

MINUTES  
CITY OF FARMINGTON HILLS  
CITY COUNCIL MEETING  
DECEMBER 13, 2021 – 7:30 PM

The regular session meeting of the Farmington Hills City Council was called to order by Mayor Barnett at 7:36pm.

Council Members Present: Barnett, Boleware, Bruce, Knol, Massey, and Newlin

Council Members Absent: Bridges

Others Present: City Manager Mekjian, City Clerk Smith, Assistant City Manager Valentine, Directors Mondora, Monico, Schnackel and Skrobola and City Attorney Joppich

**PLEDGE OF ALLEGIANCE**

Mayor Barnett led the pledge of allegiance.

**APPROVAL OF REGULAR SESSION MEETING AGENDA**

MOTION by Massey, support by Knol, to approve the agenda as published.

MOTION CARRIED 6-0.

**ADMINISTRATION OF OATH OF OFFICE TO MAYOR PRO-TEM MARY NEWLIN**

City Clerk Smith administered the Oath of Office to Mayor Pro-Tem Newlin.

**PRESENTATION AND ACCEPTANCE OF THE CITY'S FY 2020/2021 AUDIT RESULTS**

Jamie Rivette of Yeo and Yeo provided a presentation on the city's comprehensive annual financial report.

**CORRESPONDENCE**

The following correspondence was received and acknowledged regarding:

- Questions from residents regarding periodic power outages

**CONSENT AGENDA**

MOTION by Massey, support by Boleware, to approve the consent agenda as read.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN

Nays: NONE

Absent: BRIDGES

Abstentions: NONE

MOTION CARRIED 6-0.

**PUBLIC QUESTIONS AND COMMENTS**

There were no public questions or comments.

**COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS**

The following council member comments and announcements were made:

- Holiday concert performance by the Farmington Community Chorus will be held on December 17<sup>th</sup> at 8pm and December 18<sup>th</sup> at 4pm at the Hawk
- Ehnes Quartet performance on December 19<sup>th</sup> at 2pm at the Hawk
- The Hawk Open House will be held January 8<sup>th</sup> from 10am-Noon

### **CITY MANAGER UPDATE**

City Manager Mekjian made the following comments:

- Yard Waste pick up ends the week of December 13<sup>th</sup>
- American Red Cross will host a blood drive on January 12<sup>th</sup> from 8am-8pm at Costick Center
- The Police and Fire Department held a Toys for Tots event on December 11<sup>th</sup>
- Farmington Area Goodfellows will distribute donations on December 18<sup>th</sup>

### **NEW BUSINESS**

#### **RECOMMENDED ADOPTION OF A RESOLUTION EXTENDING THE TERM OF THE FARMINGTON HILLS MUNICIPAL BROADBAND TASK FORCE.**

City Manager Mekjian explained that the Broadband Task Force successfully completed the task of establishing city-wide broadband services, which includes opportunities for the City to take advantage of Smart City initiatives, and with that he is suggesting that the term of Task Force be extended for three months so that they can provide input on Smart City strategies as it pertains to the city-wide broadband installations and services.

Discussion was held questioning if three months was enough time, and it was suggested that the Task Force be extended six months to allow for groundbreaking and to ensure that their work is complete.

STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CITY OF FARMINGTON HILLS

#### **RESOLUTION NO. R-213-21**

#### **RESOLUTION EXTENDING THE TERM OF THE FARMINGTON HILLS MUNICIPAL BROADBAND TASK FORCE**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on December 13, 2021, at 7:30 o'clock p.m., Eastern Daylight Savings Time, with those present and absent being,

PRESENT: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY AND NEWLIN  
ABSENT: BRIDGES

The following preamble and resolution were offered by Council Member Massey and supported by Council Member Bruce:

WHEREAS, on May 14, 2018, City Council adopted a resolution (R-62-18) establishing the Broadband Task Force for the purpose and with the objective of studying and reporting to City Council any available options and the necessary undertakings in order to establish a municipal broadband system and services in the City of Farmington Hills, potential obstacles or issues involved with doing so, and the possibility of public-private partnerships and interlocal partnerships for the provision of municipal broadband services; and

WHEREAS, on February 11, 2019, City Council extended the expiration term of the Task Force from February 1, 2019 to August 1, 2019, as the Task Force required more time to carry out its purpose and objectives and report back to City Council; and

WHEREAS, on July 22, 2019, City Council extended the expiration term of the Task Force from August 1, 2019 to April 1, 2020, as the City had issued a “Request for Proposals for Municipal Broadband Network Assessment and Feasibility Analysis for the Cities of Farmington and Farmington Hills” and desired the Task Force to participate in the RFP process and presentation to City Council; and

WHEREAS, on February 24, 2020, City Council extended the expiration term of the Task Force from April 1, 2020, to April 1, 2021, as City Council awarded a contract for the Municipal Broadband Network Assessment and Feasibility Analysis and wanted the Task Force to participate in the network assessment and feasibility analysis process and final presentation to City Council; and

WHEREAS, on December 15, 2020, City Council again extended the expiration term of the Task Force from April 1, 2021 to December 31, 2021 to enable the Task Force to continue its participation in the network assessment and feasibility analysis process and to provide input regarding possible public-private cooperative arrangements for the provision of broadband services; and

WHEREAS, earlier this year, the City was presented with and approved an application under the METRO Act for the installation and provision of city-wide broadband services by SiFi Networks, which includes opportunities for the City to take advantage of Smart City initiatives and applications; and

WHEREAS, City Council desires to have the Task Force provide input to the Cities of Farmington Hills and Farmington on Smart City strategies and applications as it pertains to the city-wide broadband installations and services to be provided by or through SiFi, and therefore, is extending the term of the Task Force for such purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmington Hills, that the term of the Broadband Task Force, set to expire on December 31, 2021, is hereby extended until June 30, 2022, and its current members shall remain appointed for the duration of said period.

AYES: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY AND NEWLIN  
NAYES: NONE  
ABSENT: BRIDGES  
ABSTENTIONS: NONE

RESOLUTION DECLARED ADOPTED.

**CONSIDERATION OF APPROVAL OF EXTENSION OF TERMS FOR BROADBAND TASK FORCE MEMBERS.**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby confirms the Mayor’s recommendation of the following extension of terms:

**Broadband Task Force**

	<b>Length of Term:</b>	<b>Term ending:</b>
Aaron Paluzzi	Extension	June 30, 2022
Mark Seals	Extension	June 30, 2022

MOTION CARRIED 6-0.

**CONSENT AGENDA**

**RECOMMENDED APPROVAL OF SETTING THE CITY COUNCIL GOALS SESSION DATE OF JANUARY 22, 2022.**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby schedules the annual goals study session meeting for Saturday, January 22, 2022, beginning at 9:00 a.m.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF WATER TOWER LEASE AMENDMENT WITH VERIZON WIRELESS. CMR 12-21-114**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby approves and authorizes the City Manager and City Clerk to sign the Third Amendment to Lease Agreement with Cellco Partnership d/b/a Verizon Wireless for the Halsted Road DPW site and City water tower.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF CONSTRUCTION CONTRACT WITH THE MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT) FOR THE 14 MILE ROAD PAVEMENT RECONSTRUCTION PROJECT FROM FARMINGTON ROAD TO ORCHARD LAKE ROAD. CMR 12-21-115**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager and City Clerk to enter into Contract #21-5428 on behalf of the City with the Michigan Department of Transportation for the reconstruction and resurfacing of 14 Mile Road from Farmington Road to Orchard Lake Road.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED ADOPTION OF A RESOLUTION DESIGNATING THE CITY MANAGER AS THE CITY'S STREET ADMINISTRATOR. CMR 12-21-116**

MOTION by Massey, support by Boleware, , that the City Council of Farmington Hills hereby approves the Resolution Designating City Manager, Gary Mekjian, as the City's Street Administrator.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF ESTABLISHING THE SALVADOR STREET WATER MAIN AND SANITARY SEWER PAYBACK BETWEEN WHITLOCK STREET AND HUGO AVENUE IN SECTION 34 OF THE CITY. CMR 12-21-117**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby approves the Salvador Street Water Main Payback and Sanitary Sewer Payback Districts subject to final costs being determined upon completion of construction; and it is the staff's recommendation that funds be utilized from the City of Farmington Hills Water Reserve Fund and Sewer Reserve Fund to construct these improvements.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF ESTABLISHING THE QUAKER VALLEY FARMS ADDITION WATER MAIN PAYBACK IN SECTION 16 OF THE CITY. CMR 12-21-118**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby approves the Quaker Valley Farms Addition Water Main Payback District subject to final costs being determined upon completion of construction; and it is the staff's recommendation that funds be utilized from the City of Farmington Hills Water Reserve Fund to construct these improvements.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED ADOPTION OF A RESOLUTION APPROVING OPTING-IN TO THE NATIONAL OPIOID LITIGATION SETTLEMENT. CMR 12-21-119**

STATE OF MICHIGAN  
COUNTY OF OAKLAND  
CITY OF FARMINGTON HILLS

**RESOLUTION NO. R-221-21**

**RESOLUTION APPROVING OPTING-IN TO THE  
NATIONAL OPIOID LITIGATION SETTLEMENT**

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held on December 13, 2021, at 7:30 o'clock p.m., Eastern Daylight Savings Time, with those present and absent being,

PRESENT: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY AND NEWLIN  
ABSENT: BRIDGES

The following preamble and resolution were offered by Council Member Massey and supported by Council Member Boleware:

WHEREAS, after several years of negotiation, two nationwide settlements have been reached against the three largest pharmaceutical distributors, McKesson, Cardinal Health and AmerisourceBergen and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson. The settlements require the distributors to pay up to \$21 billion dollars over 18 years and for Janssen to pay up to \$5 billion over 9 years, for a total of \$26 billion. Of the settlement amount, approximately \$22.7 billion is earmarked for participating states and state subdivisions to remediate and abate the impacts of the opioid crisis.

WHEREAS, the settlements require the distributors to implement safeguards to prevent the over prescription of opioids and place restrictions on the marketing, sale and distribution of opioids. Michigan has chosen to participate in each settlement. The distributors will be required to carefully review and report suspicious orders to the state. There will be a national Enforcement Committee to review compliance with the settlements and compliance committees established in the states. Janssen is banned from manufacturing, selling or promoting the sales of opioids in the United States.

WHEREAS, the City of Farmington Hills is eligible to participate in the settlements. The settlement with the Distributors indicates that Farmington Hills is eligible to receive approximately .27632 percent of the 15% allocation the state will receive to distribute to participating subdivisions. The allocation percentage may be modified if the state of Michigan enters into a state specific agreement with the settling parties.

WHEREAS, any funds received from the settlements must be spent on opioid remediation, which is defined in the settlement agreements. However, if a majority of governments that sued the companies do not accept the settlement, the proposed deal will fail, and litigation will continue.

WHEREAS, the two proposed settlements require the participating subdivisions to agree to the settlement terms. The settlements require: (i) an agreement to the terms of the settlements; (ii) a release of claims; (iii) an agreement that monies received can only be spent on opioid remediations and (iv) consent to the jurisdiction of the court where the settlement judgment is filed. The Distributor Release is a release of claims against distributors and J&J Release is a release of claims against Janssen and Johnson & Johnson.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Farmington Hills, that the City of Farmington Hills elects to participate in the proposed settlements with pharmaceutical distributors, McKesson, Cardinal Health, and AmerisourceBergen and the proposed settlement with one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson.

BE IT FURTHER RESOLVED that the City of Farmington Hills agrees to the terms of the settlements, a release of claims against the companies named in the litigation, the funds received from the settlements to be spent on opioid remediation, as defined in the settlements, and consents to the jurisdiction of the court where the settlement judgments are filed.

BE IT FURTHER RESOLVED that the City of Farmington Hills authorizes the City Manager to register the City on the National Opioid Settlement website, opt-in to the settlements, consent to the terms of the settlement and such further action as is necessary to receive the settlement funds.

BE IT FURTHER RESOLVED that the authorization in this Resolution is subject to completion of all other necessary actions by the Court and the other parties required to finalize the settlements as described herein.

AYES: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY AND NEWLIN  
NAYES: NONE  
ABSENT: BRIDGES  
ABSTENTIONS: NONE

RESOLUTION DECLARED ADOPTED.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR CONCESSION MANAGEMENT AT THE FARMINGTON HILLS GOLF CLUB RESTAURANT WITH LPS GRILLE CORP. FOR A FIVE (5) YEAR TERM; WITH POSSIBLE EXTENSIONS. CMR 12-21-120**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to sign a contract with LPS Grille Corp. (restaurant name TBD) for a five (5) year term for concession management at the Farmington Hills Golf Club Restaurant; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to approve extension to the contract in five (5) each one-year terms through mutual consent with Katherine Zervos and the City.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF AWARD OF AGREEMENT FOR THE ENTERPRISE STORAGE PROJECT WITH ACCESS INTERACTIVE IN THE AMOUNT OF \$314,412. CMR 12-21-121**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to enter into an agreement and issue a purchase order to Access Interactive for the Enterprise Storage Project in the amount of \$314,412.00 (\$262,010 bid plus \$52,402 contingency).

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF AWARD OF CONTRACT FOR CATERING/EVENT PLANNING SERVICES FOR LONGACRE HOUSE, WILLIAM COSTICK CENTER, THE HAWK AND GRANT COMMUNITY CENTER WITH GOURMET EXPRESS FOR A FIVE (5) YEAR TERM; WITH POSSIBLE EXTENSIONS. CMR 12-21-122**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to sign a contract with Gourmet Express for catering and event planning services for a five (5) year term for Longacre House, William Costick Activities Center, The Hawk and Grant Community Center; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Manager to approve two (2) each two (2) year extensions through mutual consent with Gourmet Express and the City.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF AWARD OF BID FOR JANITORIAL SUPPLIES FOR CITY HALL AND POLICE DEPARTMENT TO EMPIRE EQUIPMENT & SUPPLY IN AN APPROXIMATE AMOUNT OF \$25,000 PER YEAR; WITH POSSIBLE EXTENSIONS. CMR 12-21-123**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to approve all budgeted purchases and issue purchase orders to Empire Equipment & Supply for janitorial supplies in an approximate amount of \$25,000 per year with the option to renew for five (5) additional one-year extensions under the same terms and conditions upon mutual consent by the City and vendor.



Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF AWARD OF AGREEMENTS FOR AS NEEDED ARCHITECTURAL AND ENGINEERING SERVICES FOR CITY FACILITY PROJECTS TO HUBBELL ROTH & CLARK, INC. AND LINDHOUT ASSOCIATES ARCHITECTS PARTNERING WITH IMEG CORPORATION FOR ONE YEAR; WITH POSSIBLE EXTENSIONS. CMR 12-21-124**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to approve contracts and issue purchase orders to Hubbell Roth & Clark, Inc. and Lindhout Associates Architects Partnering with IMEG Corporation for one (1) year, for Architectural & Engineering Services for City Facility Projects and for five (5) each one-year terms under the same terms and conditions, utilizing their contract price escalator, by mutual consent between the City of Farmington Hills and the firms.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF BID WAIVERS FOR ALL BUDGETED INSTRUCTORS, SPEAKERS, ARTISTS, MUSICIANS AND PERFORMERS FOR A PERIOD OF THREE YEARS. CMR 12-21-125**

MOTION by Massey, support by Boleware, that the City Council of Farmington Hills hereby authorizes the City Manager to approve all independent contractor agreements and issue purchase orders for all budgeted instructors, speakers, artists, musicians, and performers for three (3) years.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN  
Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING MINUTES OF NOVEMBER 22, 2021.**

MOTION by Massey, support by Boleware, to approve the City Council regular session meeting minutes of November 22, 2021.

Roll Call Vote:

Yeas: BARNETT, BOLEWARE, BRUCE, KNOL, MASSEY, AND NEWLIN

Nays: NONE  
Absent: BRIDGES  
Abstentions: NONE

MOTION CARRIED 6-0.

**ADDITIONS TO AGENDA**

There were no additions to the agenda.

**ATTORNEY REPORT**

The attorney report was received by Council.

**ADJOURNMENT**

MOTION by Knol, support by Newlin, to adjourn the regular session City Council meeting at 8:15pm.

MOTION CARRIED 6-0.

Respectfully submitted,



Pamela B. Smith, City Clerk