

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI
MONDAY, AUGUST 14, 2017 AT 7:00 P.M.
COUNCIL CHAMBERS – NOVI CIVIC CENTER – 45175 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 Burke, Casey, Markham, Mutch, Wrobel (absent, excused)

ALSO PRESENT: Peter Auger, City Manager
Victor Cardenas, Assistant City Manager
Tom Schultz, City Attorney

APPROVAL OF AGENDA:

CM 17-08-122 Moved by Casey, seconded by Burke; MOTION CARRIED: 6-0

To approve the Agenda as amended with the removal of Item 6.

Roll call vote on CM 17-08-122 **Yeas: Staudt, Burke, Casey, Markham, Mutch, Gatt**
Nays: None
Absent: Wrobel

PUBLIC HEARING:

PRESENTATIONS:

Mayor Gatt announced that the Novi Police Department been awarded the Commission on Accreditation for Law Enforcement Agencies. David E. Molloy, Director of Public Safety/Chief of Police thanked the Mayor and Council for taking the time to recognize their organization for this very prestigious award. He introduced Sergeant Kevin Rhea who served as the accreditation manager throughout the 36 month process. He also introduced Assistant Chief Hart who commands of all the assets and support services, and Assistant Chief Zinser, who commands all of the uniform assets who are working our streets on a daily basis. He thanked everyone for their support. He said it did not come without a budgetary impact. It was not that significant, but it grows and develops further with the trust that the community has. He said that now that the organization has earned this award they are now one of nine organizations in the State of Michigan that have advanced CALEA accreditation. He mentioned that this puts the organization into the top 4% of all law enforcement agencies in the 18,000 that exist nationwide. Chief Molloy thanked everyone, including the City Manager's office for their support in allowing our men and women to grow and develop this program. Early on they did not believe that they were going to be able to accomplish this in 36 months, but they did it in 32 months. Many organizations take the time to have one person direct all of their policies. They did it a little bit differently because they have so many experts who are skilled in various areas. Sergeant Rhea thanked Chief Molloy for

all of his support. It was a lot of effort that the entire agency put in. One person could not have done this alone. Assistant Chief Hart also thanked the Chief for his leadership throughout the process. He also thanked the City Manager's office and Council for all of their support. He said this represented a historic time in his 26 years at the Novi Police Department. He said they have an overwhelming commitment to excellence in the profession of policing. Assistant Chief Zinser also thanked the Chief for his leadership; he said it was a team effort on everyone's behalf at the organization. He also thanked Council and the City Manager's office for their support. Mayor Gatt asked Chief Molloy to explain what happened in the 32 months that it took to get accredited. Chief Molloy said they have about 300 policies and procedures that guide the actions and operation of the Novi Police Department. He said they have shared those policies with hundreds of other police enforcement organizations over the past decade. He said CALEA incorporates 484 of the best practices into all of our policies and procedures. He said in doing that they would have to build the component into our policy and then we would actually have to find proofs of compliance that would prove to the Commission that we are in abiding by the policy that we have. You can have several well written policies, but unless they are implemented properly, and individuals are held accountable for those policies, they are not worth the paper they are written on. We are very proud that we were able to meet that gold standard and earn that accreditation. Mayor Gatt asked if the CALEA representatives actually flew in to watch and observe. Chief Molloy said yes, they had two assessors here in mid-March. They went over all of the operations, held public hearings; they met with staff and community members. They ultimately would develop a report recommending our approval to the full commission. Mayor Gatt said to be in the top 4% of the police agencies in the United States of America is an accomplishment that every person in the City should be greatly proud of. He said Novi is the best of the best. He recalled 15 to 20 years ago there was an attempt to become accredited and it fell by the wayside. Under Chief Molloy, it happened. On behalf of the Council he thanked Chief Molloy and he said they are proud of the Novi Police Department.

MANAGER/STAFF REPORT:

City Manager Auger introduced Mr. Alan Weber, the new Economic Development Director. He comes to Novi via Oakland County where he led their international recruitment efforts. He said they look forward to him continuing our growth pattern. Mr. Weber thanked everyone for their warm welcome. He is looking forward to continuing the growth and strategic growth that has occurred in the City of Novi. Mayor Gatt welcomed Mr. Weber to Novi.

City Manager Auger said the second item he wanted to address was not in the packet. He said in June and July they performed their annual water and sewer fund revenue and the projected revenues and expenditures. The cost of the sewer is going up from \$17.9 million dollars to \$21.1 million in operating budget. The Great Lakes Water Authority increased the city's cost for water by 4% and the sewer processing by 10% or more than \$1.1 million dollars for the fiscal year of 2017-2018. Due to the Mayor and City Councils' prudent spending investment in our infrastructure the past few years the

fund has been able to hold our own cost steady while reducing other operating cost. Last year they were able to pass a one-time overall rate decrease by an average of 8% in the fiscal year 2016-2017. When staff reviewed the rates they are recommending that they do not increase the water rates for this year. He said other communities will see double digit increases in their rates.

AUDIENCE COMMENT:

Cal and Whitney Stone, 2 Stones Events, thanked the City of Novi for helping them with the Main Event Novi Festival in June. They reported they had a Friday night V.I.P. reception that raised over \$10,000 for the Mitchell Kiefer Foundation. They also made a donation to Rotary for \$750 for handling the beer tent. They recently had a follow-up meeting with the City and they are excited to make it happen again next year. Mr. Stone said he would like to make a few tweaks for next year, but it is hard to pick a good weekend that does not compete with other events in the area. The city staff was wonderful to work with and the DPS was incredible. Mayor Gatt said they had fun, and many of the residents said they enjoyed it. Mayor Gatt thanked them for all of their hard work.

CONSENT AGENDA REMOVALS AND APPROVALS:

CM 17-08-123 Moved by Burke, seconded by Staudt; MOTION CARRIED: 6-0

To approve the Agenda as presented.

- A. Approve Minutes of:
 - 1. July 31, 2017 – Regular meeting
- B. Enter Executive Session immediately following the regular meeting of August 14, 2017 in the Council Annex for the purpose of discussing labor negotiations.
- C. Approval to award the amount of \$49,398 to Mobility Transport Services through the State of Pennsylvania cooperative purchasing contract to purchase the 2017 Ford Transit Van and retrofit the Older Adult Services use.
- D. Approval to award a three-year contract to Spectrum Business Services (a.k.a. Bright House Networks) in the amount of \$4,249 per month for wide area network connectivity to remote City building locations and Internet access.
- E. Approval of Resolution regarding Temporary Michigan State Fair Promotional Signage allowing specific city-wide temporary relief from the Sign Ordinance from August 28 through September 4, 2017.
- F. Approval of an agreement with Suburban Collection Showplace to host the 2017 Evening of Appreciation, an annual event honoring Boards, Commissions,

Committees and Employees for their dedication to Novi, on Friday, December 8, 2017 for the estimated amount of \$23,826.

- G. Approval to amend the current contract hourly rate with R.W. Mead & Sons, Inc. for heating, ventilation, and air conditioning (HVAC) services.
- H. Approval of the final payment to Fiore Enterprises, LLC for the 2016 Neighborhood Road Program – Concrete Streets (Contract 2) project in the amount of \$54,165.26, plus interest earned on retainage.
- I. Approval of the final payment to Cadillac Asphalt, LLC for the Karim Boulevard Reconstruction project in the amount of \$41,029.42, plus interest earned on retainage.
- J. Approval to award an amendment to the engineering services agreement with AECOM (URS Corporation-Great Lakes) for construction engineering services for the Meadowbrook Road Settlement project in the amount of \$28,840.48.
- K. Approval to award an amendment to the engineering services agreement with Spalding DeDecker for construction engineering services for the Andes Hills Court Water Main Extension (Contract Special Assessment District 180), in the amount of \$20,837.
- L. Approval to award an amendment to the engineering services agreement with Orchard, Hiltz & McCliment for construction engineering services for the ITC Community Sports Park Trail project in the amount of \$36,409.10.
- M. Acceptance of a pathway easement and a utility easement for 50500 Eight Mile Road as part of the proposed pathway project (Parcel 50-22-31-300-003).
- N. Acceptance of a streambank maintenance easement for a property along Ingersol Creek as part of the streambank restoration project (Parcel 50-22-15-153-032).
- O. Acceptance of a pathway easement from Level One Bank for construction of sidewalk along Dixon Road as part of the Dixon Meadows PRO project (Parcel 50-22-10-400-012).
- P. Approval of Resolution designating the property at parcel 50-22-18-100-004 to be used for park purposes and designated as parkland on the Master Plan for Land Use and/or the Community Recreation Plan.
- Q. Approval to award a three-year contract to AT&T for two Primary Rate Interface (PRI) phone lines in the amount of \$842 per month using a competitively bid contract through the State of Michigan MiDEALS extended purchasing program.

Subject to final review and approval of the form and agreement by the City Manager's office and the City Attorney.

R. Approval of Claims and Accounts – Warrant No. 993

Roll call vote on CM 17-08-123 **Yeas: Burke, Casey, Markham, Mutch,
Gatt, Staudt**
Nays: None
Absent: Wrobel

MATTERS FOR COUNCIL ACTION

1. Consideration of adoption of Ordinance 17-16.06, amending Chapter 35, "Vehicles for Hire", in order to repeal the regulations and provisions in its entirety.
FIRST READING

CM 17-08-124 **Moved by Staudt, seconded by Casey; MOTION CARRIED: 6-0**

To approve the FIRST READING of Ordinance 17-16.06, amending Chapter 35, "Vehicles for Hire", in order to repeal the regulations and provisions in its entirety. FIRST READING

Roll call vote on CM 17-08-124 **Yeas: Casey, Markham, Mutch, Gatt, Staudt,
Burke**
Nays: None
Absent: Wrobel

2. Approval to award the Meadowbrook Generator project to Brenner Contracting, the lowest qualified bidder for the amount of \$323,742 and amend the budget.

Mayor Gatt mentioned that last year when they had a power outage, it was brought to his attention the residents at Meadowbrook Commons were without power which was a surprise to him. He said he was happy that this has been brought to Council so early in the budget year.

Mayor Pro Tem Staudt wondered where the money was coming from. City Manager Auger said the operation is an Enterprise Fund, so it will come out of its own funds and not from the General Fund.

CM 17-08-125 **Moved by Mutch, seconded by Casey; MOTION CARRIED 6-0**

Approval to award the Meadowbrook Generator project to Brenner Contracting, the lowest qualified bidder for the amount of \$323,742 and amend the budget.

Roll call vote on CM 17-08-125 **Yeas: Markham, Mutch, Gatt, Staudt, Burke, Casey**
Nays: None
Absent: Wrobel

3. Approval of Change Order No. 2 to Florence Cement Company for the 2017 Neighborhood Road Program – Asphalt Streets (Contract 3) project in the amount of \$303,575.81.

Member Mutch wondered what streets would be affected. Assistant City Manager Cardenas said it would affect Greening, north of Winthrop including some of the cul-de-sacs that are off of Greening. This is a total reconstruction that should be completed before October.

CM 17-08-126 **Moved by Mutch, seconded by Casey; MOTION CARRIED: 6-0**

To approve the Change Order No. 2 to Florence Cement Company for the 2017 Neighborhood Road Program – Asphalt Streets (Contract 3) project in the amount of \$303,575.81.

Roll call vote on CM 17-08-126 **Yeas: Mutch, Gatt, Staudt, Burke, Casey, Markham**
Nays: None
Absent: Wrobel

4. Approval to award a construction contract for the Meadowbrook Road Settlement project to Fonson Company, the low-bidder, in the amount of \$171,206.40 subject to final review and approval of the form and agreement by the City Manager's office and the City Attorney.

CM 17-08-127 **Moved by Burke, seconded by Casey; MOTION CARRIED: 6-0**

To approve the award of a construction contract for the Meadowbrook Road Settlement project to Fonson Company, the low-bidder, in the amount of \$171,206.40 subject to final review and approval of the form and agreement by the City Manager's office and the City Attorney.

Roll call vote on CM 17-08-127 **Yeas: Gatt, Staudt, Burke, Casey, Markham, Mutch**
Nays: None
Absent: Wrobel

5. Approval of the establishment of Contract Special Assessment District (SAD)180, the Andes Hills Court Water Main Extension SAD, pursuant to Section 30-25 of the City's Code of Ordinances, and the corresponding Agreement for the Financing

Staudt
Nays: None
Absent: Wrobel

7. Consideration of the 2018 City Council Meeting calendar.

Member Markham suggested that they move the meeting scheduled for July 2 to July 9 due to the Fourth of July holiday.

CM 17-08-130 Moved by Markham, seconded by Mutch; MOTION CARRIED: 6-0

To approve the 2018 City Council Meeting calendar as amended to include the change from July 2, 2018 to July 9, 2018.

Roll call vote on CM 17-08-130 Yeas: Casey, Markham, Mutch, Gatt, Staudt, Burke
Nays: None
Absent: Wrobel

AUDIENCE COMMENT - None

MAYOR AND COUNCIL ISSUES - None

CONSENT AGENDA REMOVALS FOR COUNCIL ACTION: Consent Agenda items which have been removed for discussion and/or action.

It was noted that Council would enter into Executive Session and was expected to return to open session.

Council entered Executive Session at 7:23 P.M. and rose from Executive Session at 7:39 P.M.

8. Approval of Collective Bargaining Agreement between the Michigan Association of Public Employees (MAPE) and the City of Novi for a four-year term, July 1, 2017 through June 30, 2021.

CM 17-08-131 Moved by Casey, seconded by Burke; MOTION CARRIED: 6-0

To approve the Collective Bargaining Agreement between the Michigan Association of Public Employees (MAPE) and the City of Novi for a four-year term, July 1, 2017 through June 30, 2021.

Roll call vote on CM 17-08-131 Yeas: Markham, Mutch, Gatt, Staudt, Burke, Casey
Nays: None
Absent: Wrobel

9. Approval of Collective Bargaining Agreement between the Michigan Association of Fire Fighters (MAFF) and the City of Novi for a three-year term, July 1, 2017 through June 30, 2020.

CM 17-08-132 Moved by Staudt, seconded by Casey; MOTION CARRIED: 6-0

To approve the Collective Bargaining Agreement between the Michigan Association of Fire Fighters (MAFF) and the City of Novi for a three-year term, July 1, 2017 through June 30, 2020.

Roll call vote on CM 17-08-132

Yeas: Mutch, Gatt, Staudt, Burke, Casey, Markham

Nays: None

Absent: Wrobel

ADJOURNMENT – There being no further business to come before Council, the meeting was adjourned at 7:40 P.M.

Cortney Hanson, City Clerk

Robert J. Gatt, Mayor

Transcribed by Deborah S. Aubry

Date approved: August 28, 2017