

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on January 9, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Bates, Brotherton, Lindbert, Peterson and Thayer - present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Peterson that minutes of regular meeting held on December 19, 1960 be approved as published. Motion carried, all ayes.

BIDSA. REPORT ON BIDS FOR CONSTRUCTION OF PUMPING STATION FOR WATER IMPROVEMENT PROGRAM

Tabulation of bids for the construction of Nine Mile Road pumping station opened at 3:00 p.m. on December 29, at the Clerk's office and the report of Pate & Hirn, Engineers, to recommend awarding of low bid to H. Boschma, Berkley, Michigan, was submitted to the Council.

Motion by Brotherton seconded by Thayer to award the low bid for the construction of the Nine Mile Road pumping station to H. Boschma, Berkley, Michigan, in the amount of \$46,952.00 to be paid from \$250,000.00 General Obligation Bond proceeds.

ROLL CALL:

AYES: Bates, Brotherton, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

MINUTES OF OTHER BOARDSA. ZONING BOARD OF APPEALS PROCEEDINGS, JANUARY 4, 1961

Minutes of Zoning Board of Appeals held on January 4, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM BOOTH & PATTERSON, ATTORNEYS, REPRESENTING RESIDENTS OF ORCHARD ST. RE: WATER DRAINAGE PROBLEM SUBSEQUENT TO PAVING OF ORCHARD ST.

Mr. Calvin E. Patterson, Attorney, was present and requested that the Council take action to eliminate possible future water drainage damage to residents on south side of Orchard Street due to the paving of Orchard Street and the grade established. He stated that if heavy rains cause damage to their property involved, possible suit for damage will be filed against the City.

The City Manager stated that the area has been greatly improved by the paving with curb and gutter and if there is a real drainage problem, we will take steps to relieve it by the installation of either drain tile or additional inlets. The design of the street pavement was confined to meet the grade of the A & P Store and conform with the existing walks as best as possible using a maximum slope from the buildings toward the sidewalks. As part of the overall design inlets were installed between the back of curb and sidewalks at locations that felt would be critical. New sidewalks were installed, lawn area were filled with top soil for proper run off, new walks installed to the porches where grade had been changed. As an additional consideration driveways were poured with concrete approaches

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between back of curb and sidewalks so that they would be stable and new driveways where the grade had been changed were installed with gravel.

Mayor Lindbert stated that if there were any damage of property the City will take steps to eliminate the cause and instructed the City Manager to contact Pate & Hirn, Consulting Engineers, regarding future damage.

B. LIQUOR CONTROL COMMISSION RENEWAL OF LICENSES TO SELL BEER, WINE & SPIRITS FOR CONSUMPTION ON THE PREMISES

Communication from Liquor Control Commission read and placed on file.

Motion by Peterson seconded by Thayer to adopt the following resolution:

BE IT RESOLVED that the City Council of the City of Farmington has no objection to the renewal of existing licenses located within the City of Farmington for the sale of beer, wine and spirits for consumption on premises.

ROLL CALL:

AYES: Brotherton, Lindbert, Peterson, Thayer

NAYS; Bates

RESOLUTION DECLARED ADOPTED.

C. COMMUNICATION FROM MICHIGAN BELL TELEPHONE COMPANY RE: METRO-CALLING SERVICE

Mr. Hugh C. Bronaugh, Manager, and Mr. Jud Huntley, District Manager, for the Michigan Bell Telephone Company were present and explained the new proposed Metropolitan Telephone Plan for resident user in Farmington and stated that a resolution from the Council would be helpful to encourage the Utility Commission to adopt this new program.

Motion by Brotherton seconded by Peterson that a letter be sent to the Michigan Utility Commission stating Council suggests that the Metro-Calling Service be offered to residents in Farmington on an experimental and optional basis for one (1) year. Motion carried, all ayes.

REPORT OF CITY MANAGER

A. RE: APPROVAL FOR ISSUANCE OF BOND PLATES TO FARMINGTON CAB CO.

The City Manager recommended that the Council approve issuance of five (5) bond plates to the Farmington Cab Company.

Motion by Thayer seconded by Brotherton that five (5) bond plates be issued to the Farmington Veteran Cab Company for 1961. Motion carried, all ayes.

B. RE: RESTRICTING COMMERCIAL VEHICLES FROM PARKING IN RESIDENTIAL AREA

The City Manager reported that he had received several complaints regarding the parking of commercial vehicles on private property in residential area. He recommended that if the Council deems it necessary to restrict commercial vehicles, a separate ordinance should be drafted.

The City Manager and Attorney were instructed to draft a tentative ordinance allowing up to one ton commercial vehicle if housed and prohibiting anything larger than that in a residential area and include deadline date to conform.

COUNCIL PROCEEDINGS -3-MISCELLANEOUS

Member of the Council questioned the General License and fees charged and instructed the City Manager to review the provisions of Ordinance No. C-106-57 and report to Council

A. RE: AMENDMENT TO TRAFFIC CONTROL ORDER NO. 6

Motion by Peterson seconded by Thayer to amend Traffic Control Order #6 to prohibit parking on the east side of Farmington Road from Slocum to Grand River at any time. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCESA. RESOLUTION AUTHORIZING MAYOR TO EXECUTE CONTRACT WITH MICHIGAN STATE HIGHWAY DEPT. FOR MAINTENANCE OF GRAND RIVER AVE.

Motion by Brotherton supported by Peterson to adopt the following resolution:

BE IT RESOLVED, that the proposed maintenance contract with the Michigan State Highway Department, for the maintenance of Grand River Avenue (U.S. 16) through the City of Farmington for the fiscal year beginning July 1, 1960 and ending June 30, 1961 be and the same is hereby approved.

BE IT FURTHER RESOLVED, that Mr. Robert B. Lindbert, Mayor of the City of Farmington, is hereby authorized to execute said contract document and Mr. John D. Dinan, City Manager of the City of Farmington, is designated Maintenance Superintendent under the aforesaid contract.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Bates, Brotherton

NAYS: None

Resolution declared adopted.

B. ADOPTION OF SWIMMING POOL ORDINANCE

Motion by Brotherton supported by Bates to adopt and enact the following ordinance:

ORDINANCE NO. C-142-61

AN ORDINANCE OF THE CITY OF FARMINGTON TO SAFEGUARD THE PUBLIC HEALTH, WELFARE AND SAFETY BY REGULATING AND PROVIDING FOR THE INSPECTION OF SWIMMING POOLS AND APPURTENANCES, TO PROVIDE FOR PERMIT FEES AND PROVIDE A PENALTY FOR VIOLATIONS HEREOF AND TO REPEAL ALL ORDINANCES AND SECTIONS OF ORDINANCES IN CONFLICT THEREOF

THE CITY OF FARMINGTON ORDAINS:

Definitions. For purpose of this ordinance certain terms and words as used herein are defined as follows:

a. "Swimming Pool" shall mean any permanent pool erected or constructed either above or below ground that cannot be moved or removed without dismantling or abandoning by backfilling.

b. "Portable Pool" shall mean a temporary pool that can be moved or removed without dismantling or abandoning by backfilling

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Section 1.01 GENERAL All permanent pools, erected or constructed, used or intended to be used for swimming, bathing or wading, either above or below ground level, shall be in conformity with the requirements of this ordinance. All portable pools having a surface area of more than 144 square feet and a depth of more than 24 inches shall be equipped with a water recirculating and filter system as approved by the City of Farmington Building Department. All other regulations of this ordinance shall not pertain to portable pools.

Section 1.02 CLASSIFICATION (a) Any permanent or portable pool which is erected or constructed on private property which is used or intended to be used as a swimming, bathing or wading pool in connection with a private residence and available only to the family of the householder and his private guests and not open to the public, shall be classified as a private swimming pool. Private guests shall include all non-paying persons invited by householder.

(b) Public and Semi-Public Pools: Any swimming, bathing or wading pool other than a private swimming pool shall be classified as public or semi-public swimming pool and shall conform to all the laws of the State of Michigan with respect to public swimming pools and their operation and maintenance.

Section 1.03 LICENSE REQUIRED No person shall engage in the business of installing or contracting to install, alter or service any swimming pool or filtering and chlorination appurtenance covered by this ordinance unless such person is duly licensed as a Residential Maintenance and Alteration Contractor with the Michigan Corporation and Securities Commission or be a General Contractor with qualified experience and be financially solvent.

Section 1.04 PLANS AND PERMITS (a) Permits: No swimming pool or appurtenances thereto shall be constructed, installed, enlarged or altered until a permit has been obtained from the Building Department. Permits are also required for electrical and plumbing work done in connection with the pool and appurtenances thereto.

(b) Plans: Plans shall accurately and legibly show dimensions and construction of pool and appurtenances, distances to lot lines, buildings, walks, fences, details of water supply and circulating systems, drainage and water disposal systems and all other appurtenances pertaining to the swimming pool. Detail plans of structures, vertical elevations, and sections through the pool showing depth shall be included.

(c) Locations: Private swimming pools shall not be erected in the required front yard and shall not be erected closer than 6 ft. to adjoining lot line except on corner lots which shall require a 15 ft. set-back off side street lot line. No swimming pool or appurtenance thereto shall be erected or constructed on any private or public easement or within 6 ft. from rear property lines and 6 ft. from building line of principal building.

Section 1.05 DESIGN AND CONSTRUCTION (a) General: Swimming Pools if installed below grade, shall be designed and constructed to withstand the water pressure from within when full and to resist the pressure of all external forces when the pool is empty. All plans for such pools shall bear the seal of an architect or professional engineer registered in the State of Michigan certifying that the design

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meets the terms of this ordinance.

(b) Walkways: All permanent swimming pools placed below the level of the ground shall have walkways not less than 4 ft. in width extending entirely around the pool. Walkways shall be approved materials, of non-slip construction and shall slope away from the pool with a slope of 1/2 inch per foot of walk width.

Section 1.06 WATER SUPPLY, TREATMENT AND DRAINAGE SYSTEMS (a) Water Supply: All swimming pools shall be provided with a potable water supply and the supply lines shall be protected against back syphonage with not less than 6 inch air gap or a back syphonage protector in conformance with the Plumbing Code of the City of Farmington.

(b) Water Treatment: All private swimming pools shall be designed and installed so that there is a pool water turnover through an approved filter at least once every twelve (12) hours, with a filter rate of not more than five (5) gallons per minute per square foot of filter area. All recirculation systems shall be provided with an approved hair and lint strainer installed in systems ahead of the filters. Not less than one surface skimmer or overflow gutter of approved design shall be provided for each 1000 sq. ft. of surface area or part thereof.

(1) Chlorination content and Filter Rate: All private swimming shall be designed and installed so that there is a pool water turn over at least once every twelve (12) hours. Filters shall not filter water at a rate in excess of five (5) gallons per minute per square foot of filter surface area. The pool owner shall be furnished printed instructions in the proper care and maintenance of the pool, by the supplier or builder, so as to maintain minimum health requirements of the Oakland County Health Department, relative to chlorination, etc., including the use of high test calcium hypochlorite (dry chlorine) or sodium hypochlorite (liquid chlorine) or equally effective germicide and algaecide and the importance of proper P.H. (alkalinity and acidity) control.

(c) Drainage System: No swimming pool covered by this ordinance shall be directly connected into the residence sewer system. Pools may be drained into the sewer system through a slop sink properly installed inside the principal building. All drainage water ejected by pump, shall also spill into the sewer system within the property limits in conformance with the Plumbing Code of the City of Farmington.

Section 1.07 APPURTENANT STRUCTURES AND ACCESSORIES (a) Appurtenant structures, installations and equipment, such as showers, dressing rooms, equipment houses and other buildings and structures including plumbing, heating, electrical and air conditioning, among others appurtenant to a swimming pool shall comply with all the requirements of all ordinances and codes of the City of Farmington, and shall be maintained in a clean and sanitary condition to the satisfaction of the health officer. It shall not however, be necessary to be licensed as a Master Plumber to qualify for a permit to install filtering systems and drainage systems unless alterations are made to the potable water supply and the drainage system of the building such pool is to serve.

(b) Accessories: All swimming pool accessories shall be designed, constructed and installed so as not to be a safety hazard. All installations or structures for diving purposes shall be properly anchored to insure stability.

Section 1.08 SAFETY PRECAUTIONS (a) The yard space occupied by a swimming pool shall be provided with a permanent type of illumination and the electrical switch shall be permanently located outside of principal building. All such lights shall be shielded to prevent illumination of other than property on which located. There shall be no overhead

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electrical conductors installed over or within 10 ft. of any swimming pool. All metal fences, enclosures or railings near or adjacent to the swimming pool to which bathers have access, which may become electrically alive as a result of contact with broken overhead conductors or from any other cause, shall be effectively grounded.

(b) Equipment Installation: Pumps, filters and other mechanical and electrical equipment shall be enclosed in such a manner as to be accessible only to authorized persons and not to bathers. Construction and drainage shall be such as to avoid the entrance and accumulation of water in the vicinity of electrical equipment and electrically operated equipment.

(c) Fences: Every swimming pool other than those pools exempted in Section 1.01 shall be completely surrounded by a fence not less than 48 inches in height. Wooden fences shall be constructed of vertical boards not exceeding 8 inches in width and openings between such boards shall be not more than 2 inches. A dwelling house or accessory building may be used as part of such enclosure. All gates or doors open through such enclosure shall be equipped with a self-closing and self-latching device on the inside of the enclosure for keeping the gate or door securely closed at all times except that door of any dwelling house which forms a part of such enclosure need not be so equipped. Doors and gates shall be securely locked when premises are vacated for any period in excess of twenty-four (24) hours and when pool is not attended by the householder or his authorized attendant.

Cyclone fences shall be considered acceptable for the purposes of keep a pool inaccessible.

Horizontally woven wood fences are not considered acceptable for the purpose of keeping a pool inaccessible.

Section 1.09 UNNECESSARY NOISE There shall be no unnecessary loud noise such as might be made by musical instruments, shouting, whistling, yelling, singing, etc., so as to annoy or disturb the quiet comfort or repose of persons in any school, place of worship, office, dwelling and/or any persons in the vicinity.

Section 1.10 EXISTING POOLS Swimming pools, lawfully in existence at the effective date of this ordinance shall be made to conform with the provisions of Section 1.08 of this ordinance on or before June 1, 1961.

Section 1.11 VALIDITY This ordinance and the various parts, sections and clauses hereof are declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid, the remainder of the ordinance shall not be affected thereby.

Section 1.12 FEES, VIOLATIONS AND PENALTY (a) Fees for permits relative to construction, erection, alteration or installation of swimming pools governed by this ordinance shall be in the same amount as specified in Building Code Ordinance No. C-47-55, Section 1, 1.107 Building Permit Fees, for buildings and based on estimated cost of construction. The fees for permits involving the mechanical and electrical trades shall be as determined in the respective ordinances governing such installation except that a plumbing permit fee of not less than \$5.00 or more than \$10.00 shall be charged for each filter and recirculation system, in addition to fees

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required for fixtures .

(b) Violation of any part of this ordinance shall be abated within ten (10) days after receiving notice thereof from the health officer or other duly appointed representative of the City of Farmington . Immediate abatement may be ordered by the City Manager in cases of extreme necessity .

(c) Penalty: Any person, persons, firms or corporations violating any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction hereof, shall be subject to a fine not to exceed \$500.00 or to imprisonment for a term not exceeding ninety (90) days or both, such fine and imprisonment in the discretion of the court having jurisdiction .

Section 2: This ordinance shall take effect ten (10) days after its passage, and shall be published as required by the Charter of the City of Farmington .

This ordinance was introduced at a meeting of the Council on December 19, 1960 was adopted and enacted at a Council meeting of January 9, 1961 and will become effective January 22, 1961 .

ROLL CALL:

AYES: Peterson, Thayer, Bates, Brotherton, Lindbert

NAYS: None

ORDINANCE DECLARED ADOPTED .

C. ADOPTION OF MINOR LARCENY ORDINANCE .

Motion by Bates supported by Peterson to adopt and enact the following Ordinance:

ORDINANCE NO. C-143-61

AN ORDINANCE OF THE CITY OF FARMINGTON TO PROHIBIT
THE OFFENSE OF LARCENY AND TO PROVIDE PENALTIES FOR
VIOLATION THEREOF

THE CITY OF FARMINGTON ORDAINS:

Section 1. No person shall commit the offense of larceny by stealing of the personal property of another any money, goods, chattels, or any bank note, bank bill, bond, promissory note, due bill, bill of exchange, or other bill, draft, order, certificate, or any book of accounts for or concerning money or goods, due or to become due, or to be delivered, of the value of One Hundred (\$100.00) Dollars or less .

Section 2. PENALTIES Any person violating any provision of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof before a Court of competent jurisdiction shall be subject to a fine not to exceed One Hundred Dollars (\$100.00) or by imprisonment for a period of not to exceed ninety (90) days, or both such fine and imprisonment in the discretion of the Court .

Section 3. This ordinance was introduced at a meeting of the Council on December 19, 1960, was adopted and enacted at the Council meeting of January 9, 1961 and will become effective January 22, 1961 .

ROLL CALL:

AYES: Thayer, Bates, Brotherton, Lindbert, Peterson

NAYS: None

ORDINANCE DECLARED ADOPTED

D. INTRODUCTION OF ORDINANCE TO RESTRICT BACKFILLING IN FLOOD PLAIN

Motion by Bates supported by Peterson to introduce AN ORDINANCE TO REGULATE THE REMOVAL OF TOPSOIL, SUBSOIL, SAND, GRAVEL, EARTH AND OTHER MATERIALS FROM LANDS LOCATED WITHIN THE CITY OF FARMINGTON, TO REGULATE THE DEPOSITING AND DUMPING OF SAND, GRAVEL, EARTH, ROCK, STONE, CONCRETE, MINERALS, AND OTHER MATERIALS ON LANDS LOCATED WITHIN THE CITY OF FARMINGTON: TO PROVIDE FOR THE ISSUANCE OF LICENSES FOR SUCH ACTIVITIES: TO PROVIDE FOR FEES: TO PRESCRIBE RULES AND REGULATIONS AND CONDITIONS FOR THE ISSUANCE OF SUCH LICENSES: TO PROVIDE FOR BONDS TO INSURE SATISFACTORY PERFORMANCE OF THE TERMS OF SAID ORDINANCE, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

ROLL CALL:

AYES: Bates, Brotherton, Lindbert, Peterson, Thayer

Nays: None

E. BOND RESOLUTION SPECIAL ASSESSMENT PAVING 60-12 DISTRICT

Motion by Bates supported by Brotherton to adopt the following resolution:

WHEREAS, the City Council has caused to be prepared and has confirmed Special Assessment Roll No. 60-12 for the purpose of defraying the cost of street improvements in the City of Farmington;

AND WHEREAS, the City Council deems it necessary to borrow money and issue bonds in anticipation of the collection of said special assessment roll;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Bonds of the City of Farmington be issued in the aggregate principal amount of \$8,000.00 in anticipation of the collection of an equal amount of the nine (9) deferred installments of special assessments on Special Assessment Roll No. 60-12.

The said bonds shall be known as "1961 Street Improvement Bonds" and shall consist of eight (8) bonds of the denomination of \$1,000.00 each, numbered consecutively in direct order of maturity from 1 to 8, inclusive, shall bear date of March 1, 1961, and shall be payable serially as follows:

\$1,000.00 September 1st of each of the years from 1962 to 1969, both inclusive.

Bonds numbered 5 to 8, inclusive, of said 1961 Street Improvement Bonds, maturing in the years 1966 to 1969, both inclusive, may be redeemed at the option of the City, in inverse numerical order on any interest payment date on or after September 1, 1963, at par and accrued interest to the date fixed for redemption. Notice of redemption shall be given to holders of bonds to be redeemed by publication of such notice not less than thirty days prior to the date fixed for redemption, at least once in a newspaper or publication circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds. No further interest payable on bonds called for redemption shall accrue after

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the date fixed for redemption provided the City has money available for such redemption with the paying agent.

Said bonds shall be coupon bonds and shall bear interest at a rate or rates not exceeding five per cent (5%) per annum, payable on September 1, 1961, and semi-annually thereafter on March 1st and September 1st of each year. Both principal of and interest on said bonds shall be payable at a bank or trust company to be designated by the purchaser of the bonds. For the prompt payment of all of said bonds and the interest thereon as the same become due the full faith, credit and resources of the City of Farmington are hereby irrevocably pledged.

2. The Mayor and City Clerk shall sign and execute said bonds on behalf of the City and shall cause the seal of the City to be affixed thereto and the interest coupons to be attached to said bonds shall bear the facsimile signatures of said Mayor and City Clerk. Said bonds authorized by the provisions of this resolution, when executed, shall be delivered to the City Treasurer and be delivered by him to the purchaser thereof on payment of the purchase price in accordance with the bid therefor, when accepted.

3. Said 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

1961 STREET IMPROVEMENT SPECIAL ASSESSMENT BOND
(District No. 60-12)

No. _____

\$1,000.00

KNOW ALL MEN BY THESE PRESENTS that the CITY OF FARMINGTON, County of Oakland, State of Michigan, acknowledges itself indebted 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, 1961, and semi-annually thereafter on the first day of March and September of each year, on presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are hereby made payable at _____, 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 eight (8) bonds of even date and like tenor except as to date of maturity _____, aggregating the principal sum of \$8,000.00 issued in anticipation of the collection of special assessments on lands in 1960 Special Assessment District No. 60-12, made for the purpose of defraying the cost of street improvements in said District. If the moneys available from said special assessments shall be insufficient to meet the principal of and interest on this bond when the same becomes due, then moneys shall be advanced from the general funds of the City to meet such deficiency. This bond is issued in accordance with Section 10.1, Chapter 10 of the Charter of the City of

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Farmington and in accordance with a resolution duly adopted by the City Council of said City on January 9, 1961.

The right is reserved of redeeming bonds of this issue numbered 5 to 8, inclusive, maturing in the years 1966 to 1969, inclusive, in inverse numerical order, at the option of the City, on any interest payment date on or after September 1, 1963, at par and accrued interest to the date fixed for redemption. Thirty days' notice of redemption shall be given to holders of bonds to be redeemed by publication of such notice at least once in a newspaper circulated in the State of Michigan which carries, as part of its regular service, notices of sale of municipal bonds. No further interest shall accrue on bonds called for redemption after the date fixed for redemption, provided the City has sufficient moneys on hand with the paying agent for such redemption.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond exist, have been done and performed in regular and due time and form as required by law and that the total indebtedness of the City of Farmington, including this bond, does not exceed any constitutional, statutory or charter 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 March, A.D., 1961.

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 bearer hereof the sum of _____ Dollars, lawful money of the United State of America at _____, being the semi-annual interest due that date on its 1961 Street Improvement Special Assessment Bond (District No. 60-12) dated March 1, 1961, No. _____.

Mayor

City Clerk

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4. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance and sale of said bonds and upon the receipt of such approval said bonds shall be sold at private sale at the best price obtainable, but at a rate of interest not exceeding five per cent (5%) per annum.

5. The period of usefulness of said street improvements for which bonds are to be issued is estimated to be not less than thirty (30) years.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and they hereby are rescinded.

AYES: Councilmen Brothertin, Lindbert, Peterson, Thayer, Bates

NAYS: None

RESOLUTION DECLARED ADOPTED:

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Peterson that claims and accounts for month of December, 1960, be approved for payment as submitted.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Bates, Brotherton

NAYS: None

Motion carried.

B. 3RD PARTIAL ESTIMATE FOR WATER INSTALLATION TO ROCCO FERRERA IN AMOUNT OF \$13,603.50

Motion by Peterson supported by Thayer to pay 3rd partial estimate for water installation to Rocco Ferrera in the amount of \$13,603.50 to be paid from \$250,000.00 General Obligation Bond proceeds.

ROLL CALL:

AYES: Peterson, Thayer, Bates, Brotherton, Lindbert

NAYS: None


Motion carried.

ADJOURNMENT

Motion by Bates seconded by Peterson that meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:05 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on January 16, 1961.

Meeting was called to order at 8:02 p.m. by Mayor Pro-Tem Bates.

ROLL CALL: Councilmen Bates, Brotherton and Peterson present. Lindbert and Thayer absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

No action.

MINUTES OF OTHER BOARDS

Minutes of meeting of Planning Commission held on January 12, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION RE: TRANSFER OF SDM LICENSE FROM DOMINIC LANZA TO NORMAN GOERS

Motion by Brotherton seconded by Peterson to adopt the following resolution:

BE IT RESOLVED:

That the request from Norman Goers for transfer of 1960 SDM license from Dominic Lanza, located at 30790-8 Grand River Avenue, Farmington, Michigan, be recommended for approval.

ROLL CALL:

AYES: Bates, Brotherton, Peterson

NAYS: None

RESOLUTION DECLARED ADOPTED

B. COMMUNICATION RE: REQUEST TO USE MUNICIPAL COURT JURY ROOM FOR MARCH OF DIMES

Letter read from Hattie DeVriendt, Treasurer of City of Farmington March of Dimes Committee, requesting permission to use Municipal Court Jury Room for collection of funds received in Mother's March to be held on Sunday, January 29, 1961, from 2:00 to 4:00 p.m.

Motion by Peterson seconded by Brotherton to grant permission to City March of Dimes Committee to use Municipal Court Jury Room to solicit and collect funds on Sunday, January 29, 1961 from 2:00 to 4:00 p.m. Motion carried, all ayes.

MISCELLANEOUSA. APPOINTMENT TO BOARD OF REVIEW

Motion by Peterson seconded by Brotherton to appoint John Clappison to the Board of Review for a 3 year term to expire January 1, 1964. Motion carried, all ayes.

Councilman Bates questioned the authority and action by the Board of Appeals taken at the meeting held on January 4, 1961, regarding dedication of a 24 foot public right-

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of-way and construction of off-street parking facilities for multiple dwelling development at Freedom Road and Farmington Road. The City Attorney was instructed to review the action and report to the Council.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF ORDINANCE RESTRICTING BACKFILLING IN FLOOD PLAIN

Motion by Peterson supported by Brotherton to adopt and enact the following Ordinance:

ORDINANCE NO. C-144-61

AN ORDINANCE TO REGULATE THE REMOVAL OF TOPSOIL, SUBSOIL SAND, GRAVEL, EARTH AND OTHER MATERIALS FROM LANDS LOCATED WITHIN THE CITY OF FARMINGTON, TO REGULATE THE DEPOSITING AND DUMPING OF SAND, GRAVEL, EARTH, ROCK, STONE, CONCRETE, MINERALS, AND OTHER MATERIALS ON LANDS LOCATED WITHIN THE CITY OF FARMINGTON: TO PROVIDE FOR THE ISSUANCE OF LICENSES FOR SUCH ACTIVITIES: TO PROVIDE FOR FEES: TO PRESCRIBE RULES AND REGULATIONS AND CONDITIONS FOR THE ISSUANCE OF SUCH LICENSES: TO PROVIDE FOR BONDS TO INSURE SATISFACTORY PERFORMANCE OF THE TERMS OF SAID ORDINANCES, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

THE CITY OF FARMINGTON ORDAINS:

Section 1.

This Ordinance shall be known and may be cited as the City of Farmington Dumping and Soil Removal Ordinance and the word "soil" as used herein shall be Topsoil, Subsoil, Sand, Gravel, Rock, Stone and Heavy Aggregate, Earth, or any other material proposed to be removed from or dumped on land.

Section 2. The purpose of this Ordinance is to promote the public health, safety and general welfare of the residents of the City of Farmington and preserve the natural resources and to prevent the creation of nuisance and hazards to the public welfare, health, safety, morals and well being and general welfare.

Section 3. From and after the effective date of this Ordinance, it shall be unlawful for any person to dump, remove or strip any soil or other material without a permit from the City Council. No permit will be required where the moving, grading or leveling of aforesaid materials is carried on for the immediate use or development of land upon which these substances are found, pursuant to a building permit issued by the Department of Building and Safety Engineering; provided, however, that where Soil or other substances are removed from the site or development where found to another site or development that a permit as above mentioned will be required.

Section 4. PROCEDURE ON APPLICATION FOR PERMIT The application for any permit referred to in Section 3 shall be filed with the City Clerk in quadruplicate, the original of which shall be sworn to before some person lawfully authorized to administer oaths, and shall be set for the following information and shall be accompanied by the following data:

- (a) A full identification of the applicant and all persons to be directly or indirectly interested in the permit if granted.
- (b) The residence and business address of the applicant.

- (c) A complete description and location of the property on which the work is proposed to be done by a Registered Civil Engineer or Land Surveyor.
- (d) The exact nature of the proposed excavation and Soil to be removed or dumped and an estimate of the approximate number of cubic yards to be removed or dumped. This computation to be made by a Registered Civil Engineer or Land Surveyor.
- (e) A statement of the manner in which it is proposed to dump or excavate and remove the Soil or other materials, including the slope of the sides and the level of the floor, and the kind of equipment proposed to be employed in making such excavation and removing such material.
- (f) The proposed route which applicant proposes to use over the public streets and over private property in transporting such materials.
- (g) The past experience of the applicant in the matter to which the permit appertains and the name, address and past experience in such matter of the person to be in charge of the proposed operations.
- (h) Whether or not any permit of applicant has been revoked and if so, the circumstances of such revocation.
- (i) The time within such excavation or dumping is to be commenced after the granting of said permit and the time when it is to be completed.
- (j) Such further information as the City Manager, City Engineer or City Council may require.

Section 5. FILING MAP AND PAYMENT OF FILING FEE At the time of the filing of the application provided for in Section 4, the applicant shall file with the City Clerk a topographic map of the property on which the proposed work is to be done covering an area having a radius of 300 feet, so far as may be possible, from the exterior boundary of the proposed site. At the time of filing said map and application for permit, the applicant shall pay a filing fee of \$150.00. Said sum is to be used to defray the cost of engineering services, investigation, publication charges, and other miscellaneous administrative expenses occasioned by processing such application.

Section 6. INVESTIGATION AND HEARING Immediately upon the filing of an application for a permit as provided in Section 5, one copy thereof shall be delivered to the City Manager, one copy to the City Engineer. The City Engineer shall make an investigation of the facts set forth in the application and shall make a written report of his investigation, together with his recommendations, to the City Manager. The City Council shall hold a public hearing upon the application within 30 days thereafter.

Section 7. NOTICE OF HEARING ON APPLICATION Notice of hearing of said application shall be given by the City Clerk by mailing a copy thereof addressed to the applicant and to the owners of the property, as appear on the last assessment rolls of the City of Farmington, within Three Hundred (300) feet radius of the exterior boundaries of the proposed site, and at least Five (5) days prior to the date set for the hearing. Such notice shall contain a statement of the time and place of the hearing of the application, the name of the applicant, a general description of the premises where the applicant proposed to do the work, and a general statement of the size and nature of the proposed excavation or dumping area.

Section 8. PAYMENT OF PERMIT FEE ON ISSUANCE OF PERMIT At the time of the issuance of the permit, if the application for the excavation or dumping is

COUNCIL PROCEEDINGS -4-

granted, the applicant shall pay a permit fee, to cover the expenses of inspection and examination of the continued operation of the site, of \$.01 for each cubic yard estimated in the application to be removed or dumped. At any time that the number of cubic yards removed or dumped amount to the number of cubic yards set forth in the estimate filed with the original application, the permit granted shall terminate and no further materials may be removed or dumped from the site until a new application has been filed and a permit granted in the same manner as the original application and permit. The fees and/or costs hereintofore mentioned in the ordinance shall have no effect on any additional fees and/or costs as required by the City of Farmington in any other ordinances of the City of Farmington.

Section 9. DEPOSIT OF BOND AND CERTIFICATE OF INSURANCE The City Council shall require as a condition to the granting of any permit applied for pursuant to Section 5, that the applicant deposit a surety bond, in an amount to be fixed by the City Council insuring to the benefit of the City of Farmington and the general public guaranteeing that the applicant will faithfully perform all of the conditions and requirements under which the permit is issued. The City Council shall also require, as a condition to the granting of any such permit, that the applicant deposit a certificate of a responsible indemnity company, in an amount reasonably relevant to the proposed work to be done, insuring the City and the public against any loss or damage to persons or property arising directly or indirectly from the operations of the applicant, or any person acting on his behalf, in carrying on any work connected directly or indirectly with the issuance of said permit.

Section 10. CONSIDERATION BY THE COUNCIL The City Council in granting or denying any application for a permit provided for in Section 5 shall take into consideration the zoning of the proposed site, character of the applicant as respects morality, honesty and integrity, financial responsibility, and all pertinent things concerning the proposed application which may concern the health, safety, morals and well being and general welfare of the public, the preservation of natural resources and the preventing of nuisances and hazards, and shall exercise a reasonable and sound discretion in the premises.

Any permit for which application is made provided for in Section 5 shall be denied if it appears from the investigation thereof that the project would remove the lateral and subjacent support of the adjacent land and result in a dangerous topographic condition, or result in seepage or slides or create an attractive nuisance dangerous to public safety, or that it otherwise would in any manner endanger the public health, morals and prevent the preservation of natural resources, or be detrimental to the general public welfare.

Section 11. OTHER CONDITIONS REQUIRED OF APPLICANT Any person to whom any permit is issued to make an excavation referred to in Section 4 shall comply with the following:

A. As to excavations;

- a. All vehicles transporting soil or other materials from such excavation over the public streets of the City shall travel only directly over such route as may be directed by the City Engineer to be least dangerous to public safety, cause the least interference with general traffic and cause the least damage to the public streets.
- b. The floor of any such excavation shall not be made lower than the level thereof as set forth in the application provided for in Section 4.
- c. If, in the opinion of the City Engineer, any such excavation will present a dangerous condition if left open, such excavation shall be

COUNCIL PROCEEDINGS -5-

- enclosed by a chain link or wire mesh fence completely surrounding the portion of the site where the excavation extends, said fence to be not less than five (5) feet in height complete with gates, which gates shall be kept locked when operations are not being carried on. Barbed wire shall not be permitted to be used.
- d. Any soil or other material that may be deposited on any public street or place from any vehicle transporting such materials from any such excavation shall be immediately removed in a manner satisfactory to City Engineer at the expense of the person to whom the permit to excavate was issued.
 - e. Any roads used for the purpose of ingress and egress to said excavation site which are located within three hundred (300) feet of occupied residence shall be kept dust free by hard topping with concrete, bituminous substance or chemical treatment.
 - f. The slopes of the banks of the excavation shall in no event exceed a minimum of five (5) feet to one (1) foot (five feet horizontal to one (1) foot vertical) and where ponded water results from the operation, this slope must be maintained and extended into the water to a depth of 3 feet.
 - g. Where excavation operations result in a body of water, the owner or operator shall place appropriate "Keep Out - Danger" signs around said premises not more than one hundred (100) feet apart.
 - h. No cut or excavation shall be made closer than fifty (50) feet from the nearest street or highway right-of-way nor nearer than forty (40) feet property line; provided however, that the City Council may prescribe more strict requirements in order to give sublateral support to surrounding property where soil or geographic conditions warrant it.
 - i. No person shall open more than fifteen (15) acres of land for purposes of excavation for, or operation of, a gravel or sand mining pit at one time, and such excavation shall not be allowed to remain open for any period in excess of one (1) year except by special permission of the Council.
 - j. During the period in which excavation is being made or a pit is being operated, no person, firm, or corporation shall allow pools or puddles of water to form and become stagnant, and any person operating a pit shall at least once each month spray any pools or ponds which may exist in conjunction with such operations to keep such from becoming breeding places for mosquitoes or otherwise creating an unhealthy condition.
 - k. In all cases wherein a lake, pool, or pond is constructed in connection with the operation of a pit and the same is within one thousand (1,000) feet of any residence chain link fences shall be placed around such body of water adequate to prevent children from entering.
 - l. The City Council shall require such other performance standards where because of peculiar conditions, they deem it necessary for the protection of health, safety, morals, preservation of natural resources and well being of the citizens of the City of Farmington.
- B. As to Stripping Operations

COUNCIL PROCEEDINGS -6-

- a. No soil or other material shall be removed below a point six (6) inches above the mean elevation of the center line of the nearest existing proposed street or road established or proved by the City, County or State Road Commission, except as required for the installation of utilities and pavements
- b. No soil or other materials shall be removed in such manner as to cause water to collect or to result in a place of danger or a menace to the public health. The premises shall at all times be graded so that surface water drainage is not interfered with.
- c. That sufficient topsoil shall be stock-piled on said site so that the entire site, when stripping operations are completed, may be recovered with a minimum of four (4) inches of topsoil and the replacement of such topsoil shall be made immediately following the termination of the stripping operations. In the event, however, that such stripping operations continue over a period of time greater than thirty (30) days, the operator shall replace the stored topsoil over the stripped areas as he progresses.
- d. The City Council shall require such other and further requirements as is deemed necessary in the interest of the public health, safety, morals, preservation of natural resources and general welfare of the citizens of the City of Farmington.

C. As to Dumping Operations:

- a. Within six (6) months following dumping, the parcel of land must be graded in such manner as to present the collection of water, to provide proper drainage and to leave the ground surface reasonably level or smooth, free of all rock, stone, cement, heavy aggregate or rubbish; and fit for the growing of turf and other land uses permitted in the district.
- b. No soil or other material shall be dumped on the spillways or flood plains of any natural or artificial streams or water courses, or any area between the upper and lower banks of such streams or water courses, except on the approval of the City Council; after a public hearing and on a satisfactory showing that such dumping will not result in damage to other property within the limits of the City of Farmington, and will not be detrimental to the public health, safety, preservation of natural resources or welfare. The flood plain is defined as the land abutting a water course which has stored the overflow of storm water during periods of heavy storm.
- d. Waste and rubbish dumping shall meet the requirements of this Section of this Ordinance and the laws and ordinances of the City of Farmington.

Section 12. EXCAVATION OR HOLES The existence within the limits of the City of Farmington of any unprotected, unbarricaded, open or dangerous excavation, holes, pits, or wells or of any excavations, which constitute or are reasonably likely to constitute a danger or menace to the public health, safety, morals and preservation of natural resources are hereby prohibited and declared a public nuisance, provided however, that this Ordinance shall not prevent the construction of excavations under a permit of the City of Farmington, where such excavations are properly protected and warning signs and lights located in such manner as may be approved by the City Council, and provided further that this section shall not apply to drains created or existing by authority of the State of Michigan, County of Oakland, City of Farmington, or other governmental agency.

Where the City Manager shall determine a nuisance to exist as herein defined, he

COUNCIL PROCEEDINGS -7-

shall notify the owner as shown on the latest tax rolls in writing of such finding and require the owner to abate such nuisance within a reasonable time, in no event less than thirty (30) days.

In the event no appeal is made within ten (10) days time, the City Manager may abate or cause to be abated such nuisance, and the cost or reasonable value of such work shall be placed as an assessment against said property on the next assessment roll.

Section 13. REVOCATION AND SUSPENSION OF PERMIT Any permit granted pursuant to Section 4 through 9 inclusive, may be revoked or suspended for failure to comply with any of the provisions of said sections. Revocation of such permit held before the City Council after five (5) days notice to such permit holder stating the grounds of complaint against permittee stating the time and place where such hearing will be held. If, in the opinion of the City Manager, the public health, safety or welfare requires it, the City Manager may suspend any permit granted hereunder pending the hearing for the revoking of such permit by the City Council. Such revocation or suspension of any permit shall be in addition to any other penalties more specifically provided in this Ordinance.

Section 14. EXPIRATION OF PERMIT In the event that any work for which a permit has been granted, as provided for in Section 8, is not commenced within three (3) months from the date of granting of said permit or in the event work is started on excavations pursuant thereto and said work is abandoned for a period of three (3) months, said permit shall automatically expire by limitation and cease to be valid for any purpose.

Section 15. VIOLATION PENALTIES Any person, firm, or corporation who shall violate this Ordinance or any provision thereof shall be punished by a fine not exceeding Five Hundred (\$500.00) Dollars, or by imprisonment in the County Jail or any place of imprisonment provided by the City or the laws of the State of Michigan, for a period not exceeding ninety (90) days, or both such fine and imprisonment in the discretion of the Court.

Section 16. CONFLICTING ORDINANCES All ordinances or parts of ordinances in conflict herewith are hereby repealed. If any part of this ordinance shall be invalidated by any Court of competent jurisdiction, the remaining parts shall not be affected, but shall remain in full force and effect.

Section 17. This Ordinance is hereby declared to an emergency ordinance, which is immediately necessary for the public health, safety and general welfare of the residents of the City of Farmington and preservation of natural resources and to prevent the creation of nuisances and hazards to the public welfare, health, safety, morals and well being and general welfare, and is hereby ordered to take effect upon legal publication.

This ordinance was introduced at a regular meeting of the Council on January 9, 1961, was adopted and enacted at a regular meeting on January 16, 1961 and will become effective January 29, 1961.

AYES: Brotherton, Peterson, Bates

NAYS: None

ORDINANCE DECLARED ADOPTED

B. INTRODUCTION OF ORDINANCE PROHIBITING COMMERCIAL VEHICLES IN RESIDENTIAL AREAS

COUNCIL PROCEEDINGS -8-

Motion by Brotherton seconded by Peterson to introduce AN ORDINANCE TO REGULATE OR PROHIBIT THE STORING, KEEPING, PARKING OR MAINTAINING OF COMMERCIAL VEHICLES IN CERTAIN SECTIONS OF THE CITY OF FARMINGTON. Motion carried, all ayes.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Peterson seconded by Brotherton that claims and accounts by December, 1960 be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Bates, Brotherton


NAYS: None

Motion carried.

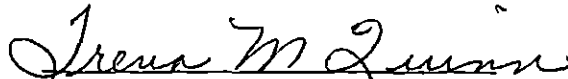
ADJOURNMENT

Motion by Peterson seconded by Brotherton to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:15 p.m.



V. O. Bates, Mayor Pro-Tem



Irena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on February 6, 1961.

Meeting called to order at 8:02 p.m. by Mayor Lindbert.

ROLL CALL: Bates, Brotherton, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETINGS

Motion by Peterson seconded by Brotherton that the minutes of regular meetings held on January 9th and 16th, 1961, be approved as published. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM AMERICAN LEGION, GROVES WALKER POST # 346 RE: SPONSORSHIP OF BOY FOR WOLVERINE BOYS STATE

Letter from American Legion Post #346, Farmington, requesting that the City of Farmington sponsor a boy to the Wolverine Boys State was read by Clerk.

Motion by Brotherton seconded by Thayer to sponsor a boy for the Wolverine Boys State program and that Hugo Peterson be Chairman for the City of Farmington. Motion carried, all ayes.

B. COMMUNICATION FROM C I H U CLUB RE: "MEALS FOR MILLIONS"

Letter of appreciation from the CIHU Club of the Farmington Senior High School thanking the Council for the permission granted to place canisters for "Meals for Millions" program was read by Clerk.

C. COMMUNICATION FROM GIRL SCOUTS RE: FIRE RING IN CITY PARK

Clerk read a letter from representatives of the Girl Scouts of Farmington, requesting a Council Fire Ring to be used for ceremonies and cookouts without a fire permit from the Public Safety Department every time it was used. They suggested the area in the most southwestern corner of the park south of the tennis courts. They assured the Council that they would have supervision.

Motion by Thayer seconded by Peterson to grant permission to the Girl Scouts of Farmington for a Council Fire Ring to be used for ceremonies and cookouts without a permit each time it is used and to be located on City property in the most southwestern part of the City Park south of the tennis courts. City Manager to be notified of location. Motion carried, all ayes.

D. COMMUNICATION FROM LIQUOR CONTROL COMMISSION RE: 'TRANSFER OF CLASSIFICATION OF LICENSE FROM TAVERN TO CLASS C FOR MICHAEL & LILLIAN BUSH

Letter read from Liquor Control Commission regarding application from Michael and Lillian Bush for a transfer of a tavern license to a Class C License located at 31030 Grand River, Farmington.

Motion by Peterson supported by Brotherton to adopt the following resolution:

BE IT RESOLVED:

COUNCIL PROCEEDINGS -2-

That the request from Michael S. and Lillian M. Bush, 31030 Grand River Avenue, Farmington, Michigan, for transfer of classification from Tavern and SDM Licenses to Class C and SDM Licenses be recommended for approval.

ROLL CALL:

AYES: Bates, Brotherton, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

E. COMMUNICATION FROM LIQUOR CONTROL COMMISSION RE: COUNCIL RECOMMENDATIONS ON NEW LIQUOR LICENSES

The Clerk read a communication from the Liquor Control Commission stating that under the 1960 Federal Census the population of the City of Farmington is 6,881 and that we are now eligible to issue two (2) additional full year Class C Licenses, list of applicants attached.

Mr. John Allen, Architect, presented the plans for the proposed building to be erected at 32305 Grand River to be used for a restaurant and cocktail bar and estimated the complete cost in amount of \$150,000.00.

Mr. H. Forrest, 34109 Alta Loma, opposed the issuance of the license until residents in area were polled. He stated that property owners had opposed the rezoning of Lot 54, Brookdale Subdivision from R-1 to R1P and were not aware that a Class C License would be requested. The Clerk read the minutes of Public Hearing on September 12 and Council action on September 19, 1960, also petitions from residents within 300 feet having no objections. Mr. Delos Hamlin, Jr., stated that he had contacted the property owners in the area.

Motion by Peterson supported by Thayer to adopt the following resolution:

BE IT RESOLVED:

That the request from Gus Stoyanoff for a new (full year) Class C License to be located at 32305 Grand River Avenue, Farmington, Michigan, be recommended for approval.

ROLL CALL:

AYES: Brotherton, Lindbert, Peterson, Thayer

NAYS: Bates

Motion carried.

F. COMMUNICATION FROM MRS. EARL F. SCHERFFIUS RE: APPRECIATION TO COUNCIL

The Clerk read a letter of appreciation from Mrs. Earl F. Scherffius to the Council and to the citizens of the City of Farmington for their kindness and consideration to her husband, Earl F. Scherffius, during the past year.

REPORT OF CITY MANAGER

A. HUBBELL, ROTH & CLARK, ESTIMATE FOR FLOOD PLAIN ENGINEERING STUDY

The City Manager reported that he had received an estimate from Hubbell, Roth & Clark Engineers, for a study of the upper Rouge River as it affects the City of Farmington for flood protection measures in the amount of \$2,000.00. He stated that the Corps of Engineers are not able to include this project in their 1961 budget and he also stated that upon advice of the City Attorney, in order to defend our position on restricting backfilling in this area, we should have substantiating engineering data. Mr. Dinan recommended that the Council consider having this study made and paid from the forthcoming 1961-62

COUNCIL PROCEEDINGS -3-

Budget. The City Manager was instructed to contact the Township Supervisor for possible joint study of Rouge River Flood Plain and backfilling restrictions.

B. REPORT ON BETHAL BAPTIST CHURCH RE: USE OF WATER FOR PARSONAGE

The Bethal Baptist Church has requested a temporary water tap located at 21405 Farmington Road to relieve a water problem at their parsonage and would connect into the Township System when water is installed along Farmington Road sometime in the latter part of summer.

Motion by Bates seconded by Brotherton to grant permission to the Bethal Baptist Church located at 21405 Farmington Road for a temporary water tap to include double the cost for installation as well as water and sewage charge. Motion carried, all ayes.

C. REPORT ON GENERAL LICENSING ORDINANCE

The City Manager submitted a report on the Survey made of other cities regarding the General License Ordinance and policy on registrations of professional people and licensing of services that are licensed by the State of Michigan.

The City Manager and Attorney were instructed to draft amendments to the General License Ordinance on the two points discussed.

MISCELLANEOUSA. APPOINTMENT TO ELECTION COMMISSION

Motion by Bates seconded by Peterson to appoint Howard Thayer to serve as a member of the Election Commission with the City Clerk and City Attorney on the Spring Biennial Election to be held on April 3, 1961. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF AN ORDINANCE TO REGULATE OR PROHIBIT THE STORING, KEEPING, PARKING OR MAINTAINING OF COMMERCIAL VEHICLES IN CERTAIN SECTIONS OF THE CITY OF FARMINGTON

Comments were made from the audience stating that this proposed ordinance would create a serious hardship to the majority involved.

Council decision was tabled for further study until next regular meeting of the Council.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Peterson supported by Brotherton that claims and accounts for month of January, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Bates, Brotherton, Lindbert

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Peterson seconded by Brotherton to adjourn. Meeting adjourned at 9:57 p.m.

Robert B. Lindbert
Robert B. Lindbert, Mayor
Trena M. Quinn
Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on February 20, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Bates, Brotherton, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Peterson that minutes of regular meeting held on February 6, 1961, be approved as published. Motion carried, all ayes.

PROCEEDINGS OF OTHER BOARDSA. PLANNING COMMISSION MEETING, FEBRUARY 9, 1961

The City Manager read the minutes of Planning Commission meeting held on February 9, 1961 and suggested Council action on the recommendations of the following items:

1. To recommend that Article XIV, Section 14.10, Paragraph 9 (g) of the Zoning Ordinance be amended to conform with State Fire Marshall's Regulation as follows:

9 (g) Inflammable liquid dispensing equipment shall be located in relationship to schools, hospitals, theatres or churches so that no portion of any vehicle being served nor the dispensing equipment, fill pipe or vent shall be closer than forty (40) feet from any school, hospital, theatre or church.

Motion by Bates seconded by Peterson to table recommendation to amend Article XIV, Section 14.10, Paragraph 9 (g) for further consideration. Motion carried, all ayes.

Mr. Herzog, Attorney, was present and requested that the Council set a definite date for action by the Council and hear his opinion.

Mayor Lindbert stated that if Mr. Herzog would prepare a written opinion for the City Attorney at an early date, this matter could be placed on the agenda for the next regular meeting to be held on March 6, 1961.

2. To recommend approval of relocation of proposed commercial buildings in the Farmington Plaza Shopping Center subject to the rezoning of the area that was formerly provided for these commercial buildings from C-1 to R-1-P.

Motion by Bates seconded by Peterson to hold a public hearing on the relocation of proposed commercial buildings in the Farmington Plaza Shopping Center on March 6, 1961 at 8:00 p.m. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM LIQUOR CONTROL COMMISSION RE: REQUEST FROM PAUL A. JABOR TO DROP SIMON W. JABOR AS PARTNER ON 1960 SDM LICENSE

Letter from Liquor Control Commission regarding request from Paul A. Jabor to drop Simon W. Jabor as partner on 1960 SDM License read by Clerk.

Motion by Peterson supported by Thayer to adopt the following resolution:

BE IT RESOLVED:

That the request from Paul A. Jabor to drop Simon W. Jabor as partner on 1960 SDM License located at 22417 Orchard Lake Road, Farmington, Michigan, be recommended for approval.

COUNCIL PROCEEDINGS -2-

ROLL CALL:

AYES: Bates, Brotherton, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

B. LETTER FROM DR. DELANEY RE: DISCUSSION ON FOOD HANDLER HEALTH CARE PROCEDURE

Dr. Delaney recommended that amendments be made to the Food and Taxi-Cab Ordinance on the following:

1. No blood samples (Kahn) needed.
2. Food Handlers only, excluding taxi-cab drivers, etc.
3. Tuberculin test only, X-Ray if positive. If known positive then X-Ray without going through Tuberculin tests.
4. Exams should be given one year from date last given. Stagger to prevent congestion. Each card can be stamped with expiration date.
5. Intermittent Health Officer visits during the year, will give closer cooperation with owners and managers.

The Manager and City Attorney were instructed to draft an amendment to the Food Handler and Taxi-Cab Ordinance for the next regular meeting.

MISCELLANEOUS

A. CITY MANAGER'S RECOMMENDATION RE: PURCHASE OF PUMP CONTROLS FOR NEW WATER PUMPING STATION

The City Manager reported that he had received two quotations for the purchase of pump controls for the new pumping station and recommended that the bid be awarded to Healy-Ruff Equipment Company in the amount of \$2,550.00.

Motion by Brotherton seconded by Thayer to award the bid for purchase of pump controls including time delay for the new pumping station to Healy-Ruff Equipment Company in the amount of \$2,550.00.

ROLL CALL:

AYES: Brotherton, Lindbert, Peterson, Thayer, Bates

NAYS: None

Motion carried.

RESOLUTION AND ORDINANCES

A. ADOPTION OF ORDINANCE RESTRICTING COMMERCIAL VEHICLES IN RESIDENTIAL ZONED AREAS

The City Manager presented a modification to the proposed ordinance to restrict commercial vehicles in residential area by the following method:

1. That all commercial vehicles be required not to park on streets.
2. That all commercial vehicles be parked on the private driveway beyond the front building line and not to exceed beyond the back building line.

Comments were made from audience approving the original proposed ordinance to require housing for commercial vehicles stating that they want to upgrade the City, stop depreciation of property and to prohibit the increase of parked commercial vehicles in a residential area. A suggestion was made that subdivisions enforce their own subdivision restrictions.

COUNCIL PROCEEDINGS -3-

Comments approving the modification to the proposed ordinance were based on hardship to the property owner and size of lots to permit garage or addition. The City Manager was instructed to prepare a study of other communities and present the ordinance in its final form at next regular meeting to be held on March 6, 1961.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Peterson supported by Brotherton that claims and accounts for January, 1961 be approved for payment as submitted.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Bates, Brotherton

NAYS: None

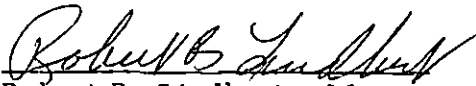
Motion carried.

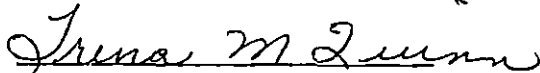
The City Manager stated that he would prepare a Traffic Control Order for the next regular meeting to regulate traffic on the south side of Orchard Street and the complaints received regarding sidewalks would be taken care of in the spring.

ADJOURNMENT

Motion by Peterson seconded by Brotherton that meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:00 p.m.


Robert B. Lindbert, Mayor


Treva M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on March 6, 1961.

Meeting was called to order at 8:00 p.m. by Councilmen Brotherton.

ROLL CALL: Brotherton, Peterson, Thayer - present. Bates and Lindbert - absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Thayer that the minutes of regular meeting held on February 20, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARINGA. REZONING OF PROPERTY AT FARMINGTON SHOPPING PLAZA FROM C-2, GENERAL COMMERCIAL DISTRICT, TO R-1-P, RESIDENTIAL ONE FAMILY PARKING

Councilman Brotherton opened the Public Hearing at 8:01 p.m. on the rezoning of property at the Farmington Shopping Plaza from C-2, General Commercial, to R-1-P, Residential One Family Parking and asked for comments from the audience.

Mrs. T. Hodd, 22700 Lakeway, asked for location of property.

There being no further comments, the hearing was closed at 8:05 p.m.

Motion by Thayer supported by Peterson to rezone:

A PARCEL OF LAND IN T1N, R9E, SECTION 27, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS:

BEG AT A POINT ON THE E LINE OF "BROOKDALE SUB" SAID PT BEING N 0° 60' E 706 FT FROM INTERSECTION OF E LINE OF "BROOKDALE SUB" AND THE N'LY LINE OF GRAND RIVER AVE (120 FT WD); AND AT RIGHT ANGLES TO SAID LINE BEARING E'LY A DISTANCE OF 130 FT; TH ON A RIGHT ANGLE N'LY A DISTANCE OF 100 FT; ON A RIGHT ANGLE E'LY A DISTANCE OF 120 FT; TH ON A RIGHT ANGLE S'LY A DISTANCE OF 100 FT; TH ON A RIGHT ANGLE W'LY 120 FT TO P.O.B.

from C-2 General Commercial District, to R-1-P, Residential One family Parking.

ROLL CALL

AYES: Brotherton, Peterson, Thayer

NAYS: None

Motion carried.

MINUTES OF OTHER BOARDSA. ZONING BOARD OF APPEALS, FEBRUARY 23, 1961

Minutes of the Zoning Board of Appeals meeting held on February 23, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM THOMAS EDISON CLUB OF DETROIT RE: ELECTRICAL RECIPROCAL LICENSING

The City Manager reported that a communication was received from the Thomas Edison Club of Detroit, an Electrical Contractor's Association, with suggestions that the Council adopt the 1959 Supplemental Rules to the Electrical Code with deletion of

COUNCIL PROCEEDINGS -2-

Rules 409-B and 720 and to give consideration to the Electrical Reciprocal Licensing Procedure proposed by their Club.

Motion by Thayer seconded by Peterson to file the communication from the Thomas Edison Club. Motion carried, all ayes.

REPORT OF CITY MANAGERA. RE: ESTABLISHING SALARIES FOR ELECTION WORKERS

Motion by Thayer seconded by Peterson that the Council establish \$20 .00 per day for Election Board Chairmen and \$18.00 per day for Election Inspector to go into effect for April 3, 1961, Spring Bi-ennial Election. Motion carried, all ayes.

B. RE: VACATION OF GROVE STREET AND RELOCATION OF SAME

The City Manager recommended that a Public Hearing be held by the Council for the vacation of that portion of Grove Street previously agreed to and relocation of same.

Motion by Peterson seconded by Thayer that a Public Hearing be held on March 20, 1961, at 8:00 p.m. on the following description:

VACATION OF PART OF GROVE STREET BEING A PORTION OF THE NW 1/4 OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT DISTANT S 89° 23' 20" E 686.92 FEET; S 17° 54' 00" W 26.18 FEET AND S 89° 23' 20" E 26.18 FEET FROM THE WEST 1/4 CORNER OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, PROCEEDING THENCE N 14° 38' 30" E 425.32 FEET TO THE SOUTH LINE OF GRAND RIVER AVENUE (U.S. 16) 66 FEET WIDE; THENCE S 57° 15' 00" E 25.01 FEET COINCIDENT WITH SAID SOUTH LINE OF GRAND RIVER AVENUE; THENCE S 17° 54' 00" W 418.22 FEET TO POINT OF BEGINNING

Motion carried, all ayes.

C. RE: TRAFFIC CONTROL ORDERS #7 AND #8

The City Manager recommended that Traffic Control Orders #7, No Parking on South Side Orchard Street, Monday thru Saturday, No Parking East side of Grove Street, At Any Time and Traffic Control #8, No Parking on West Side of Farmington Road, Grand River to Nine Mile Road be adopted.

Motion by Thayer seconded by Peterson to adopt Traffic Control Order #7 as follows:

EFFECTIVE MARCH 7, 1961, THE FOLLOWING REGULATIONS OF TRAFFIC AND PARKING SHALL BE IN EFFECT:

NO PARKING (AT ANY TIME), MONDAY THRU SATURDAY - FIRE ROUTE SOUTH SIDE OF ORCHARD STREET

NO PARKING (AT ANY TIME) - FIRE ROUTE, EAST SIDE OF GROVE STREET

Motion carried, all ayes.

Motion by Peterson seconded by Thayer to table Traffic Control Order #8 until next regular meeting on March 20, 1961. Motion carried, all ayes.

COUNCIL PROCEEDINGS -3-D. PARKING COMMERCIAL VEHICLES IN RESIDENTIAL ZONE

The City Manager stated the City Attorney suggests that the Council enforce the provisions of the Zoning Ordinance restricting parking commercial vehicles in residential zoning. The City Manager recommended that the Council accept the City Attorney's opinion and do not adopt new legislation on this matter but enforce what we now have, also Section 4.01 (g) be amended to read: One and one half ton (1 1/2) truck instead of one (1) ton truck to be housed which would in effect allow the milkmen to house their trucks and still conform with the ordinance because the majority of their trucks are classified - 1 1/2 ton truck.

The Clerk received and placed on file a petition presented by Mr. Gerald Donovan, 23580 Loomis Ct., containing approximately 120 signatures of residents in Bel-Aire Subdivision stating that they do not object to small trucks being parked in their neighbors own side drive-ways if these trucks are the financial means of their neighbors livelihood. Mrs. Radlicki, 23521 Loomis Ct., questioned any change to building ordinance and enforcement of provisions of the Zoning Ordinance.

The City Manager was instructed to prepare an amendment to Section 4.01 (g) of the Zoning Ordinance for the next regular meeting on March 20, 1961.

MISCELLANEOUSA. COUNCIL APPROVAL TO CLOSE ADMINISTRATIVE OFFICES, MONDAY, APRIL 3, 1961, FOR ELECTION DAY

Motion by Thayer seconded by Peterson that the City Administrative Offices be closed for business on April 3, 1961 for Spring Biennial Election. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCESA. PROPOSED AMENDMENT TO ZONING ORDINANCE ARTICLE XIV, SECTION 14.10 PARAGRAPH 9 (g)

Motion by Peterson supported by Thayer to introduce AN ORDINANCE TO REPEAL PARAGRAPH (g) OF SUB-SECTION 9 (MOTOR SUPPLY STATIONS OF SECTION 14.10) ARTICLE XIV, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON. Motion carried, all ayes.

B. PROPOSED AMENDMENT TO GENERAL LICENSE ORDINANCE

Motion by Peterson supported by Thayer to introduce AN AMENDMENT NO. 2 TO GENERAL LICENSE ORDINANCE, AN ORDINANCE TO AMEND ORDINANCE NO. C-106-57 BY REPEALING ARTICLE II, SECTION 2.1, SECTION 2.2, SECTION 2.3, AMENDING SECTION 3.1, REPEALING SECTION 3.3, AMENDING SECTION 3.5, SECTION 3.6, SECTION 3.8, SECTION 3.10, SECTION 4.2 (a), SECTION 4.5, REPEALING ARTICLE V, SECTION 5.1, SECTION 5.2, SECTION 5.3, AMENDING ARTICLE VI, SECTION 6.1, SECTION 6.3, SECTION 6.4, SECTION 6.15, ARTICLE VII, SECTION 7.1. Motion carried, all ayes.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Peterson that claims and accounts for month of February, 1961, be approved for payment as submitted.

ROLL CALL

AYES: Brotherton, Peterson, Thayer

NAYS: None

COUNCIL PROCEEDINGS -4-B. ESTIMATE ROCCO FERRARA RE: WATER IMPROVEMENT CONTRACT

Motion by Peterson supported by Thayer to pay 4th partial estimate for Water Improvement Contract to Rocco Ferrara in the amount of \$18,970.98 to be paid from the bond proceeds of the \$250,000.00 Bond Issue.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton

NAYS: None

Motion carried.

Mr. W. Allen Nelson, 23708 Warner Street, requested that hydrant on Warner Street be checked and put in working order before final payment is made.

C. ESTIMATE HESSEL BOSCHMA RE: WATER PUMPING STATION

Motion by Thayer supported by Peterson to pay 1st estimate on Water Pumping Station on Nine Mile Road to Hessel Boschma in the amount of \$9,441.90 to be paid from bond proceeds of \$250,000.00 Bond Issue.

ROLL CALL:

AYES: Thayer, Brotherton, Peterson

NAYS: None

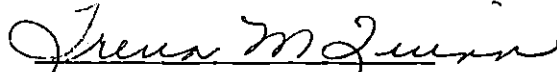
Motion carried.

ADJOURNMENT

Motion by Thayer seconded by Peterson to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:10 p.m.


Wilbur V. Brotherton, Councilman


Trena M. Quinn, Clerk

ELECTION COMMISSION PROCEEDINGS

A meeting of the Election Commission of the City of Farmington was held on March 10, 1961.

Meeting was called by the City Clerk at 9:00 a.m.

ROLL CALL: Clerk Trena M. Quinn, Councilman Howard W. Thayer and City Attorney Robert J. Kelly.

The Commission unanimously approved the personnel for three (3) Precincts as follows:

PRECINCT #1	PRECINCT #2	PRECINCT #3
Hattie DeVriendt (Chrm)	Katherine Salley (Chrm)	Marion Peterson (Chrm)
Joyce Gagnon	Jean McGuire	Lorraine Frankford
Reta Mosshamer	Marguerite Schultz	Shirley Lindberg
Catherine Nordyke	Ruth Williams	Geraldine Spicer
Lucile Walters	Ada Bailey	Joyce Sutherland
Mary Ann Cassidy	Mary E. Schafer	Annabelle Hoeglund

APPROVAL RE: CERTIFICATION OF CLERK OF NOMINATING PETITIONS

The Election Commission unanimously accepted the certification of the Clerk that the following candidates have filed valid and sufficient nominating petitions and that these names shall be placed on the ballot for the Spring Biennial Election to be held on April 3, 1961.

COUNCILMEN - THREE (3) TO BE ELECTED

WILBUR V. BROTHERTON
 VIRGIL CORNWELL
 HENRY B. FORREST
 ROBERT B. LINDBERT
 W. ALLEN NELSON

Meeting adjourned at 10:00 a.m.

Trena M. Quinn
 Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on March 20, 1961.

Meeting was called to order at 8:00 P.M. by Mayor Pro-Tem Bates.

ROLL CALL: Bates, Brotherton, Peterson and Thayer present. Lindbert absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

PRESENTATION BY MAYOR LINDBERT:A. CERTIFICATE OF COMPLETION OF I.C.M.A. POLICE ADMINISTRATION COURSE TO CHIEF AND LIEUTENANT.

Previous to the regular meeting, Mayor Lindbert presented certificates of completion of an extension course in Municipal Police Administration, sponsored by the International City Managers Association, to Chief DeVriendt and Lieutenant VanDell. The Mayor was unable to remain for the regular meeting.

MINUTES OF PREVIOUS MEETING:

Motion by Brotherton seconded by Peterson that minutes of regular meeting held on March 6, 1961 be approved as published. Motion carried, all ayes.

PUBLIC HEARING.A. RE: RELOCATION OF GROVE STREET

Mayor Pro-Tem Bates opened the public hearing on the relocation of Grove Street at 8:02 P.M. and asked for comments from the audience.

Comments were made by Councilmen regarding the angle of the street and the easement for the water main. The City Manager stated that the relocation was designed with the parking lot in mind and that a continuous easement would remain for the water line. Hearing no other comments the Mayor Pro-Tem declared the hearing closed at 8:06 P.M. Council decision was tabled.

MINUTES OF OTHER BOARDS.A. PLANNING COMMISSION MEETING, MARCH 13, 1961.

Minutes of Planning Commission meeting held on March 13, 1961, were read and placed on file. Motion by Peterson seconded by Brotherton to instruct the City Manager and the City Attorney to draft an Ordinance as suggested by the Planning Commission to require vehicular traffic to stop for school buses within the City limits to conform with the State Law. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS.A. COMMUNICATION FROM JOHN J. STEWARD, FABRISTEEL PRODUCTS, INC.
RE: USE OF CITY WATER.

Clerk read a letter from John J. Stewart, owner of property east of Guffins King Beef, who requested permission for a water tap into the existing hospital line at the regular water rate, said line crosses their property and he stated that if necessary he would share the

cost to re-locate the line. The City Manager recommended that permission be granted subject to proper legal agreement providing for some type of permanent easement for this water main and the user be charged the normal rate for a non-resident. Motion by Brotherton seconded by Thayer to grant permission to Homestead House to tie into the City of Farmington Water System at the normal rate for non-resident use and subject to the City Manager preparing and executing necessary agreement providing for permanent easement for existing hospital line. Motion carried. All ayes.

B. COMMUNICATION RE: CONDUCTING EDUCATIONAL CRUSADE ON CANCER CONTROL.

Letter read by Clerk from John W. Fitzgerald, Chairman, Cancer Crusade for Northern Oakland County, requesting that the Mayor follow the precedent set by the President of the United States in proclaiming on behalf of the City that April be observed as Cancer Control Month and that the Council support this year a two day house to house educational crusade to be held on April 10 and 11, 1961. This crusade is not a fund raising project and wherever possible, resident would receive material personally.

Motion by Brotherton seconded by Peterson to support the request that the Mayor proclaim April, 1961 as Cancer Control Month and to approve the two day house to house educational crusade to be held on April 10 and 11, 1961. Motion carried, all ayes.

C. COMMUNICATION FROM GREAT LAKES TRANSIT CORP. RE: PASSENGER SERVICE ON REDFORD-FARMINGTON DIVISION BUS.

Letter read and placed on file from Great Lakes Transit Corporation that due to decreased passenger service on Redford-Farmington Division, Saturday Bus service will be discontinued effective March 18, 1961, and at present time there will be no change in their service Monday through Friday.

D. COMMUNICATION FROM LIQUOR CONTROL COMMISSION RE: NEW DANCE PERMIT IN CONJUNCTION WITH 1960 CLASS C AND SDM LICENSES LOCATED AT 33338 GRAND RIVER.

Communication placed on file from Liquor Control Communication regarding request for a new dance permit in conjunction with Class C and SDM license located at 33338 Grand River. The City Manager and Public Safety Director recommended that this request be denied in their report of investigation.

Motion by Brotherton supported by Peterson to deny the request and adopt the following resolution:

BE IT RESOLVED:

That the request from Henry Kolakowski for new Dance permit in conjunction with 1960 Class C and SDM Licenses located at 33338 Grand River, Farmington, Michigan, be denied.

ROLL CALL:

AYES: Bates, Brotherton, Peterson, Thayer

NAYS: None

MOTION CARRIED.

COUNCIL PROCEEDINGS -3-

E. COMMUNICATION FROM BEL-AIRE CIVIC ASSN. RE: WAIVERS OF RESTRICTION OF CLASS C LICENSE FROM CITY COUNCIL.

Letter read from Kenneth E. Trombley, Chairman of Board of Governors, Bel-Aire Hills Civic Association, that a membership vote of dues paid members current for the year of 1961 taken at a stated meeting held on March 9, 1961, agreed to waive any and all rights to a five year restriction against the issuance of a liquor license for the Bel Aire Lanes, Inc., and recommended that the Council consider the request from Bel Aire Lanes, Inc. The Council unanimously tabled the request and instructed the City Attorney to examine the recorded restriction and report to the Council.

F. LETTER FROM BEL-AIRE LANES, INC., RE: REQUEST FOR APPROVAL OF CLASS C LICENSE FROM CITY COUNCIL.

Letter read and placed on file from Bel-Aire Lanes, Inc. requesting approval from the Council for a Class C License to be located at 24001 Orchard Lake Road.

REPORT OF CITY MANAGER.A. REPORT REQUESTING CITY COUNCIL APPROVAL FOR THE SUBMISSION OF AN APPLICATION FOR ADVANCED PLANNING AND WORKABLE PROGRAM FOR THE SOUTH-EAST QUADRANT, DOWNTOWN AREA DEVELOPMENT UNDER URBAN RENEWAL PROGRAM.

The Council unanimously tabled the reading of the report and instructed the City Manager to place the report on the agenda after the new Council is elected April 3, 1961.

B. REPORT ON COST AGREEMENT FOR TRAFFIC SIGNAL CONTROL, GRAND RIVER AND FARMINGTON ROAD.

The City Manager recommended that the Council adopt a resolution to authorize him to enter into a cost agreement for traffic signal control with the State Highway Department for Grand River Avenue and Farmington Road.

Motion by Thayer seconded by Peterson to adopt the following resolution:

BE IT RESOLVED:

That the City Manager, John D. Dinan, be and is hereby authorized to enter into a cost agreement with the Michigan State Highway Department for traffic Signal Control for Grand River Avenue and Farmington Road.

ROLL CALL:

AYES: Bates, Brotherton, Peterson, Thayer

NAYES: None

Motion Carried.

C. REPORT ON RESOLUTION DESIGNATING JOSEPH DEVRIENDT, DIRECTOR OF CIVIL DEFENSE AS PERSON RESPONSIBLE FOR ACCEPTING FEDERAL SURPLUS PROPERTY.

Motion by Thayer seconded by Brotherton to adopt the following resolution:

COUNCIL PROCEEDINGS -4-

BE IT RESOLVED:

That Joseph G. DeVriendt, Director of Civil Defense, be and is hereby authorized and designated as the person responsible for accepting Federal Surplus Property, the power and full authority to sign for such surplus property.

ROLL CALL:

AYES: Peterson, Thayer, Bates, Brotherton.

NAYES: None.

Motion carried.

D. AUTHORIZATION OF THE CITY MANAGER TO EXECUTE DEEDS TO BE PLACED IN ESCROW FOR THE EXCHANGE OF PROPERTIES WITH FARMINGTON CENTER CORPORATION AS PER AGREEMENT.

The City Manager requested authorization to execute deeds with the Farmington Center Corporation, to be placed in escrow and be transferred to the Farmington Center Corporation upon completion of second phase of the parking lot and acceptance by the City. Motion by Peterson seconded by Thayer to authorize the City Manager to execute deeds with the Farmington Center Corporation, to be placed in escrow and that the National Bank of Detroit, Farmington Branch, be named as escrow agent. Motion carried, all ayes.

E. NEXT REGULAR DATE OF COUNCIL MEETING.

The City Manager reported that the next regular meeting of the Council will fall on the April 3, 1961, Spring Biennial Election day. Motion by Brotherton seconded by Thayer that the next regular meeting of the Council be held on April 10, 1961. Motion carried, all ayes.

RESOLUTIONS AND ORDINANCES.

A. ADOPTION OF AMENDMENT OF ZONING ORDINANCE, ARTICLE XIV, SECTION 14.10, PARAGRAPH 9 (g).

Motion by Peterson supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-145-61

AN ORDINANCE TO REPEAL PARAGRAPH (g) OF SUB-SECTION 9 (MOTOR SUPPLY STATIONS OF SECTION 14.10) ARTICLE XIV, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Paragraph (g) of Sub-section 9, MOTOR SUPPLY STATIONS AND SERVICE GARAGES, Section 14.10, Article XIV, of the Ordinance No. C-49-56, known as the Zoning Ordinance of the City of Farmington, be and the same is hereby repealed.

COUNCIL PROCEEDINGS -5-

Section 2. That a new Paragraph (g) of Sub-section 9, of Section 14.10 of Ordinance No. C 49-56 be and the same is hereby adopted and enacted as follows:

(g) Inflammable liquid dispensing equipment shall be located in relationship to a school, hospital, theatre or church so that any portion of any vehicle being served or the dispensing equipment, fill pipe or vent shall not be closer than One Hundred (100) feet to any school, hospital, theatre or church.

This ordinance was introduced at a regular meeting of the City Council on March 6, 1961, was adopted and enacted at a regular meeting on March 20, 1961 and will become effective on April 3, 1961, ten days after publication.

ROLL CALL:

AYES: Thayer, Brotherton, Peterson

NAYS: Bates

Ordinance Declared Adopted

B. ADOPTION OF AMENDMENT TO GENERAL LICENSE ORDINANCE.

Motion by Peterson supported by Brotherton to adopt and enact the following Ordinance as introduced and amended:

ORDINANCE NO. C-146-61

AMENDMENT NO. 2 TO GENERAL LICENSE ORDINANCE, AN ORDINANCE TO AMEND ORDINANCE NO. C 106-57, BYREPEALING ARTICLE II, SECTION 2.1, SECTION 2.2, SECTION 2.3, AMENDING SECTION 3.1, REPEALING SECTION 3.3, AMENDING SECTION 3.5, SECTION 3.6, SECTION 3.8, SECTION 3.10, SECTION 4.2 (a) SECTION 4.5, REPEALING ARTICLE V, SECTION 5.1, SECTION 5.2, SECTION 5.3, AMENDING ARTICLE VI, SECTION 6.1, SECTION 6.3, SECTION 6.4, SECTION 6.15, ARTICLE VII, SECTION 7.1

AN ORDINANCE providing for the licensing of all persons, firms and corporations carrying on any trade or business within the City of Farmington; establishing license fees, providing for the revocation and suspension of licenses, providing penalties for violations of the ordinance and repealing all ordinances and parts of ordinances in conflict herewith.

THE CITY OF FARMINGTON ORDAINS:

ARTICLE I

DEFINITIONS

Section 1.1 For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meaning given in this section

COUNCIL PROCEEDINGS -6-

When not inconsistent with the context, words used in the present tense shall include the future, words in the plural number shall include the singular number, words in the singular number include the plural number, and words used in one gender shall include either or both of the other two genders. The word "shall" is always mandatory and not merely directory.

(a) "Trade", "Business" or "Profession" is meant to include all kinds of vocations, occupations, enterprises, establishments, and all other kinds of activities, which are conducted for private profit, either directly or indirectly, on any premises in the City of Farmington, and is also meant to include occupations and activities conducted for private profit by certain employees when such occupations and activities are specifically listed in Article VI hereof, as the same may be hereafter amended or added to.

(b) "License" or "Licensee", as used generally herein, shall include respectively the words "permit" or "permittee", or respectively any similar privilege or the holder for any use or period of time of any similar privilege, whenever relevant to any provision of this or any other ordinance of the City of Farmington.

(c) "Person" shall include individual persons, acting for and in behalf of themselves or others, partnerships, corporations, joint ventures and all other kinds of business associations.

(d) "City Council", "City Manager" and "City Clerk" shall respectively mean the City Council, City Manager and City Clerk of the City of Farmington.

ARTICLE II

REGISTRATION OF TRADES, BUSINESSES AND PROFESSIONS

REPEALED

ARTICLE III

LICENSING OF TRADES AND BUSINESSES

Section 3.1 No person shall hereafter conduct, operate or carry on any trade or business within the City of Farmington for which a license is required by the provisions of this ordinance without first obtaining a license from the City as hereinafter provided.

Section 3.2 Application for said license shall be made to and upon forms provided by the City Clerk. If the applicant be an individual person, he shall state under oath or affirmation, such facts as may be required, for or are

COUNCIL PROCEEDINGS -7-

applicable to the granting of said license. In the case of a partnership or other unincorporated business association, such oath or affirmations shall be made by a duly authorized partner or associate. If the applicant is a corporation or similar business association, the oath or affirmation shall be made by a duly authorized officer of the same.

Section 3.3 REPEALED

Section 3.4 The license year shall begin on January 1 and shall terminate at midnight on December 31 of each year; provided, however, that where licenses are issued after January 1 the license period shall begin from the date of issuance and shall terminate at midnight on the following December 31.

Section 3.5 Each license shall state the name of the licensee, the nature of the trade or business carried on, the business address of the licensee, the dates of issuance and expiration of the license and the amount of license fee paid.

Section 3.6 No licensee shall fail to carry any license issued in accordance with the provisions of this ordinance upon his person at all times when engaged in the operation, conduct or carrying on of any trade or business for which the license was granted, except that where such trade or business is operated, conducted or carried at a fixed place or establishment, such license shall be exhibited at all times at some conspicuous place in such place of business. Where the owner or operator of a vehicle is required by the provisions of this ordinance to pay a license fee for such vehicle, such owner and operator shall display and cause to be displayed on such vehicle at all times such tags or sticks as are furnished by the City Clerk to indicate that such vehicle is properly licensed hereunder.

Section 3.7 No license shall be issued to any person who is in default to the City of Farmington.

Section 3.8 No license shall be issued to any person unless he has complied with all of the provisions of this ordinance and with all of the provisions of all other laws, ordinances, rules and regulations applicable to the trade or business for which the application for license is made, and unless such trade or business is in full compliance with the Zoning Ordinance of the City of Farmington then in effect.

Section 3.9 All licensees shall permit the inspection of their premises and facilities by authorized representatives of the issuing authority at all reasonable times.

Section 3.10 All licenses issued under the provisions of this ordinance shall be non-transferable. Upon the transfer of ownership of all trade or business, the new owner shall obtain a license as herein provided and pay the required license fee as provided in Article VI hereof.

COUNCIL PROCEEDINGS -8-
ARTICLE IV
SUSPENSION AND REVOCATION OF LICENSES

Section 4.1 The City Council may suspend or revoke for cause any license issued by the City in the manner herein provided.

Section 4.2 The term "cause" as used in the section shall include:

(a) The doing or omitting of any act or permitting any condition to exist in connection with any trade, or business for which a license is issued under the provisions of this ordinance, or any premises or facilities used in connection therewith, which act, omission or condition is injurious to the health, morals, safety or welfare of the public; is unlawful or fraudulent; is unauthorized or beyond the scope of the license granted; or is forbidden by the provisions of this ordinance or any other ordinance, rule or regulation of the City, or any state or federal law, applicable to the trade or business for which the license was issued.

(b) The arrest and conviction of the licensee for any crime involving moral turpitude.

Section 4.3 Whenever the City Manager shall have evidence which, in his opinion, shall warrant the suspension or revocation of a license, he shall submit a complete report, in writing, to the City Council at its next regular meeting, which report shall detail the nature of the charges against the licensee and the City Manager's recommendation as to the action to be taken. Should the City Council decide, after considering the matter, that if the charges against the licensee are true, the same would warrant a suspension or revocation of his license, the City Council shall set a time and place when it will hear the matter, which shall not be sooner than fifteen (15) days nor later than twenty (20) days from the date of its decision to hear the same, and shall direct the City Clerk to mail a copy of the charges and a notice of the time and place of the hearing to the licensee, by certified mail, return receipt requested, at the last known business address of the licensee, no later than ten (10) days prior to the time of hearing.

Section 4.4 At the hearing, the licensee shall have an opportunity to be heard and answer the charges made against him and to cross examine all witnesses and examine all evidence produced against him.

Section 4.5 Within five (5) days after hearing and weighing the evidence presented the City Council shall render its decision on whether or not such license should be suspended or revoked and the licensee shall be immediately notified of such decision. In all cases the decision of the City Council shall be final and conclusive. If the Council shall decide that the license shall be suspended or revoked the licensee shall forthwith surrender the same to the City Clerk and shall not thereafter conduct, operate or carry on the trade or business for which he was licensed unless and until said license shall be restored or a new license issued to him.

COUNCIL PROCEEDINGS -9-

Section 4.6 Upon suspension or revocation of any license, the City Clerk shall not issue a new license of any kind to the licensee except upon the express approval of the City Council.

ARTICLE V

REGISTRATION FEES

REPEALED

ARTICLE VI

LICENSE FEES

Section 6.1 No license shall be issued to any applicant until he first pays to the City Clerk the fee for the type of license desired. The amount of the annual fee required to be paid to obtain any license to operate, conduct or carry on any trade or business within the meaning of this ordinance shall be as hereinafter provided in this article. The full annual fee shall be paid for all licenses applied for prior to April 1st of the year for which the license is issued; three-fourths of the annual fee shall be paid for all licenses applied for between April 1st and June 30th, both inclusive; one-half of the annual fee shall be paid for all licenses applied for between July 1st and September 30th, both inclusive; and one-fourth of the annual fee shall be paid for all licenses applied for after September 30th of the year for which the license is issued; Provided, however, that no license fee shall be less than \$5.00. No license fee paid to the City Clerk shall be returned to the applicant, in whole or in part, for any reason.

Section 6.2 Licenses for:

- Auctioneer ----- \$100.00/yr or \$10.00/day
- Automobile Dealer, new --- \$ 25.00/yr.
- Automobile Dealer, used -- \$ 25.00/yr.
- Antique Shop ----- \$ 10.00/yr.
- Automobile Parts or ----- \$ 10.00/yr.
- Accessories
- Automobile Washing ----- \$ 5.00/yr.
- Appliance Store ----- \$ 10.00/yr.
- Ambulance Service ----- \$50.00/yr.
- Amusement Parks ----- \$100.00/yr.
- Automatic Laundries ----- \$ 5.00/yr.

Section 6.3 Licenses for:

- Bakery ----- \$ 10.00/yr.
- Bar or Tavern ----- 50.00/yr.

COUNCIL PROCEEDINGS -10-

Billboard or Sign Erector -----	\$ 10.00/yr. Bond \$5,000.00
(see sign or billboard erector)	
Billiard Parlor, Pool Room or Smoke Shop	\$10.00/table-min. \$25.00
Bowling Alley -----	\$ 5.00 1st/\$1.00 each
	additional alley
Building Contractor-----	\$10.00/yr.
Building Wrecker -----	\$ 10.00/yr.

Section 6.4 Licenses for:

Carnival -----	\$100.00/day
Christmas Tree or Wreath Dealer-----	\$ 5.00/yr.
Circus -----	\$100.00/day
Clothing Store -----	\$ 10.00/yr.
Coin Operated Music & Amusement----	\$ 10.00/operator
Confectionery Store-----	\$10.00/yr.
Convalescent Home-----	\$ 10.00/yr.

Section 6.5 Licenses for:

Dance School or Studio -----	\$ 5.00/yr.
Dance Hall -----	\$ 50.00/yr.
Dairy Store -----	\$ 10.00/yr.
Delicatessen Store -----	\$ 10.00/yr.
Department Store-----	\$ 10.00/yr.
Dog Licenses -----	\$ 1.00 male or unsexed
	2.00 female
Dry Cleaner -----	\$ 25.00/yr. \$5.00 ea. truck
Dray (see Moving Van)-----	\$ 5.00/yr.
Drug Store -----	\$ 10.00/yr.

Section 6.6 Licenses for:

Electrical Contractor -----	\$ 25.00/yr. +\$5.00 Reg.
Electrical Journeyman & Registration --	\$ 10.00/yr. (\$5.00- 5.00)
	Registration
Employment Agency -----	\$ 5.00/yr.
Excavating Contractors-----	\$ 15.00/yr.

Section 6.7 Licenses for:

Fish or Meat Market (see Meat -----	\$ 10.00/yr.
or Fish Market)	
Florist -----	\$ 5.00/yr.
Floor Covering Store -----	\$10.00/yr.
Fuel or Fuel Oil Dealer-----	\$25.00/yr. +\$1.00 each truck

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Fumigator -----	\$ 25.00/yr.
Furniture Store-----	\$ 10.00/yr.

Section 6.8 Licenses for:

Garbage Collector-----	\$ 25.00/yr.
Gasoline Service Station-----	\$ 5.00 1st pump (yr.)
	\$ 1.00 ea. additional
Grocery Store-----	\$ 5.00 Under 1,000 ft. (yr.)
	\$ 20.00 Over 1,000 ft. (yr)

Section 6.9 Licenses for:

Hawker or Pedler-----	\$ 75.00/yr. or \$3.00/day
Heating Services Contractor-----	\$ 25.00/yr. Registration
	\$10.00
Hotel or Motel-----	\$ 10.00/yr. + \$1.00/room
House Mover or Raiser-----	\$ 50.00/yr.

Section 6.10 Licenses for:

Jeweler-----	\$5.00/yr.
Junk or Scrap Dealer-----	\$100.00/yr.

Section 6.11 Licenses for:

Meat or Fish Market-----	\$ 10.00/yr.
Milk Distributor-----	\$ 10.00/yr.
Milk Plant-----	\$ 25.00/yr.
Motel-----	\$ 10.00/yr. + \$1.00/room
Motion Picture Theatre (indoor)-----	\$ 10.00/yr.
Motion Picture Theatre (Outdoor)-----	\$ 25.00/yr.
Moving Van Business-----	\$ 5.00/yr.

Section 6.12 Licenses for:

Parking Lot-----	\$ 5.00/yr.
Pawnbroker-----	\$100.00/yr.
Pedler (see Hawker or Pedler)-----	\$ 75.00/yr. \$3.00/day
Photography Studio-----	\$ 5.00/yr.
Plumbing Contractor-----	\$ 1.00/yr - Master
	\$.50/yr. Journeyman
Pool Room (See Billiard Parlor,-----	\$ 10.00/ table
smoke shop) Minimum	\$ 25.00/yr.

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Section 6/13 Licenses for:

Repair Establishment -----	\$ 5.00/yr.
Restaurant -----	\$ 10.00/yr.
Retail Stores -----	\$ 10.00/yr.

Section 6.14 Licenses for:

Second-hand Dealer -----	\$ 25.00/yr.
Sidewalk Builder -----	\$ 10.00/yr.
Skating Rinks -----	\$ 25.00/yr.

Section 6/15 Licenses for:

Taxicab Business -----	\$ 25.00/cab
Tourist Home -----	\$ 5.00/yr /\$1.00/room
Transient Merchant -----	\$ 75.00/yr. \$3.00/day
Vending Machines -----	\$ 10.00/yr - operator

Section 6.16 Licenses for:

Wrecker (see Building Wrecker) -----	\$ 10.00/yr.
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ARTICLE VII
REPEAL, VALIDITY, PENALTY, SHORT TITLE AND
EFFECTIVE DATE

Section 7.1 All ordinances and parts of ordinances in conflict herewith are hereby repealed: Provided, however, that it is the intent of this ordinance to embrace within its provisions only the licensing regulations pertaining to the trades and businesses covered herein, and the rules, regulations and standards applicable to various trades and businesses contained in other ordinances of the City of Farmington are hereby expressly retained and saved from repeal by this section.

Section 7.2 If any part of this ordinance is declared invalid by any court of competent jurisdiction, the same shall not affect the validity of the ordinance as a whole nor any part thereof other than the part so declared invalid.

Section 7.3 Any person who shall violate any of the provisions of this ordinance shall, upon conviction, be guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or by imprisonment in the County Jail for not more than 90 days or by both such fine and imprisonment in the discretion of the court. Each day that a violation of this ordinance shall exist or be permitted to exist shall constitute a separate offense punishable as in this section provided.

COUNCIL PROCEEDINGS 13

Section 7.4 This ordinance shall be known and may be cited as the "General License Ordinance of the City of Farmington."

Section 7.5 This ordinance shall become effective January 1, 1958.

This ordinance was introduced at a regular meeting of the City Council on March 6, 1961, was adopted and enacted at a regular meeting on March 20, 1961 and will become effective on April 3, 1961, ten days after publishing.

ROLL CALL:

AYES: Bates, Brotherton, Peterson, Thayer

NAYS: None

ORDINANCE DECLARED ADOPTED.

C. INTRODUCTION OF AMENDMENT II TO ZONING MAP AT GRAND RIVER & MOONEY FROM C-2 TO R-I-P.

Motion by Brotherton supported by Thayer to introduce an AMENDMENT NO II TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN.

Motion carried, all ayes.

D. INTRODUCTION OF AMENDMENT TO FOOD HANDLERS ORDINANCE.

The introduction of amendment to the food handlers Ordinance was tabled and the City Manager and Attorney were instructed to draft a new Ordinance regarding blood tests required for the City of Farmington.

E. INTRODUCTION OF AMENDMENT TO TAXI-CAB ORDINANCE.

Motion by Brotherton seconded by Peterson to introduce AMENDMENT NO. 3 TO TAXI-CAB ORDINANCE, AN ORDINANCE TO AMEND SECTION 25, ARTICLE IV, KNOWN AS THE TAXI-CAB ORDINANCE. Motion carried, all ayes.

F. INTRODUCTION OF AMENDMENT TO ZONING ORDINANCE, ARTICLE IV, SECTION 4.01 PARAGRAPH 9g).

Motion by Thayer seconded by Peterson to introduce AN ORDINANCE TO AMEND PARAGRAPH 9g) OF SECTION 4.01 ARTICLE IV, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON. Motion carried, all ayes.

CLAIMS AND ACCOUNTS.

A. MONTHLY BILLS.

Motion by Peterson supported by Thayer that claims and accounts for month of February, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Brotherton, Peterson, Thayer, Bates.

NAYS: None

Motion carried.

COUNCIL PROCEEDINGS 14

B. ENGINEERING FINAL ESTIMATE - PATE & HIRN - AMOUNT OF \$3,215.49.

Motion by Brotherton supported by Peterson to pay the final estimate to Pate & Hirn, Engineers, for plans and specifications for 16" and 12" water mains in Farmington Road, Nine Mile Road and Warner Street in the amount of \$3215.49 to be paid from the \$250,000.00 water bond proceeds.

ROLL CALL:

AYES: Peterson, Thayer, Bates, Brotherton.

NAYS: None.

Motion Carried.

The Council requested that the City Manager contact the Farmington Senior High School authorities regarding the problem at the baseball field adjacent to the Bel-Aire Subdivision.

The City Manager stated that lawns on Orchard Street would be regraded late in April if the weather permits.

ADJOURNMENT.

Motion by Thayer and seconded by Brotherton that the meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:00 P.M.

V.O. Bates

V.O. BATES, MAYOR PRO-TEM.

Trena M. Quinn

TRENA M. QUINN, CLERK

COUNCIL PROCEEDINGS

A special meeting of the Council of the City of Farmington, Michigan, was held April 4, 1961, in the Council Chambers at the City Hall, 33312 Grand River Avenue, Farmington, Michigan, for the purpose of canvassing the vote of the Spring Biennial Election held on April 3, 1961.

Meeting called to order at 8:00 P.M. by Councilman Thayer.

PRESENT: Thayer and Peterson

ABSENT: None

Returns from the three voting precincts of the City of Farmington at the Spring Biennial Election held Monday, April 3, 1961, were presented by Trena M. Quinn, City Clerk, and were examined by the City Council.

Motion by Peterson and seconded by Thayer that the results of the Spring Biennial Election held Monday, April 3, 1961, as certified by the Inspectors of the Election Boards, having been examined, The City Council Canvassing Board determines the following persons to be duly elected as Councilmen as follows:

COUNCILMEN - (FOUR YEARS)

ROBERT B. LINDBERT

WILBUR V. BROTHERTON

COUNCILMAN - (TWO YEARS)

HENRY B. FORREST

ROLL CALL:

AYES: Peterson, Thayer, Quinn

NAYS: None

MOTION CARRIED.

Trena M. Quinn

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on April 10, 1961.

Meeting was called to order at 8:00 P.M. by Mayor Lindbert.

ROLL CALL: Councilman Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Lt. VanDell.

INTRODUCTION OF STUDENT COUNCIL BY MAYOR LINDBERT.

Members of the Student Government Day were welcomed and introduced by Mayor Lindbert. The Mayor stated that he hoped that they would have a most pleasant and informative day and that the opportunity to participate in the Student Government Day as counterparts for City Officials would stimulate their interest in City Government in the future.

ORGANIZATION OF CITY COUNCIL

A. OATHS OF OFFICE

Councilmen Wilbur V. Brotherton, Henry B. Forrest and Robert B. Lindbert were sworn in by the Clerk.

B. APPOINTMENT OF TEMPORARY CHAIRMAN.

Motion by Thayer seconded by Peterson that City Manager Dinan be appointed as temporary Chairman. Motion carried, all ayes.

C. ELECTION OF MAYOR.

Temporary Chairman Dinan asked for nominations for the office of Mayor.

Motion by Brotherton seconded by Peterson to nominate Robert B. Lindbert for the office of Mayor.

Motion by Forrest to nominate Howard W. Thayer for the office of Mayor. Lost for lack of support.

Motion by Peterson seconded by Brotherton that nominations for the office of Mayor be closed.

Motion carried, all ayes.

Ballots were distributed with the following results: (Votes counted by Chairman Dinan.)

(3) Three votes cast for Lindbert, One (1) no vote, One (1) vote cast for Howard Thayer. Temporary Chairman Dinan declared Robert B. Lindbert elected as Mayor.

D. ELECTION OF MAYOR PRO-TEM.

Temporary Chairman Dinan asked for nominations for the office of Mayor Pro-Tem.

Motion by Thayer seconded by Peterson to nominate Wilbur V. Brotherton for the office of Mayor Pro-Tem.

Motion by Peterson seconded by Forrest to nominate Howard W. Thayer for the office

COUNCIL PROCEEDINGS -2-

of Mayor Pro-Tem.

Motion by Forrest seconded by Peterson that nominations for the office of Mayor Pro-Tem be closed. Motion carried, all ayes.

Ballots were distributed with the following results: (Votes counted by Chairman Dinan)
 Three (3) votes cast for Brotherton.
 Two (2) votes cast for Thayer.
 Temporary Chairman Dinan declared Wilbur V. Brotherton elected as Mayor Pro-Tem.
 The Temporary Chairman declared the organization of the City Council completed and presented the gavel to Mayor Lindbert.

DECISION ON VACATION AND RELOCATION OF GROVE STREET

Motion by Peterson supported by Brotherton to adopt the following resolution:

THE CITY OF FARMINGTON RESOLVES:

WHEREAS, on the 10th day of April, 1961, the Council of the City of Farmington resolved that it is advisable to vacate a portion of Grove Street in the City of Farmington, and

WHEREAS, Notice and Publication having been made as required by law and by the Charter of the City of Farmington, and the Council having met in its offices in the City of Farmington on March 20, 1961 for the purpose of hearing objections thereto, and no objections having been made thereto.

NOW, THEREFORE,

THE CITY OF FARMINGTON RESOLVES:

1. That all that part of Grove Street lying in Lapham's Addition, being a portion of the Northwest 1/4 of Section 27, Town 1 North, Range 9 East, City of Farmington, Oakland County, Michigan, described as:

BEGINNING AT A POINT DISTANT S 89°23'20" E 686.92 FEET;
 S 17°54'00" W 26.18 FEET AND S 89° 23'20" E 26.18 FEET
 FROM THE WEST 1/4 CORNER OF SECTION 27, T1N 1S 9E, CITY
 OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, PROCEEDING
 THENCE N 14°38'30" E 425.32 FEET TO THE SOUTH LINE OF
 GRAND RIVER AVENUE (U.S. 16) 66 FEET WIDE; THENCE S 57°
 15' 00" E 25.01 FEET COINCIDENT WITH SAID SOUTH LINE
 OF GRAND RIVER AVENUE, THENCE S 17° 54' 00" W 418.22
 FEET TO THE P.O.B.

be and the same is hereby vacated, discontinued and abolished.

COUNCIL PROCEEDINGS -3-

2. BE IT FURTHER RESOLVED that an easement will be retained for existing public utilities over, through and on a part of the vacated portion of said street, to wit: three feet on each side of existing public utilities will be excepted from such vacation.

AYES: Councilmen Brotherton, Forrest, Lindbert, Peterson, Thayer
NAYS: None
RESOLUTION DECLARED ADOPTED

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM BASEBALL FOR BOYS . RE: USE OF CITY PARK AND ATHLETIC FIELDS FOR FARMINGTON BASEBALL FOR BOYS .

The clerk read a letter from the Farmington Baseball for Boys Organization requesting permission to use the City Park and Athletic Fields for their 1961 season beginning April 17th and to continue until July 31, 1961, and to erect a refreshment stand. Motion by Thayer seconded by Peterson to grant permission to the Farmington Baseball for Boys Organization to use the City Park and Athletic Fields for their 1961 season and to install a refreshment stand to be removed at the close of the season. Motion carried. All ayes .

B. COMMUNICATION FROM BASEBALL FOR BOYS RE: PERMISSION TO HOLD ANNUAL PARADE JUNE 3, 1961.

Letter read by Clerk from Farmington Baseball for Boys Organization requesting permission to hold annual parade on June 3, 1961. Motion by Peterson seconded by Brotherton to grant permission to the Farmington Baseball for Boys Organization to hold a parade on June 3, 1961, at 12:00 Noon along the following route under the supervision of the Public Safety Department: Start at corner of Grand River and Oakland, east to Warner, North on Shiawassee and east to City Park. Motion carried, all ayes .

C. COMMUNICATION FROM VERNON FOSTER, OWNER OF YELLOW AND RED CAB COMPANY RE: FOUR TAXICAB LICENSES TO OPERATE IN THE CITY OF FARMINGTON .

The Clerk read a letter from Vernon Foster, owner of the Yellow and Red Cab Company requesting four (4) taxicab bond plates to operate in the City of Farmington. He stated that due to the opening of the new shopping center he had received an increased demand from his customers for service within the City Limits . Motion by Brotherton seconded by Forrest to refer the request to the City Manager for a survey of the need for extra cab service and to report to the Council. Motion carried. All ayes .

D. LETTER FROM HENRY KOLAKOWSKI RE: APPEAL TO LIQUOR CONTROL COMMISSION.

Letter read by Clerk from Henry Kolakowski, owner of Gayway Bar, to appeal the action taken on a dance permit in conjunction with 1960 Class C and SDM License

COUNCIL PROCEEDINGS -4-

located at 33338 Grand River. Mr. Kolalowski stated that his request for a dance permit was intended for four (4) holidays as follows: New Years Eve, St. Patricks Day, Valentine Day and Halloween and requested Council action to grant this dance permit.

Motion by Forrest, seconded by Thayer, to grant permission to the Gay Way Bar located at 33338 Grand River, Farmington, Michigan, for a dance permit in conjunction with 1960 Class C and SDM License on the following special holidays: New Years Eve, Valentine Day, St. Patrick Day and Halloween. Motion carried, all ayes.

E. LETTER FROM MR. AND MRS. A.H. REYNOLDS, 33904 GLENVIEW RE: VACATION OF EASEMENT W 8' OF E 9' LOT 17, GLENVIEW SUBDIVISION.

The Clerk read a letter from Mr. and Mrs. A. H. Reynolds requesting the vacation of easement W 8' of E 9' Lot 17, Glenview Subdivision. The City Manager's report to the Council recommended that the Council hold a public hearing to vacate the City's interest in this private easement for public utilities.

Motion by Brotherton seconded by Peterson to hold a public hearing on May 1, 1961, at 8:00 P.M., to vacate the City's interest in private easement for public utilities on W 6' of Lot 16 and E 9' of Lot 17, Glenview Subdivision. Motion carried, all ayes.

REPORT OF CITY MANAGER

A. SUBMISSION TO CITY COUNCIL BY CITY MANAGER OF THE 1961-62 RECOMMENDED BUDGET FOR GENERAL FUND AND WATER AND SEWER FUND.

The City Manager presented a copy of the 1961-62 recommended budget for the General Fund and the Water and Sewer Fund to each Council member.

Motion by Brotherton seconded by Forrest that as a matter of record, each Council member received a copy of the recommended budget for 1961-62, for the General Fund and the Water and Sewer Fund. Motion carried, all ayes.

B. REPORT REQUESTING CITY COUNCIL APPROVAL OF AN APPLICATION FOR ADVANCED PLANNING AND WORKABLE PROGRAM FOR SOUTHEAST QUADRANT, DOWNTOWN AREA REDEVELOPMENT UNDER URBAN RENEWAL PROGRAM (TABLED COUNCIL MEETING 3-20-61).

The City Manager recommended that the Council sustain the recommendation of the Planning Commission and approve the submittal of an Application for Advanced Planning Funds and Workable Program for the Southeast Quadrant-Downtown Shopping Area, Redevelopment under Urban Renewal Program. Mr. Dinan stated that the City is not committing itself at this point by submitting this Application. If the City qualifies then the Federal Government will advance monies for Planning, Engineering and Appraisal work for purchase of said properties and resale of properties. Then the City Council would establish a Public Hearing for the property owners affected and the City Council would then make their decision whether to proceed on the Urban Renewal Program.

Mr. Jack Driker, Geer Associates, was present and presented maps to define the area, answered questions regarding appraisals, cost, and procedure.

COUNCIL PROCEEDINGS -5-

Motion by Brotherton, seconded by Peterson, to adopt the following resolution:

R 144 RESOLUTION OF APPLICANT APPROVING UNDERTAKING OF SURVEYS
AND PLANS FOR AN URBAN RENEWAL PROJECT AND FILING OF AN
APPLICATION

WHEREAS, under Title 1 of the Housing Act of 1949, as amended (herein referred to as "Title 1"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

WHEREAS, it is desirable and in the public interest that the City of Farmington make surveys and prepare plans, presently estimated to cost approximately Forty Four Thousand Four Hundred Thirty Five Dollars (\$44,435.00), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110 (c) of Title 1, in that area proposed as an Urban Renewal Area, situated in the City of Farmington, County of Oakland, and State of Michigan, which is described as follows:

From a point of beginning at the intersection of the north right-of-way line of Orchard Street, and the east right-of-way line of Farmington Road, proceed southerly along said east right-of-way line approximately 190' to the rear of properties fronting on the south side of Orchard Avenue; thence easterly along said rear property lines approximately 470'; thence southerly approximately 135' to the rear of properties fronting on Slocum Street; thence easterly for 1050' more or less to a point of intersection with the west lot line of lot 234 of Warner Farm Subdivision No. 5; thence northwesterly for 280' more or less to the southeast corner of lot 20 Assessor's Plat No. 2; thence northeasterly along the east lot line of said lot 20 projected to a point on the north-right-of-way line of Grand River, thence northwesterly along the north right-of-way line along Grand River Avenue to a point, said point being the projected west right-of-way line of Grove; thence southwesterly along the west right-of-way line of Grove to the intersection of the north right-of-way line of Orchard Street; thence westerly along said north right-of-way line to the point of beginning.

NOW, THEREFORE, BE IT RESOLVED BY FARMINGTON CITY COMMISSION:

1. That the proposed Urban Renewal Area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project (that the development of such Area for predominantly non-residential uses is necessary for the proper development of the community) and that the undertaking by the City of Farmington of surveys and plans for an urban renewal project of the character contemplated by Section 110 (c) of Title 1 in the proposed Urban Renewal Area is hereby approved.

COUNCIL PROCEEDINGS -6-

2. That the financial assistance available under Title 1 is needed to enable the City of Farmington to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title 1, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality must present to the Housing and Home Finance Administration or a Workable Program, as set forth in Section 101 (c) of Title 1, for utilizing appropriate public and private resources to eliminate and prevent the development of spread of slums and urban blight; and that it is in the sense of this body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title 1, can be prepared, and (b) that local grant-in-aid can and will be provided in an amount which will be not less than one-third of the Net Project Cost of the Project and which, together with the Federal Capital grant, will be generally equal to the difference between Gross Project Cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

AYES: Brotherton, Lindbert, Peterson, Thayer

NAYS: Forrest

RESOLUTION DECLARED ADOPTED.

C. REPORT ON REQUEST FARMINGTON CENTER CORPORATION FOR A MINOR MODIFICATION TO PARKING LOT "A" AGREEMENT WITH THE CITY OF FARMINGTON.

The City Manager recommended that he be authorized to amend wording in Section 4, in the Agreement between the Farmington Center Corporation and the City of Farmington to read: Such Parking area shall be maintained by the City as parking for a period of at least 25 years in lieu of indefinitely.

Motion by Peterson seconded by Forrest to authorize the City Manager to sign an amendment to the Agreement between the City of Farmington and the Farmington Center Corporation, wording of Paragraph 4 - said Agreement dated July 1, 1960, shall be amended and modified as follows: The such Parking Area shall be maintained by the City of Farmington as parking for a period of at least 25 years lieu of indefinitely.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest (Lindbert abstained)

NAYS: None

Motion Carried.

D. REPORT ON ORDINANCE TO REPEAL LIQUOR ORDINANCE C-15-36

The City Manager recommended that the Council adopt an ordinance to repeal Liquor Ordinance No. 3-15-36, regulating alcoholic beverages because it is not consistent with the practices of the State Liquor Control Commission and serves no useful purpose. This ordinance was adopted before the State of Michigan had any competent liquor control and sections of the ordinance were read that are in conflict with State Law. Motion by Forrest seconded by Brotherton to table action by the Council until the first regular meeting of the Council in May.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert .

NAYS: Peterson

Motion Carried.

E. REPORT ON ESTABLISHMENT OF YOUTH GUIDANCE COMMITTEE

Mr. W. I. Mitchell, Chairman of Farmington Clarenceville Area for Youth Guidance Committee, was present and requested that the City Council adopt a resolution to give this Committee official status within the City of Farmington and give moral and financial support to this program that was organized by Judge Moore, Judge of Probate Court, Oakland County. Reverend Richard Markham, of the Methodist Church, was present and stated that he had attended several Committee meetings and urged the Council to adopt the resolution.

Motion by Brotherton, seconded by Thayer, to adopt the following resolution as presented:

A RESOLUTION FOR THE ESTABLISHMENT OF THE GENERAL CITIZENS
YOUTH GUIDANCE COMMITTEE OF GREATER FARMINGTON

The City of Farmington recognizes that whereas:

Each young person, regardless of race, color or creed has the right:

1. To the affection and intelligent guidance of understanding parents .
2. To be raised in a decent home in which he or she is adequately fed, clothed and sheltered .
3. To the benefits of religious guidance and training .
4. To a school program which, in addition to sound academic training, offers a maximum opportunity for individual development and preparation for living .
5. To receive constructive discipline for the proper development of good character, conduct and habits .
6. To be secure in his or her community against all influences detrimental to proper and wholesome development .
7. To individual selection of free and wholesome recreation .
8. To live in a community in which adults practice the belief that the welfare of their young people is of primary importance .
9. To receive good adult example .
10. To a job commensurate with his or her ability, training and experience, and protection against physical or moral employment hazards which adversely affect wholesome development .
11. To early diagnosis and treatment of physical handicaps and mental and social maladjustments, at public expense whenever necessary .

COUNCIL PROCEEDINGS -8-

AND WHEREAS prevention of neglect is a community responsibility.

AND WHEREAS it is deemed necessary that an organization be established to investigate, review and analyze the various causes of juvenile and adolescent delinquency, particularly those in the Greater Farmington Area and to take appropriate steps as a result of these investigations, including the protection, safeguarding and improvement of the physical, mental, emotional and moral welfare of all the young people of the Greater Farmington Area.

Therefore, be it hereby resolved to establish and support the General Citizens Youth Guidance Committee of Greater Farmington to carry out the purposes of the aforesaid organization and that this committee be comprised essentially of members from the areas of: Education, Psychology, Sociology, Criminology, Law, Police, Business, Psychiatry, Medicine, and Theology and in addition such other persons who may be genuinely interested and can contribute actively to the organization.

In addition, be it hereby resolved that the City of Farmington will provide financial assistance of an amount not to exceed one hundred dollars to the General Citizens Youth Guidance Committee of Greater Farmington for the calendar year of 1961 to be used by the General Citizens Youth Guidance Committee of Greater Farmington for whatever purposes it so deems necessary.

AYES: Brotherton, Forrest, Peterson, Lindbert, Thayer

NAYS: None

F. REPORT ON CITY OF DETROIT WATER BOARD REGULATIONS ON WATER COOLED AIR CONDITIONING EQUIPMENT.

The City Manager reported that he had received the Detroit Water rates and rules applicable to non-conserving type water called air conditioning equipment and recommended that the Council adopt these rates and rules.

Motion by Thayer seconded by Brotherton to adopt the City of Detroit Water rates and rules applicable to non-conserving type water cooled air conditioning equipment as adopted by the Detroit Water Commission 5-7-56 and amended 9-10-57, schedule of demand charges shall be \$7.50 per ton of Refrigeration (plus 5% surcharge). Motion carried, all ayes. The City Manager was instructed to notify all businesses involved.

MISCELLANEOUS

A. RE: RESTRICTION PROHIBITING CLASS "C" LICENSE IN BEL-AIRE LANES.
BEL-AIRE LANES REQUEST FOR CLASS "C" LICENSE TABLED COUNCIL MEETING 3-20-61)

The Clerk read a letter and objection to waiver of restriction petition containing approximately 144 names, including 38 residents within 500 feet of Bel-Aire Lanes. The Clerk received and placed on file a petition approving the waiver of restriction

presented by Mr. Leone, of Bel-Aire Lanes, containing approximately 80 names. Mr. Katz, Attorney, stated that many of the residents who opposed the bowling alley in 1957, do not oppose this request, the restriction was placed on the bowling alley to appease the plaintiffs in the Court Case and he urged Council action to waive the restriction. Robert Kelly, City Attorney, stated that he had reviewed the recorded restriction and the opinion of Judge Clark on the Court Case of Bel-Aire Subdivision vs. City of Farmington, won by the City of Farmington and that the restriction recorded was for the protection of the residents and if the Council waived the restriction to permit a Liquor License at the Bel-Aire Lanes the result of such action could be a court case.

Motion by Thayer, seconded by Peterson, to deny a waiver of restriction for a liquor license for the Bel-Aire Lanes, located at 24001 Orchard Lake Road, Farmington, Michigan. Motion carried, all ayes.

RESOLUTION AND ORDINANCES.

A. ADOPTION OF AMENDMENT II TO ZONING MAP AT GRAND RIVER & MOONEY FROM C-2 TO R-1-P.

Motion by Peterson supported by Brotherton to adopt and enact the following ordinance:

ORDINANCE NO. C -147-61

AMENDMENT NO. II TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That the territory lying within the City of Farmington, Oakland County, Michigan, described as:

PARCEL OF LAND IN T1N, R9E, SECTION 27, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS:
BEG AT A POINT ON THE E LINE OF "BROOKDALE SUB" SAID PT BEING N 0° 01' E 706 FT FROM INTERSECTION OF E-LINE OF "BROOKDALE SUB" AND THE N'LY LINE OF GRAND RIVER AVE (120 FT WD); AND AT RIGHT ANGLES TO SAID LINE BEARING E'LY A DISTANCE OF 130 FT; TH ON A RIGHT ANGLE N'LY A DISTANCE OF 100 FT; TH ON A RIGHT ANGLE E'LY A DISTANCE OF 120 FT; TH ON A RIGHT ANGLE S'LY A DISTANCE OF 100 FT; TH ON RIGHT ANGLE W'LY 120 FT TO THE P.O.B.

be and the same is hereby rezoned and shall hereafter be and constitute an R-1-P District.

Section 2. That the attached map, showing the property affected by this amendment is made a part of this amendment.

COUNCIL PROCEEDINGS -10-

Section 3. This ordinance shall be known as Amendment No. 11 of the Zoning Map of the City of Farmington.

This ordinance was introduced at a meeting of the City Council on March 20, 1961, was adopted and enacted at a regular meeting of the Council on April 10, 1961 and will become effective on April 30, 1961, ten days after publication.

AYES: Brotherton, Forrest, Lindbert, Peterson and Thayer.

NAYS: None

ORDINANCE DECLARED ADOPTED - April 10, 1961.

B. ADOPTION OF AMENDMENT TO TAXICAB ORDINANCE.

Motion by Peterson supported by Brotherton to adopt and enact the following ordinance:

ORDINANCE NO. C -148 - 61

AMENDMENT NO. 3 TO TAXI CAB ORDINANCE

An Ordinance to amend Section 25, Article IV, known as the Taxi Cab Ordinance.

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Section 25, Article IV, or Ordinance known as the Taxi-Cab Ordinance be and the same is amended to read as follows:

Section 25. Each person driving a taxi cab or motor vehicle for hire must be licensed as such. Each applicant for a driver's license must be of the age of twenty one (21) years or over; be of sound physique and good eye sight, and not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body or mind which might render him unfit for the safe operation of a public vehicle; be able to read and write the English language; be clean in dress and person and not addicted to the use of intoxicating liquors. The applicant shall take and successfully pass a police examination relative to such applicant's knowledge of the traffic laws and ordinances of the City of Farmington and the State of Michigan, his or her general knowledge of the streets and highways in the City of Farmington, and as to his or her competency as a driver of a motor vehicle; fill out, upon a form to be provided by the City Clerk, a statement giving his full name, place or places of residence for the five (5) years next preceding, age, color, height, color of eyes and hair, place of birth, length of time he has resided in the City, whether a citizen of the United States, whether married or single, whether he has ever been licensed as a driver or a chauffeur, and if so, when and where and whether his license has ever been revoked, and for what cause. Said application shall be filed with the Police Department of the City of Farmington, and said applicant shall also file on forms provided by said Department, a full set of his or her fingerprints. Said application and the said

COUNCIL PROCEEDINGS -11-

applicant shall be examined under the direction of the Police Chief, who shall have the power to approve or disapprove said application. If the Police Chief shall approve said application he shall endorse his approval thereon and deliver the same to the City Clerk, who shall issue a license upon payment of the fees hereinafter provided. If the Police Chief shall not approve said application, he shall note such fact thereon, and deliver the same to the City Clerk who shall notify the applicant in writing at his or her address as stated upon such application. Said applicant may, within ten (10) days thereafter, appeal to the City Council from the determination of said Police Chief and the Council shall have the power to approve such application, where upon a license shall be issued as above provided or said appeal may be denied. The decision of the Council shall be final.

Section 2. All ordinances or parts of ordinances in conflict herewith is hereby repealed only to the extent necessary to give this ordinance full force and effect.

This ordinance was introduced at a regular meeting of the Council on March 20, 1961, was adopted and enacted at a regular meeting on April 10, 1961, and will become effective on April 30, 1961, ten days after publication.

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton.

NAYS: None

ORDINANCE DECLARED ADOPTED.

C. ADOPTION OF AMENDMENT TO ZONING ORDINANCE, ARTICLE IV, SECTION 4.01, PARAGRAPH (g).

Motion by Brotherton supported by Forrest to adopt and enact the following ordinance:

ORDINANCE NO. C - 149 - 61

AN ORDINANCE TO AMEND PARAGRAPH (g) OF SECTION 4.01 ARTICLE IV, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Section 1; That Paragraph (g) of Section 4.01, Article IV, of Ordinance No. C 49-56, known as the Zoning Ordinance of the City of Farmington be amended to read as follows:

(g) Accessory buildings or uses customarily incidental to any of the above permitted uses, when located on the same or adjoining lot and not involving any business, profession, trade or occupation or living facilities. One private garage for each residential lot for the housing of motor vehicles, not more than one of which can be a commercial vehicle, shall be considered a legal accessory use, provided however, any such commercial vehicle shall not exceed one and one half ton capacity and shall be kept housed. This shall not prohibit the storage of a small tractor for gardening purposes when not used for hire. Accessory

COUNCIL PROCEEDINGS -12.

buildings for the housing of fowl or animals shall be located not less than 25 feet from any lot line and not less than 100 feet from any dwelling.

Section 2. All ordinances or parts of ordinances in conflict herewith is hereby repealed only to the extent necessary to give this ordinance full force and effect.

This ordinance was introduced at a regular meeting of the Council on March 20, 1961, was adopted and enacted at a regular meeting on April 10, 1961, and will become effective on April 30, 1961, ten days after publication.

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest.

NAYS: None

ORDINANCE DECLARED ADOPTED, April 10, 1961

D. PROPOSED ORDINANCE TO REPEAL ORDINANCE TO REGULATE ALCOHOLIC BEVERAGES C-15-36.

Tabled.

CLAIMS AND ACCOUNTS.

A. MONTHLY BILLS

Motion by Thayer and supported by Peterson that claims and accounts for the month of March, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert.

NAYS: None

Motion Carried.

B. 2nd PARTIAL ESTIMATE - NINE MILE ROAD PUMPING STATION TO H. BOSCHMA, AMOUNT \$15,646.50.

Motion by Brotherton, supported by Thayer, to pay 2nd partial estimate for Nine Mile Road pumping station to H. Boschma in the amount of \$15,646.50 to be paid from \$250,000.00 Water Bond proceeds.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson.

NAYS: None

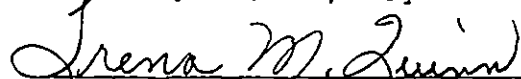
Motion Carried.

ADJOURNMENT

Motion by Thayer seconded by Peterson to adjourn. Motion carried, all ayes. Meeting adjourned at 11:30 P.M.



Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on April 17, 1961.

Meeting called to order at 8:00 P.M. by Mayor-Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

PETITIONS AND COMMUNICATIONS.

A. COMMUNICATION FROM WARREN BROMLEY, OWNER OF FARMINGTON VETERANS CAB COMPANY RE: REQUEST TO AMEND TAXICAB ORDINANCE TO INCREASE TAXICAB FARES.

The Clerk read a letter from Mr. Bromley, owner of Farmington Veterans Cab Company requesting that the Council amend the Taxicab Ordinance so that the rates conform with charges in other communities in the metropolitan area. The Public Safety Department was instructed to inspect all taxicab meters regarding the meter throw due to a complaint from Councilman Forrest.

B. LIQUOR CONTROL COMMISSION RE: DANDY DRUG NEW SDM LICENSE TO BE LOCATED AT 23306 FARMINGTON ROAD.

The City Manager recommended that the Council approve the application for new SDM License for Dandy Drug Pic "N" Sav. No. 3, Inc. (known as Barbas Drugs), located at 23306 Farmington Road.

Motion by Forrest seconded by Brotherton to adopt the following resolution:

BE IT RESOLVED:

THAT THE REQUEST FROM DANDY DRUG PIC 'N'
SAV. NO 3, INC. FOR A NEW SDM LICENSE TO BE LOCATED AT
23306 FARMINGTON ROAD, FARMINGTON MICHIGAN, be
RECOMMENDED FOR APPROVAL.

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer (Lindbert Abstained)

NAYS: None

MOTION CARRIED, April 17, 1961

C. LIQUOR CONTROL COMMISSION RE: TRANSFER SDM LICENSE FROM HAROLD SEELEY TO LESLIE STOLL AT 22070 FARMINGTON ROAD.

The City Manager recommended that the Council approve transfer of SDM License from Harold Seeley to Leslie Stoll located at 22070 Farmington Road.

Motion by Peterson seconded by Thayer to adopt the following resolution:

COUNCIL PROCEEDINGS -2-

BE IT RESOLVED:

THAT THE REQUEST FROM LESLIE C. AND EDNA J. STOLL TO TRANSFER OWNERSHIP OF 1960 SDM LICENSE WITH LIVING QUARTERS PERMIT FROM HAROLD W. AND VIOLA E. SEELEY, LOCATED AT 22070 FARMINGTON ROAD, FARMINGTON, MICHIGAN BE RECOMMENDED FOR Approval.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

MOTION CARRIED April 17, 1961.

D. CITY OF SOUTHFIELD RE: CITY OF DETROIT'S PROPOSED 1% INCOME TAX.

The Clerk read a resolution adopted by the Council of the City of Southfield opposing the proposed City of Detroit income tax.

Motion by Brotherton seconded by Peterson to adopt the following resolution:

WHEREAS, the City of Detroit, by action of its Council and certain other vested interest groups, has indicated a desire to impose a one percent (1%) Income Tax upon residents and non-residents alike of the City of Detroit; and

WHEREAS, the imposition of a tax upon a non-resident constitutes taxation without representation as the non-resident would have absolutely no voice in how the Detroit City government would spend the said taxes; and

WHEREAS, A tax upon a non-resident freely employed by a free enterprise within the incorporated limits of any city would, in fact, be a forced tribute by the employee to the city and a tax upon his right as a free American to employment and to the support of his family; and

WHEREAS, the Electorate of the State of Michigan has consistently taken a position against the principle of taxation without representation and has always defended the right of the working man to seek employment and to support his family as a dignified citizen without being suffered the indignity of paying tribute for that right;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Farmington go on record as opposing the action of any municipal legislative body to impose a tax upon the employment and livelihood of non-residents and recommends to the legislature that it take immediate and appropriate action to prevent any municipality from crossing its borders for the purposes of enacting any form of income tax and/or payroll tax on non-residents; and

COUNCIL PROCEEDINGS -3-

BE IT FURTHER RESOLVED, that this resolution be immediately transmitted, upon its passage, to State Senator Farrell E. Roberts, State Representative Raymond Baker, Mr. John Huss, of the Municipal League, in Lansing and also to the Municipal League, itself.

AYES: Councilmen Lindbert, Peterson, Thayer, Brotherton, Forrest.
NAYS: None
RESOLUTION DECLARED ADOPTED.

REPORT OF CITY MANAGER.

A. TRAFFIC CONTROL # 8, NO PARKING WEST SIDE OF FARMINGTON ROAD SOUTH OF GRAND RIVER (TABLED COUNCIL MEETING MARCH 20, 1961)

The City Manager recommended that Council approve Traffic Control Order #8 due to Traffic hazards in that area.

Following a discussion, motion by Brotherton, seconded by Peterson, to adopt Traffic Control Order #8 as revised:

TRAFFIC CONTROL ORDER # 8

Effective April 17, 1961, the following regulations of traffic and parking shall be in effect:

ELIMINATE 1ST PARKING SPACE SOUTH FROM GRAND RIVER ON WEST SIDE OF FARMINGTON ROAD AND 1ST PARKING SPACE NORTH FROM STATE STREET ON WEST SIDE OF FARMINGTON ROAD.

NO PARKING ON WEST SIDE OF FARMINGTON ROAD, GRAND RIVER SOUTH TO ALTA LOMA DRIVE, MONDAY THRU SATURDAY, FROM 4:00 P.M. - 7:00 P.M.

(Signed) John D. Dinan
City Manager

APPROVED BY COUNCIL April 17, 1961

MISCELLANEOUS.

A. PUBLIC HEARING RE: 1961-62 BUDGET

Motion by Thayer seconded by Brotherton that the Council hold a public hearing on the 1961-62 Budget, Thursday, May 11, 1961, at 8:00 P.M. Motion carried, all ayes.

B. PROPOSED MEETING OF COUNCIL AND DELOS HAMLIN, SUPERVISOR FOR CITY OF FARMINGTON.

The City Manager reported that Delos Hamlin, Supervisor for the City of Farmington, and Chairman of Oakland County Board of Supervisors, requested that an informal meeting be held with the Council to discuss County Government and how it affects

COUNCIL PROCEEDINGS -4-

the City of Farmington. Copies of the Oakland County Fiscal Year Budget were submitted to the Council members for their review and comments. By unanimous consent of the Council, a meeting date will be set after the adoption of the 1961-62 budget.

C. RECREATION PROGRAM IN CITY OF FARMINGTON

A discussion was held on the recreational program in the City and monies to be allocated in the 1961-62 budget for possible expansion of the program.

The City Manager was instructed to contact Mr. Warren Piche, Director of Farmington Area Recreation and Mr. Jack Cotton to assist in forming an organization or plan to inform the Council of the need for recreation expansion and to determine use of funds to best advantage of the City. The City Manager stated that he would contact Mr. Hall, Supervisor of Farmington Township, regarding their plans and would report to the Council at the next regular meeting, May 1, 1961.

D. COMMUNICATION FROM JOHN W. HUNT RE: FARMINGTON SALVAGE COMMITTEE DURING WORLD WAR II.

The Clerk read a letter from John W. Hunt, Chairman of the Farmington Salvage Committee during World War II and stated that he had received a check in the amount of \$239.81, being the balance of the account. The Committee composed of Mr. Hunt, Mr. Tupper, Mr. Hoehler and Mr. Hamlin authorized Mr. Hunt to present the check in the amount of \$239.81 to the City and requested that it be assigned to the City of Farmington Civil Defense Fund. The Council accepted the check and expressed their appreciation to the Committee.

E. INFORMATION RE: BOARD OF APPEALS JURISDICTION RE: MULTIPLE DWELLING RULING.

Councilman Forrest questioned the authority of the Board of Appeals on their action taken at a meeting held on January 4, 1961, to grant an appeal by the Farmington Development Corporation and that the City accept a 24 foot dedication for public right-of-way to service apartments subject to restricting this service drive to "No Parking" and the construction of the necessary off-street parking facilities as shown on the plan that was submitted. Mr. Kelly, City Attorney, stated that his legal opinion dated December 19, 1960, was that the Board of Appeals did have jurisdiction to grant appeal under provision of Zoning Ordinance, Section 14.09 (f) 3.

RESOLUTIONS AND ORDINANCES.

A. RESOLUTION FOR DESIGNATION OF STREET ADMINISTRATOR FOR STATE HIGHWAY DEPARTMENT.

Motion by Peterson seconded by Thayer to adopt the following resolution:

BE IT RESOLVED:

COUNCIL PROCEEDINGS -5-

THAT JOHN D. DINAN, CITY MANAGER, BE AND IS HEREBY DESIGNATED AS THE SINGLE ADMINISTRATOR FOR THE CITY OF FARMINGTON IN ALL TRANSACTIONS WITH THE STATE HIGHWAY COMMISSIONER AS PROVIDED IN SECTION 13, (e) OF ACT 51, PUBLIC ACTS OF 1951.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert.

NAYS: None

MOTION CARRIED April 17, 1961

B. PROPOSED AMENDMENT TO TAXICAB ORDINANCE.

Motion by Brotherton seconded by Forrest to introduce AN ORDINANCE, AMENDMENT NO. 4, TO TAXI CAB ORDINANCE, AND ORDINANCE TO AMEND SECTION 21, ARTICLE 3, OF ORDINANCE KNOWN AS TAXICAB ORDINANCE.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson.

NAYS: None.

Motion Carried.

CLAIMS AND ACCOUNTS:

A. MONTHLY BILLS

Motion by Peterson supported by Thayer that claims and accounts for March, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer.

NAYS: None

Motion Carried.

The City Manager stated that on Monday, April 24, 1961, the entire City will be serviced with City of Detroit water.

ADJOURNMENT

Motion by Peterson, seconded by Thayer, that the meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 9:45 P.M.

Robert B Lindbert

ROBERT B. LINDBERT, MAYOR

Trena M Quinn

TRENA M. QUINN, CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on May 1, 1961.

Meeting called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETINGS

Motion by Peterson seconded by Brotherton that the minutes of regular Council meetings held on April 10 and 17, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARINGA. PETITION TO VACATE CITY'S INTEREST IN PRIVATE EASEMENT FOR PUBLIC UTILITIES ON W 6 FEET LOT 16 AND EAST 9 FEET LOT 17, GLENVIEW SUBDIVISION

Mayor Lindbert opened the public hearing on the vacation of City's interest in private easement for public utilities on W 6 feet of Lot 16 and E 9 feet of Lot 17, Glenview Subdivision at 8:00 p.m. and asked for comments from interested parties. Hearing no comments the hearing was closed at 8:02 p.m.

Motion by Forrest seconded by Brotherton to vacate the City's interest in private easement for public utilities on West 6 feet of Lot 16 and East 9 feet of Lot 17; Glenview Subdivision. Motion carried, all ayes.

MINUTES OF OTHER BOARDSA. PLANNING COMMISSION MEETING, APRIL 24, 1961.

Minutes of Planning Commission meeting held on April 24, 1961, were read and placed on file.

Motion by Brotherton seconded by Thayer to sustain the recommendation from the Planning Commission at their meeting held on April 24, 1961, and to hold a Public Hearing on June 5, 1961, at 8:00 p.m. on the following: That the North 110 feet of City property on Nine Mile Road between Grand River and Brookdale be zoned M-1, Light Industrial, and the balance of City owned land at this location be zoned R-1, One Family Residential. Motion carried, all ayes.

B. ZONING BOARD OF APPEALS, APRIL 11, 1961.

Minutes of Board of Appeals meeting held on April 11, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONSA. PETITION TO VACATE ALLEY IN FRED M. WARNER'S ADDITION SUBDIVISION WITHIN BLOCK BOUNDED BY OAKLAND, CASS, GRAND RIVER AND WILMARTH AVENUES, RESERVING CUSTOMARY EASEMENTS

The Clerk read a petition signed by 9 property owners requesting that the Council vacate the alley in Fred M. Warner's Addition Subdivision within block bounded by Oakland, Cass, Grand River and Wilmarth Avenues, reserving customary easements.

The Council referred this request to the Planning Commission for study and recommendation.

COUNCIL PROCEEDINGS -2-

CITY OF

B. COMMUNICATION FROM RAYMOND L. BAKER RE: ACTION OF COUNCIL OF/DETROIT PROPOSED 1% INCOME TAX

Letter read and placed on file by Clerk from Raymond L. Baker, State Representative, commending the City Council action by resolution to oppose the proposed City of Detroit 1% Income Tax on non-residents and he assured the Council that he would oppose any legislation to permit any municipality to impose this form of taxation on it's non-resident workers.

C. COMMUNICATION FROM CHILDREN'S LEUKEMIA FOUNDATION OF MICHIGAN RE: CANNISTER DRIVE

Letter read from The Children's Leukemia Foundation of Michigan requesting permission to place cannisters in business establishments from May 1, 1961 to September 1, 1961. Motion by Peterson seconded by Thayer to grant permission to the Children's Leukemia Foundation of Michigan to place cannisters in business establishments from May 1 to September 1, 1961. Motion carried, all ayes.

D. FARMINGTON JAYCEES RE: RECREATION FACILITIES (LETTER TO BE RECEIVED MONDAY MAY 1, 1961)

Clerk read a letter from Mr. Robert C. Hall, President of the Farmington Junior Chamber of Commerce regarding request to be heard on the subject of Park Improvement. Mr. Hall stated that the JayCees would like to continue their project on Park Improvement and install a playground for mothers and infants consisting of sandpit, picnic tables, swings, slides, etc. Area to be north of present tennis courts and cost to be assumed by JayCees. The Council expressed appreciation to the JayCees for their support and contributions for better Civic Recreational Programs.

Motion by Thayer seconded by Brotherton to instruct the City Manager to meet with the JayCees to determine site of proposed playground and to refer this request to the Planning Commission for their approval. Motion carried, all ayes.

Mr. Chesley and Mr. Bridges presented a recreational proposal including budget, program and formation of a Parks and Recreation Commission consisting of one member of City Council, one member of Township Board, one member of School Board and three citizens approved by above members for a term of three years. They requested that Council give vote of confidence for this program and appoint a member of the Council to this committee. They also urged that the Council leave the millage at its present rate and increase its commitments to the Farmington Area Recreation Commission. Mayor Lindbert stated that the contribution to the recreational program had been discussed at the Council informal meeting on the proposed budget.

Mr. Piche, Farmington Recreational Area Director, stated that a similar commission had been appointed but not active and urged Council approval of this committee.

Motion by Peterson seconded by Brotherton to appoint Councilman Forrest as a member of the Farmington Area Parks and Recreation Commission. Motion carried, all ayes.

E. COMMUNICATION FROM CHARLES D. HANNAN RE: PERMISSION FOR RETAINING WALL

Letter read from Mr. Charles D. Hannan, owner of Lots 5 & 6, Assessor's Plat #9, who requested permission to rebuild a retaining wall at the rear of his property to prevent the Rouge River from eroding the bank at his property and if situation continues it would eventually undermine the footings of his building. He presented sketches and maps and stated that it would require approximately 4000 yards of rock and stone fill. Mayor Lindbert

stated that he was opposed to any land fill and was concerned about the amount of fill needed for this project.

Mr. Kenneth Warren, representing Dr. John W. Woods, owner of Lots 3 & 4, Assessor's Plat #9, also requested permission to use fill at the rear of the property to stop erosion but stated that the flood plane area would not be filled.

Mr. Dinan, City Manager, stated that the proposed fill will not reduce the existing flood plane because the elevation existing fill is the minimum of 5 feet higher than the banks of the Rouge River.

Motion by Brotherton seconded by Thayer to allow project presented by Mr. Hannan and Mr. Warren to rebuild retaining wall and permit fill in area described as Lots 3, 4, 5 & 6, Assessor's Plat #9 under the control and supervision of the City Manager.

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer.

NAYS: Lindbert,

Motion carried.

REPORT OF CITY MANAGER

A. ANNUAL REPORT OF PUBLIC SAFETY DEPARTMENT YEAR 1960

Council members received copies of the Annual Report of the Public Safety Department for year of 1960.

Motion by Peterson seconded by Forrest to accept the yearly report for 1960 submitted by the Public Safety Department and that the Department be commended for the excellent and complete report. Motion carried, all ayes.

B. REPORT RE: LIQUOR CONTROL ACT AND RULES & REGULATIONS PERTAINING CITY LIQUOR ORDINANCE C-15-36 (TABLED APRIL 17, 1961)

The City Manager reported that he had reviewed the Liquor Control Act and Rules & Regulations relating to Class C Licenses with the City Attorney and since the Liquor Control Commission has complete jurisdiction over sale of liquor throughout the State any ordinance that the City of Farmington would adopt would have a tendency to be inconsistent with the State Statute, creating a conflict and would not be compatible with the Liquor Control Act and Rules & Regulations. He recommended the City Liquor Ordinance C-15-36 be repealed and that we rely on the Michigan Liquor Control Commission and statutes which have been handled prudently during the past 20 years to the advantage of all citizens within the State of Michigan.

Mr. Nelson, 23708 Warner, stated that he was opposed to repealing or change of the existing Liquor Ordinance, requested that Council rescind action taken on February 6, 1961, to grant a new Class C License to Gus Stoyanoff to be located at 32305 Grand River Avenue and said he was circulating a petition opposing the change or repeal of Liquor Ordinance.

Mr. Ben Bonner, 22627 Brookdale, was of the same opinion as Mr. Nelson and quoted National percentages regarding crimes and problems resulting from use of liquor. He questioned possibility of placing question on ballot either by petition or Council action to determine if City shall serve liquor or sell within the limits. He was assured that question could be placed on a ballot either way.

Mr. Frank Annette, 22651 Brookdale, voiced approval of opinions expressed by Mr. Bonner and Mr. Nelson.

Council members stated that if the ordinance were repealed, the Council would still

COUNCIL PROCEEDINGS -4-

have the right to reject any and all Class C Licenses within the City of Farmington. Motion by Thayer seconded by Forrest to table Council decision until next regular meeting. Motion carried, all ayes.

MISCELLANEOUSA. APPOINTMENT OF MEMBER TO LIBRARY BOARD

The members of the Council expressed deep regret on the death of C. Goddard Smith, President of the City-Township Library Board, who diligently served as appointee of the City to provide improved Library facilities for the community.

Motion by Thayer seconded by Forrest to appoint John Allen as a member of the Library Board to fill the unexpired term of C. Goddard Smith to expire March 19, 1964, Motion carried, all ayes.

B. APPOINTMENT OF MEMBER TO YOUTH GUIDANCE COMMITTEE

Tabled.

C. ORCHARD STREET SIDEWALKS AND DRIVEWAYS

Councilman Forrest reported that he had investigated a complaint from residents on south side of Orchard Street regarding sidewalks and driveways and that a problem did exist. Mrs. Otis and Mr. Sumrill were present and requested action by the Council to correct the grades of the sidewalks and driveways.

The City Manager was instructed to prepare the engineering study and estimate of costs to correct this problem and report to Council at next meeting.

D. INFORMATION REGARDING REQUEST FOR EXTRA BOND PLATES FOR TAXICAB CO.

Councilman Forrest asked if survey requested by Council on need for more Taxicab Bond Plates in the City had been completed. Manager stated that if possible the report would be made at the May 15th meeting.

Mr. Bromley, owner of present cab company servicing the City, stated that if bond plates were approved for another cab company, he could not show a profit. He offered to supply the Council with copies of records to verify that there was not enough business for two cab companies.

Mr. Foster, owner of the Yellow & Red Cab Company, urged the Council to take action on his request for extra bond plates to operate within the City of Farmington limits.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF AMENDMENT #4 TAXICAB ORDINANCE

Motion by Forrest supported by Peterson to adopt and enact the following Ordinance:

ORDINANCE NO. C-150-61

AMENDMENT NO. 4 TO TAXI CAB ORDINANCE AND
ORDINANCE TO AMEND SECTION 21, ARTICLE 3, OF
ORDINANCE KNOWN AS TAXI CAB ORDINANCE

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Section 21 of Article III of Ordinance known as Taxicab

COUNCIL PROCEEDINGS -5-

Ordinance, be and the same is amended to read as follows:

Section 21. RATES: The rate to be charged and collected for service by taxicabs shall be the following:

For the first one-third mile or fraction thereof, forty cents, and for each additional one-third of a mile or fraction thereof, ten cents. The Council may increase or decrease the rates herein established and no charge shall be made except as established by the Council. No charge shall be made for extra passengers. For each two minutes of waiting time or fraction thereof a charge may be made of ten cents. Waiting time shall include the time when the taxicab is not in motion, beginning with the arrival at the place to which it has been called or the time consumed while standing at the direction of the passenger. No charge shall be made for time lost for inefficiency of the taxicab or its operator or time consumed by premature response to a call or for traffic delays. There shall be posted in a conspicuous place on the inside of the taxicab, a card which shall be printed in plain, legible type, the rates of fare provided for in this ordinance, the meter rate of the taxicab, and reference to this Ordinance by number.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

This Ordinance was introduced at a regular meeting of the Council on April 17, 1961, was adopted and enacted at a regular meeting on May 1, 1961 and will become effective on May 14, 1961, ten days after publication.

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None.

ORDINANCE DECLARED ADOPTED.

B. PROPOSED ORDINANCE TO REPEAL ORDINANCE TO REGULATE ALCOHOLIC BEVERAGES

Tabled until next regular meeting.

C. INTRODUCTION PROPOSED PLAT & SUBDIVISION REGULATIONS

Motion by Peterson supported by Brotherton to introduce PLAT AND SUBDIVISION REGULATIONS ORDINANCE: AN ORDINANCE ESTABLISHING PROCEDURES FOR THE SUBMISSION AND APPROVAL OF PLATS OF LAND WITHIN THE CITY OF FARMINGTON; PROVIDING FOR REQUIRED IMPROVEMENT AND MINIMUM DESIGN STANDARDS IN CONNECTION WITH THE INSTALLATION OF MUNICIPAL IMPROVEMENTS; TO PROVIDE FOR VARIANCES FROM THE STRICT REQUIREMENTS OF THE ORDINANCE IN CERTAIN CASES; TO REPEAL ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE; AND TO PROVIDE PENALTIES FOR THE VIOLATION HEREOF.

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton


NAYS: None

MOTION CARRIED.

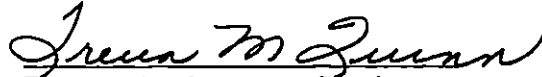
COUNCIL PROCEEDINGS -6-ADJOURNMENT

Motion by Peterson seconded by Thayer to adjourn. Motion carried, all ayes.

Meeting adjourned at 10:57 p.m.



Robert B. Lindbert, Mayor



Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A special meeting of the Council of the City of Farmington was held on May 11, 1961, for the purpose of a Public Hearing on the 1961-62 Budget.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, City Clerk Quinn, Chief DeVriendt.

PUBLIC HEARING1961-62 BUDGET

Mayor Lindbert opened the Public Hearing on the 1961-62 Budget and asked for comments from all interested parties. The Mayor stated that the Charter provides for a Public Hearing and that the Budget must be approved by the Council by the third Monday in May.

COMMENTS

Mr. Leonard Knighton, 33676 Alta Loma, asked if funds were allocated in the proposed budget to relieve the drainage problem at his residence. He was assured by the City Manager that funds were included in Capital Improvement to correct his problem. Mr. Knighton commended the Council for their consideration and action to correct his problem and was in favor of the budget as proposed. He appreciated the proposed cut in millage and stated that it was unusual to receive a reduction in taxes for one year.

Mr. Robert Chesley, 23986 Earl Ct. and Mr. Charles Bridges, 22629 Power, representatives of the JayCees spoke on the need of funds for the Farmington Area Recreational Program as proposed by the JayCees. They requested that funds allocated in the budget be used and urged that the Council retain the 12 mill rate and a portion of surplus monies to be used for recreational facilities. Any increase in funds would eliminate necessity for children going door to door for funds to operate. They stated that the park area was not adequate and that more land purchase should be considered. They also suggested that the City Hall and Public Safety Buildings be improved. As private citizens, they both were opposed to lowering the present tax rate.

The City Manager spoke on funds allocated in the budget for recreational program in relationship to the participation of the Farmington Township. He also stated that funds will be available to bring the City Hall and Public Safety Buildings up to a normal standard.

Mr. Charles Kelly, 23231 Cass, approved the proposed budget based on 11 mills if services are not cut back. It would also be an incentive to bring new residents to the City and purchase of new homes.

Mr. John Rowe, 32140 Leelane, requested that millage remain at 12 mills. He spoke on the condition of the park and also the need for more police personnel. He was assured that funds were available in budget to provide for care for the park and the public safety budget provides for a police cadet on the night shift.

COUNCIL PROCEEDINGS -2-

Mr. Michael Kiley, 23197 Hawthorne, was opposed to the 12 mill rate if surplus funds are to be placed in a reserve fund. Such funds should not be built up from operating funds. He suggested that any large amounts needed for improvements such as a new City Hall should have the vote of the people at the polls.

Mr Norman Prochaska, 34296, Contoy Ct., was of the opinion that it would not be dangerous to lower the tax rate this year and find it necessary to raise it next year. The lowering of the rate this year would result in the citizens of the community having confidence in the Council's determination to provide a sound, efficient and economical government.

COUNCIL COMMENTS

Mayor Lindbert and Councilman Peterson were both in favor of leaving the tax rate at 12 mills to supply a surplus fund for future improvements.

Councilman Forrest commended the City Manager for an exceptional and honest budget and was in favor of the 11 mill tax rate and the complete budget as proposed.


Councilman Thayer approved the 11 mill tax rate and the budget proposed. He stated that the small audience at the hearing indicated that the citizens approved the budget summary as published.

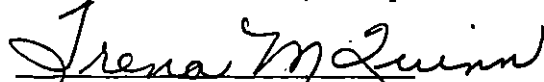
Councilman Brotherton stated that the budget proposed was a good, sound, conservative budget adequate to maintain present services and reserved his opinion regarding the tax rate for further study and consideration. He was concerned because very few residents attended the hearing.

On behalf of the Council, Mayor Lindbert complimented the City Manager for the excellent preparation of a conservative, well prepared and sound budget for Council consideration. The Council decision will be made at the next regular meeting, May 15, 1961. All points will be weighed and their determination will be an honest and sincere decision for the best interests for the entire City.

All persons having been heard, motion was made by Brotherton seconded by Peterson that the hearing be declared closed. Motion carried, all ayes.

Meeting adjourned at 9:48 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on May 15, 1961. Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Peterson that the minutes of regular meeting held on May 1, 1961 be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDSA. PLANNING COMMISSION PROCEEDINGS

Minutes of Planning Commission meeting held on May 8, 1961, were read and placed on file.

B. ZONING BOARD OF APPEALS PROCEEDINGS

Minutes of Zoning Board of Appeals meeting held on May 4, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM WATER RESOURCES COMMISSION RE: 50-50 COST SHARING BASIS OF COOPERATIVE FLOOD PLAIN MAPPING PROGRAM OF ROUGE RIVER BASIN WITH THE U.S. GEOLOGICAL SURVEY

Clerk read a letter from Mr. Norman Billings, Chief, Hydrology Division, Water Resources Commission regarding flood plain mapping services available through the U.S. Geological Survey on a 50-50 cost sharing basis. Costs of mapping the Rouge or any part thereof would have to be determined by a reconnaissance of the area and a review of available information, which the U.S. Geological Survey would conduct upon formal request of a government unit having serious interest. Representatives of local governments present at a meeting held on April 26, 1961, appeared to favor coordinated sponsorship of flood plain mapping by the Southeast Michigan Sanitation Council. (Comprising of six Counties of Southeastern Michigan). Mr. Clyde Palmer, Chairman of the Council's Technical Committee expressed his belief that the Council might be willing to serve as the sponsor provided there is a clear indication of desire by local governments in the Rouge that it do so.

Motion by Peterson seconded by Forrest to adopt the following resolution:

BE IT RESOLVED

The City of Farmington is in full accord entering into the program with the U. S. Geological Survey and the Southeast Michigan Sanitation Council should sponsor and coordinate this program.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

Resolution declared adopted.

COUNCIL PROCEEDINGS -2-B. COMMUNICATION FROM MICHIGAN MUNICIPAL LEAGUE RE: ELECTION OF DELEGATES TO CON-CON

The Clerk read a letter from the Michigan Municipal League regarding the General Election for delegates to the Constitutional Convention. The Primary Election to be held on July 25, 1961, and the General Election to be held on September 12, 1961. Information was included on the qualification and filing of nominating petitions. The Council was urged to attempt to encourage interested citizens to file for nomination petitions for the position of delegate so that we receive representation from qualified parties. Information is available at City Office.

C. LETTER FROM OAKLAND COUNTY DEPT. OF HEALTH RE: PROPOSED AMENDMENT TO GENERAL LICENSE ORDINANCE

Letter read from Dr. Condon, Deputy Director, Oakland County Department of Health, regarding amendment to our General License Ordinance to require a bond to be posted with the City Clerk before a license is issued involving animals that come in contact with our citizens. This would eliminate difficulties in finding reported "RABID SUSPECTED" animals to examine ten days after exposure. Said bond would not be returnable until written approval was granted by the Public Safety Department.

The City Manager and Attorney were instructed to prepare an amendment to the General License Ordinance to require a cash bond before issuance of license involving animals.

D. MICHIGAN MUNICIPAL LEAGUE RE: ANNUAL MEETING, SEPT. 14-16, 1961

The Clerk read the formal notice of the Annual Meeting of the Michigan Municipal League to be held September 14-16, 1961 at Mackinac Island. Members of the Council who plan to attend the meeting were urged to place their reservation with the City Manager. The Council was informed that any resolutions for consideration at the Annual Meeting must be submitted to the League by the deadline date of June 1, 1961.

E. AMERICAN LEGION RE: ANNUAL MEMORIAL PARADE, MAY 30, 1961

Letter read from Erland Pennanen, Commander of Groves Walker Post #346, American Legion, requesting permission to hold annual Memorial Day Parade on May 30, 1961, including route.

Motion by Peterson seconded by Thayer to grant permission to the American Legion to hold Annual Memorial Day Parade on May 30, 1961, at 10:00 a.m. along the following route and supervised by the Public Safety Department: Beginning at School Street, West on Grand River to the Cemetery for services; then back to School Street. Motion carried, all ayes.

F. AMERICAN LEGION RE: POPPY SALES, MAY 25, 26, and 27, 1961.

Letter from Groves Walker Post and Unit #346, American Legion, requesting permission to hold its Annual Poppy Day Sales on May 25, 26 and 27, 1961, in the City of Farmington was read by Clerk

Motion by Thayer seconded by Peterson to grant permission to Groves Walker Post and Unit #346, American Legion, to hold Annual Poppy Day Sales on May 25, 26 and 27, 1961, in the City of Farmington. Motion carried, all ayes.

REPORT OF CITY MANAGERA. TAXICAB SURVEY

The City Manager gave a detailed report on the survey made by the Department of Public

COUNCIL PROCEEDINGS -3-

Safety relative to total number of Farmington Veterans Cab Company's taxicab calls and revenue during the period, November 1960 thru March, 1961. The survey was requested by the Council in order to determine the need for four additional bond plates requested by the Red & Yellow Cab Company of Livonia. The City Manager recommended that the Council deny the request of the Red & Yellow Cab Company for four bond plates due to the lack of activity in the City of Farmington and the economics involved in operating a taxicab company locally. Additional bond plates would affect the existing owner so that he would not be in a position to replace his present vehicles or maintain the cab operation at a high standard or provide adequate service. Motion by Brotherton seconded by Forrest to deny the request of the Red & Yellow Cab Company for four additional bond plates to operate in the City of Farmington. Motion carried, all ayes.

B. ORCHARD ST. ENGINEERING STUDY AND ESTIMATED COST

The City Manager submitted a report on the Engineering Study and estimated cost requested by the Council relative to the question of elevation of driveways in relationship to sidewalks on the south side of Orchard Street.

Salle Engineering Company, City Consulting Engineers, submitted two methods as follows:

- (1) Lower approach and dish out one driveway.
Build up two driveways with asphalt and install a four inch iron pipe along the north line of sidewalk. Estimate of cost for this repair to be \$155.00.
- (2) Install new sidewalks, replacement of existing driveway approaches and landscaping of area at a cost of \$1,225.00

Motion by Forrest seconded by Thayer to authorize the City Manager to use method described by the Consulting Engineers at a cost of approximately \$155.00 to solve the problem of elevation of driveways in relationship to sidewalks on the south side of Orchard Street. Motion carried, all ayes.

C. SALE OF \$8,000.00 SPECIAL ASSESSMENT PAVING BOND ISSUECOMMITMENT FROM NATIONAL BANK OF DETROIT PURCHASE BOND AT 3 3/4%

Letter received from National Bank of Detroit with commitment to offer to purchase \$8,000.00 Special Assessment Paving Bonds at 3 3/4%.

Motion by Brotherton supported by Peterson to adopt the following resolution:

WHEREAS, the Municipal Finance Commission of the State of Michigan has approved the issuance and sale of Eight Thousand (\$8,000.00) Dollars Special Assessment Paving Bonds of the City of Farmington, said bonds to be dated March 1, 1961, and said bonds having heretofore been authorized by resolution of the City Council;

AND WHEREAS, the provisions of Chapter 3, Act 202, Public Acts of Michigan, 1943, as amended, permit a private sale of the bonds if the bonds are in the amount of Ten Thousand (\$10,000.00) Dollars or less;

AND WHEREAS, National Bank of Detroit, Detroit, Michigan, has offered to purchase said bonds at par and accrued interest for an interest rate of three and three-quarters per cent (3-3/4%) per annum;

NOW, THEREFORE, BE IT RESOLVED THAT Special Assessment Paving

COUNCIL PROCEEDINGS -4-

Bonds, dated March 1, 1961, be and the same hereby are sold at private sale, in accordance with the provisions of Chapter 3, Act 202, Public Acts of Michigan, 1943, as amended, to National Bank of Detroit, Michigan, at par and accrued interest for all bonds, bearing interest at the rate of three and three-quarters per cent (3-3/4%) per annum.

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Resolution Declared Adopted.

D. REPORT OF INCREASE IN WATER RATE

1. INTRODUCTION OF AMENDMENT TO WATER ORDINANCE NO. C-45-55

The Clerk read the proposed amendment to the Water Ordinance for procurement for Detroit water changing the water rate. The City Manager explained the need for increase in water rates and stated that water softeners could be disconnected resulting in a saving for rental and water gallonage need to resoften.

Motion by Thayer supported by Brotherton to introduce AN ORDINANCE TO AMEND SECTION 12 AND 13 OF ORDINANCE NO. C-45-55 DULY ADOPTED BY THE CITY COUNCIL OF THE CITY OF FARMINGTON ON JULY 5, 1955, ENTITLED:

AN ORDINANCE TO PROVIDE FOR IMPROVING, ENLARGING AND EXTENDING THE WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM OF THE CITY OF FARMINGTON, MICHIGAN; TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS TO DEFRAY THE COST THEREOF; TO PROVIDE FOR THE RETIREMENT AND SECURITY OF SAID BONDS; AND TO PROVIDE FOR OTHER MATTERS RELATIVE TO SAID SYSTEM AND SAID BONDS

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest

NAYS: None

Motion carried.

2. RESOLUTION CHANGING SERVICE CONNECTION FEES

The City Manager recommended that the service connection fees in the Water & Sewer Department be changed due to increased cost in material and labor.

Motion by Brotherton seconded by Peterson to adopt the following resolution:

BE IT RESOLVED THAT:

Effective immediately, Water Connection Fees are as follows:

3/4" Water Tap	\$140.00
* 1" " "	165.00
1 1/4" Water Tap	200.00
Meter Installation	50.00

*Water Department can estimate a deposit for 1" Water Tap and above where extra circumstances require additional cost of line. Cost to be determined for labor plus material.

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert.

NAYS: None

Resolution declared adopted.

COUNCIL PROCEEDINGS -5-E. RESOLUTION ADOPTING FINAL BUDGET FOR GENERAL FUND AND WATER & SEWER FUND FOR FISCAL YEAR 1961-62

Councilman Brotherton stated that he had reviewed the budget, had contacted citizens and was of the opinion that funds were needed in Capital Outlay and in Contingent Fund. Motion by Brotherton seconded by Lindbert that the Budget be adjusted to include \$5,500.00 in Capital Outlay for sidewalk installation and \$4,000.00 for codification of ordinances in the Contingent Fund and that the tax rate be set at 11 1/2 mills.

ROLL CALL:

AYES: Brotherton, Lindbert Peterson

NAYS: Forrest, Thayer

Motion carried.

Councilmen Forrest and Thayer were of the opinion that the tax rate should remain at 11 mills.

Councilman Peterson stated that he would have approved the 12 mill rate but was agreeable to the 11 1/2 increase.

Motion by Brotherton supported by Peterson to adopt the following resolution:

BE IT RESOLVED:

I That the following sums be and they are hereby appropriated for the operation of the City of Farmington, Michigan, for the fiscal year beginning July 1, 1961 and ending June 30, 1962.

GENERAL FUND

General Government	\$52,363.00	
Staff Agencies	34,950.00	
Public Safety	117,746.00	
Public Works	136,338.00	
Public Health	300.00	
Library	8,800.00	
Miscellaneous	<u>61,898.20</u>	
TOTAL GENERAL FUND		\$412,395.20

WATER & SEWER FUND

Water & Sewer Department	\$112,500.00	
W & S Gen. Oblig. Bond Retirement	57,235.50	
Operating Balance - June 30, 1962	<u>8,500.00</u>	
TOTAL WATER & SEWER FUND		\$178,235.50

GRAND TOTAL		<u>\$590,630.70</u>
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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 properly approved by the

COUNCIL PROCEEDINGS -6-

Council, Board, Commission, or other officer authorized to make such expenditures

AYES: Councilmen Lindbert, Peterson, Brotherton

NAYS: Councilmen Thayer, Forrest

Resolution declared adopted.

RESOLUTION FIXING TAX RATE FOR FISCAL YEAR 1961-62

Motion by Brotherton supported by Peterson to adopt the following resolution:

BE IT RESOLVED:

That the budget for the fiscal year beginning July 1, 1961, in the amount of \$590,630.70 as prepared by the City Manager and adjusted by Council be and the same is hereby 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 on the tax-roll of the City for the fiscal year 1961-62 in the amount of \$11.50 per thousand of assessed valuation.

AYES: Peterson, Brotherton, Lindbert

NAYS: Thayer, Forrest

Resolution declared adopted.

F. REPORT MICHIGAN STATE HIGHWAY DEPARTMENT, FIXING OF SPEED LIMIT SIGNS ON GRAND RIVER AVENUE

The City Manager submitted a report to increase speed limits along Grand River Avenue by five miles per hour from the present speed limits that are signed. The report was based on traffic counts by the Michigan State Highway Department which shows the speed in which traffic is traveling at various intervals along Grand River.

Mr. Herbert Crane of the State Highway Department was present and explained the reason for request to increase the speed limit.

Motion by Thayer seconded by Forrest that the Council table it's decision on this request until the second meeting in June. Motion carried, all ayes.

MISCELLANEOUSA. APPOINTMENT TO YOUTH GUIDANCE (TABLED MAY 1, 1961)

Motion by Thayer seconded by Peterson to appoint Rev. Richard Markham to the Youth Guidance Committee for a three year term to expire July 1, 1964. Motion carried, all ayes.

B. COMPLAINT RE: PARKING ON SHIAWASSEE EAST OF POWER ROAD

Councilman Forrest reported that he had received complaints regarding parking on Shiawassee east of Power Road for church services causing traffic hazard.

The City Manager was instructed to contact Monsignor Beahan regarding the parking problem.

COUNCIL PROCEEDINGS -7-C. PAINT UP - CLEAN UP WEEK

Motion by Forrest seconded by Thayer that week of May 21 thru 28, 1961, be designated as Clean Up - Paint Up Week. Motion carried, all ayes.

D. COUNCIL DECISION RE: LIQUOR LICENSE ORDINANCE (TABLED MAY 1, 1961)

Motion by Peterson supported by Brotherton to introduce AN ORDINANCE TO REPEAL ORDINANCE C-15-36, AN ORDINANCE TO CONTROL AND REGULATE THE TRAFFIC IN ALCOHOLIC BEVERAGES IN THE CITY OF FARMINGTON, MICHIGAN.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson

NAYS: None

Motion carried.

E. CONDITION OF DOWNTOWN AREA RE: LITTER ORDINANCE

Councilman Brotherton stated that he was concerned with the condition of the Downtown and Shopping Center areas in regards to litter. It was suggested that an educational program between the landlord, business man and customer would eliminate this problem.

F. SIDEWALKS

Councilman Brotherton suggested that the sidewalk program include eliminating badly patched sidewalks, installing new walks on Grand River and other areas in the City.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF PLAT AND SUBDIVISION REGULATIONS ORDINANCE

Motion by Brotherton supported by Peterson to adopt and enact the following Ordinance:

ORDINANCE NO. C-151-61PLAT AND SUBDIVISION REGULATIONS ORDINANCE

AN ORDINANCE establishing procedures for the submission and approval of plats of land within the City of Farmington; providing for required improvement and minimum design standards in connection with the installation of municipal improvements; to provide for variances from the strict requirements of the ordinance in certain cases; to repeal all other ordinances and parts of ordinances in conflict with the provisions of this ordinance; and to provide penalties for the violation hereof.

THE CITY OF FARMINGTON ORDAINS:

Section 1. SHORT TITLE: This ordinance shall be known and may be cited as "The Plat and Subdivision Regulation Ordinance" of the City of Farmington, Michigan.

Section 2. PURPOSES: The purposes of this ordinance are to insure sound community growth; to safeguard the interests of the homeowner, the subdivider and the City of Farmington in regard to the development of land within the City to provide for an adequate flow of traffic through a coordinated street system; and to provide for overall planning of adequate water, storm and sanitary drainage systems.

COUNCIL PROCEEDINGS -8-

Section 3. DEFINITIONS:

A. Subdivision. The result of the partitioning or dividing of a lot, tract or parcel of land into 5 or more lots, tracts or parcels of land or, if a new street is involved, any division of a parcel of land for the purpose of transfer of ownership or building development; provided, that any lot or parcel of land, the boundaries of which have been fixed in a recorded plat, shall not thereafter be divided into more than 2 parts unless the lot or parcel of land shall have been re-platted pursuant to this ordinance and the State Plat Act (Act 172 P.A. of 1929 as amended) Provided further, that the dividing of land into parcels of 10 acres or more shall not be considered a subdivision.

B. Plat. A "plat", as used in this ordinance, is the same as defined in the Plat Act of 1929 of the State of Michigan.

C. Subdivider. The proprietor and/or plator of a parcel of land.

D. Street. A way for vehicular traffic, whether designated as a street, highway, thoroughfare, road, avenue, boulevard, or any other term.

E. Major Thoroughfare. A street which is primarily used for fast or heavy traffic.

F. Collector Street. A street which carries traffic to one or more major thoroughfares, including the principal entrance streets of a residential development and streets for circulation within such a development.

G. Minor Street. A street which is used primarily for access to the abutting properties.

H. Marginal Access Road. A street closely paralleling a limited access highway and which is used for local traffic.

I. Limited Access Highway. A street which is designed and used for through or non-local traffic, access to and from which is limited to various selected points.

Section 4. Any proprietor who shall hereafter subdivide any lands within the City of Farmington shall make and record a plat thereof in accordance with the provisions of this ordinance as hereinafter set forth, and in accordance with all other ordinances of said city as now or hereafter amended and in accordance with "The Plat Act" of nineteen hundred twenty-nine of the State of Michigan as now or hereafter amended.

Section 5. PROCEDURES FOR PLAT APPROVAL. In order to provide the Planning Commission with adequate information and facts and to provide the subdivider with a step by step outline of what information and facts he shall present, the following procedure for plat approval shall be followed.

A. Pre-application Procedure. The purpose of the "Pre-application Procedure" is to afford the subdivider an opportunity to avail himself of the advice and assistance of the Planning Commission, and to consult early and informally with City Officials. Before preparation of the preliminary plat and before a formal application for its approval, the subdivider shall submit the following information:

(1) General information describing and outlining the existing conditions of the site and the proposed development. This information shall include data on existing covenants, land characteristics, and available community facilities and utilities; information describing the subdivision, such as name, number of residential lots, typical lot width and depth, price range, business areas, playground, park and other public areas, proposed restrictions, and proposed utilities and street improvements.

(2) A location map showing the relationship of the proposed

COUNCIL PROCEEDINGS -9-

subdivision to existing community facilities which serve or influence it, such as main traffic arteries, public transportation lines, schools, shopping centers, churches, parks and playgrounds. In addition, the title; scale; north arrow; and date.

(3) A sketch plan showing the proposed layout of streets, lots and other features in relation to existing utilities and other conditions. This plan may be submitted in the form of a freehand pencil sketch to conform to Master Development Plan for particular section.

(4) Before preparation of the preliminary plat the foregoing information shall be made available to the School Board for study and review and return within 30 days with their suggestions or recommendations shall be given careful consideration by the Planning Commission.

(5) Where property is adjacent to City limits then the foregoing information should be available to the governing body.

B. Preliminary Plat Approval Procedure. The purpose of this "Preliminary Plat Approval Procedure" is to embody the conclusions reached during the "pre-application procedure", into a general plan to be placed on paper to form a basis for final study and recommendation by the Planning Commission, submission to the City Council and drafting of the final plat.

The subdivider shall submit 12 copies of the preliminary plat containing the following information:

1. General Information

- a. Proposed name of subdivision
- b. Name and address of owner, developer and surveyor.
- c. Scale, date, and north point.
- d. Boundary lines; bearings and distances.
- e. Easements; location, width and purpose.
- f. Streets on and adjacent to the tract; name; location; right of way width; type width and elevation of surfacing; walks; curbs; gutters and culverts.
- g. Utilities on and adjacent to the tract; location, size and invert elevations of sanitary, storm and combined sewers; locations and size of water mains; location of gas lines, fire hydrants, electric and telephone poles, street lights, if water and sewer mains are not on or adjacent to the tract, indicate the direction, distance, sizes and grades of nearest ones showing invert elevation of sewers.
- h. Topography, with contour intervals of not more than 5 feet based on a datum plane approved by the City Engineer; water courses, ravines, lakes, bridges and wooded areas.
- i. Zoning on and adjacent to the tract.

2. Proposed Development

C COUNCIL PROCEEDINGS-10-

- a. Streets; Names; right of way and road widths; approximate grades and gradients, similar data for alleys, if any.
 - b. Other rights of way or easements: location, width and purpose.
 - c. The location and character of all proposed public utility lines.
 - d. Layout, numbers and approximate dimensions of lots.
 - e. Location and size of proposed parks, playgrounds, churches, school sites or other special land uses to be considered for dedication to public use.
 - f. Minimum building set back lines.
 - g. Site data, including number of residential lots, typical lot size, acres in parks, etc.
 - h. Proposed protective covenants or restrictions, if any.
3. Recommendation of Planning Commission
- a. The Planning Commission, after careful study of the proposed plat, and after conferring with the School Board, shall render its recommendation to the City Council not later than 30 days following the submission of the preliminary plat.
 - b. Such recommendation by the Planning Commission shall be in writing, submitted to the City Clerk and shall state the principal reasons for the Planning Commission's approval or rejection of the proposed plat.
 - c. Upon receipt of the recommendation from the Planning Commission, the City Clerk shall present such recommendation to the City Council at its next regular meeting.
 - d. The City Council, after considering such recommendation, shall affirm or reverse the same within 30 days following receipt thereof. The Council shall have the right to determine as to whether the lands are suitable for platting purposes and whether the plat conforms to the provisions of the State Plat Act; the right to examine the plat for accuracy and closure of survey, proper kind and location of monuments and legibility of drawing; right to determine as to whether the plat conforms to the Zoning Ordinance of the City of Farmington in effect at the time of such filing and the right to determine as to whether said plat conforms to this ordinance and all other ordinances of the City of Farmington. If examination discloses any error in survey greater than 1 foot in 3000 feet, the City may reject such plat and in case of rejection because of such error the plattor shall pay to the City of Farmington the expense incurred by the City in such examination before approval of the plat as corrected.

C. FINAL PLAT APPROVAL PROCEDURE

- 1. Upon approval of the Preliminary Plat by the Planning Commission and the City Council, the subdivider may proceed with preparation of the final plat for recording purposes. The final plat shall be

COUNCIL PROCEEDINGS -11-

identical with that as approved for the preliminary plat, and five canvas backed copies (18" x 24"), shall be submitted to the City Clerk, together with a fee of \$60.00; Provided, however, that such filing fee may be increased or decreased from time to time by resolution of the Council.

2. In addition the subdivider shall submit a copy of the final plat, drawn in ink, on tracing cloth sheets, 18" x 24", at the scale of one inch equals 100 feet. The final plat shall show the following:
 - a. Name of subdivision, scale, date and north point
 - b. Location by section, township, range, County and State and including descriptive boundaries of the subdivision, based on accurate traverse, giving angular and linear dimensions which must mathematically close.
 - c. The location and description of monuments.
 - d. Right of way lines of streets, easements and other rights-of-way, and property lines of residential lots and other sites; with accurate dimensions, bearings or deflection angles, and radii, arcs, and central angles of all curves.
 - e. Name and width of each street or other right of way.
 - f. Location, dimensions and purpose of any easement.
 - g. Number of letter to identify each lot or site.
 - h. Purpose to which each lot or site, other than residential, are dedicated or reserved.
 - i. Minimum building set back line on all lots.
 - j. Surveyors or Engineers certification as to accuracy of survey or plat.
 - k. Certification of title showing that applicant is the land owner.
 - l. Statement by owner dedicating streets, rights-of-way and any sites for public use.
3. Final approval of any plat shall not be given until:
 - (a.) The proprietor shall have delivered to the City for examination, not less than 7 days prior to the date set for final approval thereof, an abstract of title or a policy of title insurance certified to a date later than the date of filing such plat with the City Clerk, showing proper title in the proprietor and/or plattor; and
 - (b.) The City Engineer shall have first inspected all of the improvements that have been constructed and completed prior to the consideration of the plat and filed his written report to the Council stating that such improvements are in conformity with the standards set up herein; and
 - (c.) The subdivider shall have first entered into a written agreement with the City, to install, construct and complete required improvements that have not been installed or completed prior to the consideration of the plat, and shall have deposited with the City a cash, certified check

COUNCIL PROCEEDINGS 12-

or surety bond for the faithful performance and completion of such improvements. The bond shall be in such an amount as the City Engineer shall estimate to be sufficiently safe to cover all costs of construction and completion of such required improvements, plus an additional ten per cent (10%) to cover costs of engineering, inspection and unforeseeable items; and

- d. The subdivider shall have submitted all proposed restrictive covenants, if any, in sufficient form for recording.

Section 6. RELEASE OF FUNDS: The City shall rebate to the subdivider, as the work progresses, such amounts of cash or certified check deposits as required by Section 5C3(c) (except the additional ten per cent (10%) to cover costs of engineering, etc.) as shall be equal to the ratio of the work completed. The excess of the additional ten per cent (10%) deposited to cover costs of engineering, inspection and unforeseeable items over and above the actual cost thereof shall be returned to the subdivider upon completion and acceptance by the City of the required improvements.

Section 7. REQUIRED IMPROVEMENTS. The following improvements shall be required for all subdivisions as defined in this ordinance:

- A. Integral curb concrete pavements for all streets.
- B. Concrete sidewalks along both sides of all streets; Provided, however, that in the case of streets forming the boundary lines of plats, sidewalks shall be required only on that side from the center of such streets which lies within the platted property.
- C. Street signs at all street corners and intersections.
- D. Water mains, valves, hydrants, and all other fittings and appurtenances determined necessary by the City Engineer.
- E. Storm and sanitary drainage sewers and appurtenances, including any necessary extensions thereof to connect with such city services at points designated by the City Engineer.
- F. Provide one street tree per lot maximum distance between street trees no more than 60 feet, size and type to be approved by City of Farmington.

Section 8. MINIMUM DESIGN STANDARDS

- A. Application. The standards, requirements and principles set forth in this section shall govern the Council in its review of proposed subdivisions: All improvements installed in any subdivision must conform with the specifications, requirements and standards established herein and in other ordinances and regulations of the City, except as hereinafter provided.
- B. Blocks.
 - (1) Blocks in residential districts shall not exceed a maximum length of 1320 feet.
 - (2) No lots in residential subdivisions, other than corner lots, shall abut more than one street.
- C. Street and Alley Locations
 - (1) Alleys shall be provided in commercial and industrial districts, except that this requirement may be waived where other definite

- and assured provision is made for service access, such as off-street loading, unloading and parking consistent with the requirements of the Off-street Parking Ordinance and Zoning Ordinance.
- (2) There shall be no alley intersections nor sharp changes in alignment.
 - (3) Dead-end alleys shall not be allowed.
 - (4) Alleys are prohibited in single or two-family residential districts.
 - (5) Whenever a parcel of land to be subdivided embraces any part of a street designated on the Master Thoroughfare Plan, such part shall be platted in the location and width indicated on such plan.
 - (6) Street layout shall provide for the continuing of existing principal streets in surrounding areas.
 - (7) Minor streets shall be planned as to discourage their use by non-local traffic.
 - (8) Dead-end streets are prohibited, but courts or cul-de-sacs will be permitted where topography or other conditions justify their use.
 - (9) Proposed streets shall be arranged in relation to the topography so as to produce usable lots and streets of reasonable gradient.
 - (10) Street jogs with centerline offsets of less than 125 feet shall not be permitted.
 - (11) Where a subdivision borders on or contains a limited access highway the Council may require a service road approximately parallel to and on each side of such highway, at a distance suitable for the appropriate use of the abutting land, as for park purposes in residential districts or for commercial or industrial purposes in appropriate districts. Such distances shall also be determined with due regard for the requirements of approach grades and grade separations.
 - (12) Half-streets shall be prohibited. Whenever a half-street is adjacent to the tract to be subdivided, the other half shall be platted and improved with the tract.

D. Street and Alley Widths.

- (1) Major Thoroughfares shall have a right-of-way and paving width not less than indicated on the Master Thoroughfare Plan of the City of Farmington.
- (2) Collector streets shall have a right-of-way of not less than 80 feet and a paving width of 36 feet measured from back to back of curb.
- (3) Minor streets shall have a right-of-way of not less than 60 feet and a paving width of not less than 31 feet measured from back to back of curb.
- (4) Cul-de-sac streets shall have a right-of-way of not less than 60 feet and terminate in a circular right of way with a minimum diameter of 120 feet having a paved traffic turning circle of not less than 90 feet in diameter. The pavement width for the "stem" of the cul-de-sac shall not be less than 31 feet and the radial portion not less than 25 feet.

COUNCIL PROCEEDINGS -14-

- (5) Alleys, where permitted, shall have a right-of-way and paving width of not less than 20 feet.
 - (6) Service roads shall have a right-of-way of not less than 40 feet and a paving width of not less than 36 feet measured from back to back of curb.
- E. Street Grades
- (1) Maximum top of curb grade for collector streets: not greater than 10%.
 - (2) Maximum top of curb grade for minor streets: not greater than 12%.
 - (3) Minimum top of curb grades for collector and minor streets: not less than 0.4%.
 - (4) Where the grade of any street at the approach to an intersection exceeds 4%, sufficient leveling areas having a maximum grade of 4%, sufficient leveling areas having a maximum grade of 4% shall be provided for a distance of 50 feet measured from the nearest right-of-way line of the intersecting street.
- F. Horizontal Street Alignment
- (1) When street lines are deflected in excess of 5 degrees, the centerlines shall be connected by a curve with a minimum radius of 300 feet for collector streets and 150 feet for minor streets.
 - (2) Between reverse curves there shall be a minimum tangent distance of 100 feet.
 - (3) Streets shall be laid out to intersect at right angles as nearly as possible. No street shall intersect another at an angle of less than 75° degrees.
 - (4) Minimum distance between intersections on a major street shall be 800 feet.
 - (5) Minimum curb radii shall be 20 feet.
- G. Vertical Street Alignment
- (1) Vertical curves shall be used at changes of grades exceeding 1% and shall be designed in relation to the extent of grade change and to provide a minimum sight distance of 300 feet for collector and minor streets.
 - (2) The maximum rate of change in vertical alignment shall be 3% to 4% per 100 feet.
- H. Sidewalks
- (1) Minimum width of sidewalks shall be 5 feet in residential districts and 6 feet in commercial districts.
 - (2) Sidewalks shall be located in the street right-of-way a distance of 1 foot from the property line.
- I. Easements
- (1) Except where alleys are provided for the purpose, an easement shall be provided along rear or side lot lines as necessary for public utilities, not less than 12 feet in total width.
 - (2) Utility easements shall connect with easements established in adjoining properties.

COUNCIL PROCEEDINGS -15-

J. MONUMENTS.

- (1) Permanent monuments shall be placed at each corner of every block or in portion of a block, points of curvature and points of tangency on street lines, and at each angle point on the boundary of the subdivision. Permanent monuments shall also be placed at all quarter section points within the subdivision or on its perimeter. A permanent monument shall be deemed to be a steel rod or pipe, not less than 1/2" in diameter encased in concrete, the diameter of the encasing concrete shall be 4" in diameter, extending at least 4 feet below the finished grade. The exact location of all monuments shall be shown on the final plat, together with accurate interior angles, bearings and distances.

Section 9. VARIANCES. Where it is necessary or appropriate, in order to permit the reasonable development of a certain parcel of land which is not of such size, shape, location or topography as to reasonably be restricted by the minimum design standards set forth in Section 7 of this ordinance, the Council may, subject to appropriate conditions and safeguards, vary only such of such standards as are specifically permitted by this section to be varied. The Planning Commission shall carefully consider all matters involving a proposed variance from such standards in connection with every proposed plat and subdivision, as herein defined; and in its written recommendation to the Council, the Planning Commission shall specifically mention each proposed variance, together with its recommendations concerning the same, and if the Planning Commission shall recommend a variation from any of the minimum design standards, it shall state its reasons therefor and the alternative standards it recommends in place thereof. In all cases, the minimum design standards of Section 7 shall be applicable, except where to strictly apply the same would preclude the reasonable development of a particular parcel of land.

The following minimum design standards, and none other, may be varied under the terms of this section:

- A. The maximum length of blocks. Section 8B (1)
- B. Alley intersections. Section 8C (2)
- C. Location of sidewalks. Section 8H (2)

Section 10. SEVERABILITY CLAUSE: This ordinance and the various parts thereof are hereby declared to be severable and should any part thereof be declared invalid, the same shall not affect the validity of this ordinance or any part thereof other than the part so declared invalid.

Section 11. PENALTIES. Any person, firm or corporation who shall violate any of the provisions of this ordinance shall, upon conviction thereof, be guilty of a misdemeanor punishable by a fine of not more than Five Hundred (\$500.00) Dollars or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment in the discretion of the court.

COUNCIL PROCEEDINGS -16-

Section 12. REPEALING CLAUSE: Ordinance No. C-46-55, known as the Plat Ordinance of the City of Farmington and all other ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 13. EFFECTIVE DATE. This ordinance was introduced at a regular meeting of the City Council on May 1, 1961, was adopted and enacted at a regular meeting on May 15, 1961 and will become effective on May 28, 1961, ten days after publication.

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Ordinance declared adopted.

B. INTRODUCTION OF AMENDMENT #12, TO ZONING ORDINANCE (CITY OWNED PROPERTY BETWEEN GRAND RIVER AND BROOKDALE

Motion by Brotherton supported by Forrest to introduce AMENDMENT #12 TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN

Motion carried, all ayes.

C. RESOLUTION TO MUNICIPAL LEAGUE RE: STATE LEGISLATION GRANTING POLICE POWERS TO LOCAL UNITS RESTRICTING FILLING FLOOD PLAIN AREAS THROUGH ZONING

Motion by Forrest supported by Thayer to adopt the following resolution:

WHEREAS, the City of Farmington, Oakland County, Michigan is located in the River Rouge basin,

WHEREAS, the north tributary of the River Rouge extends through the City of Farmington,

WHEREAS, the City of Farmington has residential homes in the immediate vicinity of the Rouge River tributary,

WHEREAS, these homes could be periled by flood waters.

WHEREAS, the existing natural flood plain area along the Rouge River is being filled and developed by the developers throughout the Rouge River basin,

WHEREAS, there is no State Law that gives local governments police powers that would allow them to restrict this type of operation through zoning of the flood plain area,

WHEREAS, several states throughout the nation have such legislation.

NOW, THEREFORE, BE IT RESOLVED that the Michigan Municipal League through it's Board of Directors sponsor a bill that would give local units the police power to restrict these flood plain areas through zoning to protect existing properties in the River Rouge basin.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Mr. John Huss, Director of the Michigan Municipal League, Raymond L. Baker, State Representative, Farrell E. Roberts, State Senator, and all other communities that are affected in the River Rouge basin.

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest,

NAYS: None

COUNCIL PROCEEDINGS -17-D. INTRODUCTION OF ORDINANCE REGULATING TRAFFIC IN CONNECTION WITH SCHOOL BUSES

Motion by Thayer supported by Brotherton to introduce AN ORDINANCE REGULATING TRAFFIC OVERTAKING, MEETING OR PASSING SCHOOL BUS; PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH. Motion carried, all ayes.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Peterson that claims and accounts for April be approved for payment as submitted.

ROLL CALL:

AYES: Thayer, Brotherton, Lindbert, Forrest, Peterson

NAYS: None

Motion carried.

B. 3RD ESTIMATE 9 MILE PUMPING STATION, HESSEL BOSCHMA, \$16,771.00

Motion by Peterson supported by Brotherton to pay 3rd estimate for 9 Mile Pumping Station to Hessel Boschma in the amount of \$16,771.00 to be paid from water bond proceeds.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

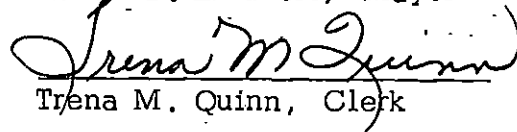
ADJOURNMENT

Motion by Brotherton seconded by Thayer to adjourn. Motion carried, all ayes.

Meeting adjourned at 11:00 p.m.



Robert B. Lindbert, Mayor



Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on June 5, 1961.

Meeting was called to order at 8:01 p.m. by Mayor Pro-Tem Brotherton.

ROLL CALL: Councilmen Brotherton, Forrest, Peterson, Thayer present. Lindbert absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETINGS

Motion by Forrest seconded by Peterson that minutes of Public Hearing on 1961-62 Budget held on May 11, 1961, and minutes of regular meeting held on May 15, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARING

A. ZONING OF CITY OWNED PROPERTY ON 9 MILE RD. BETWEEN GRAND RIVER AND BROOKDALE

Mayor Pro Tem Brotherton opened the Public Hearing on the zoning of City owned property on 9 Mile Rd. between Grand River and Brookdale at 8:02 p.m. The Planning Commission at its regular meeting held on April 24, 1961, recommended that the Council zone the north 110' of City owned property on Nine Mile Rd. between Grand River and Brookdale M-1, Light Industrial, and the balance of City owned land at this location R-1, One Family Residential.

Mr. Theodore F. Hughes, Attorney for Mrs. Alice Brown, was present and stated that he had presented a restrictive agreement to the City Manager and had no objection to the zoning if the agreement is incorporated in conjunction with the zoning. The restrictive agreement was read by the City Manager.

All persons having been heard, the Mayor Pro Tem declared the hearing closed at 8:10 p.m.

Motion by Thayer seconded by Forrest that the City owned property on 9 Mile Road between Grand River and Brookdale be zoned as described:

T1N, R9E, SECTION 34, PART OF NE 1/4 BEG AT A PT S 89° 06' 10" W 653.3 FT FROM NE COR SEC; TH S 89° 40' W 603.25 FT; TH S 88° 46' W 520.2 FT; TH S 0° 12' 30" W 110 FT; TH N 88° 46' E 520.2 FT; TH N 89° 40' E 603.81 FT; TH N 0° 02' 40" W 110 FT TO PT OF BEG.

to be zoned M-1, Light Industrial District.

T1N, R9E, SECTION 34, PART OF NE 1/4 BEG AT A PT S 89° 06' 10" W 653.3 FT & S 89° 40' W 603.25 FT FROM NE COR SEC; TH S 0° 15' W 362.18 FT N 65° 48' W 568.85 FT; TH N 0° 12' 30" E 117.73 FT; TH N 88° 46' E 520.2 FT TO PT OF BEG. EXCLUDING THE NORTH 110 FT THEREOF.

to be zoned R-1, One Family Residential District. Motion carried, all ayes.

Motion by Thayer seconded by Forrest to authorize the City Manager to execute the restrictive agreement submitted by Mrs. Alice Brown in conjunction with the zoning of City owned property. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-MINUTES OF OTHER BOARDSA. PLANNING COMMISSION PROCEEDINGS OF MAY 22, 1961

City Manager Dinan read the minutes of the Planning Commission meeting held on May 22, 1961. The City Manager recommended that the Council hold a public hearing on the rezoning of Lot 15, Assessor's Plat #3 and Lot 9, Assessor's Plat #9, excepting the southeast 140 feet on Grand River Avenue 200 feet deep from M-1, Light Industrial and R-1, One Family Residential, to R-3, Multiple Dwellings, approved by the Planning Commission.

Motion by Peterson seconded by Thayer to hold a Public Hearing on the rezoning of Lot 15, Assessor's Plat #3 and Lot 9, Assessor's Plat #9, excepting the southeast 140 feet on Grand River 200 feet deep from M-1, Light Industrial and R-1, One Family Residential, to R-3, Multiple Dwellings on June 19, 1961 at 8:00 p.m. Motion carried, all ayes.

Motion by Thayer seconded by Forrest to receive and file the minutes of Planning Commission. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. LETTER FROM MICHIGAN MUNICIPAL LEAGUE RE: INSTITUTE FOR MAYORS AND COUNCILMEN, JUNE 14, 1961

Clerk read letter from Michigan Municipal League requesting reservations for the Annual Institute for Mayors and Councilmen to be held in Ann Arbor on Wednesday June 14, 1961. Council members will advise the City Manager if they will attend the session.

B. PETITION FOR CONCRETE PAVEMENT ON HAWTHORNE ST. FROM GRAND RIVER TO 9 MILE RD.

The Clerk read a petition signed by 6 property owners requesting concrete pavement on Hawthorne Street from Grand River to 9 Mile Rd.

Motion by Peterson seconded by Thayer to receive the petition for concrete pavement on Hawthorne Street from Grand River to 9 Mile Road and to include this request in the 1962 Paving Program. Motion carried, all ayes.

The City Manager was instructed to notify property owners of Council action.

C. ELECTRICAL INSPECTOR RE: 1959 ELECTRICAL CODE AND SUPPLEMENT ADOPTION

Clerk read a letter from George Crook, City Electrical Inspector, requesting that the Council adopt the 1959 National Electrical Code and Supplement. Mr. Crook was present and stated that there is to be no additional charge for Electrical permits or service at this time. The changes are being made to give extended service and protection to the home and business owner.

The City Manager and Attorney were instructed to prepare an ordinance to adopt the 1959 National Code and Supplement for consideration at the next regular meeting on June 19, 1961.

REPORT OF CITY MANAGERA. AGREEMENT WITH LOUIS C. ANDREWS, ATTORNEY, FOR CODIFICATION OF THE CITY ORDINANCE

The City Manager recommended that the Council adopt the resolution authorizing the

COUNCIL PROCEEDINGS -3-

Mayor and the City Clerk to enter into a contract with Louis C. Andrews, Attorney, for the codification of City Ordinances, payment to be made after July 1, 1961, and included in the 1961-62 budget. Mr. Forrest suggested that if the Council approve the cost in the amount of \$3,400.00 and additional work at \$12.50 per hour, the total cost shall not exceed \$4,000.00.

Motion by Forrest supported by Thayer to authorize the Mayor and the City Clerk to enter into a contract with Louis C. Andrews, Attorney, for the codification of City Ordinances in the amount of \$3,400.00 and additional work at \$12.50 per hour, the total cost not to exceed \$4,000.00 and payment to be made after July 1, 1961.

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer

NAYS: None

Motion carried.

B. AUTHORIZATION TO RECEIVE BIDS ON FOLLOWING EQUIPMENT AND IMPROVEMENT PROGRAM

The City Manager recommended that the Council adopt a resolution to authorize him to advertise for bids on the following equipment and improvement program approved in the 1961-62 budget: 1. Power Sewer Rodding Machine (Water & Sewer Dept.) 2. Tractor with Backhoe (Dept. of Public Works) 3. Fire Hose - 400' of 2 1/2" Hose and 200' of 1 1/2" Hose (Public Safety Dept.) 4. Resurfacing Program, asphalt streets - Alta Loma Subdivision, Shiawassee west of Orchard Lake Road, Thomas Street from Farmington Rd. to Warner.

Motion by Thayer supported by Forrest to adopt the following resolution:

BE IT RESOLVED that the City Council authorize the City Manager to receive sealed bids on a Power Rodding Machine, Tractor with Backhoe, Fire Hose and Resurfacing Program for asphalt streets.

AYES: Forrest, Peterson, Thayer, Brotherton

NAYS: None

Resolution declared adopted.

MISCELLANEOUS

A. APPOINTMENTS TO PLANNING COMMISSION

The City Manager reported that the terms of John Allen, Richard Davideit and Clarence Stoll expire June 18, 1961 and that Mr. Carl Wheaton stated that it would be necessary for him to resign, effective July 1, 1961, because he is moving out of the State.

Motion by Thayer seconded by Peterson that appointments to the Planning Commission be tabled until the next regular meeting on June 19, 1961. Motion carried, all ayes.

B. APPOINTMENTS TO THE ZONING BOARD OF APPEALS

The City Manager reported that the terms of Howard Thayer and Donn Dates expires on June 18, 1961.

Motion by Forrest seconded by Peterson to reappoint Howard Thayer to the Zoning Board of Appeals for a three year term to expire on June 18, 1964. Motion carried, all ayes.

Motion by Peterson seconded by Thayer to reappoint Donn Dates to the Zoning Board of Appeals for a three year term to expire June 18, 1964.

ROLL CALL:

AYES: Brotherton, Peterson, Thayer

NAYS: Forrest

COUNCIL PROCEEDINGS -4-

Under discussion on the motion, Councilman Forrest suggested the name of Carl Boehnke for consideration as a member to the Zoning Board of Appeals. No action taken.

C. ACCEPTANCE OF GIRL SCOUTS CONTRIBUTION TO CITY PARK, MAY 22, 1961

Councilman Peterson stated that he had accepted the rose bushes contributed by the Girl Scouts and planted the first bush in the park area at Shiawassee and Warner Street. He suggested that a letter of appreciation be sent to the Girl Scouts. It was also suggested that the D.P.W. water the bushes at least once a week.

D. PARKING ON SHIAWASSEE AND POWERS

The City Manager stated that he had contacted Monsignor Beahan regarding parking on Shiawassee and Power Road during church services and that bulletins had been issued to correct this problem.

E. ORCHARD STREET RE: DRAINAGE PROBLEM

The City Manager stated that drain tile and pea gravel had been installed to relieve the drainage problem on Orchard Street and that he was studying the driveway situation.

F. PARKING PROBLEM ON ORCHARD STREET

Councilman Forrest and Mr. Summrell of Orchard Street reported that trucks were illegally parked on Orchard Street behind the A & P Store and Barbas Drugs and requested that proper parking signs be installed.

The City Manager will contact the managers of A & P Store and Barbas Drugs and install proper parking signs. The Public Safety Department will issue tickets to all illegally parked trucks.

G. Condition of SHOPPING CENTER EAST OF NEW STORES

Councilman Forrest requested that action be taken to clean up unsightly condition at the Shopping Center east of new stores. The City Manager will investigate

Councilman Forrest requested that a meeting date be set for the Council to meet with Delos Hamlin, Chairman of Oakland County Board of Supervisors and City Supervisor for the purpose of discussing the roll the member of the County Board of Supervisors would play in relationship with the County Government and the local unit. The City Manager will contact Mr. Hamlin regarding tentative date of June 26, 1961, special meeting.

Councilman Peterson requested that chloride be used on Grove Street between Grand River and Orchard.

RESOLUTIONS AND ORDINANCESA RESOLUTION NAMING NATIONAL BANK OF DETROIT AS PAYING AGENT \$8,000. SPECIAL ASSESSMENT BOND ISSUE

Motion by Peterson supported by Forrest to adopt the following resolution:

COUNCIL PROCEEDINGS -5-

RESOLVED, That National Bank of Detroit be and is hereby appointed as Paying Agent for \$8,000 principal amount City of Farmington, Oakland County, Michigan, 1961 Street Improvement Special Assessment Bonds (District No. 60-12) dated March 1, 1961, as follows:

<u>Par Value</u>	<u>Date of Issue</u>	<u>Denomination</u>	<u>Interest Rate</u>	<u>Maturity</u>	<u>Coupons Payable</u>
\$8,000	3/1/61	\$1,000 each	3 3/4%	\$1,000 - 9-1-62	March 1 and
				1,000 - 9-1-63	September 1
				1,000 - 9-1-64	
				1,000 - 9-1-65	
				1,000 - 9-1-66*	First Coupon
				1,000 - 9-1-67*	9-1-61
				1,000 - 9-1-68*	
				1,000 - 9-1-69*	

(*Optional

Bonds numbered 5/8, due 1966/1969, are callable in inverse numerical order on any interest payment date on or after 9-1-63 at par and accrued interest.

BE IT FURTHER RESOLVED, That National Bank of Detroit receive as compensation for its services as Paying Agent for this issue a fee of \$10.00 per annum.

BE IT FURTHER RESOLVED, That all cancelled bonds, coupons and statements of account may be forwarded to:

City of Farmington
33312 Grand River Avenue
Farmington, Michigan

Attn: Kathryn D. Cotter

AYES: Peterson, Thayer, Brotherton, Forrest

NAYS: None

B. ADOPT SCHOOL BUS ORDINANCE

Motion by Thayer supported by Peterson to adopt and enact the following ordinance:

ORDINANCE NO. C-152-61

SCHOOL BUS TRAFFIC ORDINANCE

AN ORDINANCE REGULATING TRAFFIC OVERTAKING, MEETING OR PASSING SCHOOL BUS; PROVIDING PENALTIES FOR VIOLATIONS OF THE ORDINANCE AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH

THE CITY OF FARMINGTON ORDAINS:

Section 1. SHORT TITLE. This ordinance shall be known and may be cited as SCHOOL BUS TRAFFIC REGULATION ORDINANCE OF THE CITY OF FARMINGTON, MICHIGAN.

COUNCIL PROCEEDINGS -6-

Section 2. PURPOSES. The purposes of this ordinance are to insure the safety of children that are being received and discharged from school buses throughout the City of Farmington and to avoid any conflict between regulations between the City of Farmington and Farmington Township.

Section 3. The driver of any vehicle shall not overtake or meet and pass any school bus which has stopped for the purpose of receiving or discharging passengers. All school buses shall contain such signs on the back and front thereof, with respect thereto, as shall be approved by the State Highway Commissioner.

Section 4. The driver of a vehicle overtaking or meeting any school bus which has stopped for the purpose of receiving or discharging any passengers shall bring such vehicle to a full stop at least ten (10) feet from the school bus and shall not proceed until the school bus resumes motion or the school bus driver signals to proceed or the visual signals are no longer actuated. The driver of the school bus before resuming motion shall signal stopped traffic to proceed and shall when resuming motion proceed in such a manner as to allow congested traffic to disperse by keeping the bus as near to the right side of the road as can be done with safety. Passengers crossing the road upon being discharged from a school bus shall cross in front of the stopped school bus. At an intersection where the traffic is controlled by an officer or a traffic stop and go signal, the vehicle need not be brought to a full stop before passing any such school bus, but may proceed past such school bus at a speed not greater than is reasonable and proper and in no event greater than 10 miles an hour and with due caution for the safety of passengers being received or discharged from such school bus.

Section 5. The ordinance shall be enforceable when signs giving notice of such local traffic regulations are posted upon or at the entrance to the City of Farmington. Said sign shall be appropriate or sufficiently legible as to be seen by an ordinary observant person.

Section 6. No school bus driver shall stop his bus upon a highway for the purpose of receiving or discharging passengers unless such bus is clearly visible in its stopped position to approaching or overtaking drivers of vehicles for a distance of at least 500 feet.

Section 7. The driver of a vehicle upon any highway which has been divided into two roadways by leaving an intervening space, or by a physical barrier, or clearly indicated dividing sections so constructed as to impede vehicular traffic, need not stop upon meeting a school bus which has stopped in the roadway across the dividing space, barrier or section.

Section 8. Every school bus shall in addition to any other equipment and distinctive marking required by law, be equipped with signal lamps mounted as high and widely spaced laterally as practicable which shall be capable of displaying in the front 2 alternately flashing red lights located at the same level and to the rear 2 alternately flashing red lights located at the same level. Said lights shall not be less than 6 inches in diameter.

COUNCIL PROCEEDINGS -7-

Section 9, Any person who shall violate the provisions of this ordinance shall on conviction be guilty of a misdemeanor, punishable by a fine of not more than \$100.00 or by imprisonment in the County Jail for not more than ninety (90) days or by both such fine and imprisonment at the discretion of the Court.

Section 10. This ordinance was introduced at a regular meeting of the City Council on May 15, 1961, adopted and enacted at a regular meeting on June 5, 1961, and will become effective June 18, 1961, ten days after publication.

AYES: Thayer, Brotherton, Forrest, Peterson

NAYS: None

ORDINANCE DECLARED ADOPTED

C. ADOPT AMENDMENT #12 TO ZONING MAP

Motion by Forrest supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-153-61

AMENDMENT NO. 12 TO THE ZONING MAP OF THE CITY OF FARMINGTON,
OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That the territory lying within the City of Farmington, Oakland County, Michigan, described as:

CITY OF FARMINGTON PROPERTY DESCRIBED AS:

T1N, R9E, SECTION 34, PART OF NE 1/4 BEG AT A PT S 89° 06' 10"
W 653.3 FT FROM NE COR SEC; TH S 89° 40' W 603.25 FT; TH S
88° 46' W 520.2 FT; TH S 0° 12' 30" W 110 FT; TH N 88° 46' E
520.2 FT; TH N 89° 40' E 603.81 FT; TH N 0° 02' 40" W 110 FT
TO PT OF BEG.

be and the same is hereby zoned and shall hereafter be and constitute an M-1, Light Industrial District, and

CITY OF FARMINGTON PROPERTY DESCRIBED AS:

T1N, R9E, SECTION 34, PART OF NE 1/4 BEG AT A PT S 89° 06' 10"
W 653.3 FT & S 89° 40' W 603.25 FT FROM NE COR SEC; TH S 0°
15' W 362.18 FT N 65° 48' W 568.85 FT; TH N 0° 12' 30" E 117.73
FT; TH N 88° 46' E 520.2 FT TO PT OF BEG. EXCLUDING THE NORTH
110 FT THEREOF

be and the same is hereby zoned and shall hereafter be and constitute an R-1, One Family Residential District.

Section 2. That the attached map, showing the property affected by this amendment, is made a part of the amendment.

Section 3, . This ordinance shall be known as Amendment No. 12 of the Zoning

COUNCIL PROCEEDINGS -8-

Map of the City of Farmington.

This ordinance was introduced at a meeting of the City Council on May 15, 1961 was adopted and enacted at the next regular meeting of the Council on June 5, 1961, and will become effective on June 18, 1961, ten days after publication.

AYES: Councilmen Brotherton, Forrest, Peterson, Thayer

NAYS: None

ORDINANCE DECLARED ADOPTED.

C. ADOPT REPEAL OF LIQUOR ORDINANCE

Motion by Peterson supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-154-61

AN ORDINANCE TO REPEAL ORDINANCE C-15-36, AN ORDINANCE TO CONTROL AND REGULATE THE TRAFFIC IN ALCOHOLIC BEVERAGES IN THE CITY OF FARMINGTON, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Ordinance C-15-36, an Ordinance to control and regulate the traffic in alcoholic beverages in the City of Farmington, Michigan, is hereby repealed.

Section 2. All ordinances or parts or ordinances in conflict herewith is hereby repealed only to the extent necessary to give this ordinance full force and effect.

This ordinance was introduced at a regular meeting of the Council on May 15, 1961, was adopted and enacted at a regular meeting on June 5, 1961, and will become effective on June 18, 1961, ten days after publication.

AYES: Forrest, Peterson, Thayer, Brotherton

NAYS: None

ORDINANCE DECLARED ADOPTED.

E. ADOPT AMENDMENT TO WATER BOND ORDINANCE

Motion by Forrest supported by Peterson to adopt and enact the following ordinance:

ORDINANCE NO. C-155-61

AN ORDINANCE TO AMEND SECTIONS 12 and 13 OF ORDINANCE NO. C-45-55 DULY ADOPTED BY THE CITY COUNCIL OF THE CITY OF FARMINGTON ON JULY 5, 1955, ENTITLED:

AN ORDINANCE TO PROVIDE FOR IMPROVING, ENLARGING AND EXTENDING THE WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM OF THE CITY OF FARMINGTON, MICHIGAN; TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS TO DEFRAY THE COST THEREOF; TO PROVIDE FOR THE RETIREMENT

COUNCIL PROCEEDINGS -9-

AND SECURITY OF SAID BONDS; AND TO PROVIDE FOR OTHER MATTERS
RELATIVE TO SAID SYSTEM AND SAID BONDS.

THE CITY OF FARMINGTON ORDAINS:

Section 1. Sections 12 and 13 of Ordinance No. C-45-55 duly adopted by the City Council of the City of Farmington on July 5, 1955, are hereby amended to provide as follows:

Section 12. Except as herein otherwise provided, water to be furnished by the system to each premises shall be measured by a meter installed and controlled by the city. Charges for water service to each premises within the city connected with the water supply system, for each quarterly (3 months) period, shall be as follows:

First	7,000 gallons or less	\$4.50
Next	10,000 gallons over 7,000 gallons	.25 per 1000 gallons used
All over	17,000 gallons	.23 " " " "

The minimum quarterly water charge to each premises shall be \$4.50.

Charges for water service to premises outside the city shall be fixed by the Council, but shall be not less than those charged for such service to premises within the city.

The city shall pay for all water used by it at the foregoing rates, except that for fire hydrant service, the charge shall be \$10.00 per year for each hydrant in the City. Charges against the city shall be payable in quarterly installments from the current funds of the city or from the proceeds of taxes, which the city, within constitutional limitations, is hereby authorized and required to levy in an amount sufficient for that purpose.

The cost of water service connections with the city water mains to private premises shall not be paid from the proceeds of the bond issue or from the revenues of the system.

Section 13. Charges for sewage disposal services to each premises within the city connected with the sewage disposal system, for each quarterly period, shall be 75% of the water charges to such premises for such period.

Charges for sewage disposal services furnished to premises outside the city, shall be fixed by the Council but shall be not less than those charged for such service to premises within the city.

If the character of sewage from any manufacturing or industrial plant, or from any building or premises, is such that it imposes an unreasonable additional burden upon the sewage disposal system of the city or any other sewage disposal system through which it flows, then an additional charge shall be made over and above the regular rates, or it may be required that such sewage be treated by the person, firm or corporation responsible therefor before being emptied into any public drain or sewer, or the right to so empty said sewage may be denied, if necessary for the protection of any such sewage disposal system or the public health or safety.

COUNCIL PROCEEDINGS -10-

The cost of sewer connections from the city sewers to private premises shall not be paid from the proceeds of the bond issue or from the revenues of the system.

Section 2. This ordinance shall be recorded in the minutes of the meeting of the Council at which it was adopted, as soon as practicable after its passage, which record shall be authenticated by the signatures of the Mayor and City Clerk of said city, and shall be published once in the Farmington Enterprise, a newspaper of general circulation within the said city. This ordinance shall become effective immediately upon its adoption.

Section 3. If any section, paragraph, sentence, clause or phrase of this ordinance shall be held invalid, the same shall not affect any other part of this ordinance.

Section 4. All ordinances and resolutions and parts thereof, insofar as the same may be in conflict herewith, are hereby repealed.

AYES: Peterson, Thayer, Brotherton, Forrest

NAYS: None

Ordinance declared adopted.

F. INTRODUCE AMENDMENT GENERAL LICENSE ORDINANCE TO PROVIDE BOND FOR ANIMALS USED IN SALES PROMOTION

Motion by Peterson seconded by Forrest to introduce AN ORDINANCE, AMENDMENT #3 TO GENERAL LICENSE ORDINANCE, AN ORDINANCE TO AMEND ORDINANCE NO. 106-57 BY AMENDING ARTICLE VI, SECTION 6.1. Motion carried, all ayes.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Peterson supported by Thayer that claims and accounts for month of May, 1961 be approved for payment as submitted.

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Thayer seconded by Forrest that the meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 9:45 p.m.

Wilbur V. Brotherton

Wilbur V. Brotherton, Mayor Pro Tem

Trena M. Quinn

Trena M. Quinn, City Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on June 19, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer - present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Brotherton that the minutes of regular meeting held on June 5, 1961 be approved with corrections to read as follows: PUBLIC HEARING. A. ZONING OF CITY OWNED PROPERTY ON 9 MILE RD. BETWEEN GRAND RIVER AND BROOK-DATE, PARAGRAPH TWO (2). Mr. Theodore F. Hughes, Attorney for Mrs. Alice Brown, was present and stated that he had presented a restrictive agreement to the City Manager and had no objection to the zoning if the agreement is incorporated in conjunction with the zoning. He also stated that the injunction suit against the City of Farmington would be dismissed if the proposed agreement was entered into by the City of Farmington and Mrs. Alice Brown. The restrictive agreement was read by the City Manager. PARAGRAPH FOUR (4) Motion by Thayer seconded by Forrest to authorize the City Manager to execute the restrictive agreement submitted by Mrs. Alice Brown in conjunction with the zoning of City owned property, providing that Mrs. Brown discontinue the injunction suit against the City. Motion carried, all ayes. Motion to approve minutes as corrected carried. all ayes.

PUBLIC HEARING

A. REZONING ASSESSOR'S PLAT #3, LOT 15 AND ASSESSOR'S PLAT #9, LOT 9, FROM M-1, LIGHT INDUSTRIAL AND R-1, RESIDENTIAL ONE FAMILY TO R-3, MULTIPLE DWELLING DISTRICT

Mayor Lindbert opened the public hearing on the rezoning of Assessor's Plat #3, Lot 15 and Assessor's Plat #9, Lot 9, from M-1, Light Industrial and R-1, One Family Residential to R-3, Multiple Dwelling District and asked for comments from all interested parties. The City Manager reviewed the action and recommendation of the Planning Commission at the Commission public hearing held on May 22, 1961.

Mr. V. O. Bates, 33113 Thomas, questioned the advantages for the City if the rezoning is approved. Mr. Bates stated that he was opposed to any further rezoning of land in the City of Farmington for R-3, Multiple Dwellings.

Mr. Omar Sadderson, 32105 Valleyview, favored the rezoning and stated that if area was left industrial, certain types could be dangerous and undesirable.

Council members were of the opinion that the rezoning would upgrade the area and suggested that if the rezoning were approved that Council members inspect the plans before they are approved by the Building Department. The City Manager stated that the existing zoning along Grand River would be studied as a separate matter when the City enters into the Comprehensive Master Plan Study. He also stated that there was no opposition at the hearing.

Motion by Forrest seconded by Peterson to rezone Lot 15, Assessor's Plat #3 and Lot 9, Assessor's Plat #9, from M-1, Light Industrial and R-1, Residential One family to R-3,

COUNCIL PROCEEDINGS -2-

Multiple Dwelling District, excepting SE 140 feet on Grand River 200 feet deep.
Motion carried, all ayes.

All persons having been heard, the Mayor declared the public hearing closed at 8:40 p.m.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM FARMINGTON SAVINGS AND LOAN ASSOCIATION RE: REQUEST TO TAP IN WATER MAIN AT 31500 WEST TEN MILE ROAD

The Clerk read a letter from Mr. Philmore Leeman, Farmington Savings Building Co., requesting permission to tap into water main at 31500 West Ten Mile Road.

The City Manager reported that he had investigated the matter and recommended that this request be denied until the City of Farmington has a proper transmission main on Ten Mile Road to afford proper circulation and pressure in this area.

Motion by Peterson seconded by Thayer that the request from Farmington Savings & Loan Association, 31500 West Ten Mile Road, to tap into City water main be denied.
Motion carried, all ayes.

B. LETTER FROM AMELIA FARRAND RE: REQUEST TO TAP INTO SEWER AT 22380 RUTH ST.

The Clerk read a letter from Mrs. Amelia Farrand, 22380 Ruth St, Farmington Township, requesting permission to tap into City sewer system.

The City Manager reported that the City of Farmington has not established a policy of allowing non-resident users to tap into the City of Farmington Sewer System in order to protect our total capacity rights in the City of Detroit system. He recommended that Mrs. Farrand's request be denied and that Mrs. Farrand be advised of the possibility of installing a sump pump which would handle her problem when Farmington, Township extends the sewer down Ruth St.

Motion by Forrest seconded by Brotherton that the request of Mrs. Amelia Farrand, 22380 Ruth St., Farmington Township, to tap into the City sewer system be denied.
Motion carried, all ayes.

C. COMMUNICATION FROM GREAT LAKES TRANSIT RE: REQUEST FOR PERMISSION TO TURN COACHES AROUND AT GRAND RIVER AND SHIAWASSEE

The Clerk read a letter from the Great Lakes Transit Company requesting permission to turn coaches around at Grand River and Shiawassee. The letter stated that they had contacted the City of Farmington Public Safety Director and were given permission subject to Council approval providing that coach motors be shut off during lay over and coaches be pulled far enough ahead to clear driveway.

Motion by Brotherton seconded by Thayer to grant permission to the Great Lakes Transit Company to turn coaches around at Grand River and Shiawassee, said coach motors to be turned off during lay over and coaches be parked far enough ahead to clear driveway. Motion carried, all ayes.

D. COMMUNICATION FROM ROBERT BENJAMIN, NATIONAL CHAIRMAN, U.S. CLERK COMMITTEE RE: PROCLAMATION OF UNITED NATIONS DAY, OCTOBER 24, 1961

The Clerk read a letter from Robert Benjamin, National Chairman, United Nations Day Committee, requesting that the Council adopt the resolution suggested by

COUNCIL PROCEEDINGS -3-

President Kennedy proclaiming October 24, 1961, as United Nations Day and to appoint a Chairman and a Committee to organize the observance of the Sixteenth Anniversary of the United Nations .

Council decision was tabled until next regular meeting, July 10, 1961, and it was suggested that names of leading citizens be submitted for consideration.

MINUTES OF OTHER BOARDS

The City Manager read the minutes of the Planning Commission held on June 13, 1961. Motion by Brotherton seconded by Peterson to receive and place on file the minutes of the Planning Commission held on June 13, 1961. Motion carried; all ayes .

REPORT OF CITY MANAGER

A. MICHIGAN STATE HIGHWAY REQUEST TO INCREASE SPEED LIMITS SIGNS ON GRAND RIVER AVENUES

Mr. Crane of the State Highway Department and Corporal Rebeck of the Michigan State Police were present and again requested that the Council increase the speed limits on Grand River throughout the City limits as suggested at the Council meeting held on May 15, 1961. Council members received a report from the Public Safety Director recommending that the speed limit remain as now posted .

Motion by Thayer seconded by Brotherton to deny the request from the State Highway Department for increase speed limit 5 miles per hour on Grand River Avenue throughout the City limits and that speed limit remain at present level. Motion carried, all ayes .

B. PLACE CHARTER AMENDMENT ON BALLOT, SEPTEMBER 12, 1961, TO PROVIDE RETIREMENT SYSTEM FOR CITY EMPLOYEES

The City Manager submitted the proposed amendment to the Charter of the City of Farmington to provide the City Council with powers to establish a retirement system for City Employees as follows:

A Proposal to Amend Chapter 5, Section 5.11
of the Charter of the City of Farmington

Section 5.11 A. The Council shall have the power to adopt and make available to the administrative officers and employees of the city and its departments and boards any recognized standard plan of group life, hospital, health or accident insurance .

B. The Council shall have the power to create and establish, by ordinance, a retirement system for the administrative officers and employees of the City. The said ordinance shall contain such provisions as the Council shall deem necessary to provide for the retirement of administrative officers and employees who become superannuated because of age or total and permanent disability; to provide pensions, supplemental to social security benefits, for administrative officers and employees; to provide actuarially equated joint and survivor pensions; to provide for a Board of Trustees to administer the retirement system; to provide that contributions be made to the system by the city and the covered officers and employees; and to provide for the investments of the retirement system reserve fund: Provided, that the said ordinance shall be subject to the following conditions:

COUNCIL PROCEEDINGS -4-

(a) Provision may be made to exclude certain classes of city officers and employees from membership in the retirement system: Provided, that such exclusion shall not extend to city officers and employees who are employed by the city in positions normally requiring 1000 or more hours of work per annum.

(b) In no case shall voluntary retirement, except for total and permanent disability, be permitted any member of the system who has not attained at least age 60 years.

(c) In no case shall a member's straight life pension payable by the retirement system exceed an amount equal to his number of years, and fraction of a year, of service credit multiplied by the sum of 1 per cent of the first \$4800 of his final average salary, plus 1.5 per cent of the portion, if any, of his final average salary which is in excess of \$4800, Provided, that a minimum straight life pension, not to exceed 20 per cent of his final average salary, may be provided a member who retires prior to age 60 years on account of total and permanent disability.

(d) Provision shall be made that a member's final average salary shall be the average of the highest annual compensations paid him by the city during any period of 5 consecutive years of service contained within his 10 years of service immediately preceding his last separation from city employment.

(e) Provision may be made to provide that a member may elect prior to his retirement, but not thereafter, to receive a reduced pension on a joint and survivor basis which is the actuarial equivalent of his straight life pension.

(f) Provision shall be made that each member of the retirement system shall contribute to the system, by payroll deductions, not less than 3 per cent of the first \$4800 of his annual compensations paid him by the city plus not less than 5 per cent of the portion, if any, of his annual compensations which are in excess of \$4800.

(g) Provision shall be made for the return of the contributions made to the retirement system by a member who leaves city employment before becoming eligible to retire and no pensions are or will become payable by the retirement system on account of his city employment.

(h) Provision may be made that if a retired member dies before he has received in straight life pensions an aggregate amount equal to his accumulated contributions standing to his credit at the time of his retirement, the difference between his said accumulated contributions and the said aggregate amount of straight life pensions received by him shall be paid to his designated beneficiary or estate.

(i) Provision shall be made that the assets and liabilities of the retirement system shall be actuarially evaluated annually by an actuary designated by the Council. The said liabilities shall be financed by annual appropriations to be made by the Council; said appropriations to be determined as follows:

- (1) The appropriations for members' current service shall be a per cent of their annual compensations which will product an amount which if paid annually by the city during their future service will be sufficient, at the time of their retirements, to provide the reserves, not financed by the members' future contributions, for the portions of the pensions to be paid them based upon their future service; and

COUNCIL PROCEEDINGS -5-

- (2) The appropriation for members' accrued service shall be a per cent of their annual compensations which will produce an amount which if paid annually by the city over a period of years, to be determined by the city over a period of years, to be determined by the Council, will amortize, at a prescribed rate of interest, the unfunded pension reserves for the accrued service portions of the pensions to which they may be entitled; and
- (3) The appropriations for pensions being paid retirants and beneficiaries shall be a per cent of the annual compensations of members which will produce an amount which if paid annually by the city over a period of years, to be determined by the Council, will amortize, at a prescribed rate of interest, the unfunded pension reserves for pensions being paid retirants and beneficiaries; and
- (4) In the event the amounts appropriated in the budget in any year be insufficient to pay in full the amounts due in said year to all retirants and beneficiaries of the retirement system the amount of such insufficiency shall thereupon be provided by the appropriating authorities of the city

(j) Provision may be made that if a member, who has satisfied specific service requirements, not less than 10 years, dies while in the employ of the city, his widow or the dependent totally and permanently disabled widower of a female member shall receive a pension not more than the member would have received had he or she retired the day preceding his or her death, notwithstanding that he or she might not have attained age 60 years.

(k) Provision may be made that if a member, who has at least 10 years of service credit, leaves the employ of the city before age 60 years he will receive pension beginning not earlier than age 65 years, provided he does not withdraw his accumulated contributions from the retirement system.

(l) In no case shall social security taxes be paid from funds of the retirement system nor from moneys due the system.

The City Manager submitted the wording of proposition to be placed on the ballot of the September 12, 1961, State Election.

Shall the Charter of the City of Farmington be amended to authorize the Council to adopt a retirement plan for City employees and administrative officers; to provide for voluntary retirement not earlier than age 60, disability retirement and deferred retirement; to provide survivor benefit; to provide pensions not more than years of service times sum of 1% first \$4800 of salary plus 1.5% salary over \$4800; to provide members' contributions not less than 3% first \$4800 annual salary plus not less than 5% annual salary over \$4800; to provide for city contributions; to provide for the plan's administration

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer.

NAYS: None

ABSENT: None

MOTION CARRIED.

COUNCIL PROCEEDINGS -6-MISCELLANEOUSA APPOINTMENTS TO PLANNING COMMISSION

City Manager reported that the terms of John Allen, Richard Davideit and Clarence Stoll expire on June 18, 1961, and that Carl Wheaton stated at the Planning Commission meeting on May 22, 1961 that it would be necessary for him to resign, effective July 1, 1961, because he is moving out of State. His term will expire on June 18, 1962, and it will be necessary that the Council make an appointment to finish the unexpired term of Mr. Wheaton and consider appointments or reappointments for the terms expiring

Councilman Forrest nominated William Burke, 23198 Violet.

Councilman Thayer nominated W. Allen Nelson, 23708 Warner

Councilman Peterson nominated Ralph Yoder, 31661 Lamar

Councilman Peterson nominated Richard Davideit, 33772 Glenview Ct.

Mayor Lindbert nominated Charles Kelly, 23231 Cass.

Councilman Brotherton nominated John Allen, 32293 Shiawassee

Councilman Brotherton nominated Clarence Stoll, 33670 Hillcrest.

Motion by Brotherton seconded by Thayer to vote by secret ballot, the three (3) candidates receiving the highest number of votes to receive three year appointments and the fourth candidate receiving the next highest number of votes to fill unexpired term of Carl Wheaton. Motion carried, all ayes.

Ballots were distributed and following votes were tabulated:

<u>Name</u>	<u>Vote</u>
Burke	2
Nelson	2
Yoder	4
Davideit	5
Allen	5
Stoll	2

Ballots were distributed for the unexpired term of Carl Wheaton and tabulated:

<u>Name</u>	<u>Vote</u>
Burke	2
Nelson	1
Stoll	2

Tie vote for Burke and Stoll.

Ballots were distributed and tabulated

<u>Name</u>	<u>Vote</u>
Burke	2
Stoll	3

Motion by Brotherton seconded by Peterson that Richard Davideit, John Allen and Ralph Yoder be appointed to a three year term on the Planning Commission, term to expire June 18, 1964, and Clarence Stoll be appointed to serve the unexpired term of Carl Wheaton to expire June 18, 1962. Motion carried, all ayes

COUNCIL PROCEEDINGS -7-B. COMPLAINT RE: TRUCK ORDINANCE

Councilman Brotherton questioned the parking of trucks in residential areas and asked if letters of compliance were being mailed to owners of trucks. The City Manager stated that the Public Safety Department was distributing warning to comply by September 1st.

C. CONDITION OF SCHOOL PROPERTY AT LAMAR AND ORCHARD LAKE RD.

Councilman Brotherton stated that he had received complaints regarding condition of School property near Lamar and Orchard Lake Road and that the schools had been contacted regarding the danger to children.

Robert Kelly, Attorney for Board of Education stated that he would bring the problem to the attention of the School Board.

D. PARKING ON SHIAWASSEE

Councilman Forrest reported that the parking problem on Shiawassee on Sundays still existed and Mayor Lindbert stated that he would contact the Pastor again.

E. WEED CONTROL

Councilman Forrest requested information regarding weed control in the City. He was advised that a notice to cut weeds before July 1 and September 1, 1961, had been printed in the Farmington Enterprise and sent to all property owners involved.

F. URBAN RENEWAL PROGRAM

The City Manager reported that the City had received approval on the Workable Program but the City had not received approval on the project as a whole.

G. ZONING VIOLATION LOT 153, ALTA LOMA #4

Mrs. M. O'Neill, 33734 Alta Loma, requested that the Council investigate possible violation to Zoning Ordinance on Lot 153, Alta Loma #4.

H. NEXT COUNCIL MEETING DATE

By unanimous consent, the next regular meeting of the City Council will be held on July 10, 1961, due to the July 4, 1961 holiday.

RESOLUTIONS AND ORDINANCESA. INTRODUCTION OF ELECTRICAL CODE

Motion by Brotherton seconded by Forrest to introduce AN ORDINANCE TO ADOPT BY REFERENCE THE 1959 EDITION OF THE NATIONAL ELECTRICAL CODE, AS NOW OR HEREAFTER AMENDED, AND THE 1959 RULES OF THE RECIPROCAL ELECTRICAL COUNCIL, AS NOW OR HEREAFTER AMENDED.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

Motion carried.

B. ADOPTION OF AMENDMENT TO GENERAL LICENSE ORDINANCE

Motion by Peterson supported by Brotherton to adopt and enact the following ordinance:

COUNCIL PROCEEDINGS -8-ORDINANCE NO. C-156-61

AMENDMENT NO. 3 TO GENERAL LICENSE ORDINANCE
 AN ORDINANCE TO AMEND ORDINANCE NO. C-106-57
 BY AMENDING ARTICLE VI, SECTION 6.1

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Section 6.1 of Article VI, of Ordinance known as General License Ordinance be and the same is amended to read as follows:

Section 6.1 LICENSE FEES: No license shall be issued to any applicant until he first pays to the City Clerk the fee for the type of license desired. The amount of the annual fee required to be paid to obtain any license to operate, conduct or carry on any trade or business within the meaning of this ordinance shall be as hereinafter provided in this article. The full annual fee shall be paid for all licenses applied for prior to April 1st of the year for which the license is issued; three-fourth of the annual fee shall be paid for all licenses applied for between April 1st and June 30th, both inclusive; one-half of the annual fee shall be paid for all licenses applied for between July 1st and September 30th, both inclusive; and one-fourth of the annual fee shall be paid for all licenses applied for after September 30th of the year for which the license is issued; Provided, however, that no license fee shall be less than \$5.00. No license fee paid to the City Clerk shall be returned to the applicant, in whole or in part, for any reason. No license shall be issued to circuses, carnivals or other sales promotions using animals as props without posting a cash bond in the amount of Five Hundred (\$500.00) Dollars to the City Clerk prior to the issuance of the operating license. This bond will not be returned for a minimum of 10 days after program has been concluded to provide the reporting and examining of "rabid suspected" animals 10 days after exposure.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed, only to the extent necessary to give this ordinance full force in effect.

This ordinance was introduced at a regular meeting of the City Council on June 5, 1961, was adopted and enacted at a regular meeting on June 19, 1961, and will become effective on July 3, 1961, ten days after publication.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest

NAYS: None

ORDINANCE DECLARED ADOPTED

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Brotherton supported by Peterson that claims and accounts for month of May 1961 be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert

NAYS: None

Motion carried.

COUNCIL PROCEEDINGS -9-

B. FINAL ESTIMATE, H. BOSCHMA, CONTRACTOR, 9 MILE ROAD WATER PUMPING STATION \$5,150.60.

Motion by Thayer supported by Peterson to pay final estimate for 9 Mile Road Water Pumping Station to H. Boschma, Contractor, in the amount of \$5,150.60 to be paid from Water Bond proceeds.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson


NAYS: None

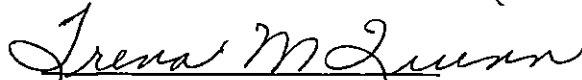
Motion carried.

ADJOURNMENT

Motion by Brotherton seconded by Thayer that meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:48 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on July 10, 1961.

Meeting called to order at 8:04 p.m. by Mayor Pro-Tem.

ROLL CALL: Brotherton, Forrest and Peterson present. Lindbert and Thayer absent.

CITY OFFICIALS PRESENT City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Forrest that the minutes of regular meeting held on June 19, 1961, be approved as published.

REPORT OF JOHN WAGNER RE BOYS WOLVERINE STATE

Mayor Pro-Tem Brotherton introduced John Wagner, City delegate to Wolverine Boys State who gave an interesting report and thanked the Council for the opportunity to represent the City at Wolverine Boys State and urged the Council to continue sponsoring a delegate in the future.

MINUTES OF OTHER BOARDSA. ZONING BOARD OF APPEALS

The minutes of the meeting of the Zoning Board of Appeals held on June 19, 1961, were read by the Clerk.

Motion by Peterson seconded by Forrest to receive and place on file minutes of Zoning Boards of Appeals held on June 19, 1961. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM FARMINGTON PUBLIC SCHOOLS ATHLETIC DIRECTOR RE: REQUEST FOR USE OF CITY TENNIS COURTS DURING APRIL, MAY AND 1ST 2 WEEKS OF JUNE, 1962, BETWEEN HOURS OF 3 P.M. AND 6 P.M. AND REQUEST FOR FINANCIAL SUPPORT FOR JUNIOR OLYMPIC TRACK PROGRAM IN THE AMOUNT OF \$125.00

The Clerk read a letter from John K. Cotton, Director of Athletics, Farmington Public Schools, requesting permission to use the tennis courts in the City Park for practice competition during the months of April, May and the 1st 2 weeks of June 1962, between the hours of 3:00 p.m. and 6:00 p.m. Mr. Cotton stated that they plan to enter into inter-scholastic competition in the spring of 1962 and it was doubtful that the proposed tennis courts at the Farmington High Schools would be ready for practice. Mr. Cotton also requested that the City support the Junior Olympic Track Program with a grant of \$125.00. This program has attracted approximately 130 children between the ages of 8 and 18.

Council members agreed that a time limit should be set for practice so that the general public could have use of the tennis courts with proper daylight.

Motion by Forrest seconded by Peterson to grant permission to the Farmington Public Schools to use the 2 tennis courts in the City Park during the months of April, May and the 1st 2 weeks in June, 1962, between the hours of 3:00 p.m. and 4:30 p.m. for practice competition. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-

Motion by Peterson seconded by Forrest that the City support the Junior Olympic Track Program and contribute a grant of \$125.00. Motion carried, all ayes.

The Council requested that Mr. Cotton, Director of Athletics, submit a report to the Council at the close of the program.

B. COMMUNICATION FROM AVERY G. BURNS, RETIRED CAPTAIN DETROIT FIRE DEPT. RE: PROPOSED PENSION PLAN

The Clerk read a letter from Avery G. Burns, retired Captain, Detroit Fire Department, with comments on the proposed pension plan for City Employees and urged a separate pension plan for the integrated Police and Fire Department.

Mr. John Allen, 32293 Shiawassee, urged that the Police & Fire Department be omitted from the proposed pension plan and stated that they had submitted a counter plan and had retained Counsel to represent them.

Mr. James Lawson, Attorney for the Police and Fire Department Personnel, spoke for the Department and requested that the Council take action immediately to omit the Police & Fire Department from the pension plan. He stated that they would secure the same Actuary that the City retained and would submit a pension plan suitable for the Department. He also stated that the average age limit, amount of contribution by the Employee, the risk involved performing their duties and number of years service and age limit required to be eligible for a pension was their objection to the plan. The Public Safety Director was not included in their objection to the plan.

Mr. Allen Nelson, 23708 Warner, stated that he was in favor of omitting the Department from the pension plan.

The City Manager reported that he had met with the Public Safety Department and had explained the proposed pension and recommended that the Council do not alter their approval of the plan that was adopted to be placed on the ballot, of the September 12, 1961 election, at the last regular meeting. He stated that if the proposal was passed by the voters in the election, an amendment to the Amendment of the Charter could be placed on the ballot at a later election, if warranted. The City Manager reminded the Council that the proposition had been forwarded to the Governor, the Attorney General, County Clerk and Doubleday Bros. & Co. for printing of the Election Notice.

Council Members unanimously agreed that the proposition remain on the ballot as approved at the last regular meeting and suggested that the Council meet with representatives from the Public Safety Department at an early date to discuss their proposed pension plan.

REPORT OF CITY MANAGER

A. INCREASE IN AMOUNT OF BLANKET BOND FOR CITY EMPLOYEES

The City Manager recommended that the City Council approve the increase in the Blanket Bond for City Employees excluding the City Treasurer and Municipal Judge from \$2,500.00 to \$5,000.00 with additional cost of \$48.00 over a three year period to keep abreast of changes in city operation.

Motion by Peterson seconded by Forrest to increase the Blanket Bond for City Employees excluding the City Treasurer and Municipal Judge from \$2,500.00 to \$5,000.00 with additional cost of \$48.00 over a three year period. Motion carried, all ayes.

MISCELLANEOUS

A. APPOINTMENT OF UNITED NATIONS DAY CHAIRMAN

Tabled until next regular meeting.

COUNCIL PROCEEDINGS -3-B. REQUEST FOR ECONOMIC COMMITTEE

Councilman Forrest requested that the Council consider forming an Economic Committee to act as an Advisory Committee to the Council. This committee would work for a better tax base and to attempt to incite a desire for industry to locate in the City of Farmington and such other duties as prescribed by the Council.

The City Manager was instructed to contact the Representative of Michigan State Extension for Area Development to meet with the Council during the 1st week in August, 1961.

C. BUILDING PERMIT PROCEDURE

Councilmen Forrest requested that subdivisions associations be permitted to inspect building permit plans before they are approved by the Building Department as a courtesy and to eliminate problems after the permit is issued.

The City Manager stated that if the permit request meets the requirements of the Building Code and the Zoning Ordinance, a permit may not be denied but stated that if desired, a responsible person could be notified than plans had been submitted and were available for inspection with a two day limit for inspection.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF ORDINANCE ADOPTING 1959 ELECTRICAL CODE BY REFERENCE

Motion by Forrest supported by Peterson to adopt and enact the following ordinance:

ORDINANCE NO. C-157-61

AN ORDINANCE TO ADOPT BY REFERENCE THE 1959 EDITION OF THE NATIONAL ELECTRICAL CODE, AS NOW OR HERE-AFTER AMENDED, AND THE 1959 RULES OF THE RECIPROCAL ELECTRICAL COUNCIL, AS NOW OR HEREAFTER AMENDED

THE CITY OF FARMINGTON ORDAINS:

Section 1. That it hereby adopts and enacts as an Ordinance of the City of Farmington:

A. The 1959 Edition of the National Electrical Code, as now or hereafter amended;

B. The 1959 Uniform Electrical Rules Supplementary to the 1959 Edition of the National Electrical Code, as adopted by the Reciprocal Electrical Council (comprised of municipalities in Wayne, Oakland and Macomb Counties, Michigan), and as now or hereafter amended.

This ordinance was introduced at a regular meeting of the Council of the City of Farmington on June 19, 1961, was adopted and enacted at a regular meeting of the Council on July 10, 1961, and will become effective on July 23, 1961, ten days after publication.

COUNCIL PROCEEDINGS -4-

AYES: Councilmen Brotherton, Forrest, Peterson

NAYS: None

ORDINANCE DECLARED ADOPTED

B. INTRODUCTION OF AMENDMENT #13 TO ZONING ORDINANCE (5 1/2 ACRES GRAND RIVER FROM M-1, LIGHT INDUSTRIAL & R-1, ONE FAMILY RESIDENTIAL, TO R-3, MULTIPLE DWELLING

Motion by Forrest supported by Peterson to introduce AMENDMENT #13 TO ZONING ORDINANCE (5 1/2 ACRES GRAND RIVER FROM M-1, LIGHT INDUSTRIAL & R-1, ONE FAMILY RESIDENTIAL, TO R-3, MULTIPLE DWELLING

ROLL CALL:

AYES: Forrest, Peterson, Brotherton

NAYS: None

Motion carried.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Peterson supported by Forrest that claims and accounts for the month of June, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Brotherton, Forrest

NAYS: None

Motion carried

B. FINAL ESTIMATE 12" & 16" Water Main, ROCCO FERRERA & CO, \$3,745.97

Motion by Peterson supported by Forrest to pay final estimate for 12" and 16" water mains to Rocco Ferrera & Company in the amount of \$3,745.97 to be paid from Bond proceeds.

ROLL CALL:

AYES: Brotherton, Peterson, Forrest

NAYS: None

Motion carried

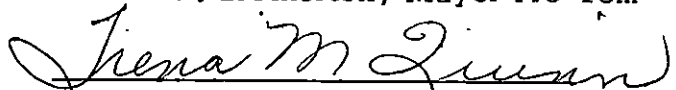
ADJOURNMENT

Motion by Peterson seconded by Forrest to adjourn. Motion carried, all ayes.

Meeting adjourned at 10:08 p.m.



Wilbur V. Brotherton, Mayor Pro-Tem


Drena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on July 17, 1961. Meeting was called to order at 8:03 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Forrest seconded by Peterson that the minutes of regular meeting held on July 10, 1961, be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS, JULY 11, 1961

The City Manager read the minutes of the Planning Commission meeting held on July 11, 1961, and recommended that the Council take action on the decision of the Planning Commission to deny the request to rezone the north and south side of Grand River from Oakland west to Gill Road from R-1, One Family Residential, to R-1-O, One Family Office District. He also stated that Mr. Winston Jones, circulator of the petition for rezoning, had requested that the Council rescind the request and refund \$25.00 deposited for a public hearing to be held at a later date.

Motion by Brotherton seconded by Peterson to confirm the action of the Planning Commission and deny the request to rezone the north and south side of Grand River from Oakland west to Gill Road from R-1, One Family Residential, to R-1-O, One Family Office District, and that the deposit of \$25.00 for a public hearing by the Council be refunded. Motion carried, all ayes.

Motion by Forrest seconded by Thayer to receive and file the minutes of the Planning Commission meeting held on July 11, 1961. Motion carried, all ayes.

B. ZONING BOARD OF APPEALS PROCEEDINGS, JULY 12, 1961.

The City Manager read the minutes of the Zoning Board of Appeals meeting held on July 12, 1961.

Motion by Brotherton seconded by Peterson to receive and file the minutes of Zoning Board of Appeals meeting held on July 12, 1961. Motion carried, all ayes.

A. BIDS ON ASPHALT PAVING, JULY 12, 1961

Council members received tabulation of bids received on July 12, 1961, at 2:00 p.m. and recorded by the City Clerk. The City Manager recommended that the Council award the bid for the Street Resurfacing Program to the Farmington Paving Company based on a unit price of \$.45 a square yard for 9000 square yards double seal coat surfacing and that the program be designed to cost approximately \$4,000.00.

Motion by Brotherton supported by Forrest to award the bid for Street Resurfacing Program to the Farmington Paving Company based on a unit price of \$.45 a square yard for 9000 square yards double seal coat surfacing and that the program be designed to cost approximately \$4,000.00

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

COUNCIL PROCEEDINGS -2-B. BIDS ON TRACTOR WITH FRONT END LOADER AND BACKHOE, JULY 13, 1961

Council members received tabulation of bids received on July 13, 1961, at 11:00 a.m. and recorded by the City Clerk. The City Manager recommended that the Council receive the bids on the tractor with front end loader and backhoe and table decision until next regular meeting to be held on August 7, 1961, in order to give the City Manager and the Department of Public Works and Water & Sewer an opportunity to check the equipment and have demonstrations as to the ability of the equipment.

Motion by Peterson seconded by Brotherton to receive the bids for the tractor with front end loader and backhoe tabulated on July 13, 1961, and table Council decision until the next regular meeting on August 7, 1961. Motion carried, all ayes.

C. BIDS ON SEWER RODDING MACHINE, JULY 13, 1961

Council members received tabulation of bids received on July 13, 1961, at 10:00 a.m. and recorded by the City Clerk. The City Manager recommended that the Council receive the bids on the sewer rodding machine and table decision until next regular meeting to be held on August 7, 1961, in order to give the City Manager and the Water & Sewer Department an opportunity to have demonstrations of the equipment.

Motion by Thayer seconded by Forrest to receive the bids for the sewer rodding machine tabulated on July 13, 1961, at 10:00 a.m. and table Council decision until next regular meeting on August 7, 1961. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM NORMAN F. SEAY RE: REQUEST TO HOLD SQUARE DANCE IN NEW SHOPPING CENTER PARKING LOT ON AUGUST 4, 1961

The Clerk read a letter from Norman F. Seay, 28866 Village Lane, Farmington, requesting permission from the Council to hold a western style square dance in the new Shopping Center Parking Lot on August 4, 1961, between hours of 8:30 p.m. and 11:00 p.m. He stated that he needed an area of 40 feet by 60 feet, roped off or barricaded with an electric outlet to supply power for public address system and there would be no charge for this entertainment.

Motion by Forrest seconded by Brotherton to grant permission to Norman F. Seay, 28866 Village Lane, Farmington, to hold a western style dance in the new Shopping Center Parking Lot on August 4, 1961, between the hours of 8:30 p.m. and 11:00 p.m., details subject to City Manager's supervision. Motion carried, all ayes.

REPORT OF CITY MANAGERA. REPORT ON FINAL APPLICATION FOR 701 PROGRAM COMPREHENSIVE MASTER PLAN AND RESOLUTION APPROVING THE PROGRAM

The City Manager reviewed the application for 701 Program Comprehensive Master Plan and recommended that the Council adopt a resolution approving the program and forwarding the final application to the proper agencies for review and approval.

Motion by Brotherton supported by Peterson to adopt the following resolution:

WHEREAS, the City Council of the City of Farmington, Oakland County, Michigan, has, by Ordinance, provided for the creation of an official Planning Commission, and

WHEREAS, the Mayor of the City has appointed members of the City Planning Commission; and

COUNCIL PROCEEDINGS -3-

WHEREAS, said Planning Commission is now duly constituted and operating;
and

WHEREAS, said Commission has determined that for the orderly future growth of the City of Farmington and to prevent the spread of blight, it is necessary that a comprehensive community plan be prepared; and

WHEREAS, the City of Farmington has a population of less than 50,000 and does not have sufficient finances to pay for all of said comprehensive community plans, and

WHEREAS, the Planning Commission has requested the City of Farmington to request the State Department of Administration to enter into a contract with the Housing and Home Finance Agency for Urban Planning Assistance under the provisions of Section 701 of the Federal Housing Act of 1954, as amended;

NOW, THEREFORE, BE IT RESOLVED, that the City of Farmington, Michigan, request that the State Department of Administration make application to the Housing and Home Finance Agency for Planning Assistance for the City of Farmington, Michigan.

BE IT FURTHER RESOLVED, that the City of Farmington provide \$3,750, which represents 25% of the cost of the proposed planning work.

ROLL CALL:

AYES; Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED

B. SPECIAL MEETING ECONOMIC COMMITTEE FORMATION

The City Manager reported that a tentative informal meeting of the Council and Richard Warfel, staff member of the Economic Development Committee, State of Michigan, was scheduled for August 2, 1961, at 7:30 p.m. Mr. Warfel will discuss the functions of such groups, will advise certain legislation to promote the program and type of committee to serve in the City of Farmington.

MISCELLANEOUS

A. APPOINTMENT OF UNITED NATIONS CHAIRMAN

Motion by Brotherton seconded by Peterson to appoint Leonard Holton, 32283 Leelane, new Commander of the American Legion Post #346, as City United Nations Chairman to observe the sixteenth anniversary of the United Nations on October 24, 1961. Motion carried, all ayes.

B. BUILDING INSPECTIONS RE: SIGN ORDINANCE

Council Peterson questioned the policy of the Building Department regarding Sign Ordinance. Mr. Richard Riggs, of Dick's 9 Mile Service Station on Farmington Road was present and stated that he was ordered to remove a sign on his property because it had wood posts.

The City Manager was instructed to review the Sign Ordinance with the Building Inspector and report back to Council.

COUNCIL PROCEEDINGS -4-RESOLUTIONS AND ORDINANCESA. ADOPTION OF AMENDMENT #13 TO THE ZONING MAP (5 1/2 ACRES FROM M-1, LIGHT INDUSTRIAL AND R-1, ONE FAMILY RESIDENTIAL, TO R-3, MULTIPLE DWELLING DISTRICT)

Motion by Brotherton supported by Peterson to adopt and enact the following ordinance:

ORDINANCE NO. C-158-61

AMENDMENT NO. 13 TO ZONING MAP, CITY OF FARMINGTON,
OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That the territory lying within the City of Farmington, Oakland County, Michigan, described as:

CITY OF FARMINGTON, T1N, R9E, SECTION 27, LOT 15,
ASSESSOR'S PLAT #3, LOT 9, ASSESSOR'S PLAT #9, EX-
CEPTING THE SOUTH 140 FEET ON GRAND RIVER AVENUE
200 FEET DEEP, COMPRISING OF APPROXIMATELY 5 1/2
ACRES

be and the same is hereby rezoned and shall be hereafter constituted an R-3, Multiple Family District.

Section 2. That the attached map showing the property affected by this amendment is made part of the amendment.

Section 3. This ordinance shall be known as Amendment No. 13 of the Zoning Map of the City of Farmington.

This ordinance was introduced at a regular meeting of the City Council on July 10, 1961, was adopted and enacted at a regular meeting on July 17, 1961 and will become effective 10 days after publication on July 30, 1961.

AYES: Councilmen Peterson, Thayer, Brotherton, Forrest, Lindbert

NAYS: None

ORDINANCE DECLARED ADOPTED

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Peterson to pay claims and accounts for month of June, 1961 as submitted.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson.

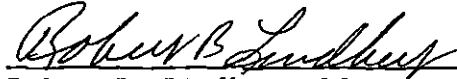
NAYS: None

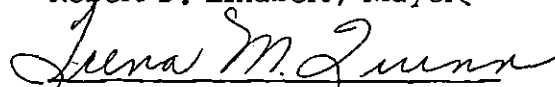
Motion carried.

COUNCIL PROCEEDINGS -5-ADJOURNMENT

Motion by Peterson seconded by Thayer to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:30 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on August 7, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilman Brotherton, Forrest, Lindbert and Peterson present. Thayer absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Forrest seconded by Peterson that the minutes of regular meeting held on July 17, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARING

A. PUBLIC HEARING ON MOVING HOUSE FROM 23100 MAPLE TO 22605 BROOKDALE

Mayor Lindbert opened the Public Hearing at 8:01 p.m. to move a house from 23100 Maple to 22605 Brookdale and asked for comments from all interested parties.

City Manager Dinan reported that all property owners within 300 feet had been notified, the report of the Building Inspector had been filed approving the moving of the house, the new owner had agreed to dedicate a 6 foot easement to the City for the sewer line. He also stated that the application and fee required had been submitted and approved the request.

COMMENTS

Mrs. Dorothy Smith, 22611 Brookdale, approved the request if the building were brought up to code requirements and stated that Mr. John Shutts, 22594 Brookdale had authorized her to state that he was not opposed to the request.

Mr. Norman Potts, 22719 Brookdale, requested information regarding the sewer line easement and had no objection to the request after reviewing the plans submitted by Mr. Watson.

Mrs. Sue Graham, 22612 Brookdale, questioned time limit to complete the moving and remodeling of the house. The City Manager stated that according to the Ordinance the house must be completed within 120 days.

Councilman Forrest stated that he had investigated and that Mr. Annette, 22651 Brookdale and Mr. Bonner, 22627 Brookdale, had no objection to the request.

The City Manager reported that Mr. and Mrs. Ralph Cotter, 22615 Brookdale, approved the request.

Ronald Watson, 23189 Floral, new owner, submitted a builders commitment approved by his mortgage company and plans for the completion of the remodeling of the house. All persons having been heard, the Mayor declared the Public Hearing closed at 8:25 p.m. Motion by Brotherton seconded by Peterson to approve the request to move house from 23100 Maple to 22605 Brookdale in compliance with Ordinance No. C-117-58. Motion carried, all ayes.

BIDS

A. AWARD BID ON TRACTOR WITH FRONT END LOADER AND BACKHOE

The City Manager reported that the equipment had been investigated and demonstrations were completed and recommended that the Council award the bid for the tractor with front end loader and backhoe to the Broquet Ford Tractor and Equipment Company in the amount of \$6,201.50 and to transfer \$201.50 from the Contingent Fund to balance this account.

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COUNCIL PROCEEDINGS -2-

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson.

NAYS: None

Motion carried.

B. AWARD BID ON SEWER RODDING MACHINE

The City Manager reported that the equipment had been investigated and demonstrations were completed and recommended that the Council award the bid for the sewer rodding machine to the O'Brien Sewer Rodding Machine Company in the amount of \$4,878.80 to be paid on a three installment basis which would amount to \$1,626.26 per installment and that the Council authorize transfer of \$126.26 from surplus balance to cover cost of equipment.

Mr. Arnold, representative of the Trojan Tool Equipment Company, requested that the Council delay awarding the bid and that his company demonstrate their machine again for a 30 day period.

Motion by Brotherton supported by Peterson to award the bid for the sewer rodding machine to the O'Brien Sewer Rodding Machine Company in the amount of \$4,878.80 to be paid in three installments in the amount of \$1,626.26 per installment and to authorize transfer of \$126.26 from surplus funds to cover cost of equipment.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Brotherton

NAYS: None

Motion carried.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM MICHIGAN MUNICIPAL LEAGUE RE: VOLUNTARY ASSESSMENT IN AMOUNT OF \$26.00 FOR PRELIMINARY STUDIES FOR PREPARATION OF MATERIALS ON THE LOCAL GOVERNMENT SECTIONS OF THE CONSTITUTION

The Clerk read a communication from the Michigan Municipal League requesting that the Council approve the voluntary assessment of \$26.00 for the City of Farmington to provide funds to the League for research and documented data to be presented to the Constitution Convention Delegates.

Motion by Forrest seconded by Peterson to approve the voluntary assessment of \$26.00 to the Michigan Municipal League for research and documented data to be presented to the Constitution Convention Delegates. Motion carried, all ayes.

B. COMMUNICATION FROM MICHIGAN MUNICIPAL LEAGUE RE: RIVER ROUGE BASIN

Communication from Michigan Municipal League stating that they had received the resolution submitted by the City of Farmington with respect to the River Rouge and that it had been referred to the Legislative Committee for a report and recommendations for specific action in connection with this problem was read and placed on file.

C. LETTER FROM ARTHUR ROSENTHAL, MICHIGAN SHOWMAN'S ASSN. RE: SELLING BALLOONS ON WEEKENDS TO BENEFIT DETROIT AREA CHILDREN

The Clerk read a letter from Arthur Rosenthal, Michigan Showman's Association, requesting permission to sell balloons on weekends in the City of Farmington to benefit Detroit Area Children.

COUNCIL PROCEEDINGS -3-

Motion by Peterson seconded by Forrest to deny the request of Arthur Rosenthal, Michigan Showman's Association, to sell balloons on weekends in the City of Farmington, Motion carried, all ayes.

D. REQUEST C.I.H.U. CLUB, "CAN I HELP YOU" AT FARMINGTON SR. HIGH SCHOOL FOR PERMISSION TO PLACE CANISTERS FROM AUGUST 14 THRU AUGUST 28, 1961 TO FEED THE NEEDY

The Clerk read a letter from Shirley Doll, President of the C.I.H.U Club, requesting permission to place canisters in the City of Farmington from August 14 thru August 28, 1961, to feed the needy.

Motion by Brotherton seconded by Forrest to grant permission to the C.I.H.U. Club, "Can I Help You" at the Farmington Senior High School, to place canisters in the City of Farmington from August 14 thru August 28, 1961. Motion carried, all ayes.

E. COMMUNICATION MICHIGAN MUNICIPAL LEAGUE RE: DESIGNATION OF VOTING DELEGATE AND ALTERNATE AT ANNUAL MEETING

Communication read from Michigan Municipal League requesting that the Council appoint a delegate and alternate to the annual meeting to be held September 14 to 16, 1961 at Mackinac Island.

Motion by Brotherton seconded by Peterson to appoint John D. Dinan, City Manager, as the City delegate to the Michigan Municipal League annual meeting to be held September 14 to 16, 1961, at Mackinac Island. Motion carried, all ayes.

Motion by Peterson seconded by Brotherton to appoint Robert B. Lindbert, Mayor as the City Alternate to the Michigan Municipal League annual meeting to be held September 14 to 16, 1961, at Mackinac Island. Motion carried, all ayes.

F. COMMUNICATION FROM GREYHOUND EASTERN LINES RE: CHANGE OF BUS TERMINAL FROM 33708 GRAND RIVER TO 32340 GRAND RIVER

The Clerk read a letter from Greyhound Eastern Lines requesting that the Council approve the change of bus terminal from 33708 Grand River to 32340 Grand River.

Motion by Peterson seconded by Forrest to approve change of bus terminal of Greyhound Eastern Lines from 33708 Grand River to 32340 Grand River. Motion carried, all ayes.

G. COMMUNICATION FROM NORMAN F. SEAY RE: REQUEST TO HOLD SQUARE DANCE IN NEW SHOPPING CENTER PARKING LOT ON AUGUST 18, 1961

The Clerk read a letter from Norman F. Seay requesting permission to hold a square dance on August 18, 1961, under the same conditions permitted for August 4, 1961.

Motion by Forrest seconded by Peterson to grant permission to Norman F. Seay, 2886 Village Lane, Farmington, to hold a Square Dance in the new Shopping Center Parking Lot on August 18, 1961, between the hours of 8:30 p.m. and 11:00 p.m., details subject to City Manager's supervision. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

A. ZONING BOARD OF APPEALS PROCEEDINGS, JULY 25, 1961

The City Manager read the Zoning Board of Appeals Proceedings held on July 25, 1961. Motion by Brotherton seconded by Peterson to receive and place on file the proceedings of Zoning Board of Appeals meeting held on July 25, 1961. Motion carried, all ayes.

REPORT OF CITY MANAGERA. REPORT ON REVIEW OF SIGN ORDINANCE

The City Manager reported that a survey of the City had been made with the City Building Inspector regarding the matter of free standing signs being supported by wood posts and recommended that the Council authorize the City Manager and City Attorney to amend the Sign Ordinance with a provision that would provide that all free standing signs shall be approved structurally by the Building Department. The City Manager was instructed to prepare an amendment to the Sign Ordinance regarding free standing signs for consideration by the Council.

B. CONTRACT FOR STATE HIGHWAY DEPARTMENT MAINTENANCE AGREEMENT

The City Manager recommended that the City Council adopt a resolution authorizing the Mayor to sign the Municipal Maintenance Contract for the year of 1961-62. Motion by Brotherton supported by Forrest to adopt the following resolution:

BE IT RESOLVED, that the proposed maintenance contract with the Michigan State Highway Department, for the maintenance of Grand River Avenue (U.S. 16) through the City of Farmington for the fiscal year beginning July 1, 1961 and ending June 30, 1962, be and the same is hereby approved.

BE IT FURTHER RESOLVED, that Mr. Robert B. Lindbert, Mayor of the City of Farmington, is hereby authorized to execute said contract document and Mr. John D. Dinan, City Manager, is hereby designated Maintenance Superintendent under the aforesaid contract.

AYES: Lindbert, Peterson, Brotherton, Forrest

NAYS: None

Resolution declared adopted.

MISCELLANEOUSA. APPOINTMENT OF COUNCIL MEMBER TO SERVE ON ELECTION COMMITTEE

Motion by Brotherton seconded by Peterson to appoint Howard W. Thayer as a member of the City Election Commission. Motion carried, all ayes.

B. SET DATE OF SEPTEMBER MEETING

Motion by Peterson seconded by Brotherton that the first meeting of the Council in September be held on Tuesday, September 5, 1961, due to the Labor Day Holiday. Motion carried, all ayes.

C. DISCUSSION RE: BUILDING PERMIT FOR PROPOSED RESTAURANT AT BROOKDALE AND GRAND RIVER

Councilman Forrest questioned the elimination of basement and banquet rooms for the new restaurant to be located at Brookdale and Grand River. Mr. Forrest requested that Mr. Hamlin appear before the Council at the next regular meeting to explain why the basement and banquet rooms were deleted from the original plans.

Motion by Forrest to revoke the license (liquor) issued for the new restaurant to be located at Brookdale and Grand River until Mr. Hamlin complies with the original building permit request as proposed to the City Council. Motion lost for lack of support.

COUNCIL PROCEEDINGS -5-

Councilman Brotherton suggested that the City Manager request that Mr. Hamlin be present at the next regular Council meeting to discuss the revised plans. By unanimous consent the City Manager was instructed to contact Mr. Hamlin to be present at the next regular meeting to be held on August 21, 1961.

D. PARKING TICKETS

Chief DeVriendt reported that the parking tickets issued over the weekend were for parking on wrong side of street and in violation of State law adopted by the City. He stated that the City had been awarded two safety awards and had instructed the Public Safety Department that all laws were to be enforced.

RESOLUTIONS AND ORDINANCESA. RESOLUTION FOR DEDICATION OF W 25 FEET OF GROVE ST. FOR PUBLIC RIGHT-OF-WAY PURPOSES

Motion by Peterson supported by Forrest to adopt the following resolution:

WHEREAS, on the 7th day of August, 1961, the Council of the City of Farmington resolved that it is advisable to dedicate a parcel of land for road and public right-of-way purposes, and

WHEREAS, the City Manager is hereby authorized to execute and record such dedication

NOW, THEREFORE, BE IT RESOLVED

THAT PORTION OF LOTS 5, 6, 7, 8, 9, 10, 11, 12 OF PLAT OF LAPHAM'S ADDITION TO VILLAGE OF FARMINGTON (NOW CITY OF FARMINGTON) A PART OF THE NW 1/4 OF SECTION 27, T1N, R9E, AS RECORDED IN LIBER 2 OF PLATS, PAGE 37, OAKLAND COUNTY RECORDS, LAYING WITHIN THE FOLLOWING DESCRIPTION:

A PART OF THE NW 1/4 OF SECTION 27, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS BEGINNING AT A POINT DISTANT S 89° 23' 20" E 660.74 FEET AND N 17° 54' 00" E 26.18 FEET FROM THE WEST 1/4 CORNER OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN; PROCEEDING THENCE N 89° 23' 20" W 2.24 FEET; THENCE N 14° 38' 30" E 402.62 FEET TO THE SOUTH LINE OF GRAND RIVER AVENUE (U.S. 16) 66 FEET WIDE; THENCE S 57° 15' 00" E 25.89 FEET; THENCE S 17° 54' 00" W 394.69 FEET TO THE POINT OF BEGINNING

be and the same is hereby dedicated for road and public right-of-way purposes.

AYES: Peterson, Brotherton, Forrest, Lindbert

NAYS: None

Resolution declared adopted.

B. RESOLUTION RE: CONVEYANCE OF LAND TO HATTIE OTIS ESTATE

Motion by Forrest supported by Peterson to adopt the following resolution:

COUNCIL PROCEEDINGS -6-

WHEREAS, on the 7th day of August, 1961, the Council of the City of Farmington resolved that it is advisable to convey to the estate of Hattie Otis a parcel of land in the City of Farmington, and

WHEREAS, the City Manager is hereby authorized to execute and deliver the necessary deed to make such conveyance:

NOW, THEREFORE, BE IT RESOLVED

THAT ALL THAT PART OF GROVE STREET LYING IN LAPHAM'S-ADDITION, BEING A PORTION OF THE NW 1/4 OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, DESCRIBED AS: BEGINNING AT A POINT DISTANT S 89° 23' 20" E 686.92 FEET; THENCE S 17° 54' 00" W 26.18 FEET AND S 89° 23' 20" E 26.18 FEET FROM THE W 1/4 CORNER OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, PROCEEDING THENCE N 14° 38' 30" E 425.32 FEET TO THE SOUTH LINE OF GRAND RIVER AVENUE (US 16) 66 FEET WIDE; THENCE S 57° 15' 00" E 25.01 FEET COINCIDENT WITH SAID SOUTH LINE OF GRAND RIVER AVENUE; THENCE S 17° 54' 00" W 418.22 FEET TO THE POINT OF BEGINNING.

be and the same is hereby conveyed to the estate of Hattie Otis.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute and deliver the necessary deed to make such conveyance.

AYES: Brotherton, Forrest, Lindbert, Peterson

NAYS: None

Resolution declared adopted.

B. FINAL PAYMENT MOLE CONST. CO. CONTRACTOR HAWTHORNE SANITARY SEWER SPECIAL ASSESSMENT DISTRICT IN THE AMOUNT OF \$500.00

Motion by Brotherton supported by Peterson to pay final payment to Mole Construction Co., contractor for Hawthorne Sanitary Sewer Special Assessment District in the amount of \$500.00 to be paid from bond proceeds.

ROLL CALL:

AYES: Lindbert, Peterson, Brotherton, Forrest

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Brotherton seconded by Peterson that meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:33 p.m.

Robert B. Lindbert
Robert B. Lindbert, Mayor
Irena M. Quinn
Irena M. Quinn, Clerk

ELECTION COMMISSION PROCEEDINGS

A meeting of the Election Commission of the City of Farmington was held on August 18, 1961.

Meeting was called to order by the City Clerk at 9:00 A.M.

ROLL CALL: Clerk Trena M. Quinn, Councilman Howard W. Thayer and City Attorney Robert J. Kelly.

The Commission unanimously approved the personnel for three (3) Precincts as follows:

PRECINCT # 1

Hattie DeVriendt (Chrm.)
Joyce Gagnon
Reta Mosshamer
Catherine Nordyke

PRECINCT # 2

Katherine Salley
Jean McGuire
Marguerite Schultz
Ruth Williams

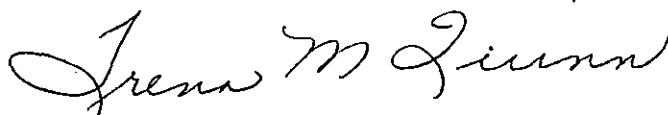
PRECINCT # 3

Marion Peterson
Lorraine Frankford
Shirley Lindberg
Geraldine Spicer

APPROVAL RE: OFFICIAL SAMPLE BALLOT TO AMEND CHARTER OF THE CITY OF FARMINGTON AT THE SPECIAL STATE ELECTION TO BE HELD ON SEPTEMBER 12, 1961.

The Commission unanimously approved the official sample ballot to Amend Chapter 5, Section 5.11 of the Charter of the City of Farmington as presented by the City Clerk to be placed on the ballot of the Special State Election to be held on September 12, 1961.

Meeting adjourned at 9:10 P.M.


TRENA M. QUINN, CITY CLERK

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COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on August 21, 1961.

Meeting was called to order at 8:00 P.M. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Brotherton that the minutes of the regular meeting held on August 7, 1961, be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

The City Manager read the minutes of the Planning Commission Proceedings held on August 14, 1961, and presented revised plans for the multiple dwelling development on Grand River that were submitted to the Planning Commission by Thomas Duke, Builder. The City Manager recommended that the Council confirm the action of the Planning Commission regarding the petition to vacate alley south of Grand River between Cass and Wilmarth and north of Oakland Avenue, also the request to rezone Lot No. 71, Fred M. Warner's Grand River Avenue Addition from R-1, Single Family to R-3, Multiple Family Dwellings.

Motion by Forrest seconded by Brotherton to confirm the action taken by the Planning Commission and to hold a public hearing on September 5, 1961, at 8:00 P.M. to vacate the alley in the Fred M. Warner's Addition Subdivision within the block surrounded by Oakland, Cass, Grand River and Wilmarth Avenues reserving the customary easements for existing public utilities. Motion Carried, all ayes.

Motion by Brotherton, seconded by Peterson, to confirm the action taken by the Planning Commission and to deny the application of Harold M. Sucher, 31665 Franklin Road, Farmington, Michigan, to rezone Lot No. 71, Fred M. Warner's Grand River Avenue Addition from R-1, Single Family, to R-3, Multiple Family and that Mr. Sucher be refunded his \$50.00 deposit for application for rezoning. Motion carried, all ayes.

Motion by Thayer seconded by Forrest to receive and place on file the minutes of the Planning Commission Proceedings held on August 14, 1961. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONS

A. LETTER FROM REV. A. A. SHELTON, SR. BISHOP & CHIEF COUNSELLOR OF GENERAL & PUBLICATION BOARDS, TRIUMPH THE CHURCH OF THE NEW AGE REQUESTING PERMISSION TO SOLICIT DONATIONS FROM MERCHANTS FOR THE RESCUE AND MISSIONARY DEPARTMENT OF THEIR CHURCH.

The Clerk read a letter from Rev. A. A. Shelton, 1220 East Grand Blvd., Detroit, Michigan, requesting permission to solicit donations from the merchants once a year. Motion by Thayer seconded by Forrest to conform with the policy of the Council regarding solicitations by organizations located outside the City of Farmington and to deny the request of Rev. A. A. Shelton to solicit donations from merchants in the City of Farmington once a year. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-

B. COMMUNICATION FROM LIQUOR CONTROL COMMISSION RE: APPLICATION FOR LESTER S. BURTON AND NATHANIEL SHARE FOR NEW CLASS "C" LICENSE AND COMMUNICATION FROM BURTON & SHARE PETITIONING COUNCIL RE: PROPOSED BAR AND BOWLING ALLEY IN CITY OF FARMINGTON.

The Clerk read a letter from the Liquor Control Commission stating that they had a request for application of a Class "C" License from Lester S. Burton, 25051 Roycourt, Huntington Woods, and Nathaniel Share, 25504 Sherwood, Huntington Woods, Michigan, to be located in the City of Farmington. Mr. Burton and Mr. Share were present at the meeting and Mr. Share submitted plot plans and drawings of the proposed bowling alley. He stated that they were considering a 24 lane bowling alley with a cost of \$175,000.00 for the structure with parking facilities for 170 cars. The bowling lanes and bowling equipment would cost approximately \$300,000.00 and requested that the Council consider their application for a Class "C" License due to economical standpoint of such a large investment. He stated that a survey made by the Brunswick Corporation was an indication that this area could support another bowling alley. Mr. Share said he was not sure that a bowling alley would be built if the Class "C" License was not granted. Council members unanimously agreed that they had an obligation to the request from Bel-Aire Lanes for a Class "C" License that had been tabled due to a recorded restriction to expire in 1963, were concerned regarding the ability of the City to support another bowling alley. Councilman Forrest stated that the residents adjacent to the proposed bowling alley should be considered. Mr. Share requested that the Council consider their request in the future if a Class "C" License is available and their application be included in list on file from the Liquor Control Commission.

REPORT OF CITY MANAGER

A. SIDEWALK PROGRAM

The City Manager submitted a report on the sidewalk program and recommended that the Council adopt a resolution requiring that sidewalks be constructed, rebuilt or repaired in accordance with sidewalk provisions in Sidewalk Ordinance No. 3-28-51. Motion by Brotherton seconded by Peterson to adopt the following resolution:

BE IT RESOLVED, that the City Council of the City of Farmington, Michigan, hereby determines, that in order to protect the safety of pedestrians throughout the City, sidewalks shall be constructed, and/or repaired as deemed necessary by the City Manager within 30 days, upon the following described streets:

1. 10 Mile Road from Farmington Road to Powers Road.
2. Powers Road from 9 Mile Road to 10 Mile Road.
3. Shiawassee from Farmington Road to Orchard Lake Road.
4. Gill Road from Moore Drive to Courtland Avenue.
5. Grand River Avenue from East City Limits to Farmington Road.
6. Prospect from Shiawassee to 10 Mile Road.

Said sidewalks shall be constructed of a minimum 5 feet in width in accordance with standards and specifications now in effect within the City for all new construction and shall be constructed according to line and grade to be furnished by the Department of Engineering.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None Resolution Declared Adopted, August 21, 1961.

MISCELLANEOUSDISCUSSION RE: REVISION OF BUILDING PLANS FOR RESTAURANT & BAR AT BROOKDALE AND GRAND RIVER.

Mr. Fred Hamlin, owner of the proposed Restaurant & Bar location at Brookdale and Grand River Avenue, was present to answer questions raised by the Council in regard to revisions to the original plans submitted for the proposed Restaurant & Bar. Mr. Hamlin stated that he has no intentions to change the type of business as proposed. The basement has been eliminated, the total length of building has been increased 12 feet, with better access at the rear of the building, seating capacity, 120 in the Restaurant, 30 in the Bar, total seating capacity of 150 persons. The cost of the building will be \$65,000.00, land, building, fixtures etc. approximately \$120,000.00. The parking area will have 165 parking spaces available for use by patrons. Mr. Delos Hamlin stated that the lease signed by Mr. Stoyanoff required that the building be used for a 1st class Restaurant and would be void if use were changed.

Councilman Brotherton stated that he had been concerned regarding the change in the original plans and after reviewing the revised plans was satisfied that the building was adequate for the business proposed. Councilman Forrest stated that in the event that this building be used for other than a high class restaurant, he would vote against renewal of their Class "C" License in the future. The majority of the Council were of the opinion that a high class Restaurant would be maintained as requested.

DISCUSSION RE: DOWNTOWN AREA.

Councilman Thayer stated that he was of the opinion that the Council should take action regarding the condition of the downtown area on the north side of Grand River. He was concerned over the vacant stores, condition of buildings, sidewalks and curbs and that Grove Street should be paved next year. The City Manager stated that the State Highway Department had allocated funds for approximately 1900 feet of curb repair from School Street to Farmington Road.

INFORMATION RE: PENSION PLAN INFORMATION.

Councilman Forrest urged that information regarding the Proposition for Retirement Plan for City Employees on the September 12, 1961 ballot be prepared for the voters and was assured by the City Manager that articles were being prepared and would be printed in the Farmington Enterprise.

CODIFICATION OF ORDINANCES.

Councilman Forrest questioned when the final codification of Ordinances would be available. The City Manager stated that when the preliminary draft is submitted in the fall, it would be presented to the Council to be reviewed.

ECONOMIC COMMITTEE MEETING.

Councilman Forrest requested that an informal meeting of the Council be held to appoint local citizens to serve on this Committee. By unanimous consent of the Council, an informal meeting will be held on September 5, 1961, at 7:00 P.M. prior to the regular Council meeting to appoint local citizens to serve on the Economic Committee.

COUNCIL PROCEEDINGS -4-

REQUEST FROM CITY ATTORNEY RE: RESOLUTION FOR RIGHT OF WAY EASEMENT WITH DETROIT EDISON & MICHIGAN BELL TELEPHONE COMPANY.

Motion by Brotherton supported by Thayer to adopt the following resolution:

BE IT RESOLVED: That the City Manager be authorized to execute in behalf of the City of Farmington a joint right-of-way easement to the Detroit Edison and the Michigan Bell Telephone Company to construct line facilities for the purpose of providing electric service and communication service, including necessary poles, guys, anchors, wires and equipment, in, upon, over and across the property located in THE CITY OF FARMINGTON, COUNTY OF OAKLAND, STATE OF MICHIGAN further described as follows:

PARCEL I: The South 10. ft. of the North 80 ft. of the Easterly 10 ft. of land described as: Part of Lots 9 to 19 inclusive, Lapham's Addition to the Village of Farmington as recorded in Liber 2, Page 37 of Plats, described as beginning at a point on the North Line of Orchard Avenue, 50 feet wide, distant South 89°23'20" East 154.00 ft. from the intersection of said North line of Orchard Avenue and the East line of Farmington Road, 66 ft. wide; thence from the point of beginning North 0°33'00" East 138.00 ft. along a line parallel to and 154.00 ft. East of the East Line of Farmington Road; thence South 89°23'20" East 514.09 ft.; thence South 14°38'30" West 142.25 ft. along the West line of the proposed Grove Avenue dedication; thence North 89°23'20" West 479.46 ft. along the North line of Orchard Avenue to the point of beginning.

PARCEL II: The East 10 ft. of the West 314 ft. of the South 3 ft. of land described as: Part of lots 9 to 19 inclusive, Lapham's Addition to the Village of Farmington, as recorded in Liber 2, Page 37 of Plats, described as beginning at a point on the North line of Orchard Avenue, 50 ft. wide, distant South 89°23'20" East 154.00 ft. from the intersection of said North line of Orchard Avenue and the East line of Farmington Road, 66 ft. wide; thence from the point of beginning North 0°33'00" East 138.00 ft. along a line parallel to and 154.00 ft. East of the East line of Farmington Road; thence South 89°23'20" East 514.09 ft.; thence South 14°38'30" West 142.25 ft. along the West line of the proposed Grove Ave. dedication; thence North 89°23'20" West 479.46 ft. along the North line of Orchard Ave. to the point of beginning.

PARCEL III: The Westerly 46.0 ft. of the Southerly 11.0 ft. and the Westerly 11 ft. of the Northerly 169.0 ft. except the Westerly 1.0 ft. of the Northerly 100.0 ft. thereof of land described as the East 15 ft. of Lot 37 of Davis Addition to Village of Farmington, and part of lots 1, 2 and 33 Lapham's Addition to Village of Farmington, City of Farmington, Oakland County, Michigan, described as beginning at the intersection of the South Line of Grand River Avenue, 66 ft. wide, and the East line of said lot 37; thence Westerly 15.0 ft. along the Southerly line of Grand River Avenue, thence Southerly 180.0 ft. along a line parallel to the East line of lot 37; thence Easterly 75.0 ft. along a line parallel to the South line of Grand River Avenue, thence Northerly 180.0 ft. along a line parallel to the East line of Lot 37; thence Westerly 60.0 ft. along the S. line of Grand River Avenue to the point of beginning.

COUNCIL PROCEEDINGS - 5 -

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

Resolution Declared Adopted.

RESOLUTIONS AND ORDINANCES.A. INTRODUCTION OF TRAMPOLINE & MINIATURE GOLF COURSE ORDINANCE.

Motion by Peterson seconded by Brotherton to introduce AN ORDINANCE TO AMEND ARTICLE X, SECTION 10.01 OF ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON, MICHIGAN.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest.

NAYS: None

Motion Carried.

CLAIMS AND ACCOUNTS.A. MONTHLY BILLS

Motion by Brotherton supported by Thayer that claims and accounts for August, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert.

NAYS: None

Motion Carried.

ADJOURNMENT

Motion by Thayer, seconded by Brotherton, to adjourn. Motion carried, all ayes.
Meeting adjourned at 9:55 P.M.



ROBERT B. LINDBERT, MAYOR



TRENA M. QUINN, CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on September 5, 1961.

Meeting called to order at 8:01 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Forrest that the minutes of regular meeting held on August 21, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARING

A. VACATION OF ALLEY IN FRED M. WARNER'S ADDITION SUBDIVISION WITHIN THE BLOCK SURROUNDED BY OAKLAND, CASS, GRAND RIVER AND WILMARTH AVENUES

Mayor Lindbert opened the Public Hearing on the vacation of alley in the Fred M. Warner's Addition Subdivision within the block surrounded by Oakland, Cass, Grand River and Wilmarth Avenues at 8:05 p.m. and asked for comments from all interested parties.

The Clerk read a letter from Mrs. Edessa Slocum, 33805 Grand River Ave., approving the vacation of the alley, also a letter on file from the Detroit Edison approving the vacation subject to customary easement for existing public utilities.

Mr. Kenneth Loomis, 23828 Wilmarth, approved the vacation of alley.

All persons having been heard, the Mayor declared the Public Hearing closed at 8:09 p.m. The Mayor stated that a petition containing signatures of majority of property owners requesting the vacation of alley was on file and that the Planning Commission at its regular meeting held on August 14, 1961, had recommended that the alley be vacated reserving the customary easements for existing public utilities, therefore since there were no objections to the vacation, the Council could resolve to vacate the alley.

Motion by Peterson supported by Thayer to adopt the following resolution:

The Council of the City of Farmington, Oakland County, Michigan, does hereby RESOLVE that it is advisable to vacate, discontinue and abolish certain alleys lying within the said City as follows:

ALLEYS ABUTTING LOTS 1 THRU 12, LOT 14, OUTLOT "A" AND OUTLOT "B"
FRED M. WARNER'S ADDITION, T1N, R9E, SECTION 28, CITY OF FARMINGTON
OAKLAND COUNTY, MICHIGAN

BE IT FURTHER RESOLVED that an easement over, through and on said vacated public alleys above described for the purpose of installing, maintaining, repairing, removing or replacing any sewer, conduit, water main, telephone, telegraph, electric light, or other poles, wires or things, usually placed or installed in a public alley in the City of Farmington, with the right of ingress and egress at any time into and over said easement for the purposes above set forth be and is hereby reserved and excepted from such vacation.

COUNCIL PROCEEDINGS -2-

Notice having been given as provided by law, and the Council having met at its offices in the City of Farmington on this date for the purposes of considering said matter and hearing objections thereto, and no objections having been made to the same, therefore,

BE IT RESOLVED that the public alley hereinbefore described be and the same is hereby vacated, discontinued and abolished, subject to the reservation and exception of easement rights above set forth.

Passed and adopted at a regular meeting of the Council of the City of Farmington on September 5, 1961.

AYES: Brotherton, Forrest, Lindbert, Peterson and Thayer

NAYS: None

Resolution declared adopted.

MINUTES OF OTHER BOARDSA. ZONING BOARD OF APPEALS, AUGUST 23, 1961

The City Manager read the minutes of Zoning Board of Appeals meeting held on August 23, 1961.

B. ACCIDENT REVIEW BOARD, AUGUST 25, 1961

Motion by Brotherton seconded by Forrest to receive and place on file the minutes of the Zoning Board of Appeals, August 23, 1961, and the Accident Review Board, August 25, 1961. Motion carried, all ayes.

PETITIONS AND COMMUNICATIONSA. OLIN K. TAYLOR, 16656 ROBSON, DETROIT 35, MICHIGAN, RE: NOTICE REQUIRING SIDEWALK INSTALLATION AND DRAINAGE PROBLEM ON HIS LOT

The Clerk read a letter from Olin K. Taylor, 16656 Robson, Detroit 35, Michigan, owner of Lot 8, Brookdale Resubdivision, stating that he was reluctant to construct sidewalks on his property until the City corrected a drainage problem caused by the construction of a drain for the High School parking lot.

The City Manager stated that he had reviewed this problem, this area was a natural water course for storm water from the north and primarily water from the development of school properties, the houses on Lakeway have an elevation high enough so that during abnormal storm periods of the ponding it would not affect the houses themselves other than the rear portion of their lots. The City Manager recommended that this lot not be excluded from the sidewalk program and that a study be made of the drainage problem due to the extreme cost involved and included in the overall capital improvement program in the future. A study will be made of the distance from the existing pavement to the property line for this lot and a report will be made to the Council when completed. The Council accepted the Manager's recommendation with instruction that Mr. Taylor be notified.

B. FENDT BUILDER'S SUPPLY REQUESTING PERMISSION TO BUILD FAMILY FALL-OUT SHELTER IN FARMINGTON

The Clerk read a letter from Fendt Builder's Supply Company requesting permission to

COUNCIL PROCEEDINGS -3-

build a family Fall-Out Shelter in the Farmington Center Parking Lot. He stated that he had received permission from the Farmington Center Corporation subject to Council approval. The shelter would be subject to 48 hour removal notice and limited to 4 months display time. Mr. Robert Pluckett, from Fendt Builder's Company submitted Civil Defense Fall-Out book-lets for Council Members. He stated that the shelters were designed for basement construction at an approximate cost of \$200.00 for family of 6. Motion by Thayer seconded by Brotherton to grant permission to the Fendt Builder's Supply Company to build a Family Fall-Out Shelter in the Farmington Center Parking Lot subject to conditions included in letter. Motion carried, all ayes.

REPORT OF CITY MANAGER

A. REMODELING EXTERIOR FRONT ELEVATION - CITY HALL

The City Manager recommended that \$700.00 be transferred from the Contingent Fund to the Public Building Fund, General Fund, to remodel the exterior front elevation of the City Hall with a Colonial type of motif. This project by the City will help revitalize our downtown area through inexpensive modernization of the various elevations on Grand River. Motion by Brotherton supported by Thayer to adopt the following resolution:

BE IT RESOLVED that the sum of \$700.00 be transferred from the Contingent Fund to the Public Building Fund, General Fund, for the purpose of remodeling exterior front elevation of City Hall.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

RESOLUTION DECLARED ADOPTED September 5, 1961

B. APPROVAL FINAL PLAT - FARMINGTON MEADOWS SUBDIVISION #7

The City Manager recommended that the Council give final approval to the Plat for Farmington Meadows #7 and stated that all improvements had been installed. Motion by Brotherton seconded by Peterson to give final approval to the Farmington Meadows #7 Plat subject to filing \$60.00 Plat Filing Fee. Motion carried, all ayes.

C. AUTHORIZATION TO SIGN DEED TO BE PLACED IN ESCROW FOR FARMINGTON CENTER CORPORATION BECAUSE OF THE RELOCATION OF PROPOSED SERVICE BUILDING

The City Manager recommended that the Council adopt a resolution for authorization to sign deed to be placed in escrow for Farmington Center Corporation because of relocation of proposed service building.

Motion by Peterson supported by Thayer to adopt the following resolution:

BE IT RESOLVED that the City of Farmington convey to the Farmington Center Corporation, a Michigan Corporation, the land hereinafter described, pursuant to and in conformity with the Agreements between the City of Farmington and said Farmington Center Corporation, dated July 1, 1960 and July 5, 1960, and the City Manager is hereby authorized to execute such conveyance on behalf of the City of Farmington and to deposit same in escrow under the terms of Escrow Agreement dated April 10, 1961 between the City of Farmington and the said Farmington Center Corporation:
Land in the City of Farmington, Oakland County, Michigan described as follows:

COUNCIL PROCEEDINGS -4-

PART OF LOT 33, LAPHAM'S ADDITION TO VILLAGE OF FARMINGTON, OAKLAND Co., MICHIGAN, AS RECORDED IN LIBER 2, PAGE 37 OF PLATS DESCRIBED AS THAT PART OF LOT 33 LYING NORTH OF A LINE PARALLEL TO AND 180 FT. SOUTH OF THE SOUTH LINE OF GRAND RIVER AVE., 66 FT. WIDE, AND LYING BETWEEN LINES PARALLEL TO AND 15 FT. WEST OF AND 60 FT. EAST OF THE WEST LINE OF LOT 1 OF SAID LAPHAM'S ADDITION TO VILLAGE OF FARMINGTON

THAT PART OF THE W'LY 10.0 FT. OF LOT 2 LYING NORTH OF A LINE PARALLEL TO AND 180.0 FT. SOUTH OF THE SOUTH LINE OF GRAND RIVER AVE., 66 FT. WIDE, LAPHAM'S ADDITION TO VILLAGE OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, AS RECORDED IN LIBER 2, PAGE 37 OF PLATS.

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer - Lindbert abstaining.

NAYS: None.

RESOLUTION DECLARED ADOPTED September 5, 1961.

MISCELLANEOUSA. CANVASS OF VOTES, SEPTEMBER 13, 1961

Motion by Brotherton seconded by Thayer that the City Canvassing Board meet on September 13, 1961, at 1:00 p.m. to canvass the votes cast on the Charter Amendment at Election held on September 12, 1961. Motion carried, all ayes.

B. REQUEST INFORMATION RE: CONDITION OF ORCHARD LAKE RD. TRAFFIC LIGHTS AT ORCHARD LAKE AND GRAND RIVER, FREEDOM ROAD AND FARMINGTON ROAD, ALSO CONDITION OF ROOF AT PUBLIC WORKS BLDG.

Councilman Forrest requested information on the above subjects. The City Manager stated that he would contact the Oakland County Road Commission regarding repair on Orchard Lake Road and that the County had plans for major repair on road, also possible widening of road. The State Highway Department is making a survey of traffic at Orchard Lake and Grand River and at Nine Mile Road and Farmington Road which is an exit from the Expressway. A report of the condition of the Public Works Building roof will be made to the Council.

RESOLUTIONS AND ORDINANCESA. INTRODUCTION OF ORDINANCE AMENDING ORDINANCE NO. C-116-58 UNIFORM TRAFFIC CONTROL CODE

Motion by Thayer supported by Peterson to introduce AN ORDINANCE TO ADOPT BY REFERENCE AMENDMENTS TO THE UNIFORM TRAFFIC CODE FOR MICHIGAN CITIES, TOWNSHIPS AND VILLAGES. Motion carried, all ayes.

B. ADOPTION OF TRAMPOLINE AND MINIATURE GOLF COURSE ORDINANCE

Motion by Forrest supported by Peterson to adopt and enact the following ordinance:

COUNCIL PROCEEDINGS -5-ORDINANCE NO. C-159-61

AN ORDINANCE TO AMEND ARTICLE X, SECTION 10.01
OF ORDINANCE NO. C-49-56, KNOWN AS THE ZONING
ORDINANCE OF THE CITY OF FARMINGTON, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1, That a new paragraph (R) of Section 10.01 of Ordinance No. C-49-56 be and the same is hereby adopted and enacted as follows:

(R) Trampoline Recreation Centers and Miniature Golf Courses shall be allowed in C-2, General Business District by complying with the following requirements.

1. Fencing shall be provided on all sides of the area used for trampolines or miniature golf activity, said fence shall be not less than five (5) feet high and chain link type of construction or similar to be approved by the Building Dept.

2. Trampolines shall be located on the lot to provide the following minimum distance measured from the outside of frames.

- a. At least six (6) feet at end nearest obstacle.
- b. At least four (4) feet on exposed side to nearest obstacle.
- c. At least four (4) feet between trampoline frames.
- d. Approved padding shall cover all trampoline vents and frames.

3. Trampoline pits shall not exceed four (4) feet in depth without special permission and shall be completely drained with no standing water at any time.

4. The ground area surrounding trampolines and/or miniature golf courses shall have a level surface of sod or of pea gravel or equivalent type of materials to prevent a dust nuisance.

5. All trampolines shall be equipped with effective padding.

6. Outdoor lighting for trampoline and miniature golf course shall be shielded to reduce glare and shall be so arranged as to reflect the light away from residential district.

7. No loud speaker or public address system shall be used at trampoline or miniature golf course.

8. First aid equipment shall be complete and maintained on the premises of the trampoline or miniature golf courses at all times.

9. Hours of operation shall be limited from 9:00 a.m. to 11:00 p.m., Monday thru Saturday and 12:00 p.m. to 11:00 p.m. on Sundays.

COUNCIL PROCEEDINGS -6-

10. The operation of the trampoline and miniature golf course facilities shall be covered by public liability and property damage insurance, a minimum of \$100,00 - \$300,000 public liability insurance and a minimum of \$5,000 property damage insurance shall be provided by the operator prior to certificate of occupancy.

11. Trampoline Centers and Miniature Golf Courses shall provide separate rest rooms for men and women plus a drinking fountain prior to the issuance of certificate of occupancy.

12. In the event trampoline or miniature golf course activities are discontinued, all excavations shall be filled. All apparatus shall be taken down within a ninety (90) day period after discontinuance of this operation.

13. Trampoline Centers shall provide off-street parking for one (1) parking space per two trampolines. The construction of said parking lot shall conform with Off-Street Parking Ordinance No. C-40-54. Miniature golf courses shall provide parking of one off-street parking space for each two holes on the course. Construction of parking lot shall comply with the Off-Street Parking Ordinance C-40-54.

14. A Performance Cash Bond in the amount of Five Hundred (\$500.00) Dollars shall be placed with the City by the applicant for the construction of the trampoline or miniature golf course facility prior to the issuance of a permit for said construction. If there is a non-compliance of this Ordinance, the City shall have the right to remedy the violation by utilizing any and all of the said \$500.00 cash bond after giving fifteen (15) days written notice to the applicant of said violation and in the event the violation is not rectified during this period, the applicant must maintain a balance of \$500.00 for cash bond. If the City utilizes a part of cash bond then applicant must reimburse same before operation may continue.

This ordinance was introduced at a regular meeting of the City Council August 21, 1961, was adopted and enacted at a regular meeting on September 5, 1961 and will become effective on September 24, 1961, ten days after publication.

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

ORDINANCE DECLARED ADOPTED

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Brotherton to pay claims and accounts for the month of August, 1961, as submitted.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest

NAYS: None

Motion carried, all ayes.

COUNCIL PROCEEDINGS -7-

B. FIRST ESTIMATE TO FARMINGTON PAVING COMPANY FOR RESURFACING PROGRAM
IN AMOUNT OF \$3,959.05

Motion by Peterson supported by Forrest to pay the first estimate for street resurfacing to the Farmington Paving Company in the amount of \$3,959.05.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Thayer seconded by Peterson to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:25 p.m.

Robert B. Lindbert
ROBERT B. LINDBERT, MAYOR

Trena M. Quinn
TRENA M. QUINN, CLERK

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on September 18, 1961

Meeting called to order at 8:00 p.m. by Mayor Pro-Tem Brotherton.

ROLL CALL: Brotherton, Forrest, Thayer - present. Lindbert, Peterson - absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Acting Clerk Buck, Attorney Kelly, Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Forrest seconded by Thayer that the minutes of regular meeting held on September 5, 1961, be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

A. ZONING BOARD OF APPEALS PROCEEDINGS, SEPTEMBER 6, 1961

Proceedings of the Zoning Board of Appeals meeting, September 6, 1961, were read by City Manager Dinan.

Motion by Forrest supported by Thayer to accept and file Zoning Board of Appeals Proceedings, September 6, 1961. Motion carried, all ayes.

B. PLANNING COMMISSION PROCEEDINGS, SEPTEMBER 11, 1961.

City Manager Dinan read the Planning Commission Proceedings of September 11, 1961. The Council discussed the recommendation of the Planning Commission to rezone the north and south sides of Grand River Avenue from School Street to east City limits with exceptions, from M-1, Light Industrial, to C-2, General Commercial.

Motion by Thayer seconded by Forrest to establish a Public Hearing at the next regular meeting, October 2, 1961, at 7:30 p.m. on the proposed rezoning of the north and south sides of Grand River Ave., School Street to East City limits, except the triangle of land presently zoned M-2, south side of Grand River Ave., from Nine Mile Road to approximately 1140 feet to the west, the north side of Grand River Ave., between Mooney and Orchard Lake Road and beginning approximately 600 feet east of the Rouge River on the south side of Grand River Ave., from M-1, Light Industrial, to C-2, General Commercial District. Motion carried, all ayes.

The Council heard Mr. Ken Loomis, Realtor, regarding the Planning Commission recommendation that the City of Farmington purchase the Durham property, 33505 Grand River Ave. for future parking or as part of proposed civic center.

Motion by Forrest seconded by Thayer to authorize the City Manager to procure appraisal of Durham property, 33505 Grand River Avenue. Motion carried, all ayes.

Motion by Thayer supported by Forrest to receive and file Planning Commission Proceedings, September 11, 1961. Motion carried, all ayes.

C. BOARD OF CANVASSERS PROCEEDINGS, SEPTEMBER 13, 1961

Motion by Thayer seconded by Forrest to receive and file Board of Canvassers Proceedings, September 13, 1961, as printed:

COUNCIL PROCEEDINGS -2-

BOARD OF CANVASSERS PROCEEDINGS

A meeting of the Board of Canvassers of the City of Farmington was held on September 13, 1961, for the purpose of canvassing the results of the Special Election held on September 12, 1961, on the proposal to amend Chapter 5, Section 5.11 of the Charter of the City of Farmington, Oakland County, Michigan.

Meeting was called to order at 10:10 a.m. by Mayor Pro-Tem Brotherton.

The following members of the Board of Canvassers were present constituting a majority.

ROLL CALL: Clerk Quinn; Councilmen Brotherton, Forrest, Thayer - present. Lindbert and Peterson - absent.

CANVASS OF VOTES, AMENDMENT OF CHAPTER 5, SECTION 5.11 OF THE CHARTER

Returns from the three voting precincts of the City of Farmington at the Special Election held Tuesday, September 12, 1961, were presented by Trena M. Quinn, City Clerk, and were examined by the Board of Canvassers.

Motion by Councilman Forrest supported by Councilman Thayer to adopt the following resolution:

WHEREAS, at a special election duly called and held in the City of Farmington, Oakland County, Michigan, on Tuesday, September 12, 1961, between the hours of 7:00 o'clock a.m. and 8:00 o'clock p.m., Eastern Standard Time, the proposition hereinafter set forth was submitted:

AND WHEREAS, returns from the voting precincts at said special election have been filed with the City Clerk and have been presented to and examined by the Board of Canvassers.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Canvassers hereby determines that the votes cast at said special election held on September 12, 1961, on the proposal to amend Chapter 5, Section 5.11 of the Charter of the City of Farmington, were as follows:

Shall the Charter of the City of Farmington be amended to authorize the Council to adopt a retirement plan for City employees and administrative officers; to provide for voluntary retirement not earlier than age 60, disability retirement and deferred retirement; to provide survivor benefit; to provide pensions not more than years of service times sum of 1% first \$4800 of salary plus 1.5% salary over \$4800; to provide members' contributions not less than 3% first \$4800 annual salary plus not less than 5% annual salary over \$4800; to provide for city contributions; to provide for the plan's administration.

Total votes cast:	(817)
Votes in favor of the proposition	(511)
Votes against the proposition	(241)

COUNCIL PROCEEDINGS -3-

2. It being determined that a majority of the qualified electors of the City of Farmington voting at said election having voted in favor of the proposition, it is hereby determined that the foregoing proposition was approved.

AYES: Quinn, Brotherton, Forrest, Thayer

NAYS: None

RESOLUTION DECLARED ADOPTED

PETITIONS AND COMMUNICATIONS

A. GEORGE A. NAHSTOLL, JR. REQUEST USE OF CITY WATER AT 24136 LOCUST DR.

Letter was read from George A. Nahstoll, Jr. requesting use of City water and planting of trees per agreement between City of Farmington and Mrs. Mary AschenBrenner in 1959.

Motion by Thayer seconded by Forrest to pipe water to property line and to permit George A. Nahstoll, Jr., 24136 Locust Drive, use of City water at non-resident water rates. Authorize City Manager to have trees planted as agreed between City of Farmington and Mrs. Mary AschenBrenner.

AYES: Forrest, Thayer, Brotherton

NAYS: None

Motion carried.

B. COMMUNICATION FROM PHIL GRAM REQUESTING WAIVER OF APPLICATION FOR LICENSE FOR KIDDIE RIDES

The communication from Phil Gram was read and discussed by Council. Mr. Charles Kaleel, owner of Judy Ann Shows, was present to answer Council questions in reference to charges for rides, value of rides in stimulating business for merchants at Farmington Shopping Plaza, etc.

Motion by Thayer seconded by Forrest to grant permission for special temporary license for Kiddie Rides, fee in the amount of \$10.00, October 17, 1961 thru October 21, 1961, subject to approval of Director of Public Safety. Request of certificate of insurance co-insuring City of Farmington in the amount of \$100,000 - \$300,000 Public Liability, \$5,000 Property Damage. Motion carried, all ayes.

C. REQUEST FROM MONROE YODER, 23510 ORCHARD LAKE RD. FOR USE OF CITY WATER

Following the reading of letter from Mr. Monroe Yoder, requesting permission to tap in City water, the Council was advised by the City Manager as to the adequacy of size of water main in that area.

Motion by Thayer seconded by Forrest to grant permission to Monroe Yoder, 23510 Orchard Lake Rd., to tap into City water supply at non-resident water rates. Motion carried, all ayes.

D. LETTER REGARDING OBJECTION TO REZONING ON GRAND RIVER AVE. BY C.A. QUIGLEY

Letter from Albert P. Herzog, Attorney for C. A. Quigley and Quigley Machine Products Company objecting to the proposed rezoning of land fronting on Grand River from M-1, Light Industrial, to C-2, General Commercial District was read by the City Manager.

COUNCIL PROCEEDINGS -4-

Motion by Forrest seconded by Thayer that letter from Mr. Albert P. Herzog be received and filed and all future correspondence regarding this rezoning be sent to Mr. Albert P. Herzog. Motion carried, all ayes.

REPORT OF CITY MANAGERA. AUTHORIZATION TO PAY TAXES ON CITY OWNED PROPERTY, PARKING LOT "A", \$1,185.74

Motion by Forrest supported by Thayer to table authorization of payment of taxes in the amount of \$1,185.74 until all Councilmen are present at next regular meeting. Motion carried, all ayes.

B. RELOCATION OF FALLOUT SHELTER DISPLAY TO FARMINGTON PLAZA SHOPPING CENTER

Builder of Fallout Shelter Display has notified City of Farmington that display will be moved to Farmington Plaza Shopping Center from Downtown Parking Lot "A".

C. AUTHORIZATION TO TAKE BIDS ON SIDEWALKS FOR 1961 SIDEWALK PROGRAM

City Manager will report on location of trees on Shiawassee in relationship to sidewalk construction. He reported cooperation of Farmington School Board in constructing sidewalks. Motion by Thayer seconded by Forrest to authorize City Manager to take bids on sidewalk construction for 1961 program. Motion carried, all ayes.

MISCELLANEOUSA. INQUIRY FROM L. HOLTON RE: TYPE OF PROGRAM FOR UNITED NATIONS DAY

City Manager will contact Mr. Benjamin, National Chairman, United Nations Day and other communities in relation to type of program for United Nations Day.

B. INFORMATION ON PROBLEM OF SPEEDING ON GILL ROAD

Councilman Forrest questioned the steps to be taken to curb speeding on Gill Road. Director of Public Safety DeVriendt said that Oakland County Road Commission is responsible for putting up speed regulating signs. The City Manager was instructed to write to Oakland County Road Commission requesting that signs be placed along Gill Road.

C. INFORMATION ON REMOVAL OF STEPS ON NORTH SIDE OF GRAND RIVER EAST OF FARMINGTON ROAD

Councilman Thayer requested information on development of step removal east of Farmington Road on north side of Grand River. State Highway Department was requested to delete that section of replacing curb. City Manager stated that the Planning Commission will discuss the problem in general at the next work meeting, September 25, 1961.

D. PROBLEM OF CARS PARKED AT SW CORNER OF POWER AND GRAND RIVER OBSTRUCTING TRAFFIC

City Manager Dinan reported that this problem will be solved by the construction of sidewalk at this location in the 1961 program.

E. HEAVY EQUIPMENT BEING USED ON SIDEWALK AT QUIGLEY MACHINE PRODUCTS

Councilman Thayer asked Public Safety Director to watch that heavy equipment be curtailed from use on City sidewalks at this location.

COUNCIL PROCEEDINGS -5-F. CONSTRUCTION OF DRAIN AT CASS & ALTA LOMA

C. R. Kelly questioned construction of drain to end going south whether this would cause ponding of water. The City Manager stated that this drain construction would reduce water in ditch at end of easement.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF ORDINANCE AMENDING ORDINANCE NO. C-116-56, UNIFORM TRAFFIC CONTROL CODE BY REFERENCE

Motion by Forrest supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-160-61

An ordinance to adopt by reference amendments to the Uniform Traffic Code for Michigan cities, townships and villages.

THE CITY OF FARMINGTON ORDAINS:

Section 1. AMENDMENTS TO CODE ADOPTED Amendments to Sections 4.11, 5.2, 5.4, 5.35, 5.44, 5.76, 5.81 and 5.88 to the Uniform Traffic Code for cities, townships and villages promulgated by the Commissioner of State Police on February 14, 1961 and published in Supplement No. 25 to the 1954 Michigan Administrative Code in accordance with Public Act 62 of 1956, State of Michigan, are hereby adopted by reference, amending Sections 4.11, 5.2, 5.4, 5.35, 5.44, 5.76, 5.81 and 5.88 of Ordinance No. C-116-58 adopted on April 21, 1958.

Section 2. NOTICE TO BE PUBLISHED The City Clerk shall publish this ordinance in the manner required by law and shall at the same time publish a supplementary notice setting forth the purpose of the Uniform Traffic Code and of the fact that complete copies of the code as hereby amended are available at the office of the clerk for inspection by and distribution to the public at all times.

Section 3. WHEN EFFECTIVE This ordinance was introduced at a regular meeting of the Council on September 5, 1961 and was adopted and enacted at a regular meeting on September 18, 1961 and will become effective on October 1, 1961, ten days after publication.

AYES: Forrest, Thayer, Brotherton

NAYS: None

ORDINANCE DECLARED ADOPTED

B. INTRODUCTION OF KARTING TRACK ORDINANCE TO AMEND ZONING ORDINANCE NO. C-49-56

Motion by Thayer supported by Forrest to introduce KARTING TRACK ORDINANCE BY AMENDMENT TO ZONING ORDINANCE NO. C-49-56

AYES: Thayer, Brotherton, Forrest

NAYS: None

Motion carried.

COUNCIL PROCEEDINGS -6-C. INTRODUCTION OF OPEN STORAGE COMMERCIAL SALES ORDINANCE

Motion by Forrest seconded by Thayer to introduce OPEN STORAGE COMMERCIAL SALES ORDINANCE BY AMENDMENT TO ZONING ORDINANCE NO. C-49-56

AYES: Brotherton, Forrest, Thayer

NAYS: None

Motion carried.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Forrest seconded by Thayer to authorize payment of claims and accounts for August, 1961.

AYES: Forrest, Thayer, Brotherton

NAYS: None

Motion carried.

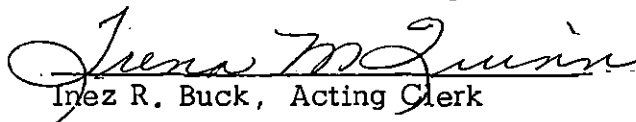
ADJOURNMENT

Motion by Thayer supported by Forrest to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:40 p.m.



Wilbur V. Brotherton, Mayor Pro-Tem



Inez R. Buck, Acting Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on October 2, 1961.

Meeting called to order at 7:35 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Thayer that the minutes of regular meeting held on September 18, 1961, be approved as published. Motion carried, all ayes.

PUBLIC HEARING

A. PROPOSED REZONING OF NORTH AND SOUTH SIDES OF GRAND RIVER AVENUE FROM SCHOOL ST. TO EAST CITY LIMITS WITH EXCEPTIONS, M-1, LIGHT INDUSTRIAL DISTRICT TO C-2, GENERAL COMMERCIAL DISTRICT

Mayor Lindbert opened the public hearing at 7:36 p.m. on the proposed rezoning of the north and south sides of Grand River Avenue from School St. to East City limits with exceptions, M-1, Light Industrial, to C-2, General Commercial District and asked for comments from all interested persons.

The City Manager stated that he had discussed the rezoning of the Quigley Machine Products Company property with the City Land Planner and that he had recommended that the property be deleted from the proposed rezoning and that a study be made so that a workable plan can be developed for proper space and room for expansion and protection for adjacent residential property owners.

IN FAVOR OF REZONING

Mr. Walter Nieheiser, 22449 Lilac, was concerned regarding the purchase of lots during the last four years for parking, storage and expansion of operations. He stated that the Quigley Machine Products Company has become a nuisance, residential property values are lowered and was opposed to any expansion into residential area. He also requested more information on the recommendation from the City Planner.

Mr. George Spencer, 32036 Frederick, owner of property at 23038 Violet, was in favor of the rezoning as submitted. He stated that the Company started as a little operation 11 years ago, has expanded into the residential section, should remain within his limits to prevent residential section from becoming a slum area and was opposed to the recommendation from the City Planner.

Mr. James Boyd, 22509 Lilac, bought his property one year ago and at that time questioned the use of building at the rear of his lot and stated that he was informed that the building would not be used for expansion and recently high powered lines had been installed on pole in his yard.

Mr. Charles Kelly, 23231 Cass, Farmington, Development Company, reminded the Council that there were other properties involved in the rezoning and was in favor of the rezoning as submitted.

Mr. Edward Phillips, 22465 Lilac was interested in the recommendation of the City Planner in regard to the building between Violet and Lilac and stated that he was not opposed to the use of the building as storage only.

COUNCIL PROCEEDINGS -2-

Mr. Earl Laverty, 22580 Lilac, also owner of property located at 30760 Grand River, was of the opinion that home owners in the Floral Park area should not be penalized for Quigley Machine Products Company profits.

OPPOSED TO REZONING

Mr. Albert P. Herzog, Attorney for C. A. Quigley Machine Products Company and Clarence Everett, owners of properties involved in the proposed rezoning, was present in behalf of his clients. Mr. Herzog stated that the Quigley Machine Products Company is a long established industrial enterprise in existence and operation prior to the development of the Floral Park area and zoned industrial by a former Council. Mr. Herzog reminded the Council that in order to supply an ample tax base, industry is necessary and if Quigley Machine Products Company were not allowed to expand and forced to move, new industry would have no desire to locate in the City of Farmington. He requested that the Council consider the recommendation proposed by the City Planner and also to include the property owned by Clarence Everett located within the proposed rezoning.

The following are employees of the Quigley Machine Products Company and opposed to the rezoning as proposed:

Paul J. Good, 2015 Long Lake Shore Drive, Sales Department 10 years, requested that Council consider future of 45 employees and cost to relocate operations.

Ernest Smith, 22460 Hawthorne, owner of property since 1940.

Loretta Clarke, 22800 Lakeway, listed donations by Mr. Quigley on various occasions.

Morris Whitehead, 24700 Floral, employees need assurance of jobs for the future.

Mr. Vargo, 29705 Clarita, stated that Michigan needs industry and expansion should not be stopped.

Mrs. Marge Wolfe, 22400 Lilac, has members of her family working for Mr. Quigley and stated that the Company has to grow. She was concerned with the high rate of speed in the alley from residential drivers and has no complaint against the Quigley Machine Products Company.

Mr. Senauit, 19707 McArthur, suggested that Mr. Quigley decide if location was adequate.

Further Comments

Mr. Ultz, 22757 Violet, stated that the Quigley property was not good for resale.

Mayor Lindbert stated that the Council would give serious consideration and thought to the views submitted at this hearing, the recommendation from the City Planner and the Council decision would be made in the best interest for the City of Farmington as a whole.

All persons having been heard, the Mayor declared the public hearing closed at 8:24 p.m.

Motion by Brotherton seconded by Peterson that the Council withhold their decision on the rezoning until the next regular meeting. Motion carried, all ayes.

MINUTES OF OTHER BOARDSA. PLANNING COMMISSION PROCEEDINGS, SEPTEMBER 25, 1961

The proceedings of the Planning Commission of September 25, 1961, were read by the City Manager and placed on file.

B. ZONING BOARD OF APPEALS PROCEEDINGS, SEPTEMBER 28, 1961

The proceedings of the Zoning Board of Appeals, September 28, 1961, were read by City Manager and placed on file.

PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM BLUE STAR MOTHERS OF AMERICA, INC. REQUESTING PERMISSION TO SELL BLUE DAISIES ON STREETS, THURSDAY & FRIDAY, OCTOBER 5 & 6, 1961

COUNCIL PROCEEDINGS -3-

The Clerk read a letter from Mrs. Mae Jariett, Secretary of Blue Star Mothers of America, Inc. requesting permission to sell Blue Daisies on the streets, October 5 & 6, 1961. All proceeds are to be used for Veterans and their families.

Motion by Thayer seconded by Peterson to grant permission to the Blue Star Mothers of America, Inc. to sell Blue Daisies on the streets on Thursday and Friday, October 5 & 6, 1961. Motion carried, all ayes.

B. COMMUNICATION FROM WILEY E. PRUNER REQUESTING TAP IN TO CITY FARMINGTON WATER

The Clerk read a letter from Wiley E. Pruner, 21515 Farmington Road, requesting permission to tap into the City of Farmington water mains. He stated that the well located on the property now supplies only a small portion of water needed. He also requested information on future use of City water after Farmington Township water is available. The City Manager reported that we have a 12" main on Farmington Road and sufficient pressure for this tap and recommends that the Council approve Mr. Pruner's request as a non-resident user, with non-resident rates and permit fees.

Motion by Forrest seconded by Brotherton to grant permission to Wiley E. Pruner, 21515 Farmington Road, to tap into the City of Farmington water main as a non-resident user, with non-resident rates and permit fees. Motion carried, all ayes. It was suggested that when Farmington Township water is available, Mr. Pruner tie into their lines.

C. COMMUNICATION FROM OAKLAND COUNTY ROAD COMMISSION IN ANSWER TO REPAIR OF ORCHARD LAKE ROAD

The Clerk read a communication from Oakland County Road Commission, Paul Van Roekel, County Engineer, regarding complaint from the City of Farmington on the poor condition of Orchard Lake Road north of Grand River. He stated that he had checked the condition and found it to be in good condition with the exception of the immediate approach at Grand River. The County plans to remove the asphalt cap from the concrete, repair and lay new asphalt cap. He also stated that in their medium range program (15 years) they plan to widen Orchard Lake Road from Grand River to 12 Mile Road which would require some participation by the City of Farmington. It is doubtful that the widening will be advisable until sometime after the new Interstate 696 is open and the County has an opportunity to evaluate the traffic. The communication was placed on file.

D. LETTER FROM ORLIN TAYLOR RE: DRAINAGE PROBLEM AND SIDEWALK CONSTRUCTION

Communication from Orlin Taylor, 16656 Robson, Detroit 35, Michigan, read by Clerk regarding his request dated August 29, 1961, for information concerning the drainage condition at the rear of his property and the notice to install sidewalks at Lakeway and Shiawassee. He stated that to date he had not received an answer to his letter.

The City Manager reported that the basic reason that Mr. Taylor had not been advised of Council action was due to a question regarding sufficient right-of-way on Shiawassee to allow sidewalk construction. He stated that he had received results of the survey from the Engineers as to the right-of-way problem along Shiawassee and there is sufficient area to construct a four foot sidewalk without interfering with existing street or future pavement. He also stated that the existing culvert could be extended 4 or 5 feet, also he would check drainage problem and possibly to create new route by installing 40 feet of pipe at approximate cost of \$200.00 to eliminate F.H.A. problem and would notify Mr. Taylor.

COUNCIL PROCEEDINGS -4-

Mr. Helmer, 31831 Shiawassee, was concerned regarding the drainage, flow of water in dry season and rat problem. He questioned where the water came from, the size of culvert before the school was built and how the necessity for sidewalks was determined.

Mr. Douglas Michelsen, 31939 Shiawassee, read a letter signed by himself and Charles Diamond, 23250 Prospect and Lawrence Hyslop, 31913 Shiawassee, requesting that the Council reconsider its decision to construct a sidewalk on the south side of Shiawassee between Lakeway and Prospect. Their objections were that there were adequate sidewalks on the north side of Shiawassee from Orchard Lake Road to Power, financial hardship, drainage problem and removal and damage to shrubbery and trees. After a discussion, it was determined that the City has an Ordinance, the Council requires that sidewalks be built, trees will not be removed, shrubbery can be moved at proper time, Lots 10, 11 and 13, Brookdale Re-Subdivision to be included in the program, a four foot sidewalk would be adequate.

REPORT OF CITY MANAGERA. SIDEWALK BIDS

The City Manager reported that sealed bids were received on the construction of sidewalks on September 29, 1961, and recommended that the bid be awarded to the low bidder, Grove Cement and Masonry, Contractors, 24808 Grove, East Detroit, in the amount of \$4,098.00. The City will supply sand and it shall be put in place by the Contractor. Bids were received for the Farmington School Board and they will handle contract separately from the City. Grove Cement, Contractor, was low bidder in the amount of \$1,331.32.

Motion by Peterson seconded by Thayer that the Council award the bid on construction of sidewalks for the 1961 program to Grove Cement & Masonry, Contractor, in the amount of \$4,098.00.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer.

NAYS: None

Motion carried.

B. POLICE CAR BIDS

The City Manager reported that he had solicited bids for replacement of two police cars and that it was necessary to extend the time to receive bids until October 12, 1961, due to bidders unable to get final prices from the manufacturer on special patrol cars.

C. ENGINEERS CROSS SECTION PLAN TO ELIMINATE CURB ON NORTH SIDE GRAND RIVER EAST OF FARMINGTON ROAD

Council members received typical types of cross sections that can be used for elimination of steps at curb line on north side of Grand River east of Farmington Road. He stated that the Planning Commission is in full agreement to proceed with design based on use of cross section #2 and #4 depending on degree of elevation needed. Final plans and cost will be submitted at next regular meeting.

E. SCHEDULE OF SIGN PERMIT FEES

The City Manager recommended that the Council adopt the Sign Permit Fee Schedule as submitted:

Motion by Brotherton supported by Forrest to adopt the following resolution:

COUNCIL PROCEEDINGS -5-

BE IT RESOLVED that the following shall be the schedule of fees to be charged for Sign Permits

SIGNS

Below	100 square feet	Five (\$5.00) Dollars
Over	100 square feet	Ten (\$10.00) Dollars

SIGN - ELECTRICAL PERMITS

1	Circuit or less including connection	Four (\$4.00) Dollars
	Each additional circuit	Fifty (\$.50) Cents
	Connecting only	Three (\$3.00) Dollars

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED

MISCELLANEOUS

A. PROCLAMATION OF MAYOR-UNITED NATIONS DAY, OCTOBER 24, 1961

The Mayor stated that he would issue the proclamation for United Nations Day, October 24, 1961

B. PROCLAMATION OF MAYOR-FIRE PREVENTION WEEK, OCTOBER 8 THRU 14, 1961

The Mayor stated that he would issue the proclamation for Fire Prevention Week, October 8 thru 14, 1961.

C. APPOINTMENTS TO ECONOMIC DEVELOPMENT COMMITTEE

The City Manager submitted a list of names for appointment to the City Economic Development Committee.

Motion by Peterson seconded by Thayer that the following citizens be appointed to the Economic Development Committee:

Robert Boise	32745 Cloverdale	GR 4-4968
Ben Bonner	22627 Brookdale	GR 4-6563
Robert Chesley	23986 Earl Ct.	GR 4-2102
Henry Forrest	34109 Alta Loma	GR 4-2434
Albert Lake	32324 Shiawassee	GR 4-5317
Charles Layton	33914 Macomb	GR 4-6306
John Lieber	33140 Flanders	GR 4-1329
James Pepper	34164 Alta Loma	GR 4-2013
Ben Radding	33921 Macomb	GR 4-8316
Omar Sanderson	32105 Valleyview	GR 4-4043
Raymond Sherpitis	20963 Meadowlark	GR 4-5676

Committee to become effective November 1, 1961. Appointments to Economic Committee expire November 1, 1962. Motion carried, all ayes.

Members of the Economic Committee will hold an organizational meeting with the Council on October 30, 1961, at 8:00 p.m. in the Council Chambers.

COUNCIL PROCEEDINGS -6-D. AUTHORIZATION TO PAY TAXES ON CITY OWNED PROPERTY, PARKING AREA "A" IN AMOUNT OF \$1,185.74 TO REDUCE ACCOUNTS RECEIVABLE TO FARMINGTON CENTER CORP.

Motion by Brotherton supported by Peterson to authorize the City Treasurer to pay taxes on City-owned property, Parking Lot "A" in amount of \$1,185.74 to reduce accounts receivable to Farmington Center Corporation.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest (Lindbert abstained)

NAYS: None

Motion carried.

E. AUTHORIZATION \$2,640.22 OPTION MONIES TO BE CONSIDERED GENERAL FUND OBLIGATION FOR CONSTRUCTION OF PARKING LOT

Motion by Peterson supported by Thayer to authorize the City Treasurer to reduce accounts receivable to Farmington Center Corporation by the amount of \$2,640.22, option monies to be considered General Fund obligation for construction of Parking Lot.

ROLL CALL:

AYES: Thayer, Brotherton, Peterson (Lindbert abstained)

NAYS: Forrest

Motion carried.

F. AGREEMENT FARMINGTON CENTER CORPORATION THAT THEY CONTRIBUTE 25% OF LIGHTING EXPENSE FOR PARKING LOT "A"

Motion by Peterson supported by Thayer to authorize the City Manager to enter into an agreement with the Farmington Center Corporation in behalf of the City of Farmington for their contribution of 25% of lighting expenses for Parking Lot "A".

ROLL CALL:

AYES: Brotherton, Peterson, Thayer (Lindbert abstained)

NAYS: Forrest

Motion carried.

OTHER MISCELLANEOUS

Mr. Ben Bonner, 22627 Brookdale, requested that the Council investigate possible encroachment on State Highway right-of-way by new building, billboards and signs.

Council members requested that the City Manager check condition of catch basin at Farmington Dairy, request for traffic signs on Gill Road, condition of lot located at Grand River and Maple where house was moved, also investigate with Director of Public Safety, the problem of loitering on Grand River.

RESOLUTIONS AND ORDINANCESA. ADOPTION OF KARTING TRACK ORDINANCE, AN AMENDMENT TO THE ZONING ORDINANCE

Motion by Brotherton supported by Forrest to adopt and enact the following ordinance:

ORDINANCE NO. C-161-61

AN ORDINANCE TO AMEND ARTICLE XI, SECTION 11.02 OF ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That a new Paragraph (S) of Section 11.02 of Ordinance No. C-49-56 be and the same is hereby adopted and enacted as follows:

(a) Karting tracks shall be located on a parcel or parcels of land which is zoned Medium, M-2, and/or General Industrial, M-3, purposes on all sides and karting tracks shall be located no closer than three Hundred (300) feet from the boundary of such Medium, M-2, and General Industrial, M-3 Districts.

(b) A berm of earth or a solid masonry wall not less than six (6) feet in height shall be provided on all sides of the karting track. The sound level at the boundary of such use when abutting residential zones shall not exceed the sound level of abutting thoroughfares and in any instance shall not exceed 70 decibels at the property line. Noises shall be muffled so as not to become objectionable due to intermittance, beat frequency or high frequency.

(c) Access to the site and to the ticket gate shall be arranged to provide waiting space completely off the dedicated road right-of-way. No cars shall be allowed to await entrance or park on the moving lanes or shoulders of dedicated road right-of-way.

(d) Parking areas must be paved in accordance with Section 9, Paragraphs H & I of Off-Street Parking Ordinance No. C-40-54 and shall provide a minimum of two parking spaces for each kart in use on a commercial basis.

(e) The operation of the karting track facilities shall be covered by public liability and property damage insurance minimum of \$100,000 - \$300,000 public liability insurance, minimum of \$5,000 property damage insurance shall be provided by the operator prior to certificate of occupancy.

(f) A Performance Cash Bond in the amount of One Thousand (\$1,000.00) Dollars shall be placed with the City by the applicant for the construction of a karting track facility prior to the issuance of a permit for said construction. If there is a non-compliance of this Ordinance, the City shall have the right to remedy the violation by utilizing any and all of the said \$1,000.00 cash after giving fifteen (15) days written notice to the applicant of said violation and in the event the violation is not rectified during this period. The applicant must maintain a balance of \$1,000.00 for cash bond. If the City utilizes a part of cash bond then applicant must reimburse same before operation may continue.

(g) Karting tracks shall provide for separate rest rooms for men and women plus water fountain prior to the issuance of certificate of occupancy.

(h) Hours of operation shall be limited from 9:00 a.m. until 11:00 p.m., Monday through Saturday and 12:00 p.m. through 11:00 p.m. on Sundays.

COUNCIL PROCEEDINGS -8-

(i) There shall be a four (4) foot chain link fence surrounding the karting track to protect spectators. This fence shall have rubber bumper guard attached so as to protect the drivers and be approved by the Building Department.

(j) The operator of karting track shall have governors placed on karts so that they cannot exceed twenty (20) miles per hour speed limit, nor will said operator allow any privately owned kart to race on said track that will exceed 20 miles per hour.

(k) Loud speakers shall not be heard beyond the confines of the property.

This ordinance was introduced at a regular meeting of the City Council on September 18, 1961, was adopted and enacted at a regular meeting on October 2, 1961, and will become effective on October 15, 1961, ten days after publication.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

ORDINANCE DECLARED ADOPTED

B. ADOPTION OF OPEN STORAGE SALES ORDINANCE, AN AMENDMENT TO THE ZONING ORDINANCE

Motion by Thayer supported by Peterson to adopt and enact the following Ordinance:

ORDINANCE NO. C-162-61

AN ORDINANCE TO AMEND PARAGRAPH (f) SECTION 11.02 INDUSTRIAL STANDARDS, ACTICLE XI, INDUSTRIAL DISTRICTS, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Paragraph (f) of Section 11.02, Article XI, of Ordinance No. C-49-56, known as the Zoning Ordinance of the City of Farmington, be and the same is hereby amended to read as follows:

(f) Commercial Business

M-1
Yes - If complies with general conditions of Article X, C-2 General Commercial District.

M-2
Yes - If complies with general conditions of Article X, C-2, General Commercial District.

M-3
No - Except when incidental to principal industrial use and complies with general conditions of Article X, General Commercial District.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

COUNCIL PROCEEDINGS -9-

This ordinance was introduced at a regular meeting of the Council on September 18, 1961, was adopted and enacted at a regular meeting on October 2, 1961 and will become effective on October 15, 1961, ten days after publication.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Brotherton, Forrest

NAYS: None

ORDINANCE DECLARED ADOPTED.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Brotherton supported by Peterson that claims and accounts for month of September, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert


NAYS: None


Motion carried.

ADJOURNMENT

Motion by Thayer seconded by Brotherton to adjourn. Motion carried, all ayes.

Meeting adjourned at 10:40 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on October 16, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Thayer that the minutes of regular meeting held on October 2, 1961, be approved as published. Motion carried, all ayes.

DECISION ON REZONING OF NORTH & SOUTH SIDES OF GRAND RIVER WITH EXCEPTIONS FROM M-1, LIGHT INDUSTRIAL TO C-2, COMMERCIAL

The City Manager reported that he had met with the City Planning Consultant and Mr. Quigley, Quigley Machine Products Company to discuss the possibility of developing the site plan that would serve a twofold purpose. He stated that Geer Associates were preparing a plan to present to the Planning Commission for their review and recommendation prior to being submitted to the Council for their decision on the matter. The City Manager recommended that the area on the north side of Grand River from Orchard Lake to the east City limits be deleted from the proposed rezoning until a thorough study and evaluation is made.

Motion by Brotherton seconded by Thayer to REZONE THE NORTH SIDE OF GRAND RIVER 260 FEET EAST OF SCHOOL STREET TO A POINT 300 FEET EAST OF LAKEWAY, SOUTH SIDE OF GRAND RIVER 610 FEET EAST OF GROVE STREET TO 475 FEET EAST OF BROOKDALE, FROM M-1, LIGHT INDUSTRIAL, TO C-2, GENERAL COMMERCIAL. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

A. ZONING BOARD OF APPEALS PROCEEDINGS, OCTOBER 4, 1961

The City Manager read the Zoning Board of Appeals Proceedings, October 4, 1961. Councilman Forrest stated that he was opposed to the action of the Zoning Board of Appeals on the re-appeal of Mr. and Mrs. Maahs, Pines Convalescent Home, 23600 Gill Road. He questioned the authority of the Board of Appeals and requested a review of their powers listed in the Zoning Ordinance. The City Manager stated that he had contacted the City Attorney regarding the re-appeal due to new evidence and that notices were sent to all property owners within 300 feet. Council members on the Zoning Board of Appeals stated that actions by the Board of Appeals were made in the best interests of the City.

B. PLANNING COMMISSION PROCEEDINGS, OCTOBER 9, 1961

The Planning Commission Proceedings, October 9, 1961, were read by the City Manager. The City Manager recommended that the Council consider on the following items:

AMENDMENT TO ZONING ORDINANCE, ARTICLE VIII, SECTION 8.03

A discussion was held on the recommendation from the Planning Commission regarding square foot areas for multiple dwellings with a suggestion to include a clause for a minimum of 25,000 square feet for 8 or more multiple dwellings.

Motion by Forrest supported by Peterson to introduce AN ORDINANCE TO AMEND SECTION 8.03, ARTICLE VIII, R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT, ORDINANCE NO.

COUNCIL PROCEEDINGS -2-

C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON. Motion carried, all ayes.

APPLICATION TO REZONE DURHAM PROPERTY, 33505 GRAND RIVER NEAR LIBERTY

The Clerk read a letter from Mr. Seth Benton, requesting a hearing before the Council regarding the action of the Planning Commission to deny his request to rezone Lot 47, Assessor's Plat #7, from R-1-P to C-1, Commercial.

The Council heard Mr. Kenneth Loomis who stated that Mr. Benton has deposited a fee and signed an offer to purchase the property. Mr. Forrest Durham, owner of the property, was present earlier to sign the application to rezone the property. Motion by Brotherton seconded by Peterson to table decision on the request to rezone until next regular meeting and that Mr. Benton and Mr. Durham be notified.

PRIVATE SWIMMING CLUB ACQUISITION OF CITY OWNED PROPERTY ON FREEDOM ROAD WEST OF FARMINGTON ROAD

Mr. Hall and Mr. Sherpitis were present and submitted a proposed plan for the Private Swimming Club. He requested Council's consideration of the recommendation from the Planning Commission that 2.5 acres of City owned land on Freedom Road is suitable for this activity and that the City sell this portion of their property to the swimming club on an appraised sale price.

By unanimous consent the Council requested that the City Manager contact the Planning Consultant regarding the use of this property and to procure an appraisal sale price and report at next regular meeting.

BIDS

A. BIDS ON POLICE CARS, OCTOBER 12, 1961

Council members received the tabulation of bids for two (2) police cars opened at the City Clerk's office on October 12, 1961, at 10:00 a.m. The City Manager recommended that the low bid of Farmington Sales and Service, Inc. for two (2) police cars, less trade-in allowance on two (2) 1961 Plymouth Patrollers be accepted in the amount of \$3,025.00.

Motion by Thayer supported by Forrest to award the low bid for two (2) police cars, less trade-in allowance on two (2) Plymouth Patrollers - 1961, to Farmington Sales & Service, Inc., in the amount of \$3,025.00.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer (Brotherton abstained)

NAYS: None

Motion carried.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM ELSIE HILL RE: BOND PLATE FOR TAXICAB

The Clerk read a letter from Elsie Hill, 23011 Colgate, Farmington, requesting that the Council grant her permission for a bond plate to operate within the City of Farmington limits. She stated that she had received requests from the Farmington Cab Company to answer calls. The City Manager stated that he had contacted Mr. Bromley, owner of the Farmington Cab Company, and was opposed to a bond plate for Mrs. Hills cab and recommended that this request be denied, based on previous study of existing bond plates.

COUNCIL PROCEEDINGS -3-

Motion by Brotherton seconded by Thayer that the request from Elsie Hill for a bond plate for a taxicab be denied. Motion carried, all ayes.

B. COMMUNICATION FROM DAVID H. SKINNER RE: FLOODING CONDITION AT REAR OF SIX PROPERTIES FRONTING ON WEST SIDE OF LAKEWAY

The Clerk read a letter from David H. Skinner, 23067 Lakeway, regarding the existance of a serious storm water condition on Lakeway just south of Shiawassee and requested the initiation of proper action to rectify this situation.

The City Manager recommended that this matter be given consideration when the City develops an overall long range improvement program and develops a master plan for its storm water system. The cost of such a project from the General Fund would be prohibitive under our limited financing at this time. He also stated that he had made recommendation to the School Board regarding the ponding of storm water on their parking lots and the disconnection of downspouts. The City Manager was instructed to contact the School Board again regarding this matter and to report to the Council at the next regular meeting, also that Mr. Skinner be notified of the School Board action.

C. COMMUNICATION FROM SHIRLEY DOLL, PRESIDENT C.I.H.U. CLUB RE: THANKING CITY COUNCIL FOR PERMISSION TO PLACE CANNISTERS IN FARMINGTON STORES

The Clerk read a letter from Shirley Doll, President of C.I.H.U. Club, Farmington High School, who reported that \$30.11 was received from the cannisters that were placed in Farmington stores and the total profit had been sent to the Navaho Indians in America. She thanked the Council for their support of this project.

REPORT OF CITY MANAGER

A. REPORT ON SECOND ANNUAL FARMINGTON SUMMER OLYMPICS PROGRAM

Council members received a report of the second annual Farmington Summer Olympics Program indicating a successful turnout for both practice sessions and the final meet.

B. UNITED NATIONS DAY OBSERVANCE, OCTOBER 21, 1961

The City Manager stated that he had met with Mr. Leonard Holton, Chairman, United Nations Day, and that an area in the Public Park will be reserved as a United Nations Grove. We contemplate planting of a "United Nations Tree" each year, representing a different Country of the membership of the U.N. Three exchange students of the Farmington High are invited to be in attendance. Each Councilman was extended an invitation to be present at the dedication to be held on Saturday, October 21, 1961, at 10:00 a.m.

C. REMOVAL OF PARAPET AND CORNICE ON CITY HALL BUILDING

The City Manager recommended that the City Council transfer \$850.00 from the Contingent Fund to the Public Building Fund, General Fund, for the removal of parapet wall and cornice on the City Hall Building. This request is due to the condition and requires the talent and equipment of professionals.

Motion by Peterson supported by Forrest to adopt the following resolution:

BE IT RESOLVED that the sum of \$850.00 be transferred from the Contingent Fund to the Public Building Fund, General Fund for the purpose of removing the parapet wall and cornice on the City Hall Building.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

Resolution declared adopted.

MISCELLANEOUS

Mayor Lindbert introduced Mr. Bonner, 22627 Brookdale and Mr. Radding, 33921 Macomb as members of the new Economic Committee.

Councilman Thayer congratulated the Public Safety Department for a very impressive display of Fire Equipment at their open house held on Friday, October 13, 1961.

The City Manager stated that construction would begin on the lot at the corner of Maple and Grand River within two weeks and that a temporary fence would be installed for protection. He also stated that further complaints on sign violations would be checked Councilman Brotherton suggested that the City Manager compile a report on the activity and powers of Zoning Board of Appeals in other cities comparable to our size and type of government.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Forrest supported by Thayer that claims and accounts for month of September, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Lindbert, Peterson; Thayer, Brotherton, Forrest

NAYS: None


Motion carried.

ADJOURNMENT

Motion by Brotherton seconded by Thayer that meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 10:07 p.m.


Robert B. Lindbert, Mayor


Treva M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on November 6, 1961.

Meeting was called to order at 8:00 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly, and Lt. Van Dell.

MINUTES OF PREVIOUS MEETING

Motion by Peterson seconded by Forrest that the minutes of regular meeting held on October 16, 1961, be approved as published. Motion carried, all ayes.

PRESENTATION OF AWARD

A. DISTINGUISHED SERVICE AWARD TO LEONARD HOLTON, CHAIRMAN, UNITED NATIONS DAY

Mayor Lindbert presented a distinguished service award citation to Leonard Holton, Chairman, United Nations Day, in appreciation and recognition for the program prepared for the first observance of United Nations Day. Mr. Holton accepted the award and thanked the Council for the opportunity to serve as Chairman for the City of Farmington.

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS, OCTOBER 23, 1961

The Planning Commission Proceedings, October 23, 1961 were read and placed on file.

B. JOINT MEETING - COUNCIL - ECONOMIC DEVELOPMENT COMMITTEE, OCTOBER 30, 1961

The minutes of the joint meeting of the Council and the Economic Development Committee held on October 30, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM OAKLAND COUNTY ROAD COMMISSION RE: GILL ROAD TRAFFIC REGULATIONS

The Clerk read the communication from R. W. Osgood, Traffic Engineer, Oakland County Road Commission regarding the excessive speed on Gill Road. Mr. Osgood stated that before speed limits can be posted, a joint survey is required by the Michigan State Police and Oakland County Traffic Department and the School Superintendents or Administrators should request installation for a school crossing sign on Gill Road at Schulte Drive. City Manager Dinan stated that he had contacted the School regarding the sign.

B. LETTER FROM MR. JOHN GLICK, 22111 CORA, RE: REQUEST TO USE CITY WATER

Letter read from Mr. John Glick, 22111 Cora, requesting permission to tap into the City water main as an outside user. City Manager Dinan recommended that this request be denied because the City does not have a water main on the street in question and would require extending a service connection some two hundred feet down an alley to tap into a four inch main which is undersized. This would reduce the amount of capacity in the existing water main.

Motion by Forrest seconded by Thayer to deny the request from Mr. John Glick, 22111 Cora, to tap into the City Water Main as an outside user. Motion carried, all ayes.

C. LETTER FROM CLARENCE STOLL RE: RESIGNATION FROM PLANNING COMMISSION

The Clerk read a letter from Clarence Stoll, member of the Planning Commission, requesting that the Council accept his resignation from the Planning Commission due to other commitments.

Motion by Brotherton seconded by Peterson to accept the resignation of Clarence Stoll from the Planning Commission with regret. Motion carried, all ayes.

D. LETTER FROM MRS. LLOYD RE: BROOKDALE & GRAND RIVER AVENUE PARKWAY

Letter from Mrs. Lloyd, 22634 Brookdale, read requesting a discussion regarding the status of the two parkway areas at the corner of Brookdale and Grand River, the location of the new sidewalk along Brookdale in area of Lot 10 and the proposed use of large indentation on the east wall, also the legality regarding the sign.

Mr. Allen, Architect, submitted a sketch and sample of grill work for the proposed sign to be installed in the indented area on the east wall. Mr. Allen also stated the sign and lighting would be recessed.

A discussion was held regarding the installation of the new sidewalk on Brookdale on the west side and south of Grand River. City Manager Dinan reported that he had granted permission to relocate the new sidewalk for the following reasons: 1. For ease of pedestrian traffic utilizing the sidewalk without having a 25 foot jog and walking next to existing building. 2. Sidewalk should be in public right-of-way, formerly located in park area. The owners of restaurant proposed to install \$200 or \$300 worth of shrubbery, landscape it and maintain same, reducing City maintenance and aesthetically improving this area, formerly wild grass and cut on occasion by the City forces. City Manager Dinan stated that the decision to install or relocate the sidewalk was part of his administrative duties. Mrs. Lloyd objected to the installation of the new sidewalk and the possibility of the owner acquiring the portion of the parkway he proposes to landscape after a period of years.

Mr. Smith, 22594 Brookdale, objected to the installation of the new sidewalk and that the location gives the impression that the portion of the parkway area involved belongs to the owner of the restaurant. A suggestion was made that the City Manager contact the owners of the Bridal Salon on the east side of Brookdale regarding the possibility of landscaping the parkway area west of their building. Interested citizens were reminded that the area designated as the parkway area is on record at Oakland County and may not be vacated without the vote of the people.

The Council requested that the City Manager order a survey made of Lot 10, Brookdale Subdivision and for possible encroachment on the State Highway right-of-way.

REPORT OF CITY MANAGER

A. REPORT ON ZONING BOARD OF APPEALS STRUCTURE AND POWERS

City Manager Dinan submitted a detailed report on survey made regarding structure and powers of the Zoning Board of Appeals. Council members unanimously complimented the City Manager and accepted his recommendation that a definite meeting date be set for one day each month, preferably in the evening, notices be sent to all property owners within 300 feet for all cases and new forms be developed for a more accurate description of the appeal. It was also suggested that if a special meeting of the Board was necessary, notice of such meeting be printed in the Farmington Enterprise prior to meeting.

Motion by Brotherton seconded by Forrest to authorize the City Manager to notify all members of the Zoning Board of Appeals regarding the suggestions submitted and date

of organizational meeting. Motion carried, all ayes.

B. REPORT ON PROPOSED 1962 PAVING PROGRAM (NOTICE OF INTENT TO SELL BONDS)

City Manager Dinan submitted the proposed 1962 Paving Program constructed by sale of Motor Vehicle Highway Bonds for the following streets:

1. Shiawassee St., 3,730 lineal feet, 36 feet wide, from Orchard Lake Rd. to Power Rd.
2. Grove St., 450 lineal feet, 36 feet wide, Grand River Ave. to Orchard St.
3. Power Rd., 2,200 lineal feet, 36 feet wide, Ten Mile to Valley View Circle.
4. Liberty St., 630 lineal feet, 31 feet wide, Grand River Ave. to State St.

Total project cost \$160,000.00. The City Manager recommended that the Council authorize the publication of the Notice of Intent to Sell Motor Vehicle Highway Bonds for this program. Mr. W. Allen Nelson, 23708 Warner, was opposed to the 1962 Paving Program if the streets selected were not based on a traffic count. He stated the Warner Street traffic was greater than Liberty and Grove Street combined. Mr. Nelson was informed that only 250 feet on Warner from Grand River to Thomas was considered a major street by the State Highway Department and possibly the State Highway Department would take a new survey of Traffic on Warner.

Motion by Peterson seconded by Brotherton to authorize the City Clerk to publish Notice of Intent to Issue P.A. #175 Bonds as follows:

NOTICE OF INTENT TO ISSUE BONDS

TAKE NOTICE that the City Council of the City of Farmington, Oakland County, Michigan, intends to adopt a resolution providing for the issuance of Street Improvement Bonds under Public Act 175, 1952 as amended, in the aggregate principal amount of not exceeding One Hundred Sixty Thousand (\$160,000.00) Dollars for the purpose of making street improvements consisting of street paving, curb and gutter and drainage structures on the following streets in the City of Farmington:

1. Shiawassee Rd., from Orchard Lake Rd. to Power Rd.
2. Grove St., from Grand River Ave. to Orchard St.
3. Power Rd., from Valley View Circle St. to Ten Mile Rd.
4. Liberty St., from Grand River Ave., to State St.

Said bonds will be payable from monies to be received from the Motor Vehicle Highway Fund and also general obligations of the City of Farmington.

This notice is given pursuant to Section 5 (G), Act 279, Public Acts of Michigan, 1909, as amended.

TRENA M. QUINN
City Clerk

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Motion carried.

C. REPORT ON RETIREMENT SYSTEM ORDINANCE

Council members received the proposed Retirement System Ordinance developed by our Actuary, A. G. Gabirel, coordinated with the Charter Amendment approved by the voters

empowering the City Council the right to establish a Retirement System by Ordinance for City Employees.

Motion by Brotherton seconded by Thayer to introduce AN ORDINANCE TO CREATE AND ESTABLISH A RETIREMENT SYSTEM IN ACCORDANCE WITH CHAPTER 5, SECTION 5.11 OF THE CHARTER OF THE CITY OF FARMINGTON, TO PROVIDE FOR THE RETIREMENT OF OFFICERS AND EMPLOYEES OF THE CITY WHO BECOME SUPERANNUATED DUE TO AGE OR DISABILITY, TO PROVIDE CONDITIONS OF MEMBERSHIP IN THE RETIREMENT SYSTEM; TO PROVIDE PENSIONS AND OTHER BENEFITS TO BE PAYABLE UPON RETIREMENT OF MEMBERS AND UNDER CERTAIN CONDITIONS TO THE DEPENDENTS OF MEMBERS WHO DIE BEFORE OR AFTER RETIREMENT; TO PROVIDE FOR THE FINANCING OF THE RETIREMENT SYSTEM BY CONTRIBUTIONS TO BE MADE BY THE MEMBERS AND THE CITY; TO PROVIDE FOR THE RETURN OF MEMBERS' CONTRIBUTIONS WHO LEAVE THE CITY EMPLOYMENT BEFORE BECOMING ELIGIBLE TO RETIRE; TO PROVIDE A BOARD OF TRUSTEES TO ADMINISTER THE SYSTEM; TO PROVIDE FOR THE INVESTMENTS OF MONEYS OF THE SYSTEM; AND TO DELEGATE CERTAIN AUTHORITY AND RESPONSIBILITIES TO THE BOARD OF TRUSTEES.

ROLL CALL:

AYES: Forrest, Lindbergh, Peterson, Thayer, Brotherton

NAYS: None

Motion carried.

D. REPORT ON PRIVATE SWIMMING POOL

City Manager Dinan reported that Omar G. Sanderson, Real Estate Broker, had prepared an appraisal for the West 251 feet of Lot 8, Assessor's Plat #1, City owned property and placed a market value that should range from \$4,000 and \$4,500 per acre.

He stated the Geer Associates, Planning Consultants, were of the opinion that a private swimming club located on the proposed location would be compatible, provided, adequate setback and screen from abutting residential to the west is installed. It was suggested that the Council authorize the City Manager to enter into negotiations with the party to the north either for a possible trade of footage on Farmington Road for additional property in the rear or actual acquisition of properties from the proceeds of this particular sale.

Mr. M. Hand, 34247 Cass Ct., representing the group interested in the purchase of the City owned land, stated that approximately \$100,000.00 would be invested and requested that the Council reach their decision at an early date. Councilman Peterson stated that he favored a special election to provide millage for a Community Swimming Pool before selling City owned property to a private club. A discussion was held regarding the financial status, special election and the practical standpoint of operating expense.

Motion by Forrest seconded by Thayer to authorize the City Manager to enter into negotiations with the property owner to the north either for a possible trade of footage on Farmington Road or actual acquisition of properties from the proceeds of the sale and to procure one more appraisal for the west 251 feet of Lot 8, Assessor's Plat #1. Motion carried, all ayes.

E. REPORT RECONSTRUCTION ON NORTH SIDE OF GRAND RIVER AVENUE

City Manager Dinan submitted a copy of the Engineering Plan for the reconstruction of

COUNCIL PROCEEDINGS -5-

the north side of Grand River Avenue from Farmington Road including new curbs , building road up approximately ten inches , installing new walk where existing steps are located , relocation of existing street lights , reconstruction of existing catch basins and manholes . He stated the Engineers plan had been sent to the State Highway Department for their review and recommended that the Council table their decision until a reply is received from the State .

MISCELLANEOUS

A. APPOINTMENT OF MEMBER TO PLANNING COMMISSION

Motion by Peterson seconded by Thayer to table decision to appoint a new member to the Planning Commission until next regular meeting . Motion carried , all ayes .

B. RECOMMENDATION PLANNING COMMISSION RE: DURHAM PROPERTY, 33505 GRAND RIVER AVENUE

Mr. Kinzinger , Attorney for Mr. Seth C. Benton , owner of Lot 47 , Assessor's Plat #7 , was present and protested the action taken by the Planning Commission at their meeting held on October 9 , 1961 , and requested that the Council consider their request for rezoning . Mr. John Gibbons , partner of Mr. Benton , was present and stated that plans had been made for parking and a high class type Antique Shop . Mr. Gibbons was reminded that the area concerned had previously been designated as part of the Civic Center Plan . Motion by Brotherton seconded by Peterson to concur the action taken by the Planning Commission , October 9 , 1961 , and to deny the request of Mr. Seth Benton to rezone Lot 47 , Assessor's Plat #7 , from R-1-P , to C-1 , Commercial .

ROLL CALL:

AYES: Lindbert , Peterson , Thayer , Brotherton (Forrest abstained)

NAYS: None

Motion carried .

RESOLUTIONS AND ORDINANCES

A. RESOLUTION AUTHORIZING CITY TO DEPOSIT COUNTY AND SCHOOL TAXES

Motion by Peterson supported by Thayer to adopt the following resolution:

RESOLUTION OF CITY OF FARMINGTON , OAKLAND COUNTY , MICHIGAN , DESIGNATING OFFICIAL DEPOSITORY OF CITY

THE CITY OF FARMINGTON RESOLVES:

WHEREAS , there may now be and will hereafter from time to time come into the hands of Kathryn D. Cotter , Treasurer of the City of Farmington , Oakland County , Michigan , certain public monies belonging to or held for the State , County or other political units of the State or otherwise held according to law , and

WHEREAS , under the laws of the State of Michigan , the Council of the City of Farmington is required to provide by Resolution for the deposit of all public monies , including tax monies coming into the hands of the Treasurer , in one or more banks , hereinafter called bank , to be designated in such resolution .

NOW , THEREFORE , BE IT RESOLVED:

COUNCIL PROCEEDINGS -6-

That Kathryn D. Cotter, Treasurer of the City of Farmington, be and is hereby directed to deposit all public monies, including tax monies now in and hereafter coming into her hands as said Treasurer, in her name as Treasurer of the City of Farmington in the following bank:

NATIONAL BANK OF DETROIT, FARMINGTON BRANCH

AYES: Peterson, Thayer, Brotherton, Forrest, Lindbert

NAYS: None

Resolution declared adopted.

B. INTRODUCTION OF AMENDMENT TO ZONING MAP OF ZONING ORDINANCE, NORTH AND SOUTH SIDES OF GRAND RIVER WITH EXCEPTIONS, FROM M-1, LIGHT INDUSTRIAL TO C-2, GENERAL COMMERCIAL

Motion by Forrest seconded by Peterson to introduce AMENDMENT #14 TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN.

ROLL CALL:

AYES: Thayer, Brotherton, Forrest, Lindbert, Peterson.

NAYS: None

Motion carried.

C. ADOPTION AMENDMENT TO ARTICLE VIII, SECTION 8.03 OF ZONING ORDINANCE

Motion by Forrest supported by Peterson to adopt and enact the following ordinance:

ORDINANCE NO. C-163-61

AN ORDINANCE TO AMEND SECTION 8.03, ARTICLE VIII, R-3, MULTIPLE FAMILY RESIDENTIAL DISTRICT, ORDINANCE NO. C-49-56, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF FARMINGTON

THE CITY OF FARMINGTON ORDAINS:

Section 1. That Section 8.03, Article VIII, of Ordinance No. C-49-56 known as the Zoning Ordinance of the City of Farmington be and the same is hereby amended to read as follows:

Section 8.03 LOT AREA PER FAMILY. No multiple family dwelling shall be erected upon a lot or parcel of land which is less than 10,000 square feet of area and a width of less than 85 feet at the front building line, Provided, however, that for every family unit in excess of two (2) there shall be provided additional lot area of not less than 2500 square feet per unit up to ten (10) units. For projects involving more than 25,000 square feet, the lot area requirement shall be 2500 square feet per unit.

Section 2. All ordinances or parts of ordinances in conflict herewith is hereby repealed and repealed only to the extent necessary to give this ordinance full force and effect.

9-12

COUNCIL PROCEEDINGS -7-

This ordinance was introduced at a regular meeting of the Council on October 16, 1961 was adopted and enacted on November 6, 1961 and will become effective November 19, 1961, ten days after publication.

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

ORDINANCE DECLARED ADOPTED

D. RESOLUTION #1, HAWTHORNE ST. PAVING

Motion by Thayer supported by Brotherton to adopt the following resolution:

WHEREAS, the City Council deems it necessary, in order to protect the public health, safety and welfare, to acquire and construct street improvements; consisting of street paving, curb and gutter and drainage structures in the following described street:

HAWTHORNE STREET FROM GRAND RIVER AVENUE TO NINE MILE ROAD

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 street 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 his examination.

AYES: Councilmen Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED.

RESOLUTION #1, LIBERTY ST. PAVING

Motion by Thayer supported by Brotherton to adopt the following resolution:

WHEREAS, the City Council deems it necessary, in order to protect the public health, safety and welfare, to acquire and construct street improvements; consisting of street paving, curb and gutter and drainage structures in the following described street:

LIBERTY STREET FROM STATE STREET TO ALTA LOMA DRIVE

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 street 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

COUNCIL PROCEEDINGS -8-

Assessment District, and his findings as to the necessity of the improvement and the life thereof, with the City Clerk for his examination.

AYES: Councilmen Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

RESOLUTION DECLARED ADOPTED.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Brotherton that claims and accounts for the month of October, 1961, be approved for payment as submitted.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

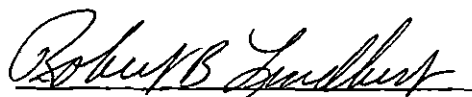
NAYS: None

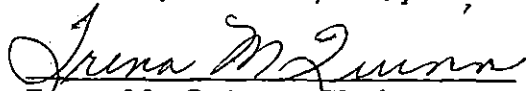
Motion carried.

ADJOURNMENT

Motion by Brotherton seconded by Peterson to adjourn. Motion carried, all ayes.

Meeting adjourned at 11:10 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on November 20, 1961. Meeting called to order at 8:12 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Forrest, Lindbert, Peterson and Thayer present.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Brotherton seconded by Thayer that the minutes of regular meeting held on November 6, 1961, be approved as published. Motion carried, all ayes.

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS, NOVEMBER 13, 1961

Planning Commission Proceedings, November 13, 1961, read by City Manager Dinan and placed on file with correction of minutes to read: Motion by Allen supported by Boehnke that since there were no objections to this proposed rezoning, they would make a decision at this meeting that the Planning Commission recommends to the City Council that the rear portion of the Arrowsmith Mfg. Company be rezoned from C-2, General Commercial, to M-1, Light Industrial. Motion carried, all ayes.

Motion by Brotherton seconded by Peterson to concur the action of the Planning Commission and to hold a Public Hearing on the rezoning of the rear portion of the Arrowsmith Mfg. Company from C-2, General Commercial, to M-1, Light Industrial, on December 11, 1961, at 7:30 p.m. Motion carried, all ayes.

B. ECONOMIC DEVELOPMENT COMMITTEE PROCEEDINGS, NOVEMBER 15, 1961.

Economic Development Committee Proceedings, November 15, 1961, read by City Manager Dinan and placed on file.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM FARMINGTON PUBLIC SCHOOLS RE: RESOLUTION OF FARMINGTON AREA SAFETY COUNCIL RECOMMENDING ALL FUTURE RESIDENTIAL DEVELOPMENTS BE REQUIRED TO PROVIDE SIDEWALKS IN THE INTEREST OF PEDESTRIAN SAFETY

Communication read from the Farmington Area Safety Council regarding a resolution adopted at a meeting held October 30, 1961, that the Farmington Township Board and the City of Farmington Council be informed in writing that it is the recommendation of the Farmington Area Safety Council that all future residential developments be required to provide sidewalks in the interest of pedestrian safety.

City Manager Dinan stated that he had contacted Mr. Hossler, Recorder, to inform him that the City does require the installation of walks in all new developed area or as part of our building permit on all new houses, commercial or industrial buildings.

B. COMMUNICATION FROM FARMINGTON PUBLIC SCHOOLS RE: HIGH SCHOOL PARKING LOT DRAINAGE PROBLEM

Communication read from the Farmington Public Schools regarding a motion adopted at a meeting held on November 13, 1961, that the Board reply to the City Manager stating that they feel that the recommendations that the storm outlets be restricted at the High School parking lot and the disconnecting of down spouts would not materially reduce the amount of water and would only serve to create the same problem on both sides of Shiawassee, and that the problem is not generated by the school property, but is due to the storm water which flows to and through the school property from other sources and therefore they are not acting on these recommendations.

COUNCIL PROCEEDINGS -2-

City Manager Dinan recommended that the Council concentrate on a permanent solution as part of a Master Plan of an overall storm water system throughout this area through a Capitol Improvement Program.

C. COMMUNICATION FROM SEVENTH DAY ADVENTIST CHURCH RE: REQUEST FOR PERMISSION TO SOLICIT FUNDS

The Clerk read a letter from the Seventh Day Adventist Church requesting permission to solicit funds in the City of Farmington on behalf of their world-wide humanitarian and social welfare uplift work from Thanksgiving Day to January 13, 1962.

Motion by Thayer seconded by Peterson to grant permission to the Seventh Day Adventist Church to solicit funds in the City of Farmington from Thanksgiving Day to January 13, 1962.

D. LETTER FROM FARMINGTON VETERANS CAB CO. RE: SALE OF CAB BUSINESS

Letter read from Mr. Bromley, Farmington Veterans Cab Company, stating that it would be necessary to dispose of his fleet of cabs unless the City restricted cabs not bonded by the City from operating within the City limits. City Manager Dinan stated that the Michigan Supreme Court had reviewed the point of law that municipalities cannot restrict any citizen from calling any cab company of its choosing. Mr. Bromley was of the opinion that this law had been changed. The Council instructed the City Manager and Attorney to review the State Law regarding this problem and report at an early date.

REPORT OF CITY MANAGER

A. REPORT ON ARMY CORPS OF ENGINEERS STUDY AND REPORT OF FLOOD PLAIN AREA

City Manager Dinan reported the Army Corps of Engineers had approved the request of the City for an engineering study and report of flood plain area within the City of Farmington. He stated that we are the first city in Michigan that has received approval for such study to be made by the Federal Government under new legislation that has been adopted that provides funds for such a project. When the City receives this report, it should be of great value to the City of Farmington in defending our position relating to our backfilling ordinance of the flood plain area within the City of Farmington. The Council will appreciate the cooperation of any person who has pictures of the flood plain area and to make them available for this study.

B. REPORT ON APPRAISAL OF LAND CONTEMPLATED FOR SALE TO PRIVATE SWIMMING CLUB

The Clerk read a letter from Kenneth R. Loomis, Realtor, submitting an appraisal requested by the Council on the West 251 feet of Lot 8, Assessor's Plat #1, placing a market value of \$4,000.00 per acre on the property. City Manager Dinan stated that the Council had requested a second appraisal on the City owned land and recommended that the City Council establish a sales price of \$4,500.00 per acre to the private swimming club for approximately 2.5 acres on a ninety day option basis, consider the acquisition of additional 8 acres from Mr. Lehman, utilizing the proceeds from the sale to the private swimming club for acquisition of said land on a ten year land contract. If the City Council did not see fit to acquire this property to the north at this time, the City would have the option of condemning part or all of the property in question if it saw fit in the future.

Mr. Michael Hand, representative for the group, stated that they were prepared to deal on a cash basis and would consider squaring off their parcel on the north if the City should acquire land to the north of their property line.

Councilman Peterson stated that since there was no public interest in a Community Pool he wishes to withdraw any objections to the sale of City owned land to the private swimming club.

Motion by Brotherton supported by Forrest to adopt the following resolution:

COUNCIL PROCEEDINGS -3-

WHEREAS, a group of citizens of the City of Farmington, represented by Michael Hand, have requested the City to sell to the group the west 251 feet of Lot 8, Assessor's Plat #1, for the purpose of constructing a private swimming club, and

WHEREAS, the City Council has obtained appraisals of the market value of such parcel of land, and the reports and recommendations of the Planning Consultant and the City Manager,

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT this Council approved the sale of parcel of land not to exceed the west 251 feet of Lot 8, Assessor's Plat #1, City of Farmington, at a price of \$4,500.00 per acre, to a group of Farmington citizens, and the Council of the City of Farmington hereby resolves that no advantage to the City would result from competitive bidding, and the City Manager is hereby authorized to have said parcel surveyed to obtain the exact sales price thereof, and the City Manager is further authorized to enter into an option agreement on behalf of the City of Farmington with said group providing for such sale, said option to be for a period of not to exceed ninety (90) days, and its terms to provide that a satisfactory non-profit organization be established to make such purchase and that the use of said parcel shall be primarily for the construction of a swimming pool and attendant uses.

ROLL CALL:

AYES: Brotherton, Forrest, Lindbert, Peterson, Thayer

NAYS: None

Resolution declared adopted.

C. REPORT ON TELEVISION SEWER INSPECTION IN CRITICAL AREA, BEL-AIRE SUBDIVISION

City Manager Dinan reported that we have a critical area in the southeastern portion of Bel-Aire Subdivision where we have chronic flooding of basements in the area bounded by Leelanã, Lamar, Beacon and Orchard Lake Road. He stated that the Oakland County Department of Public Works has acquired television equipment that can be drawn through sewer pipe that shows any infiltration points or bootleg tie-in into the sanitary system so that they can be pinpointed and repaired to eliminate this problem. City Manager Dinan recommended that The City Council give approval of this television inspection program in the amount of \$500.00 to be paid from Water and Sewer Budget Surplus and in connection with this program to approve reconstruction of 165 feet of 21" sewer pipe to improve our runoff into our Relief System to be constructed by our own Water & Sewer crew and paid directly from the Water and Swer Budget for the cost of the pipe in the amount of \$400.00.

Motion by Brotherton supported by Thayer to approve the television inspection sewer program in cirtical area, Bel-Aire Subdivision, in the amount of \$500.00 to be paid from Water & Sewer Budget Surplus. Motion carried, all ayes.

Motion by Brotherton supported by Forrest to approve reconstruction of 165 feet of 21" sewer pipe on Lamar to the storm relief sewer, not to exceed \$400.00 to be paid from Water and Sewer Budget. Motion carried, all ayes.

D. REPORT ON SURVEY LOT 10, BROOKDALE SUB. & LETTER OF INTENT MAINTAIN PARK

City Manager Dinan submitted a report on the survey made by Salle Engineering on Lot 10, Brookdale Subdivision, regarding possible encroachment on the State Highway Right-of-way, requested by the Council.

Mr. John Allen, Architect, submitted a certified survey made by Paul J. Monahon Associates on July 17, 1961.

Due to conflicting surveys, the Council requested that Salle Engineering and Monahon Associates submit a joint survey regarding this problem and that the State Highway Department establish the right-of-way.

City Manager Dinan stated that he had contacted the owners of the property on the south-east corner of Brookdale and Grand River regarding the possibility of relocating existing sidewalk so that it runs straight thru to Grand River without the 25 foot jog. The owners of the property informed the City Manager that they were satisfied with the existing location of the walk that tends to service their parking lot and that they were not in favor of either maintaining the parkway area or installing the sidewalk at their expense. Council tabled any action regarding the possibility of landscaping this area. The Clerk read a letter of intent from Fred Hamlin, owner of Lot 10, Brookdale Subdivision, stating that he will install shrubbery and lawn area in the area designated as parkway on the southwest corner of Brookdale and Grand River and maintain same in the future. He acknowledges that this property is owned by the City of Farmington and will never attempt to obtain same through adverse possession in the future.

MISCELLANEOUS

A. APPOINTMENT OF MEMBER TO THE PLANNING COMMISSION

Motion by Forrest supported by Peterson to appoint William L. Burke, 23198 Violet, as a member of the Planning Commission, term to expire June 18, 1962. Motion carried, all ayes.

B. NEXT COUNCIL MEETING DATE

The City Manager reported that he would be absent from the City the first week in December.

Motion by Forrest seconded by Thayer that the next regular meeting of the Council be held on December 11, 1961, at 7:30 p.m. Motion carried, all ayes.

Councilman Forrest requested that the City Supervisor, Delos Hamlin, meet with the Council when County sample appraisals are available and discuss the equalization factor to be placed on the City of Farmington. The City Manager was instructed to notify Mr. Hamlin that the Council suggests a meeting date be set for this discussion.

RESOLUTIONS AND ORDINANCES

A. ADOPTION AMENDMENT NO. 14 TO ZONING MAP RE: NORTH AND SOUTH SIDES OF GRAND RIVER AVE. WITH EXCEPTIONS, FROM M-1, LIGHT INDUSTRIAL, TO C-2, GENERAL COMMERCIAL

Motion by Brotherton supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-164-61

AMENDMENT NO. 14 TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That the territory lying within the City of Farmington, Oakland County, Michigan, described as:

NORTH SIDE OF GRAND RIVER AVENUE 260 FT. EAST OF SCHOOL ST. TO A POINT 300 FT. EAST OF LAKEWAY AVE; SOUTH SIDE OF GRAND RIVER AVE. 610 FT. EAST OF GROVE ST. TO 475 FT. EAST OF BROOKDALE AVE. TO A DEPTH OF THE EXISTING M-1, LIGHT INDUSTRIAL DISTRICT:

be and the same is hereby zoned and shall hereafter be and constitute a C-2, General Commercial District.

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COUNCIL PROCEEDINGS -5-

Section 2. The attached map showing the property affected by this amendment is made a part of the amendment.

Section 3. This ordinance shall be known as Amendment No. 14 of the Zoning Map of the City of Farmington. This ordinance was introduced at a meeting of the City Council on November 6, 1961 and was adopted and enacted at the next regular meeting of the Council on November 20, 1961 and will become effective on December 4, 1961, ten days after publication

AYES: Forrest, Lindbert, Peterson, Thayer, Brotherton

NAYS: None

Ordinance declared adopted.

B. ADOPTION OF RETIREMENT SYSTEM ORDINANCE

Motion by Forrest supported by Thayer to table Council decision on the adoption of the Retirement System Ordinance until the next regular meeting to be held on December 11, 1961.

ROLL CALL:

AYES: Lindbert, Thayer, Brotherton, Forrest

NAYS: Peterson

Motion carried.

C. RESOLUTION OF ACCEPTANCE OF 24' RIGHT-OF-WAY, KINGSLANE APTS.

Motion by Thayer supported by Brotherton to adopt the following resolution:

BE IT RESOLVED that the City of Farmington hereby accepts the dedication by Kingslane, Inc., for a public road of the following description:

A PARCEL OF LAND IN THE SW 1/4 OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS BEG AT A POINT DISTANT DUE NORTH 848.11 FT AND DUE EAST 60.00 FT FROM THE SW COR OF SECTION 27, T1N, R9E, CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN, AND PROCEEDING DUE NORTH 24.00 FT. COINCIDENT WITH THE EAST LINE OF FARMINGTON RD; THENCE DUE EAST 150.00 FT; THENCE DUE SOUTH 24.00 FT; THENCE DUE WEST 150.00 FT TO THE POINT OF BEG

AYES: Peterson, Thayer, Brotherton, Lindbert (Forrest abstaining)

NAYS: None

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS

Motion by Peterson supported by Forrest that claims and accounts for month of October, 1961 be approved for payment as submitted.

ROLL CALL:

AYES: Peterson, Thayer, Brotherton Forrest, Lindbert

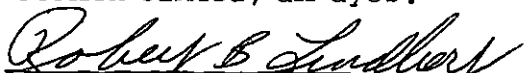
NAYS: None

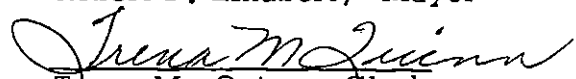
Motion carried.

ADJOURNMENT

Motion by Peterson seconded by Thayer to adjourn. Motion carried, all ayes.

Meeting adjourned at 10:35 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on December 11, 1961.

Meeting called to order at 7:31 p.m. by Mayor Pro-Tem Brotherton.

ROLL CALL: Councilmen Brotherton, Forrest, Peterson and Thayer present, Lindbert absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Forrest seconded by Peterson that the minutes of regular meeting held on November 20, 1961, be approved as published and with the following correction on roll call vote: B. ADOPTION OF RETIREMENT SYSTEM ORDINANCE. Motion to table Council decision to adopt the Retirement System Ordinance to read AYES: THAYER, BROTHERTON, FORREST. NAYS: LINDBERT, PETERSON.
Motion to approve the minutes as corrected carried, all ayes.

PUBLIC HEARINGA. PROPOSED REZONING OF ARROWSMITH MFG. CO. PORTION OF LAND (REAR) FROM C-2, GENERAL COMMERCIAL, TO M-1, LIGHT INDUSTRIAL DISTANCE

Mayor Pro-Tem Brotherton opened the public hearing on the proposed rezoning of the Arrowsmith Mfg. Company portion of land (rear) from C-2, General Commercial, to M-1, Light Industrial District, at 7:32 p.m., asked for comments from all interested parties present.

Mr. Albert Herzog, Attorney for Arrowsmith Mfg. Company presented a map designating the area to be rezoned.

Mr. Clarke, Secretary of the Arrowsmith Mfg. Company, stated that the area involved was zoned Industrial in 1953 and rezoned in 1956 when the new zoning map was adopted as C-2, Commercial. There were no objections to the rezoning.

Motion by Peterson seconded by Thayer that the hearing be closed. Motion carried, all ayes.

Motion by Peterson supported by Thayer that since there were no objections to the proposed rezoning, that the rear portion of land owned by Arrowsmith Mfg. Company described as:

T1N, R9E, SECTION 27, PART OF SE 1/4, BEGINNING AT POINT DISTANT N 0° 03' 30" E 331.50 FT; TH N 58° 16' W 250.16 FT; TH N 0° 09' E 316.80 FT; TH N 89° 57' 30" E 213.25 FT; TH S 0° 08' W 446.73 FT TO POINT OF BEGINNING EXCLUDING THE SOUTH 200 FT THEREOF

be rezoned from C-2, General Commercial District, to M-1, Light Industrial District. Motion carried, all ayes.

MINUTES OF OTHER BOARDSA. ZONING BOARD OF APPEALS PROCEEDINGS, NOVEMBER 22, 1961

Proceedings of the Zoning Board of Appeals meeting held on November 22, 1961, were read by the City Manager.

Motion by Forrest seconded by Peterson that the Zoning Board of Appeals Proceedings, November 22, 1961, be accepted and placed on file. Motion carried, all ayes.

COUNCIL PROCEEDINGS -2-PETITIONS AND COMMUNICATIONSA. COMMUNICATION FROM MICHIGAN MUNICIPAL LEAGUE RE: ANNUAL REGIONAL MEETING FOR ALL MUNICIPAL OFFICIALS IN REGION IV ON THURSDAY, JANUARY 11, 1962 AT PLEASANT RIDGE COMMUNITY CENTER

The Clerk read and placed on file a communication from the Michigan Municipal League urging that all elected and appointed officials attend the Annual Regional Meeting to be held on January 11, 1962, at Pleasant Ridge Community Center, located at 4 Ridge Road. Further details to be announced shortly.

REPORT OF CITY MANAGERA. STATE LAW RE: TAXICABS NOT BONDED IN CITY

City Manager Dinan reported that he had received a legal opinion from Robert J. Kelly, City Attorney, regarding a report requested by the Council on the question whether the City of Farmington can restrict other cab companies from coming into the City upon call by a customer who is traveling out of the City. Mr. Kelly stated that the present taxicab ordinance is broad enough to permit prosecution for such activity and that the City of Farmington has the power to restrict taxicabs not licensed by the City of Farmington from picking up customers in the City without regard to the destination of the passengers or the manner of obtaining the passenger, i.e., whether or not the passenger called the taxicab company as distinguished from solicitation on the streets. Mr. Kelly based his recommendation on a Michigan Supreme Court ruling. Motion by Forrest seconded by Thayer that taxicab companies not bonded by the City of Farmington be restricted from picking up passengers in the City of Farmington either by call or solicitation, to be enforced by the Public Safety Department and all cab companies in violation be notified of the change of policy. Motion carried, all eyes.

MISCELLANEOUS

Councilman Forrest commended the efficient and quick action of Officer Deadman of the Public Safety Department on a heart failure case last week and stated that he was proud of the Public Safety Department. Councilman Peterson stated that he was proud to accept the 2nd Annual Safety Award from the National Safety Council in behalf of the Council which was presented at the Farmington Exchange Club and awarded to the City of Farmington Public Safety Department.

RESOLUTIONS AND ORDINANCESA. INTRODUCTION AMENDMENT #15 TO ZONING MAP OF CITY OF FARMINGTON (ARROW-SMITH MFG. CO. REAR PORTION OF LAND)

Motion by Forrest supported by Peterson to introduce AMENDMENT #15 TO THE ZONING MAP OF THE CITY OF FARMINGTON, OAKLAND COUNTY, MICHIGAN. Motion carried, all eyes.

B. ADOPTION RETIREMENT SYSTEM ORDINANCE

By unanimous consent Council decision to adopt the Retirement System Ordinance was tabled and a discussion meeting will be held on Saturday, December 16, 1961 at 9:00 a.m. for clarification and interpretation of administration and membership to the Board of Trustees. The City Manager was instructed to obtain administrative proposals from banks and insurance companies for comparison of costs.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Thayer supported by Forrest that claims and accounts for November, 1961, be approved for payment as submitted, excluding claim for Larson Company in the amount of \$525.48.

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COUNCIL PROCEEDINGS -3-

ROLL CALL:

AYES: Brotherton, Forrest, Peterson, Thayer

NAYS: None

Motion carried.

ADJOURNMENT

Motion by Forrest seconded by Thayer that the meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 9:05 p.m.

Wilbur V. Brotherton

Wilbur V. Brotherton, Mayor Pro-Tem

Trena M. Quinn

Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A regular meeting of the Council of the City of Farmington was held on December 18, 1961.

Meeting called to order at 8:07 p.m. by Mayor Lindbert.

ROLL CALL: Councilmen Forrest, Lindbert, Peterson, Thayer - present. Brotherton - absent.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief DeVriendt.

MINUTES OF PREVIOUS MEETING

Motion by Thayer seconded by Peterson that the minutes of regular meeting held on December 11, 1961, be approved. Motion carried.

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS, DECEMBER 13, 1961

Proceedings of Planning Commission meeting held on December 13, 1961, were read and placed on file.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM LIVONIA YELLOW AND RED CAB COMPANY RE: LICENSE TO OPERATE IN THE CITY OF FARMINGTON

The Clerk read a communication from Mr. Vernon Foster, owner of the Yellow and Red Cab Company of Livonia, requesting that the Council approve the issuance of four (4) taxicab bond plates to operate in the City of Farmington due to the number of increased calls to his cab company from the City. Mr. Foster stated that he is operating on a call basis only from residents of the City, averaging better than 100 calls per week. His request at this time is due to the legal opinion from the City Attorney, Robert J. Kelly and Council action taken on December 11, 1961.

Mr. Bromley, owner of the Farmington Veterans Cab Company, stated that he had a sufficient number of cabs on duty to supply adequate service in the City of Farmington and requested that the Council deny Mr. Foster's request.

The Council, with the exception of Councilman Thayer, were of the opinion that the taxicab service was adequate and that a record of any complaints be kept to assure proper taxicab service within the City of Farmington.

Motion by Peterson seconded by Forrest that the Council deny the request of Mr. Vernon Foster, Yellow and Red Cab Company of Livonia, for four (4) taxicab bond plates to operate in the City of Farmington.

ROLL CALL:

AYES: Peterson, Forrest, Lindbert.

NAYS: Thayer

Motion carried.

B. COMMUNICATION FROM CITY OF BERKLEY RE: RESOLUTION MUNICIPAL INCOME TAX

Communication from the City of Berkley read requesting the City Council adopt a resolution to register opposition to legislation to permit a municipal income tax.

Motion by Forrest supported by Peterson to adopt the following resolution:

WHEREAS, the Michigan Constitutional Convention and the legislature of the State of Michigan have proposals before said bodies, the effect of which would be to result in the imposition by municipalities of income taxation upon the citizens of this state, and,

WHEREAS, the City of Farmington has heretofore recorded its opposition to the concept of a municipal income tax and does now strenuously oppose the adoption by municipalities of income taxation and the power in such municipalities so to do,

COUNCIL PROCEEDINGS -2-

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Farmington does hereby again register its opposition to any constitutional or legislative enactment which would permit, promote or favor the enactment of income tax legislation by municipalities and does hereby suggest to such citizens of the City of Farmington who are in accordance herewith, to register their opposition to municipal income taxation with the delegates to the Michigan Constitutional Convention and with the members of the legislature, and,

BE IT FURTHER RESOLVED that a copy of this resolution be sent to our neighboring communities with the request that this or a similar resolution be considered by such community.

ROLL CALL:

AYES: Councilmen Forrest, Lindbert, Peterson, Thayer

NAYS: None

Resolution declared adopted.

REPORT OF CITY MANAGER

A. REPORT ON BANK AND INSURANCE ADMINISTRATIVE SERVICES FOR PROPOSED RETIREMENT SYSTEM

Motion by Forrest seconded by Thayer to receive and place on file the report of the City Manager on the Bank and Insurance Administrative Services for the proposed Retirement System. Motion carried, all ayes.

MISCELLANEOUS

A. CONTRIBUTION TO GOODFELLOWS

Motion by Thayer seconded by Forrest to contribute \$100.00 to the Farmington Goodfellows Fund. Motion carried, all ayes.

B. APPROVAL OF FINAL PLAT FOR NOWELS SUBDIVISION

Motion by Thayer supported by Peterson to give final approval for Plat of Nowels Subdivision subject to filing a plat filing fee of \$60.00 with the City Clerk. Motion carried, all ayes.

C. COUNCIL MEETING DATE, JANUARY, 1962

Motion by Peterson seconded by Thayer that the next regular meeting of the Council be held on January 8, 1962, due to the holiday. Motion carried, all ayes.

D. POLICY REGARDING WORKING HOURS PRIOR TO HOLIDAYS

Motion by Forrest seconded by Peterson that the Council resolves that the City Administrative Office will be closed on December 22nd and 29th at noon prior to the Christmas and New Years Holidays. Motion carried, all ayes.

Mr. Charles Kelly, Farmington Development Corporation, requested that the City assure him by letter that should the area be developed containing an open ditch from the relief sewer at Alta Loma and Cass Streets, the City would be responsible for covering said open ditch.

The City Manager was instructed to prepare a letter to the Farmington Development Corporation regarding the responsibility of the City to cover the open ditch from the relief sewer at Alta Loma and Cass Streets.

The City Manager stated that a report and pictures of the Television inspection of sewers in the critical area of Bel-Aire Hills Subdivision would be submitted as soon as the survey is completed.

City Manager Dinan reported that he had requested that the State Highway Department conduct a survey and establish the right-of-way on Lot 10, Brookdale Subdivision.

COUNCIL PROCEEDINGS -3-

RESOLUTIONS AND ORDINANCES

A. ADOPTION OF AMENDMENT #15 TO ZONING MAP OF THE CITY OF FARMINGTON

Motion by Peterson supported by Forrest to adopt and enact the following ordinance:

ORDINANCE NO. C-165-61

AMENDMENT NO. 15 TO THE ZONING MAP OF THE CITY
OF FARMINGTON, OAKLAND COUNTY, MICHIGAN

THE CITY OF FARMINGTON ORDAINS:

Section 1. That the territory lying within the City of Farmington, Oakland County, Michigan, described as:

T1N, R9E, SECTION 27, PART OF SE 1/4, BEGINNING AT POINT
DISTANT N 0°03' 30" E 331.50 FT; TH N 58° 16' W 250.16 FT;
TH N 0° 09' E 316.80 FT; TH N 89° 57' 30" E 213.25 FT; TH S 0°
08' W 446.73 FT TO POINT OF BEGINNING EXCLUDING THE
SOUTH 200 FT THEREOF

be and the same is hereby zoned and shall hereafter be and constitute a M-1, Light Industrial District.

Section 2. The attached map showing the property affected by this amendment is made a part of the amendment.

Section 3. This ordinance shall be known as Amendment No. 15 of the Zoning Map of the City of Farmington. This ordinance was introduced at a meeting of the City Council on December 11, 1961, and was adopted and enacted at the next regular meeting of the Council on December 18, 1961, and will become effective on December 31, 1961, ten days after publication.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Forrest

NAYS:None

Ordinance declared adopted.

B. ADOPTION OF RETIREMENT ORDINANCE

Motion by Forrest supported by Thayer to adopt and enact the following ordinance:

ORDINANCE NO. C-166-61

RETIREMENT SYSTEM ORDINANCE

AN ORDINANCE to create and establish a retirement system, in accordance with Chapter 5, Section 5.11 of the Charter of the City of Farmington, to provide for the retirement of officers and employees of the City who become superannuated due to age or disability; to provide conditions of membership in the retirement system; to provide pensions and other benefits to be payable upon the retirement of members and under certain conditions to the dependents of members who die before or after retirement; to provide for the financing of the retirement system by contributions to be made by the members and the City; to provide for the return of members' contributions who leave City employment before becoming eligible to retire; to provide a board of trustees to administer

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the system; to provide for the investments of moneys of the system; and to delegate certain authority and responsibilities to the Board of Trustees.

THE CITY OF FARMINGTON ORDAINS:

Retirement System Established; Effective Date:

Section 1. In accordance with the provisions of Chapter 5, Section 5.11 of the Charter of the City of Farmington, there is hereby created and established the City of Farmington Employees Retirement System effective January 1, 1962.

Short Title:

Section 2. This ordinance may be cited as the City of Farmington Retirement Ordinance.

Definitions:

Section 3. The following words and phrases as used in this ordinance, unless a different meaning is clearly indicated by the context, shall have the following meanings:

- (a) "City" means the City of Farmington, Michigan.
- (b) "Council" means the Council of the City of Farmington.
- (c) "Board of Trustees" or "Board" means the board of trustees provided for in this ordinance.
- (d) "Retirement system" or "system" means the City of Farmington Employees Retirement System created and established by this ordinance.
- (e) "Employee" means any person in the employ of the City and shall include any person who holds an official position in the government of the City but shall exclude elected officials and officials that are reimbursed for services rendered on a fee basis.
- (f) "Member" means any employee who is included in the membership of the retirement system.
- (g) "Retirant" means any member who retires with a pension payable from funds of the retirement system.
- (h) "Beneficiary" means any person, except a retirant, who is in receipt of, or who has entitlement to, a pension or other benefit, payable from funds of the retirement system.
- (i) "Credited service" means the personal service rendered to the City by an employee to the extent credited him by the Board of Trustees.
- (j) "Compensation" means the salary or wages paid an employee for personal services rendered by him to the City.
- (k) "Final average salary" means the average of the highest annual compensations paid a member during any period of 5 consecutive years of his credited service contained within his 10 years of credited service immediately preceding the date his employment with the City last terminates. If a member has less than 5 years of credited service his final average salary shall be the average of his annual rates of compensation during his total years of credited service.
- (l) "Regular interest" means such rate or rates of interest per annum, compounded annually, as the Board of Trustees shall from time to time adopt.
- (m) "Accumulated contributions" means the sum of all amounts deducted from the compensations of a member and credited to his individual account in the members deposit fund, together with regular interest thereon.
- (n) "Pension" means an annual amount payable by the retirement system throughout the future life of a person, or for a temporary period, as provided in this ordinance. All pensions shall be paid in equal monthly installments.

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(o) "Pension reserve" means the present value of all payments to be made on account of any pension and shall be determined upon the basis of such mortality and other tables of experience, and regular interest, as the Board of Trustees shall from time to time adopt.

(p) "Retirement" means a member's withdrawal from the employ of the City with a pension payable from funds of the retirement system.

(q) The masculine gender shall include the feminine gender, and words of the singular number with respect to persons shall include the plural number, and vice-versa.

Board of Trustees:

Section 4. There is hereby created a Board of Trustees in whom is vested the power and authority to administer, manage and operate the retirement system, and to construe and make effective the provisions of this ordinance. The Board shall consist of 5 trustees, as follows:

(a) A member of the Council to be selected by the Council to serve at the pleasure of the Council;

(b) A citizen, who is a taxpayer of the City and who is neither a member, retirant, nor beneficiary of the retirement system, to be appointed by the Mayor, by and with the consent of the Council;

(c) The City Manager to serve by virtue of his position; the Mayor to serve as alternate to the City Manager and serve on the Board in his absence.

(d) Two members of the retirement system to be elected by the members of the retirement system in accordance with such rules and regulations as the Board of Trustees shall from time to time adopt to govern such elections: Provided, that no more than 1 such member trustee shall be from any 1 city department; and provided further, that the Mayor shall appoint such member trustees to serve on the first Board.

Trustee's Terms of Office:

Section 5. For the first Board of Trustees, the term of office of the appointed citizen trustee shall expire June 30, 1964; the terms of office of the 2 member trustees shall expire June 30, 1963 and June 30, 1962, respectively. Thereafter, the regular term of office of trustee shall be 3 years. Each trustee shall continue to serve until his successor has qualified for the office of trustee.

Trustees' Oath of Office:

Section 6. Each trustee shall, within 10 days from and after his appointment or election as trustee take an oath of office before the City Clerk.

Vacancy on Board; How filled:

Section 7. In the event a trustee fails to attend 3 consecutive meetings of the Board of Trustees, unless in each case excused for cause by the remaining trustees attending such meetings, or in the event an employee trustee leaves the employ of the City, he shall be considered to have resigned from the Board and the Board shall, by resolution, declare his office of trustee vacated as of the date of adoption of such resolution. If a vacancy occurs in the office of trustee the vacancy shall be filled, for the unexpired portion of the term, in the same manner as the office was previously filled.

Board Quorum; Vote; Meetings; Proceedings:

Section 8. The following membership representation shall constitute a quorum at a meeting of the Board.

1. Council member or citizen member.
2. City Manager or his alternate the Mayor.
3. One employee representative.

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Each trustee shall be entitled to 1 vote on each question before the Board and at least 3 concurring votes shall be required for a decision by the Board at any of its meetings. The Board shall hold meetings regularly, at least 1 in each quarter year and shall designate the time and place thereof. The Board shall adopt its own rules of procedure and shall keep a record of its proceedings. All meetings of the Board shall be public.

Board Chairman; Officers:

Section 9. (a) The Board of Trustees shall designate from its own number a chairman and a vice-chairman.

(b) The City Clerk shall serve as secretary to the Board of Trustees and he shall be the administrative officer of the retirement system.

(c) The City Treasurer shall be treasurer of the retirement system and he shall be the custodian of its moneys and investments.

(d) The City Attorney shall be legal advisor to the Board of Trustees.

(e) The Council shall designate an actuary who shall be the technical advisor to the Board of Trustees and who shall perform such other duties as are required of him under this ordinance.

Records; Annual Reports:

Section 10. The Secretary shall keep, cause to be kept, such data as shall be necessary for an actuarial valuation of the assets and liabilities of the retirement system. The Board of Trustees shall annually render a report to the Council showing the fiscal transactions of the system for the preceding fiscal year, and shall furnish the Council such additional information regarding the operation of the system as the Council shall from time to time request.

Experience Tables; Regular Interest; Adoption of:

Section 11. The Board of Trustees shall from time to time adopt such mortality and other tables of experience, and a rate or rates of regular interest, as are required in the proper operation of the retirement system.

Membership in Retirement System:

Section 12. The membership of the retirement system shall include all employees of the City: Provided, that the membership of the system shall not include any employee who is employed by the City in a position normally requiring less than 1500 hours of work per annum, nor shall it include any employee whose services are compensated on a fee basis. In any case of doubt as to the membership status of any employee, the Board of Trustees shall decide the question.

Membership Terminates:

Section 13. Except as otherwise provided in this ordinance, should any member cease to be an employee of the City for any reason, except his retirement, he shall thereupon cease to be a member of the retirement system and his credited service at that time shall be forfeited by him. In the event he is reemployed by the City he shall again become a member. Should his said reemployment occur within a period of 5 years from and after the date he last ceased to be a member his credited service last forfeited by him shall be restored to his credit, provided he returns to the members deposit fund the amount, if any, he withdrew therefrom, together with regular interest thereon from the date of withdrawal to the date of repayment. Upon a member's retirement he shall thereupon cease to be a member of the system.

Service Credit:

Section 14. The Board of Trustees shall fix and determine, by appropriate rules and regulations the amount of service to be credited any member: Provided, that in no

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case shall less than 10 days of service rendered by him in any calendar month be credited as a month of service; nor shall less than 10 months of service rendered by him in any calendar year be credited as a year of service; nor shall more than 1 year of service be credited any member for all service rendered by him in any calendar year. Based upon such rules and regulations and the provisions of this ordinance, The Board shall credit each member with the service rendered by him before and after January 1, 1962 for which he is entitled to credit.

Military Service Credit:

Section 15. In the event an employee of the City, who while employed by the City entered, or a member enters, the armed forces of the United States during any period of compulsory military service, such armed service rendered by him shall be credited him as City service: Provided, that (1) he reenters the employ of the City within 6 months from and after termination of such armed service actually required of him, and (2) he pays into the members deposit fund the amount, if any, he may have withdrawn therefrom, together with regular interest from the date of withdrawal to the date of repayment, and (3) in no case shall any member be credited with more than 5 years of service for all such armed service rendered by him. In any case of doubt as to the period to be so credited any member, the Board of Trustees shall have final power to determine such period. During the period of such armed service and until his return to the employ of the City his contributions to the retirement system shall be suspended.

Voluntary Retirement:

Section 16. Any member, who has attained age 60 years and has 10 or more years of credited service in force, may retire upon his written application filed with the Board of Trustees setting forth at what time, not less than 30 days nor more than 90 days subsequent to the execution and filing thereof, he desires to be retired. Upon his retirement he shall be entitled to a pension provided for in section 18 hereof.

Normal Retirement:

Section 17. Any member, except an elected officer of the City, shall be separated from the employ of the City the first day of the calendar month next following the month in which he attains age 65 years: Provided, That such a member may be continued in City employment beyond his attainment of age 65 years for periods not to extend beyond his attainment of age 70 years, if (1) he requests, in writing, to be continued in City employment, (2) he furnishes satisfactory medical evidence that he is physically capable of continuing in City employment, and (3) his request is approved by the City Manager or the Council, as the case may be. If a member who is so separated from City employment has 10 or more years of credited service in force he shall be retired and he shall be entitled to a pension provided for in section 18 hereof.

Straight Life Pension:

Section 18. Upon a member's retirement, as provided in this ordinance, he shall receive a straight life pension equal to the number of years, and fraction of a year, multiplied by the sum of 1 per cent of the first 4800 of his final average salary plus 1.5 per cent of the portion, if any, of his final average salary which is in excess of \$4800. Upon his retirement he shall have the right to elect an option provided for in section 21 hereof.

Terminal Payments:

Section 19. In the event a retirant dies before he has received in straight life pension payments an aggregate amount equal to his accumulated contributions standing to his credit in the members deposit fund at the time of his retirement, the difference between his said accumulated contributions and the said aggregate amount of straight life pension payments received by him shall be paid to such person or persons as he shall have nominated by written designation duly executed and filed with the Board of Trustees. If there

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be no such designated person or persons surviving the said retirant, such difference, if any, shall be paid to his estate. In no case shall any benefits be paid under this section on account of the death of a retirant if he had elected either option A or B provided for in section 21 hereof.

Deferred Retirement:

Section 20. In the event a member, who has 25 or more years of credited service, leaves the employ of the City prior to his attainment of age 60 years he shall be entitled to a pension computed according to the provisions of section 18 hereof in force at the time of the said member's separation from City employment: Provided, that he does not withdraw his accumulated contributions from the members deposit fund. His said pension shall begin the first day of the calendar month next following the month in which he files his application for same with the Board of Trustees on or after his attainment of age 65 years.

Pension Options:

Section 21. Prior to the effective date of his retirement, but not thereafter, a member may elect to receive his pension as a straight life pension payable throughout his life; or, he may elect to receive the actuarial equivalent, at that time, of his straight life pension in a reduced pension payable throughout his life, and nominate a beneficiary, in accordance with the provisions of option A or B set forth below:

Option A. Joint and Survivor Pension: Upon the death of a retirant, who elected option A, his reduced pension shall be continued throughout the life of and paid to such person, having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the Board of Trustees prior to the date of his retirement; or

Option B. Modified Joint and Survivor Pension: Upon the death of a retirant, who elected option B, one-half of his reduced pension shall be continued throughout the life of and paid to such person, having an insurable interest in his life, as he shall have nominated by written designation duly executed and filed with the Board of Trustees prior to the date of his retirement.

Disability Retirement:

Section 22. Upon the application of a member, or his department head on behalf of the member, a member who (1) is in the employ of the City, (2) has 10 or more years of credited service in force, and (3) becomes totally and permanently incapacitated for duty in the employ of the City, by reason of a personal injury or disease, may be retired by the Board of Trustees: Provided, that after a medical examination of the said member made by or under the direction of a medical committee consisting of 3 physicians, 1 of whom shall be named by the Board, 1 by the said member, and the third by the first 2 physicians so named, the said medical committee reports to the Board, by majority opinion in writing, (1) that the said member is mentally or physically totally incapacitated for duty in the employ of the City, (2) that such incapacity will probably be permanent, and (3) that the said member should be retired. The service requirement of 10 or more years contained in this section shall be waived in the case of a member, with less than 10 years of credited service in force, whom the Board finds to be in receipt of workmen's compensation on account of his disability arising out of and in the course of his employment by the City.

Disability Pension:

Section 23. Upon the retirement of a member on account of disability, as provided in section 22 hereof, he shall receive a pension computed in accordance with the provisions of section 18 hereof: Provided, that his straight life disability pension shall not be less than 20 per cent of his final average salary; and provided further, that

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his said disability pension shall be subject to section 24 hereof. Upon his retirement he shall have the right to elect an option provided for in section 21 hereof.

Re-Examination of Disability Retirant:

Section 24. (a) At least once each year during the first 5 years following a member's retirement on account of disability, and at least once in each 3 year period thereafter, the Board of Trustees may require the retirant, if he has not attained age 60 years, to undergo a medical examination to be made by or under the direction of a physician designated by the Board. If the said retirant refuses to submit to such medical examination in any such period his disability pension may be suspended by the Board until his withdrawal of such refusal. Should such refusal continue for 1 year all his rights in and to a disability pension may be revoked by the Board. If upon such medical examination of the said retirant the said physician reports to the Board that the said retirant is physically able and capable of resuming employment with the City he shall be returned to City employment and his disability pension shall terminate: Provided, that the report of the said physician is concurred in by the Board. In returning the said retirant to City employment reasonable latitude shall be allowed the City in placing him in a position commensurate with his type of work and compensation at the time of his retirement.

(b) A disability retirant who is returned to City employment, as provided in paragraph (a) above, shall again become a member of the retirement system. His credited service in force at the time of his retirement shall be restored to full force and effect.

Survivor Pension; Death of Member:

Section 25. Any member who continues in the employ of the City on or after the date he either acquired 25 years of credited service, or attains age 55 years and has 10 or more years of credited service, and (1) dies while in the employ of the City, and (2) leaves a widow, or in the case of a female member leaves a widower whom the Board of Trustees finds to be totally and permanently disabled and to be dependent upon the said female member for at least 50 per cent of his financial support, the said widow or widower shall immediately receive a pension computed in the same manner as if the said member had (1) retired the day preceding the date of his death, notwithstanding that he might not have attained age 60 years, (2) elected option A provided for in section 21 hereof, and (3) nominated his said widow or widower, as the case may be, as beneficiary.

Members Deposit Fund:

Section 26. (a) The members deposit fund is hereby created. It shall be the fund in which shall be accumulated, at regular interest, the contributions of members, and from which shall be made refunds and transfers of accumulated contributions, as provided in this ordinance.

(b) A member's contributions to the retirement system shall be 3 per cent of the first \$4800 of his annual salary plus 5 per cent of the portion, if any, of his annual salary which is in excess of \$4800.

(c) The officer or officers responsible for making up the payroll shall cause the contributions provided for in paragraph (b) of this section to be deducted from the compensations of each member on each and every payroll, for each and every payroll period, from the date of his entrance in the retirement system to the date his City employment terminates. The members' contributions provided for herein shall be made notwithstanding that the minimum compensation provided by law for any member is thereby changed. Each member shall be deemed to consent and agree to the deductions made and provided for herein. Payment of his compensation less said deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the services rendered by him during the period covered by such payment, except as to benefits provided by this ordinance. When deducted, each of said contributions shall be paid to the retirement system and shall be credited to the member's individual account in the members deposit fund from whose compensation said deduction was made.

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(d) In addition to the contributions deducted from the compensations of a member, as hereinbefore provided, a member shall deposit in the members deposit fund, by a single contribution or by an increased rate of contribution approved by the Board of Trustees, all amounts he may have withdrawn therefrom and not repaid thereto, together with regular interest thereon from the date of withdrawal to the date of repayment. In no case shall any member be given credit for service rendered prior to the date he withdrew his accumulated contributions until he repays to the members deposit fund the amounts due said fund by him.

(e) Upon a member's retirement his accumulated contributions standing to his credit in the members deposit fund shall be transferred to the retirement reserve fund. Except as otherwise provided in this ordinance, at the expiration of a period of 4 years from and after the date a member ceases to be an employee of the City any balance standing to his credit in the members deposit fund, unclaimed by the said member or his legal representative, shall be transferred to the income fund.

Refunds of Members' Contributions:

Section 27: (a) Should any member cease to be employed by the City and not be entitled to a pension payable from funds of the retirement system, he shall be paid the balance standing to his credit in the members deposit fund, provided he files his written application for same with the Board of Trustees.

(b) Upon the death of a member, if no pension becomes payable on account of his City employment, the balance standing to his credit in the members deposit fund at the time of his death shall be paid to such person or persons as he shall have nominated by written designation duly executed and filed with the Board of Trustees. If no such designated person or persons survives the said member his said accumulated contributions shall be paid to his estate.

(c) Payment of refunds of members deposit fund balances, as provided in this section, may be made in equal installments according to such rules and regulations as the Board of Trustees shall from time to time adopt.

Pension Reserve Fund:

Section 28. (a) The pension reserve fund is hereby created. It shall be the fund in which shall be accumulated the contributions made by the City to the retirement system and from which shall be made transfers of pension reserves, as provided in this section.

(b) Upon the basis of such mortality and other tables of experience, and regular interest, as the Board of Trustees shall from time to time adopt, the actuary shall compute the pension reserves for service rendered and to be rendered by members, and the pension reserves for pensions being paid retirants and beneficiaries at least on a minimum three year basis. The pension reserve liabilities so determined shall be financed by annual City contributions to be appropriated by the Council; said contributions to be determined in accordance with the provisions of sub-paragraphs (1), (2) and (3) set forth below,

- (1) The appropriations for members' current service shall be a per cent of their annual compensations which will produce an amount which if paid annually by the City during their future service will be sufficient, at the time of their retirements, to provide the pension reserves, not financed by members' future contributions, for the portions of the pensions to be paid them based upon their future service; and
- (2) The appropriation for members' accrued service shall be a per cent of their annual compensations which will produce an amount which if paid annually by the City over a period of years, to be determined by the Council, will amortize, at regular interest, the unfunded pension reserves for the accrued service portions of the pensions to

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- (3) which they may be entitled upon retirement; and
- (3) The appropriation for pensions being paid retirants and beneficiaries shall be a per cent of the annual compensations of members which will produce an amount which if paid annually by the City over a period of years, to be determined by the Council, will amortize, at regular interest, the unfunded pension reserves for pensions being paid retirants and beneficiaries.

(c) In the event the amounts appropriated in the budget in any fiscal year is insufficient to pay in full the amounts due in said year to all retirants and beneficiaries of the retirement system the amount of such insufficiency shall thereupon be provided by the City.

(d) Upon the retirement of a member the difference between the pension reserve for the pension payable on his account and his accumulated contributions shall be transferred from the pension reserve fund to the retirement reserve fund.

Retirement Reserve Fund:

Section 29. The retirement reserve fund is hereby created. It shall be the fund from which shall be paid all pensions as provided in this ordinance. In the event a disability retirant returns to City employment his pension reserve at that time shall be transferred from the retirement reserve fund to the members deposit fund and the pension reserve fund in the same proportion as the pension reserve was originally transferred.

Income Fund:

Section 30. The income fund is hereby created. It shall be the fund to which shall be credited all interest, dividends, and other income from investments of the retirement system; all transfers from the members deposit fund by reason of lack of claimant; and all other moneys received by the retirement system, the disposition of which is not specifically otherwise provided for in this ordinance. The Board of Trustees may accept gifts and bequests and the same shall be credited to the income fund. There shall be transferred from the income fund all amounts required to credit regular interest to the members deposit fund, retirement reserve fund, and pension reserve fund, as provided in this ordinance. Whenever the Board determines that the balance in the income fund is more than sufficient to cover the current charges to the fund, the Board may, by resolution, provide for contingency reserves, or for the transfer of such excess or portion thereof to cover the needs of the other funds of the retirement system, except the expense fund.

Expense Fund:

Section 31. The expense fund shall be the fund to which shall be credited all moneys provided by the City to pay the administrative expenses of the retirement system, and from which such administrative expenses shall be paid.

Investment of Moneys: Restricted Use of Fund: Assets Not Segregated:

Section 32. (a) The Board of Trustees shall be the trustees of the funds of the retirement system and shall have full power to invest and reinvest such funds, subject to all terms, conditions, limitations and restrictions imposed by the laws of the State of Michigan, including Insurance Department regulations adopted in connection therewith, upon domestic life insurance companies in the making and disposing of their investments; Provided, that no such investment or reinvestment shall be made in the stock of any company, corporation, or association. The Board shall have full power to hold, purchase, sell, assign, transfer, and dispose of any securities and investments in which the moneys of the retirement system have been invested, including the proceeds of said investments.

(b) All moneys and investments of the retirement system shall be held for the exclusive purpose of meeting the disbursements for pensions and other payments authorized by this ordinance and shall be used for no other purpose whatsoever. Available cash on deposit shall not exceed 10 per cent of the total assets of the retirement system.

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(c) The members deposit fund, pension reserve fund, retirement reserve fund, income fund, and expense fund shall be interpreted to refer to the accounting records of the retirement system and not to the actual segregation of the assets of the system in the said funds.

Allowance of Regular Interest:

Section 33. The Board of Trustees shall, at the end of each fiscal year, allow and credit regular interest to the members' individual accounts in the members deposit fund computed upon their individual balances at the beginning of such fiscal year; and to the mean balances for the year in the pension reserve fund and the retirement reserve fund. The amounts of interest so credited shall be charged to the income fund. In the event the balance in the income fund is not sufficient to cover the amounts of interest charged to it, the amount of such insufficiency shall be transferred from the pension reserve fund to the income fund.

No Trustee Shall Gain from Investments of the System:

Section 34. Except as otherwise provided in this ordinance, no trustee and no employee of the City shall have any interest direct or indirect in the gains or profit arising from any investments made by the Board of Trustees. No person directly or indirectly, for himself or as an agent or partner of others, shall borrow any moneys or investments of the retirement system, or in any manner use the same except to make current and necessary payments as are authorized by the Board. No such person shall become an endorser or surety or become in any manner an obligor for moneys loaned by or borrowed from the Board. Nothing contained herein shall be construed to impair the rights of any member, retirant, or beneficiary of the retirement system to benefits provided by the system.

Method of Making Payments:

Section 35. All payments from moneys of the retirement system shall be made by the City Treasurer: Provided, that such payments shall be made only upon the written authority signed by 2 persons designated by the Board of Trustees. A duly attested copy of a resolution designating such persons and bearing upon its face specimen signatures of such persons shall be filed with the City Treasurer. No such written authority to make payments from the moneys of the system shall be executed unless the payment or payments shall have been previously authorized by a specific or continuing resolution adopted by the Board.

Correction of Errors:

Section 36. Should any change or error in the records of the City or the retirement system result in any person receiving from the system more or less than he would have been entitled to receive had the records been correct, the Board of Trustees shall correct such error and as far as is practicable shall adjust the payment of the benefit in such manner that the actuarial equivalent of the benefit to which such person was correctly entitled shall be paid.

Subrogation:

Section 37. In the event a person becomes entitled to a pension or other benefit payable by the retirement system as the result of an accident or injury caused by act of a third party, the City shall be subrogated to the rights of the said person against such third party to the extent of the benefits to which the City pays or becomes liable to pay.

Assignments Prohibited:

Section 38. The right of a person to a pension, to the return of accumulated contributions, the pension itself, any pension option, and any other right accrued or

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accruing to any member, retirant or beneficiary, under the provisions of this ordinance, and all moneys belonging to the retirement system, shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency law, or any other process of law whatsoever and shall be unassignable, except as is specifically provided in this ordinance: Provided, that if a member is covered by a group insurance or prepayment plan participated in by the City, and should he be permitted to, and elect to, continue such coverage as a retirant, he may authorize the Board of Trustees to have deducted from his pension the payments required of him to continue coverage under such group insurance or prepayment plan; provided further, that the City shall have the right of setoff for any claim arising from embezzlement by or fraud of a member, retirant, or beneficiary.

Fraud Penalty:

Section 39. Whoever with intent to deceive shall make any statement or report required under this ordinance which is untrue, or shall falsify or permit to be falsified any record or records of the retirement system, shall be fined not to exceed \$500 or imprisoned for not to exceed 90 days, or both in the discretion of the Court, together with costs of prosecution.

Bank Trust Administration Service:

Section 40. The City Council at their discretion can authorize the use of a Bank Trust Service for the investment of pension funds and the administration of same. The City Council from time to time can review investment schedule and can delegate the administration of the pension fund investments to a bank trust agency of their choosing if so warranted.

This ordinance was introduced at a regular meeting of the City Council on November 6, 1961, was adopted and enacted at a regular meeting on December 18, 1961 and will become effective January 1, 1962.

ROLL CALL:

AYES: Lindbert, Peterson, Thayer, Forrest

NAYS: None

Ordinance declared adopted.

C. ADOPTION OF BOND RESOLUTION - \$160,000 MOTOR VEHICLE HIGHWAY BONDS

Motion by Peterson supported by Thayer to adopt the following resolution:

WHEREAS, the City Council of the City of Farmington, County of Oakland, Michigan, deems it necessary to acquire and construct street improvements in the City, as follows:

<u>County Road or Street</u>	<u>Termini</u>	<u>Proposed Type of Work Standards and Specifications</u>
Shiawassee	Power Rd. to Orchard Lk. Rd.	8" -6" -8" Concrete Integral Curb 36' B to B with Drainage Structures
Grove St.	Grand River Ave. to Orchard St.	8" -6" -8" Concrete Integral Curb 36' B to B with Drainage Structures
Power Rd.	Ten Mile Rd. to Valleyview Cir.	8" -6" -8" Concrete Integral Curb 36' B to B with Drainage Structures
Liberty St.	Grand River Ave. to State St.	8" -6" -8" Concrete Integral Curb 36' B to B with Drainage Structures

All said streets being major streets.

AND WHEREAS, the City Council estimates the cost of said improvements,

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including financial and legal expenses in connection with the issuance of bonds, to be One Hundred Sixty Thousand (\$160,000) Dollars;

AND WHEREAS, the City is authorized to expend Motor Vehicle Highway Funds allocated to it under the provisions of Section 13 of Act 51, Public Acts of Michigan, 1951, as amended, for the foregoing purposes;

AND WHEREAS, the City Council deems it to be in the best interest of the City to finance the cost of said improvements by borrowing the sum of \$160,000 and issuing bonds of the City therefor, pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended;

AND WHEREAS, the revenues received by the City of Farmington from the Motor Vehicle Highway Fund pursuant to Act 51, Public Acts of Michigan, 1951, as amended, during the fiscal year immediately preceding the contemplated borrowing are more than sufficient to comply with all of the requirements specified in Section 4 of Act 175, Public Acts of Michigan, 1952, as amended;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The plans and estimates of cost of said improvements, as set forth in the preamble hereto, are hereby approved and adopted.

2. The period of usefulness of said improvements set forth in the preamble hereto is estimated to be not less than thirty (30) years.

3. The City Council of the City of Farmington hereby determines to borrow the sum of \$160,000 and issue bonds of the City therefor, pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended, for the purpose of providing funds to pay the cost of the improvements set forth in the preamble hereto.

4. Said bonds shall be designated "1962 MOTOR VEHICLE HIGHWAY FUND BONDS" and shall consist of one hundred sixty (160) bonds of the denomination of \$1,000 each, numbered consecutively in direct order of maturity from 1 to 160, both inclusive, dated as of March 1, 1962, and payable serially, without option of prior redemption, as follows:

\$ 5,000 March 1st of each of the years 1963 and 1964;

\$10,000 March 1st of each year from 1965 to 1973, inclusive;

\$15,000 March 1st of each year from 1974 to 1977, inclusive;

Said bonds shall bear interest at a rate or rates not exceeding five per cent (5%) per annum, payable on September 1, 1962, and semiannually thereafter on March 1st and September 1st of each year, both principal and interest to be payable at a bank or trust company to be designated by the purchaser of the bonds.

5. For the purpose of providing moneys to pay the principal of and interest on the bonds herein authorized, and in accordance with the provisions of Act 175, Public Acts of Michigan, 1952, as amended, there is hereby made an irrevocable appropriation of the amount necessary to pay the principal of and interest on the bonds herein authorized from the moneys to be derived from State-collected taxes returned to the City of Farmington for highway purposes, pursuant to law, and the Treasurer of the City of Farmington is hereby directed, during each year that any of the principal of and interest on the indebtedness herein authorized remains outstanding and unpaid, to set aside in a separate depository account, to be designated 1962 MOTOR VEHICLE HIGHWAY FUND BOND DEBT RETIREMENT FUND, sufficient moneys from revenues received during each such year from the Motor Vehicle Highway Fund pursuant to law to pay the principal of and interest on the installment of such indebtedness next maturing.

COUNCIL PROCEEDINGS -15-

6. Pursuant to the authorization of Act 175, Public Acts of Michigan, 1952, as amended, and as additional security for the prompt payment of the principal and interest on the bonds herein authorized, there is hereby irrevocably pledged the full faith and credit of the City of Farmington.

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

8. Said 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

1962 MOTOR VEHICLE HIGHWAY FUND BOND

No. _____

\$1,000.00

KNOW ALL MEN BY THESE PRESENTS the the CITY OF FARMINGTON, County of Oakland, State of Michigan, 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 March, A.D., 19____, with interest thereon from the date hereof until paid at the rate of _____ per cent per annum, payable on September 1, 1962, and semiannually thereafter on the first day of March and September of each year, upon presentation and surrender of the proper interest coupon hereto annexed as they severally become due. Both principal of and interest on this bond are payable at _____, 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 one hundred sixty (160) bonds of even date and like tenor, except as to date of maturity _____, aggregating the principal sum of \$160,000, issued pursuant to authority of Act 175, Public Acts of Michigan, 1952, as amended, and pursuant to resolution of the City Council adopted December 18, 1961, for the purpose of defraying the cost of acquiring and constructing street improvements in the City.

This bond and the interest thereon are payable from the proceeds of State-collected taxes returned to the City of Farmington for road purposes pursuant to law; and the resolution authorizing the issuance and sale of said bonds contains an irrevocable appropriation of the amount necessary to pay the principal of and interest on this bond and the series of bonds of which this is one from the moneys derived from such State-collected taxes returned to the City for highway purposes which have not been theretofore specifically allocated and pledged for the payment of indebtedness; or, in case of insufficiency of said funds, said principal and interest are payable out of the general funds of the City of Farmington

It is hereby certified and recited that all acts, conditions and things required to be done, exist and happen, precedent to and in the issuance of said series of bonds of which this is one, in order to make them valid and binding obligations of said City,

COUNCIL PROCEEDINGS -16-

have been done, exist and have happened in regular and due form and time as required by law, and that the total indebtedness of said City, including the series of bonds of which this is one, 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 by the facsimile signatures of said Mayor and City Clerk, all as of the first day of March, A.D. 1962.

CITY OF FARMINGTON

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, hereby promises to pay to the bearer hereof the sum of _____ Dollars, at _____, being the semiannual interest due that date on its 1962 Motor Vehicle Highway Fund Bond dated March 1, 1962 No. _____.

Mayor

City Clerk

9. 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 of Detroit, Michigan, and the Farmington Enterprise, Farmington, Michigan, fixing the date of sale for a regular or special meeting of the City Council occurring at least seven (7) full days after the date of such publication.

10. The notice of sale of said bonds shall be in the following form, subject to any changes that may be required therein by the Municipal Finance Commission:

OFFICIAL NOTICE OF SALE
\$160,000
CITY OF FARMINGTON, COUNTY OF OAKLAND, MICHIGAN
1962 MOTOR VEHICLE HIGHWAY FUND BONDS

COUNCIL PROCEEDINGS -17-

Sealed bids for the purchase of 1962 Motor Vehicle Highway Fund Bonds to be issued by the City of Farmington, County of Oakland, Michigan, of the par value of \$160,000, will be received by the undersigned at his office in the City Hall in said City until 8:00 o'clock p.m., Eastern Standard Time, on _____, the _____ day of _____, 1962, at which time and place said bids will be publicly opened and read.

Said bonds will be dated March 1, 1962, and will be one hundred sixty (160) bonds of the denomination of \$1,000 each, will be numbered consecutively in direct order of maturity from 1 to 160, both inclusive, and will bear interest from their date at a rate or rates not exceeding five per cent (5%) per annum, expressed in multiples of 1/8 of 1%, said interest to be payable on September 1, 1962, and semiannually thereafter on March 1st and September 1st of each year. The interest rate for each coupon period on any one bond shall be at one rate only and represented by one interest coupon. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery.

Said bonds will mature serially, without option of prior redemption, as follows:

- \$ 5,000 March 1st of each of the years 1963 and 1964;
- \$10,000 March 1st of each year from 1965 to 1973, inclusive;
- \$15,000 March 1st of each year from 1974 to 1977, inclusive.

Both principal and interest will be payable at a bank or trust company to be designated by the purchaser of the bonds.

For the purpose of awarding the bonds, the interest cost of each bid will be computed by determining at the rate or rates specified therein, the total dollar value of all interest on the bonds from (here insert the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later) to their maturity and deducting therefrom any premium. The bonds will be awarded to the bidder whose bid on the above computation produces the lowest interest cost to the City. No proposal for the purchase of less than all of the bonds herein offered or at a price less than their par value will be considered.

The bonds are to be issued pursuant to the provisions of Act 175, Public Acts of Michigan, 1952, as amended, and are issued in anticipation of Motor Vehicle Highway Fund payments to be received by the City of Farmington, and said bonds will pledge the full faith and credit of the City of Farmington for their payment.

A certified or cashier's check in the amount of \$3,200, drawn upon an incorporated bank or trust company, payable to the order of the Treasurer of the City of Farmington, must accompany each bid as a guaranty of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid is accepted and the bidder fails to take up and pay for the bonds. No interest will be allowed on the good faith checks, and checks of unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.

Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, Attorneys of Detroit, Michigan, approving the legality of the bonds. The cost of such opinion shall be paid by the City. The cost of printing the bonds shall be paid by the City. Bonds will be delivered at Detroit, Michigan.

The right is reserved to reject any or all bids.

Envelopes containing the bids should be plainly marked "Proposal for Bonds."

Clerk, City of Farmington

APPROVED: _____
STATE OF MICHIGAN
MUNICIPAL FINANCE COMMISSION

COUNCIL PROCEEDINGS -18-

11. A copy of this resolution shall be published in the Farmington Enterprise, Farmington, Michigan, a newspaper of general circulation in the City of Farmington, Michigan, at least once before this resolution becomes effective.

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: Councilmen Peterson, Thayer, Forrest, Lindbert.

NAYS: None

Resolution declared adopted.

D. ADOPTION OF RESOLUTIONS #2 PAVING HAWTHORNE AND LIBERTY STS. BY SPECIAL ASSESSMENT

Motion by Forrest supported by Peterson to adopt the following resolutions:

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; consisting of street paving, curb and gutter and drainage structures on the following described street:

HAWTHORNE STREET FROM GRAND RIVER AVENUE TO NINE MILE ROAD

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 acquire and construct street improvements consisting of street paving, curb and gutter and drainage structures on the following described street:

HAWTHORNE STREET FROM GRAND RIVER AVENUE TO NINE MILE ROAD

3. The City Council determines that \$8,576.04 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:

SUPERVISOR'S PLAT #4, LOT 107, REGAL ORCHARDS SUB., LOTS 28 THRU 31 INCL., FLORAL PARK SUB., LOTS 526 THRU 530 INCL.

5. The City Council shall hold a Public Hearing on January 8, 1962, at 7:30 o'clock p.m., at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by the said proposed street improvements may be heard

6. The City Clerk shall cause notice of said hearing to be published in the Farmington Enterprise, 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:

COUNCIL PROCEEDINGS -19-

NOTICE OF HEARING

TAKE NOTICE THAT the City Council of the City of Farmington, Michigan, proposes to acquire and construct street improvements consisting of street paving, curb and gutter and drainage structures on the following described street:

HAWTHORNE STREET FROM GRAND RIVER AVENUE TO NINE MILE ROAD

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:

SUPERVISOR'S PLAT #4, LOT 107, REGAL ORCHARDS SUB., LOTS 28 THRU 31 INCL., FLORAL PARK SUB., LOTS 526 THRU 530 INCL.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvements, and the same, together with the City Manager's recommendations and findings concerning said improvements, 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, January 8, 1962, at 7:30 o'clock p.m., for the purpose of hearing all persons affected by said street improvements.

City Clerk

AYES: Councilmen Thayer, Forrest, Lindbert, Peterson
NAYS: None
Resolution declared adopted.

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; consisting of street paving, curb and gutter and drainage structures on the following described street:

LIBERTY STREET FROM STATE STREET TO ALTA LOMA DRIVE

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 acquire and construct street improvements consisting of street paving, curb and gutter and drainage structures on the following described street:

LIBERTY STREET FROM STATE STREET TO ALTA LOMA DRIVE

- 3. The City Council determines that \$10,173.00 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.

COUNCIL PROCEEDINGS -20-

4. The following described lots and parcels of land shall make the special assessment district:

ASSESSOR'S HATTON GARDENS SUB., LOTS 16, 22 THRU 26 INCL.,
32 THRU 36 INCL., GARDUROUS WEBSTER SUB., LOTS 8 & 9.

5. The City Council shall hold a Public Hearing on January 8, 1962, at 7:30 o'clock p.m., at the City Hall in the City of Farmington, Michigan, at which hearing any person affected by the said proposed street improvements may be heard.

6. The City Clerk shall cause notice of said hearing to be published in the Farmington Enterprise, 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 acquire and construct street improvements consisting of street paving, curb and gutter and drainage structures in the following described street:

LIBERTY STREET FROM STATE STREET TO ALTA LOMA DRIVE

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:

ASSESSOR'S HATTON GARDENS SUB., LOTS 16, 22 THRU 26 INCL.,
LOTS 32 THRU 36 INCL., GARDUROUS WEBSTER SUB., LOTS 8 & 9.

The Council has caused the City Manager to have prepared plans and specifications and an estimate of cost of said improvements, and the same, together with the City Manager's recommendations and findings concerning said improvements, 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, January 8, 1962, at 7:30 o'clock p.m., for the purpose of hearing all persons affected by said street improvements.

City Clerk

AYES: Councilmen Thayer, Forrest, Lindbert, Peterson

NAYS: None

Resolution declared adopted.

CLAIMS AND ACCOUNTSA. MONTHLY BILLS

Motion by Peterson supported by Thayer that claims and accounts for November be approved as submitted.

ROLL CALL:

AYES: Forrest, Lindbert, Peterson, Thayer

NAYS: None


Motion carried.

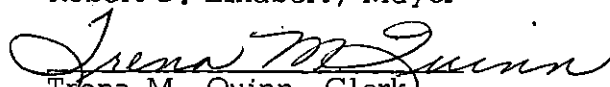
ADJOURNMENT

COUNCIL PROCEEDINGS -21-

Motion by Thayer seconded by Forrest that the meeting adjourn. Motion carried, all ayes.

Meeting adjourned at 9:40 p.m.


Robert B. Lindbert, Mayor


Trena M. Quinn, Clerk

COUNCIL PROCEEDINGS

A special meeting of the City Council of the City of Farmington was held December 23, 1961 for the purpose of establishing a Public Hearing on the proposed site plan of Quigley Machine Products Company and the introduction of an Amendment to the Zoning Ordinance proposing an addition of new zoning district classification.

Meeting called to order at 8:30 a.m. by Mayor Lindbert.

ROLL CALL: Councilmen Brotherton, Lindbert, Thayer - present. Forrest, Peterson - absent.

CITY OFFICIALS PRESENT: City Manager Dinan.

ESTABLISHMENT OF PUBLIC HEARING ON PROPOSED SITE PLAN, QUIGLEY MACHINE PRODS. COMPANY

Motion by Brotherton supported by Thayer to establish a Public Hearing on January 8, 1962, at 7:30 p.m., on the rezoning of Lots 224, 378, 379 and the north 20 feet of Lot 361, Floral Park Subdivision, from R-1, Residential One Family, to P.S. Parking & Storage. Lot 361 excepting the north 20 feet, Floral Park Subdivision, from R-1, Residential One Family, to M-1, Light Industrial. Motion carried, all ayes.

INTRODUCTION OF AMENDMENT TO ZONING ORDINANCE NO. C-49-56, PROVIDING NEW CLASSIFICATION P.S. PARKING & STORAGE DISTRICT

Motion by Thayer supported by Brotherton to introduce AN AMENDMENT TO THE ZONING ORDINANCE NO. C-49-56, PROVIDING NEW CLASSIFICATION P.S., PARKING & STORAGE DISTRICT.

ROLL CALL:

AYES; Brotherton, Lindbert, Thayer

NAYS: None

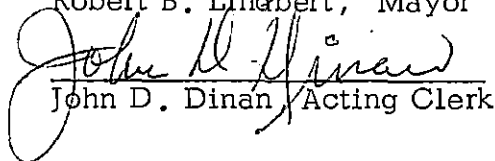
Motion carried.

ADJOURNMENT

Motion by Thayer supported by Brotherton to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:15 a.m.


Robert B. Lindbert, Mayor


John D. Dinan, Acting Clerk