

Draft: March 27, 2007

Village of Bingham Farms

Council Meeting

Approved: April 23, 2007

March 26, 2007

The regular meeting of the Village Council was called to order by President Bauer at 8:00 p.m.

Present: Bauer, Freeman, Kesley, Leckie, Gollnitz & Tripp

Absent: Ettenson

Also Present: Police Chief Browne, Fire Chief Averbuch, Hagaman, & Ludwick

Agenda

President Bauer requested that the agenda be amended to add AT&T Franchise Agreement under New Business.

Motion by Leckie, second by Kesley to approve the Agenda as amended.

Motion carried.

Minutes

Mr. Kesley indicated he was not at the February Council Meeting and requested the minutes reflect that change.

Motion by Tripp, second by Leckie to approve the meeting minutes of February 26, 2007 as amended.

Motion carried.

Public Comments not listed on the agenda

None

Police Chief

Chief Browne updated Council on police activity in the Village during the month. There was one residential civil infraction ticket issued to a resident on Fourteen Mile Rd. Three laptops were stolen from office suites in the non-residential buildings on Telegraph.

An employee of a medical office reported that cash and credit cards were taken from her purse. The credit cards were used in Southfield. Detective Castro is investigating.

A residence in Bingham Farms was broken into on March 22nd. A window in the garage was broken. The intruders were scared off by the homeowner's barking dog.

The police department has developed an email list of all property managers in the C-1 and PS Districts. Reports and notices are sent to them when there are incidents that tenants should become aware of.

Mr. Leckie questioned the Chief on a situation that happened a week ago at the 31500 Telegraph Rd. building. This building has no delivery area. A contractor was delivering items for a suite build out and was issued a ticket for illegal parking. The Chief indicated that he will discuss options with the management company.

SAD Budget Presentation

The Chief highlighted areas of the SAD Budget for the 2007-2008 Fiscal Year. The expense budget was developed by analyzing last year's expenses, estimating the increase in health care costs, retirement contributions and salaries. All the officers are at the top of the pay scale.

Health Care & Dental coverage have had erratic increases over the past several years ranging from 3 – 13%. The Budget anticipates a 6% increase in costs.

The largest expense is in clerical, administration and dispatch services. Dispatch service with Farmington Hills is the largest amount in this line item.

In response to a question relative to police coverage of the SAD, Chief Browne indicated that Officers Hirschfeld and Gardner provide the majority of the coverage area. They work alternate 12 hour-shifts.

Set Public Hearing Date

RESOLUTION 2007-02 OFFERED BY LECKIE SUPPORTED BY KESLEY, that the Police Chief and Police Liaison be directed to prepare a final report on the advisability of a Special Assessment District to provide additional police service for all PS and C-1 zoned office district properties; that a Public Hearing on the necessity for the SAD be called for on April 23, 2007 at 7:55 p.m.; that the Assessor be directed to prepare the assessment roll; and that a Public Hearing to review the assessment roll be called to coincide with the Public Hearing on necessity.

AYES: Kesley, Gollnitz, Freeman, Tripp, Leckie & Bauer

NAYS: None

ABSENT: Ettenson

Resolution passes 6-0.

Fire Chief

Chief Averbuch advised Council on several issues that his department is working on relative to reducing the number of fire false alarms in the Bingham Office Center. The Southfield Fire Dept. is working on this situation with Chief Averbuch.

He also commended Village attorney Gary Dovre for exceptional work on the Oakland County Dispatch Agreement. While it was not the responsibility of the Village attorney but rather that of Oakland County to resolve some issues relative to liability, Mr. Dovre found the solution.

Council has the monthly report.

Board Appointments

President Bauer indicated that several volunteer positions on various boards expire and representatives must be appointed. Several volunteers have expressed a desire to continue serving on the Boards. Mr. Steve Kates has indicated he does not wish to continue serving on the Planning Commission.

Motion by Kesley, second by Leckie to appoint Nathaniel Towle to a vacant seat on the Planning Commission, said term to expire in March 2010.

Motion carried.

Motion by Freeman, second by Tripp to appoint D. E. Hagaman to another term on the Planning Commission, said term to expire in March 2010.

Motion carried.

Motion by Freeman, second by Kesley to appoint James Valiquett to another three-year term on the Design Review Board, said term to expire in March 2010.

Motion carried.

Motion Kesley, second by Gollnitz to appoint Mel Ettenson to a three-year term on the Birmingham Area Cable Board, said term to expire in March 2010.

Motion carried.

Bank Designation

Mrs. Ludwick explained that every year the Council designates banks where the Treasurer is authorized to invest Village funds. There are several new institutions that have been added to the list, namely Michigan Heritage Bank in Farmington Hills, Charter One and Fifth Third. It is recommended that the Village invest up to the FDIC limit. It is also recommended that Council authorize increasing the maximum invested in Multi-Bank Securities to 1.2 million which provides more latitude in investing and spreads the risk factor as Multi-Bank invests in many different banking institutions.

RESOLUTION 2007-03 OFFERED BY GOLLNITZ, SUPPORTED BY TRIPP that pursuant to Act No. 40 of the Legislature of Michigan Special Session of 1931-1932; and all amendments thereto; that the following banking institutions be, and are hereby, designated for the period ending on the 30th day of March 2008, as depositories in which the Treasurer of the Village of Bingham Farms shall deposit all public moneys, including tax moneys, coming into the hands of such Treasurer, to amounts not exceeding \$600,000:

Comerica Bank
Bank of Bloomfield Hills (AKA Private Bank)
Chase Bank
Fidelity Bank
Franklin Bank
National City Bank
LaSalle Bank
Huntington Bank
Flagstar Bank
Nstar Bank
Fifth Third Bank
Charter One Bank
Michigan Heritage Bank – Farmington Hills

Be it further resolved that the Resolution 2005-03, authorizing the use of investment advisory services from Multi-Bank Securities adopted on February 28, 2005 be extended to March 30, 2008, and that the maximum amount to be invested through Multi-Bank Securities not exceed \$1,200,000, with the further stipulation that all Village funds be invested through Multi-Bank Securities in fully-FDIC insured bank investments and comply with Michigan Public Act 20.

AYES: Kesley, Gollnitz, Freeman, Tripp, Leckie & Bauer

NAYS: None

ABSENT: Ettenson

Resolution passes 6-0.

Budget Presentation

The Budget Committee met and is recommending a balanced 2007-08 General Fund budget in the amount of \$1,948,470 based on a 6.8 millage rate, the same rate as the current year. The Village will be reducing its fund balance due to several factors: the cost of road reconstruction projects, revenue sharing cuts from the state, tax increase limitations from the Headlee amendment and Proposition A, and continued increases in the cost of purchased services from other communities.

The 2007-08 Gas & Weight budget projects revenues of \$360,852, plus a reappropriation from the fund balance of \$46,465, for a total of \$407,317, against expenditures of \$407,317.

President Bauer extended her appreciation to Mr. Leckie and Mr. Freeman for their work on the Budget and especially to the Treasurer, Mrs. Ludwick for an exceptional job done.

SET PUBLIC HEARING DATE FOR 2007-2008 BUDGET

RESOLUTION 2007-04 OFFERED BY KESLEY, SUPPORTED BY LECKIE, that the Clerk and the Treasurer be authorized to prepare a notice calling for a Public Hearing on April 23, 2007 at 7:45 p.m. to discuss the levy for FY 2007/08 for operating purposes under Public Act 5 of 1982, and that a Public Hearing on the proposed 2007-08 budget as called for in the Village Charter be scheduled for the same date and time.

AYES: Kesley, Gollnitz, Freeman, Tripp, Leckie & Bauer

NAYS: None

ABSENT: Ettenson

Resolution passes 6-0.

SET PUBLIC HEARING DATE FOR TRUTH-IN-TAXATION

RESOLUTION 2007-05 OFFERED BY TRIPP, SUPPORTED BY GOLLNITZ, that the Clerk and the Treasurer be authorized to prepare a notice calling for a Truth in Taxation Public Hearing on April 23, 2007 at 7:50 p.m. to discuss the increase in property taxes for FY 2007-08 for operating purposes.

AYES: Kesley, Gollnitz, Freeman, Tripp, Leckie & Bauer

NAYS: None

ABSENT: Ettenson

Resolution passes 6-0.

Treasurer's Report

The February 2007 Financial Report showed a General Fund balance of \$2,777,569.21 with income for the month of \$15,029.59 against expenditures of \$339,952.01. The Gas & Weight Fund balance at 2/28/07 was \$372,767.69 with income for the month of \$205,061.28 against expenditures of \$9,314.85.

Motion by Tripp, supported by Leckie, to accept the February 2007 Financial Statement as presented.

Motion carried unanimously.

The Bills to be Paid for March 2007 were in the following amounts: General Fund, \$105,319.91; Gas & Weight, \$6,759.00.

Motion by Tripp, supported by Gollnitz, to approve payment of the March bills as presented. Motion carried unanimously.

Mrs. Ludwick reported that monies would to be drawn from the pool funds to meet March expenditures.

Treasurer's Memo attached to original minutes.

Clerk's Report

Mrs. Hagaman informed Council that Village elections will be held on September 11th this year. The three seats up for election are those of Mr. Leckie, Mrs. Tripp and Mr. Gollnitz.

Due to Budget constraints, Oakland County is reviewing more clearly the activities, which it supports through the West Nile Virus Reimbursement program. It is not known at this time whether the Village will receive its full share under this program.

Mrs. Hagaman provided an update to Council on the status of grants requested for the second phase of the Telegraph Rd. median project. The grant submitted to DTE is still under consideration. It is not known when a decision will be made.

The grant request submitted to the Franklin Foundation is under consideration. The Board has not met in several months but the Village's contact has indicated Bingham Farm's request will be a discussion topic.

Clerk's memo attached to original minutes.

President's Report

President Bauer discussed an article regarding Beverly Hills exploring the concept of cityhood. They have established a subcommittee to research the implications of cityhood, the advantages and disadvantages. There is no timeframe when this study is to be concluded. The research will not involve either Bingham Farms or Franklin.

Sewer & Water/Ordinances-Freeman

Mr. Freeman informed Council that Judge Feikens has ordered the City of Detroit to return \$24 million it overcharged water and sewer customers. This relates to the proportioning of costs for a new digital radio system that primarily benefited Detroit's police and fire departments. The Judge found that Detroit charged a disproportionate share of the system to the suburban water and sewer customers, who make up about 70 percent of the system.

Fire/Police-Leckie

Nothing to report

PC/Legislative- Kesley

Mr. Kesley addressed the progress of the PC relative to the non-motorized pathway study. A decision was made that the pathway will not be for mixed use.

Cable/Non-Residential-Ettenson

Nothing to report

Roads/Residential-Gollnitz

Nothing to report

Solid Waste/Insurance-Tripp

Nothing to report

Old Business

None

New Business

President Bauer informed Council that AT&T has applied for a Uniform Franchise Video Service Local Franchise Agreement as allowed by Act 480 passed by the Michigan legislature in December. This legislation sets strict timelines for a municipality to respond to the request.

Mrs. Hagaman indicated that several of the surrounding municipalities, which are part of the cable consortium, have received the same franchise agreement request. To maintain a cohesive response, the various municipal attorneys will work together.

The Request for Franchise will be on the Agenda for Council's April meeting.

There being no other business to conduct, the President adjourned the meeting at 9:26 p.m.