

Judge rejects MHSAA's plan for re-alignment

The U.S. Sixth Circuit Court of Appeals in Cincinnati has already agreed to hear the MHSAA's appeal.

BY BRAD MONASTIERE
STAFF WRITER

A U.S. Federal District judge Thursday rearranged the placement of high school seasons in rejecting a compliance plan submitted by the Michigan High School Athletic Association in May.

In a 13-page opinion and injunctive order, Judge Richard Enslen directed the girls volleyball and basketball seasons be switched, placing volleyball in the fall and basketball in the winter.

Enslen gave the MHSAA until Oct. 30 to choose from one of three options for the realignment of other sports seasons.

The first option is to combine all other sports currently conducted in separate seasons for each gender. That would result in the girls soccer, swimming/diving and tennis seasons being conducted simultaneously.

The second option is to reverse two girls seasons with two boys seasons from among the sports of golf, soccer, swimming and tennis in the lower peninsula, maintain the currently combined seasons in golf

and swimming in the Upper Peninsula and reverse seasons in either tennis or soccer.

The third option is to combine two of the four seasons from among the sports of golf, soccer, swimming and tennis and reverse the seasons in one of the two remaining sports.

The District Court also stated the implementation of the plan would take effect the school year following the end of the stay in the proceedings.

The U.S. Sixth Circuit Court of Appeals in Cincinnati has already agreed to hear the MHSAA's appeal, preventing any changes in season realignment through the 2003-04 school year.

The District Court's opinion stated that appeals proceedings could begin while the MHSAA develops its realignment options.

On May 22, the MHSAA submitted a compliance plan,

which would have moved its post-season tournaments for golf, swimming and tennis.

The MHSAA's lower peninsula tournament in boys golf would move to the spring, girls golf to the fall; girls swimming and diving would move to the winter, boys to the fall; boys tennis would move to the fall and girls to the spring.

In the Upper Peninsula, the MHSAA's championship for girls golf would move to the fall while boys golf would remain in the spring. Boys swimming would move to the fall, while girls swimming would remain in the winter. The U.P. championships in boys and girls tennis would reverse seasons as in the lower peninsula.

The selected sports were based on input received from member schools. The plan also committed the Association to starting four new post-season tournaments for girls before adding any new tournaments for boys, the plan was rejected by the District Court.

In the survey taken this year, basketball is the sport schools least want moved for either gender. Basketball is also the sport schools least want combined in the same season for boys and girls.

The most recent survey represents at least the sixth time in 24 years the MHSAA has

sought its membership's input regarding the placement of its girls basketball post-season tournament.

The MHSAA issued the following statement from Executive Director Jack Roberts regarding the ruling:

"The District Court has determined that the measure of equity is more qualitative than quantitative; that in assessing equity one must count noses, not teams or sports; and that in counting noses, team sports participants matter more than individual sports participants."

In December, the District Court ordered the MHSAA to equitably distribute the six sports seasons at issue in this case, which the Association did with massive membership input. Only on July 26, for the first time, did the Court make any distinction between team and individual sports.

"In December and February, the District Court said its only role would be to determine if the new sports seasons comply with the law. Today the Court has given schools three options from which to choose, and each of them requires the switch of the girls volleyball and basketball seasons."

"After four years of hearing plaintiffs say popularity doesn't matter, we're now told we can't have equity without changing the most popular sports. The need for full appellate review of this case is clearer now than ever before."

monastiere@home.com
The Associated Press contributed to this report.

OBSERVER & ECCENTRIC Men's Open Golf Tournament

- Men's 36-hole medal play, Saturday and Sunday, Aug. 17 & 18.
- 18 holes at Whispering Willows, 18 holes at Fox Creek.
- Entry fee \$90. Maximum handicap 36.
- Entries close at 6 p.m. Saturday, Aug. 10.
- Crossover starts on Saturday and Sunday mornings.
- For pairings and starting times call 476-4493 after noon Thursday, Aug. 15.
- Entries will be open to the first 200 qualifiers.

Name _____
Address _____
City _____
Phone _____ Handicap _____ Cut? _____

U.S. G.A. Index or ten 18 hole score cards are required (as of deadline date).
Send entry blank with check (no cash payable) to TW Inc.
Attn: Tournament Director
Whispering Willows Golf Course
20500 Newburgh, Livonia MI 48152

Pairings will be made by the tournament committee. No requests for individual pairings will be taken. No changes will be made.

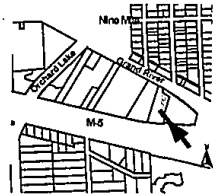
Read Observer Sports for local coverage

CITY OF FARMINGTON HILLS 31555 ELEVEN MILE ROAD FARMINGTON HILLS, MI 48336 PLANNING COMMISSION PUBLIC HEARING NOTICE

DATE: August 16, 2002
TIME: 7:30 P.M.
PLACE: Farmington Hills City Hall
31555 Eleven Mile Road
Farmington Hills, MI 48336

ITEM: PUD Option Qualification 2, 2002
The Farmington Hills Planning Commission will give formal consideration to an application for Planned Unit Development (PUD) Option Qualification (PUD Option Qualification 2, 2002). The property is on the side of Grand River, east of Orchard Lake Road, and is more particularly described as:

DESCRIPTION
30689 Grand River Sidewalk: 23-35-105-024
Part of the Northwest 1/4 Section 35, Township 15N, Range 06E, City of Farmington Hills, Oakland County, Michigan.



The applicant in this matter is Steve Nolan, of Nolan Realty Investments, who seeks this approval to establish a Planned Unit Development that would facilitate the development of the property.

Any person who is interested is invited to participate in the discussion of the Planned Unit Development Option request. The Application and Zoning Text and Map may be reviewed at the Planning Office of the City of Farmington Hills on any business day between 8:30 a.m. and 4:30 p.m.

DALE A. COUNTAGAN, Director
Planning & Community Development
City of Farmington Hills

Item: PUD Option Qualification 2, 2002
Phone: 248-473-9543
e-mail: dcountagan@ci.farmington-hills.mi.us
Publish: August 4, 2002

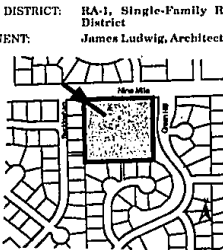
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PLACE: Farmington Hills City Hall
31555 Eleven Mile Road
Farmington Hills, MI 48336

ITEM: Site Condominium Plan 1, 2002
PLEASE TAKE NOTICE that the Farmington Hills Planning Commission will give formal consideration to a request for Tentative Approval of the Preliminary Plan for a Single Family detached residential development more particularly described as:

NAME: Diamond Oaks
NO. OF LOTS: 7
LOCATION: South Side of Nine Mile, East of Buckingham Drive
Sidewalk #23-32-100-002

ACREAGE: 5.0 Acres
ZONING DISTRICT: RA-1, Single-Family Residential District
PROPOSER: James Ludwig, Architect



Any person who is interested is invited to participate in the discussion of this request. The Application and Zoning Text and Map may be reviewed at the Planning Office of the City of Farmington Hills on any business day between 8:30 a.m. and 4:30 p.m.

DALE A. COUNTAGAN, Director
Planning & Community Development
City of Farmington Hills

Item: Site Condominium Plan 1, 2002
Phone: 248-473-9543
e-mail: dcountagan@ci.farmington-hills.mi.us
Publish: August 4, 2002

CITY OF FARMINGTON HILLS 31555 ELEVEN MILE ROAD FARMINGTON HILLS, MI 48336-1165 (248) 474-6115 ADVERTISEMENT

The City of Farmington Hills Purchasing Division will solicit bids during the next (30) days for the following products and/or services:
02/03 Joint & Crack Sealing Program
Carpeting for Costick Center
Specifications may be obtained by contacting the Central Services Department. All bids must be submitted in accordance with the bid specifications.
The City of Farmington Hills reserves the right to accept or reject any or all bids, either in part or in whole, to waive any formalities and to accept the bid which it believes to be in the best interest of the City.

KATHRYN A. DORNAN
City Clerk

Publish: August 4, 2002

CITY OF NOVI NOTICE OF GENERAL PRIMARY ELECTION TUESDAY, AUGUST 6, 2002

To the Qualified and Registered Electors of the City of Novi - Oakland County, Michigan
Notice is hereby given that a GENERAL PRIMARY ELECTION will be held on Tuesday, August 6, 2002 from 7:00 a.m. to 8:00 p.m. at the following Polling Locations:

PRECINCT	LOCATION	ADDRESS
1	Meadowbrook Congregational Church	21355 Meadowbrook Road
2	Meadowbrook Congregational Church	21355 Meadowbrook Road
3	Village Oaks Elementary School	23333 Willowbrook Road
4	Novi United Methodist Church	41871 Ten Mile Road
5	Orchard Hills Elementary School	41900 Quince
6	Holy Family Catholic Church	24505 Meadowbrook Road
7	Holy Family Catholic Church	24505 Meadowbrook Road
8	Meadowbrook Elementary School	29200 Meadowbrook Road
9	The Grand Court Novi	45182 West Park Dr.
10	Hickory Woods Elementary School	30655 Novi Road
11	Novi Christian School	45301 Eleven Mile Road
12	Novi Meadows School	25549 Tah Road
13	Fish Community Presbyterian Church	44420 West Ten Mile Road
14	Novi Civic Center	45175 West Ten Mile Road
15	Novi Civic Center	45175 West Ten Mile Road
16	Thomson Creek Elementary School	46189 West Nine Mile Road
17	Novi Civic Center	45175 West Ten Mile Road

for the purpose of electing:
State Governor
Congressional United States Senator
Representative in Congress
Legislative State Senator
County Representative
County Commissioner
Judge of the Circuit Court - 6th Circuit - New Judgship, term ending 1/1/2011 & 1/1/2009 - vote for two
Judge of the District Court - 52nd District - 1st Division, New Judgship, term ending 1/1/2007 - vote for one

and for the purpose of electing:
Delegates to the County Convention of the Republican and Democratic parties
and for the purpose of voting on the following proposals:
State Proposal 02-1: A Proposal to amend the provision of the State Constitution governing the operation of the State Officers Compensation Commission (SOCC)
State Proposal 02-2: A Proposal to allow certain permanent and endowment funds to be invested as provided by law and increase allowed spending for local parks, local parks and outdoor recreation
Proposal K: A Special education millage proposal (Northville School District only)

County Treasurer's Statement as required by Act No. 82 of the Public Acts of 1933 as amended
I, C. Hugh Dohany, County Treasurer of the County of Oakland, State of Michigan, do hereby certify that according to the records in my office, as of June 3, 2002 the total of all voted increases in the tax rate limitation above the 15 mills established by Section 6 of Article IX of the Michigan Constitution of 1963 affecting taxable property in the County of Oakland is as follows:

Local Unit	Voted Increase	Years Increase Effective
City of Novi	1.80	Unlimited
(Northville School District only)		
C. Hugh Dohany, Treasurer, Oakland County		

Absentee Ballots for August 6, 2002 General Primary Election are available to qualified electors at the Office of the City Clerk, 45175 W. Ten Mile Road. The deadline for receiving applications for ballots to be mailed is 2:00 p.m. Saturday, August 3, 2002.
The City Clerk's Office will be open for the purpose of absent voting on Saturday, August 3, 2002 from 9:00 a.m. to 2:00 p.m.
Persons qualified to vote by Absentee Ballot may obtain a ballot in person until 4:00 p.m. Monday, August 5, 2002. This ballot must be voted in the City Clerk's Office.
This notice is given by order of the City Council of the City of Novi, County of Oakland.
Each resident of the City voting on the above must be:
(a) A citizen of the United States of America and eighteen (18) years of age or over; and
(b) A registered elector of the City of Novi.

(7-25-02 NN 1110755) MARYANNE CORNELIUS, CITY CLERK

CITY OF FARMINGTON HILLS 31555 ELEVEN MILE ROAD FARMINGTON HILLS, MI 48336-1165 (248) 474-6115 ADVERTISEMENT

The City of Farmington Hills Purchasing Division will solicit bids during the next (30) days for the following products and/or services:
Pro Shop Lease
Sand Chloride
Specifications may be obtained by contacting the Central Services Department. All bids must be submitted in accordance with the bid specifications.
The City of Farmington Hills reserves the right to accept or reject any or all bids, either in part or in whole, to waive any formalities and to accept the bid which it believes to be in the best interest of the City.

KATHRYN A. DORNAN
City Clerk

Publish: August 4, 2002

CITY OF FARMINGTON HILLS 31555 ELEVEN MILE ROAD FARMINGTON HILLS, MI 48336-1165 (248) 474-6115 ADVERTISEMENT FOR BIDS

Farmington Road Landscaping - Eight Mile Road to Slocum Control Section, ST#E04349, Job Number 40852A, Federal Project Number STP 0251 (02B), Federal Item Number R12100 - Tree and flower installation in the newly constructed 2.22 kilometer right-of-way on Farmington Road beginning at Eight Mile Road and ending at Slocum in the cities of Farmington and Farmington Hills.
Not classification for this project is 1111.
Bid deposits required is 5 percent or more of the amount of the bid. Substantial completion date is November 1, 2002.
Project Completion November 1, 2004.

Sealed Bids for the installation of the Farmington Road Landscaping will be received from contractor having current Michigan Department of Transportation qualifications at the City Clerk's Office, Farmington Hills City Hall, 31555 W. Eleven Mile Road, Farmington Hills, MI until 10:00 a.m., August 29, 2002 and then and there be publicly opened and read. Sealed Bids may be hand-delivered or mailed by U.S. Mail. Bids delivered to any other location will not be acceptable and will be returned to the bidder unopened. No fax bids will be accepted.

Plans and proposal may be examined or may be obtained at the City Clerk's Office, Farmington Hills City Hall, 31555 W. Eleven Mile Road, Farmington Hills, MI, up to 4:30 p.m. of the day preceding the opening of bids.
The project is in accordance with the 1996 Michigan Department of Transportation Standard Specification for Construction, supplemental specifications and special provisions. Requests for proposal will require a pre-qualification statement issued by MDOT to be submitted before receipt of proposal.
Contract work amounting to not less than 40% of the original total contract price shall be performed by the General Contractors own organization.

Each bidder shall file a statement signed by or on behalf of the person, firm, association, or corporation submitting the bid, certifying that such person, firm, association, or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. Failure to submit the signed statement as part of the bid proposal will result in rejection of the bid.

This is a Federal Aid Project under the provisions of Section 113 of Title 23 U.S.C. as amended by the Federal Aid Highway Act of 1908. The Davis-Bacon Act is applicable and requires the Secretary of Labor to determine the minimum wage rates to be paid by the contractor and sub-contractors, which rates will be given in detail in the proposal.
A Bid Bond in the form prescribed by the Michigan Department of Transportation, a Certified or Cashier's Check or Bank Money Order as a Bid Deposit in the required amount payable to the City of Farmington Hills, must accompany each proposal. All such bid securities will be returned promptly after the bidding, except that of the three lowest bidders will not be returned until execution of the contract or the right is reserved to reject any or all proposals in accordance with the 1996 Michigan Department of Transportation Standard Specification for Construction, supplemental specifications and special provisions.

The City of Farmington Hills hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to the advertisement, disadvantaged business enterprise will be afforded full opportunity to submit bids in response to the invitation and will not be discriminated against on the grounds of sex, race, color, or national origin in consideration for an award.

KATHRYN A. DORNAN
City Clerk

Publish: August 4, August 11 & August 18, 2002