

**REGULAR MEETING OF THE COUNCIL OF THE CITY OF NOVI  
MONDAY, AUGUST 8, 2011 AT 7:00 P.M.  
COUNCIL CHAMBERS – NOVI CIVIC CENTER – 45175 W. TEN MILE ROAD**

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 Fischer, Margolis, Mutch, Staudt – absent/excused, Wrobel

**APPROVAL OF AGENDA**

**CM-11-08-112 Moved by Gatt, seconded by Wrobel; CARRIED UNANIMOUSLY:**

**To approve the Agenda as presented**

<b>Roll call vote on CM-11-08-112</b>	<b>Yeas:</b> Gatt, Fischer, Margolis, Mutch, Wrobel, Landry
	<b>Nays:</b> None
	<b>Absent:</b> Staudt

**PUBLIC HEARING – None**

**PRESENTATIONS**

- 1. Recognize Novi student, Lauren Wilk, as one of five winners in the “Girls on the Run” national essay contest**

Mayor Landry presented a certificate to Lauren Wilk recognizing her as one of five winners in the “Girls on the Run” national essay contest.

Officer Warren introduced Lauren Wilk. They had known each other since the beginning of the “Girls on the Run” program three years ago; Lauren was in 2<sup>nd</sup> grade at the time. She said Lauren entered an essay, put on through Secret deodorant, explaining how “Girls on the Run” made her fearless. She said three girls in Lauren’s age group were selected throughout the country and she was the winner.

Lauren Wilk said the essay asked how “Girls on the Run” made her fearless. To her, fearless meant, fun exercise and responsible learning equaled smart choices and self-confidence.

**REPORTS:**

- 1. MANAGER/STAFF –**

Mr. Pearson said Meadowbrook Road between Ten Mile and Cherry Hill was a City repaving project. He said he was proud to report that the paving was completed; there was striping and edge work still to complete.

**2. ATTORNEY – None**

**AUDIENCE COMMENT – None**

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

Member Mutch removed Item M, to be addressed under Consent Agenda removals.

**CM-11-08-113 Moved by Gatt, seconded by Wrobel; CARRIED UNANIMOUSLY:**

**To approve the Consent Agenda as amended**

**Roll call vote on CM-11-08-113**                      **Yeas: Fischer, Margolis, Mutch, Wrobel,  
Landry, Gatt**  
**Nays: None**  
**Absent: Staudt**

- A. Approve Minutes of:
  - 1. July 18, 2011 – Regular meeting
  
- B. Approval of a one year contract with ImageSoft, Inc. in the amount of \$28,176.22 for software and customer care support related to the City's document imaging system.
  
- C. Approval to purchase a tax-foreclosed property from Oakland County under Act 123 of 1999, parcel number 50-22-02-357-018, located in the City of Novi Section 2, Chapman's Walled Lake Subdivision along East Lake Drive, for the amount of \$6,220.93, plus additional fees, charges, or other costs as determined by the County and as required by law for the property.
  
- D. Acceptance of a warranty deed from The Soave Corporation for the dedication of approximately 10 additional feet of right-of-way along Grand River Avenue for the Pinebrook Professional Plaza site, located at 25000 Joseph Drive (parcels 22-24-332-001 through -004) and approval to execute a Quit Claim Deed conveying the dedicated 10 feet of additional Grand River Avenue right-of-way to Oakland County.
  
- E. Acceptance of a covenant deed from Fourteen Corporation for the dedication of 50 feet of right-of-way along the east side of Wixom Road for the Novi Promenade site, located south of Grand River Avenue (parcel 22-17-101-028).
  
- F. Approval to award a contract for design engineering services for the rehabilitation of West Oaks Drive/Sheraton Drive/Fountain Walk Drive to URS Corporation for a design fee of \$41,403.
  
- G. Approval to award a contract for design engineering services for the Sanitary Sewer Rehabilitation of Capacity Management, Operations, and Maintenance

(CMOM) program areas B, C1, and G to Spalding DeDecker Associates, Inc. for a design fee of \$11,500.

- H. Approval to award a contract for engineering services for the Water System Storage Feasibility Study to Orchard, Hiltz & McCliment, Inc. (OHM) in the amount of \$19,300.
- I. Approval of payment of annual dues for continued membership in the Resource Recovery and Recycling Authority of Southwest Oakland County [RRRASOC) in the amount of \$42,647.40.
- J. Approval of Resolution seeking reimbursement from Oakland County for expenses associated with the annual Mosquito Control Project (estimated at \$7,600).
- K. Approval of: 1) Traffic Control Orders 11-03 through 11-11 for traffic control devices that are currently installed, 2) Traffic Control Orders 11-12 and 11-13 for the installation of stop signs to replace yield signs at two intersections, 3) Traffic Control Orders 11-14 through 11-16 to create an all way stop at the intersection of Thatcher Drive and Cavendish Avenue West, and 4) Traffic Control Orders 11-17 through 11-19 to create an all way stop at the intersection of Cavendish Avenue East and Perceval Lane—all within Churchill Crossing Phases 1 and 2.
- L. Approval of employment agreement with Sandy Fisher for the position of Senior Center Older Adult Coordinator in the amount of \$37,500.
- N. Approval of a request from Catholic Central High School of Detroit for a temporary variance from Section 11-276(b) of the Design and Construction Standards requiring the installation of a pedestrian safety path along its 12 Mile Road frontage, subject to the applicant installing the sidewalk, together with other required improvements, upon the occurrence of certain future events, and executing the "Agreement Regarding Future Improvements—Conditions for Landscape and Sidewalk Waivers" relating to parcel 22-18-200-022, and approval of said agreement.
- O. Approval of Claims and Accounts – Warrant No. 849

#### **MATTERS FOR COUNCIL ACTION – Part I**

- 1. **Approval of cost participation agreement with Road Commission for Oakland County for Grand River Avenue, Novi Road to Haggerty Road rehabilitation project in the estimated amount of \$208,182.**

Mr. Pearson said Rob Hayes was informed that this would be on the Road Commission for Oakland County's September bid letting. The major rehab of the worst areas will happen this fall, the bulk of the work will happen in 2012.

**CM-11-08-114 Moved by Margolis, seconded by Fischer; CARRIED UNANIMOUSLY:**

To approve the cost participation agreement with Road Commission for Oakland County for Grand River Avenue, Novi Road to Haggerty Road rehabilitation project in the estimated amount of \$208,182

Roll call vote on CM-11-08-114

Yeas: Margolis, Mutch, Wrobel, Landry, Gatt, Fischer  
Nays: None  
Absent: Staudt

AUDIENCE COMMENT – None

MATTERS FOR COUNCIL ACTION – Part II – None

COMMITTEE REPORTS – None

MAYOR AND COUNCIL ISSUES – None

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

**M. Approval of a request by Lochmoor Village Homeowner's Association to remove the conditions under paragraph 7 of the agreement requiring the Association to pay the City for the cost of replacing the existing decorative signs with standard signs upon termination of the agreement and to terminate the Street Sign Agreement with the City of Novi dated March 12, 1998.**

Member Mutch said he removed the item because there were 23 subdivisions in the City with decorative street signs that could potentially be affected if they extended the consideration to all those subdivisions. He asked that they table the item, before they took that precedent step, to get additional information from City Administration to find out which subdivisions would be affected and what the total cost would be if they applied the consideration to all 23 subdivisions.

**CM-11-08-115 Moved by Mutch, seconded by Gatt; MOTION WITHDRAWN:**

**To table the request by Lochmoor Village Homeowner's Association and get additional information from City Administration on which additional subdivisions would be affected and what the total cost would be if they applied the consideration to all 23 subdivisions.**

Mr. Pearson said they could provide that information, but their recommendation would be the same in the end. He said there was no guarantee that all 23 subdivisions would need to change their signage to meet the new reflectivity requirements and they wouldn't all be changed at one time. He said the worst case budget estimate was around \$32,000.

Member Margolis said the reason they were moving forward and offering to bear the cost was because of the new Federal guidelines which required reflectivity on the street signs, the City was getting into compliance by doing that.

Mr. Pearson said it was by no fault of the Association, it was a new requirement.

Mayor Landry confirmed that when Lochmoor Village was built they paid for their own street signs. He asked if they didn't do that, who would have paid for the street signs?

Mr. Pearson said the developer would have paid for the street signs.

Mayor Landry said the City had 4 to 5 years to bring the City into compliance with the new Federal retro reflectivity guidelines. He said he could appreciate Member Mutch's concern, it was a valid concern. He said it would probably be about \$30,000 over the next five years to bring the City into compliance but due to the interest of safety he was in favor of doing it.

Mayor Pro Tem Gatt said he seconded the motion for reasons of discussion but he agreed with Mayor Landry and wouldn't be supporting the motion. He asked Mr. Pearson how many subdivisions would be affected.

Mr. Pearson said there were 32 subdivisions. He said the signs would be replaced; it was just a matter of who would pay for it.

Member Mutch withdrew his motion based on the comments made around the table. He said the subdivisions signed the agreements to replace the signs at their costs when they were required to switch them. If it were any other situation he would agree with the comments he had heard, but because they took the step to put in decorative street signs and agreed to pay at the time of conversion, he thought they should stick to the original agreement.

Mayor Pro Tem Gatt agreed to withdraw the motion.

**CM-11-08-116      Moved by Gatt, seconded by Fischer; MOTION CARRIED: 5 – 1**

**To approve the request by Lochmoor Village Homeowner's Association to remove the conditions under paragraph 7 of the agreement requiring the Association to pay the City for the cost of replacing the existing decorative signs with standard signs upon termination of the agreement and to terminate the Street Sign Agreement with the City of Novi dated March 12, 1998**

**Roll call vote on CM-11-08-116**

**Yeas:    Wrobel, Landry, Gatt, Fischer, Margolis  
Nays:    Mutch  
Absent:  Staudt**

**AUDIENCE COMMENT** – None

**ADJOURNMENT**

There being no further business to come before Council, the meeting was adjourned at 7:10 P.M.

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David Landry, Mayor

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Maryanne Cornelius, City Clerk

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Transcribed by Natalie Laitinen

Date approved: August 22, 2011