

His cop shop moves step closer to reality

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\$363,596 for such programs. Previously, grant money has been used for the program's administrative costs, housing rehabilitation and capital improvements, including sidewalks, storm drains and paving projects. The

program year runs from June 1 to May 31, Costick said.

Agreed to allow the Ford Motor Co. to extend an existing sewer south of 10 Mile north to Ford site, with the cost to be borne by the city. Council members also authorized building a

pump station to provide sewer service to properties north of the Ford site between I-75 and Haggerty Road. The plan essentially called for swapping of some sewer capacity between the two communities, Costick said. Under the proposal, Farmington Hills would have handled sewage flow from apartments on the west side of Haggerty Road,

proposed dealership on the northeast corner of 10 Mile and Haggerty. The plan essentially called for swapping of some sewer capacity between the two communities, Costick said. Under the proposal, Farmington Hills would have handled sewage flow from apartments on the west side of Haggerty Road,

south of 10 Mile Road.

CONCERN ABOUT Novi's ability to handle increased sewage led city administrators to recommend that the Ford request be denied.

In looking at the request, city administrators determined that the plan was dependent on the Environmental Protection Agency's "Super Sewer" proposal, to provide additional capacity in Novi. Without that funding, Novi was not able to guarantee that it could handle the sewage, Costick said.

"That won't work, so we're saying 'no' to Novi," he said.

Authorized \$25,000 for appraisal work to be done by three firms for the Twelve Mile Road improvement project.

"We are telling the Oakland County Road Commission that we'll pay for the appraisal," Costick said. City administrators were concerned that delaying the appraisal would delay the work to be done when federal grant money becomes available.

"We might get too far into the winter," Costick said. The city is conducting the appraisal in higher costs, as well as preparing the work from being done during the warmer months, he said.

Firms make computer purchasers

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Irving facility serves general purpose manufacturing customers and those with government contracts. The company plans to open additional U.S. facilities, Colson said. It currently operates four centers in Canada.

"It's part of a worldwide program," he said.

In addition to the Canadian centers, Digital has four centers in Europe (England, West Germany, France and Switzerland) and two in the Far East (Singapore and Tokyo, Japan).

"Electronics is emerging a lot in Tokyo," Colson said. "Europe tends to be

a lot more like the U.S., in terms of having a lot of industry."

DIGITAL's U.S. facilities use electronic mail to communicate with each other.

"We try to use our product as much as possible to run our business," Colson said. At the Farmington Hills center, computers are used to keep track of

schedules, as well as for electronic mail.

It really eliminates a lot of the frustration," Colson said, referring to office "telephone tag" between two people.

"The frustration is establishing that communication."

The messages Digital sends among its U.S. facilities makes for an easier work life, he has found.

"All those things add up to allow you more time for your designated task."

The Farmington Hills center also hosts meetings for DIGITAL's Digital Equipment Corp. Users Society.

Downtown drugstore robbed

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the pharmacy counter.

The robber said, "Can I see your schedule, two's (narcotics)," Watson said, which led him to believe at first the young man was a narcotics agent.

But just as Watson thought the robber was pulling out his identification, he pulled aside his coat to show a revolver in his pant waist, Watson said.

"He didn't pull the gun out," Watson

said, adding that "when he handed me the white bag (in which to put the narcotics) his hand was shaking."

As soon as Watson put the narcotics in the man's plastic bag, the man fled, the pharmacist said. After Watson hit the holdup alarm button, he ran after the man to see if he got into a car.

"Of course, he didn't get into a car, but a bit cautious about going outside," Watson said.

Cox said police are still investigating and searching for the robber, described as 5-foot-8, 200 pounds and in his late 20s.

When last seen the robber was wearing a knit pullover cap which partially covered his mustache face, Cox said. He was also wearing dark sunglasses, a scarf around his neck and a long, tan-colored knee-length coat and anorak boots.

Lawyers compete to serve Hills

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man Charles Williams said he was uncomfortable with the procedure of having presentations made before Bilbeau's firm was evaluated and council determined whether it was time for a change. Councilman Donn Wolf agreed.

"Something has shifted around in this process that I have to vote for one of five attorneys," Wolf said, adding he would still approach the issue as a review of consulting services.

The firms which made presentations Tuesday other than Bilbeau, Bibeau & Poehlman, which has served as legal

counsel for at least 17 years, are:

- Cummings, McCloy, Davis & Aho.
- Kemp, Klein, Erdman & Beer.
- Kohl, Seacrest, Wardle, Lynch, Clark & Hampton.
- Patterson, Patterson, Whitefield, Manikoff, Ternan & White.

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1.241. Deferred Retirement.
(1) In the event a member, who has ten (10) or more years of credited service, leaves the employ of the City prior to his/her voluntary retirement age, he/she shall be entitled to a pension upon attainment of his/her voluntary retirement age.

(2) In the event a Public Safety member who has ten (10) or more years of credited service leaves the employment of the City prior to his/her early or voluntary retirement age, he/she shall be entitled to a pension upon attainment of fifty-five (55) years of age.

(3) The provisions of section 1.239 which are in effect at the time of his/her separation from the City employment shall apply to compute the pension he/she is entitled to; provided, that he/she does not withdraw his/her pension contributions from the members deposit fund. His/her said pension shall begin thirty (30) days after the date his/her application for same is filed with the Board of Trustees, but not prior to his/her attainment of his/her voluntary retirement age. During the period of his/her absence from City employment, his/her balance in the members deposit fund shall be accumulated at regular interest.

1.242. Pension Options.
Prior to the date of his/her retirement, but not thereafter, a member may elect to receive his/her pension as a straight life pension payable throughout his/her life or he/she may elect to receive the actuarial equivalent, at that time, of his/her straight life pension in a reduced pension payable throughout his/her life, and nominate a beneficiary, in accordance with the provisions of option A, B or C set forth below:

Option A. 100% Survivor Pension.
Upon the death of a retiree, the elected option A, his/her reduced pension shall be continued throughout the life of and paid to such person, having an insured interest in his/her life, as he/she shall have nominated by written designation duly executed and filed with the Board of Trustees prior to the date of his/her retirement; or

Option B. 50% Survivor Pension.
Upon the death of a retiree, who elected option B, one-half (1/2) of his/her reduced pension shall be continued throughout the life of and paid to such person, having an insured interest in his/her life, as he/she shall have nominated by written designation duly executed and filed with the Board of Trustees prior to the date of his/her retirement; or

Option C. Pension Payable 10 Years Certain and Life Thereafter.
Upon Option C a retiree shall receive a reduced pension payable throughout his/her life with the provision that if he/she dies before he/she has received one hundred twenty (120) monthly pension payments, the payments shall be continued for the remainder of the period twenty (20) months to such person or persons, in equal shares, as the retiree shall have nominated by written designation duly executed and filed with the Board of Trustees. If no such designated person survives the retiree, such remaining monthly pension payments, if any, shall be paid to the estate of the retiree.

1.243. Disability Retirement.
Upon the application of a member, or his/her department head on behalf of the member, a member who (1) is in the employ of the City, (2) has five (5) or more years of credited service in force, and (3) becomes totally and permanently disabled for duty in the employ of the City, by reason of a personal injury or disease, may be retired by the Board of Trustees; provided, that after a medical examination of the member made by or under the direction of a medical committee consisting of three (3) physicians, one of whom shall be named by the Board, one by the member, and the third by the first two physicians to name the said member, the majority opinion of the Board, by majority opinion in writing, (1) that the member is mentally or physically totally disabled for duty in the employ of the City, (2) that such disability will probably be permanent, and (3) that the member should be retired. The service requirement of five (5) years contained in this section shall be waived in the case of a member who the Board finds to be in receipt of workmen's compensation on account of his/her total and permanent disability arising out of and in the course of his/her City employment.

1.244. Disability Pension.
Upon the retirement of a member on account of disability, as provided in Section 1.243, he/she shall receive a pension computed according to Section 1.236; provided, that his/her disability straight life pension shall not be less than twenty (20) percent of his/her final average salary, and shall be subject to Section 1.245. Prior to the date of his/her retirement, he/she may elect to receive his/her pension under an option provided in Section 1.242 in lieu of a straight life pension.

1.245. Re-Examination of Disability Retirement.
(1) At least once each year during the first five (5) years following a member's retirement on account of disability, and at least once in each three (3) year period thereafter, the Board of Trustees shall cause the member to be examined by a physician designated by the Board of Trustees. If the member is found to be totally disabled for duty in the employ of the City, he/she shall be allowed to remain in his/her voluntary retirement age, to undergo a medical examination to be made by or under the direction of a physician designated by the Board. If the retiree refuses to submit to such medical examination in any such period, his/her disability pension shall be suspended by the Board until his/her withdrawal of such refusal. Should such refusal continue for one (1) year, his/her disability pension may be revoked by the Board. If upon such medical examination of the retiree the said physician reports to the Board that the retiree is physically able and capable of resuming employment with the City, he/she shall be returned to City employment and his/her disability pension shall terminate; provided, that the report of said physician is concurred in by the Board. In returning the retiree to City employment, the Board shall determine the position in which he/she is to be placed in a position commensurate with his/her type of work and compensation at the time of his/her retirement.

(2) A disability retiree who is returned to the employ of the City, as provided in Subsection (1) of this section, shall again become a member of the retirement system. His/her credited service in force at the time of his/her retirement shall be restored to his/her credit, he/she shall be given service credit for the period he/she was receiving a disability pension if within such period he/she was in receipt of workmen's compensation on account of his/her total and permanent disability arising out of and in the course of his/her City employment; otherwise he/she shall not be given service credit for such period.

1.246. Survivor Pension; Death of Member.
Any member who continues in the employ of the City on or after the date he/she dies, shall receive a pension computed according to Section 1.236; provided, that he/she has ten (10) or more years of credited service, and (1) dies while in the employ of the City, (2) leaves a widow, or in the case of a female member leaves a widow, the widow or widower shall immediately receive a pension computed in

the same manner as if the member had (1) retired the day preceding the date of his/her death, notwithstanding that he/she might not have attained his/her voluntary retirement age, (2) elected option A provided in Section 1.242, and (3) nominated his/her beneficiary.

1.247. Members Deposit Fund.
(1) The members deposit fund is hereby created. It shall be the fund in which shall be accumulated, at regular interest, the contributions of members, and from which shall be made refunds and transfers of accumulated contributions, as provided in this Chapter.

(2) Each member of the retirement system shall contribute to the system, by payroll deductions, not less than three percent (3%) of the first forty-eight hundred dollars (\$4,800) of his/her annual compensation paid him/her by the City plus not less than five percent (5%) of the portion of his/her annual compensation in excess of forty-eight hundred dollars (\$4,800), unless this provision is modified by contract between the City and its administrative officers.

(3) The officer or officers responsible for making up the payroll shall cause the contributions provided for in paragraph (2) of this section to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, from the date of his/her entrance in the retirement system to the date his/her City employment terminates. The members' contributions provided for herein shall be made notwithstanding that the minimum compensation provided by law for any member is thereby changed. Each member shall be deemed to consent and agree to the deductions made and provided for herein. Payment of his/her compensation less said deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for the compensation of such member during the period covered by such payment, except as to benefits provided by this Chapter. When deducted, each of said contributions shall be paid to the retirement system and shall be credited to the member's individual account in the members deposit fund from whose compensation said deduction was made.

(4) In addition to the contributions deducted from the compensations of a member, as hereinbefore provided, a member shall deposit in the members deposit fund, by a single contribution or by an increased rate of contribution approved by the Board of Trustees, all amounts he/she may have withdrawn therefrom and not repaid thereof, together with regular interest thereon from the date of withdrawal to the date of payment. In no case shall any member be given credit for service rendered prior to the date he/she withdrew his/her accumulated contributions until he/she repays to the members deposit fund the amounts due said fund by him/her.

(5) Upon a member's retirement his/her accumulated contributions standing to his/her credit in the members deposit fund shall be transferred to the retirement reserve fund. Except as otherwise provided in this Chapter at the expiration of a period of four (4) years from and after the date a member ceases to be an employee of the City any balance standing to his/her credit in the members deposit fund, undistributed by the said member or his/her legal representative, shall be transferred to the income fund.

1.248. Refunds of Members' Accumulated Contributions.
(1) If a member ceases to be employed by the City before he/she has satisfied the age and service requirements for retirement provided in Section 1.236, he/she may receive a refund of his/her accumulated contributions standing to his/her credit in the members deposit fund upon his/her written application for same filed with the Board of Trustees.

(2) Upon the death of a member, if no person becomes payable by the retirement system on account of his/her death, the balance standing to his/her credit in the members deposit fund, undistributed by the said member or his/her legal representative or persons as he/she shall have nominated by written designation duly executed and filed with the Board of Trustees, if no such designated person survives the member, his/her said balance shall be paid to his/her estate.

(3) In the event the amounts appropriated in the budget in this section may be made in installments according to such rules and regulations as the Board of Trustees shall from time to time adopt.

1.249. Pension Reserve Fund.
(1) The pension reserve fund is hereby created. It shall be the fund in which shall be accumulated the contributions made by the City to the retirement system and from which shall be made transfers of pension reserves, as provided in this section.

(2) The financial objective of the retirement system shall be to establish and receive contributions which, expressed as percentages of active employee payroll, will remain approximately level from year to year and will not require an increase for future generations of citizens. More specifically, contributions received each year shall be sufficient both (i) to fully cover the cost of plan benefit commitments being made to employees for service likely to be rendered in the future and (ii) to make a level payment which will cover the cost of a reasonable portion of future years will fully cover the unfunded portion of plan benefit commitments for service previously rendered. Based upon the results of regular annual actuarial valuations, the Board of Trustees shall annually certify to the City Council the contributions determined in accordance with this section, and the City Council shall appropriate and pay to the retirement system, during the next fiscal year, the contributions so certified.

(3) In the event the amounts appropriated in the budget in any fiscal year is insufficient to pay in full the amount due in any said year to all retirees and beneficiaries of the retirement system the amount of such insufficiency shall thereupon be provided by the City.

1.250. Retirement Reserve Fund.
The retirement reserve fund is hereby created. It shall be the fund from which shall be paid all pensions as provided in this Chapter. In the event a disability retiree returns to City employment his/her pension reserve at that time shall be transferred from the retirement reserve fund to the members deposit fund and the pension reserve fund in the same proportion as the pension reserve was originally transferred.

1.251. Income Fund.
The income fund shall be the fund to which shall be credited all interest, dividends, and other income from investments of the retirement system; all transfers from the members deposit fund by reason of lack of claimant; and all other monies received by the retirement system the disposition of which is not specifically otherwise provided in this Chapter. The Board of Trustees may accept gifts and bequests and the same shall be credited to the income fund. There shall be transferred from the income fund all amounts required to credit regular interest to the various funds of the system, except the expense fund. Whenever the Board determines that the balance in the income fund is more than sufficient to cover the current charges to the fund, the Board may, by resolution, provide for contingency reserves, or for the transfer of such excess or

portion thereof to cover the needs of the other funds of the system, including the expense fund.

1.252. Expense Fund.
The expense fund shall be the fund to which shall be credited all monies provided by the City to pay the administrative expenses of the retirement system, and from which such administrative expenses shall be paid.

1.253. Retirement System Assets.
The Board of Trustees shall be the trustee of the monies and assets of the retirement system. The Board of Trustees shall have the full power and authority to invest and reinvest such monies and assets, subject to all of the terms, limitations and restrictions imposed by the State of Michigan on the investments of public employee retirement systems. The Board of Trustees may employ outside investment counsel and/or banking institutions to advise the Board of Trustees in the banking and disposing of investments. All monies and assets of the retirement system shall be held in the sole purpose of making disbursements authorized in accordance with the provisions of this ordinance and shall be used for no other purposes.

1.254. Allowance of Regular Interest.
The Board of Trustees shall, at the end of each fiscal year, allow and credit regular interest to the members' individual accounts in the members deposit fund computed upon their balances at the beginning of such fiscal year, and to the mean balances for the year in the pension reserve fund and the retirement reserve fund. The amounts of interest so credited shall be charged to the income fund. In the event the balance in the income fund is not sufficient to cover the amounts of interest charged to it, the amount of such insufficiency shall be transferred from the pension reserve fund to the income fund.

1.255. No Trustee Shall Gain from Investments of the System.
Except as otherwise provided in this Chapter, no trustee and no employee of the City shall have any interest direct or indirect in the gains or profits arising from any investments made by the Board of Trustees. No person directly or indirectly, for himself or herself or as an agent or partner or others, shall borrow any monies or investments of the retirement system, or in any manner use the same except to make current and necessary payments as are authorized by the Board. No such person shall be an endorser or surety or become in any manner an obligor for monies loaned by or borrowed from the Board. Nothing contained herein shall be construed to impair the rights of any member, retiree, or beneficiary of the retirement system to benefits provided by the system.

1.256. Method of Making Payments.
All payments from monies of the retirement system shall be made by the City Treasurer; provided, that such payments shall be made only upon the written authority signed by two persons designated by the Board of Trustees. A duly attested copy of the resolution designating the persons shall be filed with the City Treasurer. No such written authority of such persons shall be filed with the City Treasurer. No such written authority to make payments from the monies of the system shall be executed unless the payment or payments shall have been previously authorized by a specific or continuing resolution adopted by the Board of Trustees.

1.257. Correction of Errors.
Should any change or error in the records or the retirement system result in any person receiving from the system more or less than he/she would have been entitled to receive had the records been correct, the Board of Trustees shall correct such error and as far as is practicable adjust the payment of the benefit in such manner that the actuarial equivalent of the benefit to which such person was correctly entitled shall be paid.

1.258. Subrogation.
In the event a person becomes entitled to a pension or other benefit payable by the retirement system as the result of an accident or injury caused by the act of a third party, the City shall be subrogated to the rights of the said person against such third party to the extent of the benefit to which the City pays or becomes liable to pay.

1.259. Assignments Prohibited.
The right of a person to a pension, to the return of accumulated contributions, the pension itself, any pension option, and any other right accrued or accruing to, or belonging to, the retirement system, shall not be subject to execution, garnishment, attachment, the operation of bankruptcy or insolvency law, or any other process of law whatever and shall be unassignable, except as is specifically provided in this Chapter. Provided, that if a member is covered by a group insurance or prepayment plan participated in by the City, and should be permitted to, and elect to, continue such coverage as a retiree, he/she may authorize the Board of Trustees to have deducted from his/her pension the payments required by him/her to continue coverage under such group insurance or prepayment plan; provided further, that the City shall have the right of setoff for any claim arising from embezzlement by or fraud of a member, or a plan, or beneficiary.

1.260. Fraud Penalty.
Whoever with intent to deceive shall make any statement or report required under this Chapter which is untrue, or shall falsify or permit to be falsified any record or records of the retirement system, shall be fined not to exceed five hundred dollars (\$500.00) or imprisoned for not to exceed ninety (90) days, or both in the discretion of the Court, together with costs of prosecution.

1.261. Contractual Nature of the Pension Plan.
The accrued financial benefits of the retirement system shall be a contractual obligation of the City and shall not be diminished or impaired by the City. Terms of the plan shall be the only basis in which such contractual obligation shall arise and accrue, and no benefits shall arise and accrue to any participant or retiree except those specifically provided for in this Chapter, and in accordance with the terms thereof.

This ordinance was introduced at a regular meeting of the Farmington City Council on February 14, 1985, and was adopted and enacted at the next regular meeting of the Council on February 14, 1985, and will become effective ten days after publication.

AYES: Walker, Yoder, Bennett, Hartsock, Tupper.
NAVES: None.
ABSENT: None.

Monthly Bills were prepared for payment.
Meeting adjourned at 9:30 p.m.

RALPH YODER, Mayor
JOSEPHINE M. BUSHEY, City Clerk

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