

COUNCIL PROCEEDINGS

A regular meeting of the Farmington City Council was held on Tuesday, September 5, 2000 in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 8:00 p.m. by Mayor Hartsock.

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

ABSENT: None.

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

APPROVAL OF AGENDA

09-00-232 MOTION by Bush, seconded by McShane, to approve the agenda. MOTION CARRIED UNANIMOUSLY.

MINUTES OF PREVIOUS MEETINGS

09-00-233 MOTION by Campbell, seconded by Mitchell, to approve the minutes of the Special and Regular meetings of August 7, 2000 as submitted. MOTION CARRIED UNANIMOUSLY.

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

Mayor Hartsock presented a proclamation, on behalf of the Council and residents of the City of Farmington, to the Eternal Clean Monument Company and VFW Post 2269 in recognition of their efforts to restore and preserve the Farmington War Memorial.

Mr. Anthony Mallia, Quartermaster of VFW Post 2269, acknowledged the services provided by Eternal Clean Monument Company in the restoration of the Farmington War Memorial.

MINUTES OF OTHER BOARDS

09-00-234 MOTION by McShane, seconded by Bush, to receive and file the minutes of the following Boards and Commissions:

- Governor Warner Mansion Committee minutes of August 16, 2000.
- Farmington Community Library Board of Trustees Regular minutes of July 13, 2000.

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- Commission on Children, Youth and Families minutes of June 1, 2000.

MOTION CARRIED UNANIMOUSLY.

**PRESENTATION: LYNDA JEFFRIES, DIRECTOR OF EXTERNAL SERVICES,
AMERITECH, RE: "UPDATE ON SERVICES".**

Lynda Jeffries, Director of External Services, Ameritech, presented a plan, filed with the Michigan Public Services Commission, detailing a strategy for improving services. The plan included expansion of networks and use of fiber optics which would result in improved capacity, less susceptibility to precipitation and greater reliability. Ms. Jeffries indicated that the current level of service is unacceptable and is due to a shrinkage of workforce due to retirements, increased precipitation and construction.

Council questioned why retirements were not anticipated. Ms. Jeffries responded that employees have not always made known their retirement plans and when they have Ameritech offered incentives for them to stay. Council expressed concern that customers have been told to use a cell phone until service is restored and that not all customers have cell phones and also questioned why voice mail could not be provided in the interim. Council expressed concern for senior citizens and the potential risks of no phone service. Ms. Jeffries responded that, if warranted, customers can receive expedited service.

Mayor Hartsock and Council thanked Ms. Jeffries for her presentation.

QUARTERLY UPDATES

COUNTY COMMISSIONER TERRY SEVER.

County Commissioner Sever discussed the upcoming general election ballot issue, the arts millage, which calls for ½ mill to be used for Detroit-metro cultural institutions. Commissioner Sever indicated that local cultural arts programs will receive 1/3 of the ½ mill levied. The decision-making board will have 9 members with three Oakland County representatives who will have a weighted vote.

Commissioner Sever indicated a public forum will be needed soon with regard to upcoming work on Farmington Road.

DOWNTOWN DEVELOPMENT AUTHORITY EXECUTIVE DIRECTOR JUDY DOWNEY.

Director Downey reported the opening of two new businesses in Farmington: Gallery of Grace and Dollar Castle. She also stated that the Downtown Development Authority recently funded the publicity for the successful sidewalk sale held by the DFBA on August 18th and 19th. She advised Council that the Michigan Department of Treasury is requesting a payback of \$17,000 of TIF funds used for the Streetscape, an appeal will be filed. Director Downey informed Council that the summer events were popular and well attended. She further reported that she, along with other members of the Michigan Downtown and Financing Association, will be meeting with the Michigan Economic Development Commission to discuss directing more funds to the downtown areas.

GOVERNOR WARNER MANSION COMMITTEE CO-CHAIRS PENNY LEHTO AND JIM MCGLINCY.

Co-chair McGlincy reported on the success of the Governors' Ball that resulted in a net gain of \$14,000. He advised Council that 33 new "Friends of the Mansion" have been added raising the total to 164. He indicated some of the funds raised would be applied to new electrical circuits, an additional phone line and rehabilitation and maintenance of the Mansion grounds.

Co-chair Lehto expressed her gratitude to the Council and community for their support of the Governors' Ball. She informed Council that the Fall Harvest, an event to promote community awareness, will be held on October 7th and 8th. Co-Chair Lehto also informed Council that a "Holiday Thank-you" for Friends of the Mansion is being planned with the date to be determined and the annual Jaycees tree lighting is scheduled for the first weekend in December.

Co-Chair McGlincy indicated there are now 4 openings on the Committee.

Mayor Hartsock and the Council expressed their sincere gratitude to the Mansion Committee for their hard work and effort in making the Governors' Ball a success.

PETITIONS AND COMMUNICATIONS

Mayor Hartsock, with Council concurrence, suggested that agenda item 9C be moved up to accommodate Ms. Bolson.

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LETTER FROM KAREN BOLSEN, MC/MR, RE: REQUEST FOR BANNER OVER GRAND RIVER AVENUE. Administration advised that the Farmington/Farmington Hills Multicultural/Multiracial Community Council requested to hang a banner over Grand River to promote "Our Community's Heritage Celebration". Karen Bolson, Co-Chair, was present to support the request.

09-00-235 MOTION by Mitchell, seconded by McShane, to approve the request of the Farmington/Farmington Hills Multicultural/Multiracial Community Council to hang a banner, 3' x 40' in size, over Grand River Avenue between School Street and Mayfield Street, from September 8 until September 26, to promote the weeklong event, "Our Community's Heritage Celebration". MOTION CARRIED UNANIMOUSLY.

REQUEST FROM KAREN BOLSEN, MC/MR CO-CHAIR, REQUESTING CITY COUNCIL PROCLAIM THE WEEK OF SEPTEMBER 15-24, 2000 AS HERITAGE WEEK. Administration advised that the Farmington/Farmington Hills Multicultural/Multiracial Community Council requested a proclamation, in recognition of "Heritage Week", which states that racial, religious, cultural and ethnic diversity in our community is respected, nurtured and celebrated. Karen Bolson, Co-chair, was present on behalf of the MC/MR Council to discuss the many events that will occur during the week.

09-00-236 MOTION by Campbell, seconded by Bush, to issue a proclamation proclaiming the week of September 15-24, 2000 as "Heritage Week" in celebration of racial, religious, cultural and ethnic diversity in our community. MOTION CARRIED UNANIMOUSLY.

REQUEST FROM RUSSELL J. HARDING, DIRECTOR, MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY, REQUESTING CITY COUNCIL PROCLAIM THE WEEK OF SEPTEMBER 18-24, 2000 AS POLLUTION PREVENTION WEEK.

09-00-237 MOTION by McShane, seconded by Mitchell, to proclaim the week of September 18 through September 24, 2000 as "Pollution Prevention Week". MOTION CARRIED UNANIMOUSLY.

LETTER FROM KATHY TUDBALL, GENERAL CHAIRPERSON FOR "TAG DAYS" RE: FUNDRAISING EVENT. Administration advised that the Farmington High Schools' Band and Orchestra Boosters requested permission to conduct a solicitation program to raise band operating funds.

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09-00-238 MOTION by Mitchell, seconded by Campbell, to grant permission to the Farmington High Schools' Band and Orchestra Boosters to hold a "Tag Days" fund-raising event Friday, October 13, 2000 from 3:00 p.m. to 9:00 p.m. and Saturday, October 14, 2000 from 7:00 a.m. to 6:00 p.m. at the entrances of local merchants with their permission. MOTION CARRIED UNANIMOUSLY.

BOARD OF REVIEW SUMMARY REPORT 2000 – CITY ASSESSOR

John Sailer, City Assessor, reviewed the report with Council. Assessor Sailer stated there were 101 cases this year of which 37 were due to a computer error. A letter was sent out to the 37 properties with the corrected assessment amount. There were 10 protective appeals to protect the property owner's right to file an appeal with the Michigan Tax Tribunal at a later date. Total assessed value increased by \$204,000. Assessor Sailer indicated there were 17 hardship cases.

09-00-239 MOTION by Campbell, seconded by McShane, to receive and file the Board of Review Summary Report 2000. MOTION CARRIED UNANIMOUSLY.

BOARDS AND COMMISSIONS

09-00-240 MOTION by McShane, seconded by Mitchell, to accept the resignation of Michael Harrison from the Governor Warner Mansion Committee and the resignation of Virginia Britton from the Commission on Children, Youth and Families and send letters to both thanking them for their service to the City. MOTION CARRIED UNANIMOUSLY.

REPORTS FROM CITY MANAGER

CONSIDERATION OF MMRMA "ELECTRIC CHOICE" PROGRAM. Administration reviewed the "Electric Choice" program, sponsored by the MMRMA, that would provide for local governments to collectively purchase electricity through a process called "aggregation". The MMRMA plan would underwrite all costs of the analysis and recover those costs at a later date only if the program is successful. The savings on the cost of electricity through aggregation could be as much as 25%.

09-00-241 MOTION by Bush, seconded by Campbell, to participate in the Michigan Municipal Risk Management Authority (MMRMA) "Electric Choice Program," approve an Electric Choice Agreement with the MMRMA, appoint the City Manager as the member representative for the City of Farmington, and authorize the expenditure of \$100 for the membership fee to the MMRMA. MOTION CARRIED UNANIMOUSLY.

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ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF LOT SPLIT: PART OF LOT 2 AND ALL OF LOTS 5 & 6, PLAT OF HATTON GARDENS. City Manager Lauhoff reviewed the proposed lot split whereby Ms. Karen Crabill, owner of the property at 23686 Cass and Mrs. Kathy Pennywitt, the adjacent neighbor to the south, request the property line be moved 7.5' to the south. This is a mutual request by the property owners based on the actual use of both properties. If approved by the City, both owners will sign a Warranty Deed or Quit Claim Deed to transfer this 7.5' strip of land from Ms. Pennywitt to Ms. Crabill.

City Assessor Sailer has reviewed the request with regards to the Land Division Act and has found that it does not violate any requirements of the Act.

City Administration agreed with the recommendation of the City Assessor to approve the movement of the parcel line and recommended Council grant the request.

09-00-242 MOTION by Mitchell, seconded by Bush, to approve the relocation of lot line: part of lot 2 and all of lots 5 & 6, plat of Hatton Gardens, with the movement of the parcel line, between 23686 Cass and 23672 Cass, 7.5' to the south as approved by the City Assessor, John Sailer. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF BID AWARD FOR BACKHOE LOADER Administration stated that three qualified bids were received and reviewed by the Department of Public Services. Director Gushman recommended approval of the low bid from Michigan Cat.

09-00-243 MOTION by Campbell, seconded by Mitchell, to award the bid for a Backhoe/Loader to Michigan Cat in the amount of \$56,170.00; funds provided in the current fiscal year budget.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

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CONSIDERATION OF APPROVAL TO PURCHASE A CONCRETE BREAKER.

Administration stated that in accordance with the City's purchasing policy a quote was obtained from a bid conducted by the City of Kalamazoo for the purchase of a replacement concrete breaker for use on the new backhoe. The awarded vendor under the Kalamazoo bid is Jack Doheny Supplies, Inc.

09-00-244 MOTION by McShane, seconded by Bush, to approve the purchase of a concrete breaker from Jack Doheny Supplies, Inc., in the amount of \$13,834.00; funds provided in the current fiscal year budget.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL TO PURCHASE A PHOTOCOPIER FOR THE DEPARTMENT OF PUBLIC SERVICES. Administration stated that in accordance with the City's purchasing policy, a price quotation from Pitney Bowes Office Systems was obtained under their awarded bid under the State Extended Purchasing Program.

09-00-245 MOTION by Campbell, seconded by Mitchell, to approve the purchase of a photocopier from Pitney Bowes Office Systems, in the amount of \$5,859.00; funds provided in the current fiscal year budget.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION OF APPROVAL FOR EMERGENCY REPAIR TO DPW VACTOR TRUCK Administration advised that due to the "round the clock" standby status of the vactor for sewer problems, it was necessary to authorize emergency repairs. The dealer, Jack Doheny Supplies, is the only local authorized maintenance/service vendor for this equipment.

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09-00-246 MOTION by Bush, seconded by Campbell, to approve payment to Jack Doheny Supplies, Inc., in the amount of \$10,125.13 for emergency repairs to the DPW vactor truck.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO RESCIND PRIOR BID AWARD AND REAPPROVE BID AWARD FOR CIVIC THEATRE RENOVATION PROJECT – PHASE 2. Administration advised that under Phase 2 of the Civic Theatre Renovation Project, Council approved 16 awards of which the recipient of bid award No.2-16, Integrated Hardware Consultants for hollow metal doors, frames and hardware, has since gone out of business. MKA, the city's construction manager for the renovation project, has recommended Russell Hardware, a vendor that will offer the same package of materials and services as the original award at the same price.

09-00-247 MOTION by Campbell, seconded by McShane, to rescind the bid award, No. 2-16, to Integrated Hardware Consultants for hollow metal doors, frames and hardware for Phase 2 of the Civic Theatre Renovation; waive the regular bid process in the best interest of the City; and award bid no. 2-16 for Hollow Metal Doors/Frames and Hardware to Russell Hardware in the amount of \$7,000.00.

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

ORDINANCE ADOPTION

CONSIDERATION TO ADOPT ORDINANCE #C-672-2000 AMENDING CHAPTER 14, FIRE PREVENTION, ARTICLE II, SECTION 14-27, REFERENCES IN CODE.

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09-00-248 MOTION by Bush, seconded by Mitchell, to adopt Ordinance #C-672-2000 amending Chapter 14, Fire Prevention, Article II, Section 14-27, References in Code. [SEE ATTACHED ORDINANCE].

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT ORDINANCE #C-673-2000 AMENDING CHAPTER 14, FIRE PREVENTION, ARTICLE III, SECTION 14-50, HAZARDOUS CHEMICALS.

09-00-249 MOTON by Campbell, seconded by Mitchell, to adopt Ordinance #C-673-2000 amending Chapter 14, Fire Prevention, Article III, Section 14-50, Hazardous Chemicals incorporating nonsubstantive changes as proposed by the City Attorney and which do not affect the scope of the ordinance. [SEE ATTACHED ORDINANCE].

ROLL CALL

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

MOTION CARRIED UNANIMOUSLY.

MISCELLANEOUS

PUBLIC COMMENT.

Ken Hedges, 36906 Britany Hill Drive, expressed concern regarding the number of children attending "R" rated movies at the Civic Theatre. It is the opinion of Mr. Hedges that since the Civic Theatre is owned by the City there should be some form of supervision.

Dick Carvell, 33906 State Street, expressed agreement with Ms. Jeffries of Ameritech, regarding the pervasive problem of squirrels chewing through cable phone lines.

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COUNCIL COMMENTS AND ANNOUNCEMENTS.

Councilmember Bush noted two major events relative to two Councilmembers: JoAnne McShane's marriage to Will Nutting on September 1st and Mayor Hartsock turning 50 on September 2nd.

City Manager Lauhoff noted additional material given to Council with regard to upcoming events: a dinner on October 5th with the Grip Coalition and the grand opening of the Dollar Castle on September 21st. City Manager Lauhoff also noted that the budget for the Oakland County Road Commission shows Farmington Road replacement is the first item on their agenda under their safety projects. The City will arrange an informational meeting in the next couple of weeks with residents and businesses along the corridor.

CONSIDERATION TO SET MEETING WITH THE GOVERNOR WARNER MANSION COMMITTEE RE: SPECIAL EVENTS.

09-00-250 MOTION by Campbell, seconded by Bush, to set the date of September 18, 2000 at 6:00 p.m. to meet with the Governor Warner Mansion Committee re: Special Events. MOTION CARRIED UNANIMOUSLY.

APPROVE MONTHLY PAYMENTS REPORT

09-00-251 MOTION by Campbell, seconded by Mitchell, to approve the Monthly Payments Report for August, 2000. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

09-00-252 MOTION by McShane, seconded by Mitchell, to adjourn the meeting.

The meeting adjourned at 9:34 p.m.

WILLIAM S. HARTSOCK, MAYOR

PATSY K. CANTRELL, CITY CLERK/TREASURER

