

AGENDA
CITY COUNCIL STUDY SESSION
JULY 11, 2022 – 6:30PM
CITY OF FARMINGTON HILLS
CITY HALL – COMMUNITY ROOM
31555 W ELEVEN MILE ROAD
FARMINGTON HILLS, MICHIGAN
Telephone: 248-871-2410 Website: www.fhgov.com

1. Call Study Session to Order
2. Roll Call
3. [Liquor License Ordinance and Policy Review](#)
4. Adjourn Study Session

Respectfully submitted,

Pamela B. Smith, City Clerk

Reviewed by:

Gary Mekjian, City Manager

NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248-871-2410 at least two (2) business days prior to the meeting, wherein necessary arrangements/accommodations will be made. Thank you.



OFFICE OF CITY MANAGER

DATE: July 11, 2022
TO: Mayor and City Council
FROM: Gary Mekjian, City Manager
SUBJECT: Liquor License Ordinance Review

Earlier this year, City Council requested that city administration work with the city attorney to review the referenced ordinance. Specifically, the intent of the review was to study the potential impacts for removing the requirement for an establishment to be a bona fide restaurant.

We have had an opportunity to complete our review and would like to discuss our thoughts/findings with City Council. In addition, we would also like to discuss our current liquor license policy, available quota licenses, and redevelopment liquor licenses.

CITY OF FARMINGTON HILLS LIQUOR LICENSE POLICY

WHEREAS, the City Council of the City of Farmington Hills has the authority to approve the issuance of new liquor licenses for consumption on the premises to certain parties, and

WHEREAS, the City Council of the City of Farmington Hills must endeavor to cause the greatest benefit to the community from the use of its approval powers in the matter of the issuance of such licenses;

NOW, THEREFORE, BE IT RESOLVED, that the City Council shall consider the following guidelines in connection with the approval of the remaining licenses for use in the City of Farmington Hills:

1. Compatibility of proposed use with the surrounding land uses with attention to the effect the proposed location would have on the economic development of the area.
2. Compatibility of proposed use with abutting roadways with attention to the traffic circulation and traffic impact on the surrounding area.
3. The proximity of the proposed use to similar existing operations and establishments already serving alcohol will be taken into consideration.
4. The proximity of the proposed use to office service and commercial enterprises so as to accommodate the tenants and their employees shall be taken into consideration.
5. Consideration shall be given to the proximity of the proposed use to residential, school, and church districts with reference to the possible adverse effect such use may have on such districts.
6. Consideration shall be given as to the effect in general the issuance of the license would have on the health, welfare, and safety of the general public.
7. Consideration will be given to the effect the proposed location would have in contributing to the economic stability or revitalization of areas within the City.

BE IT FURTHER RESOLVED, that the City Council shall consider the following guidelines in connection with the applicant for a license:

- (1) The applicant's general management experience and business reputation in connection with the operation of similar facilities.
- (2) The applicant's moral character with special consideration being given to any past criminal convictions for crimes involving moral turpitude, violence, or alcoholic liquor violations by the applicant or those whom he intends to manage the proposed facility.
- (3) The existence of adequate financial resources for the establishment and operation of the proposed licensed business in proportion to the type and size of the proposed business.
- (4) If a corporation applies for the licenses, the word "applicant" used in this Resolution shall be considered to include the current corporate officers.

BE IT FURTHER RESOLVED, that prior to the hearing on all new applications for liquor licenses for consumption on the premises and transfers of location applications for such licenses, the applicant shall meet the following conditions within a stated period of time and submit to the City Council the following:

- (1) That a preliminary site plan showing the location of the proposed building, the architectural design, building elevations, and other pertinent physical features of the proposed building to be constructed on the premises be submitted to the City Clerk to be conveyed to the City's Planning/Building and Fire Departments for recommendation.
- (2) That the floor plans, seating arrangements, the interior design, and the type of furniture and fixtures to be used in the proposed restaurant facilities be submitted to the City Clerk to be conveyed to the City's Planning/Building and Fire Departments for recommendation.
- (3) If the building is already constructed, then in addition to the above the applicant shall furnish any proposed renovation to both the interior and exterior of the premises or any proposed building alterations, to meet and comply with all existing City Codes and Ordinances; with these plans to be submitted to the City Clerk and conveyed to the City's Planning/Building and Fire Departments for recommendation.
- (4) That the applicant's experience, financial capability, history of experience as a licensee, proposed food service menus and other facts or proposals pertinent to the operation of the proposed facility be submitted to the City Clerk for conveyance to the Police Department for recommendation.
- (5) A statement as to when applicant intends to commence construction or renovation of the proposed building or facility and when applicant expects to complete such construction and place such license into full operation.
- (6) The applicant shall also furnish such other material as it may deem pertinent to the consideration of the application by the Council.
- (7) That the findings and recommendations of the Planning/Building, Fire and Police Department are forwarded to the City Clerk and, following which, all such findings and recommendations are placed on the City Council Agenda by the City Clerk and that approval of such licenses shall be contingent upon the application for and receipt of site plan approval, building permits, zoning changes and other necessary approvals by the City of Farmington Hills within six (6) months after the approval.
- (8) That construction be started within six (6) months after the issuance of a license, unless specifically altered by the City Council, at which time the progress of the applicant in meeting all of the above stated conditions will be reported to the City Council.
- (9) That no floor plan, building elevation, site plan, seating arrangement, kitchen layout or other pertinent facts, drawings or documents submitted to the City of Farmington Hills at the time of their approval may be changed, unless it is a reasonable improvement in design or service function of the facility, at such time the applicant seeks approval at any of the other administrative divisions of the City, nor upon final construction of buildings or alterations of them.

- (10) That the failure of any applicant to meet any of the above conditions may be reasons, but not necessarily the only reasons, for the City Council to deny the annual renewal of any of the licenses issued and further that a review of any license which has not been activated by the licensee will be conducted by the City Council and if satisfactory performance pursuant to the above conditions is not found, then the City Council reserves the right to withdraw its approval and deny the license at the time of review or at the time of annual renewal.

BE IT FURTHER RESOLVED, that the aforesaid provisions are to be considered as only guidelines for the applicant and this City Council, and nothing in this Resolution shall be construed to prevent this City council from deleting or adding to such guidelines in its discretion, and no applicant shall be considered to have acquired any vested interest in the issuance of a license by complying with any of the guidelines until the approval for the issuance of the license is given by this City Council.

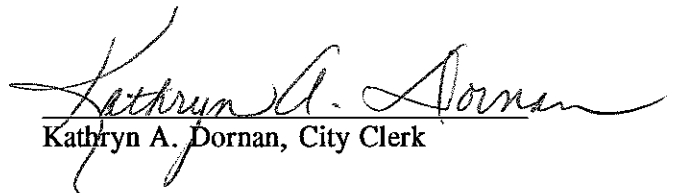
BE IT FURTHER RESOLVED, that all applications for a license shall be made to the City Council on forms which are to be obtained from the City Clerk's Office and upon completion of the information required on such forms to be filed with the City Clerk.

BE IT FURTHER RESOLVED, that any applicant who shall make any statement either orally or in writing to the City Council for the purpose of inducing this City Council to approve the issuance of a license, which statement is false or fraudulent, shall be deemed to have forfeited the right to such approval, and this City Council reserves the right to withdraw its approval or if a license has already been issued, to request the Michigan Liquor Control Commission to revoke such license or to request the Michigan Liquor Control Commission to deny the renewal of any license issued to such applicant. Any material deviation made by the applicant without the consent of this City Council in connection with the proposed construction or renovation of the building and the restaurant facilities shall be deemed to constitute such false and fraudulent statement.

BE IT FURTHER RESOLVED, that City Council shall conduct hearings on applications, if any are pending or available, three times each year, this being during the months of January, May and September at regularly scheduled Council meetings.

BE IT FURTHER RESOLVED, that nothing in this Resolution should be construed as a representation by this City Council that the issuance of the remaining licenses will be approved, and this City Council further reserves the right to withhold hearings on any applications until at some future time to be designated by this City Council.

Approved by Council this 12th day of December, 1994.


Kathryn A. Dornan, City Clerk



R-358-94

City of Farmington Hills

31555 ELEVEN MILE ROAD, FARMINGTON HILLS, MICHIGAN 48336-1165

RESOLUTION

IT IS RESOLVED, that City Council hereby approves the attached Liquor License Policy and Guidelines dated December 12, 1994.

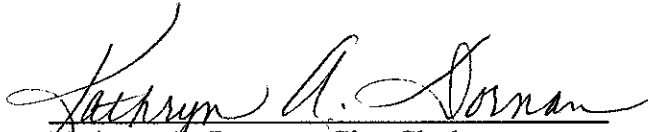
Motion By: SEVER
Support By: SMITH

Vote:

Yeas: BATES, GRANT, LICHTMAN, OLIVERIO, SEVER, SMITH AND VAGNOZZI
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0

I, Kathryn A. Dornan, the duly authorized City Clerk of the City of Farmington Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true copy of a resolution adopted by the City Council of the City of Farmington Hills on December 12, 1994.


Kathryn A. Dornan, City Clerk

DATE: December 13, 1994

REPORT FROM THE CITY MANAGER TO CITY COUNCIL – March 19, 2007

SUBJECT: Establishment of Redevelopment Project Area

ADMINISTRATIVE SUMMARY

- In an effort to assist cities with redevelopment, the Michigan Legislature recently adopted Public Act 501 of 2006 that creates liquor licenses that are not regulated by the Liquor Control Commission's (LCC) "Quota System."
- The new law allows the LCC to issue new public on-premise liquor licenses to businesses engaged in dining, entertainment or recreation that have a seating capacity of at least 50 people. The business seeking the license must be in a City Redevelopment Project Area that has been created by a resolution of the City Council.
- The amount of economic development investment in the Redevelopment Project Area determines the number of liquor licenses that can be issued by the LCC. For a City with a population of 50,000 or more, the total amount of investment in real and personal property in the Project Area must reach \$50 million in order to obtain one liquor license.
- In order to qualify for a license in the first cycle after the effective date of this legislation, a business in Farmington Hills must apply to the LCC by June 29, 2007. The LCC fee for the license is \$20,000.
- The first step is to adopt a resolution establishing the Redevelopment Project Area. A map has been prepared for your review that includes over \$50 million of investment. The Project Area is predominantly commercial property. Note: Public Act 501 allows the City of Farmington Hills during the first license cycle after adoption of the Act to include investment that occurred in the past seven years.

Attached for your review is a map of the proposed Redevelopment Project Area.

Recommendation: It is recommended that City Council adopt the attached resolution to establish the Redevelopment Project Area as outlined in Exhibit A.

Prepared by:
Teri Arbenowske, Assistant to the City Manager

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

**RESOLUTION ESTABLISHING A REDEVELOPMENT PROJECT AREA
UNDER PUBLIC ACT 501 OF 2006**

At a regular meeting of the City Council of the City of Farmington Hills, Oakland County, Michigan, held in the Farmington Hills City Council Chambers at 31555 Eleven Mile Road, Farmington Hills, Oakland County, Michigan, on March 19, 2007, at 7:30 P.M., with those present and absent being,

PRESENT: BARNETT, BATES, BRICKNER, BRUCE, ELLIS, MASSEY AND OLIVERIO

ABSENT: NONE

The following resolution was offered by Councilperson Brickner and supported by Councilperson Massey:

WHEREAS, Public Act 501 of 2006 authorizes the City of Farmington Hills to designate and establish a Redevelopment Project Area in connection with the issuance of non-transferable public on-premise liquor licenses in the Redevelopment Project Area under Act 501; and

WHEREAS, pursuant to Public Act 501 of 2006, the City Council of the City of Farmington Hills has studied this matter and desires to designate the areas identified in the attached Exhibit A as a Redevelopment Project Area; and

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City Council of the City of Farmington Hills does hereby designate and establish the area described in the attached Exhibit A as a Redevelopment Project Area under Public Act 501 of 2006.

AYES: Barnett, Bates, Brickner, Bruce, Ellis, Massey and Oliverio
NAYS: None
ABSENT: None
ABSTENTIONS: None

THE RESOLUTION WAS DECLARED ADOPTED.

STATE OF MICHIGAN)
)ss.
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and acting City Clerk of the City of Farmington Hills, Oakland County, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Farmington Hills at a duly called meeting held on the 19th day of March 2007, the original of which is on file in my office.

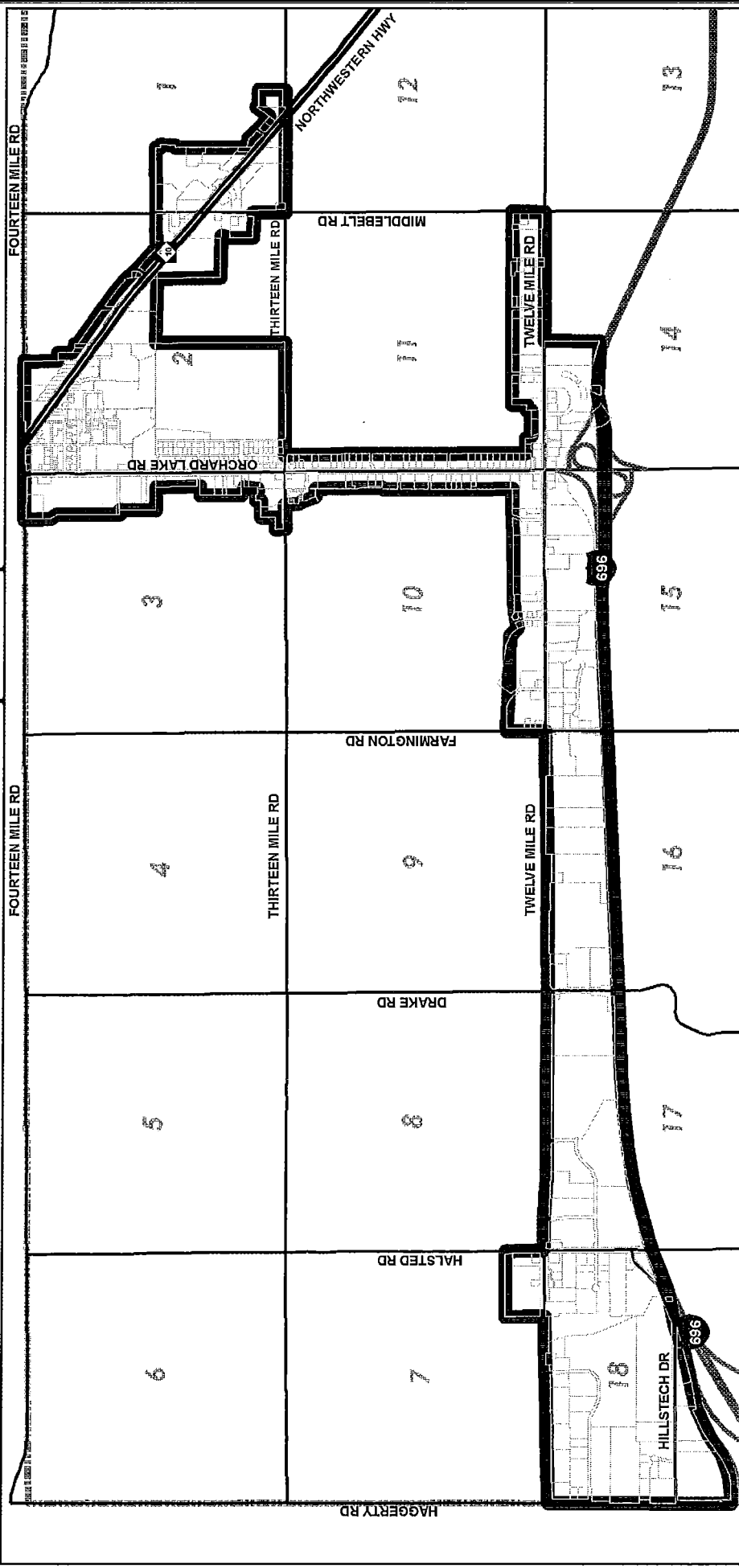
IN WITNESS WHEREOF, I have hereunto affixed my official signature this 20th day of March, 2007.


KATHRYN A DORNAN, City Clerk

Exhibit A

Proposed Redevelopment Project Area

pursuant to
Public Act 501 of 2006 Redevelopment Liquor License



SOURCES: City of Farmington, Hills GIS, 2007



MICHIGAN LIQUOR CONTROL CODE OF 1998 (EXCERPT)
Act 58 of 1998

436.1521a Public on-premises licenses; issuance to businesses; conditions; commercial investment in redevelopment project area; time period; total investment; number of licenses; requirements; fee; transfer of license prohibited; attempt to secure on-premises escrowed license or quota license; definitions.

Sec. 521a. (1) In order to allow cities, villages, and townships to enhance the quality of life for their residents and visitors to their communities, the commission may issue public on-premises licenses in addition to those quota licenses allowed in cities, villages, and townships under section 531(1). The commission may issue a license under this section to a business that meets either of the following conditions:

(a) Is located in a redevelopment project area meeting the criteria described in subsections (3) and (4) and is engaged in activities determined by the commission to be related to dining, entertainment, or recreation.

(b) Is located in a development district or area that is any of the following:

(i) An authority district established under part 3 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4301 to 125.4329.

(ii) A development area established under part 6 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4602 to 125.4629.

(iii) A downtown district established under part 2 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4201 to 125.4230.

(iv) A principal shopping district established under 1961 PA 120, MCL 125.981 to 125.990n.

(2) The commission shall not issue a license under subsection (1)(a) unless the applicant fulfills the following in relation to the licensed premises:

(a) Provides the activity described in subsection (1)(a) not less than 5 days per week.

(b) Is open to the public not less than 10 hours per day, 5 days per week.

(c) Presents verification of redevelopment project area status to the commission that includes the following:

(i) A resolution of the governing body of the city, village, or township establishing its status as a redevelopment project area.

(ii) An affidavit from the assessor, as certified by the clerk of the city, village, or township, stating the total amount of investment in real and personal property within the redevelopment project area of the city, village, or township during the preceding 3 years.

(iii) An affidavit from the assessor, as certified by the clerk of the city, village, or township, separately stating the amount of investment money expended for manufacturing, industrial, residential, and commercial development within the redevelopment project area of the city, village, or township during the preceding 3 years.

(3) Relative to the licenses issued under subsection (1)(a), the amount of commercial investment in the redevelopment project area within the city, village, or township must constitute not less than 25% of the total investment in real and personal property in that redevelopment project area as evidenced by an affidavit of the assessor of the city, village, or township. This subsection does not prevent the city, village, or township from realigning the redevelopment project area in the presentment of verification provided for under subsection (2)(c).

(4) In relation to a license issued under subsection (1)(a), an applicant must be located in a city, village, or township that meets at least 1 of the investment requirements of subsection (1)(a) during the 3 years preceding the submission of its application. The total investment in real and personal property in the redevelopment project area within the city, village, or township over the appropriate time period described in this subsection must be at least 1 of the following:

(a) Not less than \$50,000,000.00 in cities, villages, or townships having a population of 50,000 or more.

(b) Not less than an amount reflecting \$1,000,000.00 per 1,000 people in cities, villages, or townships having a population of less than 50,000.

(5) The commission may issue a license under subsection (1)(a) for each monetary threshold described in subsection (4)(a) and (b), and, after reaching the initial threshold, 1 additional license for each major fraction of the monetary threshold above that original threshold.

(6) The following apply to a license issued under subsection (1)(b):

(a) The amount expended for new construction, or to rehabilitate or restore the building that housed the licensed premises, must be not less than \$75,000.00 over a period of the preceding 5 years or a commitment for a capital investment of at least that amount in the building that houses or will house the licensed premises, that must be expended before the issuance of the license.

(b) The total amount of public and private investment in real and personal property within the development district or area must not be less than \$200,000.00 over a period of the preceding 5 years as verified to the commission by means of an affidavit from the assessor, as certified by the clerk of the city, village, or township.

(c) The licensed business is engaged in dining, entertainment, or recreation, is open to the general public, and has a seating capacity of not less than 25 persons.

(7) The commission may issue 1 license under subsection (1)(b) for each monetary threshold described in subsections (6)(a) and (6)(b), or for each major fraction of the monetary threshold. The initial enhanced license fee for a license issued under this section is \$20,000.00.

(8) The commission shall not transfer a license issued under this section to another location. If the licensee goes out of business, the licensee shall surrender the license to the commission. The governing body of the city, village, or township may approve another applicant within a redevelopment project area described in subsection (1)(a) or development district or area described in subsection (1)(b) to replace a licensee who has surrendered the license issued under this section provided the new applicant's business meets the requirements of this section but without regard to subsections (2)(c), (3), and (4) or subsection (6)(b).

(9) The individual signing the application for the license shall state and demonstrate that the applicant attempted to secure an appropriate on-premises escrowed license or quota license issued under section 531 and that, to the best of his or her knowledge, an on-premises escrowed license or quota license issued under section 531 is not readily available within the county in which the applicant proposes to operate.

(10) As used in this section:

(a) "Escrowed license" means a license in which the rights of the licensee in the license or to the renewal of the license are still in existence and are subject to renewal and activation in the manner provided for in R 436.1107 of the Michigan Administrative Code.

(b) "Readily available" means available under a standard of economic feasibility, as applied to the specific circumstances of the applicant, that includes, but is not limited to, the following:

(i) The fair market value of the license based on where the applicant will be located, if determinable.

(ii) The size and scope of the proposed operation.

(iii) The existence of mandatory contractual restrictions or inclusions attached to the sale of the license.

History: Add. 2006, Act 501, Imd. Eff. Dec. 29, 2006;—Am. 2010, Act 369, Imd. Eff. Dec. 22, 2010;—Am. 2014, Act 270, Imd. Eff. July 2, 2014;—Am. 2022, Act 16, Imd. Eff. Feb. 23, 2022.

MICHIGAN LIQUOR CONTROL CODE OF 1998 (EXCERPT)
Act 58 of 1998

436.1521 Limitation on tavern or class C licenses; renewal of license; conditions; revocation; transfer of license; "development district" defined.

Sec. 521. (1) Beginning December 29, 2006, the commission shall not issue a tavern or class C licenses under this section. However, those licenses issued under this section before December 29, 2006 remain valid and may be renewed if in compliance with this section. The commission shall renew licenses issued under this section before December 29, 2006 for persons who operate businesses that meet all of the following conditions:

- (a) The business is a full service restaurant, is open to the public, and prepares food on the premises.
 - (b) The business is open for food service not less than 10 hours per day, 5 days a week.
 - (c) At least 50% of the gross receipts of the business are derived from the sale of food for consumption on the premises. For purposes of this subdivision, food does not include beer and wine.
 - (d) The business has dining facilities to seat not less than 25 persons.
 - (e) The business is located in a development district with a population of not more than 50,000, in which the district, after a public hearing, has found that the issuance of the license would prevent further deterioration within the development district and promote economic growth within the development district.
- (2) If in any licensing year the sale of food for consumption on the premises of the business represents less than 50% of the gross receipts for the business, the commission, after due notice and proper hearing, shall revoke the license issued under subsection (1).
- (3) A license issued under this section is transferable as to ownership or location only within the development district.
- (4) As used in this section, "development district" means any of the following:
- (a) An authority district established under part 3 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4301 to 125.4329.
 - (b) An authority district established under part 4 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4401 to 125.4420.
 - (c) A downtown district established under part 2 of the recodified tax increment financing act, 2018 PA 57, MCL 125.4201 to 125.4230.
 - (d) A principal shopping district established under 1961 PA 120, MCL 125.981 to 125.990n, before January 1, 1996.

History: 1998, Act 58, Imd. Eff. Apr. 14, 1998;—Am. 1998, Act 282, Imd. Eff. July 27, 1998;—Am. 2006, Act 502, Imd. Eff. Dec. 29, 2006;—Am. 2021, Act 19, Eff. Aug. 23, 2021.

Liquor Licenses for Redevelopment

PA 501 of 2006 (SB 162)

- The Liquor Control Commission (LCC) may issue new public on-premises liquor licenses to local units of government.
- Businesses must meet one of the following conditions:
 1. Development Districts
 2. City Redevelopment Project Areas
- These licenses are not transferable to another location, and if the business with a license goes out of business, the license is surrendered to the LCC.
- If a license is surrendered back to the LCC from a business, the local unit of government may approve another applicant in that same development district or city redevelopment project area to replace the licensee as long as the new business meets the same requirements.
- Licensed businesses must:
 1. Be engaged in dining, entertainment or recreation
 2. Be open to the general public
 3. Have a seating capacity of at least 50 people
 4. Demonstrate they attempted to purchase a readily available license within the municipality that they want to operate, and that one was not available
 5. Pay a \$20,000 fee for the license

Development Districts

- Licenses may be issued to businesses in one of the following development districts:
 1. Tax Increment Finance Authority (TIFA)
 2. Corridor Improvement Authority

3. Downtown Development Authority (DDA)

4. Principal Shopping District (PSD)

- These business must do one of the following to receive a license:
 1. Expend at least \$75,000 for the rehabilitation or restoration of the building over a period of the preceding five years
 2. Commit capital investment of at least \$75,000 that will be expended for the building before the license is issued.
- The total amount of private and public investment in real and personal property in the development district must be at least \$200,000 for the preceding 5 years.
- Licenses will be issued for each of the above (\$200,000) monetary thresholds reached, and for each major fraction thereof after the initial threshold is reached.

City Redevelopment Project Areas

- A City Redevelopment Project Area is created by resolution of the city governing body.
- Licenses may be issued to businesses located in a City Redevelopment Project Area which:
 1. Are engaged in dining, entertainment, or recreation activities at least 5 days per week
 2. Are open to the public at least 10 hours per day, 5 days per week

Cities must:

1. Pass a resolution of the governing body of the city establishing a Redevelopment Project Area
 2. Have commercial investment in the Redevelopment Project Area within the city be 25% or more of the total investment in real and personal property in the redevelopment property area.
- City Redevelopment Project Area licenses will only be issued to cities that have total investment over the last 3 years (or last 5 years for the first licenses issued) in real and personal property in the
 - redevelopment area of:
 1. At least \$50 million in cities having a population of 50,000 or more, or
 2. At least \$1 million per 1,000 people in cities of less than 50,000
 - City Redevelopment Project Areas may receive one license for each of the above monetary threshold reached, and for each major fraction thereof after the initial threshold is reached.
 - These investment requirements are for the three years preceding the application for the license (or five years for the first licenses issued).

PA 502 of 2006 (SB 163)

- Prohibits any further new DDA-specific liquor licenses from being issued if SB 162 is approved (these are the 50 licenses that were previously allowed for under law – most of which have already been issued – and will be replaced by the new redevelopment licenses in SB 162).
- Allows the current DDA licenses to continue and be renewed.

AGENDA
CITY COUNCIL MEETING
JULY 11, 2022 – 7:30PM
CITY OF FARMINGTON HILLS
31555 W ELEVEN MILE ROAD
FARMINGTON HILLS, MICHIGAN
Telephone: 248-871-2410 Website: www.fhgov.com
Cable TV: Spectrum – Channel 203; AT&T – Channel 99
YouTube Channel: <https://www.youtube.com/user/FHChannel8>

REQUESTS TO SPEAK: Anyone requesting to speak before Council on any agenda item other than an advertised public hearing issue must complete and turn in to the City Clerk a blue, Public Participation Registration Form (located in the wall rack by the south door entering the council chambers).

REGULAR SESSION MEETING BEGINS AT 7:30P.M. IN THE CITY COUNCIL CHAMBER

STUDY SESSION (6:00 P.M. Community Room – See Separate Agenda)

REGULAR SESSION MEETING

CALL REGULAR SESSION MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

1. Approval of regular session meeting agenda

CORRESPONDENCE

CONSENT AGENDA - (See Items No. 2 - 6)

All items listed under Consent Agenda are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Council Member or citizen so requests, in which event the items may be removed from the Consent Agenda for consideration.

CONSENT AGENDA ITEMS FOR DISCUSSION

PUBLIC QUESTIONS AND COMMENTS

Limited to five (5) minutes for any item of City business not on the agenda.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

CITY MANAGER UPDATE

CONSENT AGENDA:

2. Recommended approval of purchase of Power Load Stretcher System and Related Equipment with Stryker Medical in the amount of \$169,455.93, and approval of purchase order to Kodiak Emergency Vehicle in the amount of \$4,650 to install the Power Load Stretcher Systems and related equipment. [CMR 7-22-65](#)
3. Recommended approval of purchase of ProCare Service for cardiac monitors and LUCAS devices with Stryker Medical in the amount of \$72,450.80. [CMR 7-22-66](#)
4. Recommended approval of [request for employment](#) under Section 10.01A of the City Charter for a Camp Leader.
5. Recommended approval of the City Council [study session meeting minutes](#) of June 27, 2022

6. Recommended approval of the City Council [regular session meeting minutes](#) of June 27, 2022.

ADDITIONS TO AGENDA:

7. Attorney Report

CLOSED SESSION:

8. Consideration approval to enter into a closed session to discuss an employee requested review for Pam Smith, City Clerk. (Note: Council will return to open session immediately following the closed session to take action if needed and to close the meeting).

ADJOURNMENT

Respectfully submitted,

Pamela B. Smith, City Clerk

Reviewed by:

Gary Mekjian, City Manager

NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248-871-2410 at least two (2) business days prior to the meeting, wherein necessary arrangements/ accommodations will be made.

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

July 11, 2022

SUBJECT: PURCHASE OF STRYKER POWER LOAD STRETCHER SYSTEM & RELATED EQUIPMENT**ADMINISTRATIVE SUMMARY:**

- The Farmington Hills Fire Department would like to purchase the Power Load Stretcher System from Stryker Medical. The Power Load cot fastener improves operator and patient safety by supporting the cot throughout the loading and unloading process. This system will help minimize the danger of patient drops due to a missed hook, by supporting the cot until the wheels are on the ground. Missed hooks can result in severe injury or death to patients. Stryker guarantees “no-missed hooks,” when utilize the full Powered System. In addition, some patients are excessive in weight and this system will lift the patients up to 700 lb. which will reduce the strain on first responders when loading the patients. The Stryker Powered System is dynamically crash tested for increased first responder and patient safety during transport.
- This system has become the industry standard across the nation and throughout Metro Detroit for EMS Transporting agencies. FHFD was approved and have utilized two (2) power load systems since last fiscal year with great success. All other members of Western Wayne Fire Association and OAKWAY utilize the system.
- The City Charter requires sealed competitive bidding of commodities that individually or aggregately exceed \$10,000 in one fiscal year. The Charter also requires a waiver if it is in the best interest of the City to not competitively bid a product or service. Stryker Powered Systems is the manufacturer of this equipment which is designed and manufactured in Michigan and results in localized support and service, as well as supporting the local Michigan economy.
- FHFD is requesting to purchase of three (3) new Power Load Stretcher system including the cot in the amount of \$145,248.00. Stryker will also provide annual onsite preventive maintenance inspection and unlimited repairs including parts, labor, and travel with battery coverage for the system for six (6) years and the cots for five (5) years for the amount of \$38,140.20. Installation for the three (3) systems will be \$4,650.00 installed by Kodiak Emergency Vehicles (Stryker approved installer). Shipping cost is \$1,067.73. Stryker will give a credit of \$15,000.00 for the trade-in value of the two (3) Ferno manual cot and fastener.
- Funding for this expense is budgeted in the capital account.

RECOMMENDATION:

In view of the above, it is recommended that City Council waive the sealed bid process & authorize the City Manager to issue a purchase order to Stryker Medical in the amount of \$169,455.93 to purchase the Power Load Stretcher Systems & related equipment and a purchase order to Kodiak Emergency Vehicle in the amount of \$4,650 to install the Powerload Stretcher Systems & related equipment.

Prepared by: Jason Olszewski, Deputy Chief
Reviewed by: Michelle Aranowski, Senior Buyer
Reviewed by: Kelly Monico, Director of Central Services
Reviewed by: Jon Unruh, Fire Chief
Approved by: Gary Mekjian, City Manager



KODIAK EMERGENCY VEHICLES
 10120 WEST GRAND RIVER HIGHWAY
 GRAND LEDGE, MICHIGAN 48837
 PHONE: 517-803-4268 ~ FAX: 517-827-4969
 EMAIL: DAVESHUELL@KODIAK-EV.COM
 WWW.KODIAK-EV.COM
 Michigan Repair Facility Registration Number: F167785

Estimate

Bill To FARMINGTON HILLS FIRE DEPARTMENT
 OLSZEWSKI, JASON
 31455 WEST ELEVEN MILE
 FARMINGTON HILLS, MI 48336

Business 3 (248) 871-2826
 Business (248) 871-2809
 Email jolszewski@fhgov.com

Estimate # 4270
 Service Advisor DAVE SHUELL
 Technician NA

Appointment 6/20/2022 12:39 PM
 Promised 6/20/2022 12:39 PM

Service

STRYKER POWERLOAD INSTALLATION QUOTATION FOR THREE MEDIUM DUTY AMBULANCES

REMOVE FERNO EQUIPMENT, DRILL OUT 12 HARDENED ALLEN HEAD CAP SCREWS HOLDING 3 FERNO ATTACHMENT PLATES. REMOVE PLATES. CUT FLOOR TO ACCEPT STRYKER POWERLOAD FLOOR PLATE. INSTALL, SHIM AND SEAL FLOOR PLATE; DRILL AND TAP INTO EXISTING ALUMINUM REINFORCEMENT PLATE UNDER TRUCK. INSTALL NEW STRYKER POWERLOAD EQUIPMENT SUPPLIED BY CUSTOMER. WIRE AND APPROPRIATELY LOOM AND CIRCUIT PROTECT. TEST SYSTEM. \$4,650.00 S2

PICK UP AND DELIVER UNIT. SHOP SUPPLIES, PICK UP & DELIVERY, AND MATERIALS COST PER UNIT
 \$1550.00

Sub \$4,650.00

PRICING IS BASED ON THE ABILITY TO ROTATE TO THE NEXT UNIT ONCE THE FIRST AND SECOND UNITS ARE COMPLETE.

| | |
|--------------------------------------------|-------------------|
| Total Parts | \$0.00 |
| Total Labor | \$4,650.00 |
| Total Before Taxes & Miscellaneous Charges | \$4,650.00 |
| (S2) Shop Supplies* | \$0.00 |
| (S) Sales Tax* | \$0.00 |
| Exemption #: MUNICIPALITY | |
| Grand Total | \$4,650.00 |

This Estimate is based on visual inspection, and does not include additional items which may be required after disassembly. Occasionally, after work is started, worn, broken, or damaged parts maybe discovered which were not evident upon the initial inspection. Prices on parts and labor are current and subject to change. All parts are assumed to be New Part not provided by the original equipment manufacturer unless otherwise noted. Estimates are valid for 30 days.

Date _____ Prepared By _____



Powered Systems

Quote Number: 10545862

Version: 1

Prepared For: FARMINGTON HILLS FIRE STATION 5

Attn:

Quote Date: 06/24/2022

Expiration Date: 09/22/2022

Remit to: **Stryker Medical**

P.O. Box 93308

Chicago, IL 60673-3308

Rep: Jamie Smith

Email: jamie.smith@stryker.com

Phone Number:

Mobile: (269) 303-1257

Delivery Address

Name: FARMINGTON HILLS FIRE STATION 5

Account #: 1329755

Address: 31455 W 11 MILE RD

FARMINGTON HILLS

Michigan 48336

End User - Shipping - Billing

Name: FARMINGTON HILLS FIRE STATION 5

Account #: 1329755

Address: 31455 W 11 MILE RD

FARMINGTON HILLS

Michigan 48336

Bill To Account

Name: CITY OF FARMINGTON HILLS

Account #: 1510426

Address: 31555 W ELEVEN MILE RD

FARMINGTON HILLS

Michigan 48336-1103

Equipment Products:

| # | Product | Description | Qty | Sell Price | Total |
|------------------|--------------|---------------------------------------|-----|-------------|--------------|
| 1.0 | 639005550001 | MTS POWER LOAD *INCLUDES FLOOR PLATE* | 3 | \$22,541.22 | \$67,623.66 |
| 2.0 | 650705550001 | 6507 POWER PRO 2, HIGH CONFIG | 3 | \$24,913.90 | \$74,741.70 |
| 3.0 | 650707000002 | Lithium-Ion Battery | 2 | \$585.00 | \$1,170.00 |
| 4.0 | 650700450301 | ASSEMBLY, BATTERY CHARGER | 2 | \$837.20 | \$1,674.40 |
| 5.0 | 650700450102 | ASSEMBLY, POWER CORD, NORTH AM | 2 | \$19.12 | \$38.24 |
| Equipment Total: | | | | | \$145,248.00 |

Trade In Credit:

| Product | Description | Qty | Credit Ea. | Total Credit |
|--------------|----------------------------------------------------------------------------|-----|-------------|--------------|
| TR-FMCOT-PP2 | TR-FERNO MCOT TO PP2 | 3 | -\$2,500.00 | -\$7,500.00 |
| TR-FMFAST-PL | TRADE-IN-FERNO SAE COMPLIANT MANUAL FASTENER TOWARDS PURCHASE OF POWERLOAD | 3 | -\$2,500.00 | -\$7,500.00 |

ProCare Products:

| # | Product | Description | Qty | Sell Price | Total |
|-----|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|------------|-------------|
| 8.1 | 76011PT | ProCare Power-LOAD Prevent Service: Annual onsite preventive maintenance inspection and unlimited repairs including parts, labor and travel with battery coverage for MTS POWER LOAD *INCLUDES FLOOR PLATE* | 3 | \$7,778.40 | \$23,335.20 |



Powered Systems

Quote Number: 10545862

Version: 1

Prepared For: FARMINGTON HILLS FIRE STATION 5

Attn:

Quote Date: 06/24/2022

Expiration Date: 09/22/2022

Remit to: **Stryker Medical**

P.O. Box 93308

Chicago, IL 60673-3308

Rep: Jamie Smith

Email: jamie.smith@stryker.com

Phone Number:

Mobile: (269) 303-1257

| # | Product | Description | Qty | Sell Price | Total |
|-----|----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|------------|-------------|
| 8.2 | 77500010 | ProCare Power-PRO 2 Prevent Service: Annual onsite preventive maintenance inspection and unlimited repairs including parts, labor and travel with SEM and battery coverage for 6507 POWER PRO 2, HIGH CONFIG | 3 | \$4,935.00 | \$14,805.00 |

ProCare Total: \$38,140.20

Price Totals:

Estimated Sales Tax (0.000%): \$0.00

Freight/Shipping: \$1,067.73

Grand Total: \$169,455.93

Prices: In effect for 30 days

Terms: Net 30 Days

Contact your local Sales Representative for more information about our flexible payment options.

Capital Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's Acute Care capital terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html. A copy of Stryker Medical's Emergency Care capital terms and conditions can be found at <https://www.strykeremergencycare.com/terms>.

Power-LOAD® Cot Fastener sole source information

To whom it may concern,

Stryker certifies that we are the sole manufacturer of Stryker's Power-LOAD Cot Fastener (Model 6390). This correspondence is to inform you of the characteristics of the Power-LOAD Cot Fastener. These characteristics can be broken down into two primary categories: **qualifications** and **ease of use**.

Stryker's Power-LOAD (Model 6390) Cot Fastener is mounted within the patient compartment and is intended to aid in the loading/unloading of patients. Stryker's Power-LOAD is the only powered cot fastening system that meets the following:

Qualifications:

- IPX6: The system is tested to withstand powerful water jets.
- IEC 60601-1 and IEC 60601-1-2: The Power-LOAD Cot Fastener conforms to industry standards for mechanical and electrical safety for medical electrical devices, as well as electromagnetic compatibility and immunity.
- BS EN-1789:2007, clause 4.5.9 when used with Power-PRO Cot and X-Restraints: This is a European dynamic crash test which subjects a 50th percentile dummy to nominal 10g deceleration for a minimum of 50ms. Following the test there shall be no sharp edges.
- SAE J3027 compliant when used with Stryker's Power-PRO Cot and X-Restraints

Ease of use:

- Provides a linear guide for loading and unloading the cot.
- Allows for remote actuation from Power-PRO foot end controls.
- Engages to the cot during loading and unloading, providing a means of lifting and lowering.
- Safe working load of 870 lb and capable of lifting patients weighing up to 700 lb.
- Mounts inside the patient compartment to prevent environmental exposure and corrosion.
- Power washable.
- Capable of inductively charging Stryker's SMRT Battery.

Please contact your Sales Representative for further information.

Sincerely,



John Guyeskey, Sr. Manager, Downstream Marketing

Stryker or its affiliated entities own, use, or have applied for the following trademarks or service marks: Power-LOAD, Power-PRO, SMRT, Stryker. All other trademarks are trademarks of their respective owners or holders.

The absence of a product, feature, or service name, or logo from this list does not constitute a waiver of Stryker's trademark or other intellectual property rights concerning that name or logo.

M0000001062 REV AB

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Emergency Care

3800 E. Centre Avenue, Portage, MI 49002 USA | P +1 269 329 2100 | Toll-free +1 800 327 0770 | stryker.com

To whom it may concern,

Stryker certifies that we are the sole manufacturer of the Power-PRO™ 2 ambulance cot (Model 6507). This correspondence is to inform you of the characteristics of the Power-PRO 2 ambulance cot. These characteristics can be broken down into two primary categories: independent qualification and ease of use and maintenance.

Independent qualification

- IP36: The system is tested to withstand powerful water jets.
- Conforms to IEC 60601-1, IEC 60601-1-2, IEC 60601-1-12: The Power-PRO 2 cot conforms to industry standards for mechanical and electrical safety for medical electrical equipment intended for use in emergency medical services environment, as well as electromagnetic compatibility and immunity.
- Meets BS EN 1789 crash test safety standards when used with Power-LOAD/Performance-LOAD cot fastener and X-restraints: This is a European dynamic crash test which subjects a 50th percentile dummy to nominal 10g deceleration for a minimum of 50ms. Following the test there shall be no sharp edges or danger to the safety of persons in the road ambulance.
- Meets SAE J3027 dynamic crash test safety standards when used with Power-LOAD/Performance-LOAD cot fastener and X-Restraints.
- Designed to conform to KKK-A-1822, CAAS-GVS, NFPA-1917.
- Meets the following:
 - 16 CFR 1632 (U.S. Flammability)
 - BS EN 597-1 (European Flammability)
 - BS EN-1865-2, BS EN-1865-3 (European Power Assisted cots)
 - Meets AS/NSZ-4535 dynamic crash test safety standards when used with Power-LOAD cot fastener and X-restraints.

Ease of use and maintenance

- The cot has a weight capacity of 700 pounds.
- The cot has an adjustable loading height (up to 36 inches). Operators can use the cot control switches at the foot end of the cot to match any ambulance deck height.
- The cot can extend to 84 inches to allow for better leverage when manually loading/unloading.
- The cot can retract to 60 inches to allow for better mobility in tight spaces.
- The lithium-ion battery is placed at the foot end of the cot and can be accessed with a single hand.
- The battery's LED bars indicate battery power level, as well as charging and error status.
- The cot features a foot end light to help medics navigate through dark environments.
- Reflectors on the cot legs increase visibility for enhanced safety.
- The cot is equipped with Smart Equipment Management™ (SEM™), an interactive dashboard that helps you maximize your investment, minimize downtime and remotely manage your fleet.
- When unloading with the manual release handle, the cot utilizes hydraulic dampening. The cot will not abruptly jar the operator or patient.
- The cot is equipped with a bumper detection system that will stop the extension of the legs if they are obstructed while the cot is suspended.
- The cot legs power-retract and power-extend in 1.5 seconds, which speeds load and unload time.

Emergency Care

3800 E. Centre Avenue, Portage, MI 49002 USA | P +1 269 329 2100 | Toll-free +1 800 327 0770 | stryker.com

- The foot end lifting bars and cot control switches at two different heights provide optimum ergonomics to most operator heights.
- The transport height feature lowers the cot to a suggested level at the touch of a button for safe patient transport outside an ambulance.
- The foot end is equipped with a transport handle to provide better ergonomics while in transport height.
- The cot has 6 x 2 inch, sealed casters and bearings, including integrated steer and wheel locks that can be activated from the head end or foot end of the cot.
- The cot features powder-coating of the entire aluminum frame (including the patient handling surfaces), eliminating aluminum oxidation throughout the cot.
- The cot is power washable.

Please contact your account manager for more information.

Sincerely,



John Guyeskey, Sr. Manager, Downstream Marketing

Stryker or its affiliated entities own, use, or have applied for the following trademarks or service marks: Power-LOAD, Power-PRO, SEM, Smart Equipment Management, Stryker. All other trademarks are trademarks of their respective owners or holders. The absence of a product, feature, or service name, or logo from this list does not constitute a waiver of Stryker's trademark or other intellectual property rights concerning that name or logo.



ProCare® Services

3800 E. Centre Ave.
Portage MI 49002 USA
1 800 STRYKER
stryker.com

| | |
|-----------------|----------------------------------|
| To: | Whom it may concern |
| Subject: | Emergency Care parts and service |
| Date: | |

Stryker’s Medical division certifies that it is the original equipment manufacturer (OEM) or sole source distributor of parts for Emergency Care products. All parts are either manufactured by Stryker or outside suppliers and are new, tested and approved for use on Stryker’s products.

Stryker employs its own field service team (known as ProCare Services) to service its products and only uses OEM parts for repairs and has exclusive use of certain proprietary tools for diagnostics and repairs. Stryker’s Emergency Care products that require the use of such proprietary tools include, but are not limited to:

- Power-LOAD powered fastener system
- Power-PRO 2 powered ambulance cot
- Power-PRO XT powered ambulance cot
- Stair-PRO
- LUCAS 3, v3.1 chest compression system
- LIFEPAK 15 monitor/defibrillator
- LIFEPAK 20e defibrillator/monitor
- LIFEPAK 1000 defibrillator
- LIFEPAK CR Plus defibrillator/LIFEPAK CR2 defibrillator

Tooling is calibrated, documented and controlled by Stryker’s home offices in Portage, MI, U.S. and Redmond, WA, U.S. Calibration and training records are available upon request.

Stryker’s quality team reviews and documents service repairs. We track and trend service to help ensure the highest level of product performance. Preventive maintenance (PM) and service history documentation is available upon request.

Please contact your local Stryker representative with questions.

Stryker or its affiliated entities own, use, or have applied for the following trademarks or service marks: LIFEPAK, LIFEPAK CR, LUCAS, Power-LOAD, Power-PRO, ProCare, Stryker. All other trademarks are trademarks of their respective owners or holders.

The absence of a product, feature, or service name, or logo from this list does not constitute a waiver of Stryker’s trademark or other intellectual property rights concerning that name or logo.

REPORT FROM THE CITY MANAGER TO CITY COUNCIL

CMR 7-22-65

July 11, 2022

SUBJECT: PURCHASE OF STRYKER PROCARE SERVICE FOR CARDIAC MONITORS AND LUCAS DEVICES

ADMINISTRATIVE SUMMARY:

- The Farmington Hills Fire Department would like to purchase the Stryker ProCare Service for six (6) LifePak 15's (Cardiac Monitors/defibrillators) and five (5) LUCAS devices (Mechanical chest compression device)
- The purchase for the LUCAS device were made during COVID and came with a 1-year warranty. The LifePak 15's were purchased with grant funds and came with a 1-year warranty. This four (4) year ProCare service will ensure software updates and all-inclusive replacement/repair of parts with labor including batteries.
- FHFD is requesting to purchase the four (4) year ProCare service from Stryker Medical in the amount of \$72,450.80.
- Funding for this expense is budgeted in the Operating Budget, Fire Equipment Repair line item.

RECOMMENDATION:

In view of the above, it is recommended that City Council waive the sealed bid process & authorize the City Manager to issue a purchase order to Stryker Medical in the amount of \$72,450.80 to purchase the ProCare Service.

Prepared by: Jason Olszewski, Deputy Chief
Reviewed by: Michelle Aranowski, Senior Buyer
Reviewed by: Kelly Monico, Director of Central Services
Reviewed by: Jon Unruh, Fire Chief
Approved by: Gary Mekjian, City Manager

Sales Rep Name: Jamie Smith
 ProCare Service Rep: Jeff Zahniser

3800 E. Centre Ave
 Portage, MI 49009

Date: 1/4/2022
 ID #: 220104103719

PROCARE PROPOSAL SUBMITTED TO:

| | |
|--------------------------------------------|------------------------|
| Billing Acc Num: 1510426 | Name: Jim Etzin |
| Shipping Acct Num: 1359755 | Title: EMS Coordinator |
| Account Name Farmington Hills Fire | Phone: (248) 871-2807 |
| Account Address 31455 W 11 Mile Rd | Email: |
| City, State Zip Farmington Hills, MI 48336 | |

PROCARE COVERAGE

| Item No. | Model Number | Model Description | ProCare Program | Qty | Yrs | Total |
|----------|--------------|-------------------|----------------------|-----|-----|-------------|
| 1 | LP15 | LifePak 15 | LP15 Prevent Onsite | 6 | 4 | \$46,224.00 |
| 2 | LUCAS | LUCAS | LUCAS Prevent Onsite | 5 | 4 | \$30,040.00 |

PROGRAM INCLUDES:

LUCAS Prevent Onsite:

- Update software to the most current version
 - Check all batteries and battery pins
 - Inspect the integrity of accessories and recommend replacement as needed
 - Test linear sensor and recalibrate if needed
 - Lubricate and adjust mechanical parts, including compression module and claw lock
 - Clean hood, fan, intake and bellows
 - Perform functional test on all mechanical components and electronics
 - Computer-aided diagnostics
 - Replacement of LUCAS Disposable suction cup, LUCAS Patient Straps, or LUCAS Stabilization Strap, as deemed necessary by Stryker
 - Repairs (parts and labor) to restore equipment to manufacturer specifications
 - Replace up to 2 LUCAS chest compression system batteries in accordance with the Instructions for Use or upon battery failure*
 - LUCAS Battery Desk-Top Charger, LUCAS Aux Power Supply, LUCAS Car Cable repair or replacement as deemed necessary by Stryker*
 - Replacement of LUCAS Disposable suction cup, LUCAS Patient Straps, or LUCAS Stabilization Strap
- ** (Onsite Repairs or Depot Depending on Agreement) **

LP15 Prevent Onsite:

- Update software to the most current version
 - Check all batteries and battery pins
 - Inspect the integrity of accessories and recommend replacement as needed
 - Test the integrity of all cables and recommend replacement as needed
 - Electrical safety check in accordance with NFPA guidelines
 - Computer-aided diagnostics to test 30 device dimensions and verify the unit functions accurately, from waveform shape and defibrillation energy to pacing current and capnography readings (if present)
 - Check electrode expiration dates and recommend replacement as needed
 - Check printer operation and trace quality
 - Repairs (parts and labor) to restore equipment to manufacturer specifications
 - LIFEPAK battery-charger repair or replacement as deemed necessary by Stryker*
 - Power-adaptor repair or replacement
 - Replace up to 3 lithium-ion batteries in accordance with the device operating instructions or upon failure*
 - Replace up to 1 coin cell memory battery in accordance with the device operating instructions or upon failure*
 - Replacement of protective display shield, corner bumper guards, CO2 connector cover, shoulder strap, handle, device labels, and battery pins as deemed necessary by Stryker at time of annual inspection.
- ** (Onsite Repairs or Depot Depending on Agreement) **

| | | |
|-------------------------------------------------------------------|--------------------|--------------------|
| Unless otherwise stated on contract, payment is expected upfront. | ProCare Total | \$76,264.00 |
| | Discount | 5% |
| | FINAL TOTAL | \$72,450.80 |

Start Date: 1/1/2022
 End Date: 12/31/2025

 Stryker Signature Date

 Customer Signature Date

The Terms and Conditions of this quote and any subsequent purchase order of the Customer are governed by the Terms and Conditions located at <https://techweb.stryker.com>

The terms and conditions referenced in the immediately preceding sentence do not apply where Customer and Stryker are parties to a Master Service Agreement.

Purchase Order Number

This is not an invoice. A physical invoice will be mailed.

Remit payment to: P.O. Box 93308 Chicago, IL 60673-3308

If contract is over \$5,000 please send hard copy PO

COMMENTS:

Please email signed Proposal and Purchase Order to procarecoordinators@stryker.com.

All information contained within this quotation is considered confidential and proprietary and is not subject to public disclosure.

**Quote pricing valid for 30 days.

SERIAL NUMBER SHEET

| Item No. | Model | Serial Number | Program |
|----------|-------|---------------|----------------------|
| 1 | LP15 | 48525034 | LP15 Prevent Onsite |
| 2 | LP15 | 48525105 | LP15 Prevent Onsite |
| 3 | LP15 | 48525309 | LP15 Prevent Onsite |
| 4 | LP15 | 48525150 | LP15 Prevent Onsite |
| 5 | LP15 | 48525340 | LP15 Prevent Onsite |
| 6 | LP15 | 48525940 | LP15 Prevent Onsite |
| 7 | LUCAS | 3519G587 | LUCAS Prevent Onsite |
| 8 | LUCAS | 3519I622 | LUCAS Prevent Onsite |
| 9 | LUCAS | 3519I620 | LUCAS Prevent Onsite |
| 10 | LUCAS | 3519I581 | LUCAS Prevent Onsite |
| 11 | LUCAS | 3519I604 | LUCAS Prevent Onsite |

Purchase Order Form



Account Manager _____
 Cell Phone _____

Purchase Order Date _____
 Expected Delivery Date _____
 Stryker Quote Number 220104103719

Check box if Billing same as Shipping

| BILL TO | | CUSTOMER # |
|-----------------------|---------|------------|
| Billing Account Num | 1510426 | |
| Company Name | | |
| Contact or Department | | |
| Street Address | | |
| Add'l Address Line | | |
| City, ST ZIP | | |
| Phone | | |

| SHIP TO | | CUSTOMER # |
|-----------------------|----------------------------|------------|
| Shipping Account Num | 1359755 | |
| Company Name | Farmington Hills Fire | |
| Contact or Department | Jim Etzin | |
| Street Address | 31455 W 11 Mile Rd | |
| Add'l Address Line | | |
| City, ST ZIP | Farmington Hills, MI 48336 | |
| Phone | (248) 871-2807 | |

Authorized Customer Initials _____

Authorized Customer Initials _____

| DESCRIPTION | QTY | TOTAL |
|--------------------------------------|----------------------|----------------------|
| REFERENCE QUOTE <input type="text"/> | <input type="text"/> | <input type="text"/> |

Accounts Payable Contact Information

Name _____
 Email _____
 Phone _____

Stryker Terms and Conditions
www.strykeremergencycare.com/terms

Authorized Customer Signature

Printed Name _____
 Title _____
 Signature _____
 Date _____

Attachment Stryker Quote Number 220104103719

*Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services on the Stryker Quote.

LIFEPAK® 15 service

Stryker has been notified by our global parts providers that some components used on certain LIFEPAK 15 monitor/defibrillator models (Part Numbers beginning with V15-2) are no longer available in the market. Service on the LIFEPAK 15 with Part Number beginning with v15-5 or v15-7 is unaffected.

Stryker will continue to offer service support for this subset of the LIFEPAK 15 as follows:

- All service parts with available inventory can be purchased by our end users
- Transactional service (time and material) is available for non-contract customers
 - o If a component has failed on your device, your local Sales Representative should be contacted for support
- Contractual service
 - o Stryker will continue to offer contractual service on a yearly basis only

 - o Preventive maintenance will continue to be done on devices less than eight (8) years old. After this point, we will cease to conduct preventative maintenance and shift to device inspections

 - o If a component fails on your device, please contact your local Sales Representative for support. A pro-rated credit for any pre-paid service will be provided should a unit become non-serviceable due to part availability

It is important to note that the LIFEPAK 15 has an expected life of eight (8) years from the date of manufacture. If you are uncertain of the manufacture date of your products, please contact your local Sales Representative for a full fleet assessment.

We want to ensure the highest quality products and services for our customers. As such, it is important to know that Stryker is the only FDA-approved service provider for our products. We do not contract with third party service providers, nor will we be providing them with any additional parts for these repairs. As such, we cannot guarantee the safety and efficacy of any device that is repaired by a third-party service agency.



INTEROFFICE CORRESPONDENCE

To: Gary Mekjian, City Manager
From: Ellen Schnackel, Director of Special Services
Subject: Consideration of Employment for Morgan Hoke
Date: July 11, 2022

In compliance with the City Charter Article X, Section 10.01 A, we are requesting from the City Council approval to consider for employment the following individual: Morgan Hoke, who is related to City Councilman Michael Bridges and a City Employee, Guest Services Assistant, Robyn Hoke.

The Department of Special Services has followed all City policies and procedures in establishing an eligibility list of qualified candidates. This includes advertising in the local newspapers, posting on websites and on social media, distribution of job announcements at Farmington Public Schools and Oakland County Community College. A thorough investigation of the applicant's credentials and a personal interview were conducted. Providing applicants are equally qualified, residents receive preference for employment opportunities.

Occasionally we have some difficulty finding qualified applicants for part-time positions because they may require certain qualifications or specialized training/certification and the work hours typically include nights and/or weekends. Therefore, in view of meeting the established criteria and being the most qualified applicant, the Department of Special Services respectfully requests the City Council's approval of Celia Mann.

Name: Morgan Hoke

Position Applied For: Camp Leader

Number of Employees Needed in this Position: 3

Date Position Posted: 3/21/2022

Open Until: Filled

Number of Applicants for this position: 15

Number of Applicants Interviewed: 15

Salary: \$11.00

Relationship: Morgan Hoke is the daughter of Robyn Hoke and niece of Councilman Michael Bridges.

Justification: Morgan Hoke is the most qualified applicant and is available to begin work immediately.

Prepared by:

Hannah Fogarty Recreation Specialist

Name & Title

Authorized by:

Approved by:

/S/ Ellen Schnackel

Ellen Schnackel
Director of Special Services

Gary Mekjian
City Manager

MINUTES
CITY OF FARMINGTON HILLS
FARMINGTON HILLS CITY COUNCIL
CITY HALL - COMMUNITY ROOM
JUNE 27, 2022 – 6:00PM

The study session meeting of the Farmington Hills City Council was called to order by Mayor Barnett at 6:01pm.

Council Members Present: Barnett, Boleware, Bridges, Bruce, Knol Massey and Newlin (arrived at 6:05pm)

Council Members Absent: None

Others Present: City Manager Mekjian, City Clerk Smith, Assistant City Manager Valentine, and City Attorney Joppich

PRESENTATION ON INVESTING IN MICHIGAN'S BROADBAND FUTURE

Gary Mekjian, City Manager, explained that the city has had some issues with Spectrum related to internet outages and reliability and staff asked representatives to come in to discuss those with Council.

Karen Coronado, Manager of State Government Affairs, discussed the company Charter Spectrum and its network outreach noting that it is the 2nd largest operator in the United States with over 32 million customers in 41 states.

Council expressed some concerns they were experiencing with speed and reliability and she mentioned that in some cases it could be an issue with the lines in that area and if addresses were provided, she could have those areas reviewed.

Ms. Coronado pointed out that \$153 million dollars was recently spent in Michigan. She stated that the standard download speed is proposed to increase from 200 to 300 and from 300 to 400 but the upload speed will remain at 10. She confirmed that the standard download speed is only guaranteed if the device is hard wired and stated that many things can affect speed such as the number of devices in the home.

She explained that the Rural Digital Opportunity Fund (RDOF) is adding 115,000 miles of network throughout the country. She commented on the substantial gap in people not using the service and noted that Charter Spectrum has several assistance programs for residents. She discussed other funding that is expected or could be used to expand broadband with Charter.

Council requested obtaining the amount of money spent in Farmington Hills. Ms. Coronado responded that the data they have is not broken down to each city.

Discussion was held on the cost of cable services and Ms. Coronado explained that those costs are related to the cost of programming, which is passed along to the customers.

In response to Council regarding competition, she explained that the Michigan Uniform Franchise Agreement is not exclusive and the city can have as many franchise agreements and cable companies in their city as they want. The issue is that there is a significant cost to build the infrastructure for a company if that is not already in place.

It was suggested that the assistance programs are promoted for residents and a link included on the city's website.

Council inquired about a battery-operated unit within subdivisions so when power goes out there is battery back-up in those locations. Ms. Coronado was not aware of any battery back-up unit and commented that all of their equipment runs off power and if there is an outage and the area is safe, they would bring out a generator. She noted that the battery back-up may be possible and that option could be reviewed, but she is not aware that the company is looking into utilizing these at this time.

Additional concerns were expressed with service and discussion was held on checking modem speeds and if that is done by Charter Spectrum on a proactive basis. Ms. Coronado stated that there is a program in place to send messages to residents but she would be happy to inquire about proactive testing of modems.

She confirmed with council that there was a full digital upgrade in Farmington Hills in 2019 but no upgrades since that time. The plan is to replace infrastructure as needed but there are no plans in place for specific infrastructure replacement.

Ms. Coronado stated that residents should not have to pay more for the speed increase and that change should be automatic but there may be some scenarios where older equipment would have to be upgraded to handle the higher speeds. There was a recent rate increase in cable so she does not expect that to increase in the near future.

Council suggested offering more packages that could reduce the cost for some users or even help to attract new users. Ms. Coronado responded that they have limits and restrictions on programming but the industry as a whole is talking ala cart services due to the use of streaming services.

Council requested that the company look into the roll out of 5G modems and providing technology updates to the city.

ADJOURNMENT:

The study session meeting adjourned at 7:16pm.

Respectfully submitted,



Pamela B. Smith, City Clerk

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
CITY HALL – COUNCIL CHAMBER
JUNE 27, 2022 – 7:30 PM

The regular session meeting of the Farmington Hills City Council was called to order by Mayor Barnett at 7:35pm.

Council Members Present: Barnett, Boleware, Bridges, Bruce, Knol, Massey and Newlin

Council Members Absent: None

Others Present: City Manager Mekjian, City Clerk Smith, Assistant City Manager Valentine, Directors Mondora, Monico, Randle and Skrobola, Police Chief King and City Attorney Joppich

PLEDGE OF ALLEGIANCE

Dr. Patricia Coleman-Burns led the pledge of allegiance.

APPROVAL OF REGULAR SESSION MEETING AGENDA

MOTION by Bridges, support by Boleware, to approve the agenda as published.

MOTION CARRIED 7-0.

PROCLAMATION RECOGNIZING JULY 2022 AS NATIONAL PARKS AND RECREATION MONTH

The following proclamation was read by Council Member Boleware and accepted by Bryan Farmer, Deputy Director of Special Services:

**PROCLAMATION
National Parks and Recreation Month
July 2022**

WHEREAS, Parks and Recreation programs are an integral part of communities throughout our state and country; and

WHEREAS, the City of Farmington Hills Special Services Department is vitally important to establishing and maintaining our quality of life, ensuring the health of our citizens, and contributing to the economic and environmental well-being of the entire community and region; and

WHEREAS, Parks and Recreation programs are shown to increase a community's property values, expand the local tax base, increase tourism, attract and retain businesses, and reduce crime; and

WHEREAS, the programs that are created and managed by the City's Special Services Department that take place at The Hawk - Farmington Hills Community Center and other facilities throughout the City all help to build a healthy, active community and positively impact the physical, mental, and emotional health of everyone who participates; and

WHEREAS, the City’s parklands and natural recreation areas enhance the ecological beauty of our community and provide a place for children and adults to connect with nature and enjoy the outdoors.

NOW, THEREFORE, BE IT RESOLVED that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim July 2022 as **National Parks and Recreation Month** and encourage all citizens to pursue enjoyment of the outdoors and take part in one of the Special Services Department’s many wonderful programs including cultural arts, golf, archery, aquatics, ice skating, fishing, senior activities, Nature Center classes, athletics, special events, and more.

CORRESPONDENCE

Councilmembers acknowledged the following correspondence:
Mayor Barnett acknowledged emails received by Council and staff regarding racial concerns and stated that they expect public present to speak on this issue and concerns raised.

CONSENT AGENDA

MOTION by Bridges, support by Knol, to approve consent agenda items #6 through #11 as read.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

MOTION by Massey, support by Boleware, to approve consent agenda item #12 as read.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: BRIDGES AND BRUCE

MOTION CARRIED 5-0-0-2.

PUBLIC QUESTIONS AND COMMENTS

Mayor Barnett explained that there was an incident last week that involved the targets used for training by the Police Department. After concerns were brought to the city’s attention, the targets have since been removed pending a legal review of the department along with other department trainings and how these targets are used to ensure the city is following procedures.

The following persons spoke during public questions and comments regarding the use of the targets at the Police Department and images taken and posted to social media:

Jamie Neufeld, Glenwild, spoke in support of the Police Department.

Cameron Blunt, Pontiac, MI representing Oakland Forward, inquired about city plans to address the issue.

Mayor Barnett reiterated the city's plans to hold a legal review and noted that the images have since been removed pending that review.

Sheila Hughes, Winterset Circle, expressed concern with images of black men being used as targets and suggested the use of silhouettes.

Michael Sweeney, Mulberry Drive, spoke in favor of the Police Department and their professionalism.

Dr. Webster-Jackson suggested that if images are used, that images of all races are utilized for training as she understands the need for this type of training but to avoid targeting one group of people.

Danielle Ohm, Foxgrove Ct., spoke of the history of institutional racism and feels not all are respected equally as proven by the use of the targets in question. She expressed concern with the use of life-like targets and requested that the legal review is an independent review and shared with the public by Council in its entirety.

Kermit Williams, Founder of Oakland Forward, thanked the city for removing the targets and acknowledged other members of Oakland Forward in the audience. He suggested additional diversity training and offered assistance from Oakland Forward. He expressed the need to create a feeling of safety for all and asked the Council to help change systematic racism and create policies and procedures that are reviewed periodically.

James McQueen, Pontiac, MI and member of Oakland Forward, expressed concern with the use of these types of targets that he at no time used even during his training for Desert Storm.

Kevin Clark, Farmington Hills Police Officer, stated that he is proud of the department and training he has received in Farmington Hills and he has never been trained to shoot at any particular race, age or gender and the reason various targets are used is to work through any explicit bias towards any particular demographic. He expressed concern with the divisiveness this has caused as the officers have worked hard to be equitable in dealing with all people.

Mayor Barnett expressed concern that nobody called a City Council member, staff or the Police Chief regarding these concerns before a press conference was held with the media.

Councilmember Bridges stated that he would like to see data that shows these targets are widely used. He asked Officer Clark about the use of targets and bias against a certain demographic and if he ever trained shooting at a black target.

Officer Clark explained the targets used and stated that if any officer has a bias, they have to work through this and the targets and training are used for this purpose. He answered that he had not trained shooting at a black target but has used the Milo training which depicts various actors of all demographics and situations.

Councilmember Bruce inquired if the targets teach restraint as some targets are holding a cell phone and not a gun. Officer Clark agreed they teach restraint and reiterated that the targets help officers work through explicit bias and to deal with the issue and not the color, gender, etc. of the individual.

Councilmember Massey stated that he researched the images used and of the 2,300 images, 185 have an image of a black person so the photos taken and posted he believes were selective. All of the images

varied in holding a weapon versus a cell phone or other item for training purposes. He stated that the numbers do not reflect certain individuals are being targeted.

Latricia Hemphill, resident, stated that the images she saw in the news posted by a parent were of black men in hoodies holding guns and she asked that the City be honest and transparent and if this is true to own it so the community can trust the city and move forward.

Joseph Williams, Winterset, spoke of importance of social imaging and messaging and in today's culture the need for people to be more conscious of their actions and words.

Tula Kabone, Real Talk Radio, stated that the black community respects the police. He spoke of the racism he has seen first-hand living in the south and commented that explicit bias exists in all people and it is not black against white but right against wrong. He thanked the Mayor for this opportunity to speak but to not forget the children that saw those images.

Mark Fancher, Staff Attorney for the Racial Justice Project for ACLU of MI, suggested ending the use of targets with any racial characteristics. He spoke of social conditioning and stated that racial violence still exists. He feels the targets promote black men as criminal and dangerous. He strongly urged the following:

- An investigation into whether such targets were used as reported
- Identify the individuals responsible and let the public know
- Commit to using only bullseye or silhouette targets going forward
- Arrange for appropriately credentialed professionals to conduct interviews with officers on the force about racial attitude and why there were no objections to use of the targets in the department at any level
- Require officers receive training to understand why there is concern about this matter and any Officers that demonstrate they "don't get it" re removed from the police force.

Dr. Patricia Coleman-Burns, resident, thanked the community for coming out this evening and stated there should be listening and not speaking by those being challenged. She agreed a diversity officer is needed in the city and commented on systemic racism that must change and need to change the standards by which we operate. The people speaking feel something real and it should not be wiped away by common standards.

Milton Moore, Nottingwood, stated that he was a victim of racial profiling growing up in Detroit and to all of the people who were not of color to picture their family members on those targets as that is how black people feel. To say it is a practice throughout the nation is not the point. Whoever is responsible should be held accountable.

Steven Kennedy, former Farmington Hills resident and current Pontiac resident, stated that this issue is bigger than Farmington Hills and one good he feels will come of this is that other communities will now review their targets and practices. He expressed concern with the Council challenging comments made by the public and feels they should just listen and hear the pain from the community with no rebuttal. He commended Council for this forum and the police for their service.

Angie Smith, Farmington School Board Vice President, thanked the Mayor and Council for their service and for dealing with the difficult issues. She commented on the open door policy of Council and stated that the situation is hurtful and was never brought to anyone's attention in the city. She thanked Officer Clark for his service and the Police Departments' service to the schools. She acknowledged the Police

Academy for civilians initiated by Chief King and stated that both City Councils and the School Board is working hard to help the community.

Mayor Barnett acknowledged that the comments and feelings of all that spoke are real and Council has heard them and are addressing the situation.

City Manager Gary Mekjian introduced himself and his background and spoke of the programs and efforts of the city for diversity, equity and inclusion but acknowledged there is more work to be done.

Police Chief Jeff King apologized to the community, Council, Police Department and staff but feels that the city will come out better for having these conversations. He stated that the city values the citizens that came out tonight to speak and ask questions about procedures and he encourages residents to bring concerns forward in the future but asks simply that they do so by bringing concerns to the city directly so staff can gather information and address the concern in a comprehensive and transparent fashion and provide context and critical information about the procedures and process, which he plans to do this evening. Chief King explained the use of targets by the Department and procedures used for training. He noted the steps immediately taken once the Department was made aware of the concern and steps that will be taken going forward to investigate the incident that will be shared.

Councilmember Bridges thanked Chief King for acknowledging the sensitivity of this matter and stated that the city has a great Police Department and that this is not meant to indict the entire Department. He does not believe it was the right decision to display those targets as there are other options and would like to see them permanently removed. He added that he has expressed concern over the racial disparity with regard to citations issued according to the city's dashboard statistics and asked for an explanation several weeks ago and still has not received any update. He wants to see a more diverse work force and for all to be aware of the fact we are a racially diverse community.

Councilmember Bruce agreed that there is systemic racism and racial profiling today, but he has always been about fairness and for all to be treated equally. As a clinical, neuropsychologist, he considers himself an expert in human performance and that includes explicit bias. The goal of the Police Department training is to train the explicit bias out of officers by using targets of different races. He explained that you change behavioral expectation through these trainings that include use of targets of all races, not by using silhouettes. He is concerned that if the targets are removed permanently, those explicit biases will remain making the city less safe. He asked the Police Chief if he believes the targets used keep people from being shot.

Police Chief King responded that he does believe the training provided keeps people from being shot and mentioned that the Farmington Hills training is known as the gold standard in Oakland County.

Councilmember Bruce agreed all of the people should be heard but that cannot happen if they do not come to the city and he is upset that this issue was brought to the press for people to make assumptions and that the city was not provided that opportunity to be heard. He feels this type of training is important and that it works.

Mable Fox, resident, thanked Councilmember Bridges for information he brought forth regarding the dashboard statistics and spoke about tolerance and the fact that she wants to feel like she belongs and not just tolerated.

Mayor Barnett commented that more information is needed on the statistics from the dashboard to provide context around those statistics and staff is working on that as well.

Councilmember Knol stated that she wants to be part of a community that respects everyone and has the best trained police department in the United States as she does not want an accidental shooting of anyone of any color. She asked Chief King to explain how the photos of people in the targets are used versus using silhouettes and how that best trains the officers.

In response to Council, Police Chief King discussed how the use of targets with photos or video training versus just using silhouette targets better equip officers to react. He stated that regardless of the event, officers are trained to react to behavior through use of the targets and not an individual.

Councilmember Boleware spoke of the different experiences of black people versus white and the fact that there may be certain triggers that would not necessarily affect white people. Council suggested a Diversity, Equity and Inclusion (DEI) Officer and as a result of those conversations hired a consultant. She stated the time for consulting should be done and that hiring of a DEI Officer on staff is critical and that person could continue to work with the consultant to get practices in place.

Darlene King, DEI Consultant, spoke of the work and progress the city has made in its DEI efforts and the journey staff has taken to date and work they have yet to accomplish. She suggested that best practice is to hire this person from within as that person would already have a greater understanding of the culture.

Mayor Barnett suggested that Ms. King attend a future study session to discuss the progress made to date.

Mayor Pro-Tem Newlin stated that she was upset by some of the comments on social media suggesting that she did not care because she had not replied to the comments. She stated that while she may not have replied on social media, she listens and cares and has empathy as she has had exposure to these racial concerns expressed in her own family.

Councilmember Massey stated there were selective images that were taken and posted to social media but he recognized that the topic was an emotional one that has brought a lot of people out to speak, which is a good thing because racism is wrong. The city is working towards further diversity and has made progress and embraces diversity. He commented that the images are part of an educational process to make officers better and the officers go through fair and impartial training to explain how racial bias can impact decision making. Dr. Massey stated that the dashboard shows statistics of arrests but not where they were arrested or if the person was a resident so staff is working on that information. He added that the Farmington Hills Police Department is one of the best policing agencies in the State and he hopes this issue will be resolved.

Darlene King, DEI Consultant, added that the city has a DEI Advisory Board comprised of department leaders and an Advisory Council comprised of individuals working for the city including two Police Sergeants and one Detective.

There were no further public comments. City Council took a short break at this time.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

There were no further comments.

CITY MANAGER UPDATE

City Manager Mekjian provided the following update:

Reminded residents that as of July 1st, GFL would be taking over as the city's waste hauler. Pick up days will be the same and it is suggested that residents have garbage to their curb by 7am. Recycling bins will be rebranded by the new company in the coming weeks.

NEW BUSINESS

CONSIDERATION OF APPOINTMENT TO FARMINGTON AREA COMMISSION ON AGING.

MOTION by Knol, support by Bruce, that the City Council of Farmington Hills hereby confirms the Mayor's recommendation to appoint Marian Schulte to the Farmington Area Commission on Aging with a term ending February 1, 2023.

MOTION CARRIED 7-0.

CONSIDERATION OF ADOPTION OF A RESOLUTION ESTABLISHING WATER RATES FOR FISCAL YEAR 2022/2023. CMR 6-22-57

Tammy Gushard, Deputy Director for Department of Public Works, explained that the Great Lakes Water Authority (GLWA) voted to remove the bad debt of Highland Park so the rates are slightly lower than those previously presented at the City Council study session. She reviewed the proposed water rates and noted that the water tower has represented an overall savings of \$20 million for the city.

Council commented that this still does not reflect what High Park owes for past years and that discussions should continue on how the city could recoup that money.

**CITY OF FARMINGTON HILLS
AMENDED WATER SUPPLY RATES**

RESOLUTION NO. R-114-22

WHEREAS, the Oakland County Water Resources Commissioner (WRC) has performed a review of the finances for the City of Farmington Hills water supply system including the cost to purchase water from the Great Lakes Water Authority, the cost for WRC to operate and maintain the water supply system, and reserve funds including a capital improvement reserve, an emergency maintenance reserve, and a major maintenance reserve; and

WHEREAS, in a letter dated June 14, 2022, the Oakland County Water Resources Commissioner has recommended that water supply rates be established for the next fiscal year effective July 1, 2022; and

WHEREAS, the water consumption charge has increased \$1.59 from \$43.62 per Mcf to \$45.21 per Mcf; and

WHEREAS, the minimum quarterly charge has been established at \$72.34 plus a meter maintenance fee based upon an assigned use of 1.6 Mcf; and

NOW, THEREFORE, BE IT RESOLVED that the rates of \$45.21 per Mcf for water consumption, and \$72.34 for a minimum quarterly charge for the City of Farmington Hills Water Supply System be established effective July 1, 2022 for all users of the City of Farmington Hills Water Supply System.

YEAS: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN

NAYS: NONE

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

CONSIDERATION OF ADOPTION OF A RESOLUTION ESTABLISHING SEWER RATES FOR FISCAL YEAR 2022/2023. CMR 6-22-58

Deputy Director Gushard reviewed the proposed sewer rates.

Mayor Barnett requested information for both water and sewer rates prior to next budget as to what other communities charge for a minimum bill.

**CITY OF FARMINGTON HILLS
AMENDED SEWAGE DISPOSAL RATES**

RESOLUTION NO. R-115-22

WHEREAS, the County of Oakland, through its Oakland County Water Resources Commissioner, under the Michigan Constitution of 1963, Article 7, § 28, and the Urban Cooperation Act of 1967, on September 27, 2018, entered into contract with the City of Farmington Hills for the construction, operation, and maintenance of the Farmington Sewage Disposal System; and

WHEREAS, the City shall provide, by proper ordinance or resolution for the sewage disposal rate to be charged to all premises within the City connected to the Farmington Sewage Disposal System; and

WHEREAS, the City of Farmington Hills was notified by the Oakland County Water Resources Commissioner, that sewage disposal charges for the Evergreen-Farmington Sanitary Drain Drainage District would increase effective for use on and after July 1, 2022 and the Gross Pollutant Surcharge and the Industrial Waste Control (IWC) charges approved the Great Lakes Water Authority (GLWA) would also go into effect on July 1, 2022; and

WHEREAS, the Oakland County Water Resources Commissioner (WRC) has performed a review of the finances for the Farmington Hills Sewage Disposal System including the cost for disposal to the Great Lakes Water Authority, the charges for operation and maintenance of the Evergreen – Farmington Sewage Disposal System, the cost for WRC to operate and maintain the City’s sewage disposal system, and reserve funds including an emergency reserve, capital improvement reserve, and a major maintenance reserve; and

WHEREAS, in a letter dated June 14, 2022, the Oakland County Water Resources Commissioner, as operating agency for the City, recommended that sewage disposal rates be established effective July 1, 2022; and

WHEREAS, the sewage disposal charge has increased \$2.87 from \$44.25 per Mcf to \$47.12 per Mcf; and

WHEREAS, the minimum quarterly charge has been established at \$75.39 based upon an assigned use of 1.6 Mcf; and

WHEREAS, the flat rate quarterly charge has been established at \$188.48 for sewer users that do not have a water meter based upon an assigned use of 4.0 Mcf; and

NOW, THEREFORE, BE IT RESOLVED that the rates of \$47.12 per Mcf for sewage disposal, \$75.39 for a minimum quarterly charge and \$188.48 for the flat rate quarterly charge for the Farmington Hills Sewage Disposal System be established effective July 1, 2022 for all users of the Farmington Hills Sewage Disposal System and the Great Lakes Water Authority (GLWA) gross Pollutant Surcharge and the IWC charges be established in accordance with the following until further notification from GLWA on the net charges:

1. **Pollutant Surcharge**

A Pollutant Surcharge shall be levied against industrial and commercial customers contributing sewage to the system with concentrations of pollutants exceeding the levels described as follows:

- A. 275 milligrams per liter (mg/l) of Biochemical Oxygen Demand (BOD).
- B. 350 milligrams per liter (mg/l) of Total Suspended Solids (TSS).
- C. 12 milligrams per liter (mg/l) of Phosphorus (P).
- D. 100 milligrams per liter (mg/l) of Fats, Oils & Grease (FOG).

| <u>Amounts of Pollutant Surcharge</u> | <u>Total Charge Per Pound of Excess Pollutants</u> |
|---------------------------------------|--------------------------------------------------------|
| Biochemical Oxygen Demand (BOD) | \$0.351 |
| Total Suspended Solids (TSS) | 0.482 |
| Phosphorus (P) | 6.448 |
| Fats, Oils & Grease (FOG) | 0.112 |

It is assumed that normal domestic customers do not contribute sewage with concentrations of pollutants exceeding the above levels, therefore, the Pollutant Surcharge will not apply to domestic customers. Further, restaurants shall be exempt from Pollutant Surcharge per Federal Court Order, "Second Interim Order," dated July 10, 1981.

2. **Industrial Waste Control**

Based on the size of the water meter, actual or assigned, each non-residential user of the system shall pay a monthly Non-residential Surcharge in accordance with the following schedule:

| <u>Meter Size</u> | <u>Industrial Waste Control (I.W.C.) Charge</u> |
|-------------------|-----------------------------------------------------|
| 5/8" | \$3.58 |
| 3/4" | 5.37 |
| 1" | 8.95 |
| 1-1/2" | 19.69 |
| 2" | 28.64 |
| 3" | 51.91 |
| 4" | 71.60 |
| 6" | 107.40 |
| 8" | 179.00 |
| 10" | 250.60 |
| 12" | 286.40 |

| | |
|-----|--------|
| 14" | 358.00 |
| 16" | 429.60 |
| 18" | 501.20 |

YEAS: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN

NAYS: NONE

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

CONSENT AGENDA
RECOMMENDED APPROVAL OF AMENDMENT NO. 5 TO WATER SERVICE CONTRACT WITH GREAT LAKES WATER AUTHORITY. CMR 6-22-59

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign the Amendment No. 5 to Water Service Contract Between Great Lakes Water Authority and City of Farmington Hills.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED ADOPTION OF THE REVISED GUIDELINES FOR POVERTY EXEMPTION REVIEW. CMR 6-22-60

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby adopts and approves the revised "Guidelines for Poverty Exemption Review," dated June 27th, 2022, for use in compliance with Public Act 390 of 1994 and Public Act 253 of 2020, and authorizes the Board of Review, on Council's behalf, to annually update and revise the "Household Income" amounts stated in Section IV of the Guidelines in order to maintain the same percentage difference between the City's Household Income amounts and the federal poverty standards as adjusted annually by the federal government.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF ANNUAL BID WAIVERS AND AWARDS FOR FISCAL YEAR 2022/2023. CMR 6-22-61

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue purchase orders for the following budgeted products and services for fiscal year 2022/23:

| VENDOR | COMMODITY | DEPT. | JUSTIFICATION | LAST BID CONTRACT | EST. ANNUAL AMOUNT |
|---------------------------------------------|-----------------------------------------------------------------------------------|---------------|------------------------------------------------------------------------|--------------------------|---------------------------|
| Access Interactive | Virtual Desktop Infrastructure Equipment, Security Software Maintenance & Support | All | Oakland County G2G Bid Contract | Current | \$150,000 |
| Accruent Systems | Facility Maintenance Software | All | O.E.M. vendor/ Bid OMNIA Partners | Current | \$26,000 |
| Adobe Authorized Resellers | PDF Imaging & forms licensing | All | OMNIA Partners, State of MI/REMC/NASPO contracts (or less) | Current | \$25,000 |
| Amazon | Miscellaneous Supplies & Equipment | All | OMNIA Partners | Current | \$150,000 |
| Autodesk Authorized resellers | AutoCAD & Fusion 360 Computer Aided Design licensing | DPS & SS | OMNIA Partners, State of MI/REMC/NASPO (or less) Cooperative contracts | Current | \$16,000 |
| BS&A | Equalizer, Tax, Permits, Cash receipting software maintenance/updates | DPCD, Finance | Sole Source O.E.M. vendor/ Original bid | N/A | \$45,000 |
| Dell & Hewlett Packard authorized resellers | Software licenses, Computer Equipment, printers, peripherals & consulting | All | OMNIA Partners, State of MI/REMC/NASPO (or less) Cooperative contracts | Current | \$125,000 |
| ESRI | GIS licensing/ maintenance and support | All | State of MI contract | Current | \$18,000 |
| Eden Systems/Tyler Technologies | Financial software maintenance/updates | All | Sole Source O.E.M. vendor/ Original bid | N/A | \$92,000 |
| Faster Solutions | CCG Faster Fleet Maintenance Software | DPW | O.E.M. vendor | Current | \$12,000 |
| Global Solutions | Laserfiche & Related Software Document Management systems. | All | O.E.M. vendor | 2021 | \$22,000 |
| Gordian Company | Facilities Capital & Job Costing Software | All | O.E.M. vendor/ Bid OMNIA Partners | Current | \$17,000 |
| Grainger | Mechanical, Industrial and Janitorial Supplies | All | State of MI contract | Current | \$40,000 |
| Harrell's & HD Supply | Fertilizer & Grounds Maintenance supplies | Parks & Golf | OMNIA Partners Contract(Cooperative) | Current | \$15,000 |
| Hart Intercivic | Election supplies & equipment | City Clerk | State & County Bid Contract | Contract | \$35,000 |
| Home Depot | Maintenance & Hardware Supplies | All | OMNIA Partners National Contract | Current | \$30,000 |

| VENDOR | COMMODITY | DEPT. | JUSTIFICATION | LAST BID CONTRACT | EST. ANNUAL AMOUNT |
|------------------------------------------------------------------|-------------------------------------------------------------------------------|------------------|-----------------------------------------------------------------|--------------------------|---------------------------|
| Kiesler Police Supply/Michigan Police Equipment & Vance Outdoors | Training & Duty Ammunition | Police | State of Michigan Contracts | Current | \$40,000 |
| Kone Elevators | Elevator Maintenance & Repair | All | OMNIA Partners Contract | Current | \$25,000 |
| Microsoft authorized resellers | Microsoft Software Licensing/ Maintenance & Support | All | OMNIA Partners, State of MI/REMC/NASPO contracts (or less) | Current | \$200,000 |
| MobilEyes | Fire Inspection Software Support | Fire | O.E.M. vendor | Current | \$12,000 |
| Oakland County | CLEMIS radio, electronic, radar, IT services & Police equipment installs | Police Fire | CLEMIS system services including installations | Current Agreement | \$250,000 |
| Printing Systems & Election Source | Election Supplies & Ballots | City Clerk | Oakland & State of Michigan County Contract | Current | \$40,000 |
| TAPCO, Inc. | Sign Shop Supplies | DPW | OMNIA Partners Contract | Current | \$20,000 |
| TelNet Group | Phone equipment, software licensing maintenance & support | IT | O.E.M. vendor | 2019 | \$25,000 |
| Tire Hub | Tires | DPW | State Bid Contract | Current | \$60,000 |
| Vermont Systems | Recreation software maintenance/updates | Special Services | Sole Source O.E.M. vendor/ Original bid | N/A | \$40,000 |
| VMware authorized resellers | Network Virtualization software maintenance/updates & consulting | IT | G2G, OMNIA Partners, State of MI/REMC/NASPO contracts (or less) | Current | \$65,000 |
| Watch Guard | In-Car Camera System | Police | Clemis/Oakland County | Current | \$50,000 |
| Zoho Corporation | Endpoint Security, Service Desk, Password Management & Ticketing applications | IT | O.E.M vendor -Sole Source | Current | \$25,000 |

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
 Nays: NONE
 Absent: NONE
 Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR TWO ZERO-TURN RIDING MOWERS TO WEINGARTZ IN THE AMOUNT OF \$36,351. CMR 6-22-62

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue a purchase order to Weingartz of Farmington Hills, Michigan in the amount of \$36,351 for the purchase of two (2) Exmark zero-turn 60” mowers.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR NEW HANDGUNS FOR THE POLICE DEPARTMENT TO ACME SPORTS IN THE APPROXIMATE AMOUNT OF \$78,423. CMR 6-22-63

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue a purchase order to Acme Sports in the amount of approximately \$78,423.00. Funding for this purchase is covered under the federal forfeiture account.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF EXTENSION OF BID FOR 2022 AS-NEEDED CATCH BASIN STABILIZATION SERVICES TO HAVENER TECH IN THE AMOUNT OF \$50,000 PER YEAR FOR A TWO-YEAR PERIOD. CMR 6-22-64

MOTION by Bridges, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with Havener Tech in the amount of \$50,000 per year for a two year period for As-Needed Catch Basin Stabilization Services.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRIDGES, BRUCE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING MINUTES OF JUNE 13, 2022.

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby approves the City Council regular session meeting minutes of June 13, 2022.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, KNOL, MASSEY AND NEWLIN
Nays: NONE
Absent: NONE
Abstentions: BRIDGES AND BRUCE

MOTION CARRIED 5-0-0-2.

ADDITIONS TO AGENDA

There were no additions to the agenda.

ADJOURNMENT

MOTION by Massey, support by Bruce, to adjourn the regular session City Council meeting at 10:41pm.

MOTION CARRIED 7-0.

Respectfully submitted,



Pamela B. Smith, City Clerk