Colfax Walkway Better Than Busing - Board

FARMINGTON

Despite a 155-signature petition and pleas from a group of upset parents, children in Farmington Meadows and Farmington Oaks subdivisions will not be bused to and from Power Junior High School at this time.

This was decided by the Farmington Board of Education. Only Board Secretary Aldo Vagnozzi and Vice President Gary L. Lichtman opposed the action taken Monday evening.

The long disputed subject of the safety of the walkway along Colfax St. caused tempers to flare at times as a group of 18 parents and the school board debated the issue for over an hour.

* * *

PARENTS presented the board a petition bearing 155 signatures of homeowners from the Farmington Meadows and Farmington Oaks subdivisions, requesting daily bus service for all students from the respective areas to and from Power Junior High.

The parents said they realize the board has tried to solve their problems, but the walkway provided along Colfax is not adequate to accommodate the volume of students using it daily.

Instead of using the walkway, children are creating a hazardous condition and jeopardizing their safety by walking in the street. The parents contend that until a suitable walkway is provided, the children should be bused.

* * *

MOST BOARD members took a different stand. While the walkway was not the best in the area, they feel it is adequate and the safety problem can be eliminated by parents encouraging their children to walk on it.

Farmington Meadows Homeowners Association President V.L. Wilkinson said the 155 signatures represent about 95 per cent of all residents contacted. No attempt was made to reach homeowners who do not have children attending Powers.

Various school board members expressed opinions that they were not in the business of transporting children or building sidewalks and possibly the parents might register their complaints with other groups that share in the responsibility of providing walkways.

* * *

SCHOOL BOARD safety committee chairman Patricia Smith was absent from the meeting. But John Washburn, a committee member, said he felt he was expressing their joint feelings that the walkway was adequate and safe. He asked the parents to encourage the children to use it.

"I feel the board has done as much as it can do," Washburn said. "The board is obligated to maintain the path (including snow removal) and I think the problem is getting the children to use it."

A father of children using the Colfax walkway, Washburn said he had walked the path in Monday morning's wet weather and found it still satisfactory. One of the parents said he too had taken the path the same morning and found it spongy and inadequate.

The walkway under fire is about three feet wide where it is concrete and four to 4 1/2 feet wide where it is gravel. It is well packed and banked for drainage, says the school administration.

* * *

ANGERED PARENTS found their only sympathy coming from Lichtman and Vagnozzi. Lichtman said he too had taken the path and his feet sank into the ground.

His motion to bus the children until a suitable walk was provided was seconded by Vagnozzi. This was his only board support throughout the entire debate.

Vagnozzi, the third member of the safety committee, said he originally agreed that the board should give the walk a chance to work. However, he concluded that the board was obligated to solve the problem because they placed the school there knowing of the problems of children walking to and from the area.

One resident, Robert Smith, offered to personally lead a fund drive to obtain money to build a suitable path, if in the meantime the children could be bused.

Business Manager William C. Prisk roughly estimated that a regulation sidewalk five feet wide and three inches deep would cost in the neighborhood of $8,600. The board would not agree to Smith's terms.

In an effort to satisfy the parents, Vagnozzi moved that the board ask the safety committee in conjunction with a small delegation of parents to jointly inspect the walk in inclement weather and report back. This motion was unanimously approved.

In the meantime the children are walking a path the parents claim is unsafe while the board contends that the walkway is adequate if only the children will use it.

* * *

IN OTHER action, the board approved a record high budget of $13.4 million with receipts totaling $12.9 million.

The only revision in the budget from when it was announced recently at a public hearing came with a motion by Vagnozzi to increase the student activities fund from $7,000 to $10,500.

A recommendation to appoint Stephen Hack, of Farmington, to the Family Life Education Citizens' Committee and Douglas Cooper, a teacher at East Junior High School, advisor to the committee was postponed.

Several board members felt they needed more time to study the background of the two men.

DEDICATION--Dr. Alan Zieger, administrator of Botsford Hospital, dedicates the helipad which is the newest addition to the hospital's facilities. (Evert photo)

City of Farmington

Council Proceedings

A regular meeting of the Farmington City Council was held on October 6. Reg. Meeting called to order at 8 p.m. by Mayor Brotherton
ROLL CALL: Brotherton, Richardson, Seibert, Yoder present
Allen arrived at 8:10 p.m.
Absent: None
CITY OFFICIALS PRESENT: City Manager Dinan, Clerk Brines, Attorney Kelly, Chief Deadman and Director DeBaene
MINUTES OF PREVIOUS MEETING
Motion by Seibert supported by Richardson that the minutes of regular meeting of the City Council of September 15th be approved as published
Motion carried, all ayes
PUBLIC HEARING
A. AMEND SECTION IN CHAPTER 39, TITLE V, R5 DELUXE MULTIPLE FAMILY DISTRICT.
Mayor Brotherton opened the Public Hearing and stated that Notices had been published in the Farmington Enterprise-Observer Newspaper. He asked for comments. Councilman Seibert stated he was of the opinion this new Ordinance would put several buildings in non-conforming use which ultimately will cause hardship to citizens wishing to convert their buildings.
No other comments were heard
Motion by Yoder supported by Seibert that the Public Hearing be closed.
Motion carried, all ayes
Motion by Richardson supported by Yoder to introduce "An Ordinance to amend Sections 5.51 through 5.54, Schedule A, R 1 O Office District, Chapter 39, Title V, Article VII, Schedule of Regulations."
ROLL CALL
AYES: R Richardson, Yoder, Brotherton
NAYS: Seibert
ABSENT: Allen
Motion carried
B. AMEND SECTION IN CHAPTER 39, TITLE V, R 1 O OFFICE DISTRICT
Mayor Brotherton opened the Public Hearing and stated that Notices had been published in the Farmington Enterprise-Observer Newspaper. He asked for comments. Councilman Seibert stated he was of the opinion this new Ordinance would put several buildings in non-conforming use which ultimately wil cause hardship to citizens wishing to convert their buildings.
No other comments wre heard.
Motion by Yoder supported by Seibert that the Public Hearing be closed.
Motion Carried, All Ayes.
Motion by Richardson supported by Yoder to introduce "An Ordinance to amend Sections 5.51 through 5.54, Schedule A, R 1 O Office District, Chapter 39, Title V, Article VII, Schedule of Regulations."
ROLL CALL:
AYES: Richardson, Yoder, Brotherton
NAYS: Seibert
ABSENT: Allen
Motion carried.
C. AMEND SECTION IN CHAPTER 39, TITLE V, GREENBELTS AND FIRE LIMITS
Mayor Brotherton opened the Public Hearing and stated that Notices had been published in the Farmington Enterprise-Observer newspaper. He asked for comments. No comments were heard.
Motion by Seibert supported by Richardson to close Public Hearing. Motion carried, all ayes.
Motion by Richardson supported by Yoder to adopt and enact the following ordinance:

ORDINANCE NO. C-266-69

THIS IS AN ORDINANCE TO AMEND SECTION 5.72 SUPPLEMENTARY REGULATIONS ARTICLE IX, CHAPTER 39 TITLE V, FENCES, WALLS, HEDGES AND GREENBELTS AND SECTION 5.91 OTHER REGULATIONS FIRE LIMITS.

THE CITY OF FARMINGTON ORDAINS:
To amend City Code Article IX - Supplementary Regulations:
5.72 Fences, Walls, Hedges, and Greenbelts. In any residential district, fences and walls are permitted in any required open space, except front open spaces, or along any lot line except front lot lines. Any fence, wall, hedge, or planting along any lot line shall be no higher than four (4) feet above immediate ground level, if said fence extends in front of rear building line. In other cases the fence shall be no more than five and one half (5½) feet. However, in no case shall a fence or wall be less than three (3) feet.
All non-residential and multiple housing uses shall erect a capped, decorative masonry wall along the rear and side lot lines where said boundary lines adjoin single family residential districts, but shall not extend into the residential required front open space. Said walls shall be four (4) feet in height above ground level, shall be masonry brick or poured masonry decorative wall and shall receive City Planning Commission approval as part of site plan review. Cement or slag blocks shall not be allowed as part of this masonry wall specification.
An applicant for a building permit for a non residential or multiple housing may request a waiver of this requirement in which case he shall be referred to the Zoning Board of Appeals whose duty it shall be to determine if the intent and purpose of this Ordinance would be better furthered by allowing the applicant the following:
(1) Either a decorative fence or masonry wall shall be four (4) feet in height above ground level.
To amend City Code Article IX - Other Regulations:
5.91 Fire Limits. There is hereby created a "Fire Limits" area within the City of Farmington which shall consist of all lands and premises within the following district zones, namely: All R 1 O Residential Office, O Office, C1 Local Business Districts, all C2 General Business Districts, and all M1, M2 and M3 Industrial Districts.
This ordinance was introduced at a regular meeting of the City Council on September 16, 1969 was adopted and enacted at the next the next regular meeting of the City Council on October 6, 1969 and will become effective ten days after publication.
ROLL CALL:
AYES: Seibert, Yoder, Brotherton, Richardson
NAYS: None
ABSENT: Allen

WILBUR V. BROTHERTON, MAYOR
ELIZABETH BRINES, CITY CLERK

MINUTES OF OTHER BOARDS
PLANNING COMMISSION MEETING OF SEPTEMBER 22, 1969
Motion by Yoder supported by Richardson to receive and file Planning Commission minutes of September 22, 1969. Motion carried, all ayes
DISTRICT LIBRARY MINUTES OF AUGUST 20, 1969
Motion by Richardson supported by Seibert to receive and file Library Minutes of August 20, 1969. Motion carried, all ayes.
BEAUTIFICATION COMMITTEE MINUTES - JULY 11, and SEPTEMBER 11, 1969.
Motion by Seibert supported by Richardson to receive and file. Motion carried, all ayes
ZONING BOARD OF APPEALS MINUTES OCTOBER 1, 1969
Motion by Richardson supported by Yoder to receive and file Zoning Board of Appeals minutes of October 1, 1969. Motion carried, all ayes.
PETITIONS AND COMMUNICATIONS
LETTER FROM OAKLAND COUNTY BOARD OF SUPERVISORS REGARDING MEETING OCTOBER 8 1969 TO REVIEW TALUS PROPOSALS.
Letter read from Charles B. Edwards Jr., Chairman Oakland County Board of Supervisors stating that by the end of this year, at a cost of over four million dollars the final recommendations for a 1990 Transporation and Land Use Plan for Southeast Michigan will be submitted. A preliminary Plan was adopted in early August, and during the remaining months of this year this plan will be refined, and as part of this process, the TALUS Director is presenting the Preliminary Plan to groups throughout the region to hear their reactions and objections.
Therefore, the County Board of Supervisors is scheduling a meeting in the Auditorium of the County Service Center in Pontiac at 8 p.m. Wednesday October 8, 1969 and they strongly urge as many members of the City Council as possible to attend this meeting.
LETTER FROM CITY OF FERNDALE URGING SUPPORT OF SENIOR CITIZEN FACTOR BILL TO BE INTRODUCED IN THE LEGISLATURE.
Letter read from City of Ferndale stating that the present $2500 State Property tax exemption for Senior Citizens has been eroded very seriously by inflation and rising property assessments which has caused great hardship, and they asked the City Council to support this bill.
Motion by Seibert supported by Richardson to adopt the following resolution.
BE IT RESOLVED:
WHEREAS: The $2500 State property tax exemption for senior citizens has been seriously eroded by inflation and rising property assessments, causing great hardship, and
WHEREAS: This is a State wide problem which the City of Farmington feels is the concern of all municipalities and should be brought to the attention of the Legislature.
NOW, THEREFORE, BE IT RESOLVED, that a proposed House Bill to be known as the Senior Citizen Factor Bill, be submitted to the Detroit area municipalities for their endorsement and to State Legislators for their consideration for possible amendment to provide for a factor for senior citizen tax exemption.
A. The orginial 1966 exemption for $2500 be indexed each year by the same State Equalized Valuation factor used on property assessments.
B. The initial $10,000 S.E.V. limitation in 1966 on real property which the applicant was allowed to own would be indexed each year using the same S.E.V. factor that is applied to all assessed values.
C. The initial $5,000 limit in 1966 on the applicant's income would be indexed according to living changes each year.
BE IT FURTHER RESOLVED: that copies of this resolution be sent to the Michigan Municipal League and to State Senator George Kuhn and Representative Raymond L. Baker.
ROLL CALL:
AYES: Seibert, Yoder, Brotherton, Richardson
NAYS: None
ABSENT: Allen
RESOLUTION DECLARED ADOPTED OCTOBER 6, 1969.

ELIZABETH BRINES, CITY CLERK

INVITATION FROM BEAUTIFICATION COMMITTEE TO JOINT MEETING OF CITY COUNCIL AND PLANNING COMMISSION ON OCTOBER 9, 1969
Invitation extended to the City Council and Planning Commission from the Beautification Committee to attend a joint meeting with the Beautification Committee Thursday October 9, 1969 at 8 p.m. at City Hall. The guest speaker will be Mrs. Harold Pletz, former president of the Williamston Chamber of Commerce. Mrs. Pletz is quite familiar with the Williamston story which recently won a national award for upgrading of their central business district through a project called "Operation Face Lift." The chairman of the Beautificaiton Committee urged as many members as possible to attend this informative and interesting meeting.
MICHIGAN BELL APPLICATION FOR TARIFF INCREASE, PUBLIC HEARING, PUBLIC SERVICE COMMISSION
Notice received of a Public Hearing before the Michigan Public Service Commission at 9:30 a.m. October 13, 1969 to determine if Michigan Bell Telephone Company's proposed maintenance of service charge is just, reasonable, and in the public interest. This hearing is in conjunction with application filed by Michigan Bell with the Commission seeking authority to revise its tariffs as they pertain to the connection of customer provided facilities with facilities provided by the Telephone Company. They will request authority to apply $15.00 Maintenance of Service Charge for visits to customer's premises where a trouble report results.
FIRST BAPTIST CHURCH RE: STATE YOUTH SEMINAR NOVEMBER 28-29, 1969.
Letter read from First Baptist Church stating they plan to host a Youth Seminar November 28-29, 1969 in Farmington which will be geared to show young people how to hold Youth Meetings, and plan Socials etc. They state on the afternoon of November 29th they wish to go to various places in the community to pass out tracts for other young people, and also leave tracts on automobiles at shopping cencenters. They would also like to hold meetings at various Nursing Homes or street corners, and they request Council's permission to do this.
Motion by Yoder supported by Richardson that permission be granted to the First Baptist Church of Farmington to hold their State Youth Seminar on November 28 and 29, 1969 in the City of Farmington, but not to allow tracts to be placed on automobiles in the City as this would be a violation of the City Letter Ordinance. Motion carried, all ayes.
PROGRESS REPORT FROM YE OLDE PURPLE PLUM
Letter read from Edward Fredericks, owner of Ye Olde Purple Plum stating that during the last thirty days he has made the following changes at his place of business:
Graded, gravelled and chlorided the property for dust control; Built a rear foyer with double door for noise control; Changed the band to satisfy the complaints of noise; Maintained the grounds to the best of his ability.
Mayor Brotherton thanked Mr. Fredericks for his cooperation and for his report.
REPORTS FROM CITY MANAGER
BEAUTIFICATION COMMITTEE 1969-70 PROGRAM
City Manager Dinan reported on the proposed programs for the Beautification Committee 1969-70. He stated they had a very ambitious program lined up which should help to "Keep Farmington Beautiful" and he noted there may also be some additional programs initiated such as the "Suggestion Box" which would be located in some of the public City Buildings such as City Hall, the Library or the Community Center as a source of ideas from the residents on how to improve the theme of "Keep Farmington Beautiful." The City Manager concluded by saying the City Administration would work very closely with the Beautification Committee so that their Spring Tree Planting Program and other joint ventures could be implemented and concluded successfully.
PROGRESS REPORT ON GREENBELT AT OAK HILL NURSING HOME
City Manager Diana reported that the Building Department had been working very closely with Dr. Blumberg and his landscape architect to develop a greenbelt which would provide a screening effect for the residential properties on Earl Court adjacent ot the Oak Hill Nursing Home.
He stated the Building Department had also received an inquiry from residents on Pickett Street that back up to the east side of Oak Hill Nursing Home requesting a similar greenbelt. The Building Department passed this information on to the Nursing Home and they stated they would make similar arrangements for greenbelting the east property line of the Nursing Home.
It is estimated these greenbelts will be installed within a two week period and the City Manager stated that he presumed it would be satisfactory with the abutting residential property owners.
REPORT ON OPINIONS OF NEIGHBORS ON VICARY LANE RE SPLIT RAIL FENCE.
This matter was tabled at a recent Council Meeting in order that the Build-
REPORT ON OPINIONS OF NEIGHBORS ON VICARY LANE RE SPLIT RAIL FENCE.
This matter was tabled at a recent Council Meeting in order that the Building Department could check with surrounding properties as to whether they had any objections to the erection of a split rail fence in front of the home of Thomas Ellis, 36475 Vicary Lane, as a screening decorative effect for his shrubbery.
Results of the survey showed the surrounding property owners Richard Donal, Hubert Gardner, John Freeburn and Richard Walker had been contacted and signed letters stating they had no objection to this installation.
A. Mr. Wilbur Purdy, on Lansbury Lane several blocks from this installation voiced an objection stating that Mr. Ellis had not received permission from the Subdivision Association. The City Building Inspector stated he had contacted Richard Pastor, who, according to the Subdivision restrictions must approve a fence, and as grantor of the property he registered no objection.
Motion by Yoder Supported by Richardson that permission be granted to Mr. Thomas Ellis of 36475 Vicary Lane to erect a split rail fence around his house and property for decorative purposes, and to enhance the beauty of his shrub beds. Motion carried, all ayes.
POLICY ON ENCROACHMENTS GRAND RIVER RIGHT-OF-WAY
The City Council has received a report from the Building Department relative to some forty encroachments on the Right-of-Way on Grand River Avenue in the City. These encroachments related mostly to continuance of signs and parking on the Right-of-Way.
This matter was tabled at the last meeting in order that the Council could make a field trip for visual inspection of these encroachments and set up some policy which could be adopted on it. In this connection the City Manager stated a report is being prepared by the Building Inspector which will indicate an inventory of violations.
Motion by Seibert supported by Richardson to table the matter of encroachments until the City Manager, in conjunction with the Building Inspector has an opportunity to analyze the report and inventory of violations, and highlight those violations that seem the most critical. Motion carried, all ayes.
CITY OF DETROIT SEWER DISPOSAL RATE INCREASE.
The City of Detroit has notified the City of Farmington they will have to increase their sewage disposal rates 32½ cents per thousand cubic feet of water used effective January 1, 1970. They state this increase is necessary in order to meet the new Federal and State water standards to be financed by sewage treatment rates structure of 45 per cent local funds and 55 per cent from Federal and State grant money. In 1966 the project was estimated at a cost of $104,000,000.00 and today, because of inflation it has increased to an estimated $159,000,000'00. The designs are ready to commence with $80,000,000.00 worth of work under contract this year and this is as required by commitments to receive State grant money, and another $79,000,000.00 the next calendar year.
City Manager Dinan told the Council that in order to offset this increase proposed by the City of Detroit Water Board it will be necessary for the Council to increase its water rate in the City three cents per thousand gallons which will provide sufficient revenue to offset this 32½ cents sewage disposal rate increase. Since the City water rate and sewage disposal rate is integrated, the sewage disposal rate is based on 75 per cent of the water charge, and this is the only way the rate could be increased to cover this cost.
Action on this was tabled by the City Council until the recommended increase is approved by the Detroit Common Council.
PROGRESS REPORT MILLS PRODUCTS INCINERATOR OPERATION
City Manager Dinan reported on the methods taken by Mills Products in an effort to correct the company's incinerator as follows:
1. Installed a Gas Fired (100,000 BTU) After-Burner to the unit.
2. Installed a self-controlled opening and closing damper to the smoke pipe.
3. Installed a new fly ash screen at the top of the smoke pipe.
4. Incinerator has been cleaned and fully inspected by the City's Heating inspector.
In conjunction with these improvements, tests have been run on the Incinerator by the City's Heating and Ventilation Inspector and results show that the company's incinerator is in good working order but the company has been requested to follow the request to utilize the following instructions:
An after burner to be used when needed and recommend it be run continously if needed.
Incinerator to be properly cleaned each day.
Incinerator to be properly fed and not overloaded.
The City Manager stated that with these improvements, proper maintenance and supervision on the use of the equipment Mills Products Incinerator operation will function properly and not create any more nuisance to the surrounding residential properties.
PROGRESS REPORT ON CONSTRUCTION PAVING PROGRAMS WOODCROFT AND ALTA LOMA
City Manager Dinan told the Council that the City is now in the final stages of construction for the 7" asphalt paving in Woodcroft Subdivision and the curb, gutter and drainage and asphalt surfacing of Alta Loma. Mr. Dinan stated that after the asphalt phase is completed in Woodcroft, it will be necessary for the City to adjust driveways and grade shoulders and swaling necessary for proper water runoff. He stated the City was going to attempt to make the swaling ditching as minimum as possible although in certain cases where the ground elevation is three and four feet higher than the existing road, there is going to be quite an incline between the invert of the swale and existing lawn area. He mentioned that these were only isolated cases and would only involve between ten and fifteen different properties throughout the subdivision.
The Alta Loma storm drainage, curb and gutter and binder course have been completed. The final phase will be the wearing course that should be finished within one or two days
In conclusion the City Manager stated he believed the City has now completed almost $200,000.00 worth of construction work in Woodcroft and Alta Loma Subdivisions, and these permanent capital improvements should enhance property values and road and drainage conditions making a real asset to the benefitting property owners.
MISCELLANEOUS
Councilman Seibert stated he had received a complaint on rubbish being placed out on Sundays before 7 p.m. and he wondered if people were aware of our City ordinance prohibiting this. He asked City Manager Dinan to write a letter to the Civic Association, who in turn would direct it to the Homeowners explaining this ordinance regulation
Councilman Richardson asked if the yellow trash barrels in the City had a weekly pick-up as they always seemed to be overflowing. City Manager Dinan stated he would set up some kind of an inspection on pick-up to make sure it was being done weekly.
Councilman Yoder spoke about the accidental death of a City employee and said he wondered if the widow could be reimbursed for the grave purchase and the opening of the grave lot in Oakwood Cemetery because of extreme hardship in the family.
Motion by Yoder supported by Seibert to adopt the following resolution:
BE IT RESOLVED:
That the City of Farmington reimburse the widow of Mr. Donald J. Ellis for a $50.00 grave lot and $65.00 for the opening and closing of said grave in Oakwood Cemetery, and that the monies for this purpose be transferred from the General Fund to the Cemetery Fund.
BE IT FURTHER RESOLVED:
That a tree be planted on City property as a living memorial tribute to Mr. Donald J. Ellis, employee of the City of Farmington, and accidentally killed while working for the City on September 18, 1969.
ROLL CALL
AYES: Yoder, Allen, Brotherton, Richardson, Seibert
NAYS: None
ABSENT:
ABSENT: None
RESOLUTION DECLARED ADOPTED OCTOBER 6, 1969.

Elizabeth Brines, City Clerk

City Manager Dinan told the Council that the City of Farmington, in cosponsorship with the Farmington Exchange Club is in the process of organizing a Farmington Band comprising upwards of forty members, and they have requested that a member of the City Council be appointed to serve on a seven man Board.
Motion by Richardson supported by Seibert that Councilman Ralph Yoder be appointed to serve on the Board of Directors of the Farmington City Band.
Motion was carried, all ayes.
RESOLUTIONS AND ORDINANCES
A. ADOPT ORDINANCE C-264-69 RAISING AND KEEPING OF HOUSEHOLD PETS
Motion by Allen supported by Richardson to adopt and enact the following ordinance:

ORDINANCE C-264-69

THIS IS AN ORDINANCE TO AMEND THE CODE OF THE CITY OF FARMINGTON BY ADDING A NEW SECTION WHICH SHALL BE DESIGNATED AS SECTION 9.105 TO BE KNOWN AS RAISING AND KEEPING OF DOMESTIC ANIMALS AND HOUSEHOLD PETS.

THE CITY OF FARMINGTON ORDAINS:
9.105. RAISING AND KEEPING OF DOMESTIC ANIMALS AND HOUSEHOLD PETS
No persons shall raise or keep domestic animals or household pets outside their house that would create a nuisance to adjoining property owners.
This ordinance was introduced at a regular meeting of the City Council on September 15, 1969, was adopted and enacted at the next regular meeting of the City Council on October 6, 1969 and will become effective ten days after publication.
ROLL CALL:
AYES: Allen, Brotherton, Richardson, Seibert, Yoder
NAYS:
NAYS: None
ABSENT: None

WILBUR V. BROTHERTON, MAYOR
ELIZABETH BRINES, CITY CLERK

ADOPT BOND RESOLUTIONS WOODCROFT AND ALTA LOMA PAVING
Motion by Richardson supported by Yoder to adopt the following resolution:
WHEREAS, the City Council has caused to be prepared, reviewed and confirmed, Special Assessment Roll No 69-44 for the purpose of defraying part of the cost of paving and drainage improvements, and Special Assessment Roll No. 69-45, for the purpose of defraying part of the cost of constructing curbs, gutters and drainage improvements, which said special assessment rolls are more fully described in the body of the resolution:
AND WHEREAS, said special assessment rolls have been divided into ten (10) equal annual installments:
AND WHEREAS, The City Council deems it necessary to borrow the sum of Seventy-Five Thousand ($75,000.00) Dollars in anticipation of the collection of a like amount of the unpaid part of the nine (9) deferred installments on the aforesaid special assessment rolls, and also the sum of Fifty Thousand ($50,000.00) Dollars to defray part of the City's share of the cost of said improvements.
NOW, THEREFORE BE IT RESOLVED THAT:
1. The estimated period of usefulness of each of said special assessment improvements is not less than twenty (20) years.
2. Special Assessment bonds be issued in the amount of $75,000.00 in anticipation of the collection of a like amount of the unpaid part of the nine deferred installments of the aforesaid special assessment rolls; said bonds to be devided among the special assessment districts as follows:
Special Assessment District No. 69-44 $63,000.00
Special Assessment District No. 69-45 $12,000.00
In addition to the special assessments as aforesaid, the full faith, credit and resources of the City of Farmington shall be pledged for the prompt payment of the principal and interest on said bonds as the same become due. Said bonds shall consist of fifteen (15) bonds of the denominations of $5,000 each numbered consecutively in direct order of maturity from 1 to 15, inclusive, dated January 1, 1969, and payable serially, without option of prior redemption as follows:
$5,000.00 September 1, 1970.
$10,000.00 September 1, 1971;
$5,000.00 September 1, 1972;
$10,000.00 September 1st of each of the years 1973 and 1974;
$5,000.00 September 1, 1975;
$10,000.00 September 1st of each of the years 1976, 1977 and 1978.
Said Special Assessment Bonds shall bear interest at a rate not exceeding five and forty-five one hundredths (5.45 per cent) per cent per annum, payable September 1, 1970, and semi-annually thereafter on the first day of March and September of each year. Both principal and interest shall be payable at a bank or trust company located in the State of Michigan, qualified to act as paying agent, to be designated by the original purchaser of the bonds.
3. General Obligation Bonds pledging the full faith and credit of the City be issued in the principal amount of $50,000.00 for the purpose of paying part of the City portion cost of the improvements in Special Assessment Districts Nos. 69-44 and 69-45, inclusive. Said bonds shall consist of ten (10) bonds of the denomination of $5,000.00 each, numbered consecutively in direct order of maturity from 1 to 10, inclusive, dated as of January 1, 1970, and payable serially without option of prior redemption, as follows:
$5,000.00 September 1st of each year from 1970 to 1977 inclusive.
$10,000.00 September 1, 1978.
4. Said General Obligation Bonds shall bear interest at a rate or rates not exceeding six per cent (6 per cent) per annum, payable September 1, 1970, and semi-annually thereafter on the first day of March and September of each year. Both principal and interest shall be payable at a bank or trust company located in the State of Michigan qualified to act as paying agent, to be designated by the original purchaser of the bonds.
5. Said bonds shall be signed in the name of the City by the Mayor and the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk, and said bonds, when executed, shall be delivered to the City Treasurer and be delivered by him to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefore when accepted.

All collections of principal and interest on the aforesaid special assessment rolls shall be accounted for separately on the books of the City and shall be held together with any premium or share thereof on the special assessment bonds and the share of accrued interest thereon paid on date of delivery thereof, for the sole purpose of retiring when due the principal of and interest on said special assessment district shall not exceed the amount of the bonds and the interest thereon allocated to such district by this resolution. In addition, the City shall levy annually, without limitation as to rate or amount, as part of its general ad valorem taxes such sums as may be necessary to retire when due the principal of and interest on said special assessment bonds should collections of the special assessments pledged for that purpose prove insufficient. The share of any premium and of accrued interest attributable to the general obligations bonds shall be held separately for payment of principal of and interest on said bonds.
7. Said bonds and the attached coupons shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON
(1) SPECIAL ASSESSMENT STREET IMPROVEMENT BOND
(Districts Nos 69-44 and 69-45)
(2) GENERAL OBLIGATION STREET IMPROVEMENT BOND
(Districts Nos. 69-44 and 69-45)

KNOW ALL MEN BY THESE PRESENTS that the City of FARMINGTON, County of Oakland, State of Michigan, acknowledges itself to owe and for value received hereby promises to pay to bearer the sum of

THOUSAND DOLLARS

lawful money of the United States of America, on the first day of September A.D. 19 , with interest thereon from the date hereof until paid at the rate of per cent per annum, payable on Sept. 1, 1970 and semi-annually thereafter on the first day of March and September of each year, on presentation and surrender of the annexed interest coupons as they severally become due. Both principal of and interest on this bond are payable at Michigan, and for the prompt payment of this bond, both principal and interest, the full faith and credit of the City of Farmington are hereby irrevocably pledged
This bond is one of a Series of ( ) bonds of even date and like tenor, except as to date of maturity , issued for the purpose of paying part of the cost of street improvements in Special Assessment Districts Nos. 69-44 and 69-45, and is issued in accordance with a resolution of the City Council of the City of Farmington duly adopted on October 6, 1969.
This bond is payable out of (1) Special assessments to be collected on the aforesaid special assessment rolls; Provided, However, that the liability of each special assessment district shall be limited as specified in the bond authorizing resolution. In case of insufficiency of said special assessment collections, this bond is payable out of the general funds of the City.
This bond is payable out of (2) the debt retirement funds of the City of Farmington.

(1) Re Special Assessment Bonds
(2) Re General Obligation Bonds

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done, exist and have happened in regular and due time and form as required by law, and that the total indebtedness of said City, including this bond, does not exceed any constitutional statutory or charter debt limitation

IN WITNESS WHEREOF THE CITY OF FARMINGTON, County of Oakland, State of Michigan, by its City Council, has caused this bond to be signed in the name of said City by its Mayor and to be countersigned by its City Clerk and its corporate seal to be hereunto affixed, and has caused the annexed interest coupons to be executed with the facsimile signatures of its Mayor and City Clerk all as of the first day of January, A.D. 1970

CITY OF FARMINGTON
BY
Mayor

(Seal)
Countersigned
City Clerk

(Form of Coupon)

No. $

On the first day of , A.D., 19 the CITY OF FARMINGTON, County of Oakland, State of Michigan, will pay to the bearer hereof the sum shown hereon, lawful money of the United States of America, at Michigan, being the interest due that date on its (1) Special Assessment Street Improvement Bond (Districts Nos. 69-44 and 69-45) and (2) General Obligation Street Improvement Bond (Districts Nos 69-44 and 69-45 dated January 1, 1970.

Mayor

City Clerk

(1) re Special Assessment Bonds
(2) re General Obligation Bonds

8. The City Clerk shall make application to the Municipal Finance Commission for an amended order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in the Michigan Investor, Detroit, Michigan, and the Farmington Observer, Farmington, Michigan, a legal newspaper circulated in the City of Farmington, at least seven (7) full days before the date fixed for sale of the bonds.
9. Said notice of sale shall be in substantially the following form

OFFICIAL NOTICE OF SALE
$50,000.00 GENERAL OBLIGATION STREET IMPROVEMENT BONDS
(Districts Nos 69-44 and 69-45)
$75,000.00 Special Assessment Street Improvement Bonds
(Districts Nos 69-44 and 69-45)
CITY OF FARMINGTON
COUNTY OF OAKLAND, MICHIGAN

Sealed bids for the purchase of the above bonds will be received by the undersigned at the City Hall, 23600 Liberty Street, Farmington, Michigan, until o'clock p.m. Eastern Standard Time, on the day of , 1969, at which time and place said bids will be pulicly opened and read
Said General Obligation Bonds will consist of ten (10) coupon bonds of the denomination of $5,000.00 each, numbered consecutively in direct order of maturity from 1 to 10, both inclusive, will be dated January 1, 1970 and will mature serially without option of prior redemption as follows
$5,000.00 September 1st of each year from 1970 to 1977 inclusive;
10,000.00 September 1, 1978
Said Special Assessment Bonds will be coupon bonds and consist of fifteen (15) bonds of the denomination of $5,000.00 each, numbered consecutively in direct order of maturity from 1 to 15, both inclusive, will be dated January 1, 1970, and will mature serially without option of prior redemption as follows:
$5,000.00 September 1, 1970.
$10,000.00 September 1, 1971.
$5,000.00 September 1, 1972.
$10,000.00 September 1st of each of the years 1973 and 1974.
$5,000.00 Steptember 1, 1975.
$10,000.00 September 1st of each of the years 1976, 1977 and 1978
Said Special Assessment Bonds will bear interest from their date at a rate or rates not exceeding five and forty-five one hundredths per cent (5.45 per cent) per annum, expressed in multiples of ⅛ or one-twentieth of 1, or any combination thereof. General Obligation Bonds will bear interest from their date at a rate or rates not exceeding six per cent (6 per cent) per annum, expressed in multiples of ⅛ or one-twentieth of 1 percent, or any combination thereof. Said interest will be payable on September 1, 1970, and semi-annually thereafter on March 1st and September 1st of each year. The interest rate on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate, and each coupon period shall be designated by the original purchaser of the bonds. The designation of the original purchaser of the bonds. The designation of the paying agent shall be subject to the approval of the City. Accrued interest to the date of delivery of such bonds must be paid by the purchaser at the time of delivery.
For the purpose of awarding the bonds, the interest cost of each bid will be computed by determining, at the rate or rates specified therein, the total dollar values of all interest on the bonds from there interest the first day of the month next following the date of receiving bids, or the date of the bonds, whichever is later to their maturity and deducting therefrom any premium. The bonds will be awarded to the bidder whose bid on the above computation produces the lowest interest cost to the City. No proposal for the purchase of less than all of the bonds herein offered, or at a price less than their par value, will be considered; provided, however, bids for said Special Assessment Bonds at a price not less than ninety-seven and fifty one hundredths per cent (97.50 per cent) of their par value will be considered.
The Special Assessment Bonds are issued in anticipation of the collection of a like amount of the nine (9) deferred installments of special assessments on Special Assessment Rolls Nos. 69-44 and 69-45, inclusive for the purpose of paying part of the cost of street improvements in said Special Assessment Districts, all in the City of Farmington, and in addition to the special assessments will pledge the full faith and credit of the City for their payment. The Bonds are divided among the special assessment districts in the manner provided in the bond authorizing resolution.
The General Obligation Bonds are issued for the purpose of paying part of the City portion cost of the hereinabove described improvements in Special Assessment Districts Nos. 69-44 and 69-45, and the full faith and credit of the City are pledged for their payment. The City will be required to levy taxes without limitation as to rate or amount for their payment.

A certified or cashier's check in the amount of $2,500, drawn upon an incorporated bank or trust company, payable to the order of the City of Farmington, must accompany each bid as a guaranty of good faith on the part of the bidder, to be forfeited as liquidated damages if such bid is accepted and the bidder fails to take up and pay for the bonds. No interest will be allowed on the good faith checks, and checks of unsuccessful bidders will be promptly returned to each bidder's representative or by registered mail.
Bids shall be conditioned upon the unqualified opinion of Miller, Canfield, Paddock and Stone, attorneys of Detroit, Michigan, approving the legality of the bonds, which opinion will be furnished without expense to the purchaser of the bonds prior to the delivery thereof. There will also be furnished the usual closing certificates, dated as of the date of delivery of and payment for the bonds, including a statement that there is no litigation pending or, to the knowledge of the signers thereof, threatened, affecting the validity of the bonds. The City shall furnish bonds ready for execution at its expense. Bonds will be delivered at such place as may be agreed upon with the purchaser.
The right is reserved to reject any or all bids.
In the event that prior to delivery of the bonds the interest received by private holders from bonds of the same type and character shall be taxable by the terms of any Federal income tax law, ruling, regulation, or court decision, the successful bidder may, at his election, be relieved of his obligations under the contract to purchase the bonds, and in such case, the deposit accompanying his bid will be returned.
Envelope containing the bids should be marked plainly "Proposal for Bonds."

Clerk - City of Farmington