

FARMINGTON CITY COUNCIL
REGULAR MEETING
SEPTEMBER 20, 2010

A regular meeting of the Farmington City Council was held on Monday, September 20, 2010, in Council Chambers, 23600 Liberty Street, Farmington, Michigan. Notice of the meeting was posted in compliance with Public Act 267-1976.

The meeting was called to order at 7:03 p.m. by Mayor Buck.

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

ABSENT: None.

CITY ADMINISTRATION: Director Gushman, City Clerk Halberstadt, Director Schultz, City Attorney Schulz.

PLEDGE OF ALLEGIANCE: Ken Murray, Chairman of the Emergency Preparedness Committee led the Pledge.

CONSENT AGENDA

09-10-168 MOTION by McShane, seconded by Knol, to approve the consent agenda as presented:

- A. Special Meeting Minutes of August 16, 2010
- B. Regular Meeting Minutes of August 16, 2010
- C. Farmington Monthly Payments Report, August 2010
- D. Monthly Public Safety Report - August 2010
- E. Request for "Tag Days" - Fundraising Event

MOTION CARRIED UNANIMOUSLY.

APPROVAL OF REGULAR AGENDA

09-10-169 MOTION by Knol, seconded by Wright, to approve the regular agenda as presented. MOTION CARRIED UNANIMOUSLY.

PRESENTATIONS/PUBLIC HEARINGS

PUBLIC SAFETY TIP FOR THE MONTH

Bob Schultz presented the Public Safety Tip of the Month by explaining the steps that must be taken to protect our families for known and unknown threats that may confront us.

UNFINISHED BUSINESS

CONSIDERATION OF RESOLUTION SUPPORTING MODIFICATIONS TO STATE OF MICHIGAN BIAS CRIME LAWS

Pastue stated he worked with Karen Bolsen, Chair of the Multicultural Multiracial Community Council (MCMR) to modify a proposed resolution dealing with Bias Crime Laws as a result of discussion at the September 7th Council meeting.

Pastue advised the changes to the resolution include the preamble which specifically states the Council's support for modifications to the existing state law limiting it to the protected characteristics discussed, the first two paragraphs dealing with the City's support for the MCMR mission and its involvement since its inception, and the paragraph dealing with MCMR's guiding principals to reflect them as MCMR's rather than "we".

Karen Bolsen, Chair of MCMR, provided background on the Multicultural Multiracial Committee and its purpose and goals. She stated this resolution is a proactive way of telling the legislature that the State law should mirror the Federal law.

Knol indicated that she would be a "no" vote on this issue and expressed concern regarding expanding protection for certain characteristics. She emphasized a crime is a crime and that it is a slippery slope to further expand Michigan Bias Crime Laws. She believes education is key to this issue.

McShane spoke in support of the resolution stating that it provides another tool in our tool box to try to address these types of bias crimes. She sees a difference between bias crimes and regular crimes and hopes that the legislature looks at the equality of the law and the penalties under the act.

RESOLUTION 09-10-170 Motion by McShane, support by Wiggins, to adopt a resolution supporting modifications to the State of Michigan Bias Crime Laws by extending sexual orientation, gender identity and disabilities as protected characteristics under law. **[SEE ATTACHED RESOLUTION].**

ROLL CALL

Ayes: McShane, Wiggins, Wright, Buck.

Nays: Knol.

Absent: None.

MOTION PASSED.

CONSIDERATION OF RESOLUTION #2, RIVER GLEN SPECIAL ASSESSMENT DISTRICT

Pastue indicated at the June 7th meeting, the City Council adopted a resolution

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instructing the City Manager to prepare a report regarding improvements to River Glen Street. He discussed the specifications and cost of the project.

In response to a question from Wright, Pastue advised a street vacation would be prepared by the City Attorney following a 10-year assessment period. He noted an easement would be required from Novi Music. He further explained that in order to elevate legal ability to collect, it would have to be treated as a municipal street.

Wright inquired as to how the cost would be handled on the balance sheet.

Pastue responded that it may be treated as a transfer from the Municipal Street Fund or the City may consider incorporating this project into a Capital Improvements Bond.

Wright further inquired how it was determined that the project should go forward. James Thede, representing the River Glen Association, described how the project evolved.

RESOLUTION 09-10-171 Motion by Knol, seconded by Wiggins, to adopt Resolution No. 2 for the River Glen Paving Project and schedule a public hearing for October 18, 2010 at 7:00 p.m. **[SEE ATTACHED RESOLUTION].**

ROLL CALL

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

CONSIDERATION TO ADOPT WORK PLAN ASSOCIATED WITH FISCAL YEAR 2010-11 GOALS AND OBJECTIVES

Pastue explained in the last study session a work plan associated with Council's goals and objectives was presented. He reviewed the provisions of the work plan. He requested Council adopt these goals and objectives and added they can be amended in the future.

McShane commented that she is pleased Council is making commitment to goals. She would like public input regarding the goals and create and implement a neighborhood development program. She stressed the importance of getting started and noted it would help with the perception of Farmington.

Knol commented that she is pleased that there are target dates attached to the goals. She stated they should be continually monitored to assure compliance.

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09-10-172 MOTION by Wright, seconded by Wiggins, to adopt a work plan associated with the Fiscal Year 2010-11 City Council Goals and Objectives. [\[SEE ATTACHED WORK PLAN\]](#). MOTION CARRIES UNANIMOUSLY.

NEW BUSINESS

CONSIDERATION TO AMEND CITY MANAGER'S EMPLOYMENT AGREEMENT

Pastue requested Council consider amending his employment agreement. He stated changes are consistent with other union and nonunion employee wages and benefits. He cited significant changes in vehicle use.

Wright commented that Pastue put his own economic issues on hold until all negotiations were completed and mirrored his benefit changes to be the same.

Mayor Buck commended Pastue on always leaning towards the City's way, even when it was to his disadvantage and thanked him for the same.

RESOLUTION 09-10-173 Motion by McShane, seconded by Wiggins, to amend City Manager's Employment Agreement as presented. [\[SEE ATTACHED AGREEMENT\]](#).

ROLL CALL:

Ayes: Wiggins, Wright, Buck, Knol, McShane

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

CONSIDERATION TO APPROVE SMART AGREEMENT FOR TRANSFER OF MUNICIPAL AND COMMUNITY CREDITS

Pastue requested Council approve an agreement with SMART for transfer of municipal and community credits.

RESOLUTION 09-10-174 Motion by Wiggins, seconded by McShane, to authorize the City Manger to sign an agreement with SMART for Municipal Credits and Community Credits on behalf of the City for Fiscal Year 2011. [\[SEE ATTACHED AGREEMENT\]](#).

ROLL CALL

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY.

CONSIDERATION TO AMEND INDUSTRIAL WASTEWATER CONTROL CHARGES

RESOLUTION 09-10-175 Motion by Wiggins, seconded by Wright, to move to amend Chapter 11, Section 18, of the City Fee Schedule dealing with Industrial Wastewater Control Charges, effective July 1, 2010.
[SEE ATTACHED FEE SCHEDULE].

ROLL CALL

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

Nays: None.

Absent: None.

MOTION CARRIES UNANIMOUSLY

BOARD AND COMMITTEE APPOINTMENTS

Pastue commented that there were numerous applicants for openings on the Historic District Study Committee.

Buck clarified the function and purpose of the Committee.

09-10-176 MOTION by McShane, seconded by Wright, to appoint Brian Golden and Kari Vaughn to the Historic District Study Committee for undefined terms.
MOTION CARRIES UNANIMOUSLY.

PUBLIC COMMENT

Brian Golden, 33414 Oakland, spoke about an upcoming weekend event at the Longacre House, "Farmington Community Remembers".

COUNCIL COMMENT

Knol recommended scheduling a van tour in the near future.

Responding to a question from Knol, Pastue advised water usage this past summer was the same as last year. He stated it appears the continued reduction in usage is attributable to economic conditions.

Knol announced "Dream Raffle" tickets are available through the Chamber of Commerce. She advised the drawing will be held November 11th. She also spoke about the upcoming Harvest Moon Festival and related activities.

Mayor Buck noted that the Beautification Committee handed out awards last week to both residential and commercial properties. He thanked Councilmember McShane for her help in fostering this program.

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ADJOURNMENT

09-10-177 MOTION by Wright, seconded by Wiggins, to adjourn the meeting.
MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at 8:00 p.m.

J. T. (Tom) Buck, Mayor

Susan K. Halberstadt, City Clerk

APPROVED: October 18, 2010