

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
APRIL 22, 2019 – 7:30 PM
CITY HALL – COUNCIL CHAMBER

The regular meeting of the Farmington Hills City Council was called to order by Mayor Massey at 7:34 p.m.

Council Members Present: Bridges, Bruce, Knol, Lerner, Massey, Rich and Steckloff

Council Members Absent: None

Others Present: City Manager Boyer, City Clerk Smith, Assistant City Manager Mekjian, Directors Gardiner, Mondora and Monico, Fire Chief Unruh, Police Chief Nebus and City Attorney Saarela

PLEDGE OF ALLEGIANCE

Steven Schwartz, Planning Commission Chair, led the pledge of allegiance.

APPROVAL OF AGENDA

MOTION by Lerner, support by Rich, to approve the agenda as published.

MOTION CARRIED 7-0.

RECOGNITION OF OUTSTANDING EMPLOYEES FOR 2018 AND INTRODUCTION OF POLICE OFFICER AND FIREFIGHTER OF THE YEAR

Police Chief Nebus introduced Police Officer of the Year Dave Geffert and acknowledged his accomplishments, activities and training over the past year and throughout his career.

Officer Geffert commented on the cohesiveness of the Farmington Hills employees and thanks Mayor, Council and staff for the acknowledgement.

Fire Chief Unruh introduced Firefighter of the Year Bruce Belsky and acknowledged his accomplishments, activities and training over the past year and throughout his career.

Battalion Chief Belsky thanked Mayor, Council and staff and acknowledge the Firefighters and Police Officers on duty when he suffered a heart attack for their actions that day that saved his life.

SUSTAINABLE FARMINGTON HILLS TIP OF THE MONTH

The following Tip of the Month was read by Councilmember Bruce:

Sustainable Farmington Hills
Tip of the Month
April, 2019

Spring is here! Here are tips to help you save money and help the environment with some sustainable efforts.

1. Many appliances consume energy even when you're not using them. This is called "phantom load," it could cost you \$100 or more per year. An easy way to help prevent this is by directly

unplugging electronics or by plugging items into a surge protector/power strip. This way when you leave or if you're not using certain appliances you can turn the whole strip off.

2. When you plan to purchase new appliances, look for ENERGY STAR qualified products. Since 1992, ENERGY STAR and its partners have helped save American families and businesses more than \$450 billion and over 3.5 trillion kilowatt-hours of electricity while also achieving broad emissions reductions—all through voluntary action.

For more tips and information please visit www.sustainablefh.com

PROCLAMATION RECOGNIZING MAY 11, 2019 AS LETTER CARRIERS' STAMP OUT HUNGER FOOD DRIVE DAY

The following Proclamation was read by Councilmember Lerner:

**PROCLAMATION
27th Annual Letter Carriers' Stamp Out Hunger® Food Drive
Saturday, May 11, 2019**

- WHEREAS,** every year on the second Saturday in May, letter carriers across the country collect non-perishable food as part of the nation's largest one-day food drive, distributing the donations to local food banks; and
- WHEREAS,** the Letter Carriers' Stamp Out Hunger® Food Drive is just one example of how letter carriers work to make a difference in the lives of those they serve; and
- WHEREAS,** since the national food drive began in 1993, letter carriers in every part of the country have collected more than a billion pounds of food, all of which stays in their own communities; and
- WHEREAS,** with summer fast approaching, shelves of food pantries are often depleted and the Letter Carriers' Stamp Out Hunger® Food Drive gives a much-needed replenishment; and
- WHEREAS,** we would like to recognize the National Association of Letter Carriers and their partners for their efforts to help those in need with their hard work, commitment, and dedication to local communities.

NOW, THEREFORE, BE IT RESOLVED that I, Ken Massey, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim Saturday, May 11, 2019 as **Letter Carriers' Stamp Out Hunger® Food Drive** day in the City of Farmington Hills and encourage the citizens of our community to help those in need and support the food drive by placing non-perishable food items in or near their mailboxes.

PROCLAMATION RECOGNIZING MAY 7, 2019 AS MICHIGAN FOSTER CARE AWARENESS DAY

The following Proclamation was read by Councilmember Rich and accepted by Bonnie Reyes and Dee Dee McBeattie of Samaritas.

PROCLAMATION
Michigan Foster Care Awareness Day
Tuesday, May 7, 2019

- WHEREAS,** May is National Foster Care Awareness Month, which honors the dedication of foster and kinship caregivers, faith-based and community organizations, and child welfare professionals who improve the lives of children in foster care throughout the country; and
- WHEREAS,** providing a stable, secure, and nurturing home environment is one of the greatest gifts a foster parent or guardian can give a child, and we acknowledge the tremendous sacrifices made by foster families as they open their hearts and lives to thousands of children in foster care; and
- WHEREAS,** we acknowledge with sadness the plight of the innocent children who are in foster care because their lives have been disrupted due to neglect or abuse and recognize that the number of children placed in foster care continues to increase, driven in part by the opioid crisis; and
- WHEREAS,** we set aside a special day to bring attention to the heroic families in Michigan that provide foster care for children with complex medical issues and challenging psychological and behavioral needs; and
- WHEREAS,** Samaritas, which is Michigan's largest private foster care organization, has been providing services for children and families since 1934 and currently serves 43 families through foster care and adoption in Oakland County, including five families here in Farmington Hills; and
- WHEREAS,** we encourage Americans to invest in the lives of some of Michigan's most vulnerable children by becoming foster parents and welcoming children into their homes.

NOW, THEREFORE, BE IT RESOLVED that I, Ken Massey, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim Tuesday, May 7, 2019 as **Michigan Foster Care Awareness Day** in the City of Farmington Hills and encourage the citizens of our community to recognize the commitment of those who touch countless lives as foster parents and caregivers.

PRESENTATION OF PLANNING COMMISSION 2018 ANNUAL REPORT

The Planning Commission 2018 Annual Report was presented by Planning Commission Chair, Steve Schwartz.

PRESENTATION OF FIRE DEPARTMENT 2018 ANNUAL REPORT

The Fire Department 2018 Annual Report was presented by Fire Chief Unruh

PRESENTATION OF POLICE DEPARTMENT 2018 ANNUAL REPORT

The Police Department 2018 Annual Report was presented by Police Chief Nebus

CORRESPONDENCE

There was no correspondence acknowledged.

CONSENT AGENDA

MOTION by Lerner, support by Knol, to approve Consent Agenda items #15 through #25.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

MOTION by Lerner, support by Knol, to approve Consent Agenda items #26 and #26.

Roll Call Vote:

Yeas: BRIDGES, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: BRUCE

MOTION CARRIED 6-0-0-1.

PUBLIC QUESTIONS AND COMMENTS

There were no public questions or comments.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

The following comments/announcements were made:

- Human Trafficking event in Novi
- Vaping 101 to be held at the Community Library on April 24th at 6pm
- Upcoming Mayor Town Hall Meetings

CITY MANAGER UPDATE

City Manager Boyer provided the following update:

- Major and Local Road construction has started and residents can sign up on the city's list serve to receive updates

PUBLIC HEARING

PUBLIC HEARING AND CONSIDERATION OF ADOPTION OF A RESOLUTION TO APPROVE THE APPLICATION FOR AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE FROM NISSAN TECHNICAL CENTER NORTH AMERICA FOR A PERIOD OF 6 YEARS, UPON COMPLETION OF CONSTRUCTION, FOR 50% REAL PROPERTY; AND AUTHORIZATION OF ABATEMENT AGREEMENT. CMR 4-19-44

Councilmember Rich stated that she serves on the Board for the Oakland County Intermediate School District and confirmed with the City Attorney that this could be a conflict of interest so she will abstain from discussion and voting on this matter.

Samantha Seimer, Economic Development Director, briefly described the request for a 50% real property tax abatement for Nissan who has presented their plans for an expansion project to Council at their study session meeting of April 8, 2019. This investment would add 25 new jobs and retain 60 existing jobs within the city and the proposed project is in compliance the city's tax abatement policy.

Darryl Stolarczyk, representing Nissan, explained that Nissan has been in Farmington Hills since 1991 and they serve as research and development for Nissan in the Americas region and to date have invested over \$270 million in the facility that is operated by over 1200 employees. He mentioned how they have invested in the community and expressed their commitment to continue to look for opportunities to support the community. Mr. Stolarczyk explained that the new crash test facility is estimated to cost over \$40 million and will add an estimated 25 incremental jobs while supporting the existing 1200+ jobs. It will enhance their capability for research and development and ensure that they will remain Nissan's R & D hub for the Americas region going forward as well as protect and expand the high-paying, professional jobs.

Mayor Massey opened the public hearing. There being no comments, he closed the public hearing.

**RESOLUTION
APPROVING AN APPLICATION FOR AN
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE
RESOLUTION NO. R-74-19**

At a regular meeting of the City Council of the City of Farmington Hills, Oakland County, Michigan, held at City Hall, 31555 Eleven Mile Road, Farmington Hills, Michigan on the 22nd day of April, 2019 at 7:30pm, with those present and absent as follows:

PRESENT: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
ABSENT: NONE

The following resolution was offered by Councilmember Lerner and supported by Councilmember Bruce.

WHEREAS, pursuant to PA 198 of 1974, as amended, after a duly noticed public hearing held on May 13, 2002 this City Council by Resolution established an Industrial Development District at 39001 Sunrise Drive, Farmington Hills, Michigan; and

WHEREAS, Nissan Technical Center North America has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Industrial Development District at 39001 Sunrise Drive, Farmington Hills, Michigan; and

WHEREAS, before acting on said application, the City of Farmington Hills held a hearing on April 22, 2019 at City Hall, 31555 Eleven Mile Road, Farmington Hills, Michigan at 7:30pm, at which hearing the applicant, the Assessor and a representative for the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, construction of the facility had not begun earlier than six (6) months before April 22, 2019, the date of acceptance of the application of the Industrial Facilities Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Farmington Hills; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Farmington Hills, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Farmington Hills, Oakland County, Michigan, that:

1. The City Council of the City of Farmington Hills finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of the certificates previously granted and currently in force under PA 198 of 1974, as amended and PA 225 of 1978, as amended shall not have the effect of substantially impeding the operation of the City of Farmington Hills, or impairing the financial soundness of a taxing unit which levies ad valorem taxes in the City of Farmington Hills.
2. The application from Nissan Technical Center North America for an Industrial Facilities Exemption Certificate, with respect to a new facility on the following described parcel of real property situated within the Industrial Development District, to wit: Parcel ID #22-23-18-201-002, Farmington Hills, Michigan, is hereby approved.
3. The Industrial Facilities Exemption Certificate, when issued, shall be and remain in force for a period of six (6) years, for 50% of the real property to be acquired and proposed to be exempt in the Application, subject to the execution of the abatement agreement.
4. That the City Council of the City of Farmington Hills hereby authorizes the City Manager and City Clerk to execute the required Abatement Agreement.

AYES: BRIDGES, BRUCE, KNOL, LERNER, MASSEY AND STECKLOFF
NAYS: NONE
ABSENT: NONE
ABSTENTIONS: RICH

RESOLUTION DECLARED ADOPTED.

PUBLIC HEARING AND CONSIDERATION OF APPROVAL OF THE INTRODUCTION OF AN ORDINANCE TO AMEND THE CITY OF FARMINGTON HILLS CODE OF ORDINANCES, CHAPTER 34, "ZONING," TO PROHIBIT MARIHUANA ESTABLISHMENTS WITHIN THE BOUNDARIES OF THE CITY OF FARMINGTON HILLS.

Ed Gardiner, Director of Planning and Community Development, explained that this ordinance came from a recent Michigan referendum that decriminalized the recreational use of marihuana where the State gave communities the option to either opt in or to opt out of allowing marihuana establishments. The proposed ordinance provides for opting out at this time and includes a definition of marihuana establishments and then prohibits these establishments within Farmington Hills. The Planning Commission held a public hearing on the proposed ordinance on March 21, 2019 and recommends approval of the ordinance. A public hearing is required prior to any action of Council. Mr. Gardiner clarified that this ordinance would amend the Zoning Chapter of the City Code and the following proposed ordinance on the agenda would amend the City Code.

Mayor Massey explained that the State has yet to establish their rules and regulations and if the City opts out at this time, the Council could revisit the matter and opt in at any time. Mr. Gardiner confirmed this statement and the fact that the ordinance would not infringe upon any persons right to use recreational marihuana under the law.

Mayor Massey opened the public hearing.

Jerry Griffin, President of G&G Public Affairs Consulting, indicated that his company consults for PinCanna, a medically-based marihuana company and requested that the city reconsider allowing medical establishments within the city. He offered to host an educational session for the public if provided the opportunity.

There being no further comments, Mayor Massey closed the public hearing.

Councilmember Steckloff expressed concern with having to wait on state regulations when voters voted in favor of recreational marihuana and the only reason she will be voting against the ordinance is to honor the wishes of the residents.

MOTION by Knol, support by Bridges, that the City Council of Farmington Hills hereby approves the INTRODUCTION of an ordinance to amend the City of Farmington Hills Code of Ordinances, Chapter 34, "Zoning," Article 2, "Definitions," Section 2.2, "Definitions," to add a new definition of the term "Marihuana Establishments," and to amend Article 4, "Use Standards," to retitle and amend Section 4.57, "Medical Marihuana Caregiving," to prohibit Marihuana Establishments within the boundaries of the City of Farmington Hills pursuant to Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951, ET SEQ.

Councilmember Rich suggested a friendly amendment to include language that City Council intends to place this matter on a future agenda for further consideration within 90 days after the administrative rules required by the State of Michigan have been adopted.

Councilmember Knol did not agree with the suggested amendment and including a time line. She would prefer to have Council revisit the situation when that Council determines the time is right and once they know the implications of the State regulations.

The majority of Council supported opting out at this time to wait on the State regulations. Councilmember Steckloff felt it was important to include a time line for bringing the issue back for further consideration.

MOTION by Rich, support by Steckloff, to amend the motion to include language that City Council intends to place this matter on a future agenda for further consideration within 90 days after the administrative rules required by the State of Michigan have been adopted similar to the language included by the City of Farmington.

MOTION to amend the original motion failed 3-4 (Bridges, Bruce, Knol and Lerner opposed)

Mayor Massey called the question on the original motion.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER AND MASSEY
Nays: RICH AND STECKLOFF
Absent: NONE
Abstentions: NONE

MOTION CARRIED 5-2.

PUBLIC HEARING AND CONSIDERATION OF APPROVAL OF THE INTRODUCTION OF AN ORDINANCE TO AMEND THE CITY OF FARMINGTON HILLS CODE OF ORDINANCES, CHAPTER 18, TO PROHIBIT MARIHUANA ESTABLISHMENTS WITHIN THE BOUNDARIES OF THE CITY OF FARMINGTON HILLS AND TO PROVIDE PENALTIES FOR VIOLATION OF THIS ORDINANCE.

Director Gardiner explained that this is the companion ordinance amendment to the previous Zoning Ordinance amendment introduced by Council. This ordinance would amend Chapter 18 of the City Code to prohibit marihuana establishments within the city and provide for penalties for violation of the ordinance.

Mayor Massey opened the public hearing. There being no comments, Mayor Massey closed the public hearing.

MOTION by Bruce, support by Lerner, that the City Council of Farmington Hills hereby approves the INTRODUCTION of an ordinance to amend the City of Farmington Hills Code of Ordinances, Chapter 18 "Offenses," Article I, "In General" to add a new Section 18-9, "Marihuana Establishments Prohibited," "to prohibit Marihuana Establishments within the boundaries of the City of Farmington Hills pursuant to Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951, ET SEQ; and to provide penalties for violation of this ordinance.

Discussion continued on bringing the issue back to City Council for further consideration once State regulations are in place. Councilmembers Steckloff and Rich felt that language should be included in the ordinances to ensure that the issue would be brought back before Council at a future date.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER AND MASSEY
Nays: RICH AND STECKLOFF
Absent: NONE
Abstentions: NONE

MOTION CARRIED 5-2.

NEW BUSINESS
TRANSMITTAL AND ACCEPTANCE OF THE CAPITAL IMPROVEMENTS PLAN (CIP) FOR FISCAL YEARS 2019/2020 – 2024/2025.

Mark Stec, City Planner, explained that the Capital Improvements Plan (CIP) is a planning document and a tool for Council to use during their budget process. Projects included total \$25,000 or more or a series of smaller projects that culminate to a larger project totaling \$25,000 or more. The purpose of the CIP is to prioritize the capital spending in a matter that would serve the greatest needs of the city. He explained the process used to develop the CIP and stated that the Planning Commission held a public hearing on March 21, 2019 and adopted the plan that is being transmitted to City Council this evening. Mr. Stec briefly reviewed the projects included in the plan.

MOTION by Lerner, support by Bridges, that the City Council of Farmington Hills hereby accepts the Capital Improvements Plan (CIP) for fiscal years 2019/2020 – 2024/2025.

MOTION CARRIED 7-0.

CONSIDERATION OF APPROVAL OF THE INTRODUCTION OF AN ORDINANCE TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES TO AMEND CHAPTER 33, "WATER AND SEWER," TO REGULATE ILLICIT DISCHARGE IN THE CITY. CMR 4-19-45.

Karen Mondora, Director of Public Services, explained that the city is required to mitigate sources of pollution to rivers, lakes and streams and have a regulatory mechanism in place to address illegal dumping and discharges to the city's storm water system. The recommended ordinance would establish legal authority and provide for clear enforcement and compliant language in the event of a violation and satisfy the State requirements.

MOTION by Rich, support by Steckloff, that the City Council of Farmington Hills hereby approves the INTRODUCTION of an ordinance to amend the Farmington Hills Code of Ordinances to amend Chapter 33, "Water and Sewer," to add Article IX "Stormwater Management," Division 1 "Illicit Discharge" which regulates illicit discharge in the City.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

CONSIDERATION OF APPROVAL OF APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS.

MOTION by Lerner, support by Rich, that the City Council of Farmington Hills hereby confirms the Mayor's recommendation to appoint the following individuals to various City Boards and Commissions:

Committee to Increase Voter Participation

	Length of Term:	Term ending:
Susan Brown Simonenko	Vacancy	February 1, 2021

Commission on Community Health

	Length of Term:	Term ending:
Fareeha Shuttari	Vacancy	February 1, 2020

MOTION CARRIED 7-0.

CONSENT AGENDA

RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR THE 2019/2020 ASPHALT REPLACEMENT PROGRAM TO HUTCH PAVING IN THE AMOUNT OF \$653,700; WITH POSSIBLE EXTENSION. CMR 4-19-46

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign the contract with Hutch Paving for the 2019/2020 Asphalt Replacement Program in the amount of \$653,700.00 with possible unit price extension not to exceed the approved fiscal year's budget amount annually; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to extend said contract for an additional four one-year periods under the same terms and conditions at a not-to-exceed 7% increase over the unit prices stated in their bid.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR THE 2019/2020 CONCRETE REPLACEMENT, CATCH BASIN REHABILITATION AND SUMP PUMP CONNECTION PROGRAM TO L. ANTHONY CONSTRUCTION IN THE AMOUNT OF \$616,925, WITH POSSIBLE EXTENSION; AND AUTHORIZATION OF JOINT FUNDING FOR THE LOCAL ROAD IMPROVEMENT MATCHING FUND PILOT PROGRAM WITH THE OAKLAND COUNTY BOARD OF COMMISSIONS IN THE AMOUNT OF \$316,700 TO BE USED FOR THIS PROGRAM. CMR 4-19-47

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign the contract with L. Anthony Construction for the 2019/2020 Concrete Replacement, Catch Basin Rehabilitation and Sump Pump Connection Program in the amount of \$616,925.00 with possible unit price extension not to exceed the approved fiscal year's budget annually; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to extend said contract for an additional four one-year periods under the same terms and conditions at a not-to-exceed 5% increase over the unit prices stated in their bid; and

IT IS FURTHER RESOLVED, that the City Council authorizes the joint funding for the Local Road Improvement Matching Fund Pilot Program with the Oakland County Board of Commissioners in the amount of \$316,700.00 to be used for this program.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR THE 2019/2020 SIDEWALK REPLACEMENT PROGRAM TO MERLO CONSTRUCTION COMPANY IN THE AMOUNT OF \$157,467.50; WITH POSSIBLE EXTENSION. CMR 4-19-48

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign the contract with Merlo Construction Company for the 2019/2020 Sidewalk Replacement Program in the amount of \$157,467.50 with possible unit price extension not to exceed the approved fiscal year's budget amount annually; and;

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to extend said contract for an additional four one-year periods under the same terms and conditions at a not-to-exceed 5% increase over the unit prices stated in their bid.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR 2019 AND 2020 DIRT AND DEBRIS HAULING CONTRACT TO ELLSWORTH INDUSTRIES IN THE AMOUNT OF \$41,000 PER YEAR; WITH POSSIBLE EXTENSIONS. CMR 4-19-49

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign the contract with Ellsworth Industries for 2019 and 2020 Dirt and Debris Hauling in the amount of \$41,000 per year, with possible extensions through mutual consent between the City and the contractor.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR AS-NEEDED ASPHALT MATERIALS TO AJAX MATERIALS IN THE AMOUNT OF \$80,000 FOR AS-NEEDED COLD PATCH MATERIAL, TO NAGLE PAVING CO. IN THE AMOUNT OF \$40,000 FOR THE PRIMARY AS-NEEDED SUPPLY OF HOT MIX ASPHALT MATERIALS AND TO AJAX MATERIALS IN THE AMOUNT OF \$20,000 FOR THE SECONDARY AS-NEEDED SUPPLY OF HOT MIX ASPHALT MATERIALS. CMR 4-19-50

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue purchase orders to Ajax Materials for the amount of \$80,000 for the as-needed purchase of cold patch material, to Nagle Paving Co., for the amount of 40,000 for the primary as-needed supply of hot mix asphalt materials, and Ajax Materials for the amount of \$20,000 for the secondary as-needed supply of hot mix asphalt materials.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR EMERGENCY BILLING AND ELECTRONIC PATIENT CARE REPORTING SOFTWARE TO ACCUMED, INC. EMERGENCY BILLING SERVICES AT 5% PER PAYMENT. CMR 4-19-51

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to sign a five (5) year agreement with AccuMed, Inc. for Emergency Medical Billing Services at 5% per payment; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to sign an agreement with ESO Healthcare and approve all budgeted purchase orders for ePCR software for a five (5) year term.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED ADOPTION OF A RESOLUTION TO AUTHORIZE FUNDING FOR A REHABILITATION PROJECT OF THE US-16 DRAIN. CMR 4-19-52

**CITY OF FARMINGTON HILLS
RESOLUTION TO AUTHORIZE FUNDING FOR
A REHABILITATION PROJECT OF THE US-16 DRAIN**

RESOLUTION NO. R-86-19

At a regular meeting of the City Council of the City of Farmington Hills, Oakland County, Michigan (the "City"), held on the 22nd day of April, 2019.

PRESENT: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF

ABSENT: NONE

The following resolution was offered by Councilperson Lerner and seconded by Councilperson Knol:

WHEREAS the US-16 Drain, is a drain of approximately 5,217 feet, located within the cities of Farmington and Farmington Hills; and

WHEREAS the drain was established in 1938 as a Chapter 4 drain pursuant to the Michigan Drain Code of 1956; and

WHEREAS a recent inspection of the US-16 Drain, conducted via closed circuit television, revealed the need for maintenance, rehabilitation and repair in several segments of the drain beneath Shiawassee Road in the City of Farmington; and

WHEREAS necessary maintenance, rehabilitation and repair include grouting, pre-cleaning, cured-in-place pipe lining, lateral service trimming and reinstatement; and

WHEREAS the cost of the repairs is estimated to be \$213,307; and

WHEREAS the Michigan Drain Code limits costs associated with repair of Chapter 4 drains to not more than \$5,000 per mile per year; and

WHEREAS the anticipated amount of the proposed repair and rehabilitation project is \$208,307 more than the statutory maximum.

NOW THEREFORE BE IT RESOLVED that the City of Farmington Hills, in conjunction with the City of Farmington, agrees to pay its proportional share of the cost of the necessary repairs which is estimated to be \$99,354.17.

BE IT FURTHER RESOLVED that the city council for the City of Farmington Hills agrees that the proposed repairs are necessary and essential for the health, convenience and welfare of the residents served by the US-16 Drain and does hereby adopt this resolution.

BE IT FURTHER RESOLVED that an executed copy of said resolution by the Clerk shall be forwarded to the Oakland County Water Resources Commissioner, located at One Public Works Drive, Waterford, Michigan 48328 to the attention of Geoffrey Wilson, P.E., Civil Engineer III.

RESOLUTION DECLARED ADOPTED.

YEAS: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF

NAYS: NONE

ABSTENTIONS: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF CANCELING THE MAY 27, 2019 CITY COUNCIL MEETING.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby cancels the City Council meeting of May 27, 2019 in recognition of the Memorial Day holiday.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF

Nays: NONE

Absent: NONE

Abstentions: NONE

MOTION CARRIED 7-0.

ACKNOWLEDGMENT OF QUARTERLY INVESTMENT AND FINANCIAL REPORTS.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby acknowledges the quarterly investment and financial reports.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF

Nays: NONE

Absent: NONE

Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A SPECIAL EVENT PERMIT FOR THE WALK FOR ISRAEL EVENT TO BE HELD ON SUNDAY, MAY 5, 2019.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves a Special Event Permit for the Walk for Israel to be held on Sunday, May 5, 2019 from 11am-4pm, subject to the following conditions:

- The applicant shall comply with the noise ordinance as it pertains to the DJ on site playing music and making announcements.
- The assistance of eight officers and two supervisors for the event between the hours of 11:00am – 4:00pm
- Ample on-site parking shall be provided for attendees of the event
- The location will be free of obstacles that would inhibit emergency police and fire response
- Egress from the facility shall not be blocked or restricted
- Fire lanes (emergency access) shall be maintained and enforced
- Electrical equipment and proposed stage shall be approved by the City’s electrical inspector
- The applicant must contact Fire Prevention prior to the event to schedule a site inspection and the event shall comply with minimum Fire Prevention Code requirements

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A REQUEST FOR EMPLOYMENT UNDER SECTION 10.01A OF THE CITY CODE.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Jonah Heath as Ice Arena Attendant in the Special Services Department. Jonah Heath is the brother of Josh Heath who is a Youth Center Worker in the Special Services Department.

Roll Call Vote:

Yeas: BRIDGES, BRUCE, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: NONE

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL STUDY SESSION MEETING MINUTES OF APRIL 8, 2019.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the study session meeting minutes of April 8, 2019, as submitted.

Roll Call Vote:

Yeas: BRIDGES, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: BRUCE

MOTION CARRIED 6-0-0-1.

**RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING
MINUTES OF APRIL 8, 2019.**

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the regular meeting minutes of April 8, 2019, as submitted.

Roll Call Vote:

Yeas: BRIDGES, KNOL, LERNER, MASSEY, RICH AND STECKLOFF
Nays: NONE
Absent: NONE
Abstentions: BRUCE

MOTION CARRIED 6-0-0-1.

ADJOURNMENT

Mayor Massey adjourned the regular City Council meeting at 9:45pm.

Respectfully submitted,



Pamela B. Smith, City Clerk