Farmington City Council Proceedings

A regular meeting of the Council of the City of Farmington was held on February 7, 1966.

Meeting called to order at 8:02 p.m. by Mayor Brotherton.

ROLL CALL: Mayor Brotherton, Councilmen Peterson, Thayer and Yoder present. ABSENT: Allen.

CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Quinn, Attorney Kelly and Chief Foltz.

MINUTES OF PREVIOUS MEETING

Motion by Thayer seconded by Yoder that the minutes of regular meeting of the Council held on January 17, 1966, be approved as published. Motion carried, all ayes. (Peterson abstained)

MINUTES OF OTHER BOARDS

A. PLANNING COMMISSION PROCEEDINGS, JANUARY 24, 1966.

Proceedings read of Planning Commission meeting held on January 24, 1966.

Motion by Yoder seconded by Peterson to receive and file Planning Commission Proceedings, January 24, 1966. Motion carried, all ayes.

B. ZONING BOARD OF APPEALS PROCEEDINGS, FEBRUARY 2, 1966.

Proceedings read of Zoning Board of Appeals meeting held on February 2, 1966.

Motion by Thayer seconded by Peterson to receive and file Zoning Board of Appeals Proceedings, February 2, 1966.

C. LIBRARY MINUTES.

Farmington District Library Board of Trustees minutes, January 12, 1966, placed on file.

REPORT CITY COUNCIL CONFIRMATION APPOINTMENT DIRECTOR OF PUBLIC SERVICES.

City Manager Dinan reported that in accordance with the City Charter, it is required that the City Council confirm the appointment of Theodore E. De Baene as Director of Public Services to act as Administrative head of the Public Works and Water and Sewer Departments. The status of the Public Works Superintendent and Water and Sewer foremen remains the same. This position is being established to strengthen supervision in these two departments.

City Manager Dinan submitted a resume of Mr. DeBaene's educational background and former employment.

He stated that Mr. DeBaene commences his duties as Director of Public Services, Monday, February 7, 1966. Since the Council is in agreement with this appointment, City Manager Dinan requested that the Council take formal action confirming Theodore E. DeBaene as Director of Public Services.

Motion by Yoder supported by Peterson that the City Council confirm the appointment of Theodore E. DeBaene as Director of Public Services, effective February 7, 1966.

ROLL CALL:
AYES: Brotherton, Peterson, Thayer, Yoder.
NAYS: None
ABSENT: Allen
Motion carried.

City Manager Dinan introduced Mr. DeBaene who was welcomed by Mayor Brotherton on behalf of the Council.

PETITIONS AND COMMUNICATIONS

A. COMMUNICATION FROM FARMINGTON OBSERVER SOLICITING LEGAL ADVERTISING.

Letter read from the Farmington Observer stating that the Observer of Farmington has been published since August, 1964, as a community newspaper with circulation in every home in both the City of Farmington and Farmington Township and would like to be informed when the City's current contract for legal advertising and printing expires. The Observer of Farmington desires to submit a sealed bid for this service to the City within a specified time period.

City Manager Dinan stated that the City has never had any formal contract with the Farmington Enterprise regarding legal advertising. The City presently pays $1.05 per column inch, which has been the same rate since November, 1961.

The Enterprise stated that since taxpayers money is used to pay legal advertising, they had purposely kept the legal rate as low as possible. It is their opinion there is great importance in the fact that the Enterprise is the only community newspaper that devotes itself exclusively in providing complete Farmington news coverage. The commercial printing service has been of the highest quality and at the best possible rates.

City Manager Dinan stated that in the past the City has never considered either contract or bids for legal advertising because the prices have been competitive and the service excellent and convenient to the City Clerk's office. Since the Farmington Enterprise has been servicing this area for 78 years and the City of Farmington for more than 40 years, it would be premature to receive competitive bids for this legal advertising at this time.

Motion by Thayer seconded by Peterson to receive and file communication from the Farmington Observer. Motion carried, all ayes.

B. LETTERS FROM CITIES OF JACKSON AND INKSTER SUBMITTING RESOLUTION RE: SHARE FEDERAL INCOME TAX.

Motion by Yoder seconded by Thayer to receive and file resolutions submitted from Cities of Jackson and Inkster relative to endorsing proposal that a percentage of Federal Income tax collected be returned to Community derived. Motion carried, all ayes.

C. COMMUNICATION FROM FARMINGTON BASEBALL FOR BOYS REQUESTING USE OF BALL DIAMONDS CITY PARK FROM APRIL THRU JULY AND PERMISSION FOR PARADE MAY 14, 1966.

Letter read from Thomas V. Hofman, Commissioner, Farmington Baseball for Boys, requesting permission to use the City park baseball diamonds for Little League Baseball. The season runs from April 1 to August 1, 1966. They request permission to hold the annual Little League parade on May 14, 1966. The parade route will be started at 12:00 noon at Farmington Road and Grand River to Warner and across Shiawassee to the ball park.

Motion by Peterson seconded by Thayer to grant permission to the Farmington Baseball for Boys to use the City Park baseball diamonds from April 1 to August 1, 1966 and to hold the annual parade on May 14, 1966 at 12:00 noon, parade route from Farmington Road and Grand River to Warner across Shiawassee to ball park under the supervision of the Public Safety Department. Motion carried, all ayes.

D. LETTER FROM HAROLD SCHOENBERG REQUESTING CONSIDERATION ON TAPPING CITY WATER LINE AT DOHANEY AND TEN MILE ROAD.

Letter read from Harold Schoenberg, 33515 State, requesting permission to tap into the City Water System at Dohaney and Ten Mile Road. This would be a temporary tap until the Township provides a water line.

City Manager Dinan stated that the City has allowed non-resident taps into our system if they pay 100 per cent additional charge for the permit, $75.00 capitalization charge and 100 per cent non-resident rates charge for water usage.

He stated that since the City has constructed a water main from the Ten Mile School to Powers Road the City has not had a circulation or pressure problem in this area, therefore, recommended that Council approve the request of Harold Schoenberg, subject to payment of 100 per cent non-resident charge on permit and water bill.

The Council requested information on the cost to extend the water line under Ten Mile Road and location of property in the Township.

Motion by Thayer seconded by Peterson to table the request from Harold Schoenberg until next regular meeting and to refer this request to City Manager for report on estimated cost to extend water line under Ten Mile Road and location of property in the Township. Motion carried, all ayes.

E. LETTER FROM MICHIGAN MUNICIPAL LEAGUE RE: REGIONAL MEETING, FEBRUARY 17, 1966.

City Manager Dinan informed the Council that the Michigan Municipal League, Region IV, requests that reservations for annual meeting, February 17, 1966 be forwarded by February 11, 1966.

F. NOTICE OF PUBLIC HEARING M.P.S.C. LANSING, MICHIGAN, FEBRUARY 16, 1966.

Notice of Public Hearing read and placed on file from the Michigan Public Service Commission notifying the Council that it will be held on February 16, 1966, at 10:00 a.m. for the purpose of determining the exact amount of money to be refunded to customers from the refunds presently received by Consumers from Panhandle and Trunkline.

G. LETTER FROM AMERICAN CANCER SOCIETY RE: ANNUAL CRUSADE, APRIL, 1966.

Letter read from the American Cancer Society requesting permission to conduct their annual Crusade in the City of Farmington. The date for the educational and fund raising campaign is April 26, 1966. They state that April is proclaimed Cancer Control Month by the President of the United States.

Motion by Peterson seconded by Yoder to grant permission to the American Cancer Society to conduct its annual Crusade April 26, 1966. Motion carried, all ayes.

REPORTS FROM CITY MANAGER

A. REPORT 500 FT. 2½" FIRE HOSE BIDS.

City Manager Dinan reported that four bids were received and tabulated in the City Clerk's office on Friday, February 4, 1966, for the purchase of 500 feet of 2½ inch Wax Treated Fire Hose.

City Manager Dinan recommended that the bid be awarded to low bidder Fire Trucks, Inc. in the amount of $575.00 less 2 per cent discount within 10 days.

Motion by Thayer supported by Peterson to award the bid for the purchase of 500 feet of 2½ inch Wax Treated Fire Hose to the low bidder, Fire Trucks, Inc. in the amount of $575.00 less 2 per cent discount within 10 days.

ROLL CALL:
AYES: Peterson, Thayer, Yoder, Brotherton.
NAYS: None.
ABSENT: Allen.
Motion carried.

B. REPORT ELECTRICAL METAL RACEWAY CONDUIT REQUIREMENT.

City Manager Dinan submitted a report on the need for electrical metal raceway conduit in commercial buildings in lieu of heavy duty electrical wiring as requested by the City Council.

The Council was primarily interested in whether the insurance company underwriters give any credit for this type of construction on fire insurance premiums and how many cities of the Reciprocal Council Members are utilizing this regulation.

City Manager Dinan reported that the Michigan Inspection Bureau stated that no credit or reduction in fire insurance premiums are given for this type of installation.

In analyzing the number of communities in five counties that use this regulation, approximately 10 per cent have this regulation as part of their electrical code and does not have universal popularity among the members of the Electrical Reciprocal Council.

Based on the facts derived from this investigation, this regulation could be rescinded without causing any detrimental affect on electrical installation in commercial buildings.

Motion by Peterson seconded by Thayer to table action on this regulation and refer to City Manager and Attorney for further report. Motion carried, all ayes.

C. REPORT PLANNING COMMISSION RECOMMENDATION OPEN SPACE PROGRAM.

City Manager Dinan reported that the Park Committee has concluded their study of the Open Space Park Acquisition Program and submitted their recommendations to the Planning Commission. The Commission has approved the program forwarding their recommendations to the City Council for their approval and authorization to proceed with the application to the Housing and Home Finance Agency for Federal Grant.

The report included the purposes of the program and detailed breakdown as to estimate of cost and size of property.

The total Land Acquisition Costs were in the Amount of $99,600.00; U.S. Grant, $49,800.00; City's Share, $49,800.00; Interest on City's share of Land Contracts, $4,200.00; City's Share of Total Program, $54,000.00.

The City allocated $9,000.00 for River Valley Land Acquisition in the 1965-66 Budget. If this same amount were allocated during the next five fiscal years 1966-1970 this would cover our projected cost for the City's share of this improvement of $54,000.00 and no land contract would have to exceed five year amortization.

City Manager Dinan stated that the proposed Open Space Land Acquisition Program is financially feasible and logical for the City to acquire these properties for the reasons described above.

City Manager Dinan recommended that the City Council concur with the recommendations of the Planning Commission and approve the Open Space Land Acquisition Program and advise the City Manager to proceed with a letter of intent and application for Federal Grant 50 per cent of the cost of this Open Space Program.

The Council discussed the procedure to acquire properties, estimated cost values, area to service southern area, development of the program.

W. Allen Nelson, 23708 Warner, stated that according to the report all monies would be tied up for six years for land acquisition. Provisions should be made to clean up and develop the area.

City Manager Dinan stated that the Oakland County Road Commission cost prices for park land acquisition were used for this proposed park land acquisition composed of approximately 40 acres.

He will negotiate with the property owners involved for the land acquisition and only as a last resort under eminent domain would condemnation procedure be considered.

The Flander and Cloverdale School Magic Squares are adequate to service the Farmington Meadows and Oaks Subdivisions. The City also owns 5 acres near Nine Mile Road south of Grand River for possible development.

All property owners involved would be well informed of the progress of the program.

City Manager Dinan stated that this phase of the program is designed for land acquisition and the development of the park area would be included in the capital improvement program on a long range schedule with possible 50 per cent Federal Grants.

Motion by Yoder supported by Peterson to adopt the following resolution:

RESOLUTION
BE IT RESOLVED:

That the City Council hereby approves the Open Space Land Acquisition Program and authorizes the City Manager to proceed with a letter of intent and application for Federal Grant 50 per cent of the cost Under the Open Space Land Acquisition.

ROLL CALL:
AYES: Thayer, Yoder, Brotherton, Peterson
NAYS: None
ABSENT: Allen
Resolution Adopted: February 7, 1966.

TRENA M. QUINN,
City Clerk

D. REPORT SURVEY CITY OF LIVONIA RE: INCINERATOR AUTHORITY OR CONTRACT.

City Manager Dinan reported that the City of Livonia is seriously considering the construction of a 300 or 500 ton modern, odor free incinerator plant and have established a committee to develop this program. As part of the program they have forwarded a survey to the City of Farmington to see if the City has any interest in participating in an Incinerator Authority or would prefer a contract with an Incinerator Authority. They request an answer to the survey by February 15, 1966, otherwise they will assume that the City has other plans for this regional problem.

Answering this questionnaire is not binding to the City and bears investigation as to the cost of operation, financing the City's share of the facility and proposed location of such a facility.

The present land fill refuse disposal can be considered temporary with the closing of several land fill sites in this area either through legislation or lack of capacity during recent months.

City Manager Dinan recommended that the City Council authorize the City Manager to answer this incinerator plat survey stating that the City of Farmington is interested in becoming part of the Incinerator Authority so that the matter can be thoroughly investigated prior to any official commitment on behalf of the City.

Motion by Thayer seconded by Peterson to authorize the City Manager to contact the City of Livonia regarding City of Farmington participating in the proposed Incinerator Authority. Motion carried, all ayes.

E. REPORT CITY ATTORNEY RE: STATE STATUS 20 PER CENT ADJOINING OWNERS PETITION ON PETITION ON REZONING REQUIRING 3/4 VOTE CITY COUNCIL.

Robert J. Kelly, City Attorney, submitted the following legal opinion regarding Planning Commission Recommendation to Amend Zoning Ordinances:

The Planning Commission has recommended that the Zoning Ordinance be amended to increase the percentage requirements on protest to propose zoning amendments.

The present requirements are established by Michigan Public Act 207, 1921, as amended. This statute is the enabling legislation which permits cities to enact zoning ordinances.

Section 4 of the above cited Act specifies that percentage of owners necessary for a Protest, and the City cannot increase this requirement.

Mr. Kelly stated that the City Zoning Ordinance complies with the State Statute.

CLAIMS AND ACCOUNTS

A. MONTHLY BILLS.

Motion by Thayer supported by Yoder that claims and accounts for January, 1966 be approved for payment as submitted. General Fund — $3,724.78, Water & Sewer Fund, $133.44.

ROLL CALL:
AYES: Yoder, Brotherton, Peterson, Thayer
NAYS: None
ABSENT: Allen
Motion carried.

B. FINAL ENGINEERING ESTIMATE — Stolaruk Asphalt Paving Co., Thomas Street Paving, $1,358.50; Parking Lot adjacent to Thomas Street, $2,914.30; Parking Lot adjacent to State Street, $4,085.10 —TOTAL $8,357.90.

Motion by Peterson supported by Yoder to pay final engineering estimate to Stolaruk Asphalt Paving Company, Thomas Street Paving, $1,358.50; Parking Lot adjacent to Thomas Street, $2,914.30; Parking Lot adjacent to State Street, $4,085.10—Total $8,357.90.

ROLL CALL:
AYES: Brotherton, Peterson, Thayer, Yoder
NAYS: None
ABSENT: Allen
Motion carried.

ADJOURNMENT

Motion by Peterson seconded by Thayer to adjourn. Motion carried, all ayes.

Meeting adjourned at 9:42 p.m.

WILBUR V. BROTHERTON,
Mayor
TRENA M. QUINN,
Clerk

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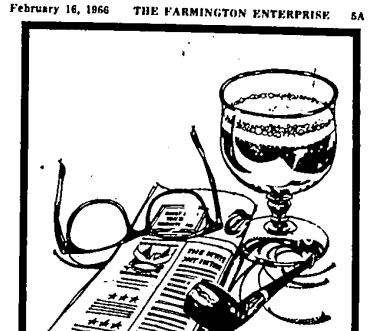

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01I	2D63	2U74	313	3G47	3P72	3Z57	4D78	4J64	4Y85	626M	7J8	8K1
162M	2D64	2U76	314	3G62	3P74	3Z62	4E41	4J65	4Z41	626W	7K8	962P
163M	2D67	2U78	31511	3G65	3P76	41111	4E43	4J66	4Z43	628L	804C	963L
111	2D69	2W26	31611	3G69	3P78	412	4E51	4J68	4Z52	630C	804F	AJ1
21111	2E62	2W63	362A	3I1	3S31	41211	4E52	4J69	4Z53	631M	814M	BJ1
212	2E67	2W64	363W	3J4	3S54	413	4E53	4J8	4Z54	632L	834K	AK1
21211	2F31	2W67	3D60	3J60	3S57	41511	4E54	4K8	4Z61	635M	834T	BK1
213	2F41	2W69	3D63	3J63	3S65	41611	4E61	4P72	4Z62	636L	844K	L14
214	2F47	2Y85	3D66	3J65	3W54	422	4E68	4P74	4Z68	638T	854L	L34
21511	2J62	2Z51	3D67	3K31	3W57	433	4F31	4P76	512	639A	862L	
21611	2J67	2Z52	3D68	3K4	3W60	45311	4F32	4P78	604B	662D	863P	
263P	2K31	2Z61	3E60	3K41	3W62	45411	4F41	4S41	604K	663S	864A	
2A51	2S31	2Z62	3E63	3N51	3W63	45545	4F42	4S43	614M	6J8	864C	
2A52	2S41	2Z65	3E65	3N52	3W66	45645	4I4	4S68	614P	6K8	874A	
2A61	2S62	2Z67	3F31	3N53	3W67	4D64	4J41	4U51	620K	613	884K	
2A62	2S67	31111	3F32	3N54	3W68	4D72	4J43	4W41	622C	714	894S	
2A65	2U71	31112	3F41	3N61	3Y85	4D74	4J60	4W43	622T	734	812	
2D26	2U72	312	3G43	3P64	3Z54	4D76	4J62	4W68	625A	762K	8J8	

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