

FARMINGTON CITY COUNCIL  
REGULAR MEETING  
MARCH 15, 2010

A regular meeting of the Farmington City Council was held on Monday, March 15, 2010, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 7:05 p.m. by Mayor Pro Tem Wiggins.

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

**ABSENT:** Buck.

**CITY ADMINISTRATION:** Director Gushman, City Clerk Halberstadt, City Manager Pastue, Attorney Schultz, Director Schulz, Treasurer Weber.

**CONSENT AGENDA**

**03-10-044** MOTION by McShane, seconded by Wright, to approve the consent agenda as presented:

- A. Special meeting minutes of January 26, 2010
- B. Special meeting minutes of February 15, 2010
- C. Regular meeting minutes of February 15, 2010
- D. Monthly Public Safety Report, February 2010
- E. Special event Request – “Poppy Days”
- F. Special Event Request – Springbrook Gardens 5K Easter Run

MOTION CARRIED UNANIMOUSLY.

**APPROVAL OF REGULAR AGENDA**

**03-10-045** MOTION by Knol, seconded by McShane, to approve the agenda as amended adding Item 7F, Grant Agreement – E Poll Book Laptop Procurement. MOTION CARRIED UNANIMOUSLY

**PRESENTATIONS/PUBLIC HEARINGS**

**BOTSFORD HOSPITAL AS LEVEL II TRAUMA CENTER**

Paul LaCasse, D.O., President and CEO of Botsford Health Care, presented an informative presentation regarding trauma facts and statistics. He shared the crucial services available to the Farmington Community and surrounding areas as they relate to Botsford Hospital as a Level II trauma center.

McShane asked how the City can get the facts about Botsford’s trauma services out to the community.

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Wiggins asked if there is a link on the City's website for Botsford. He inquired if there is something the City can develop to ensure this information is made available to the community. Pastue responded yes.

**SPECIAL EVENT PETITION – MEMORIAL DAY PARADE**

**03-10-046** MOTION by McShane, seconded by Knol, to approve the use of Grand River Avenue on Monday, May 31, 2010 from 9:00 a.m. to 1:00 p.m., to conduct a Memorial Day Parade; that the State of Michigan, Department of Transportation, be held harmless from any liability resulting from the closing of Grand River; and authorize the Public Safety Department to file for the permit with Michigan Department of Transportation for the closing of Grand River Avenue. MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE FARMINGTON COMMUNITY ARTS  
COUNCIL REQUEST FOR BANNERS ACROSS GRAND RIVER AVENUE**

**03-10-047** MOTION by Wright, seconded by Knol, to approve a request of the Farmington Community Arts Council to hang a 25' x 5' mesh banner across Grand River Avenue near the Village Commons Center from April 9 to April 26, 2010. MOTION CARRIED UNANIMOUSLY.

**PUBLIC SAFETY TIP OF THE MONTH**

Interim Director Schulz, representing the Emergency Preparedness Commission, discussed how to prepare for tornado-related events including: understanding the Oakland County siren system and practicing tornado drills at home.

**UNFINISHED BUSINESS**

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

Pastue stated the road commission made changes to agreement from prior years. Primary changes dealt with the obligation of the City to notify of defects within a specific time period. Review of the agreement revealed that this change somewhat reduces governmental immunity by creating more of a contractual obligation.

Schultz responded there is no objection to the agreement. There is nothing improper or illegal.

**RESOLUTION 03-10-048** MOTION by Knol, seconded by McShane, to renew an agreement with the Road Commission for Oakland County in the amount of \$20,319.52 for the maintenance of Farmington Road, between Eight Mile and Grand River, for a one-year period beginning October 1, 2009.  
**[SEE ATTACHED AGREEMENT].**

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ROLL CALL

Ayes: McShane, Wiggins, Wright, Knol.

Nays: None.

Absent: Buck.

MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS

**CONSIDERATION TO ACCEPT AND FILE THE FINANCIAL REPORTS FOR THE CITY OF FARMINGTON BROWNFIELD REDEVELOPMENT AUTHORITY FOR THE FLAGSTAR AND TCF PROJECTS**

**RESOLUTION 03-10-049** MOTION by McShane, seconded by Knol, to approve the financial report for the City of Farmington Brownfield Redevelopment Authority for the Flagstar and TCF projects for the year ending June 30, 2009 and authorize that they be filed with the State Tax Commission. MOTION CARRIED UNANIMOUSLY. [SEE ATTACHED FINANCIAL REPORT]

**CONSIDERATION TO APPROVE ESTIMATE NO. 5 FINAL FOR THE SLOCUM STREET RECONSTRUCTION AND WATER MAIN IMPROVEMENT PROJECT**

Responding to a question from Knol, Pastue stated the project will be \$50,000-\$60,000 under budget.

**RESOLUTION 03-10-050** MOTION by Wright, seconded by McShane, to approve payment of Construction Estimate No. 5 to FDM Contracting in the amount of \$33,612.82 for *final* work completed on the Slocum Street Reconstruction and Water Main Improvement Project.

ROLL CALL

Ayes: Wiggins, Wright, Knol, McShane.

Nays: None.

Absent: Buck.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO APPROVE ESTIMATE NO. 8 FOR GRAND RIVER STREETScape AND WATER MAIN IMPROVEMENT PROJECT**

Responding to a question from McShane, Pastue stated all open items on the project list will be completed before final payment is made.

Responding to an additional question from McShane, Gushman stated the pool painting has been scheduled weather permitting. He advised they need one week to complete the 3-step process.

Knol asked about the signage for the loading zone in front of the Civic Theatre.

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Pastue responded the issue has been addressed several times with the contractor and the City has considered going ahead and installing the signs. He advised once the signs are installed enforcement will take place initially issuing warnings relating to the intended purpose of the zone.

Gushman responded the contractor has assured him the signs will be installed in approximately one week.

McShane stated they have one week to put up the signs.

**RESOLUTION 03-10-051** MOTION by Wright, seconded by Knol, to approve payment of Construction Estimate No. 8 to Peter A. Basile Sons, Inc. in the amount of \$75,719.21 for work completed on the Grand River Streetscape and Water Main Improvement Project.

**ROLL CALL**

Ayes: Wright, Knol, McShane, Wiggins.

Nays: None.

Absent: Buck.

MOTION CARRIED UNANIMOUSLY.

**CONSIDERATION TO INTRODUCE ORDINANCE C-742-2010 TO AMEND CHAPTER 35 OF THE CITY CODE, ZONING**

**RESOLUTION 03-10-052** MOTION by Knol, seconded by McShane, to introduce Ordinance C-742-2010 to amend Chapter 35 of the City Zoning Code to address changes to the City of Farmington Master Plan for land use and to revise and update both substantive and procedural regulations throughout the Ordinance. MOTION CARRIED UNANIMOUSLY. [\[SEE ATTACHED ORDINANCE\]](#)

**CONSIDERATION TO AMEND FISCAL YEAR 2009/10 BUDGET**

**RESOLUTION 03-10-053** MOTION by Wright, seconded by Knol, to approve amending the fiscal year 2009/10 budget to eliminate the budget activity "Retirement and Retiree Health Care" in the general fund and reclassify the budget for this activity to the City's General Fund activities. [\[SEE ATTACHED RESOLUTION\]](#).

**ROLL CALL**

Ayes: Knol, McShane, Wiggins, Wright

Nays: None

Absent: Buck

MOTION CARRIED UNANIMOUSLY.

**GRANT AGREEMENT – E POLL BOOK LAPTOP PROCUREMENT**

Knol asked about how it streamlines the process.

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In response to a question from Knol, Halberstadt stated the E Poll Book streamlines the voting process by combining the precinct list and poll book steps into one.

Responding to a question from Wright, Halberstadt stated there will be a back-up procedure in place if there is a problem with the E Poll Book.

**RESOLUTION 03-09-054** MOTION by McShane, seconded by Knol, to adopt a resolution authorizing the City Clerk to enter into a grant agreement with the Michigan Department of State for the receipt of six (6) electronic poll book laptops and accessories purchased with federal funds under the Help America Vote Act (HAVA). **[SEE ATTACHED RESOLUTION]**

**ROLL CALL**

Ayes: McShane, Wiggins, Wright, Knol

Nays: None

Absent: Buck

MOTION CARRIED UNANIMOUSLY.

**PUBLIC COMMENT**

Dominic Castro, owner of Luigi's Restaurant, expressed concern regarding a citation he received recently due to an empty egg carton left on the ground next to his outside trash bin. He questioned why the City did not discuss the matter with him first before issuing the ticket. He would have been happy to remove the egg carton and assure the City he would be more diligent in keeping the area maintained.

Pastue advised there has been a concerted effort to ensure the areas around the dumpsters in the downtown are cleaned and maintained. He will discuss the matter further with Mr. Castro.

**COUNCIL COMMENT**

In referring to the public comment, Wright stated the importance of harmony and balance in the community.

Knol reminded residents to complete the Census form and encouraged them to contact their friends and family in Florida and Arizona regarding the importance of completing the form.

Pastue confirmed his office sent out a letter to all residents regarding the census.

Knol advised population is one factor the state and federal government use in grants, economic development, education, transportation, roads and public safety. All of those areas in some way tie into the funding from the state and

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federal government. Knol acknowledged and congratulated Farmington Public Safety for solving the "Great Scott" homicide from 1979.

On behalf of Mayor Buck, Wiggins advised Mayor Buck witnessed the Public Safety Department in action during a recent fire at a business on Nine Mile Road. Mayor Buck recognized and thanked the Public Safety Department for their professionalism and efforts to protect the Farmington residents and their property.

**ADJOURNMENT**

**03-10-055** MOTION by Wiggins, seconded by McShane, to adjourn the meeting. MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 8:12 p.m.

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J.T. (Tom) Buck, Mayor

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Susan K. Halberstadt, City Clerk

APPROVED: April 19, 2010