

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI  
MONDAY, MAY 12, 2014 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, Markham, Mutch, Wrobel (absent, excused)

**ALSO PRESENT:** Victor Cardenas, Interim City Manager  
Thomas Schultz, City Attorney

**APPROVAL OF AGENDA:**

**CM 14-05-075 Moved by Casey, seconded by Mutch; CARRIED UNANIMOUSLY:**

**To approve the Agenda as presented.**

<b>Roll call vote on CM 14-05-075</b>	<b>Yeas: Staudt, Casey, Fischer, Markham, Mutch, Gatt</b>
	<b>Nays: None</b>
	<b>Absent: Wrobel</b>

**PUBLIC HEARING:**

1. Proposed Fiscal Year 2014-2015 Budget

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

**PRESENTATIONS:**

1. Recognition of Detroit Catholic Central 2014 Division 1 State Champions for Wrestling and Hockey

Wrestling Coach Mitch Handcock thanked Council for the recognition. He said the team members represent themselves in the right way. They take pride in representing the City of Novi. Mayor Gatt presented certificates to all the wrestling team members.

Hockey Coach Doug Itami thanked Council for the recognition. Mayor Gatt presented certificates to all the hockey team members.

2. Proclamation in Recognition of Building Safety Month – May 2014 – Tom Walsh and Joe Shelton

Mayor Gatt presented the proclamation to Tom Walsh and Joe Shelton.

3. Proclamation in recognition of National Police Week, May 11 – 17, 2014 and Peace Officers' Memorial Day, May 15, 2014 – David Molloy, Director of Public Safety/Chief of Police

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

4. Oakland County Update and recognition of historical documents donation to Historical Commission – Kathy Crawford

Kathy Crawford, Oakland County Board of Commissioners, attended the Oakland County economic luncheon. Every year the County has the outlook on labor, employment, and economy analyzed to research the entire region with projections for the next 10 years and beyond. It was noted that more than 45,000 jobs were created; we still maintain an AAA bond rating and it has a bright future. Oakland County began a new free prescription drug card called Coast2Coast.RX. Even if you have prescription drug coverage you might be able to use this card and is available for vision, veterinary circumstances, hearing equipment needs and diabetic needs. The cards are available at the Civic Center, Library and drugstores. Also, she wanted people to know about the "nurse on call" program. If a person isn't sure about where to obtain services or if they need to go to the doctor, they can answer these questions. Also if someone is traveling, they can advise what immunizations are necessary. Email [NOC@oakgov.com](mailto:NOC@oakgov.com), (800) 843-5533. Oakland County Parks have campgrounds that are now open as of May 2, 2014. Oakland County has some of the most pristine parks and very reasonable rates. She's been hosting a Commissioner's Corner cable TV show. Homeowner associations have been asking about what will happen with Detroit Water and Sewer. She invited Gerald Poisson, Oakland County Deputy Executive, and he did two segments responding to the question as it will impact all Novi residents. This month is known as older Americans month with special programs related to older adults. We have many older adults who serve our community as volunteers. We've always had an excellent transportation program and noted that is critical to older adults. She credited Council with providing that. Most will outlive that ability to drive by 7 to 10 years. People want to continue living in their same community so that is a very important service. She distributed a silver key to everyone to signify a resolution she provided to the County because the Governor noted there were 4,500 seniors on waiting lists for services. This is a symbol of a coalition in supporting the desire for older adults to live independently. Some have to wait for in home meals and other services. The Silver Key coalition wishes to make Michigan a no wait state for in home services for the senior population. As chairperson of the Historical Commission, they are making a plea for historical documents including photos. They would like to scan photos and return them to the owners or they can keep them with the Historical Commission. She also mentioned the Old Novi Cemetery and that it has American Revolution patriots. She suggested walking through and looking at the headstones and keep in mind to continue visual improvements to make it more park like.

**REPORTS:**

1. MANAGER/STAFF – Interim City Manager Cardenas noted Novi has the largest Japanese population in the State of Michigan. We have an overseas connection through the Council of Local Authorities for International Relations. It is an organization that was founded in 1988. It promotes the various international activities. It contributes to international cooperation at the local level by hosting experts around the world. They have seven offices and have four officials visiting Novi from the New York office.

- a. Governor's Fitness Award – He attended the 2014 reception with other members of Council which was held at Ford Field. The City of Novi was bestowed the Governor's Fitness Active Community Award.

2. ATTORNEY - None

**AUDIENCE COMMENT – None**

**CONSENT AGENDA REMOVALS AND APPROVALS (See items A-J)**

**CM 14-05-076      Moved by Casey, seconded by Mutch; CARRIED UNANIMOUSLY:**

**To approve the Agenda as presented.**

- A. Approve Minutes of:
  - 1. April 16, 2014 – Special meeting
  - 2. April 22, 2014 – Regular meeting
- B. Enter Executive Session immediately following the regular meeting of May 12, 2014 in the Council Annex for the purpose of discussing privileged correspondence from legal counsel.
- C. Acceptance of a pathway easement as a donation from Manchester 13 Mile Road, LLC, along the south side of 13 Mile Road west of Holmes Road for construction of the 2014 Pathway Program (parcel 22-11-200-018).
- D. Acceptance of a pathway easement as a donation from Gardan, LLC, along the east side of Meadowbrook Road north of Grand River Avenue for construction of the 2014 Pathway Program (parcel 22-24-100-051).
- E. Approval to award bid to Vance Outdoors, Inc., the lowest bidder, for the purchase of Twenty (20) new rifles, additional magazines and the trade-in of existing rifles for a net cost to the City of Novi of \$4,647.05.

- F. Approval to change the Monday, September 8, 2014 City Council meeting to Monday, September 15, 2014 at 7 p.m.
- G. Approval of Resolution regarding Temporary Promotional Signage for those Novi businesses along Eleven Mile Road (between Town Center Drive and Meadowbrook Road) allowing temporary relief from Sign Ordinance from May 13 through August 1, 2014.
- H. Acceptance of a warranty deed as a donation from Catholic Central High School of Detroit for the master planned 60-foot right-of-way along the west side of Wixom Road (parcel 22-18-200-024).
- I. Approval of recommendations from the Interview Committee for Appointments to Youth Council and Youth Boards & Commissions Representatives.
- J. Approval of Claims and Accounts – Warrant No. 915

**Roll call vote on CM 14-05-076**

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

**MATTERS FOR COUNCIL ACTION**

- 1. Consideration of requests from Buddy's-Novi, LLC:
  - A) Consideration of a request for Special Land Use approval for service of alcoholic beverages.
  - B) Consideration of request to transfer ownership of escrowed 2013 Class C Resort (issued under MCL 436.1531 (2)) License (original 55O resort which is not located at the original location, must be in compliance with R 436.1123(1)), seating for minimum of 100, with Sunday Sales (PM) Permit, New SDM License and New Outdoor Service Permit from National Coney Island, Inc., 3364 Rochester, Troy to 44225 W. Twelve Mile, Suite C 103, Novi, MI, 48377.

Interim City Manager Cardenas said this will be a restaurant located in Fountain Walk on the north side.

**CM 14-05-077**

**Moved by Staudt, seconded by Casey; CARRIED UNANIMOUSLY:**

**To approve consideration of request from Buddy's-Novi, LLC for Special Land Use approval for service of alcoholic beverages.**

**Roll call vote on CM 14-05-077**

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

**CM 14-05-078**

**Moved by Staudt, seconded by Casey; CARRIED UNANIMOUSLY:**

**To approve consideration of request from Buddy's-Novi, LLC to transfer ownership of escrowed 2013 Class C Resort (issued under MCL 436.1531 (2)) License (original 550 resort which is not located at the original location, must be in compliance with R 436.1123(1)), seating for minimum of 100, with Sunday Sales (PM) Permit, New SDM License and New Outdoor Service Permit from National Coney Island, Inc., 3364 Rochester, Troy to 44225 W. Twelve Mile, Suite C 103, Novi, MI, 48377.**

**Roll call vote on CM 14-05-078**

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

1. Approval of the request of Stucky Vitale Architects for Detroit Metropolitan Credit Union JSP12-69, for Revised Preliminary Site Plan approval. The subject property is located at the northeast corner of the intersection of Main Street and Novi Road in the TC-1, Town Center District. The development area is 0.83 acres and the applicant is proposing an approximately 5,686 square foot Detroit Metropolitan Credit Union.

Mike Blaneck, Stucky Vitale representative, noted they have increased the building to a two story scheme after reassessing the plan.

Member Mutch commented that it was great and glad that they increased the size of the building making it more prominent on that high visibility corner. It will be good for the entire Main Street area. He hoped staff views the findings from the Town Center Study to look at parking requirements as it applies to the Main Street area. He knew from reading the comments from staff that there was a push to have more parking. He said it is to provide just enough parking and not to go over more than is needed. He said it is an improvement and is looking forward to it being developed.

**CM 14-05-079 Moved by Mutch, seconded by Casey; CARRIED UNANIMOUSLY:**

**To approve the request of Stucky Vitale Architects for Detroit Metropolitan Credit Union for a Revised Preliminary Site Plan approval subject to the conditions and items listed in the staff and consultant review letters being addressed on the Final Site Plan. This motion is made because the plan is otherwise in compliance with Article 16, Article 24 and Article 25 of the Zoning Ordinance and all other applicable provisions of the Ordinance.**

Member Fischer asked for some background on how much parking is required since it is now a 1<sup>st</sup> floor bank and has a 2<sup>nd</sup> floor office area. Barb McBeth, Deputy Community Development Director, answered the bank itself requires a certain number of parking spaces that was laid out in the Planning review letter with 23 parking spaces. They considered the 2<sup>nd</sup> story as typical office space needing about 11 parking spaces. Member Fischer said he has a letter from the applicant that said it is their intent to continue that use as an office and asked if it would require parking beyond the required 34 if they changed the use. Ms. McBeth said she thought the Community Development department would have to reevaluate it. Mr. Blanek commented that it is for the credit union specifically and there was discussion about the possible use by community organizations in the City, but the number of people couldn't be defined with too many unknowns. If something changes they realize they would have to come back to the Community Development department. Member Fischer asked him if there was a possibility they would break the 2<sup>nd</sup> floor off and completely lease it out as its entity. Mr. Blanek said no, but it may be possible in the future.

Member Markham felt the language is somewhat restrictive because they cannot do anything else with that space. She asked if that was correct and is it only to meet the parking requirements that produced it that way. She is concerned that there may be a group that wants to meet in a space and she wouldn't object in it being used that way. She is unhappy with something that is so restrictive that only employees could use it. She would support it and wanted to understand it if that was the case. Ms. McBeth believed the letter from the applicant had indicated that it was for the use of the credit union employees and members. She thought they would be doing some further analysis on what that meant and the Planning Division doesn't feel that it is too restrictive at this point.

Member Mutch indicated the aerial photos of Main Street shows dozens of on street parking spots with nobody using them. He commented maybe when some of the bars get busy on particular nights of the year, maybe those get used. He believed if there was concern about overflow because of a particular use of this building, there will be plenty of parking. It is not a challenge for people to cross the street for a community meeting at this location. He is not concerned about it. He thought right now the compromise they struck is good, but if they come back later and say they want to expand the use, he was not overly concerned at this time.

**Roll call vote on CM 14-05-079**

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

3. Consideration to approve Agreement between the City of Novi and Novi Corporate Park, LLC Regarding the Sale and Exchange of Properties, relating to an approximately 1-acre parcel of land at the northeast corner of 12 Mile Road and West Park Drive, Parcel ID No. 22-09-451-022, for the purpose of securing additional property for the siting of a water storage tank.

Interim City Manager Cardenas said this is the final acceptance process to acquire the land necessary to construct the new water storage facility. This brings the new facility closer to a current pump station.

**CM 14-05-080 Moved by Staudt, seconded by Mutch; MOTION CARRIED: 5-1**

**To approve the agreement between the City of Novi and Novi Corporate Park, LLC Regarding the Sale and Exchange of Properties, relating to an approximately 1-acre parcel of land at the northeast corner of 12 Mile Road and West Park Drive, Parcel ID No. 22-09-451-022, for the purpose of securing additional property for the siting of a water storage tank.**

**Roll call vote on CM 14-05-080**

**Yeas: Staudt, Casey, Markham, Mutch, Gatt  
Nays: Fischer  
Absent: Wrobel**

4. Approval of resolution to authorize Budget Amendment #2014-3.

**CM 14-05-081 Moved by Fischer, seconded by Mutch; CARRIED UNANIMOUSLY:**

**To approve the resolution to authorize Budget Amendment #2014-3.**

**Roll call vote on CM 14-05-081**

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

**AUDIENCE COMMENT – None**

**COMMITTEE REPORTS – None**

**MAYOR AND COUNCIL ISSUE:**

1. City Manager Search Process: Meeting schedule for selecting candidates to interview and date for first round interviews – Mayor Gatt

Mr. Cardenas said they are in the final stages of finishing the brochure. They are asking Council to consider dates the consultant will be in town to analyze and review the semi-finalist candidates and then again in July to have the interviews. Mayor Gatt confirmed that there will be 12 - 15 applicants recommended they review and will be a closed session. He suggested Monday, June 23<sup>rd</sup> at 7 p.m. for the first meeting with no objections. Member Fischer asked to set a date for the interviews. Mayor Gatt suggested Monday, July 14<sup>th</sup> at 6 p.m. Member Casey expected some sort of meet and greet with prospective candidates and their families. She proposed to schedule the interviews Monday July 14<sup>th</sup> at 6 p.m. Mr. Cardenas asked Council to make any comments on the text for the brochure that was presented to them for consideration.

**CONSENT AGENDA REMOVALS FOR COUNCIL ACTION – None**

**ADJOURNMENT** – There being no further business to come before Council, the meeting was adjourned at 7:59 P.M.

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Robert J. Gatt, Mayor

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Maryanne Cornelius, City Clerk

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Transcribed by Jane Keller

Date approved: May 19, 2014