

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
FEBRUARY 11, 2019 – 7:30 PM
CITY HALL – COUNCIL CHAMBER

The regular meeting of the Farmington Hills City Council was called to order by Mayor Massey at 7:39 p.m.

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

Council Members Absent: None

Others Present: City Manager Boyer, City Clerk Smith, Assistant City Manager Mekjian, Directors Barr, Gardiner, Mondora, Monico and Schnackel and City Attorney Joppich

PLEDGE OF ALLEGIANCE

Reverend John Burns, led the pledge of allegiance.

APPROVAL OF AGENDA

Mayor Massey requested postponing item #2, recognition of outstanding employees, until the employee awards ceremony is held. The ceremony was canceled on January 28th due to inclement weather.

MOTION by Lerner, support by Bruce, to approve the agenda as amended, postponing item #2 to a future meeting.

MOTION CARRIED 7-0.

A moment of silence was taken in honor of former Michigan Representative John Dingell.

EMERGENCY PREPAREDNESS COMMISSION TIP OF THE MONTH

The following Tip of the Month was read by Keith Ciaramitaro, EPC Chairperson:

**CITY OF FARMINGTON and FARMINGTON HILLS
EMERGENCY PREPAREDNESS COMMISSION
Tip of the Month
February**

Water

Purchase and store 72 Hour supply of water that is sealed.

Water is vital in a disaster

It doesn't matter if you get your water from a municipal water system or your home has a private well, your water supply depends on having power to operate the system. During a power outage—or any disaster that can cause a power outage, such as high winds, ice storm, or flood—you may find yourself without drinkable water.

A three day supply for 1 person is about 3 gallons of water. Plan for 3 gallons per person in the household, as well as 1-2 gallons of water for each pet (size dependent larger animals such as horses may require more speak with your vet).

Make sure you stay hydrated

During an emergency you should drink about 2 quarts a day, and adjust for special dietary needs. If you require more or less water due to dietary needs your supply should be adjusted.

Restocking your water

To keep the stored water from becoming contaminated or expired, you should replace it once per year. A great idea is around summer to use it for an event after you replace the old bottles.

PROCLAMATION RECOGNIZING FEBRUARY 4 – 8, 2019 AS CPR/AED DRILL WEEK FOR LOCAL WORKPLACES

The following Proclamation was read by Councilmember Lerner and accepted by Jason Olszewski, Assistant Fire Chief:

**PROCLAMATION
CPR/AED Drill Week for Local Workplaces
February 4 – 8, 2019**

WHEREAS, sudden cardiac arrest (SCA) affects men, women, and children of every age and race in Michigan and the timely use of cardiopulmonary resuscitation (CPR) and an automated external defibrillator (AED), plus an immediate call to 9-1-1, can substantially increase the chances of survival; and

WHEREAS, cardiac emergency drills at workplaces with written emergency response plans and routine practice sessions promote preparedness for sudden cardiac emergencies and prevent future deaths associated with SCA; and

WHEREAS, regular CPR/AED drills prepare Michigan workers for a sudden cardiac emergency and help to protect all Michiganders by raising awareness for sudden cardiac death across the state; and

WHEREAS, the Farmington Hills Fire Department joins together with a coalition of advocacy organizations, state agencies, charitable foundations, medical experts, and healthcare companies to encourage all workplaces to practice regular CPR/AED drills.

NOW, THEREFORE, BE IT RESOLVED that I, Ken Massey, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim February 4 – 8, 2019 as **CPR/AED Drill Week for Local Workplaces** in Farmington Hills and encourage all residents, employees, and business owners to practice emergency CPR/AED drills at their workplaces to help ensure the safety of everyone in our community.

PROCLAMATION RECOGNIZING FEBRUARY 7, 2019 AS OPTIMIST DAY

The following Proclamation was read by Councilmember Bruce and accepted by Barrie Armstrong, Optimist Club Past President:

**PROCLAMATION
Optimist Day
February 7, 2019**

- WHEREAS,** young people represent the joy of today and the hope for tomorrow, and they are the exuberant representatives of potential that can be reached and dreams that can come true; and
- WHEREAS,** Optimist Club volunteers are committed to working with young people and they enthusiastically use their vast talents and skills in making a difference in the lives of others; and
- WHEREAS,** members of Optimist International celebrate Optimist Day annually throughout the world on the first Thursday of February in order to promote their efforts to encourage a greater exchange of ideas between young people and adults, and to recognize the young people who make a difference in their community; and
- WHEREAS,** Optimist International has more than 70,000 members in over 2,400 Optimist Clubs throughout the world that carry out more than 6,500 service projects impacting over six million young people annually.

NOW, THEREFORE, BE IT RESOLVED, that I, Ken Massey, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim February 7, 2019 to be **Optimist Day** and urge each member of the community to acknowledge the inspirational efforts of the Optimist Club of Farmington/Farmington Hills and to applaud their commitment to young people in our community.

PROCLAMATION RECOGNIZING ELSIE MCKEOWN FOR EXEMPLARY SERVICE TO FARMINGTON HILLS

The following Proclamation was read by Councilmember Knol and accepted by members of the Optimist Club and Beautification Commission:

**PROCLAMATION
Elsie McKeown
*In Recognition of Exemplary Service to Farmington Hills***

- WHEREAS,** Elsie McKeown gave her knowledge and expertise to the Beautification Commission since the group began meeting, serving with distinction for over 33 years during 13 terms from 1985 through 2018; and
- WHEREAS,** Elsie made it a priority to attend beautification events throughout the local area and at the state level, representing Farmington Hills at the Keep Michigan Beautiful awards and acting as a liaison to the Beautification Council of Southeastern Michigan; and
- WHEREAS,** Elsie is an avid gardener and longtime resident of Farmington Hills who worked for over 15 years in the City's Assessing Division and then worked after retirement as both the secretary and later as a member of the City's Board of Review; and

WHEREAS, Elsie was actively involved in editing meeting minutes, assisting at the Awards Ceremony, and advocating for dependable hands-on involvement among Commission members in the group's many activities; and
WHEREAS, during her time of exemplary service to the City, Elsie McKeown shared her interests in gardening and her commitment to the beautification of our community, thus enhancing the quality of life for all residents.

NOW, THEREFORE, BE IT RESOLVED that I, Ken Massey, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby recognize **Elsie McKeown** for her many years of beautifying our community and offer my sincere gratitude for her loyal service, and my best wishes for the future as she enjoys time with her children and grandchildren.

COUNTY COMMISSIONER COMMENTS

County Commissioner William Miller introduced himself and thanked the voters for electing him as one of their County Commissioners to represent the district.

CORRESPONDENCE

Mayor Massey acknowledged a letter to Mayor and Council from Our Lady of Sorrows Catholic School thanking them for their support and serving as a role model for their students.

CONSENT AGENDA

MOTION by Lerner, support by Knol, to approve Consent Agenda items #10 and #12-27 as read.

Roll Call Vote:

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

MOTION CARRIED 7-0.

CONSENT AGENDA ITEMS FOR DISCUSSION

RECOMMENDED APPROVAL OF CONTRACT FOR CONSTRUCTION MANAGER AS CONTRACTOR SERVICES FOR THE COMMUNITY CENTER RENOVATION TO COLASANTI CONSTRUCTION SERVICES IN THE ESTIMATED AMOUNT OF \$992,248. CMR 2-19-10

Councilmember Lerner asked Colasanti Construction to address the claim from Great Lakes Water Authority (GLA) regarding a default on a contract.

Scott Meredith, representing Colasanti, explained that there is no legal proceeding in this matter, but a declaration of default that was made 4 years after they reached substantial completion of the installation of a sludge collection system at the southwest water treatment plant. GLWA indicated they were having design issues with the system 4 years later and they are contesting it is due to the installation and Colasanti is contesting that it is due to lack of maintenance.

MOTION by Lerner, support by Knol, to approve Consent Agenda Item #11, the contract for Construction Manager as Contractor Services for the community center renovation to Colasanti Construction Services in the estimated amount of \$992,248, per CMR 2-19-10.
MOTION CARRIED 7-0.

PUBLIC QUESTIONS AND COMMENTS

Gary Gozmanian, Windmill Court, stated that he is also representing several other neighbors regarding construction noise in the area from Kaufman Financial Center on Northwestern Highway who they feel is violating city noise ordinances on a weekly basis. He added that someone from the business had trespassed on his property to climb his tree and cut a branch that was hanging over onto their property.

City Manager Boyer asked the resident to provide his contact information to Assistant City Manager Mekjian so the city could assist in resolving these issues.

Kathy Brown, Rocky Crest,, expressed concern with the abundance of deer in her yard and questioned the results from the survey that was provided to residents asking them what they thought should be done to address the deer population.

Mayor Massey stated that the survey results overwhelming were not in favor of killing the deer. He added that this this is a regional issue that the city has been trying to get assistance from the Michigan DNR with little luck to date.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

The following comments/announcements were made:

- Councilmember Rich commented on a couple of ride-a-longs; one with the Police Department and another on a slow plow with DPW and she congratulated staff on their hard work and the way that the Police and Fire worked together on scene and connected with neighbors to keep residents safe. She also thanked the city for purchasing new chairs for Dispatch.
- Mayor Pro-Tem Bridges mentioned a Business Outreach Program being held at City Hall on Monday, February 25, 2019 from 9am-11am; and that the Commission on Aging is seeking nominations for volunteer service awards in the community. The nominees must be 50+ to be eligible.

CITY MANAGER UPDATE

City Manager Boyer provided the following update:

- City Offices will be closed on Monday, February 18, 2019 in honor of President's Day.
- He addressed delayed trash pick-up due to inclement weather

NEW BUSINESS

RECOMMENDED APPROVAL OF ADOPTION OF A RESOLUTION EXTENDING THE TERM OF THE FARMINGTON HILLS MUNICIPAL BROADBAND TASK FORCE.

Councilmember Lerner explained that the Broadband Task Force was created to explore the possibility of municipal broadband in Farmington Hills and have spent their time collecting data and speaking to municipalities, other entities and fiber and service providers and they are asking for a 6 month extension in order to put together a recommendation to City Council.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS
RESOLUTION NO. R-12-19

**RESOLUTION EXTENDING THE TERM OF THE
FARMINGTON HILLS MUNICIPAL BROADBAND TASK FORCE**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on February 11, 2019, at 7:30 o'clock p.m., Eastern Daylight Savings Time, with those present and absent being,

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

The following preamble and resolution were offered by Bruce and supported by Bridges:

WHEREAS, as part of its 2018 goals session, City Council discussed issues pertaining to the availability and affordability of broadband for families and businesses in the City, the lack of competition in the City, the importance of broadband services in today's world, and the idea of forming a committee or work group consisting of residents, business owners and subject matter experts to look into the concept of municipal broadband; and

WHEREAS, on May 14, 2018, City Council adopted a resolution (R-62-18) establishing the Broadband Task Force for the purpose and with the objective of studying and reporting to City Council any available options and the necessary undertakings in order to establish a municipal broadband system and services in the City of Farmington Hills, potential obstacles or issues involved with doing so, and the possibility of public-private partnerships and interlocal partnerships for the provision of municipal broadband services.

WHEREAS, the Task Force was provided an expiration term of February 1, 2019, unless its term was extended by City Council.

WHEREAS, as the Task Force requires more time to carry out its purpose and objectives and to provide a report to City Council, it is requesting a 6 month extension from its original expiration date.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmington Hills, that the term of the Broadband Task Force, originally set to expire on February 1, 2019, is hereby extended until August 1, 2019, with a final report to be provided to City Council no later than June 24, 2019.

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

RESOLUTION DECLARED ADOPTED.

RECOMMENDED APPROVAL OF APPOINTMENTS AND REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS.

Councilmember Rich stated that she would be voting against a motion to approve the appointments and not that she is opposed to any of the persons being appointed but feels that the process should be more transparent.

Mayor Massey explained the appointment process and commented that if any member of Council had any questions on the appointments that they could contact him.

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

Board of Review

	Length of Term:	Term ending:
Michael Crew	3 years	February 1, 2022
Barbara Megerian	3 years	February 1, 2022

Brownfield Redevelopment Authority

	Length of Term:	Term ending:
Kurt Brauer	3 years	February 1, 2022
Ed Gardiner	3 years	February 1, 2022

Commission on Children, Youth & Families

	Length of Term:	Term ending:
Dr. Anwar Mahmood	3 years	February 1, 2022
Mitch Seelye	3 years	February 1, 2022
Sharon Snodgrass	3 years	February 1, 2022

Commission on Community Health

	Length of Term:	Term ending:
Edward Nieshoff	3 years	February 1, 2022
Andrea Anderson	3 years	February 1, 2022

Committee to Increase Voter Participation

	Length of Term:	Term ending:
Rose Christoph	3 years	February 1, 2022
Gail Haynes	3 years	February 1, 2022

Corridor Improvement Authority

	Length of Term:	Term ending:
Teresa Brazzle	4 years	February 1, 2023

Emergency Preparedness Commission

	Length of Term:	Term ending:
Keith Ciaramitaro	3 years	February 1, 2022
Dan Wecker	3 years	February 1, 2022
Tim Tutak	3 years	February 1, 2022

Farmington Area Arts Commission

	Length of Term:	Term ending:
Cindy Carleton	3 years	February 1, 2022
Lindsay Hawkins	3 years	February 1, 2022

Farmington Area Commission on Aging

	Length of Term:	Term ending:
Carl Christoph	3 years	February 1, 2022
Daniel Fantore	3 years	February 1, 2022
Colleen Irvin	3 years	February 1, 2022

Farmington Hills Beautification Commission

Katherine Massey	Length of Term: 3 years	Term ending: February 1, 2022
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Farmington Community Library Board of Trustees

Elizabeth Rae-O'Donnell	Length of Term: 4 years	Term ending: February 1, 2023
Paul Huyck	4 years	February 1, 2023

Historical Commission

Pam Correll	Length of Term: 3 years	Term ending: February 1, 2022
Earl Baxtresser	3 years	February 1, 2022
John Willyard	3 years	February 1, 2022

Historic District Commission

Paul Sewick	Length of Term: 3 years	Term ending: February 1, 2022
Ken Klemmer	3 years	February 1, 2022
Steve Olson	3 years	February 1, 2022

Housing Rehabilitation Loan Board

Dara Gaucher	Length of Term: 2 years	Term ending: February 1, 2021
Brande Smith	2 years	February 1, 2021

Parks and Recreation Commission

Carl Christoph	Length of Term: 3 years	Term ending: February 1, 2022
Don Fritz	3 years	February 1, 2022

Planning Commission

Robert Turner	Length of Term: 3 years	Term ending: February 1, 2022
Joseph Mantey	3 years	February 1, 2022
James Orr	3 years	February 1, 2022

Zoning Board of Appeals

Azam Masood	Length of Term: 3 years	Term ending: February 1, 2022
Mitch Seelye	3 years	February 1, 2022
Michael O'Connell	3 years	February 1, 2022

Broadband Committee

Jeff Weiner	Length of Term: 6 month extension	Term ending: August 1, 2019
Aaron Paluzzi	6 month extension	August 1, 2019
Dan Paulson	6 month extension	August 1, 2019
Mark Seals	6 month extension	August 1, 2019

Committee to Increase Voter Participation

John Lawler	Length of Term: 3 years	Term ending: February 1, 2022
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Grand River Corridor Improvement Authority

Kevin Price	Length of Term: Filling vacancy	Term ending: February 1, 2022
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Parks and Recreation Commission

David Prueter	Length of Term: 3 years	Term ending: February 1, 2022
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Board of Review

Paul Wolfert	Length of Term: 3 years - alternate	Term ending: February 1, 2022
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MOTION CARRIED 6-1. (Rich opposed)

RECOMMENDED ADOPTION OF THE NOTICE OF INTENT RESOLUTION FOR CAPITAL IMPROVEMENT BONDS FOR THE RENOVATION OF COMMUNITY CENTERS. CMR 2-19-08

Steve Barr, Finance Director, explained that before Council this evening is a Notice of Intent Resolution for capital improvement bonds for the renovation of community centers that was discussed at a previous City Council study session meeting.

He explained that the City is purchasing Harrison High School and converting that into a community center and the existing Costick Activities Center is also in need of repair. The resolution is a notice of the intent to issue capital improvement bonds for these projects in an amount not to exceed \$25 million. The final amount of the bonds will be based on the city's project costs based on the bids received. This resolution does not authorize the city to issue bonds; such resolution will come back to city council at a future meeting for consideration.

City Manager Boyer added that funds were included in the resolution for renovations at the Costick Activities Center at the direction of Council during the study session meeting so that the funding would be available if the city determined to move forward with those renovations.

Mayor Massey commented that this item would have normally been considered as part of the Consent Agenda, but there was a request via e-mail to remove it from the consent agenda to provide for discussion.

**NOTICE OF INTENT RESOLUTION
CAPITAL IMPROVEMENT BONDS FOR COMMUNITY CENTER**

**CITY OF FARMINGTON HILLS
County of Oakland, State of Michigan
Resolution No. R-14-19**

Minutes of a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on the 11th day of February, 2019, at 7:30 o'clock p.m. prevailing Eastern Time.

PRESENT: Members Bridges, Bruce, Knol, Lerner, Massey, Rich and Steckloff
ABSENT: None

The following preamble and resolution were offered by Member Lerner and supported by Member Bridges:

WHEREAS, the City of Farmington Hills, County of Oakland, State of Michigan (the "City"), intends to authorize the issuance and sale of one or more series of general obligation limited tax bonds pursuant to Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), to pay all or part of the cost to acquire, construct, furnish and equip one or more community centers, including demolition, site improvements and all related appurtenances and attachments (the "Project"); and

WHEREAS, the total amount of bonds to be issued to finance the acquisition and construction of the Project shall not exceed Twenty-Five Million Dollars (\$25,000,000); and

WHEREAS, a notice of intent to issue bonds must be published before the issuance of the aforesaid bonds in order to comply with the requirements of Section 517 of Act 34; and

WHEREAS, the City intends at this time to state its intention to be reimbursed from proceeds of the Bonds for any expenditures undertaken by the City for the Project prior to issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue the Bonds in the *Farmington Press*, a newspaper of general circulation in the City.
2. The notice of intent shall be published as a **display advertisement not less than one-quarter (1/4) page in size** in substantially the form attached to this Resolution as Exhibit A.
3. The City Council does hereby determine that the foregoing form of Notice of Intent to Issue Bonds, and the manner of publication directed, is adequate notice to the taxpayers and electors of the City, and is the method best calculated to give them notice of the City's intent to issue the Bonds, the purpose of the Bonds, the security for the Bonds, and the right of referendum of the electors with respect thereto, and that the provision of forty-five (45
4.) days within which to file a referendum petition is adequate to insure that the City's electors may exercise their legal rights of referendum, and the newspaper named for publication is hereby determined to reach the largest number of persons to whom the notice is directed.
5. The City makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:
 - (a) The City reasonably expects to reimburse itself with proceeds of the Bonds for certain costs of the Project which were paid or will be paid from funds of the City subsequent to sixty (60) days prior to today.

(b) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$25,000,000.

(c) A reimbursement allocation of the capital expenditures described above with the proceeds of the Bonds will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the Bonds to reimburse the City for a capital expenditure made pursuant to this resolution.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

AYES: Members Bridges, Bruce, Knol, Lerner, Massey, Rich and Steckloff
NAYS: None

RESOLUTION DECLARED ADOPTED.

CONSENT AGENDA

RECOMMENDED APPROVAL OF THE COST PARTICIPATION AGREEMENT WITH THE ROAD COMMISSION FOR OAKLAND COUNTY (RCOC) FOR SHARING COSTS ASSOCIATED WITH THE ACQUISITION OF RIGHT-OF-WAY AND ROAD CONSTRUCTION ON ORCHARD LAKE ROAD FROM 13 MILE ROAD TO 14 MILE ROAD. CMR 2-19-09

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to enter into an agreement with the Road Commission for Oakland County to proceed with the construction of Orchard Lake Road from 13 Mile to 14 Mile Road (RCOC Project No. 50641).

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED ADOPTION OF A RESOLUTION REGARDING CONTINUING EFFORTS TO PRESERVE ELEMENTS OF THE HARRISON HIGH SCHOOL LEGACY. CMR 2-19-11

MOTION by Lerner, support by Knol, to adopt the following resolution:

**STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS**

**RESOLUTION REGARDING CONTINUING EFFORTS TO PRESERVE ELEMENTS OF THE
HARRISON HIGH SCHOOL LEGACY
RESOLUTION NO. R-17-19**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on the 11th day of February, 2019, at 7:30 p.m., with those present and absent being,

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

The following preamble and resolution were offered by Councilmember Lerner and supported by Councilmember Knol:

WHEREAS, The City of Farmington Hills (the “City”) has entered into an agreement with the Farmington Public Schools (the “School District”) for the City’s purchase and acquisition of the Harrison High School property after the school closes in 2019 (“Purchase Agreement”); and

WHEREAS, The City is acquiring the Harrison High School property with the intention of redeveloping, remodeling and using the building and property as a community recreation, activities and cultural arts facility (the “Center”), with programming and uses similar to (but increased given the addition of the extensive and sizable facilities on the premises) what the City of Farmington Hills Special Services Department presently provides, as well as other City-sponsored, public or municipal uses; and

WHEREAS, Prior to entering into the Purchase Agreement with the School District, representatives of the City reached out to and engaged in a dialogue with the Harrison Legacy Committee (the “Committee”), which is a privately organized and established group of citizens who want to preserve the legacy of Harrison High School after its closure, in order to discuss the City’s plans for the property as described above; and

WHEREAS, As part of that dialogue, the City’s representatives have informed the Committee of the City’s plan and desire to preserve the legacy and heritage of the high school in the community by including, as part of its redevelopment and transformation of the High School into the Center, one or more areas within the future Center where trophies and other memorabilia of Harrison High School will be maintained and placed on display by the City for public viewing and to also retain and maintain Herrington Plaza; and

WHEREAS, The School District has expressed its like-minded desire for some level of preservation of the legacy and heritage of the high school in the community after its closure, and the School District and City included a provision in the Purchase Agreement to provide for the adoption of this City Council Resolution expressing the City’s plans for continuing its dialogue with the Committee and its intended preservation efforts.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Council of the City of Farmington Hills declares the following:

- (1) During the process of its acquisition and development of plans for its renovation and transformation of the current Harrison High School into a City-owned and operated Center after the school closes in 2019, the City will continue its efforts to work with the Committee for purposes of receiving input and information from the Committee regarding the identification of one or more areas within the future Center where some of the trophies and other memorabilia of Harrison High School can be maintained and placed on display by the City for public viewing in order to preserve the legacy and heritage of said high school in the community.

- (2) The City also intends to retain and maintain the Herrington Plaza located on the current Harrison High School as part of preserving the Harrison High School legacy in the community.

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

RESOLUTION DECLARED ADOPTED.

RECOMMENDED ADOPTION OF THE REVISED TAX ABATEMENT POLICY. CMR 2-19-12

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby adopts the revised Tax Abatement Policy.

Roll Call Vote:

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

MOTION CARRIED 7-0.

ACKNOWLEDGEMENT OF THE QUARTERLY INVESTMENT AND FINANCIAL REPORTS.

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

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF PURCHASE OF A NETWORK SECURITY ANALYSIS WITH VULNERABILITY ASSESSMENTS AND PENETRATION TESTING TO CENTURYLINK IN THE AMOUNT OF \$20,955.00. CMR 2-19-13.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue a purchase order to CenturyLink in the amount of \$20,955.00 for a Network Security Analysis with vulnerability assessments and penetration testing.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR REPLACEMENT OF THE NATURE CENTER ROOF TO WEATHERSEAL HOME IMPROVEMENTS CO., INC. IN AN AMOUNT NOT TO EXCEED \$53,715.20. CMR 2-19-14.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager to issue a purchase order for the replacement of the Nature Center roof, fascia and soffit to Weatherseal Home Improvements Co., Inc. for an amount not to exceed \$53,715.20 (\$48,832 base bid plus a 10% contingency of \$4,883.20).

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR THE 2019 PAVEMENT MARKING PROGRAM TO P.K. CONTRACTING IN THE AMOUNT OF \$131,585. CMR 2-19-15.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with P.K. Contracting in the amount of \$131,585 for the 2019 Pavement Marking Program.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR 2019-2020 AS NEEDED GUARDRAIL REPAIR PROGRAM TO RDM HOLDINGS IN THE AMOUNT OF \$40,000 PER YEAR; WITH POSSIBLE EXTENSIONS. CMR 2-19-16.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with RDM Holdings in the amount of \$40,000 per year for the 2019-2020 As-Needed Guardrail Repair Program; with possible extensions.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR THE 2019 JOINT AND CRACK SEALING PROGRAM TO MICHIGAN JOINT SEALING, INC. IN THE AMOUNT OF \$105,000; WITH EXTENSIONS. CMR 2-19-17.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with Michigan Joint Sealing, Inc. for the 2019 Joint and Crack Sealing Program in the amount of \$105,000; with extensions.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR THE 2019 OVERBANDING PROGRAM TO SPRAY PATCH ROAD REPAIR, INC. IN THE AMOUNT OF \$110,700; WITH EXTENSIONS. CMR 2-19-18.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with Spray Patch Road Repair, Inc. for the 2019 Overbanding Program in the amount of \$110,700; with extensions.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF AWARD OF BID FOR 2019 AS-NEEDED IRRIGATION SERVICES TO AMERICAN SPRINKLER IN AN AMOUNT NOT TO EXCEED \$35,000; WITH POSSIBLE EXTENSIONS. CMR 2-19-19.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to sign a contract with American Sprinkler in the amount not to exceed \$35,000 for As-Needed Irrigation Services; with possible extensions.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A RESOLUTION RECOGNIZING ENHANCE, INC. AS A NON-PROFIT ORGANIZATION IN THE COMMUNITY FOR PURPOSE OF OBTAINING A CHARITABLE GAMING LICENSE.



Resolution No. R-27-19

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES
(Required by MCL.432.103(K)(ii))

At a regular meeting of the City of Farmington Hills

REGULAR OR SPECIAL

TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by Mayor Massey on February 11, 2019

DATE

at 7:39pm a.m./p.m. the following resolution was offered:

TIME

Moved by Council Member Lerner and supported by Council Member Knol

that the request from Enhance, Inc. of Farmington Hills

NAME OF ORGANIZATION

CITY

county of Oakland, asking that they be recognized as a

COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for APPROVAL.

APPROVAL/DISAPPROVAL

	APPROVAL	DISAPPROVAL
Yeas:	<u>7</u>	_____
Nays:	<u>0</u>	_____
Absent:	<u>0</u>	_____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the City of Farmington Hills at a regular meeting held on February 11, 2019.

TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

REGULAR OR SPECIAL

DATE

SIGNED: _____

TOWNSHIP, CITY, OR VILLAGE CLERK

Pamela B. Smith, City Clerk

PRINTED NAME AND TITLE

31555 W. 11 Mile Road, Farmington Hills, MI 48336

ADDRESS

COMPLETION: Required.
PENALTY: Possible denial of application.
BSL-CG-1153(R6/09)

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

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Malanden Blanch as Full-Time Career Firefighter/Paramedic for the Fire Department. Malanden Blanch is the brother of Mandez Blanch who is a Senior Firefighter at Fire Station 1 for the Fire Department

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A REQUEST FROM THE PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT FOR EMPLOYMENT UNDER SECTION 10.01A OF THE CITY CODE.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Cheryl A. Conn-Oeller as Clerk Typist I in the Building Division. Cheryl A Conn-Oeller is the sister-in-law of Lee Cox who is a Housing Rehab Specialist in the Planning and Community Development Department.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL GOALS SESSION MEETING MINUTES OF JANUARY 12, 2019.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the goals session meeting minutes of January 12, 2019, as submitted.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL STUDY SESSION MEETING MINUTES OF JANUARY 14, 2019.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the study session meeting minutes of January 14, 2019, as submitted.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR MEETING MINUTES OF JANUARY 14, 2019.

MOTION by Lerner, support by Knol, that the City Council of Farmington Hills hereby approves the regular meeting minutes of January 14, 2019, as submitted.

Roll Call Vote:

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

MOTION CARRIED 7-0.

ATTORNEY'S REPORT

The City Attorney's report was received by Council.

CLOSED SESSION

CONSIDERATION OF APPROVAL TO ENTER INTO A CLOSED SESSION TO DISCUSS AND CONSIDER THE FOLLOWING: 1) PENDING LITIGATION *MERRIMAN V FARMINGTON HILLS, ET AL.* AND *GREENFIELD V FARMINGTON HILLS*; AND 2) PRIVILEGED AND CONFIDENTIAL WRITTEN CORRESPONDENCE FROM THE CITY ATTORNEY. (NOTE: COUNCIL MAY RETURN TO OPEN SESSION IMMEDIATELY FOLLOWING THE CLOSED SESSION TO FURTHER DISCUSS AND TAKE ACTION ON ONE OR MORE OF THESE MATTERS.)

MOTION by Bridges, support by Lerner, that the City Council of Farmington Hills hereby approves entering into a closed session to discuss and consider the following: 1) pending litigation Merriman v Farmington Hills, et al. and Greenfield v Farmington Hills; and 2) privileged and confidential written correspondence from the city attorney.

MOTION CARRIED 7-0.

MOTION by Bruce, support by Lerner, that the City Council of Farmington Hills hereby approves adjourning the closed session at 9:40pm.

City Council returned to open session at 9:40pm.

Attorney Joppich explained that with regard to the confidential and written correspondence provided by the attorney's office, a resolution was provided to Council for consideration regarding the litigation by Wade Trim Engineers against the Water Resource Commissioner.

MOTION by Rich, support by Bruce, to adopt a resolution presented by the City Attorney relative to the litigation initiated by Wade Trim Engineers against the Water Resources Commissioner, Case No. 18-005697-CB relating to the Middlebelt Tunnel Project, and approving the Common Legal Interest and Information Sharing Agreement.

MOTION CARRIED 7-0.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

RESOLUTION NO. R-30-19

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held in the City Council Chambers on February 11, 2019, at 7:30 o'clock p.m., with those present and absent being:

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

ABSENT: NONE

the following preamble and resolution were offered by Councilperson Rich and supported by Councilperson Bruce:

WHEREAS, the City participates in the Evergreen Farmington Sewage Disposal System, which is managed by the County of Oakland through its Water Resources Commissioner pursuant to Act 342, Public Acts of Michigan, 1939; and

WHEREAS, the County of Oakland, by its Water Resources Commissioner, engaged Wade Trim Associates, Inc. to design a necessary improvement to the Evergreen Farmington Sewage Disposal System known as the Middlebelt Transport and Storage Tunnel Project; and

WHEREAS, the County of Oakland, by its Water Resources Commissioner, engaged Ric-Man Construction, Inc. to build the Middlebelt Transport and Storage Tunnel Project; and

WHEREAS, errors in the design of the Middlebelt Transport and Storage Tunnel Project and potential errors in its construction adversely affected a large number of residential wells in the City and forced a significant reduction in the size of the Project, thereby reducing its sewage storage capacity; and

WHEREAS, Wade Trim Associates, Inc. has failed or refused to acknowledge any responsibility for these events, and instead, began litigation against the County of Oakland through its Water Resources Commissioner in the Circuit Court for Wayne County, Michigan, which litigation was given Case No. 18-005697-CB.

NOW, THEREFORE, BE IT RESOLVED:

1. The City and the County of Oakland, by its Water Resources Commissioner, have a mutual interest in defending the litigation and in securing compensation justly due to the Evergreen Farmington Sewage Disposal System for the omissions and events leading to the impacts on residential wells and the significant reduction in the capacity of the Project, and the Common Legal Interest and Information Sharing Agreement between the City of Farmington Hills and the County of Oakland, through its Water Resources Commissioner, is hereby approved.

2. The City shall devote the necessary resources to aggressively pursue and secure just relief and compensation for the benefit of the citizens serviced by the Evergreen Farmington Sewage Disposal System, who have been harmed by the design and potential construction errors occurring on the Middlebelt Transport and Storage Tunnel Project.

3. An executed copy of this Resolution shall be forwarded by the Clerk to the Oakland County Water Resources Commissioner, located at One Public Works Drive, Waterford, Michigan 48328 to the attention of the Senior Attorney.

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

RESOLUTION DECLARED ADOPTED FEBRUARY 11, 2019.

Attorney Joppich mentioned that City Council was also asked in closed session to consider settlement negotiations in the matter of Merriman v City of Farmington Hills.

MOTION by Bridges, support by Knol, that the City of Farmington Hills City Council hereby authorizes the City Attorney's office to proceed with settlement negotiations in the manner recommended by legal counsel in closed session relative to the case of Merriman v City of Farmington Hills.

MOTION CARRIED 7-0.

ADJOURNMENT

Mayor Massey adjourned the regular City Council meeting at 9:43pm.

Respectfully submitted,



Pamela B. Smith, City Clerk