

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI
MONDAY, MAY 6, 2013 AT 7:00 P.M.
COUNCIL CHAMBERS – NOVI CIVIC CENTER – 45175 W. TEN MILE ROAD**

Mayor Gatt called the meeting to order at 7:00 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL: Mayor Gatt, Mayor Pro Tem Staudt, Council Members Casey, Fischer, Margolis, Mutch, Wrobel

ALSO PRESENT: Clay Pearson, City Manager
Victor Cardenas, Assistant City Manager
Thomas Schultz, City Attorney

APPROVAL OF AGENDA:

CM-13-05-064 Moved by Casey, seconded by Mutch; CARRIED UNANIMOUSLY:

To approve the Agenda as presented.

Roll call vote on CM-13-05-064 **Yeas: Staudt, Casey, Fischer, Margolis, Mutch, Wrobel, Gatt**
Nays: None

PUBLIC HEARING

1. Annual Fiscal Year Budget 2013-2014

Public hearing opened at 7:02 p.m. No audience comment, closed at 7:03 p.m.

PRESENTATIONS:

1. Recognition of Siemens Foundation award winners Akhil Nistala and Krithika Swaminathan.

Mayor Gatt presented the City of Novi proclamation to Krithika Swaminathan. Ms. Swaminathan spoke about the award. It is based on scores in Math and Science and given to the top female and male student in the State. She believed it was a result of the support of the teachers.

2. American Public Works Association 2013 Excellence in Snow & Ice Control Award to the City of Novi – Larry Hummel, APWA-Michigan Chapter President and Matt Wiktorowski, Field Operations Senior Manager

Mr. Larry Hummel, presented the award to Mayor Gatt. Rob Hayes, Director of Public Services, said they received the award because of all the hard work of Matt Wiktorowski, Field Operations Senior Manager, Jerry Tremblay, Road Asset Manager, Jerry Orchard and Kevin Roby, members of the City of Novi Winter Advancement Team. He emphasized they did an outstanding job. Mr. Hummel, Managing Director

Engineer for the Van Buren Road Commission and APWA-Michigan Chapter President, spoke about the award. He said only one award is presented nationally to distinguish quality snow and ice control. Mayor Gatt accepted the award on behalf of the City. Mr. Hayes thanked the Mayor and Council for their contributions to help improve their operations. He noted the award is a testament to the hard work of the employees.

3. Proclamation in recognition of Drinking Water Week, May 5-11, 2013 – Tim Kuhns, Water & Sewer Senior Engineer

Mayor Gatt presented the proclamation to Tim Kuhns, Water & Sewer Senior Engineer. Mr. Kuhns spoke of how the City has a commitment to provide safe and clean drinking water. On behalf of the Water and Sewer Department, he expressed appreciation for the recognition of the work they do.

4. Proclamation in recognition of National Police Week, May 12 – 18, 2013 and Peace Officers' Memorial Day, May 15, 2013 – David Molloy, Director of Public Safety/Chief of Police

Mayor Gatt presented the proclamation to David Molloy, Director of Public Safety/Chief of Police.

5. Proclamation for National Association of Letter Carriers Food Drive Day, May 11, 2013 – Sherri McIntosh

Mayor Gatt presented the proclamation to Sherri McIntosh, representative for National Association of Letter Carriers. Ms. McIntosh thanked the Mayor and Council and spoke about the annual Food Drive. The food collected locally goes to two local food banks, St. James Catholic Church and Faith Community Church. She thanked the residents of Novi for their generosity last year.

REPORTS:

1. MANAGER/STAFF – City Manager Pearson added his congratulations and thanks to the Public Works, Water and Sewer Division, and Public Safety staff. He felt it was nice of Council to take the time to recognize their hard work that sometimes goes unnoticed. Mayor Gatt said that Council is very proud of the service that they provide to the Community and thanked them again.

2. ATTORNEY – None

AUDIENCE COMMENT – None

CONSENT AGENDA REMOVALS AND APPROVALS (See items A-L):

CM-13-05-065 Moved by Wrobel, seconded by Margolis; CARRIED UNANIMOUSLY:

To approve the Consent Agenda as presented.

- A. Approve Minutes of:
 - 1. April 15, 2013 - Special meeting
 - 2. April 22, 2013 – Regular meeting
- B. Enter Executive Session immediately following the regular meeting of May 6, 2013 in the Council Annex for the purpose of discussing labor negotiations and privileged correspondence from legal counsel.
- C. Approval of recommendations from the Interview Committee for Appointments to Youth Council and Youth Boards & Commissions Representatives.
- D. Approval of Resolution to close Ten Mile Road from Karim Boulevard to Taft Road from 9 am to 12 pm for the Memorial Day Parade on Monday, May 27, 2013.
- E. Approval to exercise option for purchase of approximately 5-acre parcel of land located on Ten Mile Road just east of Wixom Road, the site of the former Comerica Oil and Gas Lease (SOMOCO), under an option agreement executed by the City of Novi and Edward and Rochelle Wodowski dated June 15, 1999, for the amount of \$20,000, and to direct the City Administration to undertake, prior to closing, the appropriate due diligence with respect to the site, including (but not limited to) an environmental review to the extent required to determine the satisfactory condition of the property following the oil and gas extraction use, the entire amount of the transaction not to exceed \$34,000 without further approval of the Council.
- F. Approval of a request by the owners of Unit 30 Condominium, Trek, Inc. and Century Construction and Management, LLC, to waive the Maintenance and Guarantee Bond required under Section 26.5-33(1)(d)(12) of the ordinance for water and sewer facilities installed for the Desoto Investments site located in the Beck North Corporate Park in Section 4.
- G. Approval of Resolution for the City of Novi to enter into an agreement with the Oakland County Sherriff's Office for the purpose of providing marine patrol services on the portion of Walled Lake in the City of Novi for an estimated cost of \$7,000.
- H. Approval to award the bid for Police and Fire Department uniforms to Allie Brothers, Inc., the lowest bidder based on unit pricing, for an estimated annual amount of \$50,000-\$60,000 for a period of two (2) years, with three (3) renewal options in one (1) year increments.
- I. Approval to award a contract for professional services to Carlisle/Wortman Associates Inc. for review of the Master Plan for Land Use, Zoning Ordinance, and Wayfinding Signage for the Town Center Study Area, in an amount not to exceed \$44,900.

- J. Approval to change the December 16, 2013 City Council meeting to Tuesday, December 17, 2013 at 7:00 p.m.
- K. Approval of a ground lease with the US Postal Service for approximately 10,680 square feet of City-owned vacant land on the west side of Novi Road, north of Ten Mile Road, immediately north of the US Post Office Branch, for a period of five years, with an optional additional lease of five years, as shown on the submitted conceptual site plan.
- L. Approval of Claims and Accounts – Warrant No. 891

Roll call vote on CM-13-05-065

**Yeas: Casey, Fischer, Margolis, Mutch, Wrobel,
Gatt, Staudt**
Nays: None

MATTERS FOR COUNCIL ACTION:

- 1. Consideration of an ordinance to amend the City of Novi Code of Ordinances, at Chapter 3, "Alcoholic Liquor," to clarify the time frame for City Council decision, to revise requirements for license transfers, and to add a prohibition on nudity. **FIRST READING**

City Manager Pearson added this item was part of a referral from Council's policy discussion. He explained the Planning Commission reviewed the issue, researched, and conducted a Public Hearing and this is their recommendation.

CM-13-05-066 Moved by Margolis, seconded by Wrobel; CARRIED UNANIMOUSLY:

To approve consideration of an ordinance to amend the City of Novi Code of Ordinances, at Chapter 3, "Alcoholic Liquor," to clarify the time frame for City Council decision, to revise requirements for license transfers, and to add a prohibition on nudity. FIRST READING

Roll call vote on CM-13-05-066

**Yeas: Fischer, Margolis, Mutch, Wrobel, Gatt,
Staudt, Casey**
Nays: None

- 2. Approval to approve Zoning Ordinance Text Amendment 18.266 to amend the City of Novi Zoning Ordinance at Article 25, "General Provisions", to add Section 2525, "Service of Alcoholic Beverages; Special Use Approval Required", and to amend Article 16, TC and TC-1 Town Center Districts at Sections 1601 and 1602, to require Special Use Approval for the sale of alcohol for consumption on premises, and review of associated fee resolution. **FIRST READING**

CM-13-05-067 Moved by Margolis, seconded by Wrobel; MOTION CARRIED: 6-1

To approve Zoning Ordinance Text Amendment 18.266 to amend the City of Novi Zoning Ordinance at Article 25, "General Provisions", to add Section 2525, "Service of Alcoholic Beverages; Special Use Approval Required", and to amend Article 16, TC and TC-1 Town Center Districts at Sections 1601 and 1602, to require Special Use Approval for the sale of alcohol for consumption on premises, and review of associated fee resolution. FIRST READING

Roll call vote on CM-13-05-067 Yeas: Margolis, Mutch, Wrobel, Gatt, Casey, Fischer
Nays: Staudt

3. Approval of cost participation agreement with the Road Commission for Oakland County for the rehabilitation of Eight Mile Road (Beck Road to Napier Road) in the estimated amount of \$174,476.

CM-13-05-068 Moved by Margolis, seconded by Mutch; CARRIED UNANIMOUSLY:

To approve cost participation agreement with the Road Commission for Oakland County for the rehabilitation of Eight Mile Road (Beck Road to Napier Road) in the estimated amount of \$174,476.

Roll call vote on CM-13-05-068 Yeas: Mutch, Wrobel, Gatt, Staudt, Casey, Fischer, Margolis
Nays: None

4. Approval of the Fire Department Automatic Mutual Aid Agreement between the City of Novi and the City of Northville.

City Manager Pearson stated these kinds of agreements are the wave of the future. He noted they are an effective and efficient way to provide better service. He thanked the staff for their work on the agreement.

CM-13-05-069 Moved by Wrobel, seconded by Casey; CARRIED UNANIMOUSLY:

To approve the Fire Department Automatic Mutual Aid Agreement between the City of Novi and the City of Northville.

Roll call vote on CM-13-05-069 Yeas: Wrobel, Gatt, Staudt, Casey, Fischer, Margolis, Mutch
Nays: None

AUDIENCE COMMENT – None

COMMITTEE REPORTS – None

MAYOR AND COUNCIL ISSUES – None

CONSENT AGENDA REMOVALS FOR COUNCIL ACTION – None

ADJOURNMENT – There being no further business to come before Council, the meeting was adjourned at 7:24 P.M.

Robert J. Gatt, Mayor

Maryanne Cornelius, City Clerk

Transcribed by Jane Keller

Date approved: May 20, 2013