVELOPMENT PROGRAM

The Housing and Community Development Act requires local governmental jurisdictions participating in the County Community Development Program to enter into a cooperative agreement with Oakland County. This year some slight variations to the agreement are required to meet the provisions of the 1977 Community Development Act. The revisions establish a new formula for distribution of the funds allocated to Oakland County. The proposed cooperative agreement will cover a three year period beginning January 1, 1978 through December 31, 1981. It is estimated the City of Farmington will receive approximately \$39,000 in each of these project years.

12-77-520

Motion by Yoder, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes the City Manager to enter into a Cooperative Agreement with the County of Oakland for the purpose of executing essential Community Development and Housing Assistance Applications, plans, programs and projects eligible under the Housing and Community Development Act of 1975. Said Agreement shall be for a three year period January 1, 1978 through December 31, 1981.

AYES: Bennett, Buckler, Tupper, Yoder.
NAYS: None
ABSENT: Hartsock
RESOLUTION DECLARED ADOPTED DECEMBER 5, 1977

NEDRA VIANE, CITY CLERK.

MISCELLANEOUS

PUBLIC COMMENT

The Mayor recognized the following citizens for public comments:

Mr. Ronald Haenke, 22410 Power Road re smoke detectors
Mr. Frank Venti, regarding smoke detectors

PUBLIC SERVICES DEPARTMENT

QUARTERLY REPORT (July 1-Sept. 30, 1977)

12-77-521

Motion by Yoder, supported by Bennett, to receive and file the Department of Public Services quarterly report July 1-September 30, 1977. Motion carried, all ayes.

APPOINTMENTS TO BOARDS
AND COMMISSIONS

The term of Mr. Tracy Conroy on the Board of Review will expire December 31, 1977.

12-77-522

Motion by Bennett, supported by Buckler, to appoint Mr. Tracy Conroy to serve another three year term on the Board of Review, term to expire December 31, 1980. Motion carried, all ayes.

The terms of Mr. Donald Carrier and Mrs. Helen Durham on the Farmington Board of Canvassers will expire December 31, 1977.

12-77-523

Motion by Yoder, supported by Bennett, to reappoint Mr. Don Carrier and Mrs. Helen Durham to serve another four year term on the Farmington Board of Canvassers, term to expire December 31, 1981. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND
FOUR MONTHS ENDING OCTOBER 31, 1977

12-77-524

Motion by Bennett, supported by Yoder, to receive and file the Financial Report for the General Fund for the four months ending October 31, 1977. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

12-77-525

Motion by Bennett, supported by Buckler, to approve payment of the monthly bills as submitted: General Fund \$20,316.01 and Water & Sewer Fund \$45,144.72.

AYES: Buckler, Tupper, Yoder, Bennett.
NAYS: None
ABSENT: Hartsock.
MOTION CARRIED.

ADJOURNMENT

Motion by Bennett, supported by Yoder, to adjourn the meeting.
Motion carried, all ayes.

The meeting was adjourned at 9:35 P.M.

RICHARD L. TUPPER, MAYOR

Josephine Bushey

JOSEPHINE BUSHEY, ACTING CLERK

COUNCIL PROCEEDINGS

A Regular Meeting of the Farmington City Council was held Monday, December 19, 1977 in the Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with PA 267-1976.

The meeting was called to order at 8:00 P.M. by Mayor Richard L. Tupper.

ROLL CALL: PRESENT: Councilmen Bennett, Buckler, Hartsock, Tupper, Yoder.

ABSENT: None

CITY OFFICIALS PRESENT: City Mgr. Deadman, Director Jones, Officer Maddison, Atty. Kelly, Clerk Viane.

MINUTES OF PREVIOUS MEETING

12-77-526

Motion by Bennett, supported by Hartsock, to approve the minutes of the previous meeting as printed. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

12-77-527

Motion by Bennett, supported by Yoder, to receive and file the Farmington Planning Commission minutes of December 12, 1977. Motion carried, all ayes.

12-77-528

Motion by Yoder, supported by Bennett, to receive and file the Farmington Board of Zoning Appeals minutes of December 7, 1977. Motion carried, all ayes.

12-77-529

Motion by Bennett, supported by Hartsock, to receive and file the Farmington Historical Commission minutes of November 16, 1977. Motion carried, all ayes.

City Manager Deadman advised that the Historical Commission had officially designated three additional parcels of residential properties as a Supplementary Historical District under the authority of Chapter 43, Section 5.401, Paragraph 2 sub-section 3. The three parcels include the Porter Home, 23609 Warner, the Ed Thayer Home, 23605 Warner, and the home at 33216 Thomas Street.

12-77-530

Motion by Hartsock, supported by Bennett, to receive the Farmington Board of Education minutes of November 15, 1977. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

REQUEST FROM FARMINGTON OAKS
HOMEOWNERS ASSOCIATION REGARDING
PROPOSED SMOKE DETECTOR ORDINANCE

The Farmington Oaks Homeowners Association have requested a hearing before Council so that they may state their position regarding the proposed Smoke Detector Ordinance.

Mr. Greg McKeon, 33016 Maplenut, was present and addressed the Council on behalf of the Farmington Oaks Homeowners Association. He stated that the proposed smoke detector ordinance had produced a negative effect on the community. Those for whom he spoke considered the proposed ordinance an invasion of their privacy. He pointed out that many homeowners had already installed some type of smoke detector and that the proposed ordinance would cause some devices to become obsolete if they did not measure up to the requirements set forth in the Underwriters Laboratories Standard Number 217.

Mr. McKeon further stated that there were legal problems that could arise - that insurance companies might deny a homeowners claim if they did not install a detector in accordance with the city ordinance.

Mr. McKeon pointed out that he and his neighbors all believed in smoke detectors as they stand, but preferred that it be a voluntary decision and not mandated by the government. He concluded that those he represented in the Farmington Oaks Association of Homeowners proposed that single homes be excluded from the mandatory requirement of the ordinance.

Mr. McKeon stated that Safety has to be sold and that the individual homeowners should pursue safety through education and home programs for fire safety.

Mr. Craig Trombley, 32354 Leelane spoke in favor of adopting the proposed smoke detector ordinance.

Mr. Walter Jaske, 21243 Robinwood, President of the Farmington Meadows Subdivision Homeowners Association, stated their Board was opposed to the mandatory requirement for smoke detectors in all homes. They felt the cost to the city far outweighed the benefits and that the same benefits could be derived from a non-mandatory program that would be promoted by homeowners groups, etc.

Mr. V. O. Bates, 33113 Thomas Street, was opposed to the mandatory requirements for single homes contained in the proposed ordinance. He considered it an invasion of privacy.

COUNCIL PROCEEDINGS -3-
December 19, 1977

Mr. Oliver Schultz, 21640 Chestnut, submitted petitions signed by residents from the following subdivisions: Tall Oaks, Farmington Meadows, Bel Aire, Chatham Hills and Alta Loma, stating they objected to the proposed ordinance in its present form, that mandates smoke detectors in all private dwellings within the corporate limits of the City of Farmington.

Councilman Bennett stated that inasmuch as this was not a formal public hearing on the matter of smoke detectors, he would recommend that any further comments be heard later under Public Comments and that Council move on to the next agenda item.

LETTER FROM CONSOLIDATED MANAGEMENT
CHATHAM HILLS APTS RE SMOKE DETECTOR ORDINANCE

Mr. Nelson House, Manager of the Chatham Hills Apartments, states in a letter to Council that on behalf of the owners of the Chatham Hills Apartments, they would like to lend support towards the passage of a smoke detector ordinance.

REQUEST FROM DR. L. HARP FOR
EXPANSION OF A NONCONFORMING USE
IN THE CBD, 23280 FARMINGTON ROAD

Dr. L. Harp is presently converting the building at 23280 Farmington Road to accommodate his Chiropractic Offices. The site plan has been approved by the Planning Commission with a recommendation to Council that they permit an expansion of a nonconforming use within the Central Business District. The building was formerly a residence and, therefore, does not comply with the permitted uses within the CBD. The building, however, has been used as an office for at least the last thirty years.

12-77-531

Motion by Bennett, supported by Hartsock, to approve the expansion of the nonconforming use at 23280 Farmington Road in accordance with the drawings submitted indicating the addition of a new hallway at the rear of the building. Motion carried, all ayes.

REQUEST FOR PROCLAMATION
FARMINGTON AREA JAYCEE AUXILIARY

12-77-532

Motion by Yoder, supported by Bennett, to issue a proclamation designating January 15-21, 1978 as JAYCEE WEEK in the City of Farmington. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

PROPOSED WHOLESALE WATER & SEWER RATES
TO OAKLAND COUNTY

As a result of the annexation of the property west of Gill Road, the City of Farmington entered into an Agreement with the Township of Farmington and Oakland County to provide water and sewer to designated parcels of property. Under the terms of the agreement, it is required that the County provide water and sewer facilities to certain parcels and sell their services to the City at a whole sale rate. It is also required that the City of Farmington provide water and sewer facilities to certain areas now located in the City of Farmington Hills within the annexed area and to sell these services at a wholesale rate. Inasmuch as the area to be serviced by the City of Farmington within the City of Farmington Hills has begun to develop, it is necessary to establish a wholesale water and sewer rate to service this area.

12-77-533

Motion by Bennett, supported by Hartsock, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby establishes the following Wholesale Water and Sewer Rates to be charged to Oakland County in accordance with Exhibit "C" Sewer Service Areas and Exhibit "D" Water Service Areas, which are made a part of this resolution:

SEWER SERVICE AREAS AND CHARGES - EXHIBIT "C" attached:

	<u>Wholesale Rate</u>	<u>Meter Reading</u>	<u>Method of Payment</u>
AREA 1: City of Farmington Sewer	\$2.22/MCF	Individual meters read by City	County to issue credit to City
AREA 2: Oakland County Sewer	\$2.22/MCF	Individual meters to be read by County	County to issue credit to City
AREA 3: City of Farmington Sewer	\$2.56/MCF	Individual meters to be read by County	County to issue credit to City
AREA 4: Oakland County Sewer	\$2.22/MCF	Master meter to be read by County	County to invoice City

COUNCIL PROCEEDINGS -5-
December 19, 1977

WATER SERVICE AREAS AND CHARGES - EXHIBIT "D" attached:

	<u>Wholesale Rate</u>	<u>Meter Reading</u>	<u>Method of Payment</u>
AREA 1: Oakland County Water	\$2.95/MCF	Master meter to be read by County	County to invoice City
AREA 2: City of Farmington Water	\$3.24/MCF	Individual meters to be read by County	County to issue credit to City
AREA 3: City of Farmington Water	\$2.77/MCF	Individual meters to be read by County	County to issue credit to City

AYES: Bennett, Buckler, Hartsock, Tupper, Yoder.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 19, 1977.

NEDRA VIANE, CITY CLERK

PROPOSED IMPROVEMENTS - HALSTEAD
GRAND RIVER - M-102 INTERCHANGE AREA

City Manager Deadman advised that the Michigan Department of Highways and Transportation have developed alternative plans for the improvement of M-102 Grand River Interchange. Plans will be available for review and comment on January 10, 1978 from 4:00 p.m. to 8:00 p.m. at the City of Farmington Hills Municipal Offices.

ROUGE RIVER WATERSHED COUNCIL

The Rouge River Watershed Council was officially organized October 13, 1977 and the by laws were adopted at that time. On November 10, 1977 a tentative budget in the amount of \$9,000.00 was approved and a cost of \$500.00 was assigned to each participating community. The City of Farmington agreed to join the Council on September 19, 1977 and appointed its delegates.

12-77-534

Motion by Bennett, supported by Buckler, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby approves funding in the amount of \$500.00 as the City of Farmington's share of the Rouge River Watershed Council proposed budget for the fiscal year ending June 30, 1978.

AYES: Buckler, Hartsock, Tupper, Yoder, Bennett.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 19, 1977.

NEDRA VIANE, CITY CLERK

PUBLIC SERVICES FACILITY PROJECT
AUTHORIZATION FOR PAYMENTS

The project architect and contractors on the Public Services Facility Project have submitted construction estimates and payment requests. The estimates have been reviewed by the project architect and payment is recommended.

12-77-535

Motion by Bennett, supported by Yoder, to adopt the following resolution:

BE IT RESOLVED that the Farmington City Council hereby authorizes payment in the amount of \$90,925.28 to the following contractors and architect for work completed at the Public Services Facility project:

K. Pemberton Construction Company, Inc.	\$45,857.97
County Electric Company, Inc.	12,899.61
Evans Mechanical Contractors	29,405.70
Lane, Riebe, Weiland, Architects	<u>2,762.00</u>
TOTAL PAYMENT:	\$90,925.28

BE IT FURTHER RESOLVED that the funds be provided from the E.D.A. Project Account.

AYES: Hartssock, Tupper, Yoder, Bennett, Buckler.

NAYS: None

RESOLUTION DECLARED ADOPTED DECEMBER 19, 1977.

NEDRA VIANE, CITY CLERK

City Manager Deadman advised that the project is approximately 95% complete and a proposed 'Open House' will be held in the spring, possibly in April.

Councilman Bennett asked that the next two items on the agenda be moved to become items F and G under Miscellaneous and that persons wishing to speak under Public Comment be heard at this time. Council agreed to do so.

MISCELLANEOUS

PUBLIC COMMENT

The following persons commented on the proposed smoke detector ordinance:

Mr. Nelson House, Resident Property Manager of the Chatham Hills Apartments, stated that voluntary compliance did not work and was in favor of mandatory requirements.

COUNCIL PROCEEDINGS -7-
December 19, 1977

Mr. Jim Simmons, 21511 Birchwood, suggested mandatory sprinkler systems be considered.

Dr. Donald Wingard, 33718 Oakland, stated he felt the smoke detectors were ineffective unless well maintained; also that the city would not be able to police the ordinance compliance.

Mr. Bill Mason, 21580 Birchwood stated he was opposed to mandatory compliance for homeowners.

Mr. Craig Trombley, 33294 Leelane, was strongly in favor of the proposed ordinance.

Mr. John McDougall, 21316 Larkspur, stated he felt the ordinance needed some revamping and that he was not in favor of mandatory compliance.

Mr. Wright, Farmington Hills resident, stated to date there was no safety criteria established to allow homeowners to know which smoke detector was the best for their particular home.

Mr. Ken Kurtz, 33179 Maplenut, stated he thought the matter pertained to so many people that it should be placed on the ballot.

Mr. V. O. Bates, 33113 Thomas St., questioned the determination of what kind of smoke detector should be installed and the cost of enforcement.

Mr. Art Tashjian, 33028 Maplenut, stated he thought it was important that adequate programs for safety in the home be employed.

PROPOSED H.B. #5140
USE OF CLOSED SCHOOL BUILDINGS

City Manager Deadman submitted copies of HB 5140 to the Council. This bill would authorize grants to local agencies for converting closed school buildings to alternative uses. It is intended by the bill that the school buildings be converted to productive purposes in the fields of education and social services. Primarily, the bill restricts the conversion of a school building to activities such as community or senior citizen centers, educational purposes, medical purposes or recreational centers.

City Manager Deadman pointed out that this community's experience indicates that school buildings can be converted to uses other than social and recreational and suggested an amendment might be proposed to include other general governmental uses.

12-77-536

Motion by Bennett, supported by Hartsock, to communicate with our Senator and Representative in Lansing indicating our support of H.B. 5140 and encouraging expanded coverage to include general

governmental uses. Motion carried, all ayes.

SIX YEAR CAPITAL IMPROVEMENT
PLAN 1978-1983

The Farmington Planning Commission has adopted the 1978-83 Six Year Capital-Improvement Program which includes fifteen items in the general order of their priority. The highest priority includes the development of a Court Facility in the west wing of the Ten Mile Elementary School. Sidewalk ramps for the handicapped, local and major street improvements and a sidewalk replacement program were also given high priority.

The improvement of the city's water system also rates high priority.

Other items include the development of a senior citizen housing project somewhere within the CBD by private developers in conjunction with either the Michigan Building Authority or HUD.

Funding of Phase 2 of the Sewer Separation Program sometime in 1978 and eventually funding of Phase 3, the construction of an improved sewer system within the city, are also included.

Items which have received a lower priority include a Sanitary Sewer Infiltration Correction Program, Downtown Redevelopment, Community Parks, Recreational Facilities, Area Solid Waste Disposal System, Community Christmas Tree Lighting and Freeway Interchange. These are needed programs but the availability of funding is uncertain at this time.

12-77-537

Motion by Yoder, supported by Bennett, to receive and file the Six Year Capital Improvement Plan 1978-1983. Motion carried, all ayes.

FINANCIAL REPORT GENERAL FUND
5 MONTHS ENDED NOVEMBER 30, 1977

12-77-538

Motion by Bennett, supported by Hartsock, to receive and file the Financial Report General Fund for the 5 months ending November 30, 1977. Motion carried, all ayes.

FINANCIAL REPORT 47th DISTRICT COURT
5 MONTHS ENDED NOVEMBER 30, 1977

12-77-539

Motion by Hartsock, supported by Bennett, to receive and file the Financial Report 47th District Court for the 5 months ending November 30, 1977. Motion carried, all ayes.

AUDIT REPORT ANTIRECESSION
FISCAL ASSISTANCE FUNDS

12-77-540

Motion by Bennett, supported by Yoder, to receive and file the Audit Report Antirecession Fiscal Assistance (ARFA) Funds for the year ended June 30, 1977. Motion carried, all ayes.

AUDIT REPORT FEDERAL REVENUE SHARING
FUND COMPLIANCE YEAR ENDED JUNE 30, 1977

12-77-541

Motion by Yoder, supported by Hartsock, to receive and file the Audit Report Federal Revenue Sharing Compliance for the year ended June 30, 1977. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES

12-77-542

Motion by Bennett, supported by Hartsock, to table the adoption of Ordinance C-422-77 Smoke Detectors until the February 6, 1978 Council Meeting. Motion carried, all ayes.

12-77-543

Motion by Bennett, supported by Yoder, to adopt the following ordinance:

ORDINANCE NO. C-424-77

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON SECTION 9.302 BY ADDING A NEW SECTION DESIGNATED AS SECTION F 410.0 AUTOMATIC SPRINKLERS TO CHAPTER 91, TITLE IX, OF SAID CODE

THE CITY OF FARMINGTON ORDAINS:

9.302 Modifications to the Adopted Fire Prevention Code.

Subsequent Articles and Section Numbers refer to like numbered Articles and Sections of adopted Fire Prevention Code:

F410.1 AUTOMATIC SPRINKLERS

A system of automatic sprinklers controlled by thermostatic operating devices for the diffusion of water or approved fire extinguishing chemicals or gases shall be installed and maintained with the following requirements:

- (1) In every dwelling, except one and two family dwellings, in which locker room or space for the storage of belongings, goods, effects or properties of the individual occupants of the dwelling or space for the storage of materials or articles of combustible nature, such as paper, rags, paints, oils, cardboard boxes, and similar materials, is provided or made available, such space shall be equipped with an adequate sprinkler system, with sprinkler heads so arranged as to provide not less

COUNCIL PROCEEDINGS -10-
December 19, 1977

than one head for each 100 sq. ft. or fraction thereof, of area, and in any case if the space is divided into separate smaller compartments by any material other than open mesh screening, there shall be not less than one head over each compartment.

- (2) In all buildings, except one and two family dwellings, where incinerators are provided to burn refuse, an approved automatic sprinkler system, of one source water supply if practicable, shall be provided over the incinerator area.
- (3) All boiler rooms, storage rooms, spray booths and all hazardous locations that can be protected with sprinkler heads supplied from the existing water supply shall be so protected.
- (4) In all fully enclosed lumberyard storage buildings, woodworking plants and auxiliary structures an approved automatic sprinkler system shall be provided.

This ordinance was introduced at a Regular meeting of the Farmington City Council on December 5, 1977; was adopted and enacted at the next regular meeting on December 19, 1977; and will become effective ten (10) days after publication.

AYES: Tupper, Yoder, Bennett, Buckler, Hartsock.

NAYS: None

Councilman Bennett asked if the Salvation Army were still looking for property in view of the communication received stating they would not be able to purchase the City of Farmington property. City Manager Deadman replied that they were.

City Manager Deadman advised that appointments to the Building Authority should be made at the next Council meeting.

Councilman Bennett pointed out that the City Manager had submitted a report on the use of city owned vehicles and some action should be taken to support this policy.

12-77-544

Motion by Bennett, supported by Yoder, that the present Administrative policy on city owned vehicles be supported by the City Council. Motion carried, 4 ayes, 1 nay (Tupper).

CLAIMS AND ACCOUNTS

12-77-545

Motion by Bennett, supported by Hartsock, to approve payment of the monthly bills as submitted: General Fund \$10,283.97 and Water & Sewer Fund \$554.76.

AYES: Yoder, Bennett, Buckler, Hartsock, Tupper.

NAYS: None

COUNCIL PROCEEDINGS -11-
December 19, 1977

Motion by Hartsock, supported by Buckler, to adjourn the meeting.
The motion carried, all ayes.

Meeting adjourned at 10:20 P.M.

RICHARD L. TUPPER, MAYOR

NEDRA VIANE, CITY CLERK