



Regular City Council Meeting
7:00 p.m., Monday, April 1, 2019
Conference Room
23600 Liberty Street
Farmington, MI 48335

FINAL

REGULAR MEETING MINUTES

A regular meeting of the Farmington City Council was held on April 1, 2019, at 23600 Liberty Street, Farmington, MI. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 7:00 pm by Mayor Steve Schneemann.

1. Roll Call

Attendee Name	Title	Status	Arrived
Sara Bowman	Mayor Pro Tem	Present	
William Galvin	Councilmember	Present	
Joe LaRussa	Councilmember	Present	
Steve Schneemann	Mayor	Present	
Maria Taylor	Councilmember	Present	

City Administration Present

City Clerk Mullison
 City Manager Murphy
 City Treasurer Weber (arrived 7:38 pm)
 City Attorney Zalewski

2. Approval of Agenda

Move to approve the regular meeting agenda with the removal of Item 4. Special Event Application: Friends of FASD 5K.

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Bowman, Mayor Pro Tem
SECONDER:	LaRussa, Councilmember

3. Public Comment

Sarah Davies, 23120 Violet, announced that the Great Farmington Cleanup Day sponsored by Keep Farmington Beautiful and the Jaycees would be held on April 27, 2019. She also spoke about the ordinance pertaining to marihuana establishments that will be considered at this meeting.

4. Consideration to approve the introduction of an ordinance relating to fireworks

City Manager Murphy explained that the State Legislature has changed the hours in which fireworks would be allowed and that Farmington's ordinance could be amended to better align with the current legislation.

Council questioned City Attorney Zalewski and Murphy about definitions in the amendment, scope of the changes and alignment with state laws, whether Farmington Hills had adopted a similar ordinance, and whether more dates should be considered when listing the allowable instances in which fireworks can be used.

Move to approve introduction of an Ordinance to amend The City of Farmington Code of Ordinances, Article V, "Offenses Against Public Peace," Section 20-117, "Fireworks," in order to amend regulations of the times during which consumer fireworks may be discharged, include additional restrictions on the discharge of fireworks, and amend the penalties for violations of this section.**

RESULT:	APPROVED AS PRESENTED [UNANIMOUS]
MOVER:	Bowman, Mayor Pro Tem
SECONDER:	Taylor, Councilmember
AYES:	Galvin, LaRussa, Schneemann, Taylor, Bowman

5. Second reading and consideration to adopt amendment of Telecommunications Ordinance relating to wireless antennas

Murphy explained that there were no changes made to the first reading of this ordinance. Discussion followed.

Move to adopt an ordinance to amend the City of Farmington Code of Ordinances Chapter 30.5, "Telecommunications," to add a new Article III, Wireless Facilities in Right-of-Way, to establish requirements, standards, and regulations for access to and use of public right-of-way for wireless facilities that are not telecommunication facilities under Article III of Chapter 30.5.**

RESULT:	APPROVED AS PRESENTED [UNANIMOUS]
MOVER:	LaRussa, Councilmember
SECONDER:	Bowman, Mayor Pro Tem
AYES:	LaRussa, Schneemann, Taylor, Bowman, Galvin

6. Second reading and consideration to adopt amendment of Streets and Sidewalks Ordinance relating to right-of-way permits for wireless antennas

Murphy presented a companion ordinance to the Telecommunications ordinance amendment relating to right-of-way permits for wireless antennas.

Move to adopt an ordinance to amend the City of Farmington Code of Ordinances Chapter 28, "Streets, Sidewalks and Other Public Places," Article 1, "In General," to amend and add definitions and amend and add requirements for placement and permitting of structures, equipment, facilities, and other installations in streets.**

RESULT:	APPROVED AS PRESENTED [UNANIMOUS]
MOVER:	LaRussa, Councilmember
SECONDER:	Taylor, Councilmember
AYES:	Schneemann, Taylor, Bowman, Galvin, LaRussa

7. Consideration to approve the introduction of an ordinance amending the City of Farmington Code of Ordinances to prohibit marihuana establishments within the boundaries of the City

Murphy gave background about an ordinance to opt out of allowing marihuana establishments within the boundaries of the city until regulations get straightened out on a legislative level. He indicated that city administration was recommending that the City opt out at this time.

Discussion about the first reading of this ordinance included the ramifications of opting out, whether limitations could be placed on establishments if opting in, and how other communities are reacting to the opportunity to opt out. Issues regarding state legislation were also discussed: that regulations have not been set as yet, what limitations are being placed on municipalities by the state, and whether the City will have time to react once the regulations have been published. Questions arose about allowing establishments that could not open federal bank accounts, safety concerns in the city, the social impact on residents, and the family nature of Farmington.

It was decided that further study and discussion was warranted on this topic, and several suggestions were given for changes in the ordinance amendment. A "trigger" for Council to revisit the topic a specific amount of time after the state publishes marihuana establishment regulations was requested to be included in the next reading of the ordinance.

Zalewski suggested that ordinance changes should be made before they are needed. He indicated that there was a risk in waiting because the final product might be something the City would be stuck with and agreed that there was some time yet to make a final decision. He said that the opt out is essentially a moratorium until the City is ready to opt in if that decision is desired. Opting out now would give Council a breathing space.

Move to approve the introduction of an Ordinance amending the City of Farmington Code of Ordinances to prohibit marihuana establishments within the boundaries of the City pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated law 1 of 2018, MCL 333.27951, et seq. to include a request for staff and legal to review and recommend a period of time to bring this back to Council following the enactment by the State of Michigan.**

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	Bowman, Mayor Pro Tem
SECONDER:	Galvin, Councilmember
AYES:	Taylor, Bowman, Galvin, LaRussa, Schneemann

8. Other Business

Murphy and City Treasurer Weber requested a discussion of floor surfacing for Sundquist Pavilion so that they could bring it back to Council as a budget amendment. Handouts of surface examples and vendor recommendations were distributed. Administration was instructed to advance the project and submit the budget amendment at the next meeting.

9. Council Comment

Taylor asked city administration about the timeline for the Oakland Street project.

Bowman commented on how following social media regarding marijuana led her to comments regarding the public not knowing when our meetings are. She wanted to be sure this information is being pushed out and available appropriately and would like to see clarification about where taxes are used and where marijuana revenue would be leveraged. She asked administration to answer public speculation about whether water bills are related to marijuana revenue. Murphy stated that water is an enterprise fund and that water rates are set through the Great Lakes Water Authority with charges based on individual usage, and that any revenue from marijuana establishments would not affect water bills.

11. Adjournment

Move to adjourn the meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Taylor, Councilmember
SECONDER:	Bowman, Mayor Pro Tem

The meeting adjourned at 8:03 p.m.

Steve Schneemann, Mayor

Mary Mullison, City Clerk

Approval Date: April 15, 2019

**To view approved documents, please see the Agenda Packet link that is relevant to this meeting at <http://farmgov.com/City-Services/Government/Agendas-and-Minutes/City-Council.aspx> or contact the City Clerk.