



FINAL

REGULAR MEETING MINUTES

A Regular meeting of the Farmington City Council was held on October 21, 2013, in City Council Chambers, 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 J.T. Buck.

1. CALL TO ORDER

Attendee Name	Title	Status	Arrived
J.T. Buck	Mayor	Present	
Greg Cowley	Councilmember	Present	
William Galvin	Mayor Pro Tem	Present	
JoAnne McShane	Councilmember	Present	
Steve Schneemann	Councilmember	Present	

City Administration Present

Superintendent Eudy
Director Christiansen
City Clerk Halberstadt
City Manager Pastue
Attorney Schultz
Director Schulz
Treasurer Weber

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Karen Buck.

3. PUBLIC COMMENT

Jeff Scott, 23218 Prospect, spoke about the difficulty of working with MDOT to obtain the necessary permit for proposed road construction project. He was pleased to hear the State Historical Preservation Department, through the diligence of Annette Knowles, has agreed to meet with the City regarding the Farmington Road project. He thanked the Mayor for all he has done for the city, it being his last meeting.

4. APPROVAL OF ITEMS ON CONSENT AGENDA

Buck requested the September 30, 2013 special meeting minutes be removed from

the Consent Agenda and placed under Unfinished Business.

Motion to approve the items on the Consent Agenda as amended, removing the September 30, 2013 minutes and placing them under Unfinished Business as Item No. 8 .

RESULT:	APPROVED AS AMENDED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

- 1. Minutes of the City Council - Special Study Session - Sep 16, 2013 6:00 PM**
- 2. Minutes of the City Council - Regular - Sep 16, 2013 7:00 PM**
- 3. Minutes of the City Council - Special Study Session - Oct 7, 2013 7:00 PM**
- 4. Farmington Monthly Payments Report, September 2013**
- 5. Farmington Financial Report Quarter Ended June 30, 2013**
- 6. Farmington Investment Report Quarter Ended June 30, 2013**
- 7. 47Th District Court Financial Report Quarter Ended June 30, 2013**
- 8. Farmington Public Safety Monthly Report, September 2013**
- 9. Farmington Building Department First Quarter Report July 1, 2013 through September 30, 2013**

5. APPROVAL OF REGULAR AGENDA

Motion to approve the Regular Agenda as amended, moving minutes of September 30, 2013 from the Consent Agenda and adding them as Item No. 8 under Unfinished Business.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Greg Cowley, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

6. PRESENTATION/PUBLIC HEARINGS

- 1. Consideration to Hold Public Hearing and Adopt Resolution to Vacate Public Right-Of-Way in Farmington Woods Subdivision**

Mayor Buck requested a motion to open the public hearing to receive public comment on the proposed vacation of certain streets in the Farmington Woods Subdivision.

Motion to open the public hearing to receive public comment on the proposed vacation of certain streets in the Farmington Woods Subdivision.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Galvin, Mayor Pro Tem
SECONDER:	Greg Cowley, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

Motion to Close the Public Hearing

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Greg Cowley, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

Hearing no public comment, Mayor Buck requested a motion to close the public hearing.

Resolution to vacate public right-of-way in Farmington Woods Subdivision.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Galvin, Mayor Pro Tem
SECONDER:	JoAnne McShane, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

Motion to adopt a resolution to vacate certain public streets in the Farmington Woods Subdivision in the City of Farmington. [SEE ATTACHED RESOLUTION] CMR 10-13-050

The votes were taken in the following order: Cowley, Galvin, McShane, Schneeman, Buck.

7. UNFINISHED BUSINESS

1. Consideration to Adopt Ordinance #C-770-2013 Regulating Precious Metal and Gem Dealers

Pastue advised this ordinance was introduced at the September 16th meeting and further discussed at the September 30th study session.

McShane inquired as to whether "Leads on Line" was a private company and Schulz responded in the affirmative. She asked if they collected information and Schulz indicated yes, that they store it. She further inquired if they sell the information they collect and Schulz responded he was not aware that they do.

Schulz discussed the benefits of using Leads on Line in terms of savings in manpower hours and the vast amount of information that can be accessed in identifying pawned items in and around the Detroit Metro area.

McShane stated it sounds like an excellent tool but worried about confidentiality.

Schulz advised Leads on Line is linked to Clemis and cannot be used by the general population.

Galvin commented that his understanding is secondhand stores in the area have already bought into this system. This is simply an update of City ordinance.

Motion to adopt Ordinance C-770-2013 to amend Chapter 8, Registration and Licensing, of the City Code to add Article III to regulate precious metal and gem dealers. [SEE ATTACHED ORDINANCE].

The votes were taken in the following order: Galvin, McShane, Schneemann, Buck, Cowley.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	Greg Cowley, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

2. Consideration to Adopt Ordinance #C-771-2013 Regulating Secondhand Dealers and Junk Dealers

Pastue stated this is similar to the last ordinance, that it was introduced at September 16th meeting and further discussed at the September 30th study session. He stated changes have been made to the ordinance regarding auto salvage operations and language dealing with property maintenance.

Motion to adopt Ordinance C-771-2013 to amend Chapter 8, Registration and Licensing, of the City Code to add Article IV to regulate secondhand dealers and junk dealers. [SEE ATTACHED ORDINANCE].

The votes were taken in the following order: McShane, Schneemann, Buck, Cowley, Galvin.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Greg Cowley, Councilmember
SECONDER: William Galvin, Mayor Pro Tem
AYES: Buck, Cowley, Galvin, McShane, Schneemann

3. Consideration to Adopt Ordinance #C-772-2013 Regulating Pawnbrokers

Pastue stated this ordinance focuses on registration and licensing of pawnbrokers, introduced at the September 16th meeting and further discussed at the September 30th study session. A change occurred strengthening the language concerning property maintenance for pawnbrokers.

Motion to adopt Ordinance C-772-2013 to amend Chapter 8, Registration and Licensing, of the City Code to add Article V to regulate Pawnbrokers. [SEE ATTACHED ORDINANCE].

The votes were taken in the following order: Schneemann, Buck, Cowley, Galvin, McShane.

RESULT: ADOPTED [UNANIMOUS]
MOVER: William Galvin, Mayor Pro Tem
SECONDER: JoAnne McShane, Councilmember
AYES: Buck, Cowley, Galvin, McShane, Schneemann

4. Consideration to Adopt Ordinance #C-773-2013 Amending Chapter 31

Pastue indicated this ordinance was introduced at the October 7th meeting. It deals with prosecution for Super Drunk as provided under the Michigan statute which allows for increased fines, jail time and community service. This ordinance would allow departments to write citations under local ordinance.

McShane indicated she received a phone call from a resident who suggested the City Council discuss with state representatives on how to provide treatment for alcoholics rather than doling out punishment only.

Motion to adopt Ordinance C-773-2013 amending Chapter 31 of the City Code, Traffic and Motor Vehicles, Section 29, "limitations," to allow the prosecution of cases under Section 625(1)(c) of the Michigan Vehicle Code, 149 PA 300. [SEE ATTACHED ORDINANCE].

The votes were taken in the following order: Buck, Cowley, Galvin, McShane, Schneemann.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: William Galvin, Mayor Pro Tem
SECONDER: Greg Cowley, Councilmember
AYES: Buck, Cowley, Galvin, McShane, Schneemann

5. Consideration to Introduce Ordinance #C-774-2013 Amending Regulations Dealing with Animals

Pastue stated this item was discussed at the October 7th study session. He indicated that the City will be working with Oakland County Animal Control Department to board captured dogs. As a result, Oakland County licensing and regulations pertaining to dogs and cats will take primacy. This will necessitate the need to amend Farmington's ordinance dealing with dogs and cats by eliminating Chapter 5 of the City Code dealing with animals, but all provisions of same would become part of Chapter 20 with the exception of the provision relating to domestic dogs and cats.

Motion to introduce Ordinance C-774-2013 deleting Chapter 5 of the City Code in its entirety and re-enacts certain provisions in Chapter 20, Offenses. [SEE ATTACHED ORDINANCE].

RESULT: **INTRODUCED [UNANIMOUS]**
MOVER: JoAnne McShane, Councilmember
SECONDER: William Galvin, Mayor Pro Tem
AYES: Buck, Cowley, Galvin, McShane, Schneemann

6. Consideration to Adopt Resolution to Initiate Animal Control Services with Oakland County

Pastue stated this resolution is in conjunction with the prior one and initiates the City's involvement with Oakland County Animal Control.

Motion to adopt a resolution to initiate animal control services with Oakland County. [SEE ATTACHED RESOLUTION] CMR 10-13-051

The votes were taken in the following order: Cowley, Galvin, McShane, Schneemann, Buck.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Greg Cowley, Councilmember
SECONDER: Steve Schneemann, Councilmember
AYES: Buck, Cowley, Galvin, McShane, Schneemann

7. Consideration to Reschedule Public Hearing Regarding the 2014 Community Block Grant Application

Pastue indicated that City Council initially scheduled a Public Hearing for October 21, 2013 regarding the 2014 Community Block Grant Application and was advised by Oakland County that it had to be held in November and therefore has been scheduled for November 18, 2013 at 7:00 p.m.

Motion to reschedule a public hearing for public comment on the proposed PY2014 Community Development Block Grant program application to November 18, 2013.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

8. Minutes of the City Council September 30, 2013 Special Meeting

Motion to approve the Special Meeting minutes of September 30, 2013 as amended, removing Mayor Buck from the Roll Call for adjournment.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	Greg Cowley, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

8. NEW BUSINESS

1. Consideration to Renew Farmington Rd Maintenance Agreement for Oakland County

City Administration recommended Council renewal of the annual Farmington Road Maintenance Agreement with the Oakland County Road Commission. The City provides ordinary maintenance of Farmington Road between Eight Mile and Grand River, including patching, crack sealing, maintenance, snow removal and general maintenance of the road. The County will provide \$20,319.52 in funding. He noted Farmington Road has held up remarkably well.

Galvin inquired if the cost to maintain the road is consistent with payment from the County. Pastue responded the city may need to provide a small subsidy from the Major Street Fund.

Motion 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, 2013. [SEE ATTACHED AGREEMENT]. CMR 10-13-052

The votes were taken in the following order: McShane, Schneemann, Buck, Cowley, Galvin.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	William Galvin, Mayor Pro Tem
SECONDER:	JoAnne McShane, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

2. Consideration to Approve Construction Estimate #5 for the 2013 Streetscape & Utilities Improvements and Change Order #3

City Administration recommended approval of Construction Estimate #5 in the amount of \$376,217.19 for work completed through October 11th of this year. They also recommended approval of Change Order #3 that decreases the contract amount by \$84.26.

Cowley inquired as to when the next construction meeting was being held and Pastue responded October 29th.

Motion to approve payment of construction estimate #5 in the amount of \$376,217.19 to Warren Contractors and change order #3 decreasing the contract amount by \$84.26, for the work completed on the Grove Street Project and the Warner/Oakland Street Project.

The votes were taken in the following order: McShane, Schneemann, Buck, Cowley, Galvin.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Greg Cowley, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

3. Consideration of Resolution to Amend City Fee Schedule

City Administration indicated there were three items discussed over the last month regarding a number of operational and regulatory items including: vehicle impoundment fee, animal control, and business licensing. Administration is requesting an amendment to the fee schedule as a result of these changes.

Galvin congratulated Director Schulz and his department for their resourcefulness in generating new revenue. He asked Pastue if money generated from vehicle impoundment fees could stay in the department for whatever operations and/or equipment that may be needed. Pastue responded it could be structured to record revenues generated by these fees and dedicate it for a specific purpose.

Motion to adopt a resolution amending the fee schedule to establish vehicle impoundment fee, establishing licensing fees for pawnbrokers, and precious metal and gem deals, and eliminating City dog and cat licenses along with animal boarding fees as amended; and changing the application and license fees for both Precious Metal and Gem Dealers and Pawnbrokers from \$100.00 to \$50.00. [SEE ATTACHED RESOLUTION] CMR 10-1-053

The votes were taken in the following order: Schneemann, Buck, Cowley, Galvin, McShane.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	Greg Cowley, Councilmember
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

4. Consideration to Amend Fiscal Year 2013-14 Budget

City Administration reviewed nine budget amendments included in the budget resolution to amend the 2013/14 budget.

Move to adopt a resolution amending the Fiscal Year 2013/14 Budget. [SEE ATTACHED RESOLUTION]. CMR 10-13-054

Roll call taken in following order: Buck, Cowley, Galvin, McShane, and Schneemann.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Greg Cowley, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

5. Consideration to Adopt Resolution Supporting Grant Proposal to the MIPlace Partnership Placeplans

City Administration recommended Council approval of a resolution supporting a joint grant proposal with the City of Farmington Hills to participate in the MIPlace Placeplan Grant Program.

McShane asked if this was mostly done for design work or conceptual work. Pastue responded more conceptual work that will hopefully build some vitality and energy into the Ten Mile and Orchard Lake area. He pointed out it is a very motorized intersection.

Motion to adopt a resolution supporting a joint grant proposal with the City of Farmington Hills to the MIPlace Partnership Placeplans Grant Program. [SEE ATTACHED RESOLUTION]. CMR 10-13-055

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: William Galvin, Mayor Pro Tem
SECONDER: Steve Schneemann, Councilmember
AYES: Buck, Cowley, Galvin, McShane, Schneemann

6. Consideration to Cancel November 4, 2013 Study Session

City Administration requested Council cancel the November 4th study session. It was noted the city election is scheduled for November 5th and Council Chambers is utilized as a voting precinct where set-up must take place the night before.

Motion to cancel the November 4, 2013 Study Session.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Greg Cowley, Councilmember
SECONDER: JoAnne McShane, Councilmember
AYES: Buck, Cowley, Galvin, McShane, Schneemann

9. DEPARTMENT HEAD COMMENTS

Pastue commented on the fact that this would be the last meeting with the current City Council. He thanked them for their support in working towards the redevelopment of the City while under budgetary constraints. He commended Mayor Buck for his service and leadership over the past eight years through the difficult economic times and expressed appreciation for his many contributions.

Halberstadt thanked Mayor Buck for his leadership and encouragement to City staff and residents of the community, especially during difficult times. She stated he will be missed. She also commented on the successful Ghost Walk at the Warner Mansion and thanked all the volunteers who made it happen. She also reminded everyone to get out and vote on November 5th for City Council and the school bond issues.

Christiansen echoed the comments of the City Manager and City Clerk and told Mayor Buck it was a pleasure to serve as a Commissioner under his tenure and now as an employee for the City.

Eudy thanked Mayor Buck for his encouragement and support.

Schulz assured residents that with the transition to Oakland County for animal control and licensing there would be no change by his department in response to animal complaints from residents. He congratulated Mayor Buck on his outstanding commitment to the City and stated he will be missed.

Weber stated the City auditors have finished their work on fiscal year end and detailed the results. He thanked Mayor Buck for his service over the last eight years.

The upcoming leaf program was also discussed.

10. COUNCIL COMMENT

Mayor Buck shared his thoughts, stating he loves the City and was very grateful for the opportunity to serve the residents over the past eight years. He spoke highly of the City and said his service was inspired by his father who was in the Air Force protecting the country with his mother at his side. He hoped he served as a role model for his children, nieces and nephews. He described Farmington as being about the people, neighbors, how to make great neighborhoods, volunteers, city employees, public safety officers, shopkeepers and excellent City caretakers. He stated the highlights from his years on council have been the streetscape, new businesses, new programs of many kinds and the transformation of the City, noting lots more is to come.

Mayor Buck said Farmington's character truly showed when faced with hard times, with employees sacrificing benefits and income to help get the City through. Taxpayers took on an additional millage burden and cutbacks were made to services and costs were cut. Through it all the character of Farmington remained. He stated it was a pleasure working with all of the staff and city team members who make the City thrive. He thanked the Council members for their unique contribution of time and talent. He commended the volunteers for their dedication. He then thanked everyone for allowing him to serve the fine community of Farmington.

Cowley stated it was a pleasure serving on Council with Mayor Buck. He said he has learned a lot serving on Council, noting he brought a business perspective to the discussions. He is proud of the balanced budget and the growth that the City has seen.

Cowley commended the Downtown Development Authority for their catalyst in making things happen. He urged everyone to focus on redevelopment. He talked about the revitalization with potential new housing coming to the City, new tax revenues, and new families. He commented on the upcoming bond election. He cautioned high millage rates can deter potential developers. He stated if re-elected he would bring creativity to the process and strongly urged voters to keep these facts in mind on November 5th.

Galvin stated he is confident our community wants good, safe public schools with good facilities and resources. He did not think anyone wants our children to sit in classrooms with broken desks and leaky roofs. In Farmington the August bond proposal was rejected for two reasons. First, it's a tax increase. Property owners are still reeling from depressed home values and we are tired of paying more. Second, and most importantly, Americans have a lack of faith in government spending. Voters are tired of multiple layers of local governments that have their own taxing authority and do not cooperate with each other.

Galvin advised a tax increase is not the ONLY way to pay for improvements. He

believes that if the City and Schools work together, we can cooperate to fund the school improvements with no tax increase to property owners.

Galvin stated the August vote was Plan A and November's vote is Plan B. Both include a tax increase. We were told Plan C does not exist, but in reality it does. He believes Plan C is a renewal of the current 2.56 mills with no tax increase and would also include redeployment of the school's six vacant properties in Farmington and Farmington Hills. If redeveloped as 21st century housing stock, these properties could generate upwards of \$40M for our schools over the next 30 years with no tax increase to the tax payer.

Galvin pointed out that Farmington has a pent up demand for new, 21st century housing on the Maxfield and Flander's sites. This would bring in new residents, new students for the schools, jobs, spending and property tax revenue. He stated there is no timeline for when the schools plan to use these taxpayer owned assets to reduce the tax burden. He stated a study is completely unnecessary and an inefficient use of tax dollars. In the City's recent Visioning Plan it was made clear that residents wanted those properties returned to the tax base for new housing that would benefit the schools and the City.

Galvin stated Maxfield and Flanders properties represent more than \$100,000 of new tax revenue that could be used to pay for Public Safety and DPW operations, roads, and other community needs such as additional parking in Downtown Farmington. He noted this is explained in the Visioning Plan report on the City's website. He further noted these vacant school properties represent a barrier to growth for Farmington.

Galvin stated the time is now for Farmington voters to demand government efficiency rather than a tax increase. A NO vote on the both school bond proposals supports governmental efficiency for property owners' taxes. A NO vote on both school bond proposals supports the residents' future vision for all of Farmington.

Galvin echoed earlier comments regarding Mayor Buck's service to the community. He expressed appreciation for the opportunity to serve with him. He thanked him for his support in his appointment to Council 2 ½ years ago. He wished him the best of luck.

Schneemann also echoed the comments made about Mayor Buck and his time serving Farmington. He spoke about his ability to engender goodwill among Council and City Administration. He cited his positive attitude and vision as being instrumental in helping carry Farmington through a very difficult time.

McShane stated she would not be commenting on the bond issue because in her time serving on Council she has always adopted a neutral stance on issues of this kind. She did not want to influence the voters.

McShane spoke about the weekend activities that had taken place with the Harry

Potter event at the Masonic Temple and the Ghost Walk at the Warner Mansion. She stated the Ghost Walk was not only entertaining, but educational as well. She commended Superintendent Eudy on his participation in the event as Governor Warner.

McShane personally thanked Mayor Buck on behalf of the City and all the employees for the wonderful job he had done, showing a great amount of integrity in his service. She said he represented the City in such a positive fashion and his efforts went above and beyond. She presented him with a gift commemorating his service.

Mayor Buck thanked everyone for their kind words and once again said it was an honor to serve Farmington.

11.ADJOURNMENT

Motion to adjourn the meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	JoAnne McShane, Councilmember
SECONDER:	William Galvin, Mayor Pro Tem
AYES:	Buck, Cowley, Galvin, McShane, Schneemann

The meeting adjourned at 8:35 p.m.

Mayor J.T. Buck

Susan K. Halberstadt, City Clerk

Approval Date: _____