

FARMINGTON CITY COUNCIL
REGULAR MEETING
March 17, 2008

A regular meeting of the Farmington City Council was held on Monday, March 17, 2008, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

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

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

ABSENT: None.

CITY ADMINISTRATION: Director Gushman, City Clerk Halberstadt, Director Nebus, City Manager Pastue.

CONSENT AGENDA

03-08-043 MOTION by Wright, seconded by McShane, to approve the following items on the consent agenda:

- Special Meeting Minutes of February 18, 2008
- Regular Meeting Minutes of February 18, 2008
- Special Meeting Minutes of March 3, 2008
- Public Safety Monthly Report – February 2008
- Farmington Monthly Payments Report – February 2008
- Special Event Request from Moslem Shriners
- City of Farmington Employees Retirement System Summary Annual Report FY 2006-07

MOTION CARRIED UNANIMOUSLY.

APPROVAL OF REGULAR AGENDA

03-08-044 MOTION by Wright, seconded by Wiggins, to approve the agenda as amended, removing Item 5A. "Proclamation – Duck Day." MOTION CARRIED UNANIMOUSLY.

PRESENTATIONS/PUBLIC HEARINGS

PETITION – SOUTH FARMINGTON BASEBALL LEAGUE PARADE

Responding to a question from Councilmember Wiggins, Pastue stated the South Farmington Baseball flags would be hung in the downtown.

Councilmember Wiggins expressed his approval of the proposed parade route.

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03-08-045 MOTION by Wiggins, seconded by McShane, to authorize the use of city streets for the South Farmington Baseball, Inc. annual opening day parade on Saturday, May 3, 2008, beginning at 10:00 a.m. at Riley Park/Sundquist Pavilion, proceeding across Grand River to Warner Street, north to Shiawassee, and east on Shiawassee to the City Park; and for the Public Safety Department to provide assistance to ensure safety along the parade route.
MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE BELLACINO'S PIZZA AND GRINDER'S 2008 CLASSIC SHOW

Councilmember McShane recommended doing a "cable spot" on the Classic Car show and highlighting the Village Commons.

03-08-046 MOTION by McShane, seconded by Buck, to approve a 2008 Classic Car Show to be held in the western portion of the Village Commons parking lot each Monday evening beginning in April and ending October 2008. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ADOPT RESOLUTION FOR CHARITABLE GAMING LICENSE – MICHIGAN WOMEN'S GOLF ASSOCIATION (MWGA)

Responding to a question from Councilmember McShane, Pat Shelton, MWGA representative, stated the request for a resolution from Farmington was due to the fact the Association's meetings are held at her home in Farmington.

03-08-047 MOTION by Wiggins, seconded by Buck, to adopt a resolution recognizing the Michigan Women's Golf Association as a charitable non-profit organization for purposes of obtaining a charitable gaming license. [SEE ATTACHED RESOLUTION]. MOTION CARRIED UNANIMOUSLY.

UNFINISHED BUSINESS

CONSIDERATION TO ADOPT ORDINANCE C-729-2008, TRAFFIC CONTROL ORDER, "NO PARKING HERE TO CORNER" AND "NO PARKING THIS SIDE OF SIGN," AT LIBERTY AND STATE STREET

City Manager Pastue advised a minor revision was made to the ordinance since its introduction on February 18, 2008. He stated in response to a traffic engineer recommendation, the ordinance was changed to prohibit parking within 30' of the stop sign on eastbound State Street west of Liberty, instead of 20' from the crosswalk.

03-08-048 MOTION by Wright, seconded by McShane, to adopt Ordinance C-729-2008 to amend Traffic Control Orders, incorporating changes in Chapter 5, Prohibited Parking, at Liberty and Street Streets. [SEE ATTACHED ORDINANCE].

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ROLL CALL

Ayes: Knol, McShane, Wiggins, Wright, Buck.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

NEW BUSINESS

CONSIDERATION TO INTRODUCE ORDINANCE C-730-2008 TO PROHIBIT PARKING ON SHIAWASSEE FROM MOONEY TO PROSPECT

City Manager Pastue advised the Traffic and Safety Board recommended permanent removal of the time restricted parking signs on both sides of Shiawassee, between Mooney and Prospect, and replace them with permanent "No Parking" signs.

Responding to a question from Councilmember Wiggins, Director Nebus stated he did not receive a response from Farmington High School to his letter of notification regarding the proposed change.

Councilmember Wiggins pointed out the challenge faced by the High School in providing adequate parking for major events.

Director Nebus noted additional permit parking was made available on Prospect Street.

03-08-049 MOTION by Buck, seconded by Wiggins, to introduce Ordinance C-730-2008 to amend Traffic Control Orders, incorporating changes in Chapter 4, Prohibited Parking, and Chapter 5, Regulations Prohibiting Parking at Anytime, along Shiawassee between Mooney and Prospect Streets. **[SEE ATTACHED ORDINANCE]**. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE LIVE SCAN MAINTENANCE AGREEMENT

RESOLUTION 03-08-050 Motion by Wiggins, seconded by McShane, to approve an agreement with Oakland County to delineate the responsibilities and obligations regarding use and maintenance of Live Scan Equipment for submission and exchange of fingerprint information. **[SEE ATTACHED AGREEMENT]**.

ROLL CALL

Ayes: McShane, Wiggins, Wright, Buck, Knol.

Nays: None.

Absent: None.

MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO ACCEPT BROWNFIELD REDEVELOPMENT REPORT

Councilmember Wiggins pointed out a discrepancy on the report. City Manager Pastue responded he would take a second look at the report and make any corrections as needed.

Responding to a question, Pastue stated the term of the current Brownfield Redevelopment Authority is six years expiring at the end of 2008.

03-08-051 MOTION by Buck, seconded by Wiggins, to accept the financial report for the City of Farmington Brownfield Redevelopment Authority for the period ending June 30, 2007 and authorize filing with the Michigan Tax Commission, subject to a review and resolution of noted discrepancy. **[SEE ATTACHED REPORT]**. MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO EXPAND ELIGIBILITY FOR CITY AND DDA 401a DEFINED CONTRIBUTION PLANS

Responding to a question from Councilmember Buck, Pastue stated this plan is employer contribution only and contributions will be incorporated into the budget.

Responding to a question from Councilmember McShane, Pastue stated this would be the first time a part-time position would be eligible for participation in a defined contribution plan. He noted that in making the change from a full-time to part-time position, the defined contribution plan was part of the discussion with the employee.

McShane asked if this precedent-setting change could cause problems in the future. Pastue responded the benefit would only apply to part-time positions at the professional level such as a Deputy Clerk, Controller or above.

Councilmember Wiggins clarified that part-time employees who qualify for the defined contribution would not be in the defined benefit plan. He further clarified no monies from the defined benefit plan would go to the defined contribution plan.

Mayor Knol requested language in the resolution that would make the benefit to part-time staff negotiable, for example, to receive the benefit the employee might take a reduction in pay. She suggested changing the word "shall" in paragraph 2 of the resolution to "may."

Councilmember Wright asked if the language of the resolution had been approved by an expert in qualified plans. He expressed caution in elevating one class of employee over another.

Pastue stated the resolution has not been reviewed by an expert, however, the plan does meet ERISA rules. Wright expressed concern the City runs a risk of

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having any part-time employee request participation in the plan. Pastue responded eligibility is limited to professional employees only.

Wright further expressed concern that eligibility, as defined, is too broad. He noted there is a exclusionary feature to this plan that is also a concern. Pastue suggested tabling the resolution to allow for legal review.

03-08-052 MOTION by Wright, seconded by McShane, to table consideration to adopt a resolution to expand eligibility for City and DDA 401a Defined Contribution Plans, to allow for attorney review of proposed plan. [SEE ATTACHED RESOLUTION] MOTION CARRIED UNANIMOUSLY.

CONSIDERATION TO APPROVE BOARD AND COMMISSION REAPPOINTMENTS

i. Brownfield Redevelopment Authority

03-08-053 MOTION by McShane, seconded by Wright, to reappoint Vincent Pastue and John Sailer to the Brownfield Redevelopment Authority for three-year terms expiring February 28, 2011. MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENT

Sam Hawkins, property owner on Orchard Street, expressed concern regarding rubbish stored behind the Downtown Center. He asked about dumpsters planned for that area.

Pastue responded there are future plans to locate a dumpster behind the Center.

Responding to a question from Mr. Hawkins, Director Gushman indicated his department has requested Kimco Management replace the missing sign on his fence.

Daniel Graham, 32960 Slocum, asked about proposed angled parking on Grand River and questioned the need for an island on Farmington Road. Mayor Knol responded there is no angled parking planned for Grand River.

COUNCIL COMMENT

Councilmember Wright asked regarding the status of taped Council meetings. Pastue responded taping should begin with the April 21st meeting.

Councilmember Wiggins noted the sidewalk on the north side of Shiawassee near the high school is flaking.

Wiggins recommended Director Nebus send the first reading of the Traffic Control Ordinance regarding no parking on Shiawassee to Farmington High School Principal Barrett.

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Wright asked regarding a response from Council to the collaboration study presented by Plante & Moran. He believed there is a consensus from Council to seek joint opportunities with Farmington Hills where economies of scale can be achieved.

Pastue stated the economic climate over the next couple of years requires the City to aggressively look at opportunities for shared services. He stated he will report back to Council where savings can be realized within the context of the budget. He noted there may be some areas where the level of services may be impacted in order to maintain the current millage rate.

Councilmember Buck expressed his support for sharing services. He expressed concern regarding the inaccuracies of the collaboration report and questioned whether corrections would be made.

Pastue stated the City informed Plante & Moran of a number of inaccuracies, however, they elected not to respond to many of them.

Mayor Knol requested City Manager Pastue develop a plan for shared service discussion.

Councilmember McShane suggested publicizing the City's plan of action concerning shared studies and provide a response to the inaccuracies of the report.

Wright suggested publishing a supplement to the collaboration report on the website to identify and correct inaccuracies.

Mayor Knol suggested Councilmembers forward any inaccuracies found in the report to the City Manager.

ADJOURNMENT

03-08-054 Motion by McShane, seconded by Wright, to adjourn the meeting.
MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 9:05 p.m.

Valerie S. Knol, Mayor

Susan K. Halberstadt, City Clerk

APPROVED: April 21, 2008