

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI  
MONDAY, JULY 19, 2010 AT 7:00 P.M.  
COUNCIL CHAMBERS – NOVI CIVIC CENTER – 45175 W. TEN MILE RD**

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

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** Mayor Landry, Mayor Pro Tem Gatt, Council Members Crawford-absent/excused, Fischer, Margolis, Mutch, Staudt

**ALSO PRESENT:** Clay Pearson, City Manager  
Tom Schultz, City Attorney

**APPROVAL OF AGENDA**

**CM-10-07-099** Moved by Mutch, seconded by Gatt: **CARRIED UNANIMOUSLY:**  
To approve the agenda as presented.

**Roll call vote on CM-10-07-99** Yeas: Gatt, Fischer, Margolis, Mutch, Staudt,  
Landry  
Nays: None

**PUBLIC HEARING - None**

**PRESENTATIONS - NONE**

**REPORTS**

**1. MANAGER/STAFF - None**

**2. ATTORNEY - None**

**AUDIENCE COMMENT – None**

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

**CM-10-07-100** Moved by Gatt, seconded by Fischer; **CARRIED UNANIMOUSLY:**  
To approve the Consent Agenda as presented.

**Roll call vote on CM-10-07-100** Yeas: Fischer, Margolis, Mutch, Staudt,  
Landry, Gatt  
Nays: None

**A.** Approve Minutes of:  
1. July 12, 2010 – Regular meeting

- B. Enter Executive Session immediately following the regular meeting of July 19, 2010 in the Council Annex for the purpose of discussing City Manager and City Clerk performance evaluations and labor update.
- C. Approval to award a one year contract with two one year renewals to R.W. Mead & Sons, Inc. for heating, ventilation, and air conditioning (HVAC) services. The contract includes scheduled inspection, preventive maintenance and service/repair at an estimated annual cost of \$35,000.
- D. Approval to award the contract for the Energy Efficiency Community Development Block Grant - Energy Conservation Improvement Project for the HVAC improvements to the Field Services Complex building to Temperature Services, the low bidder, in the amount of \$32,248.
- E. Approval to award an amendment to the engineering services contract for additional construction engineering services to Anderson, Eckstein and Westrick, Inc. related to the 2009 Neighborhood Road Program in the amount of \$35,397 (of which \$7,280 is offset by charges to the construction contractor for exceeding the number of crew days that were in the construction contract).
- F. Approval of the Final Payment and Balancing Change Order to Hard Rock Concrete, Inc., for the 2009 Neighborhood Road Program, in the amount of \$44,091.69.
- G. Approval of Zoning Ordinance Text Amendment 18.242, to amend Ordinance No. 97-18 as amended, the City of Novi Zoning Ordinance, at Article 16, TC and TC-1 Town Center Districts in order to provide standards for open air business uses and the sale of outdoor produce and plants in the Town Center District. **Second Reading**
- H. Approval to award an amendment to the engineering services contract for additional construction engineering services to Spalding DeDecker Associates related to the 2009 Pathway program in the amount of \$1,406.
- I. Approval to award a contract for design engineering services for the South Lake Drive/Old Novi Rd/13 Mile Intersection Improvements to Orchard, Hiltz & McCliment, Inc. (OHM) for a not-to-exceed design fee of \$12,797.
- J. Approval of: 1) Traffic Control Orders 10-16 through 10-26 to establish traffic control at various intersections within Camden Court subdivision, 2) Traffic Control Orders 10-27 and 10-28 to create all way stop at the intersection of Whistler Drive and Muir Lane, and 3) Traffic Control Orders 10-29 and 10-30 to create all way stop at the intersection of Whitman Way and Muir Lane.

- K. Approval of request for a Fireworks Display Permit from Novi Palooza, LLC to be held at Rock Financial Showplace, 46100 Grand River Avenue, on July 30, 2010 subject to final inspection by the Novi Fire Department.
- L. Approval to award a contract for design engineering services for the 2010 Capital Preventative Maintenance - Major Roads Phase 2 project to URS Corporation (URS) for a not-to-exceed design fee of \$14,060.
- M. Approval of the Final Payment to Audia Concrete Construction, Inc., for the 2009 Pathway Construction project, in the amount of \$5,000.00.
- N. Approval of Claims and Accounts – Warrant No. 824

**MATTERS FOR COUNCIL ACTION – Part I**

- 1. **Introduction of Ordinance No. 10-32.01, an ordinance to amend Chapter 31, “Streets, Sidewalks, and Other Public Places”, Article II, “Street Improvement,” of the Novi Code of Ordinances, in order to add a new section, Section 31-20, entitled “Acceptance of Certain Streets,” to include standards and a procedure for acceptance of streets not governed by other code provisions. First Reading**

Mr. Pearson said they had been looking at several ordinances and how to amend them to make it better for some of the residents who were inside of some of the half built subdivisions. It would not solve all the topics of neighborhoods that were built without this final lift of streets and other improvements; however, it would provide another tool to help with standards and procedures not governed by other code provisions.

**CM-10-07-101 Moved by Margolis, seconded by Gatt; CARRIED UNANIMOUSLY: To approve Ordinance No. 10-32.01, an ordinance to amend Chapter 31, “Streets, Sidewalks, and Other Public Places”, Article II, “Street Improvement,” of the Novi Code of Ordinances, in order to add a new section, Section 31-20, entitled “Acceptance of Certain Streets,” to include standards and a procedure for acceptance of streets not governed by other code provisions. First Reading**

**Roll call vote on CM-10-07-101 Yeas: Margolis, Mutch, Staudt, Gatt, Fischer, Landry  
Nay: None**

**AUDIENCE COMMENT – NONE**

**MATTERS FOR COUNCIL ACTION – Part II – None**

**COMMITTEE REPORTS - None**

**MAYOR AND COUNCIL ISSUES - NONE**

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

**AUDIENCE COMMENT – NONE**

**ADJOURNMENT**

There being no further business to come before Council, the meeting was adjourned at 7:03 P.M.

---

David Landry, Mayor

---

Maryanne Cornelius, City Clerk

---

Transcribed by Charlene McLean

Date approved: August 9, 2010