

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI
MONDAY, MAY 20, 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
Rob Hayes, Director of Public Services

APPROVAL OF AGENDA:

CM-13-05-070 Moved by Wrobel, seconded by Casey; CARRIED UNANIMOUSLY:

To approve the Agenda as presented.

Roll call vote on CM-13-05-070 **Yeas: Staudt, Casey, Fischer, Margolis, Mutch,
Wrobel, Gatt**
Nays: None

PUBLIC HEARING – None

PRESENTATIONS:

1. Proclamation in recognition of Public Works Week, May 19 – 25, 2013 – Rob Hayes, Director of Public Services

Mayor Gatt presented the proclamation to Director of Public Services Hayes. Mr. Hayes thanked the Mayor and Council.

2. Introduction of delegates from Council of Local Authority for International Relations (CLAIR) with Japan Local Government Center

City Manager Pearson introduced the guests from New York. They are the new staff at CLAIR. For the last five years, they have come to Novi as a part of their orientation. They will travel the United States and Canada for the next two years. They will act as liaisons for their home governments in Japan. They will be gathering information and exchanging ideas. Mr. Ogata, CLAIR Director, spoke about his efforts to bring stronger ties between Japan and the United States.

REPORTS:

1. MANAGER/STAFF – None
2. ATTORNEY – None

AUDIENCE COMMENT – None

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

CM-13-05-071 Moved by Casey, seconded by Wrobel; CARRIED UNANIMOUSLY:

To approve the Consent Agenda as presented.

- A. Approve Minutes of:
 1. May 6, 2013 – Regular meeting
- B. Approval to award an engineering services agreement with Spalding DeDecker Associates, Inc. for engineering services related to the development of an Americans with Disabilities Act (ADA) Compliance and Transition Plan for City owned sites in the amount of \$34,000.
- C. Approval 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. **SECOND READING**
- D. Approval to award a contract for the Department of Public Services' Maintenance Bay Painting Project to Cornerstone Painting, Inc., the low bidder, in the amount of \$20,000.
- E. Approval to procure a CB22 Vibratory Asphalt Compactor, from Michigan Caterpillar Inc., using the State of Michigan (MiDeal) cooperative purchasing contract, in the amount of \$35,342.
- F. Approval to award the Villa Barr Art Park Roof replacement contract to Holbrook Roofing, Inc., the low qualified bidder in the amount of \$24,292.
- G. Approval of Claims and Accounts – Warrant No. 892

Roll call vote on CM-13-05-071

**Yeas: Casey, Fischer, Margolis, Mutch, Wrobel,
Gatt, Staudt**

Nays: None

MATTERS FOR COUNCIL ACTION

1. Approval of Resolution for 2013 Millage Rates.

City Manager Pearson gave the background on the next four items. This is the culmination in the process that has taken place over the last six months. Council has given support and guidance for these policy documents. It will give us our 2013-14 Annual Budget and provides for the multi-year budget recognition. He thought it is a balanced package of services for the Novi Community for today and tomorrow. He thanked the staff who put it together.

CM-13-05-072 Moved by Margolis, seconded by Casey; CARRIED UNANIMOUSLY:

To approve the resolution for 2013 Millage Rates.

**Roll call vote on CM-13-05-072 Yeas: Fischer, Margolis, Mutch, Wrobel, Gatt, Staudt, Casey
Nays: None**

2. Approval of Resolution for 2013-14 Budget.

CM-13-05-073 Moved by Fischer, seconded by Casey; CARRIED UNANIMOUSLY:

To approve the resolution for 2013-14 Budget.

**Roll call vote on CM-13-05-073 Yeas: Margolis, Mutch, Wrobel, Gatt, Staudt, Casey, Fischer
Nays: None**

3. Approval of Resolution acknowledging the Multi-Year Budget including projections of Future Fiscal Years Ending 2014-15 and 2015-16.

City Manager Pearson said this is the multi-year recognition which maintains fund balances within the targeted range and recognizes the varieties of capital projects. It is a very helpful tool for administration.

Member Mutch commented he is most pleased that it incorporates capital improvements into the base budgets for the next couple years. Many communities in Southeast Michigan are not as fortunate to be in that position. Novi is diligently looking ahead with spending and revenues for the next couple years.

Mayor Gatt said the multi-year budget is something he has wanted for the ten years he has been here. He thanked City staff for all their hard work. He feels it will serve our citizens well.

CM-13-05-074 Moved by Mutch, seconded by Wrobel; CARRIED UNANIMOUSLY:

To approve the resolution acknowledging the Multi-Year Budget including projections of Future Fiscal Years Ending 2014-15 and 2015-16.

Roll call vote on CM-13-05-074 **Yeas: Mutch, Wrobel, Gatt, Staudt, Casey, Fischer, Margolis**
Nays: None

4. Approval and adoption of "Red Box" Objectives/Goals Resolution for FY 2013-14.

City Manager Pearson said these are specific projects that stem from the Council's early input and are tied to the quarterly reporting that they have done over the last several years. It is a list of projects that will be staged and completed in the next twelve-plus months.

CM-13-05-075 **Moved by Margolis, seconded by Staudt; CARRIED UNANIMOUSLY:**

To approve and to adopt the "Red Box" Objectives/Goals Resolution for FY 2013-14.

Member Mutch was concerned that they didn't get a document that specifically states the "Red Box" goals and objectives but knew they would receive it in the near future.

Mayor Pro Tem Staudt congratulated Member Margolis for her support of budgets for the last eight years. He thought this year was the smoothest budget process they have had. He thinks it benefits the City of Novi.

Mayor Gatt thanked Member Margolis, also.

Roll call vote on CM-13-05-075 **Yeas: Wrobel, Gatt, Staudt, Casey, Fischer, Margolis, Mutch**
Nays: None

5. Approval of request from The Cheesecake Factory Restaurants, Inc. to transfer ownership and location of escrowed 2011 Class C Licensed Business with Sunday Sales Permit (AM and PM) and Outdoor Service Permit to 27500 Novi Road, Novi, MI 48377.

City Manager Pearson said the construction is going well for this project. They hope to have a mid-August opening. This license is a transfer from a former restaurant at Twelve and Orchard Lake in Farmington Hills.

CM-13-05-076 **Moved by Wrobel, seconded by Casey; CARRIED UNANIMOUSLY:**

To approve the request from The Cheesecake Factory Restaurants, Inc. to transfer ownership and location of escrowed 2011 Class C Licensed Business with Sunday Sales Permit (AM and PM) and Outdoor Service Permit to 27500 Novi Road, Novi, MI 48377.

Roll call vote on CM-13-05-076

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

6. Approval of 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. **SECOND READING**

City Manager Pearson said this is one of the items that Council reviewed and forwarded to the Planning Commission. They studied the topic and presented a recommendation. Council approved First Reading and this item provides for a process that gives the City some protection/control of liquor licensing for establishments within the City boundaries.

CM-13-05-077

Moved by Margolis, seconded by Casey; MOTION CARRIED: 6-1

To approve the 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. SECOND READING

Roll call vote on CM-13-05-077

Yeas: Casey, Fischer, Margolis, Mutch, Wrobel, Gatt
Nays: Staudt

7. Approval of a resolution to establish a fee for processing, review and public hearing for Special Land Use approval for the sale of alcohol for consumption on premises.

City Manager Pearson said this item covers City costs for those seeking this additional license from the City.

CM-13-05-078

Moved by Margolis, seconded by Casey; MOTION CARRIED: 6-1

To approve a resolution to establish a fee for processing, review and public hearing for Special Land Use approval for the sale of alcohol for consumption on premises.

Roll call vote on CM-13-05-078

Yeas: Casey, Fischer, Margolis, Mutch, Wrobel, Gatt

Nays: Staudt

8. Approval to award two (2) year appraisal services contracts to Terzo Bologna Inc., Integra Realty Resources, and Fuller Appraisal Services to provide Property Appraisal and Related Services, for an estimated annual amount of \$135,000.

City Manager Pearson explained that the City has had to retain these specialized appraisal services for valuations at our Tax Tribunal hearings. It will protect the City's long-term interests by making sure we have a fair appraisal support.

CM-13-05-079 Moved by Margolis, seconded by Casey; CARRIED UNANIMOUSLY:

To approve to award two (2) year appraisal services contracts to Terzo Bologna Inc., Integra Realty Resources, and Fuller Appraisal Services to provide Property Appraisal and Related Services, for an estimated annual amount of \$135,000.

Roll call vote on CM-13-05-079

Yeas: Fischer, Margolis, Mutch, Wrobel, Gatt, Staudt, Casey

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 7:20 P.M.

Robert J. Gatt, Mayor

Cortney Hanson, Deputy City Clerk

Transcribed by Jane Keller

Date approved: June 3, 2013