

AGENDA
CITY COUNCIL STUDY SESSION
JULY 12, 2021 – 6:00PM
CITY OF FARMINGTON HILLS
CITY HALL - COMMUNITY ROOM
31555 W ELEVEN MILE ROAD
FARMINGTON HILLS, MICHIGAN
Telephone: 248-871-2410 Website: www.fhgov.com

1. Call Study Session to Order
2. Roll Call
3. [Public Safety/Business License Ordinance](#)
4. [Public Art/Signs](#)
5. Adjourn Study Session

Respectfully submitted,

Pamela B. Smith, City Clerk

Reviewed by:

Gary Mekjian, City Manager

NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248-871-2410 at least two (2) business days prior to the meeting, wherein necessary arrangements/accommodations will be made. Thank you.

CONCEPTUAL DRAFT FOR STUDY, DISCUSSION, AND INPUT FROM COUNCIL

[NOTE: THIS DOCUMENT, BELOW, PROVIDES THE CITY CODE'S CURRENT "GENERAL" BUSINESS LICENSING REGULATIONS DISCUSSED AT THE LAST STUDY SESSION, WHICH HAVE NOT BEEN REVIEWED OR AMENDED IN OVER 20 YEARS. THIS DRAFT CONTAINS TRACKED REVISIONS THAT HAVE BEEN PREPARED FOR PURPOSES OF ACCOMPLISHING THE "UPDATES" THAT WERE MENTIONED AT THAT PRIOR STUDY SESSION. THEY ARE SUBMITTED FOR STUDY, DISCUSSION, AND ANY INPUT/DIRECTION CITY COUNCIL MAY HAVE AT THIS TIME.]

CHAPTER 8 – BUSINESS LICENSES

ARTICLE I. - LICENSES

Sec. 8-1. - Licenses.

Any person required by any provision of this Code such as, but not limited to, chapters 4, 5, 6, 8, 16, 20, 22, 23 and 32, to obtain a license prior to the conduct of an enterprise shall be subject to the regulations of this article.

Sec. 8-2. - State or county law, compliance prerequisite to issuance.

No license required by this Code shall be issued to any person who is required to procure a license or permit from the state or county until such person shall submit evidence that the required state or county license or permit has been issued and that all fees appertaining thereto have been paid.

Sec. 8-3. - Exhibition of license.

Where a trade or business is operated or carried on at a fixed place or establishment, the license shall be exhibited at all times at some conspicuous place in such place of business. ~~Where the owner or operator of a vehicle is required by the provisions of this Code to pay a license fee for such vehicle, such owner and operator shall display and cause to be displayed on such vehicle at all times such tags or stickers as are furnished by the city clerk to indicate that such vehicle is properly licensed under this Code.~~ Where this Code provides for specific forms or display of licenses those sections shall control over this section.

Sec. 8-4. - Default.

No license shall be issued to any person who is in default to the city.

Sec. 8-5. - Compliance with laws.

No license shall be issued to any person unless he has complied with all of the provisions of this chapter and with all of the provisions of all other laws, provisions of this Code, and rules and regulations applicable to the trade or business and the same is in full compliance with chapter 34.

Sec. 8-6. - Inspection.

All licensees shall permit the lawful inspection of their premises and facilities by authorized representatives of the issuing authority at all reasonable times for compliance with the provisions of this Code.

Sec. 8-7. - Licenses nontransferable.

All licenses issued under the provisions of this Code shall be nontransferable, except liquor licenses. Upon the transfer of ownership of any trade or business, the new owner shall obtain a license as provided in this chapter and pay the required license fee.

Sec. 8-8. - Where certification is required.

No license shall be granted where the certification of any officer of the city is required prior to the issuance thereof until such certification is made.

~~Sec. 8-9. - Health officer's certificate.~~

~~In all cases where the certification of the health officer is required prior to the issuance of any license by the city clerk, such certification shall be based upon an actual inspection and finding that the person making application and the premises in which he proposes to conduct or is conducting the trade, profession, business, or privilege comply with all the sanitary requirements of the state and of the city.~~

Sec. 8-10. - Police and/or fire departments' certificate.

In all cases where the certification of the police department or fire department is required prior to the issuance of any license by the city clerk, such certification shall be based upon a finding that the person making application or such license is of good moral character as defined in Act No. 381 of the Public Acts of Michigan of 1974 (MCL 338.41 et seq.; MSA 18.1208(1) et seq.), as amended, and if the applicant for such license proposes to conduct or is conducting the trade, profession, business, or privilege to be licensed within any building in the city that such premises comply with all of the fire regulations of the state and of the city.

Sec. 8-11. - Building inspector's certificate.

In all cases where the carrying on of the trade, profession, business, or privilege involves the use of any structure or land, a license therefor shall not be issued until the building inspector-Director of Planning and Community Development, or his or her designee within said department, shall certify that the proposed use is not prohibited by chapter 34₇ or other zoning or building regulations of the city.

Sec. 8-12. - Suspension and revocation; cause defined.

(a) The council may suspend or revoke, for cause, any license issued by the city in the manner provided in this chapter.

(b) The term "cause," as used in subsection (a) above, means and includes the following acts or omissions when done by the licensee, his-by the members, officers, or principal employees of the licensee, or by employees of the licensee acting within the scope of their employment pursuant to their supervisor's direction:

(1) The doing or omitting of any act or permitting any condition to exist in connection with any trade or business for which a license is issued under the provisions of the chapter, or on or within any premises or facilities used in connection therewith, which act, omission, or condition s is injurious to the health, safety, or welfare of the public; is unlawful or fraudulent; is unauthorized or beyond the scope of the license granted; or is forbidden by the provisions of this Code or rule or regulation of the city, or any state or federal law, applicable to the trade or business for which the license was issued.

(2) The arrest and conviction of the licensee for any crime involving moral turpitude, including forgery, embezzlement, obtaining money under false pretenses, larceny, extortion, conspiracy to defraud, or any other similar offense.

(3) Fraud, misrepresentation, or any false statement made in the application for license or registration.

(4) Any violation of this chaptercode;

(5) Conducting a business in an unlawful manner or in such a manner as to constitute or allow a breach of the peace or to constitute a threat or menace to the health, safety, or welfare of the public.

(6) Failure or inability of an applicant to meet and satisfy the requirements and provisions of this chapter and every ordinance of the city.

Sec. 8-13. - Procedure to suspend or revoke license.

Whenever the city manager shall have evidence which in his opinion shall warrant the suspension or revocation of a license, ~~he the city manager~~ shall submit a complete report, in writing, to the council ~~at its next regular meeting~~, which report shall detail the nature of the charges against the licensee and the city manager's recommendation as to the action to be taken. Should the council decide, after considering the matter, that if the charges against the licensee are true, the same would warrant a suspension or revocation of ~~his the licensee's~~ license, the council shall set a time and place when it will hear the matter, which shall not be sooner than fifteen (15) days nor later than ~~twenty-thirty~~ (230) days from the date of its decision to hear the same and shall direct the city clerk to mail a copy of the charges and a notice of the time and place of the hearing to the licensee, by ~~both regular mail and~~ certified mail, return receipt requested, at the ~~last known~~ business address of the licensee identified on the licensee's most recent licensing application on file with the City or the address of licensee's registered agent filed with the State of Michigan, no later than ten (10) days prior to the time of hearing.

Sec. 8-14. - Evidence.

At the hearing, the licensee shall have an opportunity to be heard and answer the charges made against ~~him the licensee~~ and to cross-examine all witnesses and examine all evidence produced against ~~him the licensee~~. City Council shall likewise have the opportunity to question all witnesses.

Sec. 8-15. - Decision of council.

Within five (5) days after hearing and weighing the evidence presented, the council shall render its decision on whether or not such license should be suspended or revoked and the licensee shall be immediately notified of such decision. If the license is to be suspended, council shall designate the period of time for the suspension to remain in effect. In all cases, the decision of the council shall be final and conclusive as of the date the decision is made, unless otherwise specified by council. If the council shall decide that the license shall be suspended or revoked, the licensee shall forthwith surrender the same to the city clerk and shall not thereafter conduct, operate, or carry on the trade or business for which he was licensed unless and until the license shall be restored or a new license is issued to ~~him the licensee~~.

Sec. 8-16. - Judicial review.

Pursuant to article 6, section 28 of the Michigan Constitution, all final decisions of city council which affect licenses are subject to review by the Circuit Court of the County of Oakland. Parties aggrieved by any final decision may file an appropriate action within twenty-one (21) days of the date the decision becomes final. The filing of any action shall

not operate to stay the effect of council's decision. Such stay may only be accomplished by order of the court.

Sec. 8-17. - New license.

Upon suspension or revocation of any license, the city clerk shall not issue a new license of any kind to the licensee except upon the express approval of the council.

Sec. 8-18. - Renewal.

A ~~renewal~~ license can be ~~obtained-renewed~~ by filing an application therefor with the City Clerk, with supplying the information supplied as required in the ~~under this code for the~~ original license application, and by upon payment of the prerequisite required license fee, provided inspection of the involved premises has been made, if required by the City Clerk or this Code.

Sec. 8-19. - Termination of business.

Any person discontinuing or terminating any licensed business, trade, or occupation covered in this chapter shall notify the city clerk to such effect personally or by certified mail, and when the discontinuance or termination is voluntary, such notice shall precede the same by thirty (30) days. ~~When a change occurs in the facts shown upon the application for license, the applicant shall notify the city clerk to such effect, by regular mail, telefacsimile, or electronic mail, within thirty (30) days of the occurrence.~~

Sec. 8-20. - Fees.

Upon approval of license or renewal thereof, a license fee shall be paid in an amount to be set by resolution of the council.

**INITIAL CONCEPTUAL DRAFT FOR STUDY, DISCUSSION, AND INPUT FROM COUNCIL
VERSION #3**

ORDINANCE NO. C-_____-2021

**CITY OF FARMINGTON HILLS
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES AT CHAPTER 8, "BUSINESS LICENSING" BY ADDING ARTICLE III, "MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES," TO LICENSE AND REGULATE MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES IN THE CITY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE.

THE CITY OF FARMINGTON HILLS ORDAINS:

Section 1 of Ordinance. Ordinance Amendment.

The Farmington Hills City Code, Chapter 8, "Business Licenses," is hereby amended to include a new Article III, "Miniature Golf Courses, Go-Kart Tracks, and Arcades," which shall read as follows:

ARTICLE III. MINIATURE GOLF COURSES, GO-KART TRACKS, AND ARCADES

DIVISION 1. – GENERALLY.

Sec. 8–75. – Purpose and intent.

The purpose of this Article is to ensure that an establishment containing a miniature golf course, arcade, go-kart track, or any combination of the latter is to provide an environment for safe and clean entertainment and enjoyment for children, families and others. It is in the interest of the public health, safety, and welfare that the equipment, environment, and atmosphere of any establishment containing a miniature golf course, arcade, go-kart track, or any combination of the latter are safe and appropriate for families, children, and other persons patronizing such establishments. Therefore, the City hereby determines that establishments having a miniature golf course, go-kart track, arcade, or any combination of any of the latter should be licensed and controlled. This Article is intended to establish reasonable and uniform regulations to promote proper and responsible management and operation of such establishments, prevent potential adverse impacts related to the operation of these establishments, and protect the public health, safety, and welfare.

DIVISION 2 – LICENSE.

Section 8–80 – License required.

- (a) A person shall not operate a miniature golf course, arcade, go-kart track, or any combination of the latter in the City without a valid and effective license issued pursuant to the provisions of this Chapter, subject to subsection 8-45(b).
- (b) The licensing requirement under subsection 8-45(a) shall not apply, for a period of ninety days after the effective date of this section, to persons lawfully operating a miniature golf course, arcade, go-kart track on the effective of this section, provided such persons shall submit a completed license application to the City in accordance with this Article within a period of sixty days after the effective date of this section.

Section 8-81 – Chapter 8 applicability.

Establishments containing a miniature golf course, arcade, go-kart track, or any combination of the latter shall be subject to the provisions of this Article and Article I of this Chapter.

Section 8–82 – License application.

An applicant for a license under this Article shall submit to the City Clerk a fully completed application on a form that is prepared and furnished by the City Clerk. The application shall include at least the following information:

- (a) The full name and current address of the applicant(s).
 - (1) If the applicant is a partnership, the name and address of each partner shall be listed, and a copy of any partnership agreement shall be included as part of the application.
 - (2) If the applicant is a privately held corporation, the name and address of each corporate officer, member of board of directors and stockholder shall be listed, and a copy of the articles of incorporation shall be included as part of the application.
 - (3) If the applicant is a publicly held corporation, the name and address of each corporate officer, member of the board of directors and each stockholder who owns ten percent (10%) or more of the corporate stock shall be listed on the application.
 - (4) If the applicant is a limited liability company, the name and address of each member, manager and assignee of a membership interest shall be listed, and the articles of organization shall be included as part of the application.
- (b) The complete name, address, and telephone number of the proposed licensed business.

- (c) A written statement as to the applicant's experience in operating a business establishment with a miniature golf course, arcade, go-kart track, or a similar business.
- (d) The legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number of all persons who will serve as a manager or agent or who will operate the proposed licensed premises, and the experience of each such person in operating a business establishment with a miniature golf course, arcade, go-kart track, or a similar business.
- (e) A concise statement as to the prior and current employment of each individual identified on the application.
- (f) With respect to each individual identified on the application, a statement identifying and describing each and every charge and conviction or finding of responsibility of each such individual for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.
- (g) A security plan for maintaining the premises as a safe and secure environment for patrons and employees and to ensure that the business, including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.
- (h) Valid and effective state or county permits for the miniature golf course, arcade, go-kart track operations at the proposed licensed premises, if required.
- (i) A copy of a deed, lease, or rental agreement providing the applicant the exclusive right of use, occupancy, and possession of the proposed licensed premises as a business establishment with a miniature golf course, arcade, and/or go-kart track.
- (j) A fully executed indemnification agreement in a form approved by the City Attorney, in which the applicant agrees to indemnify and hold harmless the City and its officers, employees, agents, and representatives from any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits, including attorney fees and costs, that arise out of the applicant's operation of the licensed business.
- (k) Proof of insurance in the amounts and types of coverage established by resolution of City Council naming the City as an additional insured and evidencing that the applicant, as well as each person that will be employed by the applicant, is covered by such insurance policy for any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits that arise out of the applicant's operation of the business and the actions and inactions of its employees.

(l) Payment of the correct license fee to the city.

(m) Any other information reasonably determined by the City Clerk to be pertinent to the applicant and the operation of the proposed licensed business.

The holder of a license under this Article shall notify the city clerk of each change in any of the data required to be furnished under this section within ten (10) days after such change occurs.

Section 8–83 – Investigation and approval.

Upon receipt of a completed application, the City Clerk shall, at a minimum, forward the application materials to the Police Department, Fire Department, Building Division, and Planning and Community Development Department for review and investigation. During business hours or at another mutually agreeable time, the applicant shall allow representatives of these departments and division onto the property and into the proposed licensed premises as part of their investigation. If, after review, all City departments and division recommend approval of the application and unless the Clerk finds that one or more of the reasons for denial under Section 8-84 applies, the City Clerk shall approve and issue a license to the applicant.

Chapter 8–84 – Basis for denial.

An application for a license under this Article may be denied upon a recommendation for denial by any of the departments or divisions to which the application was submitted for review or for one or more of the following reasons:

- (a) An applicant has previously had a license to operate a miniature golf course, arcade, or go-kart track revoked for cause in any other community or under this Chapter.
- (b) An applicant has had a license or permit issued by the state or county suspended or revoked.
- (c) If any of the individuals required to be identified on the application have been convicted or found responsible for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.
- (d) If an applicant does not own, lease, or have some other exclusive right of possession of the proposed licensed premises.
- (e) If there is an existing violation of any applicable building, electrical, mechanical, plumbing or fire prevention code, zoning regulation, or public health code on or with respect to the proposed licensed premises.

- (f) The applicant does not possess a valid and effective state or county permit for the miniature golf course, arcade, go-kart track operations at the proposed licensed premises, if required.
- (g) Any false, incomplete, or inaccurate statement on or in the application submitted to the City under this Article.

Section 8–85 – State and county permits.

Approval of the issuance any state or county licenses or permits shall not abrogate the requirement to apply for and obtain a license pursuant to this Chapter.

Section 8–86 – Expiration and renewal of licenses.

Every license issued pursuant to this Article will terminate December thirty-first of each year unless sooner suspended or revoked. A license issued under this Article can be renewed in accordance with Article I of this Chapter, provided a completed renewal application is submitted to the City at least thirty days prior to expiration of a license. The City may, but is in no way obligated to, consider a renewal application submitted late, if the city clerk determines in her or his discretion that exceptional circumstances exist.

DIVISION 3 – OPERATION.

Section 8–90 – Hours of operation.

An establishment containing a miniature golf course, arcade and/or go-kart track shall not be open to the public between the hours of 12:00 a.m. and 8:00 a.m. No one other than current employees of such an establishment shall be on the premises between 12:00 a.m. and 8:00 a.m. on any day, and each employee shall carry proof of employment at the establishment, such as an identification badge. The manager and/or employees shall provide proof of such employment when requested to do so by a member of the police department or fire department.

Section 8–91 – Manager.

At least one manager, who must be an individual identified on the license application submitted under this Article, shall be on the premises of an establishment containing a miniature golf course, arcade and/or go-kart track at all times that the licensed premises is open to the public. It shall be unlawful for any person not identified on the license application to work as a manager of an establishment containing a miniature golf course, arcade and/or go-kart track, unless the proposed manager or operator has submitted a registration form with the individual's legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number; and, is determined qualified to serve as a manager by the

city clerk, using the criteria, as set forth in this Article. All managers must be over the age of twenty-one (21) years old. The licensee shall be responsible for notifying the city of any proposed change in management and ensuring that the proposed new manager has obtained the required approval before working or serving as a manager of the licensed establishment.

Sec. 8-92. - First Aid Kit Maintained and Available.

A first aid kit shall be maintained and be readily available on the premises for emergency treatment or care of a minor nature at all times during which a miniature golf course, arcade and/or go-kart track is in operation.

Sec. 8-92. - Safety Standards.

On the premises of an establishment licensed under this Article, the go-kart track, go-karts, miniature golf course, arcade, and all related facilities and equipment associated with the operation of same, shall be maintained in good repair and a clean and safe condition at all times. This provision does not apply to go-karts, equipment, facilities, or areas that are under repair, provided they are not accessible to and not made available for use by the public.

Section 8-93 – Standards of conduct.

An establishment licensed under this Article and the licensee, including its managers, agents, and employees, shall comply with and shall be responsible for ensuring that patrons and employees comply with all of the following, at all times:

- (a) The consumption of alcoholic beverages and use of marijuana products, of any kind, shall not be allowed.
- (b) The unlawful possession, use, or delivery of any controlled substance shall not be allowed.
- (c) Persons visibly intoxicated from the use of any substance under (a) or (b) of this section shall not be permitted to remain or loiter on the premises.

~~(d) There shall be no live entertainment in the form of musical performances or disc jockeys.~~

~~(e)~~(d) There shall be no gambling.

~~(f)~~(e) Patrons shall not loiter in the parking lot and immediately leave the parking area upon exiting the licensed premises.

~~(g)~~(f) Patrons shall immediately exit the premises upon the close of business.

~~(h)~~(g) The licensee shall, at all times, maintain the premises as a safe and secure environment for patrons and employees and shall ensure that the licensed establishment,

including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.

Section 8-64 – Temporary Closure.

In the event of a police response to an incident at the location of an establishment containing a miniature golf course, arcade and/or go-kart track, which the chief of police determines to involve a continuing or likely imminent threat to the public peace or the safety and welfare of the employees and patrons of the establishment, the owner, manager, and all agents and employees of the establishment shall comply with a request of the police chief to temporarily close the business for the period of time the police chief deems necessary to eradicate the threat, but not to exceed six hours. This section does not apply to, supersede, or abrogate police or city authority under any other law to order the business closed.

Section 2 of Ordinance. Repealer.

All ordinances, parts of ordinances, or sections of the City Code in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect, and the Farmington Hills Ordinance Code shall remain in full force and effect, amended only as specified above.

Section 3 of Ordinance. Savings.

The amendments of the Farmington Hills Code of Ordinances set forth in this Ordinance do not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Farmington Hills Code of Ordinances set forth in this Ordinance.

Section 4 of Ordinance. Severability.

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated, and such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 5 of Ordinance. Effective Date.

The provisions of this ordinance are ordered to take effect twenty-one (21) days after enactment.

Section 6 of Ordinance. Date and Publication.

This ordinance is declared to have been enacted by the City Council of the City of Farmington Hills at a meeting called and held on the ___ day of _____, 2021, and ordered to be given publication in the manner prescribed by law.

Ayes:

Nays:

Abstentions:

Absent:

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

I, the undersigned, the qualified and acting City Clerk of the City of Farmington Hills, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the Ordinance adopted by the City Council of the City of Farmington Hills at a meeting held of the ___ day of _____, 2021, the original of which is on file in my office.

PAMELA B. SMITH, City Clerk
City of Farmington Hills

**CONCEPTUAL DRAFT FOR STUDY, DISCUSSION, AND INPUT FROM COUNCIL
VERSION #3**

ORDINANCE NO. C-_____-2021

**CITY OF FARMINGTON HILLS
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AMEND THE FARMINGTON HILLS CODE OF ORDINANCES AT CHAPTER 8, "BUSINESS LICENSING" BY ADDING ARTICLE II, "SMOKING LOUNGES," TO LICENSE AND REGULATE SMOKING LOUNGES IN THE CITY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE

THE CITY OF FARMINGTON HILLS ORDAINS:

Section 1 of Ordinance. Ordinance Amendment.

The Farmington Hills City Code, Chapter 8, "Business Licenses," is hereby amended to include a new Article II, "Smoking Lounges," which shall read as follows:

ARTICLE II. SMOKING LOUNGES

DIVISION 1. – GENERALLY.

Sec. 8-41. – Purpose and intent.

In 2008, the Public Health Code was amended to prohibit smoking in public places. Since that time, smoking establishments have become increasingly popular. Cigar bars and tobacco specialty retail stores that meet certain qualifications and were in existence on May 1, 2010 are exempt from the prohibition on smoking in public places, and state-issued exemption certificates may be transferred and granted by the State of Michigan. Since 2010, the City has experienced an increase in the number of various types of smoking lounges in the City raising public health and welfare concerns, and, more recently, the City has also experienced an increase in the rate of incidents—many of which are serious and potentially life-threatening—requiring police response at smoking lounges that is disproportionately higher than for other types of businesses in the community raising public safety concerns. This Article is intended to establish reasonable and uniform regulations to promote proper and responsible management and operation of smoking establishments, prevent potential adverse impacts related to the operation of these smoking establishments, and protect the public health, safety and welfare.

Sec. 8-42. – Definitions.

The following words, terms and phrases, when used in this Article, shall have the following meanings:

- (a) "Cigar" means any roll of tobacco wrapped in leaf tobacco or in any substance containing tobacco. Cigar does not include a cigarette.
- (b) "Cigarette" means a roll for smoking made wholly or in part of tobacco, irrespective of size or shape and irrespective of the tobacco being flavored, adulterated, or mixed with any other ingredient, which roll has a wrapper or cover made of paper or any other material. Cigarette does not include cigars.
- (c) "Cigar bar" shall mean an establishment or area within an establishment that is open to the public and is designated for the smoking of cigars, purchased on the premises or elsewhere.
- (d) "Hookah" means a device, including a waterpipe, used for smoking hookah tobacco that consists of a tube connected to a chamber where the smoke is cooled passing through water.
- (e) "Hookah tobacco" means tobacco that is designed, manufactured, or otherwise intended for consumption by smoking in a hookah and that is flavored with honey, molasses, fruit, or other natural or artificial flavors. Hookah tobacco includes those products commonly known or referred to as narghile, argileh, shisha, hubble-bubble, molasses tobacco, waterpipe tobacco, maassel, or goza.
- (f) "Noncigarette smoking tobacco" means tobacco sold in loose or bulk form that is intended for consumption by smoking and also includes roll-your-own cigarette tobacco, hookah tobacco, pipe tobacco, or a wrap.
- (g) "Non-tobacco products" shall include any product or substance that is not a tobacco product but may be consumed by smoking, including, but not limited to, e-cigarettes, bidis, kreteks, clover cigarettes, herbal cigarettes, electronic and herbal hookah, steam stones, and smoking gels.
- (h) "Smoking lounge" shall mean an establishment which allows use of tobacco products, non-tobacco products, or other similar legal substances on its premises, including, but not limited to, cigar bars and lounges, hookah cafes and lounges, tobacco bars and lounges, tobacco clubs, and similar types of establishments.
- (i) "Smokeless tobacco" means snuff, snus, chewing tobacco, moist snuff, and any other tobacco that is intended to be used or consumed, whether heated, chewed, absorbed,

dissolved, inhaled, snorted, sniffed, or ingested, by any means other than smoking or combustion.

- (j) "State of Michigan Exemption Certificate" shall mean the exemption certificate required under Part 126 of the Michigan Public Health Code (MCL 333.12601, *et seq.*), being Public Act 368 of 1978, as amended from time to time.
- (k) "Tobacco bar" shall mean an establishment or area within an establishment that is open to the public and is designated for the smoking of tobacco products, purchased on the premises or elsewhere.
- (l) "Tobacco product" shall mean a product containing any amount of tobacco regardless of form including, but not limited to, cigarettes, cigars, noncigarette smoking tobacco, or smokeless tobacco.

DIVISION 2 – LICENSE.

Section 8–45 – License required.

- (a) A person shall not operate a smoking lounge in the City without a valid and effective smoking lounge license issued pursuant to the provisions of this Chapter, subject to subsection 8-45(b).
- (b) The licensing requirement under subsection 8-45(a) shall not apply, for a period of ninety days after the effective date of this section, to persons lawfully operating a smoking lounge on the effective of this section, provided such persons shall submit a completed smoking lounge license application to the City in accordance with this Article within a period of sixty days after the effective date of this section.

Section 8-46 – Chapter 8 applicability.

Smoking lounges shall be subject to the provisions of this Article and Article I of this Chapter.

Section 8–47 – License application.

An applicant for a smoking lounge license shall submit to the City Clerk a fully completed application on a form that is prepared and furnished by the City Clerk. The application shall include at least the following information:

- (a) The full name and current address of the applicant(s).
 - (1) If the applicant is a partnership, the name and address of each partner shall be listed, and a copy of any partnership agreement shall be included as part of the application.

- (2) If the applicant is a privately held corporation, the name and address of each corporate officer, member of board of directors and stockholder shall be listed, and a copy of the articles of incorporation shall be included as part of the application.
 - (3) If the applicant is a publicly held corporation, the name and address of each corporate officer, member of the board of directors and each stockholder who owns ten percent (10%) or more of the corporate stock shall be listed on the application.
 - (4) If the applicant is a limited liability company, the name and address of each member, manager and assignee of a membership interest shall be listed, and the articles of organization shall be included as part of the application.
- (b) The complete name, address, and telephone number of the proposed licensed business.
 - (c) A written statement as to the applicant's experience in operating a smoking lounge or a similar business.
 - (d) The legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number of all persons who will serve as a manager or agent or who will operate the proposed licensed premises, and the experience of each such person in operating a smoking lounge or a similar business.
 - (e) A concise statement as to the prior and current employment of each individual identified on the application.
 - (f) With respect to each individual identified on the application, a statement identifying and describing each and every charge and conviction or finding of responsibility of each such individual for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.
 - (g) A security plan for maintaining the premises as a safe and secure environment for patrons and employees and to ensure that the smoking lounge, including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.
 - (h) A valid and effective State of Michigan Exemption Certificate and any other state or county permits, if required to operate the smoking lounge at the proposed licensed premises.
 - (i) A copy of a deed, lease, or rental agreement providing the applicant the exclusive right of use, occupancy, and possession of the proposed licensed premises as a smoking lounge.

- (j) A fully executed indemnification agreement in a form approved by the City Attorney, in which the applicant agrees to indemnify and hold harmless the City and its officers, employees, agents, and representatives from any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits, including attorney fees and costs, that arise out of the applicant's operation of the smoking lounge.
- (k) Proof of insurance in the amounts and types of coverage established by resolution of City Council naming the City as an additional insured and evidencing that the applicant, as well as each person that will be employed by the applicant, is covered by such insurance policy for any and all damages, injuries, adverse health impacts, liability, claims, actions, losses, demands and/or lawsuits that arise out of the applicant's operation of the smoking lounge and the actions and inactions of its employees.
- (l) If the applicant is seeking a special permit to allow live entertainment and/or dancing at the proposed licensed premises, the application shall include a floor plan of the entire premises that is drawn to scale showing the following information: the proposed size and dimensions of the designated dance-entertainment area that will be utilized for the live entertainment and/or dancing, the floor area of which shall be no less than 100 square feet; (ii) the proposed location of the designated dance-entertainment area in relation to all walls, doors, windows, areas, rooms, seats, tables, chairs, and other furniture and installations within the premises; (iii) the materials that will be used to construct the designated dance-entertainment area; (iv) how the designated dance-entertainment area will be well defined and clearly marked; and (v) how the designated dance-entertainment area will comply with all other requirements of this Article.
- (m) Payment of the correct license fee to the City.
- (n) Any other information reasonably determined by the City Clerk to be pertinent to the applicant and the operation of the proposed licensed business.

The holder of a smoking lounge license shall notify the city clerk of each change in any of the data required to be furnished under this section within ten (10) days after such change occurs.

Section 8-48 – Investigation and approval.

Upon receipt of a completed application, the City Clerk shall, at a minimum, forward the application materials to the Police Department, Fire Department, Building Division, and Planning and Community Development Department for review and investigation. During business hours or at another mutually agreeable time, the applicant shall allow representatives of these departments and division onto the property and into the proposed licensed premises as part of their investigation. If, after review, all City departments and divisions recommend approval of the application and unless the Clerk finds that one or more of the reasons for denial under Section 8-49 applies, the City Clerk shall approve and issue a smoking lounge license to the applicant, including a special dance-entertainment permit if applied for.

Chapter 8-49 – Basis for denial.

An application for a license for a smoking lounge license may be denied upon a recommendation for denial by any of the departments or divisions to which the application was submitted for review or for one or more of the following reasons:

- (a) An applicant has previously had a license to operate a smoking lounge revoked for cause in any other community or under this Chapter.
- (b) An applicant has had an exemption certificate suspended or revoked by the State of Michigan.
- (c) If any of the individuals required to be identified on the application have been convicted or found responsible for a violation of any federal, state, or local law involving moral turpitude, dishonesty, fraud, violence, criminal sexual conduct, controlled substances, the sale, distribution, or furnishing of tobacco, or the sale, distribution, or furnishing of alcoholic liquors.
- (d) If an applicant does not own, lease, or have some other exclusive right of possession of the proposed licensed premises.
- (e) If there is an existing violation of any applicable building, electrical, mechanical, plumbing or fire prevention code, zoning regulation, or public health code on or with respect to the proposed licensed premises.
- (f) The applicant does not possess a valid and effective State of Michigan Exemption Certificate and any other state or county permits, if required to operate the smoking lounge at the proposed licensed premises.
- (g) Any false, incomplete, or inaccurate statement on or in the application submitted to the City under this Article.

Section 8-50 – State and county permits.

Approval of the issuance or transfer of a State-issued exemption certificate or other state or county permit shall not abrogate the requirement to apply for and obtain a smoking lounge license pursuant to this Chapter.

Section 8-51 – Expiration and renewal of licenses.

Every license issued pursuant to this article will terminate December thirty-first of each year unless sooner suspended or revoked. A smoking lounge license can be renewed in accordance with Article I of this Chapter, provided a completed renewal application is submitted to the

City at least thirty days prior to expiration of a license. The city may, but is in no way obligated to, consider a renewal application submitted late, if the city clerk determines in her or his discretion that exceptional circumstances exist.

DIVISION 3 – OPERATION.

Section 8–60 – Hours of operation.

A smoking lounge shall not be open to the public between the hours of 12:00 a.m. and 8:00 a.m. No one other than current smoking lounge employees shall be on the premises of a smoking lounge between 12:00 a.m. and 8:00 a.m. on any day, and each employee shall carry proof of employment at the establishment, such as an identification badge. The manager and/or employees shall provide proof of such employment when requested to do so by a member of the police department or fire department.

Section 8–61 – Manager.

At least one manager, who must be an individual identified on the license application submitted under this Article, shall be on the premises of a smoking lounge at all times that the licensed premises is open to the public. It shall be unlawful for any person not identified on the smoker's lounge license application to work as a manager of a smoking lounge business, unless the proposed manager or operator has submitted a registration form with the individual's legal name and any aliases; home address; telephone numbers; date of birth; and driver's license number; and, is determined qualified to serve as a manager by the city clerk, using the criteria, as set forth in this article. All managers must be over the age of twenty-one (21) years old. The licensee shall be responsible for notifying the city of any proposed change in management and ensuring that the proposed new manager has obtained the required approval before working or serving as a manager of the licensed establishment.

Section 8–62 – Age restrictions.

No person under the age of eighteen (18) years old shall be allowed in a smoking lounge at any time. The manager and/or employees shall ensure that identifications of individuals on the premises have been checked to determine that every individual is over the age of eighteen (18) years of age or older before entry into the premises. The manager and/or employees shall secure exit doors to ensure that no one has or is attempting to gain secret entry into the premises.

Section 8–63 – Standards of conduct.

A smoking lounge licensed under this Article and the licensee, including its managers, agents, and employees, shall comply with and shall be responsible for ensuring that patrons and employees comply with this City Code, applicable state laws, and all of the following, at all times:

- (a) The consumption of alcoholic beverages and use of marijuana products, of any kind, shall not be allowed.
- (b) The unlawful possession, use, or delivery of any controlled substance shall not be allowed.
- (c) Persons visibly intoxicated from the use of any substance under (a) or (b) of this section shall not be permitted to remain or loiter on the premises.
- (d) There shall be no live entertainment or dancing in the form of musical performances or disc jockeys, unless a special dance-entertainment permit has been applied for and approved pursuant to this Article. If a special dance-entertainment permit has been issued, then any live entertainment and dancing on the licensed premises shall comply with this Article.
- (e) There shall be no gambling.
- (f) Patrons shall not loiter in the parking lot and immediately leave the parking area upon exiting the licensed premises.
- (g) Patrons shall immediately exit the premises upon the close of business.
- (h) The licensee shall, at all times, maintain the premises as a safe and secure environment for patrons and employees and shall ensure that the smoking lounge, including interior and external areas, is maintained and operated, at all times, in such a manner as not to result in breaches of the peace or a menace to the health, safety, or welfare of the public.

Section 8-64 – Dancing & Live Entertainment.

A licensee who is the holder of a dance-entertainment permit shall not allow dancing or live entertainment on the licensed premises, except in the designated dance-entertainment area that is the size, dimensions, and location indicated in the licensee's approved application. The designated dance-entertainment area shall be flush with the floor (not on a raised platform of any kind), shall be well defined and clearly marked, and shall be located at least eight feet away from any tables, chairs, and other obstacles while customers are dancing or the live entertainment is occurring.

Section 8-64 – Temporary Closures.

In the event of a police response to an incident at the location of a smoking lounge, which the chief of police determines to involve a continuing or likely imminent threat to the public peace or the safety and welfare of the employees and patrons of the smoking lounge, the owner, manager, and all agents and employees of the smoking lounge shall comply with a request of the police chief to temporarily close the business for the period of time the police chief deems

I, the undersigned, the qualified and acting City Clerk of the City of Farmington Hills, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the Ordinance adopted by the City Council of the City of Farmington Hills at a meeting held of the ___ day of _____, 2021, the original of which is on file in my office.

PAMELA B. SMITH, City Clerk
City of Farmington Hills

DRAFT



OFFICE OF CITY MANAGER

DATE: July 9, 2021
TO: Farmington Hills City Council
FROM: Gary Mekjian, City Manager
SUBJECT: Mural/Public Art Presentation

Members of the Art Commission will be providing a presentation on murals and the potential for other public art on private property. The goals of the discussion are to:

- More clearly define a mural(art) vs. a sign
- To encourage more murals and other forms of public art in Farmington Hills
- To develop a simplified application and review process for property owners wishing to fund and install murals on their property
- To ensure that the process is legal and similar to neighboring communities
- Lastly, to get consensus from City Council to direct staff to further explore development of such a program

City Attorney Joppich will also provide some legal insight on the topic.



FARMINGTON
AREA ARTS
COMMISSION

Business Sponsored Exterior Murals in our Community

Farmington Hills
Study Session
July 12, 2021



Project Goal

- To more clearly define a mural (or art) vs. a sign
- To encourage more murals and other public art in Farmington Hills.
- To develop a simplified application and review process for owners wishing to fund and install murals on their property.
- To ensure that the process is legal and similar to neighboring communities



Why Murals

- Tell the community's story
- Economic Stimulus, civic pride, safety
- Beautification and visual interest
- Increased public safety
- Attract new local businesses
- Bring customers to pre-existing locations
- Business covers funding
- Inherent buy-in from business

Current State

- Murals are currently not allowed unless by variance process



Seasonal outdoor sales means the temporary sale of agricultural products and other goods associated with a national holiday and Halloween, as regulated by the City of Farmington Hills City Code.

Secondary thoroughfare means a collector street used primarily to carry traffic from minor streets to major thoroughfares or for relatively short distances between major thoroughfares and designated as such on the master plan for future land use.

Setback means the distance required to obtain minimum front, side or rear yard open space provisions of this chapter. Setbacks from a public street shall be measured from the existing or proposed right-of-way lines, whichever is greater.

Sign means any words, numerals, figures, devices, designs, pictures or trademarks, painted upon or otherwise affixed to a building, wall, board, plate or any other structure for the purpose of making anything known. The definition of a sign shall not include the following:

1. Signs not exceeding one (1) square foot in area;
2. Flags and insignia of any government;
3. Legal notices, identification information or directional signs erected by governmental bodies;
4. Decorative holiday displays.
5. Lawful motor vehicle signs.

Sign, accessory means a sign pertaining to the principal use of the premises.

Sign, A-frame means a sign made of wood, cardboard, plastic or other similar rigid material having the capability to stand on its own support(s) and being portable and movable. Also known as a sandwich board sign.

Sign, area means the entire area within a rectangle or sum of rectangles enclosing the extreme limits of writing, representation, emblem or any similar character, together with any cut or color forming an integral part of it excluding the necessary supports or which such sign is placed. An internally background on a permanent sign that is "extreme limits" described above shall be included in total sign area unless it is temporary signs, the extreme limits including all framing and background regardless of color, are included in the of sign area (see Section 34-5.5.2.E information on measuring sign area).

Sign, awning means a sign mounted on an awning.

Sign, banner means a sign constructed on canvas, flexible plastic, or other material which can be easily folded or not including paper or cardboard.

Sign, freestanding means any and erected on or affixed to the land and an exterior sign that is not attached to Temporary freestanding signs are not this definition.


Sign, logo means a graphic symbol accessory to a principal use but not in name of a person or business.

Sign, nameplate means a sign which the name of a single resident or single address, phone number, hours of operation or Chamber of Commerce identification or other identifying symbol only.

Sign, nonaccessory means a sign which pertaining to the principal use of the premises.

Sign, opinion means a sign which advertise products, goods, businesses and which expresses an opinion or other view.

Sign, permanent means any sign constructed or intended for long term permanently affixed to its location.



APPLICATION FOR SIGN PERMIT
CITY OF FARMINGTON HILLS
BUILDING DIVISION
31555 ELEVEN MILE ROAD
FARMINGTON HILLS, MI 48336-1165
(248) 871-2450

PERMIT NUMBER: PS _____
(Office Use Only)

This is an application – NOT A PERMIT. DO NOT INSTALL THE SIGN UNTIL THE APPLICATION HAS BEEN APPROVED AND THE PERMIT ISSUED

OWNER OF SIGN: _____ ADDRESS: _____ PHONE: _____
 OWNER OF PROPERTY: _____ ADDRESS: _____ PHONE: _____
 SIGN ERECTOR: _____ ADDRESS: _____ PHONE: _____
 EMAIL: _____ SIDWELL: _____

JOB ADDRESS: _____ LOCATION ON BUILDING: _____ (EX: FRONT SIDE / NORTH SIDE)

TYPE OF SIGN: FREE STANDING WALL SIGN TO READ: _____
 MATERIAL IN FACE OF SIGN: METAL WOOD PLASTIC DOUBLE FACE ILLUMINATED
 ELECTRICIAN FOR SIGN: _____ ADDRESS: _____

REQUIREMENTS TO ACQUIRE A SIGN PERMIT

Submit a complete sign application form. Include the following information:
For all Signs: Plot plan with the location of any existing freestanding sign(s) on the property. The height of the building(s) on the property. Indicate on the footprint of the building the location of all existing wall signs.
For Freestanding Signs: The setback and height of the proposed sign. Setbacks are measured from the proposed right-of-way to the leading edge of the sign.
For a Wall Sign: A sign sketch with the dimensions of the sign, including the height, the materials used and the footings or foundation. All elevations of the building showing the dimensions (length and height) of all walls and the dimensions of all signs on each wall.
 The dimensions of the particular part of the facade (EX: for a storefront) on which the sign will be affixed.
 A cross section of the sign & the method by which it is to be affixed to the building. Show the distance from the face of the building to the outer face of the sign. If this distance is not constant, show the top & bottom dimensions. Show the distance from the top of the building to the top of the sign.

FEE: \$75 per sign upon application. Freestanding sign fee of \$1.00 per square foot to be paid at application. \$75 minimum.
FEE: \$30 for posthole inspection, if applicable. *FEE'S ARE NON REFUNDABLE FOR SIGNS & ELECTRICAL*****

Approved: _____ I have permission from the owner of this property to erect this sign.
 Date: _____ Signature of Sign Erector: _____ Print: _____
 Zoned: _____ Address: _____ Phone: _____

Revised 2-22-18

Awarded through 1/2/2017



Farmington Hills Zoning Ordinance
clearzoning 2-19

A Mural is:

Painting, writing, or other work of art executed directly on an exterior surface, visible to the public, owned by the applicant, for the purposes of decoration or artistic expression that does not contain any brand name, product name, trademark, trade name, logo, or abbreviation related to a product, company, profession, business, or any other commercial message. The work to be provided for the benefit of the community not the artist (i.e. tagging). The art should be a product of a skilled artist or group of skilled artists.



Peer Municipality Programs

- City of Detroit - register murals, no restrictions otherwise.
- Public Art Blueprint for Downtown Farmington: Gain support and community buy in for murals
- Ferndale - Need approval (1 per building, building inspector decides mural vs. sign)
- Ann Arbor - Guidelines serve as support to community position on arts in the community
- Sterling Heights and Mount Clemens – community sponsored mural programs

Case Law Takeaways

- Government cannot regulate content

Reed v. Township of Gilbert, 576 U.S. 155 (2015)

<https://www.camelsandchocolate.com/mural-law->

- Private residence owners could add mural to house and wall

Nemhauser v Mount Dora, Florida

- Other takeaway from Art law

[https://itsartlaw.org/2020/12/29/art-law-in-the-supreme-court\[CM2\]/](https://itsartlaw.org/2020/12/29/art-law-in-the-supreme-court[CM2]/)





Guidelines

- No size restrictions
- No business logo or signage, or it goes back to signage approval
- Materials - paint on exterior surface, can apply for variance if they want anything further
- Content (no offensive language or images) City Ordinance
- FAAC will act in an advisory capacity to review proposed art
- Original artwork
- No copyright infringements
- Recommended courtesy notification to adjacent residents/property owners
- Maintenance enforcement falls under municipality standard code for blight.
- General recommendations to repaint every 5-10 years.

Proposed Process

- Fill out an application to register murals on the City Website.
- Review by FAAC
- Approval by Zoning that it is a mural and not a sign



Moving Forward

- Is the definition legally sufficient?
- Put a form on the website to facilitate murals
- Any comments or questions on process?





Appendix

Application

- **Submission Date***
- **First Name***
- **Last Name***
- **Relationship to Property***
 - Are you the property owner, manager, or tenant?
- **Phone Number***
- **Email Address***
- **Property Address***
- **Location of Artwork***
 - Where on your property is the art?
- **Description of Artwork***
 - What is the painting of and how large is it?
- **Photograph of Artwork***
 - You must upload an image of the artwork you are registering. If you have multiple pieces at the same address, you should provide a brief description and photograph of each.
- **Artist Name/Pseudonym***
- **Artist Phone Number**
 - If the artist would like to be considered for future public art projects, the artist's phone number and/or email address is required. Otherwise, please include if available.
- **Artist Email Address**
- Submit

Available Reference

- [City Walls Mural Program Detroit \(smartsheet.com\)](#)
- [Public Art Registry \(smartsheet.com\)](#)
- Ann Arbor Chapter_24___PUBLIC_ART.docx
- Taming murals in the city a foray into mural policies practices and regulation
- tcartscommissionmasterplan_20160328
- Nemhauser v Mount Dora, Florida
- Reed v Town of Gilbert

AGENDA
CITY COUNCIL MEETING
JULY 12, 2021 – 7:30PM
CITY OF FARMINGTON HILLS
31555 W ELEVEN MILE ROAD
FARMINGTON HILLS, MICHIGAN
Telephone: 248-871-2410 Website: www.fhgov.com
Cable TV: Spectrum – Channel 203; AT&T – Channel 99
YouTube Channel: <https://www.youtube.com/user/FHChannel8>

REGULAR SESSION MEETING BEGINS AT 7:30P.M. IN THE CITY COUNCIL CHAMBERS

STUDY SESSION (6:00 P.M. Community Room – See Separate Agenda)

REGULAR SESSION MEETING

CALL REGULAR SESSION MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

1. Approval of Regular Session Meeting Agenda
2. Proclamation honoring 47th District Court Administrator [Dave Walsh](#) for exemplary service

CORRESPONDENCE

CONSENT AGENDA - (See Items No. 6 – 8)

All items listed under Consent Agenda are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Council Member or citizen so requests, in which event the items may be removed from the Consent Agenda for consideration.

CONSENT AGENDA ITEMS FOR DISCUSSION

PUBLIC QUESTIONS AND COMMENTS

Limited to five (5) minutes for any item of City business not on the Agenda.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

CITY MANAGER UPDATE

UNFINISHED BUSINESS:

3. Consideration of approval of the ENACTMENT of [Ordinance C-4-2021](#) amending City Code, Chapter 34, “Zoning”, to amend the official Zoning Map in order to rezone the property located at Parcel ID 23-21-376-021 from B-3, General Business District to LI-1, Light Industrial District; Rezoning Request 2-3-2021; and approval of summary for publication
4. Consideration of approval of [Planned Unit Development Plan 2, 2021](#) located at 27400 Twelve Mile Road (postponed from May 24, 2021).

NEW BUSINESS:

5. Consideration of adoption of a resolution declaring [Local State of Emergency](#) (July 7, 2021 Storm).

CONSENT AGENDA:

6. Recommended approval of award of proposal for As Needed Economic Development Consulting Services to AKT Peerless LLC for a one year term; with extensions. [CMR 7-21-71](#)
7. Recommended approval of the City Council [study session meeting minutes](#) of June 28, 2021.
8. Recommended approval of the City Council [regular session meeting minutes](#) of June 28, 2021.

ADDITIONS TO AGENDA

9. Attorney Report

ADJOURNMENT

Respectfully submitted,

Pamela B. Smith, City Clerk

Reviewed by:

Gary Mekjian, City Manager

REQUESTS TO SPEAK: Anyone requesting to speak before Council on any agenda item other than an advertised public hearing issue must complete and turn in to the City Clerk a blue, Public Participation Registration Form (located in the wall rack by the south door entering the council chambers).

NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the City Clerk's Office at 248-871-2410 at least two (2) business days prior to the meeting, wherein necessary arrangements/ accommodations will be made.



PROCLAMATION

47th District Court Administrator Dave Walsh

***In Recognition of Exemplary Service to the Citizens of Farmington Hills
July 12, 2021***

- WHEREAS,** Court Administrator Dave Walsh has served the 47th District Court and the Cities of Farmington Hills and Farmington with honor and distinction for 25 years; and
- WHEREAS,** along with Judges Marla Parker, James Brady, and the late Frederick Harris, he helped make the 47th District Court a model for courts around Michigan, ensuring access, equality, fairness, integrity, and accountability; and
- WHEREAS,** during his tenure, Dave Walsh strived to build positive relationships between the Court, the governments of Farmington Hills and Farmington, and the community with a commitment to building public trust and confidence in the Court as an accountable separate branch of government; and
- WHEREAS,** through his dedication to his profession, he has helped colleagues and support staff throughout the State of Michigan through a variety of training initiatives including chairing the Michigan Court Managers Conference for nine years, and working with the Michigan Judicial Institute to develop and serve as faculty for the Michigan Court Support Staff Certification Program; and
- WHEREAS,** he contributed to a legacy for the community as the Project Manager for the design and construction of the 47th District Courthouse; and
- WHEREAS,** in 2018, Dave Walsh was recognized by his colleagues in the Michigan Court Administration Association by having the organization's Distinguished Service Award named in his honor.

NOW, THEREFORE, BE IT RESOLVED that I, Vicki Barnett, Mayor of the City of Farmington Hills, on behalf of the City Council, do hereby honor and thank **47th District Court Administrator Dave Walsh** for his loyal service to the people of our City, and encourage everyone to recognize and celebrate this highly respected member of our community.

A handwritten signature in black ink that reads "Vicki Barnett". The signature is written in a cursive style with a large, sweeping initial "V".

Vicki Barnett, Mayor

CITY OF FARMINGTON HILLS
OAKLAND COUNTY, MICHIGAN
ZONING AMENDATORY ORDINANCE
ORDINANCE NO. C-4-2021

An ordinance to amend the City Code, Chapter 34 Zoning Chapter, of the City of Farmington Hills, to amend the Zoning Map and district boundaries established under Section 34.3.2 to reclassify certain property as hereinafter described:

THE CITY OF FARMINGTON HILLS, OAKLAND COUNTY, MICHIGAN, HEREBY ORDAINS:

Section 1. That the City Code of the City of Farmington Hills, Chapter 34, Zoning Chapter, is hereby amended in part to amend the Zoning Map and district boundaries established under Section 34.3.2 to rezone and reclassify the following described property in the City from the B-3, General Business District to L-1, Light Industrial District:

Part of Parcel ID: 22-23-21-376-021
T1N, R9E, SEC 21 & 28 PART OF SW 1/4 OF SEC 21 & PART OF NW 1/4 OF
SEC 28 City of Farmington Hills, Oakland County, Michigan

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. The provisions of this Ordinance are hereby ordered to take effect on the date provided by applicable law following publication.

Section 4. This Ordinance is hereby declared to have been duly adopted by the City Council of the City of Farmington Hills, at a duly called meeting held on the _____ day of _____, 2021 and ordered to give publication in the manner prescribed by law.

YEAS:
NAYS:
ABSTENTIONS:
ABSENT:

STATE OF MICHIGAN)
)ss
COUNTY OF OAKLAND)

I, the undersigned, the qualified and acting City Clerk of the City of Farmington Hills, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the ordinance adopted by the City Council of the City of Farmington Hills at a meeting held on the _____, 2021, the original of which is on file in my office.

PAMELA B. SMITH, City Clerk
City of Farmington Hills

SUMMARY
ORDINANCE NO. C-4-2021
CITY OF FARMINGTON HILLS
OAKLAND COUNTY, MICHIGAN

NOTICE of an Ordinance amending City Code of the City of Farmington Hills, Chapter 34, "Zoning", Section 34.3.2 to rezone and reclassify Part of Parcel ID 22-23-21-376-021 from the B-3, General Business District to L-1, Light Industrial District classification

A full copy of the Ordinance is on file in the Clerk's Office for public review between the hours of 8:30am and 4:30pm Monday through Friday.

Section 1, Ordinance Amendment

Section 2, Repealer

Section 3, Effective Date The provisions of this Ordinance are hereby ordered to take effect on the date provided by applicable law following publication.

Section 4, Enactment

PAMELA B. SMITH, City Clerk

Published: Farmington Observer 7/22/21

Ashley Hopper

From: Edward Gardiner <EGardiner@fhgov.com>
Sent: Thursday, July 8, 2021 2:52 PM
To: Gary Mekjian <GMekjian@fhgov.com>
Cc: Mark Stec <MStec@fhgov.com>
Subject: FW: Sara Fisher PUD

Gary,

We received a request to postpone the Sara Fisher PUD.

In order to accommodate their request to be adjourned to the 8-9-21 meeting I would request that revised plans be submitted no later than 7-22.

Ed

From: Mark Stec <MStec@fhgov.com>
Sent: Thursday, July 8, 2021 2:47 PM
To: Edward Gardiner <EGardiner@fhgov.com>
Subject: FW: Sara Fisher PUD

From: Raj Patel <[REDACTED]>
Sent: Thursday, July 8, 2021 12:29 PM
To: Mark Stec <MStec@fhgov.com>
Cc: John B. Thompson <[REDACTED]>
Subject: RE: Sara Fisher PUD

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Robertson.

We would like to **be postponed to the first city council meeting in August** for which we hope to have all submittals in timely. We will explore feasibility of all possible modifications that came up as suggestions yesterday but come in with our final, vote ready, plan.

John has agreed to be point on these submissions from the joint developer's side

Once again, thank you for your time and cooperation yesterday !



Raj Patel | C.E.O.

[Redacted]

25500 Meadowbrook Rd. Suite 230 Novi, MI 48375

www.optalishealthcare.com

From: Mark Stec <MStec@fhgov.com>
Sent: Thursday, July 8, 2021 12:16 PM
To: Raj Patel <[Redacted]>
Cc: John B. Thompson <[Redacted]>
Subject: Sara Fisher PUD

Hello Raj,

I am reaching out to you following up on the conversation we had yesterday regarding next Monday's City Council meeting. Could you please let me know by 2 o'clock today if you plan on requesting a postponement to a meeting in August or if you like to stay on the July 12 meeting agenda. A response to this email indicating what your intention is will suffice. Should you opt to request postponement, any additional information on the progress that you are making to address the concerns of city council that you choose provide will be forwarded to the council along with your request.

Respectfully,

Mark Stec
City Planner
(248)871-2540

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STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF FARMINGTON HILLS

**RESOLUTION REGARDING DECLARATION OF A LOCAL STATE OF
EMERGENCY (JULY 7, 2021 STORM)**

RESOLUTION NO. _____

At a regular meeting of the City Council of the City of Farmington Hills, County of Oakland, State of Michigan, held in the Farmington Hills City Hall on the 12th day of July, 2021 at 7:30 p.m., with those present and absent being,

PRESENT: _____,

ABSENT: _____,

the following preamble and resolution were offered by _____ and supported by _____.

PREAMBLE:

A. On July 7, 2021, the City of Farmington Hills experienced a significant storm event caused by a severe thunderstorm cell with high winds. As a result of this situation, the following conditions were encountered:

- A widespread power outage across 65 percent of the City.
- Many neighborhoods have been left impassable due to downed trees and power lines.
- Estimated time to clear the City "right-of-way" is 3-4 weeks from the date of the storm event.
- Power Road has been washed out and all gravel roads need to be regraded.
- Numerous City facilities have no power and have sustained flooding and water damage.
- The City established a cooling location at the Costick Center located at 28600 W. Eleven Mile Road.
- Catastrophic damages to countless trees, buildings, and other property throughout the City.

B. The storm event is unparalleled in recent memory, and the City of Farmington Hills as well as other public and private entities and individuals are expected to incur great costs in connection with the widespread and severe property damage and the resulting clean-up. The City has already incurred costs for contractors and for overtime of its own personnel, and such costs are expected to continue and expand for the next several weeks.

C. The City's resources have been and will continue to be overwhelmed by the severity and magnitude of the storm event, and the City believes that State assistance and other outside resources are necessary to effectively respond to, and recover from, the impacts of this emergency.

- D. Due to the above situation and circumstances, under the State of Michigan’s Emergency Management Act, MCL 30.410, and also under Chapter 10 of the Farmington Hills City Code, the Mayor of the City of Farmington Hills declared a Local State of Emergency and the City’s emergency operations plan has been activated and local resources are being utilized to the fullest extent possible to address the emergency.
- E. Under the Emergency Management Act, the Mayor's Declaration of a Local State of Emergency is limited to seven (7) days unless the City Council consents to the continuation of that Declaration.
- F. The City Council agrees with the Mayor’s Declaration and finds it appropriate to continue such Declaration until its termination as set forth herein.

NOW THEREFORE, IT IS HEREBY RESOLVED AND DECLARED, under and pursuant to the authority contained at § 3 of the Home Rule Cities Act, MCL 117.3(j), authorizing cities to provide for the public health and safety of persons; the Emergency Management Act, Public Act 390 of 1976; and the City’s Emergency Preparedness Ordinance, Chapter 10 of the Code of Ordinances:

- 1. There continues to be a city-wide Local State of Emergency in the City due to the facts, circumstances, and considerations described above, and City Council hereby consents to the continuation of Mayor Barnett’s Declaration of Local State of Emergency as set forth in and subject to this Resolution.
- 2. The City of Farmington Hills Emergency Preparedness Plan shall continue to be implemented to ensure that local and state resources are used to the fullest extent possible for all purposes permitted under and in accordance with the Emergency Management Act and Chapter 10 of the City Code, as and when necessary, to respond to or protect City citizens, businesses, personnel, and property relative to the declared local State of Emergency.
- 3. The appointment of Lt. James Neufeld of the Farmington Hills Fire Department as the Emergency Management Coordinator under the Emergency Operations Plan is hereby confirmed and approved.
- 4. The Emergency Management Coordinator, City Manager, and Mayor continue to be authorized to take appropriate measures, in their discretion and as permitted under the Emergency Management Act and Chapter 10 of the City Code, to respond to or protect City citizens, businesses, personnel, and property relative to the declared local State of Emergency.
- 5. The Declaration of a Local State of Emergency shall remain in effect until the earlier of August 1, 2021 or a City Council determination that the Local State of Emergency no longer exists and terminates this Declaration.
- 6. Notice of this Resolution and the Mayor’s Declaration of Local State of Emergency shall be provided to the following state and county agencies:

- Emergency Management and Homeland Security Division, Michigan State Police
- Oakland County Executive
- Oakland County Homeland Security Division Manager, Emergency Management Coordinator

AYES:

NAYS:

ABSENT:

ABSTENTIONS:

STATE OF MICHIGAN)
) ss.
 COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and acting City Clerk of the City of Farmington Hills, County of Oakland, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Farmington Hills at a regular meeting held on July 12, 2021, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 12th day of July, 2021.

 PAMELA B. SMITH, City Clerk
 City of Farmington Hills

REPORT FROM THE CITY MANAGER TO CITY COUNCIL
July 12, 2021

**SUBJECT: AWARD OF PROPOSAL FOR AS NEEDED ECONOMIC DEVELOPMENT
CONSULTING SERVICES**

ADMINISTRATIVE SUMMARY

- A request for proposals was advertised, posted on the MITN e-procurement site, and after a postponement to encourage additional bidding, publicly opened on June 22, 2021 for As Needed Economic Development Consulting Services. Notification was sent to over three hundred (300+) firms one firm responding (AKT Peerless).
- The city has experienced 5 Economic Development Directors in the past 10 years and the use of as-needed economic development services will serve to supplement this function to ensure consistent economic development service in a volatile labor market.
- The objective of this process is to obtain a qualified, and insured firm that has substantial demonstrable expertise, experience, specialization, and proven competency in Economic Development Consulting related matters. The awarded firm shall be required to provide all labor, materials, expertise, and means of work to provide the City (on an as needed basis) services to support the Brownfield Redevelopment Authority (BRA), the Economic Development Corporation and the Corridor Improvement Authority in the review and administration of applications and projects. In addition, services may be utilized for business recruitment, development and retention efforts, as well as environmental grant writing and the development of organizational strategies to increase private investment.
- When services of a consultant become necessary the City will provide a specific scope of work and request a proposal from the awarded firm (based on their awarded contract pricing) with projected staff-hours and costs. If the proposal is acceptable based on the project's scope of services and costs, a purchase order will be issued. It should be noted that for some specialized work, or a particular project, the City always has the option and may consider requesting other proposals for said work.
- Staff from Central Services and the City Manager's Office reviewed all responses, checked references, and reviewed their fee structure and is recommending awarding an as needed service agreement to AKT Peerless. Their pricing is competitive, they have extensive experience in this arena, and they have excellent references. In fact, AKT Peerless has provided this service to the City of Farmington Hills in the past with satisfactory results. AKT Peerless is a full service environmental, brownfield redevelopment, and economic development consulting firm with over 65 employees.
- Funding for this expense is included in the FY 2021-22 budget in the City Administration operating account in the amount of \$50,000 per year. In accordance with the Brownfield Redevelopment Financing Act and the City's BRA Policy and Procedures, reimbursement of actual BRA administrative and operating costs are eligible expenses and will plan to be included to recover much of this expense.

RECOMMENDATION

In view of the above, it is recommended that City Council authorize the City Manager enter into a contract & approve all budgeted purchase orders with AKT Peerless LLC, as needed for a one (1) year term and for five (5) additional one (1) year terms at their contracted 3% fee increase per year (beginning at year 2) under the same terms and conditions upon mutual consent of the City and firm.

Prepared by: Michelle Aranowski, Senior Buyer
Reviewed by: Kelly Monico, Director of Central Services
Reviewed by: Joseph Valentine, Assistant City Manager
Approved by: Gary Mekjian, City Manager

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL STUDY SESSION MEETING
JUNE 28, 2021 – 6:00PM

The study session meeting of the Farmington Hills City Council was held electronically and called to order by Mayor Barnett at 6:03pm. Members were asked to state their name and location (city and state) as to where they were attending the electronic meeting.

Council Members Present: Vicki Barnett, Farmington Hills, Michigan
Jackie Boleware, Farmington Hills, Michigan (arrived at 6:33pm)
Valerie Knol, Farmington Hills, Michigan
Ken Massey, Farmington Hills, Michigan
Mary Newlin, Farmington Hills, Michigan
Matt Strickfaden, Farmington Hills, Michigan

Council Members Absent: Michael Bridges

Others Present: City Manager Mekjian, City Clerk Smith, Assistant City Manager Valentine. Directors Gardiner, Randle, Schnackel and Skrobola, Police Chief King and City Attorney Joppich

PUBLIC SAFETY/BUSINESS LICENSE ORDINANCE

Attorney Joppich reviewed with Council the proposed changes to three business license ordinances relating to smoking lounges, miniature golf courses, go-kart tracks and arcades and another for general business licensing regulations to revise outdated language. He noted that based on Council feedback, revisions were made to the ordinance on smoking lounges to include language requiring an indemnification agreement and proof of insurance, that there shall be no gambling and to clarify the type of live entertainment that is prohibited under the ordinance. The hours of operation were not changed based on the recommendation of the Police Chief King and remain from 8am until 12am.

Questions by Council included the amount of insurance required and whether “moral turpitude” was outdated language that should be revised. There was also concern by some members of focusing on certain businesses and why the city would not license all businesses.

Attorney Joppich responded that the insurance amount and any fees would be established by resolution of Council and that resolution would come before Council for approval at the time the ordinance is brought forth. He displayed a list for Council of the businesses that currently require a license.

Mayor Barnett gave a brief history on why the city does not license all businesses.

Police Chief Jeff King stated that after reviewing various ordinances from other surrounding communities, he found the hours of operation to vary with some closing at midnight and others closing at 2am. In response to Council, he reported that the majority of incidents occur between 11pm and 2am.

There was further discussion regarding the hours of operation and impact it could have on the businesses.

Council and staff discussed live entertainment and how that should be addressed for the smoking lounges versus the miniature golf, go-kart or arcade establishments where often birthday parties are held.

(Mayor Pro-Tem Boleware arrived at 6:33pm.)

Chief King confirmed that at least one of the hookah lounges currently has a dance floor and live entertainment, which has at times contributed to the issues at that establishment with limited space causing persons to bump into one another resulting in verbal confrontations.

It was suggested that the ordinance include limiting the size of the dance floor or base live entertainment space on occupancy requirements.

After reviewing the hours of operation for various smoking lounges in the city, the consensus of Council was to allow the smoking lounges to remain open until 1am.

Further discussion was held on live entertainment at smoking lounges. It was suggested the city require an annual permit for the dance and entertainment so that if there were issues, the permit could be revoked.

Attorney Joppich mentioned that the state issues dance and entertainment permits for liquor-licensed establishments and he could review those regulations to potentially include similar language in the ordinance.

Council discussed the ordinance for miniature golf, go-karts and arcades that contained the same language changes mentioned for the smoking lounges.

Council consensus/direction was to bring the ordinances back to a future study session and include the following changes:

- Revise the smoking lounge ordinance to allow establishments to be open until 1am and options for allowing live entertainment as discussed
- Maintain the 12am closing time for miniature golf, go-kart and arcade establishments but remove the prohibition of live entertainment from that ordinance
- Review the use of language “moral turpitude”

REVIEW OF CHARTER SECTION 10.01A

This item was postponed so that Councilmember Bridges could be present for the discussion as the item was included on the agenda at his request.

ADJOURNMENT

The study session meeting adjourned at 7:19pm.

Respectfully submitted,



Pamela B. Smith, City Clerk

MINUTES
CITY OF FARMINGTON HILLS
CITY COUNCIL MEETING
JUNE 28, 2021 – 7:30 PM

The regular session meeting of the Farmington Hills City Council was held electronically and called to order by Mayor Barnett at 7:30pm.

During roll call, Council members were asked to state their location from where they are attending the meeting remotely.

Council Members Present: Vicki Barnett, Farmington Hills, Michigan
Jackie Boleware, Farmington Hills, Michigan
Michael Bridges, Farmington Hills, Michigan
Valerie Knol, Farmington Hills, Michigan
Ken Massey, Farmington Hills, Michigan
Mary Newlin, Farmington Hills, Michigan
Matthew Strickfaden, Farmington Hills, Michigan

Council Members Absent: Michael Bridges

Others Present: City Manager Mekjian, City Clerk Smith, Assistant City Manager Valentine, Directors Gardiner, Mondora, Schnackel and Skrobola, Police Chief King, Planning Consultant Arroyo and City Attorney Joppich

PLEDGE OF ALLEGIANCE

Mayor Barnett led the pledge of allegiance.

APPROVAL OF REGULAR SESSION MEETING AGENDA

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

Roll Call Vote:

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

Nays: NONE

Absent: BRIDGES

Abstentions: NONE

MOTION CARRIED 6-0-1-0.

PROCLAMATION RECOGNIZING JULY 2021 AS NATIONAL PARKS AND RECREATION MONTH

The following Proclamation was read by Council Member Strickfaden and accepted by Special Services Director, Ellen Schnackel:

**PROCLAMATION
National Parks and Recreation Month
July 2021**

WHEREAS, Parks and Recreation programs are an integral part of communities throughout our state and country; and

WHEREAS, the City of Farmington Hills Special Services Department is vitally important to establishing and maintaining our quality of life, ensuring the health of our citizens, and contributing to the economic and environmental well-being of the entire community and region; and

WHEREAS, Parks and Recreation programs are shown to increase a community's property values, expand the local tax base, increase tourism, attract and retain businesses, and reduce crime; and

WHEREAS, the programs that are created and managed by the City's Special Services Department and the recent opening of The Hawk, the new Farmington Hills Community Center, help to build a healthy, active community and positively impact the physical, mental, and emotional health of all those who participate; and

WHEREAS, the City's parklands and natural recreation areas enhance the ecological beauty of our community and provide a place for children and adults to connect with nature and enjoy the outdoors.

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 July 2021 as **National Parks and Recreation Month** and encourage all citizens to pursue enjoyment of the outdoors and take part in one of the Special Services Department's many wonderful programs including cultural arts, golf, archery, aquatics, ice skating, fishing, senior activities, Nature Center classes, athletics, special events, and more.

PRESENTATION ON POLICE DEPARTMENT DASHBOARD

Police Chief King explained that CLEMIS provides data for the dashboard site and ARX will manage the site with Oakland County funding costs associated with the dashboard for the initial 2-year period. He reviewed the data with Council that will be included on the Police Department dashboard, which will increase transparency for residents and assist the department in working with the community. He noted that other than the 3 base datasets to be included, the dashboard for Farmington Hills will also include data for Force Response to Resistance and Violence, Employee Misconduct and Arrest Origins. Chief King explained that the 3 base datasets would come from Oakland County CLEMIS to ARX who will be managing the website and this information will be updated each month. The additional data points will be provided by the Department to ARX and this information will be updated annually.

In response to Council, Chief King clarified that traffic stops will be tracked as calls for service and information is captured and will be included on the dashboard.

Council questioned if the on-line complaint form could be submitted electronically and if the system could capture non-binary and not just male or female.

Chief King responded that currently the on-line complaint forms need to be printed and completed and then could be submitted electronically. He confirmed that currently gender information is captured from the driver license.

Chief King reported that the dashboard should be complete by the end of July.

CORRESPONDENCE

The following correspondence was acknowledged:

- Letter from Jeff and Royal Zidek complimenting the City's Ice Arena on their management and staff.
- E-mail from Ms. Webber regarding messaging on the electronic signs at City Hall
- Various calls from residents regarding the storm and power outages, flooding, down trees, etc.

City Manager Mekjian stated that the city has been in touch with DTE representatives and plans to meet with them regarding chronic outages in certain areas.

Mayor Barnett asked administration to inquire about reimbursement for food loss during long-term outages.

CONSENT AGENDA

MOTION by Massey, support by Strickfaden, to approve Consent Agenda as read.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

PUBLIC QUESTIONS AND COMMENTS

There were no public questions or comments.

COUNCIL MEMBERS COMMENTS AND ANNOUNCEMENTS

The following comments and announcements were made:

- Acknowledged many positive comments regarding the HAWK and an inquiry about increasing the hours for the pool to remain open later.

Ellen Schnackel, Director of Special Services, noted that their goal is to have the pool open longer once they have sufficient staffing in place. The city currently has 30 positions still to fill at the HAWK and some of those include lifeguard positions.

Members of council suggested reviewing pay increases for part-time positions and or potentially lowering the age restrictions.

Director Schnackel stated that staff is currently working with Human Resources regarding pay increases specifically for positions that require special certifications such as lifeguards. She stated that lowering the age limit is an option that staff could review.

Attorney Joppich cautioned that there could be minimum age requirements or other restrictions of employment and that Human Resources should have that information.

CITY MANAGER UPDATE

City Manager Mekjian provided the following update:

The inclement weekend weather brought approximately 3.75 inches of rain to Farmington Hills between Friday and Sunday that resulted in some localized flooding, road closures and down trees. He noted that the Middlebelt Tunnel did overflow but that was expected with this type of storm. As of this morning, all roads are open and the city has heard of no sewage in basements from residents. He thanked the Police, Fire and Public Services staff for their efforts over the weekend required due to the storms.

Mayor Barnett reminded residents of state law requirements for setting off fireworks and asked residents to be courteous to their neighbors. She encouraged residents to donate their money to charities rather than purchasing fireworks.

PUBLIC HEARING

PUBLIC HEARING AND CONSIDERATION OF THE INTRODUCTION OF AN ORDINANCE AMENDING CITY CODE, CHAPTER 34, "ZONING", TO AMEND THE OFFICIAL ZONING MAP IN ORDER TO REZONE THE PROPERTY LOCATED AT PARCEL ID 23-21-376-021 FROM B-3, GENERAL BUSINESS DISTRICT TO LI-1, LIGHT INDUSTRIAL DISTRICT; REZONING REQUEST 2-3-2021.

Ed Gardiner, Director of Planning and Community Development, explained that the rezoning request is to rezone property located on Grand River from B-3, General Business to LI-1, Light Industrial District. The property owner currently operates a building to the north of this property zoned LI-1, Light Industrial and would like to expand his current business to this property. The Planning Commission reviewed the proposal and recommended approval at their May 20, 2021 public hearing. He explained the procedures for presenting the request and allowing for public comment prior to Council action.

Hisham Younis, representing Jing-Jin North America, explained that he would like to expand his current business to this property and mentioned that the building would be modern with a blue glass façade and that operations are very clean. He spent \$13 million on the current building and expects to spend at least \$20 million on the new building that would be a showcase facility and create employment for 150 staff members.

Rod Arroyo, Giffels-Webster, reported that the surrounding zoning is mostly LI-1, Light Industrial to the north and east and B-3 to the west along the north side of Grand River. The Master Plan designation is similar to the zoning. He noted the following from his report:

- The property consists of 2.26 acres and is zoned B-3, General Business
- The property has a Non-Center Type Business designation for the future land use plan. The future land use plan is intended to show a generalized plan for future development and not exact boundaries for each use category so when evaluating a rezoning, the city may need to consider if it would fit in with the area or is a logical extension or whether it makes sense to maintain the existing zoning
- The master plan designation indicates this as a transition area; therefore, LI-1 zoning would be considered good planning practice since it is adjacent to other properties zoned LI-1 and would be an extension of an existing zoning district
- Properties to the west are zoned office, a permitted use in LI-1 or B-3 zoning districts and further shows this as a transition area
- Although the master plan map doesn't designate the property at LI-1, the Planning Commission found it is generally consistent and a reasonable alternative and was found to be a logical extension of the district to Grand River.

- It would permit the expansion of an existing industrial operation but doesn't necessarily provide a special benefit that is not available to other owners as there are other LI-1 properties in the area and would therefore not constitute spot zoning.

Councilmember Massey mentioned that many years ago this property was zoned LI-1 and was rezoned to B-3.

Mayor Barnett inquired if this rezoning would create spot zoning for the property located to the west that would remain B-3 zoning. Mr. Arroyo responded that it would not constitute spot zoning as that property is master planned for commercial or B-3 zoning.

Further discussion was held on spot zoning in this area. Mr. Arroyo stated that whenever the requested rezoning is near a border the city must carefully consider unique factors of property.

Director Gardiner mentioned that the Planning Commission will be re-evaluating the city's master plan in the near future and he could recommend further review of this area. In response to Council, he noted that the retention basin to the east would be evaluated during the site plan process.

Mayor Barnett opened the public hearing. There being no comments, Mayor Barnett closed the public hearing.

MOTION by Knol, support by Massey, that the City Council of Farmington Hills hereby approves the INTRODUCTION of an ordinance amending City Code, Chapter 34, "Zoning", to amend the official Zoning Map in order to rezone the property located at Parcel ID 23-21-376-021 from B-3, General Business District to LI-1, Light Industrial District, Rezoning Request 2-3-2021, as the change is a reasonable alternative to the Master Plan because it will promote land use policies of the Master Plan and will not conflict with present policies.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

PUBLIC HEARING AND CONSIDERATION OF APPROVAL OF PLANNED UNIT DEVELOPMENT PLAN 1, 2021, INCLUDING SITE PLAN 54-2-2021 DATED JUNE 3, 2021, WITH CONDITIONS; LOCATED AT 31252 TWELVE MILE ROAD.

Director Gardiner explained that the request is for final approval of PUD Plan 1, 2021 including site plan 54-2-2021, to convert the existing hotel to a senior living facility. The property is zoned ES, Expressway Service District and the master plan is ES, Expressway Service District. He reported that the Planning Commission reviewed the request and recommended approval at their May 27, 2021 public hearing. He explained the procedures for presenting the request and allowing for public comment prior to Council action.

Paul O'Meara, representing Manor Senior Living, stated that the proposal is to build a senior living facility with independent and assisted care living under the PUD option. He spoke to the surrounding area and stated that they are requesting the PUD option as they feel the project would meet the following qualifications:

- Protect existing adjacent uses and be a good neighbor to both commercial and residential uses
- Provide for a better transition buffer resulting in less noise and traffic for the surrounding residential areas
- Improve aesthetics by implementing landscaping in excess of minimum standards
- Provide a redevelopment that is sustainable

Mr. O'Meara indicated that other benefits of the project include less parking and more green space on site with a kiosk and walking area and improved vehicle access that has been a point of discussion by the city for many years. The proposal is to maintain the existing 12 Mile drive and add a second drive on Orchard Lake Road that would better serve Roberto's Coney Island that is currently up for sale. They would also provide easements for driveways from the Marathon gas station and the existing restaurant if they wished to connect to the Orchard Lake Road access. He noted that the project would also improve the entrance to the building to provide for improved emergency access and compliance with fire prevention codes.

Doug Boehm, Executive Director and one of the owners of Manor Senior Living, stated that Manor Senior Living was founded in 2013 in the Frankenmuth area and has grown over the past 8 years to 5 counties and 10 facilities that consist of independent living, assisted living, memory care and skilled nursing. They are proposing a conversion of the Radisson Hotel to senior living offering independent living, assisted living and memory care with a gazebo and walking path and other outdoor activities. The existing pool will be maintained to allow for the independent seniors to remain active. He showed renderings of the building and proposed material to be used and landscaping. He expects to spend \$5 million on the redevelopment and will be converting over 200 hotel rooms to 128 senior living units. The facility will also include a movie theater, activities area, exercise rooms, library, lounge/living rooms, conference rooms, dining rooms and the pool. It will consist of 24/7 care with an emergency call system. The building will be 3 stories with assisted living and memory care on the 3rd floor and independent living on the first floor. Mr. Boehm shared information on the need for this type of senior living based on a market study conducted by a third party and discussed monthly rates for 24/7 care and services for the facility. He noted that hotel rooms in nature are typically larger than senior living units so the rooms at this location will be larger than most other senior facilities.

Discussion was held on the emergency access locations to the facility and conversations with area businesses regarding access easements to the site.

Attorney Joppich explained that with a PUD plan there would be a PUD agreement that contained final details, including any easement agreements and this agreement come back to City Council for approval at a later date.

Mr. O'Meara

The following Council comments/concerns were mentioned:

- Grade from the new access drive to Orchard Lake Road
- Potential impact on Robert's Coney Island selling their business
- The influx of senior facilities being built or proposed in close proximity to this project
- Impact on future plans for the Orchard Lake Road boulevard
- Project that would not necessarily enhance other area businesses
- Preference for owner-occupied dwellings for independent senior living

Mr. O'Meara explained that the grade of the access to Orchard Lake Road has been engineered so he has no concerns. He commented that the market study conducted showing the need for this type of senior living is not only for today but for future needs of the area.

Rod Arroyo, Giffels-Webster, discussed the zoning of the site and surrounding area and outlined the PUD approval process and how the project meets qualifications. Open meeting space requirements are not met but the proponent is substantially expanding open and green space from what currently exists and are adding other amenities. He discussed the proposed senior living units and noted a traffic study showed that proposed trips per day generated would be less than the previous hotel use or other uses allowed in the district. In summary of the plan, he pointed out that there was a question about the demand for senior housing and the applicant has provided market data and Mr. Arroyo mentioned the aging population data provided through the SEMCOG forecast information. He noted that the proponent is seeking relief as it relates to density, open space and allowing the use within the ES, Expressway Service District under the PUD option.

Mayor Barnett opened the public hearing.

Theresa Rich, Heritage Hills Drive, stated that at Council's last meeting it was nice to hear about the future vision of Farmington Hills along 12 Mile Road and the positive direction of that discussion; however, she was disappointed to hear of this proposed development. She feels the subject property is a good area and opportunity to create that vision and that the city should challenge its traffic engineers to work with a developer to reduce incidents of crashes and bring in mixed use development in this area to help revitalize the city. She commented that there are already quite a few senior assisted living facilities in the city and more going up or that have been proposed and she is concerned this sends a message to young families that all new housing proposed is for seniors. She heard the data about an aging community but wondered if there was data to show that this was lacking for Farmington Hills residents.

Victor Simon, owner of the Marathon gas station, stated that while he likes the new development, he is concerned with the city's request to have him close his exit to Orchard Lake Road and a new one proposed for all of the businesses at this corner. He also expressed concern with the grade to the access to Orchard Lake Road and feels it will inconvenience his customers and their ability to get in and out of the site and that it could cause more accidents.

There being no further comments, Mayor Barnett closed the public hearing.

Mr. Boehm took exception to the Mayor's comments regarding the number of senior living communities in Farmington Hills and stated that had he known the city did not want any more senior living facilities in the community, they would not have spent the time and money they have on the project to date. He believes this is a good development and the hotel has been on the market for some time. While it may not attract younger people to the area to visit the restaurants, seniors are the biggest demographic and there is a need to treat them well.

Mayor Barnett responded that there is a lot of senior living and assisted care coming into the community but what is lacking are amenities for active seniors that want to downsize from their homes into smaller condominiums. She added that the project does not provide for any carbon footprint relief or solar panels or charging stations that may help negate her concerns with the lack of green space and grade difference to the Orchard Lake drive.

Councilmember Knol commented that the city has to work with what they have, which is a dilapidated hotel that has been on the market for several years and no developer has been willing to come in and build

the townhouses or mixed-use development discussed. She does not believe this is a good area for mixed-use development as it would create even more traffic and people would not be as willing to pay for higher priced condominiums that are next to the expressway. She noted that the proposed project is reducing a significant amount of parking to put in grass and that would not happen with townhouses or condominiums and for those reasons she can support the plan at this location. She acknowledged that some of the proposed senior living facilities have not moved forward and doesn't believe the city should penalize or prohibit this project when it is unknown if those other projects will come to fruition.

MOTION by Knol, support by Massey, that the City Council of Farmington Hills hereby approves Planned Unit Development Plan 1, 2021 including Site Plan 54-2-2021 dated June 3, 2021, with the condition of final approval of all necessary access easements with all neighboring properties; and

IT IS FURTHER RESOLVED, that the City Council authorizes the City Attorney to prepare the appropriate PUD agreement stipulating the terms of final development.

Further discussion was held on the grade of the drive to Orchard Lake Road.

Mr. Boehm noted that they met with the city's traffic engineer and owners of Roberto's on site and the grade of the drive was developed, reviewed and approved by the city traffic engineer.

Mr. O'Meara agreed and stated that if this is the issue that will stop this project, they could review options to make the transition to that grade longer by moving a few parking spaces.

City Manager Mekjian explained that the city has been trying to get improved traffic circulation on this site for quite some time and this PUD plan will accomplish this. He added that the developer will be required to meet city design standards.

Discussion was held on potential development of this site if this plan was not approved. As far as impact on the sale of Roberto's Coney Island, Director Gardiner stated that the changes proposed with this development would greatly improve access to the site.

Mayor Barnett is concerned the plan has too little open space dedicated for the seniors and has concerns with the drive grade to Orchard Lake Road. She would like to see a lower carbon footprint and synergy between other businesses and this project; but agreed with Councilmember Knol that this is a problematic piece of property and is not a good area for mixed-use development. Mayor Barnett stated that she will vote in favor of the project but when the final PUD agreement comes back before Council, she wants to see improvements including more green space and the grade to Orchard Lake Road addressed. She stated if the PUD agreement comes before Council with no changes proposed, she will probably vote against it. Mayor Barnett also suggested the proponents consider including solar panels and installing charging stations for employees.

Roll Call Vote:

Yeas: BARNETT, KNOL, NEWLIN AND STRICKFADEN

Nays: BOLEWARE AND MASSEY

Absent: BRIDGES

Abstentions: NONE

MOTION CARRIED 4-2-1-0.

UNFINISHED BUSINESS

CONSIDERATION OF RETURNING TO IN-PERSON MEETINGS (POSTPONED FROM JUNE 14, 2021).

City Clerk Smith explained that after the last Council meeting when this was discussed, Council consensus was to return to in-person meetings starting in July 2021 and Council requested keeping members socially distanced at the dais. Renderings were provided to City Council showing the dais and where staff members would be located and plans to social distance the public when needed. Clerk Smith noted that it was suggested that staff display the Council meeting material on the overhead projectors and that can be accomplished. She stated that no action is required, only a consensus if the layout as proposed is sufficient.

City Council consensus was to return to in-person meetings in July 2021 with social distancing in place as proposed.

Mayor Barnett mentioned that the Council will reserve the right to call for another local state of emergency if needed. She also requested hand sanitizer in the chamber. Clerk Smith noted there would be hand sanitizer and masks available for those that want one.

Clerk Smith mentioned that in light of the conversations of Council on transparency and requests to her on getting more information out to the public, she was requesting feedback from Council on continuing to livestream Planning Commission meetings to YouTube and posting their meeting material to the website as they will be doing for City Council.

Councilmember Knol supported continuing to livestream the Planning Commission meetings. No other comments or concerns were noted.

Clerk Smith indicated that the intent was to get feedback from Council and bring the matter back for further discussion to provide Planning Commission members an opportunity to comment as well.

NEW BUSINESS

CONSIDERATION OF APPROVAL OF AMENDMENT TO RULES OF THE CITY COUNCIL AND GUIDELINES OF CONDUCT.

Clerk Smith explained that at the last meeting Council decided that the City Council meeting material should be posted to the website starting with their July meeting. At the direction of Council, the meeting material would be posted the Monday morning of the meeting and continue to be provided to City Council the Friday prior. She noted that the city has a current policy for videotaping City Council meetings and posting the videos to the website that is outdated and it is the suggestion of staff to rescind this policy as the information for livestreaming meetings will be part of the amendments to the Rules of the City Council and Guidelines of Conduct if approved. Clerk Smith added that approval of the amendments requires a 2/3 vote of Council per the document and mentioned that the proposed amendment is clear that posting of the meeting material is voluntary, not required by law and does not create any added notice or due process obligations or rights.

Phil Neuman, resident, stated that he is pleased that the meeting material will be posted to the city website but requested that this is done on Friday as well so the public has an opportunity to review the material over the weekend.

Mayor Barnett explained that most of the time the public is seeking information on a particular item and not reviewing the entire packet of material and Council would like additional time to review the

information prior to the public receiving it and contacting them with questions. She suggested moving forward as proposed and if the city is receiving requests or complaints, Council can revisit the issue.

In response to the Mayor, Clerk Smith noted that it was her intent to send one last email to the group of people that had requested the meeting material via email noting that this now will be posted to the website on Monday morning. It was mentioned that this group receives the material on the Saturday prior to the meeting.

Mayor Barnett requested that staff continue to email the material on Saturday to those that have requested and she suggested that Mr. Neuman contact the City Clerk to be added to that email group.

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the amended Rules of the City Council and Guidelines of Conduct dated June 28, 2021 and rescinds the previous policy for Videotaping of City Council Meetings and Video on Demand for City Council Meetings dated 1997 and amended in 2009; and

FURTHER RESOLVES, that the City Council meeting material will be posted as early as possible on Monday morning.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

CONSIDERATION OF ADOPTION OF A RESOLUTION ESTABLISHING SEWER RATES FOR FISCAL YEAR 2021/2022. CMR 6-21-68

Tammy Gushard, Deputy Director of Public Services, explained that before Council this evening are the proposed 2021/2022 sewer rates and the recommendation includes a rate increase of 8.1 % for the sewer and equates to \$5.30 per quarter for a customer paying the minimum bill and increase of \$13.24 for flat rate customers or sewer only customers.

**CITY OF FARMINGTON HILLS
AMENDED SEWAGE DISPOSAL RATES**

RESOLUTION NO. R-120-21

WHEREAS, the County of Oakland, through its Oakland County Water Resources Commissioner, under the Michigan Constitution of 1963, Article 7, §28, and the Urban Cooperation Act of 1967, on September 27, 2018, entered into contract with the City of Farmington Hills for the construction, operation, and maintenance of the Farmington Sewage Disposal System; and

WHEREAS, the City shall provide, by proper ordinance or resolution for the sewage disposal rate to be charged to all premises within the City connected to the Farmington Sewage Disposal System; and

WHEREAS, the City of Farmington Hills was notified by the Oakland County Water Resources Commissioner, that sewage disposal charges for the Evergreen-Farmington Sanitary Drain Drainage

District would increase effective for use on and after July 1, 2021 and the Gross Pollutant Surcharge and the Industrial Waste Control (IWC) charges approved the Great Lakes Water Authority (GLWA) would also go into effect on July 1, 2021; and

WHEREAS, the Oakland County Water Resources Commissioner (WRC) has performed a review of the finances for the Farmington Hills Sewage Disposal System including the cost for disposal to the Great Lakes Water Authority, the charges for operation and maintenance of the Evergreen-Farmington Sewage Disposal System, the cost for WRC to operate and maintain the City's sewage disposal system, and reserve funds including an emergency reserve, capital improvement reserve, and a major maintenance reserve; and

WHEREAS, in a letter dated May 19, 2021, the Oakland County Water Resources Commissioner, as operating agency for the City, recommended that sewage disposal rates be established effective July 1, 2021; and

WHEREAS, the sewage disposal charge has increased \$3.31 from \$40.94 per Mcf to \$44.25 per Mcf; and

WHEREAS, the minimum quarterly charge has been established at \$70.80 based upon an assigned use of 1.6 Mcf; and

WHEREAS, the flat rate quarterly charge has been established at \$177.00 for sewer users that do not have a water meter based upon an assigned use of 4.0 Mcf; and

NOW, THEREFORE, BE IT RESOLVED that the rates of \$44.25 per Mcf for sewage disposal, \$70.80 for a minimum quarterly charge and \$177.00 for the flat rate quarterly charge for the Farmington Hills Sewage Disposal System be established effective July 1, 2021 for all users of the Farmington Hills Sewage Disposal System and the Great Lakes Water Authority (GLWA) gross Pollutant Surcharge and the IWC charges be established in accordance with the following until further notification from GLWA on the net charges:

1. **Pollutant Surcharge**

A Pollutant Surcharge shall be levied against industrial and commercial customers contributing sewage to the system with concentrations of pollutants exceeding the levels described as follows:

- A. 275 milligrams per liter (mg/l) of Biochemical Oxygen Demand (BOD).
- B. 350 milligrams per liter (mg/l) of Total Suspended Solids (TSS).
- C. 12 milligrams per liter (mg/l) of Phosphorus (P).
- D. 100 milligrams per liter (mg/l) of Fats, Oils & Grease (FOG).

| <u>Amounts of Pollutant Surcharge</u> | <u>Total Charge Per Pound of Excess Pollutants</u> |
|---------------------------------------|--|
| Biochemical Oxygen Demand (BOD) | \$0.347 |
| Total Suspended Solids (TSS) | 0.476 |
| Phosphorus (P) | 6.368 |
| Fats, Oils & Grease (FOG) | 0.111 |

It is assumed that normal domestic customers do not contribute sewage with concentrations of pollutants exceeding the above levels, therefore, the Pollutant Surcharge will not apply to domestic customers. Further, restaurants shall be exempt from Pollutant Surcharge per Federal

Court Order, "Second Interim Order," dated July 10, 1981.

2. **Industrial Waste Control**

Based on the size of the water meter, actual or assigned, each non-residential user of the system shall pay a monthly Non-residential Surcharge in accordance with the following schedule:

| <u>Meter Size</u> | <u>Industrial Waste Control (I.W.C.) Charge</u> |
|-------------------|---|
| 5/8" | \$3.54 |
| 3/4" | 5.31 |
| 1" | 8.85 |
| 1-1/2" | 19.47 |
| 2" | 28.32 |
| 3" | 51.33 |
| 4" | 70.80 |
| 6" | 106.20 |
| 8" | 177.00 |
| 10" | 247.80 |
| 12" | 283.20 |
| 14" | 354.00 |
| 16" | 424.80 |
| 18" | 495.60 |

YEAS: BARNETT, BOLEWARE, KNOL, MASSEY, NEWLIN AND STRICKFADEN

NAYS: NONE

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

CONSIDERATION OF ADOPTION OF A RESOLUTION ESTABLISHING WATER RATES FOR FISCAL YEAR 2021/2022. CMR 6-21-69

Tammy Gushard, Deputy Director of Public Services, explained that before Council this evening are the proposed 2021/2022 water rates and the recommendation includes a rate increase of 3.8 % for the sewer and equates to \$2.53 per quarter for a customer paying the minimum bill and increase of \$6.16 for the average customer. The water tower continues to save the city rate payers money each year and it is estimated that the savings this year will be \$2.4 million with the overall savings totaling \$17.3 million since its initial construction.

**CITY OF FARMINGTON HILLS
AMENDED WATER SUPPLY RATES**

RESOLUTION NO. R-121-21

WHEREAS, the Oakland County Water Resources Commissioner (WRC) has performed a review of the finances for the City of Farmington Hills water supply system including the cost to purchase

pursuant to Article VI of the City Charter; and,

WHEREAS, a Public Hearing was held on the combined budgets for FY 2021/22 on June 14, 2021 and the property tax millage rate to be levied to support the FY 2021/22 budget; and,

WHEREAS, an appropriate public notice was published on May 27, 2021, notifying citizens of the Public Hearing on the proposed FY 2021/22 Budget and the proposed property tax levy to support these budgets and the City Council's intention to adopt the budgets and establish the property tax rates on June 14, 2021 after the Public Hearing; and,

WHEREAS, all necessary proceedings have been taken by the City of Farmington Hills, Oakland County, Michigan, for the adoption of its Budget for the FY 2021/22;

THEREFORE, be it resolved by the City Council as follows:

- 1) That the City Council for the City of Farmington Hills hereby adopts the General Fund Budget for FY 2021/22 in the aggregate amount of \$70,350,229 for expenditures and transfers-out funded by \$64,392,261 in revenues and transfers-in.
- 2) That the City Council for the City of Farmington Hills hereby appropriates the sum of \$70,350,229 in expenditures and transfers-out for FY 2021/22 for General Fund purposes on a departmental and activity total basis as follows:

| | |
|---|----------------------------|
| Boards & Commissions | \$2,980,288 |
| General Government | \$11,458,853 |
| Public Safety | \$23,824,432 |
| Planning & Community Development | \$1,913,281 |
| Public Services | \$8,472,403 |
| Special Services | \$11,892,176 |
| Operating Transfers Out | \$9,808,796 |
| Total Expenditures + Transfers-out | <u>\$70,350,229</u> |

- 3) That the City of Farmington Hills shall levy 5.4072 mills ad valorem tax on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for general operating purposes.
- 4) That the City of Farmington Hills shall levy 0.6017 mills ad valorem tax on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for general debt service requirements (all 0.6017 mills are from within the City Charter Limit) and to adopt the 2021/22 Debt Service Fund Budgets schedule as attached below.
- 5) That the City of Farmington Hills shall levy 2.0147 mills ad valorem tax on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for Capital Improvements of which 0.4646 mills will be dedicated to Parks Development as approved by the electorate in August 2018

and to adopt the 2021/22 Capital Improvement Fund Budget and Parks & Recreation Capital Development Funds Budget as attached below.

- 6) That the City of Farmington Hills shall levy 3.0245 mills ad valorem (as approved by the electorate in November 2011 and November 2015) on the taxable value of all real and personal property subject to taxation in the City of Farmington Hills for the FY 2021/22 for the purposes of public safety.
- 7) That the City of Farmington Hills shall levy 0.7530 mills ad valorem tax on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for refuse removal and disposal.
- 8) That the City of Farmington Hills shall levy 0.0134 mills ad valorem tax on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for economic development and public information.
- 9) That the City of Farmington Hills shall levy 4.5775 mills ad valorem tax (as approved by the electorate in November 2014 and in November 2018) on the Taxable Value of all Real and Personal Property subject to taxation in the City of Farmington Hills for the FY 2021/22 for the City's local match to Major Road grant funded projects as well as preventative maintenance treatments on both Major and Local Roads.
- 10) That the City of Farmington Hills shall levy a total of 16.8566 mills ad valorem on the taxable value of all real and personal property subject to taxation in the City of Farmington Hills for FY 2021/22.
- 11) That the City of Farmington Hills estimates General Fund Revenues and transfers-in for the FY 2021/22 to total \$64,392,261, as follows:

| | |
|-------------------------------------|----------------------------|
| Property Taxes | \$34,957,446 |
| Business Licenses & Permits | \$25,242 |
| Other Licenses & Permits | \$1,527,084 |
| Grants | \$430,500 |
| State Shared Revenues | \$8,917,832 |
| Fees | \$6,366,760 |
| Sales | \$308,319 |
| Fines & Forfeitures | \$1,584,178 |
| Interest Earnings | \$335,926 |
| Recreation User Charges | \$5,810,416 |
| Other Revenue | \$2,811,707 |
| Operating Transfers In | \$1,316,850 |
| Total Revenue + Transfers-in | <u>\$64,392,261</u> |

- 12) That the City of Farmington Hills adopts the Special Revenue Funds Budgets for the FY 2021/22 as follows:

| |
|--------------------------------------|
| SPECIAL REVENUE FUNDS SUMMARY |
|--------------------------------------|

| | Total Infrastructure Funds | Total Recreation Funds | Public Safety Funds | C.D.B.G Fund #275 | Total Special Revenue Funds |
|--|----------------------------------|------------------------------|---------------------------|----------------------|--------------------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$7,769,064 | \$555,662 | \$3,481,524 | \$0 | \$11,806,250 |
| REVENUES | | | | | |
| Property Taxes | 16,871,066 | 1,688,230 | 11,137,627 | 0 | 29,696,923 |
| Intergovernmental | 10,865,870 | 311,722 | 196,582 | 1,084,992 | 12,459,166 |
| Interest Income | 170,642 | 3,500 | 63,528 | 400 | 238,070 |
| Miscellaneous | 190 | 152,692 | 0 | 50,000 | 202,882 |
| Total Revenues | 27,907,768 | 2,156,144 | 11,397,738 | 1,135,392 | 42,597,041 |
| EXPENDITURES | | | | | |
| Highways & Streets | 25,813,760 | 0 | 0 | 0 | 25,813,760 |
| Public Safety | 0 | 0 | 11,776,014 | 0 | 11,776,014 |
| Debt Service - Principal | 745,000 | 0 | 0 | 0 | 745,000 |
| Debt Service - Interest | 166,000 | 0 | 0 | 0 | 166,000 |
| Land Acquisition, Capital Improvements and Other | 129,300 | 1,052,075 | 258,200 | 1,135,392 | 2,574,967 |
| Total Expenditures | 26,854,060 | 1,052,075 | 12,034,214 | 1,135,392 | 41,075,741 |
| Revenues over/(under) Expenditures | 1,053,708 | 1,104,069 | (636,476) | 0 | 1,521,301 |
| OTHER FINANCING SOURCES AND USES | | | | | |
| Transfers In | 19,326,248 | 68,861 | 0 | 0 | 19,395,109 |
| Transfers Out | (19,326,248) | (1,307,850) | 0 | 0 | (20,634,098) |
| Total | 0 | (1,238,989) | 0 | 0 | (1,238,989) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 1,053,708 | (134,920) | (636,476) | 0 | 282,312 |
| FUND BALANCE AT JUNE 30, 2022 | \$8,822,772 | \$420,742 | \$2,845,047 | \$0 | \$12,088,561 |

| |
|--|
| SPECIAL REVENUE FUNDS INFRASTRUCTURE FUNDS SUMMARY |
|--|

| | Municipal Street Fund #201 | Major Roads Fund #202 | Local Roads Fund #203 | Total Infrastructure Funds |
|--|----------------------------------|-----------------------------|-----------------------------|----------------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$353,882 | \$6,250,706 | \$1,164,476 | \$7,769,064 |
| REVENUES | | | | |
| Property Taxes | 16,871,066 | 0 | 0 | 16,871,066 |
| Intergovernmental | 434,540 | 7,535,278 | 2,896,052 | 10,865,870 |
| Interest Income | 20,642 | 75,000 | 75,000 | 170,642 |
| Miscellaneous | 0 | 190 | 0 | 190 |
| Total Revenues | 17,326,248 | 7,610,468 | 2,971,052 | 27,907,768 |
| EXPENDITURES | | | | |
| Highways & Streets | 0 | 11,050,355 | 14,763,405 | 25,813,760 |
| Debt Service - Principal | 0 | 0 | 745,000 | 745,000 |
| Debt Service - Interest | 0 | 0 | 166,000 | 166,000 |
| Other | 0 | 91,700 | 37,600 | 129,300 |
| Total Expenditures | 0 | 11,142,055 | 15,712,005 | 26,854,060 |
| Revenues over/(under) Expenditures | 17,326,248 | (3,531,587) | (12,740,953) | 1,053,708 |
| OTHER FINANCING SOURCES AND USES | | | | |
| Transfers In | 0 | 4,851,349 | 14,474,898 | 19,326,248 |
| Transfers Out | (17,326,248) | (2,000,000) | 0 | (19,326,248) |
| | (17,326,248) | 2,851,349 | 14,474,898 | 0 |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 0 | (680,238) | 1,733,946 | 1,053,708 |
| FUND BALANCE AT JUNE 30, 2022 | \$353,882 | \$5,570,469 | \$2,898,421 | \$8,822,772 |

**SPECIAL REVENUE FUNDS
 RECREATION FUNDS SUMMARY**

| | Nutrition Fund #281 | Parks & Recreation Millage Fund #410 | Total Recreation Funds |
|--|------------------------|---|---------------------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$0 | \$555,662 | \$555,662 |
| REVENUES | | | |
| Property Taxes | 0 | 1,688,230 | 1,688,230 |
| Intergovernmental | 286,722 | 25,000 | 311,722 |
| Interest Income | 500 | 3,000 | 3,500 |
| Miscellaneous | 152,692 | 0 | 152,692 |
| Total Revenues | 439,914 | 1,716,230 | 2,156,144 |
| EXPENDITURES | | | |
| Land Acquisition, Capital Improvements and Other | 508,775 | 543,300 | 1,052,075 |
| Total Expenditures | 508,775 | 543,300 | 1,052,075 |
| Revenues over/(under) Expenditures | (68,861) | 1,172,930 | 1,104,069 |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfers In | 68,861 | 0 | 68,861 |
| Transfers Out | 0 | (1,307,850) | (1,307,850) |
| Total | 68,861 | (1,307,850) | (1,238,989) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 0 | (134,920) | (134,920) |
| FUND BALANCE AT JUNE 30, 2022 | \$0 | \$420,742 | \$420,742 |

**SPECIAL REVENUE FUNDS
 PUBLIC SAFETY FUNDS SUMMARY**

| | Public Safety Fund #205 | Federal Forfeiture Fund #213 | State Forfeiture Fund #214 | Total Public Safety Funds |
|--|-------------------------------|------------------------------------|----------------------------------|--|
| FUND BALANCE AT JULY 1, 2021 | 2,339,089 | \$901,348 | \$241,087 | \$3,481,524 |
| REVENUES | | | | |
| Property Taxes | 11,137,627 | 0 | 0 | 11,137,627 |
| Intergovernmental | 196,582 | 0 | 0 | 196,582 |
| Interest Income | 62,528 | 0 | 1,000 | 63,528 |
| Miscellaneous | 0 | 0 | 0 | 0 |
| Total Revenues | 11,396,738 | 0 | 1,000 | 11,397,738 |
| EXPENDITURES | | | | |
| Public Safety | 11,580,508 | 183,556 | 11,950 | 11,776,014 |
| Land Acquisition, Capital Improvements and Other | 8,000 | 250,200 | 0 | 258,200 |
| Total Expenditures | 11,588,508 | 433,756 | 11,950 | 12,034,214 |
| Revenues over/(under) Expenditures | (191,770) | (433,756) | (10,950) | (636,476) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | (191,770) | (433,756) | (10,950) | (636,476) |
| FUND BALANCE AT JUNE 30, 2022 | \$2,147,318 | \$467,592 | \$230,137 | \$2,845,047 |

- 13) That the City of Farmington Hills adopts the 2021/22 Debt Service Fund Budgets as follows:

| |
|-----------------------------------|
| DEBT SERVICE FUNDS SUMMARY |
|-----------------------------------|

| | General Debt Service Fund #301 | Building Authority Debt Fund #662 | Total Debt Service Funds |
|--|---|--|-----------------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$83,656 | \$0 | \$83,656 |
| REVENUES | | | |
| Interest Income | 200 | 0 | 200 |
| Intergovernmental Revenues | 50,000 | 0 | 50,000 |
| Total Revenues | 50,200 | 0 | 50,200 |
| EXPENDITURES | | | |
| Bond Principal Payments | 1,525,000 | 0 | 1,525,000 |
| Interest and Fiscal Charges | 714,936 | 0 | 714,936 |
| Miscellaneous | 2,500 | 0 | 2,500 |
| Total Expenditures | 2,242,436 | 0 | 2,242,436 |
| Revenues over/(under) Expenditures | (2,192,236) | 0 | (2,192,236) |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfers In | | | |
| -General Fund | 2,239,935 | 0 | 2,239,935 |
| Total Transfers In | 2,239,935 | 0 | 2,239,935 |
| Total Other Financing Sources and Uses | 2,239,935 | 0 | 2,239,935 |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 47,699 | 0 | 47,699 |
| FUND BALANCE AT JUNE 30, 2022 | \$131,355 | \$0 | \$131,355 |

- 14) That the City of Farmington Hills adopts the 2021/22 Capital Projects Funds Budgets as follows:

| |
|---------------------------------------|
| CAPITAL PROJECTS FUNDS SUMMARY |
|---------------------------------------|

| | Capital Improvement Fund #404 | Community Center Renovations Fund #406 | Total Capital Project Funds |
|--|-------------------------------------|---|--------------------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$3,240,261 | \$256,893 | \$3,497,154 |
| REVENUES | | | |
| Interest Income | 30,000 | 30,000 | 60,000 |
| Total Revenues | 30,000 | 30,000 | 60,000 |
| EXPENDITURES | | | |
| Public Facilities | 1,383,000 | 1,250,000 | 2,633,000 |
| Drainage | 2,524,000 | 0 | 2,524,000 |
| Sidewalks | 963,000 | 0 | 963,000 |
| Equipment | 4,706,000 | 0 | 4,706,000 |
| Administration & Miscellaneous | 500 | 300 | 800 |
| Total Expenditures | 9,576,500 | 1,250,300 | 10,826,800 |
| Revenues over/(under) | | | |
| Expenditures | (9,546,500) | (1,220,300) | (10,766,800) |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfer from General Fund | 6,500,000 | 1,000,000 | 7,500,000 |
| Total Other Financing Sources and Uses | 6,500,000 | 1,000,000 | 7,500,000 |
| Revenues and Other Financing Sources Over/(Under) | | | |
| Expenditures and Other Uses | (3,046,500) | (220,300) | (3,266,800) |
| FUND BALANCE AT JUNE 30, 2022 | \$193,761 | \$36,593 | \$230,354 |

- 15) That the City of Farmington Hills adopts the 2021/22 Component Unit Funds Budgets as follows:

| |
|-------------------------------------|
| COMPONENT UNIT FUNDS SUMMARY |
|-------------------------------------|

| | Corridor Improvement Authority Fund #242 | Brownfield Redevelopment Authority Fund #243 | Total Component Units |
|--|---|---|-----------------------------|
| FUND BALANCE AT JULY 1, 2021 | \$308,464 | \$977,730 | \$1,286,194 |
| REVENUES | | | |
| Property Taxes | 130,491 | 366,341 | 496,833 |
| Intergovernmental | 0 | 0 | 0 |
| Interest Income | 306 | 16,640 | 16,946 |
| Total Revenues | 130,797 | 382,981 | 513,778 |
| EXPENDITURES | | | |
| Audit Fees | 100 | 0 | 100 |
| Marketing | 0 | 0 | 0 |
| Business Improvement Grant | 0 | 0 | 0 |
| Miscellaneous/Others | 0 | 400 | 400 |
| Consultants | 0 | 0 | 0 |
| Total Expenditures | 100 | 400 | 500 |
| Revenues over/(under) Expenditures | 130,697 | 382,581 | 513,278 |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfer to General Fund | 0 | (9,000) | (9,000) |
| Total Transfers Out | 0 | (9,000) | (9,000) |
| Total Other Financing Sources and Uses | 0 | (9,000) | (9,000) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 130,697 | 373,581 | 504,278 |
| FUND BALANCE AT JUNE 30, 2022 | \$439,161 | \$1,351,311 | \$1,790,472 |

- 16) That the City Council hereby authorizes the City Manager to make budgetary transfers within the appropriation centers established through the budget and that all transfers between appropriation centers may be made only by further action by the City Council, pursuant to the provisions of the Michigan Uniform Accounting and Budgeting Act.
- 17) That the FY 2021/22 Budgets of the General Fund, Special Revenue Funds and Capital Projects Funds shall be automatically amended on July 1, 2021 to re-appropriate fund balances for certain outstanding encumbrances and/or available capital project budget balances at June 30, 2021, as authorized by the City Manager.
- 18) That the City Council hereby authorizes the City Manager to assign General Fund – fund balance for future City budget amendment appropriations, which may be made only by further action by the City Council, pursuant to the provisions of the Michigan Uniform Accounting and Budgeting Act.
- 19) That the FY 2020/21 departmental and activity budget amounts for the General Fund be amended to the following estimated revenues and projected actual expenditures as reflected in the budget document submitted for FY 2021/22, as may be updated by the Finance Director:

| Revenues | |
|---|----------------------------|
| Property Taxes | \$34,086,043 |
| Business Licenses & Permits | \$24,747 |
| Other Licenses & Permits | \$1,836,089 |
| Grants | \$5,620,500 |
| State Shared Revenues | \$8,742,973 |
| Fees | \$6,980,141 |
| Sales | \$302,274 |
| Fines & Forfeitures | \$1,553,115 |
| Interest Earnings | \$332,600 |
| Recreation User Charges | \$3,298,344 |
| Other Revenue | \$2,756,576 |
| Operating Transfers In | \$1,316,850 |
| Total Revenue + Transfers-in | <u>\$66,850,252</u> |
| Expenditures | |
| Boards & Commissions | \$2,682,394 |
| General Government | \$11,125,553 |
| Public Safety | \$21,992,495 |
| Planning & Community Development | \$1,852,956 |
| Public Services | \$7,904,541 |
| Special Services | \$8,039,703 |
| Operating Transfers Out | \$9,268,861 |
| Total Expenditures + Transfers-out | <u>\$62,866,504</u> |

- 20) That the FY 2020/21 Special Revenue Funds Budgets be amended to the following estimated revenues and projected actual expenditures as reflected in the budget document submitted for FY 2021/22, as may be updated by the Finance Director:

SPECIAL REVENUE FUNDS

| | Total Infrastructure Funds | Total Recreation Funds | Public Safety Funds | C.D.B.G Fund #275 | Total Special Revenue Funds |
|--|----------------------------------|------------------------------|---------------------------|----------------------|--------------------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$8,566,856 | \$1,000,731 | \$3,522,037 | \$0 | \$13,089,624 |
| REVENUES | | | | | |
| Property Taxes | 16,507,895 | 1,651,870 | 10,897,875 | 0 | 29,057,640 |
| Intergovernmental | 10,534,812 | 309,730 | 299,692 | 705,783 | 11,850,017 |
| Interest Income | 170,237 | 2,276 | 62,302 | 300 | 235,115 |
| Miscellaneous | 190 | 162,552 | 18,471 | 125,000 | 306,213 |
| Total Revenues | 27,213,135 | 2,126,428 | 11,278,341 | 831,083 | 41,448,986 |
| EXPENDITURES | | | | | |
| Highways & Streets | 26,896,081 | 0 | 0 | 0 | 26,896,081 |
| Public Safety | 0 | 0 | 10,864,807 | 0 | 10,864,807 |
| Debt Service - Principal | 740,000 | 0 | 0 | 0 | 740,000 |
| Debt Service - Interest | 187,000 | 0 | 0 | 0 | 187,000 |
| Land Acquisition, Capital Improvements and Other | 110,120 | 1,220,508 | 454,047 | 831,083 | 2,615,758 |
| Total Expenditures | 27,933,201 | 1,220,508 | 11,318,854 | 831,083 | 41,303,646 |
| Revenues over/(under) Expenditures | (720,067) | 905,920 | (40,513) | 0 | 145,339 |
| OTHER FINANCING SOURCES AND USES | | | | | |
| Transfers In | 16,690,357 | 68,861 | 0 | 0 | 16,759,218 |
| Transfers Out | (16,768,082) | (1,419,850) | 0 | 0 | (18,187,932) |
| Total | (77,725) | (1,350,989) | 0 | 0 | (1,428,714) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | (797,792) | (445,069) | (40,513) | 0 | (1,283,375) |
| FUND BALANCE AT JUNE 30, 2021 | \$7,769,064 | \$555,662 | \$3,481,524 | \$0 | \$11,806,250 |

| |
|--|
| SPECIAL REVENUE FUNDS INFRASTRUCTURE FUNDS SUMMARY |
|--|

| | Municipal Street Fund #201 | Major Roads Fund #202 | Local Roads Fund #203 | Total Infrastructure Funds |
|--|----------------------------------|-----------------------------|-----------------------------|----------------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$90,088 | \$3,003,878 | \$5,472,890 | \$8,566,856 |
| REVENUES | | | | |
| Property Taxes | 16,507,895 | 0 | 0 | 16,507,895 |
| Intergovernmental | 426,019 | 7,291,248 | 2,817,545 | 10,534,812 |
| Interest Income | 20,237 | 75,000 | 75,000 | 170,237 |
| Miscellaneous | 0 | 190 | 0 | 190 |
| Total Revenues | 16,954,152 | 7,366,438 | 2,892,545 | 27,213,135 |
| EXPENDITURES | | | | |
| Highways & Streets | 0 | 8,710,290 | 18,185,792 | 26,896,081 |
| Debt Service - Principal | 0 | 0 | 740,000 | 740,000 |
| Debt Service - Interest | 0 | 0 | 187,000 | 187,000 |
| Other | 0 | 82,620 | 27,500 | 110,120 |
| Total Expenditures | 0 | 8,792,910 | 19,140,292 | 27,933,201 |
| Revenues over/(under) Expenditures | 16,954,152 | (1,426,472) | (16,247,747) | (720,067) |
| OTHER FINANCING SOURCES AND USES | | | | |
| Transfers In | 0 | 4,673,300 | 12,017,057 | 16,690,357 |
| Transfers Out | (16,690,357) | 0 | (77,725) | (16,768,082) |
| | (16,690,357) | 4,673,300 | 11,939,332 | (77,725) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 263,795 | 3,246,828 | (4,308,415) | (797,792) |
| FUND BALANCE AT JUNE 30, 2021 | \$353,882 | \$6,250,706 | \$1,164,476 | \$7,769,064 |

**SPECIAL REVENUE FUNDS
 RECREATION FUNDS SUMMARY**

| | Nutrition Fund #281 | Parks & Recreation Millage Fund #410 | Total Recreation Funds |
|--|------------------------|---|---------------------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$0 | \$1,000,731 | \$1,000,731 |
| REVENUES | | | |
| Property Taxes | 0 | 1,651,870 | 1,651,870 |
| Intergovernmental | 287,371 | 22,359 | 309,730 |
| Interest Income | 500 | 1,776 | 2,276 |
| Miscellaneous | 152,692 | 9,860 | 162,552 |
| Total Revenues | 440,563 | 1,685,865 | 2,126,428 |
| EXPENDITURES | | | |
| Land Acquisition, Capital Improvements and Other | 509,424 | 711,084 | 1,220,508 |
| Total Expenditures | 509,424 | 711,084 | 1,220,508 |
| Revenues over/(under) Expenditures | (68,861) | 974,781 | 905,920 |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfers In | 68,861 | 0 | 68,861 |
| Transfers Out | 0 | (1,419,850) | (1,419,850) |
| Total | 68,861 | (1,419,850) | (1,350,989) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | 0 | (445,069) | (445,069) |
| FUND BALANCE AT JUNE 30, 2021 | \$0 | \$555,662 | \$555,662 |

| |
|--|
| <p>SPECIAL REVENUE FUNDS PUBLIC SAFETY FUNDS SUMMARY</p> |
|--|

| | Public Safety Fund #205 | Federal Forfeiture Fund #213 | State Forfeiture Fund #214 | Total Public Safety Funds |
|--|-------------------------------|------------------------------------|----------------------------------|--|
| FUND BALANCE AT JULY 1, 2020 | 2,497,389 | \$817,375 | \$207,273 | \$3,522,037 |
| REVENUES | | | | |
| Property Taxes | 10,897,875 | 0 | 0 | 10,897,875 |
| Intergovernmental | 192,728 | 72,000 | 34,964 | 299,692 |
| Interest Income | 61,302 | 0 | 1,000 | 62,302 |
| Miscellaneous | 0 | 18,471 | 0 | 18,471 |
| Total Revenues | 11,151,905 | 90,471 | 35,964 | 11,278,341 |
| EXPENDITURES | | | | |
| Public Safety | 10,856,657 | 6,000 | 2,150 | 10,864,807 |
| Land Acquisition, Capital Improvements and Other | 453,549 | 498 | 0 | 454,047 |
| Total Expenditures | 11,310,206 | 6,498 | 2,150 | 11,318,854 |
| Revenues over/(under) Expenditures | (158,301) | 83,973 | 33,814 | (40,513) |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | (158,301) | 83,973 | 33,814 | (40,513) |
| FUND BALANCE AT JUNE 30, 2021 | \$2,339,089 | \$901,348 | \$241,087 | \$3,481,524 |

- 21) That the FY 2020/21 Debt Service Funds Budgets be amended to the following estimated revenues and projected actual expenditures as reflected in the budget document submitted for FY 2021/22, as may be updated by the Finance Director:

| |
|-----------------------------------|
| DEBT SERVICE FUNDS SUMMARY |
|-----------------------------------|

| | General Debt Service Fund #301 | Building Authority Debt Fund #662 | Total Debt Service Funds |
|--|---|--|-----------------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$273,328 | \$264 | \$273,592 |
| REVENUES | | | |
| Interest Income | 200 | 0 | 200 |
| Proceeds from Bond Sale | 4,125,000 | 0 | 4,125,000 |
| Intergovernmental Revenues | 223,252 | 0 | 223,252 |
| Total Revenues | 4,348,452 | 0 | 4,348,452 |
| EXPENDITURES | | | |
| Bond Principal Payments | 1,405,000 | 1,000,000 | 2,405,000 |
| Interest and Fiscal Charges | 764,113 | 19,500 | 783,613 |
| Transfer to Escrow Agent | 4,079,799 | 0 | 4,079,799 |
| Miscellaneous | 47,701 | 0 | 47,701 |
| Total Expenditures | 6,296,613 | 1,019,500 | 7,316,113 |
| Revenues over/(under) Expenditures | (1,948,161) | (1,019,500) | (2,967,661) |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfers In | | | |
| -General Fund | 2,700,000 | 0 | 2,700,000 |
| -Local Road Fund | 77,725 | 0 | 77,725 |
| -General Debt Fund | 0 | 1,019,236 | 1,019,236 |
| Total Transfers In | 2,777,725 | 1,019,236 | 3,796,961 |
| Transfers Out | | | |
| -Building Authority Fund | (1,019,236) | 0 | (1,019,236) |
| Total Transfers out | (1,019,236) | 0 | (1,019,236) |
| Total Other Financing Sources and Uses | 1,758,489 | 1,019,236 | 2,777,725 |
| Excess Revenues and Other Financing Sources over/(under) Expenditures and Other Uses | (189,672) | (264) | (189,936) |
| FUND BALANCE AT JUNE 30, 2021 | \$83,656 | \$0 | \$83,656 |

- 22) That the FY 2020/21 Capital Projects Funds Budgets be amended to the following estimated revenues and projected actual expenditures as reflected in the budget document submitted for FY 2021/22, as may be updated by the Finance Director:

| |
|---------------------------------------|
| CAPITAL PROJECTS FUNDS SUMMARY |
|---------------------------------------|

| | Capital Improvement Fund #404 | Community Center Renovations Fund #406 | Total Capital Project Funds |
|---|-------------------------------------|---|--------------------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$5,485,307 | \$15,953,360 | \$21,438,667 |
| REVENUES | | | |
| Interest on Investments | 30,000 | 30,000 | 60,000 |
| Sale of Fixed Assets | 6,091 | 0 | 6,091 |
| Grants | 792,011 | 0 | 792,011 |
| Donation | 235,000 | 105,110 | 340,110 |
| Miscellaneous | 57,217 | 0 | 57,217 |
| Total Revenues | 1,120,319 | 135,110 | 1,255,429 |
| EXPENDITURES | | | |
| Public Facilities | 2,105,761 | 16,831,839 | 18,937,600 |
| Drainage | 2,407,041 | 0 | 2,407,041 |
| Sidewalks | 115,019 | 0 | 115,019 |
| Equipment | 5,349,144 | 879,600 | 6,228,744 |
| Administration & Miscellaneous | 400 | 260 | 660 |
| Total Expenditures | 9,977,365 | 17,711,699 | 27,689,064 |
| Revenues over/(under) | | | |
| Expenditures | (8,857,046) | (17,576,589) | (26,433,635) |
| OTHER FINANCING SOURCES AND USES | | | |
| Parks Millage Fund | 112,000 | 318,216 | 430,216 |
| Transfer from Brownfield Redevelopment | 0 | 1,561,906 | 1,561,906 |
| Transfer from General Fund | 6,500,000 | 0 | 6,500,000 |
| Total Other Financing Sources and Uses | 6,612,000 | 1,880,122 | 8,492,122 |
| Revenues and Other Financing Sources Over/(Under) | | | |
| Expenditures and Other Uses | (2,245,046) | (15,696,467) | (17,941,513) |
| FUND BALANCE AT JUNE 30, 2021 | \$3,240,261 | \$256,893 | \$3,497,154 |

- 23) That the FY 2020/21 Component Units Funds Budgets be amended to the following estimated revenues and projected actual expenditures as reflected in the budget document submitted for FY 2021/22, as may be updated by the Finance Director:

| |
|--------------------------------------|
| COMPONENT UNITS FUNDS SUMMARY |
|--------------------------------------|

| | Corridor Improvement Authority Fund #242 | Brownfield Redevelopment Authority Fund #243 | Total Component Units |
|--|---|---|-----------------------------|
| FUND BALANCE AT JULY 1, 2020 | \$180,627 | \$2,199,177 | \$2,379,804 |
| REVENUES | | | |
| Property Taxes | 127,682 | 358,455 | 486,138 |
| Grant | 0 | 0 | 0 |
| Interest Income | 300 | 16,313 | 16,613 |
| Total Revenues | 127,982 | 374,769 | 502,751 |
| EXPENDITURES | | | |
| Audit Fees | 45 | 310 | 355 |
| Capital Outlay | 0 | 0 | 0 |
| Miscellaneous | 100 | 25,000 | 25,100 |
| Total Expenditures | 145 | 25,310 | 25,455 |
| Revenues over/(under) | | | |
| Expenditures | 127,837 | 349,459 | 477,296 |
| OTHER FINANCING SOURCES AND USES | | | |
| Transfers Out-Community Center Renc | 0 | (1,561,906) | (1,561,906) |
| Transfers Out-General Fund | 0 | (9,000) | (9,000) |
| Total Transfers out | 0 | (1,570,906) | (1,570,906) |
| Total Other Financing Sources and Uses | 0 | (1,570,906) | (1,570,906) |
| Excess Revenues and Other Financing Sources over/(under) | | | |
| Expenditures and Other Uses | 127,837 | (1,221,447) | (1,093,610) |
| FUND BALANCE AT JUNE 30, 2021 | \$308,464 | \$977,730 | \$1,286,194 |

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

RECOMMENDED APPROVAL OF REQUEST FOR EMPLOYMENT OF A LIFEGUARD UNDER SECTION 10.01A OF THE CITY CODE.

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Ian Ledermann as a Lifeguard in the Special Services Department. Ian is the brother of Michelle Ledermann who is a Lifeguard/Swim Instructor for Special Services.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

RECOMMENDED APPROVAL OF REQUEST FOR EMPLOYMENT OF AN AQUATIC ATTENDANT UNDER SECTION 10.01A OF THE CITY CODE.

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Megan Armstrong as an Aquatic Attendant in the Special Services Department. Megan is related to Addison Armstrong who is an Aquatic Attendant for Special Services.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

RECOMMENDED APPROVAL OF REQUEST FOR EMPLOYMENT OF A HAWK CONCESSIONS ATTENDANT UNDER SECTION 10.01A OF THE CITY CODE.

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the request for employment under Section 10.01A of the City Code for Ivy Jefferies as a Hawk Concessions Attendant in the Special Services Department. Ivy is the sister of Camille Jefferies who is a Lifeguard for Special Services.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

**RECOMMENDED APPROVAL OF THE CITY COUNCIL JOINT STUDY SESSION MEETING
MINUTES OF JUNE 14, 2021.**

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the City Council study session meeting minutes of June 4, 2021.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

**RECOMMENDED APPROVAL OF THE CITY COUNCIL REGULAR SESSION MEETING
MINUTES OF JUNE 14, 2021.**

MOTION by Massey, support by Strickfaden, that the City Council of Farmington Hills hereby approves the City Council regular session meeting minutes of June 4, 2021.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

ADDITIONS TO AGENDA

None.

ADJOURNMENT

MOTION by Massey, support by Newlin, to adjourn the regular session meeting at 10:41am.

Roll Call Vote:

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

MOTION CARRIED 6-0-1-0.

Respectfully submitted,



Pamela B. Smith, City Clerk