

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
CITY HALL – COUNCIL CHAMBER
MAY 23, 2022 – 7:30 PM

The regular session meeting of the Farmington Hills City Council was called to order by Mayor Barnett at 7:38pm.

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

Council Members Absent: None

Others Present: Assistant City Manager Valentine, City Clerk Smith, Police Chief King, Fire Chief Unruh 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 amended with the addition of item #13, Award of Purchase Order for the Harrison Legacy Sculpture, to the Consent Agenda.

MOTION CARRIED 7-0.

PROCLAMATION RECOGNIZING MAY 2022 AS NATIONAL NURSE’S MONTH

The following proclamation was read by Council Member Newlin and accepted by Cheryl Discher, Beaumont of Farmington Hills Nursing Professional Development Specialist:

**PROCLAMATION
National Nurses Month
May 2022**

WHEREAS, the profession of nursing was begun by Florence Nightingale, the Lady with the Lamp, in 1854 when the role was basic caretaking and domestic tasks. The profession was influenced by the accomplishments of Clara Barton, Mary Eliza Mahoney, and Dorothea Dix, all nursing pioneers. Now over four million registered, practical, and advance practice nurses represent the largest health care profession in our nation; and

WHEREAS, skills required of the nurse are no longer basic caretaking advancing from using a second hand of a wristwatch to take a pulse, writing in pencil on a Kardex wearing white dresses and nursing caps, to now wearing scrubs, lab coats or street clothes while recording in electronic medical records, understanding life sustaining technology and science while being the never changing constant at the bedside; and

WHEREAS, nurses are leaders in quality healthcare and the health of our nation relies on nurses to deliver primary and preventative care and health education in the acute hospital, chronic care settings, primary care clinics, the public health care

agency, doing research, minute clinics, mental health settings, schools, where our military serves, hospices, and our homes or wherever people need care; and

WHEREAS, nurses have been the cornerstone in the care of our nation during the continued pandemic. A nurse has immense responsibility stepping into people's lives when life begins, when life ends and everything in between. Nurses make a difference on life's journey. Our nurses have given to our nation unending dedication, empathy, courage, endurance, sacrifice, and love; and

WHEREAS, the recognition of the profession of nursing began in 1982, and this year the American Nurses Association selected the theme "Nurses Make a Difference" to honor the roles and positive impact nurses make in our lives; and

WHEREAS, this quote by Rawsi Williams, an inspiring nurse leader, quantifies the profession of nursing: "To do what nobody else will do, in a way that nobody else can do, in spite of it all; that is to be a nurse."

NOW, THEREFORE, BE IT RESOLVED, that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim May 2022 as **National Nurses Month** and call upon the citizens of Farmington Hills to honor registered nurses and to recognize the indispensable role these dedicated professionals play in keeping our community safe and healthy.

PROCLAMATION RECOGNIZING JUNE 2022 AS SCLERODERMA AWARENESS MONTH

The following proclamation was read by Council Member Boleware and accepted by Pamela Pour, Member of the Scleroderma Foundation and parent of a Scleroderma patient:

**PROCLAMATION
Scleroderma Awareness Month
June 2022**

WHEREAS, scleroderma is a chronic, degenerative autoimmune disease in which the connective tissues suffer from an overproduction of collagen that can affect many parts of the body such as skin, blood vessels, and internal organs; and

WHEREAS, an estimated 300,000 Americans have scleroderma, which is frequently misdiagnosed and affects approximately three to four times more women than men with an onset most commonly between the ages of 25 and 55; and

WHEREAS, since researchers have yet to identify the exact cause of scleroderma, there is a significant need for further research to increase understanding of the disease and its treatment; and

WHEREAS, addressing the complex health needs of people with scleroderma through comprehensive and coordinated health services is critically important to achieving positive patient outcomes; and

WHEREAS, through public awareness, the City of Farmington Hills seeks to focus on the needs of people living with scleroderma and the continuing improvement of services to those people and their families.

NOW, THEREFORE, BE IT RESOLVED that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim June 2022 as **Scleroderma Awareness Month** in the City of Farmington Hills and call upon our citizens to become better educated about scleroderma and the need for increased research and more effective treatments for this disease.

PROCLAMATION RECOGNIZING JUNE 2022 AS LGBTQ PRIDE MONTH

The following proclamation was read by Council Member Bruce:

**PROCLAMATION
LGBTQ Pride Month
June 2022**

WHEREAS, the struggle for dignity and equality for lesbian, gay, bisexual, transgender, and questioning (LGBTQ) people is reflected in the tireless dedication of advocates and allies who strive to forge a more inclusive society; and

WHEREAS, June is declared as Pride Month to commemorate the June 1969 Stonewall Uprising in Lower Manhattan targeting LGBTQ patrons and other marginalized people, in violation of their civil rights, leading to the birth of the Gay Rights Movement; and

WHEREAS, LGBTQ Americans, including our neighbors, coworkers, friends, and family members, face discrimination simply for being who they are and there remains much work to do to extend the promise of our country to every person; and

WHEREAS, the landmark Supreme Court decision of 2015 guaranteeing marriage equality in all 50 States was a historic victory for LGBTQ Americans which affirmed our belief that we all deserve to be treated as equals; and

WHEREAS, in 2015, the City of Farmington Hills enacted a Human Rights Ordinance stating the City's intent that no person be denied equal protection of the laws, nor shall any person be denied the enjoyment of his or her civil or political rights or be discriminated against because of actual or perceived race, color, religion, national origin, sex, age, height, weight, condition of pregnancy, marital status, physical or mental limitation, source of income, family status, sexual orientation or gender identity.

NOW, THEREFORE, BE IT RESOLVED that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby proclaim June 2022 as **LGBTQ Pride Month** and encourage our community to eliminate prejudice wherever it exists and to celebrate our great diversity by taking part in community events throughout June that focus on and celebrate our LGBTQ neighbors.

CORRESPONDENCE

Councilmembers acknowledged the following correspondence received:

- Letter regarding concerns and suggestions with the panhandling issues in the city
- Emails in support of the Juneteenth Celebration to be held on June 17, 2022 at Nardin Park Church.

CONSENT AGENDA

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

Roll Call Vote:

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

MOTION CARRIED 7-0.

PUBLIC QUESTIONS AND COMMENTS

There were no public questions or comments.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

Council Member made the following comments and/or announcements:

- Children, Youth and Families held a successful career and tech night last Thursday
- American Legion in conjunction with the Exemplar Club will be hosting the Memorial Day Parade event on Monday, May 30, 2022
- City of Farmington hung pennants off light poles in their downtown memorializing Farmington residents who have served in past wars
- Clerk's office announcements: Absent voter ballot applications have been mailed out to those voters on the permanent absent voter list, the drive up drop box in front of the Police Department has been replaced, new Voter ID Cards are being mailed to all registered voters due to redistricting, several polling locations will be relocated for the August State Primary Election due to building construction

CITY MANAGER UPDATE

Assistant City Manager Valentine made the following comments:

- Waste collection will not take place on Monday, May 30th due to the Memorial Day holiday, all collections will be delayed one day
- Provided an update on major road construction projects

UNFINISHED BUSINESS

CONSIDERATION OF APPROVAL OF THE ENACTMENT OF ORDINANCE C-3-2022 TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES AT CHAPTER 8, "BUSINESS LICENSING" ARTICLE II, "SMOKING LOUNGES," TO ESTABLISH A SPECIAL PERMIT FOR HOOKAH SMOKING AREAS IN SMOKING LOUNGES AND TO AMEND PROVISIONS RELATING TO THE PURPOSE AND INTENT OF THE ORDINANCE, DEFINITIONS, APPLICATIONS FOR LICENSES, BASIS FOR APPROVAL AND DENIAL OF LICENSE AND SPECIAL PERMITS, STANDARDS OF CONDUCT, HOURS OF OPERATION, AND TEMPORARY CLOSURES IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE; AND APPROVAL OF SUMMARY FOR PUBLICATION.

City Attorney Joppich explained that the ordinance amendment was discussed by City Council at previous study sessions and was before City Council at their last regular meeting for the first reading. The ordinance has not been revised since that time and is now before City Council for the second reading and enactment. He noted the following significant amendments from the original ordinance: Requirement of special permit for smoking lounges to include hookah, the hours of operation were amended to close all smoking lounges at 11pm and temporary closures were permitted for up to 72 hours.

Mayor Barnett acknowledged that she had a request from a member of the public wishing to speak on this issue and called upon Ray Ohara to speak at this time.

Ray Ohara, Lush Hookah, expressed concern with the requirement in the ordinance amendment for smoking lounges to close at 11pm. He commented on the amount of funding he has put into his business and that they had lost money during Covid; and to require them to close at 11pm would essentially close their business. He is willing to work with the city and keep the business safe but requested that the Council not require closing businesses at 11pm.

Council cited various incidents at the Lush Hookah establishment over the past several years that included a shooting in the parking lot and nobody from the business had called 911. The Police Department heard of the shooting through contact by a local hospital as a woman had been shot.

Wisam Khumar, owner of Lush Hookah, described what had occurred prior to that incident at his location and stated that his lounge was closed at the time the shooting took place in the parking lot, which was the reason nobody called 911.

Discussion was held on this incident and any outreach from the city to the business prior to the incident or following the incident. Mr. Khumar stated that there was no outreach from the city prior to or after the incident occurred.

Police Chief King explained the multiple incidents that have occurred at that location but refrained from further comments pending further information received recently.

It was discussed by Council that this ordinance was passed due to issues at not only Lush but other similar businesses as well and at the request of the Chief is now revisiting the ordinance to add further limitations due to continued incidents at these locations.

Council expressed concern with regard to the shooting incident discussed in the parking lot of Lush and the fact that nobody called 911 and for the safety of area businesses and residents.

Mayor Barnett commented that the Council is charged with protecting the health, safety and welfare of the residents and that the ordinance is crucial at this time. She suggested the option of revisiting the ordinance in a year to determine if there have been improvements with regard to the owners and landlords responsibility for keeping the people safe in their business. She called for a motion.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves the ENACTMENT of Ordinance C-3-2022 to amend the Farmington Hills Code of Ordinances at Chapter 8, "Business Licensing" Article II, "Smoking Lounges," to establish a special permit for hookah smoking areas in smoking lounges and to amend provisions relating to the purpose and intent of the ordinance, definitions, applications for licenses, basis for approval and denial of license and special permits, standards of conduct, hours of operation, and temporary closures in the interest of the public health, safety, and welfare; and approval of summary for publication.

MOTION CARRIED 7-0.

Mayor Barnett invited the owners of Lush to meet with city staff to ensure a safe business going forward and suggested revisiting the ordinance in a year to determine if there have been improvements. She also acknowledged letters received by the city in support of Lush Hookah.

CONSENT AGENDA

RECOMMENDED APPROVAL OF A MICHIGAN ECONOMIC DEVELOPMENT GRANT PROJECT FOR THE FIRE DEPARTMENT. CMR 5-22-52.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves waiving formal bid requirements and authorizing the City Manager to approve the purchase orders of the grant funded fire safety trailer project to Mobile Concepts in its entirety; the \$18,336 will come from the Fire Department's 2021/2022 capital budget.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A SPECIAL EVENT PERMIT FOR THE FARMINGTON AREA JUNETEENTH CELEBRATION TO BE HELD ON FRIDAY, JUNE 17, 2022.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves a Special Event Permit for Farmington Area Juneteenth Celebration to be held on Friday, June 17, 2022 from 8:00pm to 11:00pm and Saturday, June 18, 2022 from 12:00pm-6:00pm, subject to the following terms and conditions:

- There will be live music, with a public address system at the event and the applicant was advised of the noise ordinance
- There is ample on-site parking for attendees of the event
- The location will be free of obstacles that would inhibit emergency police and fire response
- The applicant has not requested police assistance for this event
- There shall be no parking within 20' of any tent
- Egress shall be maintained throughout the building
- Fire lanes shall not be blocked or restricted
- Cooking/open flame devices shall not be used under tents and shall be at least 20' away
- Food trucks shall operate according to NFPA and Fire Prevention Code Standards, and specifically:
 - Ensure that fuel tanks are filled to the capacity needed for uninterrupted operation for the duration of the event
 - All connections/piping shall be checked for leaks prior to operation
 - Any cooking system which produced grease laden vapors shall be protected by listed fire extinguishing equipment
 - Fire extinguishers shall be installed and maintained according to NFPA 10
- Any bounce house, if used, shall be properly anchored according to manufacturer's recommendation to prevent movement during unexpected winds
- Proponent must contact Fire Prevention to schedule an inspection prior to beginning the event
- Event shall comply with minimum Fire Prevention requirements
- Any signs used for the event shall be placed such that they allow for adequate sight distance and do not cause a safety concern

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A SPECIAL EVENT PERMIT FOR THE AMELIA'S LITTLE BIKE-A-THON FOR MS EVENT TO BE HELD ON SATURDAY, JUNE 4, 2022.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves a Special Event Permit for Amelia's Little Bike-a-Thon for MS to be held on Saturday, June 4, 2022 from 9:15am-11:15am, subject to the following terms and conditions:

- Emergency vehicle access shall not be restricted
- Applicant has received permission from Farmington Public Schools to utilize the parking lot of Kenbrook Elementary for a staging area
- There will be approximately 60 guests for the event
- There will be a bike ride in the lot of Kenbrook Elementary for the younger kids and a ride around the subdivision for the older kids
- There is ample on-site parking for attendees of the event
- The location will be free of obstacles that would inhibit emergency police and fire response
- The applicant has received permission from the homeowner's association to host the event

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A REQUEST FOR EMPLOYMENT UNDER SECTION 10.01A OF THE CITY CHARTER FOR A CAMP INSTRUCTOR AT THE HAWK.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Charter for Janelle Lavaud as a Camp Instructor at The Hawk in the Special Services Department. Janelle is the mother of Alexia Lavaud, who is a Camp Leader at the Nature Center in the Special Services Department.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A REQUEST FOR EMPLOYMENT UNDER SECTION 10.01A OF THE CITY CHARTER FOR AN ARTS AND MUSIC CAMP SPECIALIST AT THE HAWK.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Charter for Matthew Ellison as an Art and Music Camp Specialist, PT Seasonal in the Special Services Department. Matthew is the spouse of Jacinta Ellison, who is a Camp Theatre Camp Specialist in the Special Services Department.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF CITY COUNCIL STUDY SESSION MEETING MINUTES OF MAY 9, 2022.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves the City Council study session meeting minutes of May 9, 2022.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING MINUTES OF MAY 9, 2022.

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby approves the City Council regular session meeting minutes of May 9, 2022.

Roll Call Vote:

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

MOTION CARRIED 7-0.

RECOMMENDED APPROVAL OF A PURCHASE ORDER FOR THE HARRISON LEGACY SCULPTURE

MOTION by Bridges, support by Massey, that the City Council of Farmington Hills hereby authorizes the City Manager to sign an agreement and issue a purchase order for the Harrison Legacy Sculpture project to NTG Enterprises in an amount not to exceed \$14,965 (\$12,965 + \$2,000 contingency).

Roll Call Vote:

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

MOTION CARRIED 7-0.

ADDITIONS TO AGENDA

There were no additions to the agenda.

ADJOURNMENT

MOTION by Bridges, support by Bruce, to adjourn the regular session City Council meeting at 9:03pm.

MOTION CARRIED 7-0.

Respectfully submitted,



Pamela B. Smith, City Clerk