

AGENDA
CITY COUNCIL STUDY SESSION
SEPTEMBER 13, 2021 – 6:00PM
CITY OF FARMINGTON HILLS
CITY HALL – COMMUNITY ROOM
31555 W ELEVEN MILE ROAD
FARMINGTON HILLS, MICHIGAN
Telephone: 248-871-2410 Website: www.fhgov.com

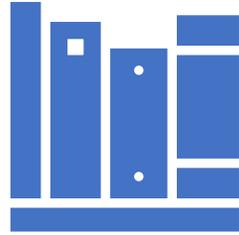
1. Call Study Session to Order
2. Roll Call
3. Presentation by [Diversity, Equity and Inclusion](#) Consultant Darlene King
4. Establishing an [Innovation, Energy and Environmental Sustainability Committee](#)
5. Resolution for [temporary outdoor sales event license](#) authorization and requirements during the COVID-19 Pandemic
6. 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.



Understanding the Impacts of Diversity, Equity and Inclusion

Presented to:
City of Farmington Hills
Monday, September 13, 2021



Diversity, Equity, Inclusion and Access



Diversity....

Means understanding that each individual is unique and recognizing our individual differences. These can be along the dimensions of race, ethnicity, gender, sexual orientations, socio-economics status, age physical abilities, religious beliefs, political beliefs and or other ideologies



Equity....

The quality of being fair and impartial in reference to justice according to natural law or right specifically freedom from bias or favoritism



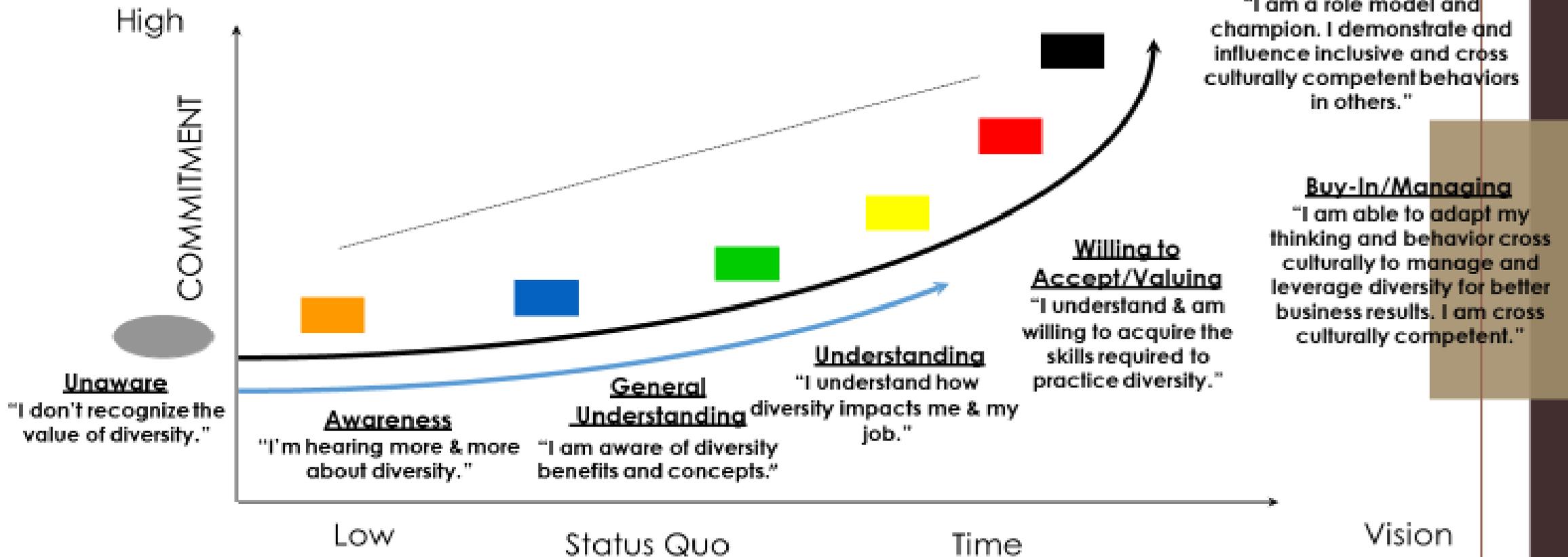


Inclusion.....

The act or state of including or of being included within a group or structure

- A person or thing that is included within a larger group or structure
- A body or particle recognizably distinct from the substance in which it is embedded

Evolution of D&I: "The Journey Towards Inclusion"



Source: Henry Ford Hospital 2012

The 56 Components of DEI

- **Women**
- **Veterans**
- **LGBT+Q**
- **Transgender**
- **Succession Planning**
- **Dis (Abilities)**
- **Healthcare**
- **Multicultural Education**
- **Cultural Competency**
- **Executive Leadership**
- **Unconscious Bias**
- **Harassment**
- **Diversity Recruitment**
- **HR Pipeline Development**
- **ERG/BRG Development**
- **Sustainability**
- **Governance**
- **Economic Development**
- **Boards/Councils**
- **Corporate Responsibility**
- **Social Responsibility**
- **Generational Divide/Gap**
- **Equity**
- **Corporate Messaging and Mission**
- **Mental Health**
- **Self Identifying**
- **Reverse Mentorship**
- **Millennials**
- **Next Generation (Gen Z)**
- **Ageism**
- **External Sustainability (Client Services)**
- **Micro Aggressions**
- **Macro Aggressions**
- **Global Diversity**
- **Advocacy**
- **Fire**
- **Supplier Diversity**
- **Pay Equity**
- **Employee Engagement**
- **Metrics/Measuring**
- **Scorecards**
- **Indexing**
- **Organizational Cultural Change**
- **Stereotypes**
- **Intersectionality**
- **Training and Development**
- **EEOC**
- **Affirmative Action**
- **Privilege**
- **White Men as Allies**
- **Marketing and Imagery**
- **Inclusive Leadership (C-Suite)**
- **Law/Legal/General Corporate Counsel**
- **Public Safety**
- **Community Engagement**

From benchmarking surveys, we know great companies in D&I focus efforts around 9 key areas

1

- **Leadership and Accountability**

Leaders own and publicly discuss the D&I mission, D&I goals, and the value of invisible diversity and broad inclusion. D&I metrics are shared transparently.

2

- **D&I Learning and Education**

D&I learning is on-going, multiyear, development curriculum that takes individuals through graduated stages of learning.

3

- **Attract, Hire and Develop Talent**

Talent acquisition and succession programs result in equitable and accessible recruitment, development, retention and advancement.

4

- **Mentoring and Sponsorship**

Programs help diverse employees evolve their exposure, work and skills. Team members grow and develop with guidance and support

5

- **Executive Diversity Council**

D&I champions and a key group of influencers to help refine the strategy and strengthen execution.

6

- **Employee Resource Groups**

Employee groups are activated to support recruiting, employee development and the achievement of the organization's business objectives.

7

- **Community, Government Relations and Social**

Organization takes a leadership role in influencing and supporting social and sustainability initiatives. D&I is connected to some key categories focused on people, planet, prosperity, peace and/or partnership.

8

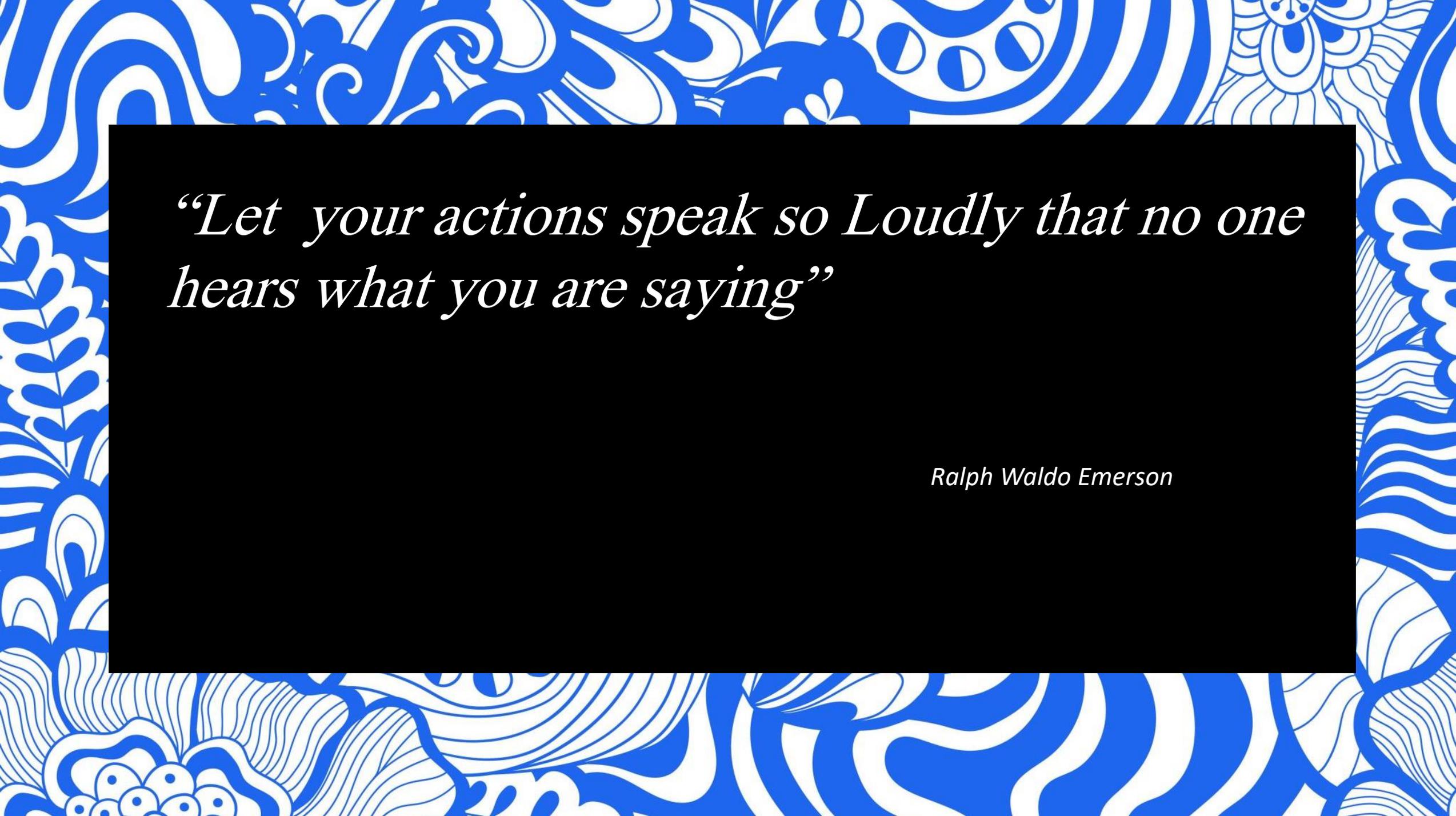
- **Supplier Diversity**

Programs to develop, grow and partner with diverse suppliers.

9

- **Workplace Environment**

Flexibility is integrated into job roles, physical workspaces and technology.



“Let your actions speak so Loudly that no one hears what you are saying”

Ralph Waldo Emerson

What does success look like?

To be successful, your community engagement strategy must be consistent and multifaceted. Both content and process should reflect the transparency of your efforts and demonstrate accountability for actions and results. This is how EQUITY is achieved.

Financial performance above national median

Ethnic Diversity



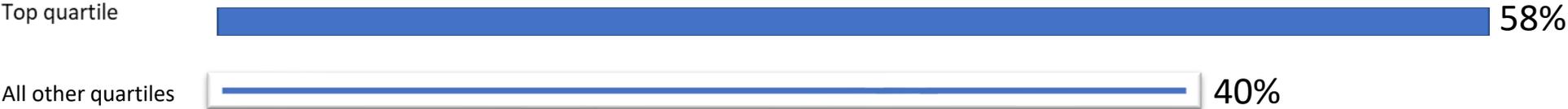
+25%

Gender Diversity



+15%

Ethnic and Gender Diversity combined



+35%

Resource Guide

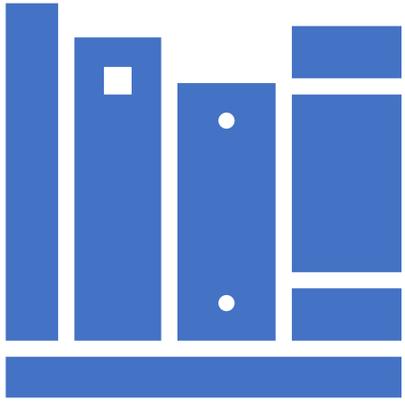
BOOKS:

1. Safe Enough to Soar- by Fredrick Miller
2. White Fragility- by Robin Di Angelo
3. Allies- by Alan Gratz
4. White Allies-by Dirck Boyd
5. Inclusion: Diversity, the New Workplace & the Will to Change-by Jennifer Brown

ALLYSHIP PLEDGE and GUIDE:

WWW.NCRJE.ORG

*Take the Allyship Pledge and it will then allow you to print the guide

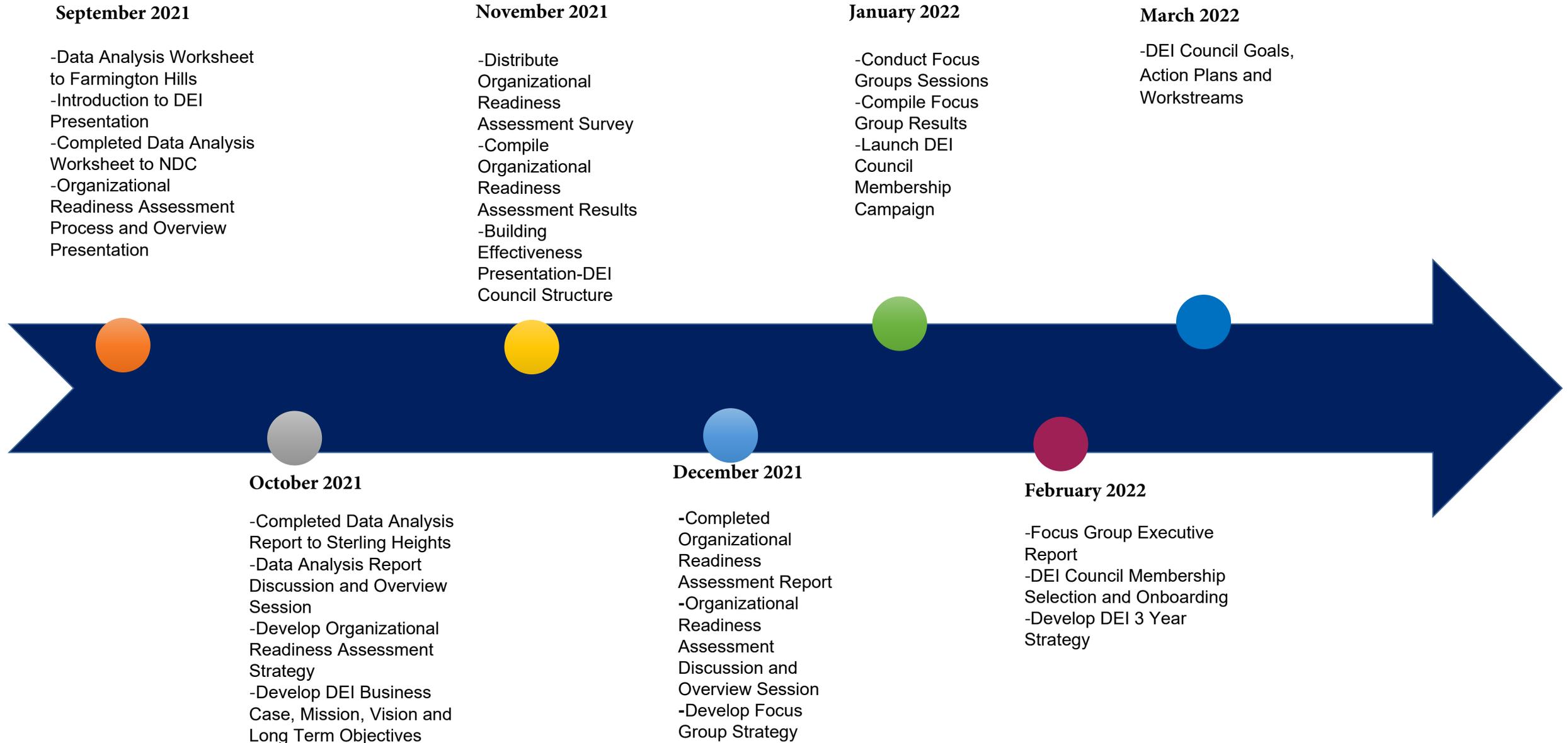


I&D Leader Training

Darlene King: Executive Director/Consultant

CITY OF FARMINGTON HILLS

2021-2022 DIVERSITY, EQUITY AND INCLUSION PROJECT TIMELINE



STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION ESTABLISHING THE
FARMINGTON HILLS INNOVATION, ENERGY AND ENVIRONMENTAL
SUSTAINABILITY COMMITTEE

RESOLUTION NO. _____

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on September __, 2021, at 7:30 o'clock p.m., Eastern Daylight Savings Time, with those present and absent being,

PRESENT: _____
ABSENT: _____

the following preamble and resolution were offered by Councilperson _____ and supported by Councilperson _____:

WHEREAS, in 2008, the City of Farmington Hills established the Green Efforts Committee as a temporary committee to study issues pertaining to the environment and explore efforts the City may be able to undertake in order to help sustain and protect the environment;

WHEREAS, in 2011, City Council adopted an ordinance establishing the Commission for Energy and Environmental Sustainability ("CEES") as a standing committee based on the work, reporting, and recommendations of the Green Efforts Committee;

WHEREAS, in 2017, City Council completed an extensive review of all the standing boards and commissions throughout the City and decided that it would be best, at that time, to discontinue the CEES and have the Parks and Recreation Commission undertake its work;

WHEREAS, in 2021, City Council received an update on the status of the City's efforts and achievements toward environmental sustainability and decided that it would like to enhance its support for and build upon those efforts through the establishment of a temporary committee to explore such matters and to also include innovation in its work and undertake such other objectives as are set forth in this Resolution; and

WHEREAS, City Council wishes to extend an offer to the City of Farmington to participate in and establish this as a joint committee for the benefit of the entire Farmington Hills-Farmington community.

NOW, THEREFORE, BE IT IS HEREBY RESOLVED by the City Council of the City of Farmington Hills as follows:

- 1) The Innovation, Energy and Environmental Sustainability Committee ("IEESC") is hereby established. The IEESC is established for the purpose and with the objective of researching, studying, and reporting to City Council on the following:

- (a) The past efforts, undertakings, and achievements of the City — through the work of City Council, the City Administration, the CEES, and the Parks and Recreation Commission — with innovation, energy and environmental sustainability;
 - (b) Potential opportunities, resources, programs, projects, practices, educational efforts, and actions that will enhance, advance, and further develop innovation, energy and environmental sustainability within the community; and
 - (c) Possible sources of funding or financing and potential public-private partnerships and interlocal partnerships for innovation energy, and environmental sustainability.
- 2) On or before _____, 20__, the IEESC shall issue a report to City Council containing its findings and 2-3 attainable goals based on the above-stated purpose and objectives of the committee.
- 3) The IEESC shall consist of up to eleven (11) persons, including, to the extent possible, Farmington Hills residents, representatives of businesses located in the City of Farmington Hills, a member of the City's Broadband Task Force, a member of the City's Economic Development Corporation, a student who is engaged in high school or higher-level coursework, technical/subject matter experts, and up to ___ individuals from the City of Farmington. With the exception of the City of Farmington members, all persons on the IEESC shall be appointed by the Mayor of Farmington Hills, subject to approval by a majority vote of City Council. The Mayor of Farmington Hills is directed to communicate an offer to the Mayor of the City of Farmington for it to appoint individuals from the City of Farmington to participate on the IEESC as indicated above.
- 3) The IEESC shall, at its first meeting, choose a chairperson and secretary from among its members. The IEESC shall hold its first meeting promptly after at least _____ members have been appointed and approved, and shall meet regularly thereafter as necessary to complete its tasks within the time frame established under this resolution. The IEESC shall, with the assistance of the City Administration, keep a record of its meetings, information, findings, and determinations.
- 4) The provisions of City Code, Chapter 2, Article IV, Division 1 shall apply to the IEESC, except to the extent the City Code may conflict with the provisions of this Resolution and except for the following sections and subsections of said Code: 2-130(b), 2-131, 2-134, and 2-141.
- 5) The IEESC shall expire on _____, 20__, unless its term is extended by City Council, or if the IEESC includes members appointed by both City Councils then both City Councils must agree to extend the term.
- 6) Given the temporary duration, membership, nature, purposes, and objectives of this special committee, City Council hereby finds and declares that the IEESC does not fall into the category of a board or commission contemplated under or for purposes of Section of 3.12 of the City Charter.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-____-21

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT
LICENSE AUTHORIZATION AND REQUIREMENTS DURING THE COVID-
19 PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on _____, 2021, at 7:30 o'clock p.m., with those present and absent being:

PRESENT:

ABSENT:

The following preamble and resolution were offered by Councilperson _____ and supported by Councilperson _____:

WHEREAS, throughout 2020, the State of Michigan and the City of Farmington Hills has issued various emergency declarations, resolutions, orders, and rules relating to the Coronavirus pandemic, some of which included temporary restrictions on the use of places of public accommodation in the City; and

WHEREAS, at one point in time during 2020, the state relaxed its restrictions and allowed places of public accommodation, such as bars and restaurants, to partially re-open, at which time the City adopted Resolution R-108-20, dated June 8, 2020, temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used for such businesses, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic; and

WHEREAS, in November, 2020, the State of Michigan experienced a high and rapidly increasing rate of spread of COVID-19, and the Michigan Department of Health and Human Services (“MDHH”) issued an order that implemented state restrictions that resulted in restaurant and bar businesses in the City to again either close their business or be open only for limited outdoor service and carry-out service and also affected the operations of other businesses in the City; and

WHEREAS, on January 22, 2021, the Director of the Michigan Department of Health and Human Services issued an order that relaxed the restrictions on food service establishments again permitting the gradual and partial reopening of food service establishments within the City subject to limitations on occupancy, requirements for social distancing, and other restrictions; and

WHEREAS, based on the above developments since the adoption of Resolution R-108-20 and the reasons and explanations provided in said Resolution, the City Council adopted Resolution R-17-21, which renewed and re-adopted the temporary authorizations provided under Resolution R-108-20 for the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, and for no other purpose or duration; and

WHEREAS, subsequent to R-17-21, vaccinations for COVID-19 were deployed and have been distributed and administered across the country, including Michigan and Farmington Hills, but a new and more contagious and deadly variant of the COVID-19 virus has since spread across the country causing extreme public health concerns especially among the unvaccinated, the elderly, persons at increased risk of severe illness from COVID-19 due to health conditions, and population under 12 years of age who cannot be vaccinated;

WHEREAS, based on the above developments since the adoption of Resolution R-17-21 and recognizing that the temporary authorizations provided under that Resolution have expired, and also recognizing that the CDC and MDCH have issued guidelines calling for restaurants and other indoor establishments open to the public to provide for masks, social distancing and other spacing protections, and further recognizing that restaurants may be concerned and want to cater to customers who are either not vaccinated or who would not patronize an establishment with indoor-only service due to health concerns, the City Council wishes to renew and re-adopt the temporary authorizations provided under Resolution R-17-21 for the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, the above considerations, and for no other purpose.

NOW THEREFORE, IT IS HEREBY RESOLVED that City Council renews, restates, and re-adopts paragraphs 1-8 of its Resolution R-108-20 herein by this reference and as if fully set forth herein, except it shall not apply to barber shops and beauty salons and except for subparagraphs 4.b.ii and 4.d and paragraph 5 which are amended and restated to read as follows:

4.b.ii. Compliance with any and all Center for Disease Control (CDC) and Michigan Department of Community Health (MDCH) COVID-19 guidelines and recommendations for social distancing, party size limitations, spacing, and masking in bars/restaurants and retail businesses (this requirement applies regardless of the fact that the CDC and MDCH recommendations and guidelines are not legally mandated).

4.d. A license approved under this Resolution shall expire and the permitted temporary outdoor business uses shall immediately cease and be

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-17-21

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT LICENSE
AUTHORIZATION AND REQUIREMENTS FOR REOPENING CERTAIN BUSINESSES
DURING THE COVID-19 PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on January 15, 2021, at 7:30 o'clock p.m., with those present and absent being:

PRESENT: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STRICKFADEN

ABSENT: NONE

The following preamble and resolution were offered by Councilperson Knol and supported by Councilperson Massey:

WHEREAS, on March 10, 2020, the Governor issued Executive Order 2020-4, declaring a State of Emergency across the State of Michigan relating to the novel Coronavirus 19, or COVID-19; and

WHEREAS, throughout 2020, the State of Michigan and the City of Farmington Hills has issued various emergency declarations, resolutions, orders, and rules relating to the Coronavirus pandemic, some of which included temporary state restrictions on the use of places of public accommodation, which resulted in the closure of restaurants and bars across the state, including in the City; and

WHEREAS, at one point in time during 2020, the state relaxed its restrictions and allowed places of public accommodation, such as bars and restaurants, to partially re-open, at which time the City adopted Resolution R-108-20, dated June 8, 2020, temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used for such businesses, because of—and only because of—the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic; and

WHEREAS, in November, 2020, the State of Michigan experienced a high and rapidly increasing rate of spread of COVID-19, and the Michigan Department of Health and Human Services (“MDHH”) issued an order that implemented state restrictions that resulted in restaurant and bar businesses in the City to again either close their business or be open only for limited outdoor service and carry-out service and also affected the operations of other businesses in the City; and

WHEREAS, on January 22, 2021, the Director of the Michigan Department of Health and Human Services issued an order that relaxed the restrictions on food service establishments again permitting the gradual and partial reopening of food service establishments within the City subject to limitations on occupancy, requirements for social distancing, and other restrictions; and

WHEREAS, based on the above developments since the adoption of Resolution R-108-20 and the reasons and explanations provided in said Resolution, and also recognizing that the temporary authorizations provided under that Resolution expired just prior to the November, 2020 MDHH order referenced above, the City Council wishes to renew and re-adopt the temporary authorizations provided

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-108-20

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT LICENSE
AUTHORIZATION AND REQUIREMENTS FOR REOPENING CERTAIN RETAIL, BARBER,
BEAUTY SALON AND RESTAURANT/BAR BUSINESSES IN LIGHT OF COVID-19
PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on June 8, 2020, at 7:30 o'clock p.m., with those present and absent being:

PRESENT: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STECKLOFF

ABSENT: NONE

The following preamble and resolution were offered by Councilperson Bridges and supported by Councilperson Massey:

WHEREAS, on March 10, 2020, the Governor issued Executive Order 2020-4, declaring a State of Emergency across the State of Michigan relating to the novel Coronavirus 19, or COVID-19; and

WHEREAS, on March 16, 2020, the Governor issued Executive Order 2020-9, imposing "Temporary Restrictions on the Use of Places of Public Accommodation," which resulted in the closure of restaurants and bars across the state, including in the City, effective March 16, 2020, at 3:00 p.m.; and

WHEREAS, on March 23, 2020, the Governor issued the first "Stay at Home" Order, Executive Order 2020-21, which ordered non-essential businesses, including retail businesses in the City, to close to the public; and

WHEREAS, since their initial issuance, those Orders have been extended on various dates for various lengths of time, and as of the date of this Resolution remain generally in full force and effect; and

WHEREAS, as a result of these orders, many retail and restaurant bar businesses in the City have been either closed or open only for restricted hours or purposes for well over two months; and

WHEREAS, on June 1, 2020 and June 5, 2020, the Governor issued Executive Orders 2020-110 and 2020-114, which permit the gradual and partial reopening of retail businesses, restaurants/bars, barber shops, and beauty salons within the City; and

WHEREAS, under EO 2020-110 and EO 2020-114, the reopening of such businesses is subject to limitations on occupancy, requirements for social distancing and other restrictions. In other words, those reopening businesses are not permitted to reopen at full capacity and are not able to use all their existing space as it was before the Orders described above. Consequently, as those businesses seek to reopen, the City Council expects that they will contemplate alternative means to provide goods and services to the public, but will find that there are complexities and limitations imposed by the City's Zoning Ordinance and other City Code or land use regulations that might affect or limit their ability to take advantage of those alternatives. By way of example only, these could include limitations on the use

of adjacent sidewalks and parking areas for outdoor sales and services and/or outdoor seating for food and beverage service, limitations on the number of days and hours of operation for such sales and services events, and limitations on zoning districts in which such events are permitted; and

WHEREAS, while there are options available to reopening businesses to seek interpretations of, relief from, and/or approvals under those regulations, those procedures typically take a significant amount of time to complete, or might not fit the technical requirements for relief, and also require the use of substantial City resources. For example, requests to the Zoning Board of Appeals for relief from Zoning Ordinance regulations require publishing and mailing public hearing notices, and the scheduling and conducting of public hearings before the Board, and many of the types of temporary uses may require an additional hearing before City Council for approval. Absent some sort of broad relief, the City believes that a significant number of reopening businesses in the City can be expected to seek relief from the ZBA, City Council, or otherwise; and

WHEREAS, the City Council seeks to avoid overwhelming the ZBA – as well as the City’s administrative staff and possibly City Council – with individual applications for temporary relief that is needed due to the current pandemic circumstances and emergency orders, and with individual notice and review requirements. The Council has therefore investigated options for temporarily addressing these issues on a City-wide and expedited basis; and

WHEREAS, the City Council acknowledges that it has in place a Local Declaration of a State of Emergency, effective March 23, 2020, that can be utilized, under the Emergency Management Act, MCL 30.401 *et seq.*, to waive certain ordinance requirements, but it further acknowledges that the duration of that Local Declaration has not yet been determined by the City Council and might not cover the entire period of limited occupancy for restaurant, barbershop, beauty salon and retail businesses; and

WHEREAS, the City Council also acknowledges the concept of the “moratorium” under which the City can potentially and temporarily suspend enforcement of provisions of an ordinance, and

WHEREAS, the City Council finds that the most appropriate way to avoid overwhelming the ZBA, City Council, and City staff and to address the health, safety, and welfare issues caused by the COVID-19 pandemic in a manner that is not detrimental to the public nor contrary to the overall purpose and goals of the City’s existing ordinances is to temporarily consolidate under and utilize the provisions of the City’s Code provisions relating to temporary outdoor sales events for purposes of temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of—and only because of—the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, and for no other purpose or duration.

NOW THEREFORE, IT IS THEREFORE RESOLVED:

1. City Council affirms its existing zoning and land use regulations as reasonable and appropriate in furtherance of the public health, safety, and welfare of the City, its residents, and businesses.
2. City Council finds, however, that the 2020 COVID-19 pandemic represents an unusual and unprecedented event that has caused an interruption in the typical operation of businesses within the City, but particularly the operation of retail businesses, barbershops, beauty salons, and restaurants/bars in the City that rely upon visitors and in-person customers.
3. City Council finds that a temporary relaxation of certain regulations with respect to the operation of those businesses, or aspects of those businesses, is an appropriate response to these current

unprecedented conditions within the City, state, and country, and further finds that such temporary relaxation, if properly administered, will not adversely affect the public health, safety, and welfare and will in fact benefit both the businesses and the members of the public affected given COVID-19's wide-ranging effects.

4. City Council hereby determines that it is appropriate to establish, and it hereby does establish, a city-wide Temporary Outdoor Sales Event License Authorization (referred to hereafter as "the License Authorization") for (i) certain outdoor sales by retail businesses, (ii) certain outdoor barber shops and beauty salons (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services), and (iii) certain outdoor seating and food and beverage service by restaurants/bars, in reliance on Chapter 22, Article V of the City Code, relating to Temporary Outdoor Sales Events, and also in reliance upon other authorities referred to above, as applicable, and subject to the following requirements:

- a. The provisions of this Resolution and the License Authorization are limited to restaurants/bars, barber shops and beauty salons (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services), and retail businesses, that can meet the requirements of this Resolution and Sections 22-103, 22-104, 22-117 and 22-118 of Chapter 22, Article V of the City Code;
- b. The City Administration shall establish, by no later than June 12, 2020, an initial set of written standards and procedures for receiving and reviewing applications for issuance of licenses for temporary outdoor retail sales by retail businesses, temporary outdoor seating and food and beverage service by restaurants/bars, and temporary outdoor barber shop and beauty salon services (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services). Such standards and procedures shall, at a minimum, address and include:
 - i. Operation as part of an existing business with a valid certificate of occupancy adjacent to or on the same property as the outdoor area.
 - ii. Compliance with any and all applicable state and local orders related to COVID-19, including social distancing, party size limitations, masking, etc.
 - iii. Area and location limitations.
 - iv. Required demonstration that, upon installation of the proposed temporary outdoor sales by retail businesses, temporary outdoor barber shop and beauty salon services, or temporary outdoor seating and food and beverage service by restaurants/bars, there will remain ample space for parking, vehicular (including emergency vehicles) and pedestrian ingress, egress and circulation, and any other use on the subject site
 - v. Spacing limitations for tables, chairs, registers, and the like.
 - vi. Hours of operation.
 - vii. Temporary structures, such as tents, canopies/umbrellas, fencing, railings, and the like.
 - viii. Separation from parking/vehicular traffic.
 - ix. ADA compliance.
 - x. Compliance with building and fire codes.
 - xi. Provision for litter and waste.

Such standards and procedures may be amended from time to time, as deemed necessary by and with the approval of the City Manager.

- c. The procedures and requirements for submission and review of applications and for the approval of licenses authorized under this Resolution shall include, without limitation, the following:
 - i. The application shall be filed with the Planning and Community Development Department with a copy to the City Manager and City Clerk;
 - ii. The application shall be on a form provided by the Planning and Community Development Department, and shall include such information as the Community Development Department determines, including, at a minimum, the information listed in City Code Section 22-112(a);
 - iii. The application shall include an accompanying plan, with the information on the plan to include (in addition to the plan information required under Section 22-112(a)(10)):
 - 1. a scaled layout of premises, any existing outdoor seating areas and expansion area;
 - 2. location and clearances to maintain access to any fire hydrants and Fire Department connections;
 - 3. dimensioned access to means of egress and barrier free entrance routes, locations and sizes of any temporary canopies, umbrellas or tents;
 - 4. locations and description of any fencing or seating area enclosures and egress;
 - 5. location of any relocated barrier free parking; and
 - 6. facilities for waste and trash.
 - iv. Review and approval of the license application and accompanying plan shall be by the Director of Planning and Community Development (or designee), with a copy to the City Clerk, the Police Department, the Fire Department, and the City Manager's Office. The application and plan shall be approved if it provides all of the information and meets the requirements provided herein and under the standards and procedures established under subsection b. above, and shall be denied if it does not.
- d. A license approved under this Resolution shall expire and the permitted temporary outdoor sales by retail businesses, temporary outdoor barber shop and beauty salon services, and outdoor seating and food and beverage service by restaurants/bars, shall immediately cease and be discontinued, on the same date that the authorizations set forth in this Resolution expire, are revoked, or become null and void under paragraph 7 of this Resolution.
- e. A license approved under this Resolution may be revoked by the Director of the Planning and Community Development Department (or designee) if the applicant fails, neglects, or refuses to fully comply with any and all provisions and requirements set forth in or established under this Resolution, any applicable Executive Order issued by the Governor of Michigan, or any and all provisions, regulations, ordinances, statutes, or other law referenced in this Resolution or otherwise applicable to the business undertaken.
- f. Restaurant/bar uses must comply with requirements of the Oakland County Environmental Health Department and the Michigan Liquor Control

Commission. Barbershop and beauty salon uses must comply with all requirements of the Oakland County Health Department.

- g. Temporary outdoor restaurant/bar uses that involve the sale or consumption of alcoholic beverages:
 - i. shall comply with all requirements of the Michigan Liquor Control Act and related laws, including administrative regulations adopted thereunder;
 - ii. shall comply with all requirements of Chapter 4 of the City Code; and
 - iii. may require additional review by City staff and consultants, and may require approval by City Council

5. The authorizations set forth in this Resolution shall become effective immediately and shall expire on October 31, 2020, unless extended by the City Council, subject to the following:

- a. If the Governor revokes the Stay at Home Order, or the Stay at Home Order is otherwise revoked by operation of law or by court order, and the occupancy limitations and social distancing limitations are no longer in force and effect, this authorization shall be null and void, and any activities authorized shall cease immediately.
- b. If the City adopts an ordinance or ordinances relating to the subject matter of this Resolution, this Resolution shall be considered revoked upon the effective date thereof.
- c. The City Council may revoke or amend this Resolution at any time, and such revocation or amendment shall be effective immediately.

6. There shall be no fees charged for the submission of the application or the City's review of the application.

7. The City Administration is directed to review and evaluate the City's zoning ordinance and City Code provisions in light of the recent events related to COVID-19 and the various orders and limitations imposed in response and report to the City Council any recommended changes thereto as a result of its evaluation.

8. Violation of the requirements of this Resolution and/or any permit authorized hereunder shall be considered violations of the City Code.

AYES: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STECKLOFF

NAYES: NONE

ABSENT: NONE

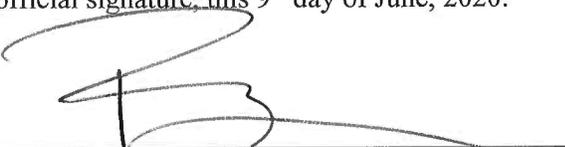
ABSTENTIONS: NONE

RESOLUTION 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, County of Oakland, State of 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 regular meeting held on the 8th day of June, 2020, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 9th day of June, 2020.



PAMELA B. SMITH, City Clerk
City of Farmington Hills

AGENDA
CITY COUNCIL MEETING
SEPTEMBER 13, 2021 – 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>

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
2. Proclamation recognizing [Alex Hamilton](#) for his video highlighting life in Farmington Hills

CORRESPONDENCE

CONSENT AGENDA - (See Items No. 5 – 12)

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

UNFINISHED BUSINESS:

3. Consideration of postponing [Planned Unit Development 2, 2021](#) (Sarah Fisher Home) to the September 27, 2021 City Council meeting (previously postponed to no later than September 13, 2021).

NEW BUSINESS:

4. Consideration of approval of [appointment](#) to the Committee to Increase Voter Participation.

CONSENT AGENDA:

5. Recommended adoption of a resolution regarding [temporary outdoor sales event license](#) authorization and requirements during the COVID-19 Pandemic.
6. Recommended adoption of the State Disaster Contingency Fund Grant resolution. [CMR 9-21-85](#)

7. Recommended approval of [request for employment](#) under section 10.01A of the City Charter for a Hawk Gymnasium Coordinator.
8. Recommended approval of purchase of LiveScan System software and services for the Police Department to Idemia in the amount of \$30,222. [CMR 9-21-86](#)
9. Recommended approval of an agreement for Police Vehicle Accessories to Winder Police Equipment in the amount of \$29,843.45. [CMR 9-21-87](#)
10. Recommended approval of award of contract for the City Hall Electrical Modification Project to Allied Building Service Company in the amount of \$145,000. [CMR 9-21-88](#)
11. Recommended approval of the City Council [study session meeting minutes](#) of August 23, 2021.
12. Recommended approval of the City Council [regular session meeting minutes](#) of August 23, 2021.

ADDITIONS TO AGENDA

13. Attorney Report

ADJOURNMENT

Respectfully submitted,

Pamela B. Smith, City Clerk

Reviewed by:
Gary Mekjian, City Manager

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).

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.



PROCLAMATION

Alex Hamilton

Amateur Videographer and Budding Cinematographer

- WHEREAS,** Farmington Hills resident Alex Hamilton created a spectacular video highlighting the high quality of life here in the City of Farmington Hills; and
- WHEREAS,** Alex is officially being recognized for his resourcefulness, imagination, videography talent, and film editing skills; and
- WHEREAS,** Alex Hamilton is currently 14 years old and an eighth grader at Warner Middle School; and
- WHEREAS,** Alex is a member of his school's cross-country team and track team, and is a member of the Farmington Soccer Club travel team; and
- WHEREAS,** he is active in Youth United and has participated in community service projects at CARES and is a member of the Mission Committee at the Orchard United Methodist Church where he gives back to this community and makes our world a better place.

NOW, THEREFORE, BE IT RESOLVED that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby recognize **Alex Hamilton** for taking the initiative to create a video about the City of Farmington Hills and share it with City officials who were impressed with his abilities and appreciated his time and effort spent on behalf of showcasing our community.

A handwritten signature in black ink that reads "Vicki Barnett".

Vicki Barnett, Mayor



Inter-Office Correspondence

DATE: September 7, 2021
TO: Gary Mekjian, City Manager
FROM: Mark Stec, City Planner
SUBJECT: PUD Plan 2, 2021 - Sarah Fisher Home

Mr. Mekjian,

At its August 9, 2021, meeting the City Council reviewed and postponed consideration of approval of PUD 2, 2021, proposing to redevelop the historic Sarah Fisher Home site to include skilled nursing and residential uses, to the September 13, 2021, meeting. An **email from the proponent** requesting to be postponed from the September 13 to the September 27 city council meeting is attached.

Revised PUD plans have been submitted to the Planning Office and are currently under review by our consultant.

Electronic Attachments:

- **8/31/2021 email requesting postponement**

Jeri LaBelle

From: Jenna Brown <jbrown@optalishealthcare.com>
Sent: Tuesday, August 31, 2021 9:52 AM
To: Mark Stec
Cc: Raj Patel
Subject: Sarah Fisher Site - PUD

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Good morning Mark,

Per our conversation, Optalis is requesting a postponement from the September 13th City Council meeting and requesting to be placed on the next meeting's agenda (September 27th).

Please feel free to call me if you have any questions.

Regards,



Jenna Brown | Business Office Manager
Tl 249.692.4333 | Fr 249.692.4336
25500 Mandeville Rd, Suite 210 New, ME 48175
www.optalishealthcare.com

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INTEROFFICE CORRESPONDENCE

DATE: September 13, 2021
TO: City Council
FROM: Vicki Barnett, Mayor
SUBJECT: Recommendation for appointment

I would like to recommend the following appointment at the September 13, 2021 City Council meeting:

Committee to Increase Voter Participation

Marc Thomas	Length of Term: Unexpired term	Term ending: February 1, 2023
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Mr. Thomas will fill the unexpired term of George Pitchford who resigned in January 2020. Attached, please find Mr. Thomas's letter of interest and resume.

Thank you for your consideration of this appointment.

Marc Thomas

25 June 2021

Mayor Barnett and City Council
Farmington Hills, MI

RE: Committee to Increase Voter Participation

Mayor and Council:

This letter is to express interest in serving on the city's Committee to Increase Voter Participation. I am committed to working collaboratively with city officials and the community to make voting more accessible to voters.

As a college political science faculty member for many years, I am knowledgeable about election law, campaigns and elections, democracy, and local government. I don't have a specific agenda or ideas to promote at this point, except to keep an open mind and do my part to improve the city's tangible efforts to increase voter participation.

As requested, my resume is attached. Please let me know if you have questions or need more information. Thank you for your consideration.

Sincerely,

Marc O. Thomas

Marc Thomas



Marc Thomas

Education

- Doctor of Education, Community College Leadership, Ferris State University, 2016.
- Master of Education, Global Studies, University of Illinois, 2012.
- Master of Public Administration, Western Michigan University, 2000.
- Bachelor of Management and Organizational Development, Spring Arbor University, 1997.

Experience

Dean of Teaching Excellence, Oakland Community College (MI). 2020 - Present.

Lead efforts to infuse inclusive and experiential teaching and learning practices across the college. Based at the Orchard Ridge campus.

Dean of General Education and Health Sciences, Morgan Community College (CO). 2019 - 2020.

Oversaw Arts & Sciences and Health Sciences programs in support of student success. Led faculty in the development of annual goals and conducted performance evaluations. Oversaw academic operations.

Assistant Dean, Colorado Mountain College, 2017 - 2019.

Led campus-wide initiatives to improve student success, including through implementing a First Year Experience program and establishing a student Learning Commons. Supervised faculty/staff and guided strategic planning.

Social Science Professor & Global Education Coordinator, Lansing Community College, 2008 - 2015.

- Taught Introduction to Public Policy, Introduction to Political Science, American Government, and State & Local Government.
- Developed and ran international internships to improve student global competence in teacher education and business.

Social Science Instructor, Lansing Community College, 2002 - 2008.

Taught political science courses and served on the political science learning assessment team.

Elected Ingham County Commissioner (Michigan), 2002, 2004, 2006, 2008.

- Proposed, analyzed and enacted policy in support of an \$80 million budget in public health, law enforcement, courts, and alternative education.
- Selected by colleagues as Board Chair in 2007 and 2008, leading strategic planning, public-private partnerships, and supervising senior managers.

Research Associate, Public Policy Associates, Lansing, MI, 2000-2002.

Completed research and writing as a member of research teams for numerous projects, including:

- Survey research and report writing on technology use in Michigan K-12 schools for Michigan State University's College of Education.
- Program evaluation of the Employment and Training Administration of the U.S. Department of Labor to evaluate effectiveness of federal Workforce Investment Act grants.

Legislative Analyst, Michigan House of Representatives, 1995-1999, 1992-93

Coordinated legislative initiatives and constituent relations for state lawmakers. Work included policy analysis and coordination of legislative proposals from bill to law.

Service Highlights

Human Services Advisory Committee (Ingham County, MI), 2003-2006.

Equal Opportunity Committee (Ingham County, MI), 2003-2004.

East Lansing (Michigan) Historic District Commission, 1998-2001.

Selected Publications

Thomas, M. (2021). International Education and the Global Pandemic in the Community College: Reflections and Best Practices. In K. Bista and G. Malveaux (Eds.) *International Students in Community Colleges: Challenges and Future Directions*. Philadelphia: Routledge (forthcoming).

Thomas, M. (2019). Practical Strategies for Rural-Serving Community College Global Programming. In G. Malveaux, & R. Raby (Eds.), *Study Abroad Opportunities for Community College Students and Strategies for Global Learning* (pp. 228-241). Hershey, PA: IGI Global. doi:10.4018/978-1-5225-6252-8.ch016.

Thomas, M. (2016). Community College Education Abroad and Business Internship Cultivation of Competency in Communicating, Collaborating, and Critical Thinking. In R. Raby and E. Valeau (Eds.) chapter, *International Education at Community Colleges: Themes, Practices, and Case Studies* (pp. 323-335). New York: Palgrave-Macmillan.

"Paul Bagwell: Master of Prose and Politics," Michigan Political History News, Michigan Political History Society, Fall 2002.

"Dora Stockman: A Leader for Her Time and Beyond," The Lamplighter, East Lansing Historical Society, Vol. 6, No. 3, November 2001.

"The Capital Area Career Development System: Environmental Scan Data Book," for Lansing Community College and Capital Area Michigan Works, co-authored with William C. Brown, Ph.D., June 2002.

"Michigan Profiles: Levi Rawson Taft," Michigan History Magazine, July/August 1990, p. 48-49.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-____-21

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT
LICENSE AUTHORIZATION AND REQUIREMENTS DURING THE COVID-
19 PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on _____, 2021, at 7:30 o'clock p.m., with those present and absent being:

PRESENT:

ABSENT:

The following preamble and resolution were offered by Councilperson _____ and supported by Councilperson _____:

WHEREAS, throughout 2020, the State of Michigan and the City of Farmington Hills has issued various emergency declarations, resolutions, orders, and rules relating to the Coronavirus pandemic, some of which included temporary restrictions on the use of places of public accommodation in the City; and

WHEREAS, at one point in time during 2020, the state relaxed its restrictions and allowed places of public accommodation, such as bars and restaurants, to partially re-open, at which time the City adopted Resolution R-108-20, dated June 8, 2020, temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used for such businesses, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic; and

WHEREAS, in November, 2020, the State of Michigan experienced a high and rapidly increasing rate of spread of COVID-19, and the Michigan Department of Health and Human Services (“MDHH”) issued an order that implemented state restrictions that resulted in restaurant and bar businesses in the City to again either close their business or be open only for limited outdoor service and carry-out service and also affected the operations of other businesses in the City; and

WHEREAS, on January 22, 2021, the Director of the Michigan Department of Health and Human Services issued an order that relaxed the restrictions on food service establishments again permitting the gradual and partial reopening of food service establishments within the City subject to limitations on occupancy, requirements for social distancing, and other restrictions; and

WHEREAS, based on the above developments since the adoption of Resolution R-108-20 and the reasons and explanations provided in said Resolution, the City Council adopted Resolution R-17-21, which renewed and re-adopted the temporary authorizations provided under Resolution R-108-20 for the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, and for no other purpose or duration; and

WHEREAS, subsequent to R-17-21, vaccinations for COVID-19 were deployed and have been distributed and administered across the country, including Michigan and Farmington Hills, but a new and more contagious and deadly variant of the COVID-19 virus has since spread across the country causing extreme public health concerns especially among the unvaccinated, the elderly, persons at increased risk of severe illness from COVID-19 due to health conditions, and population under 12 years of age who cannot be vaccinated;

WHEREAS, based on the above developments since the adoption of Resolution R-17-21 and recognizing that the temporary authorizations provided under that Resolution have expired, and also recognizing that the CDC and MDCH have issued guidelines calling for restaurants and other indoor establishments open to the public to provide for masks, social distancing and other spacing protections, and further recognizing that restaurants may be concerned and want to cater to customers who are either not vaccinated or who would not patronize an establishment with indoor-only service due to health concerns, the City Council wishes to renew and re-adopt the temporary authorizations provided under Resolution R-17-21 for the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of — and only because of — the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, the above considerations, and for no other purpose.

NOW THEREFORE, IT IS HEREBY RESOLVED that City Council renews, restates, and re-adopts paragraphs 1-8 of its Resolution R-108-20 herein by this reference and as if fully set forth herein, except it shall not apply to barber shops and beauty salons and except for subparagraphs 4.b.ii and 4.d and paragraph 5 which are amended and restated to read as follows:

4.b.ii. Compliance with any and all Center for Disease Control (CDC) and Michigan Department of Community Health (MDCH) COVID-19 guidelines and recommendations for social distancing, party size limitations, spacing, and masking in bars/restaurants and retail businesses (this requirement applies regardless of the fact that the CDC and MDCH recommendations and guidelines are not legally mandated).

4.d. A license approved under this Resolution shall expire and the permitted temporary outdoor business uses shall immediately cease and be

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-17-21

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT LICENSE
AUTHORIZATION AND REQUIREMENTS FOR REOPENING CERTAIN BUSINESSES
DURING THE COVID-19 PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on January 15, 2021, at 7:30 o'clock p.m., with those present and absent being:

PRESENT: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STRICKFADEN

ABSENT: NONE

The following preamble and resolution were offered by Councilperson Knol and supported by Councilperson Massey:

WHEREAS, on March 10, 2020, the Governor issued Executive Order 2020-4, declaring a State of Emergency across the State of Michigan relating to the novel Coronavirus 19, or COVID-19; and

WHEREAS, throughout 2020, the State of Michigan and the City of Farmington Hills has issued various emergency declarations, resolutions, orders, and rules relating to the Coronavirus pandemic, some of which included temporary state restrictions on the use of places of public accommodation, which resulted in the closure of restaurants and bars across the state, including in the City; and

WHEREAS, at one point in time during 2020, the state relaxed its restrictions and allowed places of public accommodation, such as bars and restaurants, to partially re-open, at which time the City adopted Resolution R-108-20, dated June 8, 2020, temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used for such businesses, because of—and only because of—the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic; and

WHEREAS, in November, 2020, the State of Michigan experienced a high and rapidly increasing rate of spread of COVID-19, and the Michigan Department of Health and Human Services (“MDHH”) issued an order that implemented state restrictions that resulted in restaurant and bar businesses in the City to again either close their business or be open only for limited outdoor service and carry-out service and also affected the operations of other businesses in the City; and

WHEREAS, on January 22, 2021, the Director of the Michigan Department of Health and Human Services issued an order that relaxed the restrictions on food service establishments again permitting the gradual and partial reopening of food service establishments within the City subject to limitations on occupancy, requirements for social distancing, and other restrictions; and

WHEREAS, based on the above developments since the adoption of Resolution R-108-20 and the reasons and explanations provided in said Resolution, and also recognizing that the temporary authorizations provided under that Resolution expired just prior to the November, 2020 MDHH order referenced above, the City Council wishes to renew and re-adopt the temporary authorizations provided

under Resolution R-108-20 for the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of—and only because of—the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, and for no other purpose or duration.

NOW THEREFORE, IT IS THEREFORE RESOLVED that City Council renews, restates, and re-adopts paragraphs 1-8 of its Resolution R-108-20 herein by this reference and as if fully set forth herein, except it shall not apply to barber shops and beauty salons and except for subparagraph 4.d and paragraph 5 which are amended and restated to read as follows:

4.d. A license approved under this Resolution shall expire and the permitted temporary outdoor business uses shall immediately cease and be discontinued on the same date that the authorizations set forth in this Resolution are no longer effective or are revoked (see paragraph 5).

5. The authorizations set forth in this Resolution shall remain effective until: (a) the State of Michigan discontinues occupancy limitations and social distancing requirements relating to the pandemic conditions in Michigan as to all of the businesses listed in paragraph 4 of this Resolution; (b) the City adopts an ordinance or ordinances relating to the subject matter of this Resolution; or (c) the City Council revokes or amends this Resolution. If the State of Michigan discontinues occupancy limitations and social distancing requirements as to some, but not all of the types of businesses listed in paragraph 4 of this Resolution, then this Resolution shall only remain effective as to those businesses that remain subject to such State restrictions.

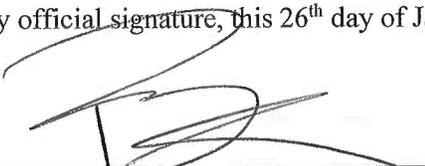
AYES: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STRICKFADEN
NAYES: NONE
ABSENT: NONE
ABSTENTIONS: NONE

RESOLUTION 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, County of Oakland, State of 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 regular meeting held on the 25th day of January, 2021, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 26th day of January, 2021.



PAMELA B. SMITH, City Clerk
City of Farmington Hills

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-108-20

**RESOLUTION REGARDING TEMPORARY OUTDOOR SALES EVENT LICENSE
AUTHORIZATION AND REQUIREMENTS FOR REOPENING CERTAIN RETAIL, BARBER,
BEAUTY SALON AND RESTAURANT/BAR BUSINESSES IN LIGHT OF COVID-19
PANDEMIC**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, attended remotely and held electronically from the City Council Chambers on June 8, 2020, at 7:30 o'clock p.m., with those present and absent being:

PRESENT: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STECKLOFF

ABSENT: NONE

The following preamble and resolution were offered by Councilperson Bridges and supported by Councilperson Massey:

WHEREAS, on March 10, 2020, the Governor issued Executive Order 2020-4, declaring a State of Emergency across the State of Michigan relating to the novel Coronavirus 19, or COVID-19; and

WHEREAS, on March 16, 2020, the Governor issued Executive Order 2020-9, imposing "Temporary Restrictions on the Use of Places of Public Accommodation," which resulted in the closure of restaurants and bars across the state, including in the City, effective March 16, 2020, at 3:00 p.m.; and

WHEREAS, on March 23, 2020, the Governor issued the first "Stay at Home" Order, Executive Order 2020-21, which ordered non-essential businesses, including retail businesses in the City, to close to the public; and

WHEREAS, since their initial issuance, those Orders have been extended on various dates for various lengths of time, and as of the date of this Resolution remain generally in full force and effect; and

WHEREAS, as a result of these orders, many retail and restaurant bar businesses in the City have been either closed or open only for restricted hours or purposes for well over two months; and

WHEREAS, on June 1, 2020 and June 5, 2020, the Governor issued Executive Orders 2020-110 and 2020-114, which permit the gradual and partial reopening of retail businesses, restaurants/bars, barber shops, and beauty salons within the City; and

WHEREAS, under EO 2020-110 and EO 2020-114, the reopening of such businesses is subject to limitations on occupancy, requirements for social distancing and other restrictions. In other words, those reopening businesses are not permitted to reopen at full capacity and are not able to use all their existing space as it was before the Orders described above. Consequently, as those businesses seek to reopen, the City Council expects that they will contemplate alternative means to provide goods and services to the public, but will find that there are complexities and limitations imposed by the City's Zoning Ordinance and other City Code or land use regulations that might affect or limit their ability to take advantage of those alternatives. By way of example only, these could include limitations on the use

of adjacent sidewalks and parking areas for outdoor sales and services and/or outdoor seating for food and beverage service, limitations on the number of days and hours of operation for such sales and services events, and limitations on zoning districts in which such events are permitted; and

WHEREAS, while there are options available to reopening businesses to seek interpretations of, relief from, and/or approvals under those regulations, those procedures typically take a significant amount of time to complete, or might not fit the technical requirements for relief, and also require the use of substantial City resources. For example, requests to the Zoning Board of Appeals for relief from Zoning Ordinance regulations require publishing and mailing public hearing notices, and the scheduling and conducting of public hearings before the Board, and many of the types of temporary uses may require an additional hearing before City Council for approval. Absent some sort of broad relief, the City believes that a significant number of reopening businesses in the City can be expected to seek relief from the ZBA, City Council, or otherwise; and

WHEREAS, the City Council seeks to avoid overwhelming the ZBA – as well as the City’s administrative staff and possibly City Council – with individual applications for temporary relief that is needed due to the current pandemic circumstances and emergency orders, and with individual notice and review requirements. The Council has therefore investigated options for temporarily addressing these issues on a City-wide and expedited basis; and

WHEREAS, the City Council acknowledges that it has in place a Local Declaration of a State of Emergency, effective March 23, 2020, that can be utilized, under the Emergency Management Act, MCL 30.401 *et seq.*, to waive certain ordinance requirements, but it further acknowledges that the duration of that Local Declaration has not yet been determined by the City Council and might not cover the entire period of limited occupancy for restaurant, barbershop, beauty salon and retail businesses; and

WHEREAS, the City Council also acknowledges the concept of the “moratorium” under which the City can potentially and temporarily suspend enforcement of provisions of an ordinance, and

WHEREAS, the City Council finds that the most appropriate way to avoid overwhelming the ZBA, City Council, and City staff and to address the health, safety, and welfare issues caused by the COVID-19 pandemic in a manner that is not detrimental to the public nor contrary to the overall purpose and goals of the City’s existing ordinances is to temporarily consolidate under and utilize the provisions of the City’s Code provisions relating to temporary outdoor sales events for purposes of temporarily authorizing the extension of certain permitted uses into outdoor spaces not otherwise allowed to be used, because of—and only because of—the occupancy limitations and social distancing requirements necessary to respond to the COVID-19 pandemic, and for no other purpose or duration.

NOW THEREFORE, IT IS THEREFORE RESOLVED:

1. City Council affirms its existing zoning and land use regulations as reasonable and appropriate in furtherance of the public health, safety, and welfare of the City, its residents, and businesses.
2. City Council finds, however, that the 2020 COVID-19 pandemic represents an unusual and unprecedented event that has caused an interruption in the typical operation of businesses within the City, but particularly the operation of retail businesses, barbershops, beauty salons, and restaurants/bars in the City that rely upon visitors and in-person customers.
3. City Council finds that a temporary relaxation of certain regulations with respect to the operation of those businesses, or aspects of those businesses, is an appropriate response to these current

unprecedented conditions within the City, state, and country, and further finds that such temporary relaxation, if properly administered, will not adversely affect the public health, safety, and welfare and will in fact benefit both the businesses and the members of the public affected given COVID-19's wide-ranging effects.

4. City Council hereby determines that it is appropriate to establish, and it hereby does establish, a city-wide Temporary Outdoor Sales Event License Authorization (referred to hereafter as "the License Authorization") for (i) certain outdoor sales by retail businesses, (ii) certain outdoor barber shops and beauty salons (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services), and (iii) certain outdoor seating and food and beverage service by restaurants/bars, in reliance on Chapter 22, Article V of the City Code, relating to Temporary Outdoor Sales Events, and also in reliance upon other authorities referred to above, as applicable, and subject to the following requirements:

- a. The provisions of this Resolution and the License Authorization are limited to restaurants/bars, barber shops and beauty salons (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services), and retail businesses, that can meet the requirements of this Resolution and Sections 22-103, 22-104, 22-117 and 22-118 of Chapter 22, Article V of the City Code;
- b. The City Administration shall establish, by no later than June 12, 2020, an initial set of written standards and procedures for receiving and reviewing applications for issuance of licenses for temporary outdoor retail sales by retail businesses, temporary outdoor seating and food and beverage service by restaurants/bars, and temporary outdoor barber shop and beauty salon services (not including massage, ear piercing, waxing/hair removal, tanning, or tattoo services). Such standards and procedures shall, at a minimum, address and include:
 - i. Operation as part of an existing business with a valid certificate of occupancy adjacent to or on the same property as the outdoor area.
 - ii. Compliance with any and all applicable state and local orders related to COVID-19, including social distancing, party size limitations, masking, etc.
 - iii. Area and location limitations.
 - iv. Required demonstration that, upon installation of the proposed temporary outdoor sales by retail businesses, temporary outdoor barber shop and beauty salon services, or temporary outdoor seating and food and beverage service by restaurants/bars, there will remain ample space for parking, vehicular (including emergency vehicles) and pedestrian ingress, egress and circulation, and any other use on the subject site
 - v. Spacing limitations for tables, chairs, registers, and the like.
 - vi. Hours of operation.
 - vii. Temporary structures, such as tents, canopies/umbrellas, fencing, railings, and the like.
 - viii. Separation from parking/vehicular traffic.
 - ix. ADA compliance.
 - x. Compliance with building and fire codes.
 - xi. Provision for litter and waste.

Such standards and procedures may be amended from time to time, as deemed necessary by and with the approval of the City Manager.

- c. The procedures and requirements for submission and review of applications and for the approval of licenses authorized under this Resolution shall include, without limitation, the following:
 - i. The application shall be filed with the Planning and Community Development Department with a copy to the City Manager and City Clerk;
 - ii. The application shall be on a form provided by the Planning and Community Development Department, and shall include such information as the Community Development Department determines, including, at a minimum, the information listed in City Code Section 22-112(a);
 - iii. The application shall include an accompanying plan, with the information on the plan to include (in addition to the plan information required under Section 22-112(a)(10)):
 - 1. a scaled layout of premises, any existing outdoor seating areas and expansion area;
 - 2. location and clearances to maintain access to any fire hydrants and Fire Department connections;
 - 3. dimensioned access to means of egress and barrier free entrance routes, locations and sizes of any temporary canopies, umbrellas or tents;
 - 4. locations and description of any fencing or seating area enclosures and egress;
 - 5. location of any relocated barrier free parking; and
 - 6. facilities for waste and trash.
 - iv. Review and approval of the license application and accompanying plan shall be by the Director of Planning and Community Development (or designee), with a copy to the City Clerk, the Police Department, the Fire Department, and the City Manager's Office. The application and plan shall be approved if it provides all of the information and meets the requirements provided herein and under the standards and procedures established under subsection b. above, and shall be denied if it does not.

- d. A license approved under this Resolution shall expire and the permitted temporary outdoor sales by retail businesses, temporary outdoor barber shop and beauty salon services, and outdoor seating and food and beverage service by restaurants/bars, shall immediately cease and be discontinued, on the same date that the authorizations set forth in this Resolution expire, are revoked, or become null and void under paragraph 7 of this Resolution.

- e. A license approved under this Resolution may be revoked by the Director of the Planning and Community Development Department (or designee) if the applicant fails, neglects, or refuses to fully comply with any and all provisions and requirements set forth in or established under this Resolution, any applicable Executive Order issued by the Governor of Michigan, or any and all provisions, regulations, ordinances, statutes, or other law referenced in this Resolution or otherwise applicable to the business undertaken.

- f. Restaurant/bar uses must comply with requirements of the Oakland County Environmental Health Department and the Michigan Liquor Control

Commission. Barbershop and beauty salon uses must comply with all requirements of the Oakland County Health Department.

- g. Temporary outdoor restaurant/bar uses that involve the sale or consumption of alcoholic beverages:
 - i. shall comply with all requirements of the Michigan Liquor Control Act and related laws, including administrative regulations adopted thereunder;
 - ii. shall comply with all requirements of Chapter 4 of the City Code; and
 - iii. may require additional review by City staff and consultants, and may require approval by City Council

5. The authorizations set forth in this Resolution shall become effective immediately and shall expire on October 31, 2020, unless extended by the City Council, subject to the following:

- a. If the Governor revokes the Stay at Home Order, or the Stay at Home Order is otherwise revoked by operation of law or by court order, and the occupancy limitations and social distancing limitations are no longer in force and effect, this authorization shall be null and void, and any activities authorized shall cease immediately.
- b. If the City adopts an ordinance or ordinances relating to the subject matter of this Resolution, this Resolution shall be considered revoked upon the effective date thereof.
- c. The City Council may revoke or amend this Resolution at any time, and such revocation or amendment shall be effective immediately.

6. There shall be no fees charged for the submission of the application or the City's review of the application.

7. The City Administration is directed to review and evaluate the City's zoning ordinance and City Code provisions in light of the recent events related to COVID-19 and the various orders and limitations imposed in response and report to the City Council any recommended changes thereto as a result of its evaluation.

8. Violation of the requirements of this Resolution and/or any permit authorized hereunder shall be considered violations of the City Code.

AYES: BARNETT, BOLEWARE, BRIDGES, KNOL, MASSEY, NEWLIN AND STECKLOFF

NAYES: NONE

ABSENT: NONE

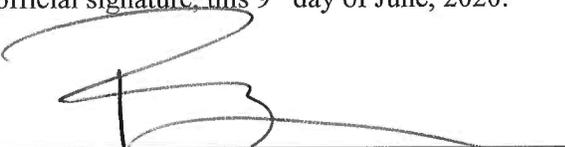
ABSTENTIONS: NONE

RESOLUTION 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, County of Oakland, State of 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 regular meeting held on the 8th day of June, 2020, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 9th day of June, 2020.



PAMELA B. SMITH, City Clerk
City of Farmington Hills

**REPORT FROM THE CITY MANAGER TO CITY COUNCIL
September 13, 2021**

SUBJECT: EMD 19/State Disaster Contingency Fund Grant Resolution

ADMINISTRATIVE SUMMARY:

This is the formal application for disaster assistance from the State for Section 19 funds to help the city cover some of the storm associated costs. It names the approved applicant's agent which in this instance is the City Manager, Gary Mekjian.

RECOMMENDATION:

It is recommended that the City Council adopt the State Disaster Contingency Fund Grant Resolution.

Prepared by: James Neufeld

Reviewed by: Jon Unruh, Fire Chief

Approved by: Gary Mekjian, City Manager

**STATE DISASTER CONTINGENCY FUND GRANT
RESOLUTION**

BE IT RESOLVED BY The City Council (1) OF The City of Farmington Hills (2),

WHEREAS, The City of Farmington Hills (2), Michigan, is a political subdivision within the State of Michigan with an official Emergency Operations plan in compliance with Section 19 of the Emergency Management Act, Act 390, Public Acts of 1976, as amended.

WHEREAS, The City of Farmington Hills (2), sustained severe losses of major proportions brought on by the severe thunderstorm cells and successive rains (3) resulting in the following conditions: Catastrophic damage to tree's destroyed the electrical and fiber optic grid to approximately 65% of the city while rendering much of the City right of way impassable. The successive heavy rains caused widespread flooding which washed out or damaged many roads and culverts. City facilities also sustained flooding and water damage. (4)

WHEREAS, The City Council (1) certifies that the City of Farmington Hills (5) Emergency Operations Plan was implemented at the onset of the disaster at 16:42 on July 7, 2021 (6) and all applicable disaster relief forces identified therein were exhausted. The Department of Public Works requested

WHEREAS, as a direct result of the disaster, public damage and expenditures were extraordinary and place an unreasonably great financial burden on The City of Farmington Hills (2) totaling \$834,665.34 (7).

NOW, THEREFORE BE IT RESOLVED THAT The City Council (1) requests the Governor authorize a grant to the City of Farmington Hills (2) from the State Disaster Contingency Fund pursuant to Section 19, Act 390, Public Acts of 1976, as amended.

FURTHERMORE, Gary Mekjian (8) is authorized to execute for and in behalf of The City of Farmington Hills (2) the application for financial assistance and to provide to the State any information required for that purpose.

Action taken and incorporated in the minutes of a meeting of

Farmington Hills City Council (name of governing body)

on 9/13/2021 (date)

Attest; Pam Smith (name of clerk)

- NOTES:
- (1) Insert name of governing body (City Council, County Board of Commissioners, Township Board, etc.)
 - (2) Insert name of political subdivision (City of _____, _____ County, Township of _____, etc.)
 - (3) Insert the type of disaster (tornado, flood, explosion, etc.)
 - (4) Insert a brief description of the effects of the disaster on the community.
 - (5) County governments and municipalities under 10,000 population insert the term "county"; municipalities over 10,000 population insert the term 'municipal' if they maintain a separate plan; or the term "county/municipal" if they are included in the county plan.
 - (6) Insert the time and date the plan was implemented.
 - (7) Insert the total dollar value of eligible disaster expenditures and costs (from Section 3 of the application).
 - (8) Insert the name of the applicant's agent who is authorized to act for and on behalf of the political subdivision.

APPLICATION FOR DISASTER ASSISTANCE

(Under Section 19, Act 390 PA 1976 as amended)

1. Applications may be submitted by a county or municipality.
2. Local units submitting applications shall appoint an agent to act on their behalf.
3. In accordance with Rule 4, this application shall be accompanied by a resolution of the governing body (see reverse side).
4. Applicant completes unshaded parts of this form.

1. POLITICAL SUBDIVISION		2. APPLICANT'S AGENT		INTERNAL USE ONLY	
Name City of Farmington Hills		Name Gary Mekjian		Date Received	
Address 31555 West Eleven Mile Road Farmington Hills MI. 48336		Title City Manager		Date Reviewed	
Population		Address 31555 West Eleven Mile Road Farmington Hills MI. 48336		Incident No.	
				Telephone ()	
3. ELIGIBLE DISASTER EXPENDITURES AND COSTS (See Rule 6 of the Administrative Rules)					
Overtime for police department	1,731.82	Equipment repair costs for disaster			
Overtime for fire department	31,118.93	Volunteer costs			
Overtime for public works department	29,223.00	Costs to repair damage to public facilities or road systems caused by disaster		410,000.00	
Overtime for county road commission	N/A				
Overtime for emergency medical services	Under Fire Department	Other (name each)			
Overtime for other employees	5,036.44	Tree Contractors		236,025.00	
Salaries of added employees		Debris Removal		64,166.55	
Contracts with other jurisdictions	24,671.00	Water Resource Commission		5,500.00	
Fuel for equipment used	12,818.24	Miscellaneous Expenses		14,374.36	
Shelter supplies for disaster		TOTAL		834,665.34	
<i>NOTE: Normal or day-to-day expenses; any costs reimbursed by a federal, state or local agency; any costs reimbursed by insurance; or any capital outlay expenditures are not eligible.</i>					
4. DISASTER BURDEN (See Rule 3(d) of the Administrative Rules)					
Dates of Consecutive 5-day period From July 7, 2021 TO July 12, 2021		Normal budget funds for listed agencies during 5-day period 388,342.96			
One (1) percent of listed agencies' annual general kind operating budget 283,490.36		Amount of actual expenses for listed agencies during 5-day period 848,898.36			
List of activated disaster-related agencies: Department of Public Services/Public Works, Fire Department, Police Department, Special Services, Water Resources Commission, South Oakland County Public Works Association					
5. PREVIOUS OPERATING BUDGET (See Rule 8 of the Administrative Rules)					
Applicants total operating budget for preceding fiscal year 53,597,643.00			Ten (10) percent of the amount at left 5,359,764.30		
6. SIGNATURE OF APPLICANT'S AGENT					
Signature			Date		
7. DISTRICT COORDINATOR REVIEW					
	Yes	No	N/A		Yes No
Application and resolution complete				Applicant eligible	
Copy of local emergency declaration				Amount claimed	
Exhaustion of local effort				Amount eligible	
Emergency Management Program				COMMENTS:	
Work Agreement Form					
Annual Exercise					
Current Plan Standard					
Adequate Plan Standard					
Plan Implementation Standard					
Support Plan (if applicable)					
Substation of Claims Standard					
Damage Assessment Standard				District Coordinator's Signature	Date
DIRECTORS RECOMMENDATION					
Grant approval recommended <input type="checkbox"/>		Grant amount recommended		Grant disapproval recommended <input type="checkbox"/>	
Reasons for disapproval					
Signature				Date	



INTEROFFICE CORRESPONDENCE

To: Gary Mekjian, City Manager
From: Ellen Schnackel, Director of Special Services
Subject: Consideration of Employment for Dominic Nunn
Date: September 13, 2021

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: Dominic Nunn who is related to an employee of the City, Stanley Nunn, who is an Audio-Visual Assistant with the Department of Special Services.

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, distribution of job announcements at Farmington Public Schools and Oakland County Community College, Orchard Ridge Campus. 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. 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 Dominic Nunn.

Name: Dominic Nunn
Position Applied For: Hawk Gymnasium Coordinator
Salary: \$15/hour
Relationship: Dominic Nunn is the son of Stanley Nunn who is an Audio-Visual Assistant with the Department of Special Services.
Justification: Dominic Nunn is the most qualified applicant and is available to begin work immediately.

Prepared by:

/s/ James Vayis

Authorized by:

/S/ Ellen Schnackel

Ellen Schnackel
Director of Special Services

Approved by:

Gary Mekjian
City Manager

REPORT FROM THE CITY MANAGER TO CITY COUNCIL
September 13, 2021

SUBJECT: AWARD OF PURCHASE OF IDEMIA LIVESCAN SYSTEM FOR THE POLICE DEPARTMENT

ADMINISTRATIVE SUMMARY

- The City of Farmington Hills Police contract with the Oakland County Courts Law Enforcement Management Information Systems (CLEMIS) for criminal justice and public safety applications. By serving as a technical link among multiple agencies, CLEMIS promotes communication and sharing of criminal justice information. The key principle of CLEMIS is securely sharing data between law enforcement agencies in a County-operated and maintained regional database.
- The LiveScan System software & equipment is the tool that CLEMIS utilizes to report information and communicate with agencies. Functionality includes: Automated Fingerprint Identification System (AFIS) interface for records submission to the State, certification to the FBI's Electronic Fingerprint Transmission Specifications, "Hit/No Hit" response from the State AFIS search, automatic fingerprint sequencing and duplicate print checking ensuring data integrity, quick check, and review and edit performed on each print.
- The current LiveScan System used by the Police Department is at end of its life & no longer supported by CLEMIS and therefore is in need of a new solution. Oakland County and The State of Michigan have contracted with a new company, IDEMIA and are mandating this upgrade to ensure secure, accurate information sharing. The contract pricing terms & conditions with IDEMIA (which were extended to the City as a CLEMIS member) includes on-site installation, training and a one (1) year on-site warranty.
- Funding for this purchase is available in the Police Department Professional & Contractual Data Processing fund.

RECOMMENDATION

In view of the above, it is recommended that City Council authorize the City Manager to issue a purchase order to Idemia to purchase the Software for integrating LiveScan solution software and services in the amount of \$30,222.00.

Prepared by:	Michelle Aranowski, Senior Buyer
Reviewed by:	Kelly Monico, Director of Central Services
Reviewed by:	Mark Kelley, Sergeant
Reviewed by:"	Jeff King, Chief of Police
Approved by:	Gary Mekjian, City Manager

REPORT FROM THE CITY MANAGER TO CITY COUNCIL
September 13, 2021

SUBJECT: AWARD OF AGREEMENT FOR POLICE VEHICLE ACCESSORIES

ADMINISTRATIVE SUMMARY

- The Farmington Hills Police Department purchases equipment for installation in new vehicles to convert them from civilian to police use. Equipment purchased includes light bars, sirens, partition screens, transport seats, push bumpers and miscellaneous mounting racks for Police gear.
- Once delivered, the equipment will be installed by Oakland County as part of our service agreement with them; approved by City Council in June 2021.
- Sealed bids were solicited by Oakland County for the purchase of various police vehicle accessories on an “as needed basis” in July of 2018. The existing contract with Oakland County is for two (2) years with two (2) additional one (1) year options. Winder Police Equipment Inc. was awarded the contract for said bid. The awarded contract is offered to the City by extension as part of the MITN Purchasing Cooperative. Participating in a cooperative purchase provides cost savings for the City of Farmington Hills due to the buying power of the cooperative.
- Winder Equipment Inc. has provided excellent service this past year and staff is confident that they can supply all items specified in a timely manner.
- The equipment is provided with varying lengths of warrantee periods, but all carry a minimum of one (1) year.
- Funding for the equipment is provided in the 2020/2021 Automotive & Auto Equipment Fund.

RECOMMENDATION

In view of the above, it is recommended that City Council waive the formal bid requirements and authorize the City Manager to issue a purchase order for Police Vehicle Equipment in the amount of \$29,843.45 to Winder Police Equipment with all the terms and conditions of previously awarded bid from Oakland County contract.

Prepared by: Michelle Aranowski, Senior Buyer
Reviewed by: Mark Kelley, Sergeant, Police Department
Reviewed by: Jeff King, Chief of Police
Reviewed by: Kelly Monico, Director of Central Services
Approved by: Gary Mekjian, City Manager

REPORT FROM THE CITY MANAGER TO CITY COUNCIL – September 13, 2021

SUBJECT: Award of Contract for the City Hall Electrical Modifications Project

Administrative Summary

- During times of electrical power outages, the Farmington Hills City Hall building is backed up by a generator.
- The building's current configuration however only allows portions of the electrical loads to be transferred to the generator during an outage.
- An assessment of the building's demands was completed by the City's electrical consultant, Matrix Consulting Engineers, Inc., and it was determined that the existing generator is sufficient to handle the entire City Hall building however modifications need to be made.
- These modifications were identified as a priority from the City's facilities condition assessment.
- The project was publicly bid and advertised on the Michigan Inter-Governmental Trade Network (MITN) with bids opened on August 10, 2021. A total of three (3) bids were received.
- It is recommended, the contract be awarded to Allied Building Service Company of Detroit, Inc., for their total bid amount of \$131,326.00, with a small contingency for unforeseen issues.
- Allied Building Service Company of Detroit, Inc. has successfully completed projects for the Macomb Correctional Facility, Ann Arbor Federal Building and United States Postal Service.
- Funding is available in the Public Facilities budget of the City's Capital Improvement Plan and the project is within the budgeted amount.

RECOMMENDATION

IT IS RESOLVED, the City Hall Electrical Modifications Project be awarded to Allied Building Service Company of Detroit, Inc., in the amount of \$145,000.00; and

IT IS FURTHER RESOLVED, the City Manager and the City Clerk to be authorized to execute the contract on behalf of the City.

Support Documentation

The Farmington Hills City Hall building is currently serviced by a backup generator during times of power outages. The current electrical configuration of the building only allows the transfer of power for certain services, areas/offices and outlets. As a part of the City-wide facilities condition assessment, upgrading the electrical configuration was identified as a priority and the project was budgeted in the public facilities section of the City's Capital Improvement Plan. A review of the building's existing electrical layout, DTE demand records, and emergency power system was performed by Matrix Consulting Engineers, Inc. They determined the current generator is

sufficient to supply power to the entire building during power outages however electrical modifications and upgrades will need to be completed.

BID SUMMARY

<u>CONTRACTOR</u>	<u>TOTAL</u>
Allied Building Service Company of Detroit, Inc. Detroit, MI	\$131,326.00
Shoreview Electric Clinton Township, MI	\$274,000.00
J. Ranch Electric, Inc. Mt. Pleasant, MI	\$274,552.00

Table Description: Summary of bid results for the City Hall Electrical Modifications Project

Prepared by: Tammy Gushard, P.E., Senior Engineer
Departmental Authorization: Karen Mondora, P.E., Director of Public Services
Kelly Monico, Director of Central Services
Approved by: Gary Mekjian, P.E., City Manager

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL STUDY SESSION MEETING
COMMUNITY ROOM
AUGUST 23, 2021 – 6:00PM

The study session meeting of the Farmington Hills City Council was called to order by Mayor Barnett at 6:00pm.

Council Members Present: Barnett, Boleware, Knol, Massey, Newlin and Strickfaden

Council Members Absent: Bridges

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

UPDATE ON PUBLIC ART

City Manager Mekjian stated that the direction from Council at their meeting when this topic was last discussed was for staff to meet and provide an update at this meeting. Staff met last week and discussed public art on public vs. private property and areas where a private property owner wants to work with an artist to fund art on a private building and use of grant money in specific areas such as the Grand River Corridor.

City Attorney Joppich added that discussion of staff also included the following:

- Using the CIA district as a test or starting site and potential permanent site for public art displays and use of grant funding for that district
- Advertising vs. art and potential amendments to ordinances, specifically special exceptions for murals with a definition and size limitations
- Reviewing other community ordinances to review more options, which they are in the process of gathering and will review at the next meeting of the group

Discussion was held on the possibility of businesses requesting a variance through the Zoning Board of Appeals. Staff commented that it would be preferred this is handled administratively, potentially through requesting ordinance amendments.

It was mentioned that Sterling Heights uses public grants for placing public art on private property and that this is one ordinance that staff mentioned and planned to review.

Other forms of art were discussed such as sculptures and projection mapping. Director Gardiner confirmed current ordinances allow for sculptures.

Mayor Barnett mentioned that member appointments are needed for the Corridor Improvement Authority (CIA) so that staff can include this committee in on conversations for that area.

City Attorney Joppich summarized that staff has identified ordinances from other cities and will meet to review those ordinances and will also review use of projection mapping based on discussions this evening. Once staff meets to review these ordinances, they will work on options to bring forth to City Council.

DISCUSSION ON RECONSTITUTING THE COMMISSION ON ENERGY AND ENVIRONMENTAL SUSTAINABILITY (CEES)

Mayor Barnett stated that she wants to make sure the city is doing all it can to encourage sustainability and to include business members as part of any new committee. The thought is to discuss sustainability and innovation with input from businesses such as Beaumont Farmington Hills, Bosch, etc. and to start with a 2 to 3 year commitment.

City Attorney Joppich stated that if this would not be a permanent committee, he would suggest establishing a committee or task force by resolution and not by ordinance.

The following suggestions were made by Council members:

- Forming a committee or task force for a 2-3 year period
- Membership to include 11 members to be consistent with all other boards/commissions and to include business members of the community, members of the Broadband Task Force and a liaison from the EDC
- For this to be a joint committee with the City of Farmington if they are interested
- The purpose to include innovation (technology and funding) but to narrow the purpose to 2-3 specific topics

It was determined that Attorney Joppich would draft the resolution forming the committee as discussed this evening and bring that back to City Council at a future study session.

ADJOURNMENT

The study session meeting adjourned at 7:23pm.

Respectfully submitted,



Pamela B. Smith, City Clerk

**MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
AUGUST 23, 2021 – 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, Knol, Massey, Newlin and Strickfaden

Council Members Absent: Bridges

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

PLEDGE OF ALLEGIANCE

Mayor Barnett led the pledge of allegiance.

APPROVAL OF REGULAR SESSION MEETING AGENDA

MOTION by Massey, support by Strickfaden, to approve the agenda as amended, with the addition of item #9a Recommended approval of request for employment under section 10.01A of the City Charter.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, KNOL, MASSEY, NEWLIN AND STRICKFADEN

Nays: NONE

Absent: BRIDGES

Abstentions: NONE

MOTION CARRIED 6-0.

PROCLAMATION RECOGNIZING SEPTEMBER 2021 AS SUICIDE PREVENTION AWARENESS MONTH

The following Proclamation was read by Council Member Massey:

**PROCLAMATION
Suicide Prevention Awareness Month
September 2021**

WHEREAS, according to the Centers for Disease Control and Prevention, in 2019 over 47,500 Americans died by suicide, which means there was one death by suicide every eleven minutes, and there were an estimated 1.38 million suicide attempts; and

WHEREAS, suicide rates increased 33% between 1999 and 2019, and suicide is now the 10th leading cause of death overall in the United States; and

WHEREAS, suicide is the second leading cause of death for people ages 10 to 34, the fourth leading cause among people ages 35 to 54, and the eighth leading cause among people ages 55 to 64; and

WHEREAS, suicidal thoughts can affect anyone regardless of age, gender, race, orientation, income level, religion, or background; and

WHEREAS, we can reduce these disturbing statistics through public awareness, education, and treatment, which all play a crucial role in preventing this tragic problem that causes loss of life, and terrible suffering for the families and loved ones left behind; and

WHEREAS, Farmington SAFE (Suicide Awareness For Everyone) is dedicated to making a difference by empowering community members, bringing the stigmatized topics of depression and suicide out into the open, and connecting those who need mental health assistance to the many resources that are available.

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 September 2021 as **Suicide Prevention Awareness Month** in the City of Farmington Hills and encourage community members to “Talk About It” in order to raise awareness of depression and suicide and work together to prevent this tragic loss, which greatly impacts families and communities.

PROCLAMATION RECOGNIZING SEPTEMBER 2021 AS NATIONAL RECOVERY MONTH

The following Proclamation was read by Council Member Newlin:

**PROCLAMATION
National Recovery Month
September 2021**

WHEREAS, according to the Substance Abuse and Mental Health Services Administration, over 20 million people in the United States age 12 or older have a substance use disorder; and

WHEREAS, the Centers for Disease Control reported that 70,630 drug overdose deaths occurred in the United States in 2019, which represents an increase of over 4% compared to 2018; and

WHEREAS, synthetic opioids other than methadone are currently the main driver of drug overdose deaths, showing that further education and awareness is needed about the risks and potential harm associated with prescription drug misuse; and

WHEREAS, substance use disorders occur when the recurrent use of alcohol and/or drugs causes clinically or functionally significant impairment, such as health problems, disability, and failure to meet major responsibilities at work, school, or home; and

WHEREAS, stigma and stereotypes associated with substance use disorders often keep people from seeking treatment that could improve their quality of life; and

WHEREAS, substance use disorder recovery efforts benefit both individuals and their communities by focusing on the person’s ability to live, work, learn, and fully contribute to society.

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 September 2021 as **National Recovery Month** and call upon our citizens, public and private institutions, businesses, and schools to increase their awareness and understanding of substance use disorders and the need for appropriate and accessible services to promote recovery.

CORRESPONDENCE

The following correspondence was acknowledged:

- Email from a resident inquiring about the status of the public hearing for the gravel road conversion to paving for their subdivision
- Email from Charles Blackwell claiming the city was in violation of the Open Meetings Act as the city did not disclose the name or title of the person requesting a review in closed session.
- Emails received from Mr. DeWard regarding unclaimed funds and that has been turned over to staff.

With regard to the email from Mr. Blackwell claiming a potential violation of the the Open Meetings Act (OMA), City Attorney Joppich explained that the closed session held pertained to a personnel review which is permitted under closed session per the OMA and that purpose was clearly stated in the motion and minutes. Mr. Blackwell stated that he believed the name or title of the person being evaluated should have been included in the motion. Mr. Joppich read the portion of the OMA pertaining to this matter that states . . .” the roll call vote and the purpose or purposes of the closed session shall be entered into the minutes of the meeting at which the vote was taken”; and that is what occurred. He noted that there was also no case law that addresses this section of the OMA. Attorney Joppich stated that there is nothing wrong with stating the employees name or position and after speaking to the City Clerk the city will try to do that going forward in an effort to be more transparent even though it is not required. He also clarified that there was nothing wrong with the action taken by Council at that previous meeting.

CONSENT AGENDA

MOTION by Massey, support by Knol, to approve consent agenda as read.

Roll Call Vote:

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

MOTION CARRIED 6-0.

PUBLIC QUESTIONS AND COMMENTS

Oakland County Commissioner Marcia Gershenson provided the following update for Oakland County:

- A drive-up food distribution center will be held at the Oakland County Farmer’s Market on Wednesday, August 25, 2021.
- Veterans Resource Fair will be held Thursday, August 26, 2021 from 9am until 12noon
- Various mental health resources are available at www.oakgov.com such as the warn line and Oakland County on-call nurse

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

There were no Council Members comments or announcements.

CITY MANAGER UPDATE

City Manager Mekjian provided the following update:

- The 2020 Census data is available
- Michigan Law Enforcement Accreditation is currently conducting an on-site assessment of the Police Department as part of the Department's accreditation process and citizen input is welcome
- DTE is supposed to be holding public education meetings in mid-September
- 3G wireless will not be supported by the end of the year and those with 3G will not be able to dial 911
- Deer management meeting is scheduled for September 21, 2021 at the Hawk
- Residents that lost power may be eligible for a refund through DTE

Councilmember Knol requested a report from DTE on the number of households that were out, how long they were out of power, when and the cause of the power outage (trees, infrastructure, etc). She commented that Farmington Hills is an older community and she wants to ensure that DTE is investing in the city's infrastructure.

Mayor Barnett stated that DTE has filed a draft plan as required with the Michigan Public Service Commission that included brining power stations up to date but that the city did remind them not to build to current standards but plan for future needs.

NEW BUSINESS

CONSIDERATION OF APPROVAL OF APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS.

MOTION by Knol, support by Boleware, that the City Council of Farmington Hills hereby confirms the Mayor's recommendations for the following appointments:

Committee to Increase Voter Participation

	Length of Term:	Term ending:
Dawn Raymond	3 years	February 1, 2024

Farmington Community Library Board of Trustees

	Length of Term:	Term ending:
Ernie McClellan, Jr.	Unexpired term	February 1, 2022
Kathie Brown	Unexpired term	February 1, 2023

MOTION CARRIED 6-0.

CONSENT AGENDA

RECOMMENDED APPROVAL OF PURCHASE OF FLEET VEHICLES WITH SIGNATURE FORD FOR NINE VEHICLES IN THE AMOUNT OF \$324,746, BERGER CHEVROLET FOR TWO VEHICLES IN THE AMOUNT OF \$59,858, AND TODD WENZEL BUICK GMC FOR EIGHT VEHICLES IN THE AMOUNT OF \$278,627. CMR 8-21-81

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue purchase order(s) as follows:

- 1) To Signature Ford for nine (9) vehicles in the amount of \$324,746
- 2) To Berger Chevrolet for two (2) vehicles in the amount of \$59,858
- 3) To Todd Wenzel Buick GMC for eight (8) vehicles in the amount of \$278,627

Roll Call Vote:

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

MOTION CARRIED 6-0.

RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR THE PRESSURE REDUCING VALVE (PRV) VAULTS PROJECT TO TROJAN DEVELOPMENT COMPANY, INC. IN THE AMOUNT OF \$716,136.89. CMR 8-21-82

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the Pressure Reducing Valve (PRV) Vaults Project be awarded to the lowest competent bidder, Trojan Development Company, Inc. in the amount of \$716,136.89; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager and City Clerk to execute the contract on behalf of the City.

Roll Call Vote:

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

MOTION CARRIED 6-0.

RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR THE POLICE DEPARTMENT AND CITY HALL STRUCTURAL REPAIRS TO RAM CONSTRUCTION SERVICES OF MICHIGAN, INC. IN THE AMOUNT OF \$47,000. CMR 8-21-83

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the Police Department and City Hall Structural Repairs Project be awarded to RAM Construction Services of Michigan, Inc. in the amount of \$47,000; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager and City Clerk to execute the contract on behalf of the City.

Roll Call Vote:

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

MOTION CARRIED 6-0.

RECOMMENDED APPROVAL OF AWARD OF PROPOSAL FOR BUSINESS INNOVATION CENTER STUDY PHASE 2 TO PUBLIC SECTOR CONSULTANTS IN THE AMOUNT OF \$78,815. CMR 8-21-84

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to approve the contract for Phase 2 of a Business Innovation Center Study with Public Sector Consultants in the amount of \$78,815.

Roll Call Vote:

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

MOTION CARRIED 6-0.

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

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Charter for Dillon Cotton as a Hawk Gymnasium Coordinator in the Special Services Department. Dillon is the son of Dennis Cotton, who is a Healthy Living Coach in the Special Services Department.

Roll Call Vote:

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

MOTION CARRIED 6-0.

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Charter for Stephanie Sawyer as an Aquatic Specialist in the Special Services Department. Stephanie is the sister of Fana Rombou, who is an Aquatic Programmer in the Special Services Department.

Roll Call Vote:

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

MOTION CARRIED 6-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL STUDY SESSION MEETING MINUTES OF AUGUST 9, 2021.

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the City Council study session meeting minutes of August 9, 2021.

Roll Call Vote:

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

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING
MINUTES OF AUGUST 9, 2021.**

MOTION by Massey, support by Knol, that the City Council of Farmington Hills hereby approves the City Council regular session meeting minutes of August 9, 2021.

Roll Call Vote:

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

MOTION CARRIED 6-0.

ADDITIONS TO AGENDA

None.

ADJOURNMENT

MOTION by Massey, support by Strickfaden, to adjourn the regular session City Council meeting at 8:12pm.

MOTION CARRIED 6-0.

Respectfully submitted,



Pamela B. Smith, City Clerk