CITY OF LIVONIA – CITY COUNCIL
MINUTES OF STUDY MEETING HELD MAY 2, 2022

Meeting was called to order at 8:00 p.m. by President Jim Jolly. Present: Scott Bahr, Rob Donovic, Scott Morgan, and Brandon McCullough, Kathleen McIntyre. Absent: Laura Toy.

Elected and appointed officials present: City Clerk, Susan Nash, Mark Taormina, Director of Planning and Economic Development, Todd Zilincik, City Engineer, Mike Fisher; Assistant City Attorney, Jerome Hanna, Director of Inspection and Ordinance, Ted Davis, Superintendent of Public Works, and LaShawn Thomas, Director of Government Affairs.

AUDIENCE COMMUNICATION: Ian Edgar, Anastasia & Katie's Coffee Shop & Café, 19215 Merriman Rd, spoke about their upcoming free car show fundraiser, Saturday May 14, 2022, from 10:00 a.m. to 2:00 p.m. in their parking lot. They will have classic and sports cars, music, a raffle and the café will be open. Car show participants are asked to pay $20.00 and register at miworkmatters.org.

Councilmember Kathleen McIntyre asked if they had received the jump drive from the last meeting and commented that she is looking forward to their event.

NEW BUSINESS

1. REAPPOINTMENT OF JEREMY CURTIS TO THE PLYMOUTH ROAD DEVELOPMENT AUTHORITY: Office of the Mayor, re: for a three-year term, which will expire on May 16, 2025.

   LaShawn Thomas presented the request to Council.

   Jeremy Cutis came to the podium to answer any questions.

   Councilmember Kathleen McIntyre offered an approving resolution for the Consent agenda.

   DIRECTION: APPROVING CONSENT

2. REQUEST TO BARRICADE CITY STREETS: Chris Inch, Stevenson Cross Country Head Coach, re: on Friday, August 19, 2022, from 12:00 p.m. through Saturday, August 20, 2022, at 12:00 p.m. on Perth Street from Stark Road until it dead-ends West of Farmington, for a nighttime high school cross country meet.

   Ted Davis presented the request to Council.

   President Jim Jolly mentioned that he is familiar with this event.

   Councilmember Scott Bahr offered an approving resolution for the Consent agenda.

   DIRECTION: APPROVING CONSENT

3. REQUEST TO BARRICADE CITY STREETS: Patty Novak, re: on Van Court between Levan and Raleigh, on Friday, July 8, 2022, from 4:00 p.m. until 10:00 p.m., in order to host a wedding reception on the grounds of Christadelphians Church.

   Patty Novak, 15586 Nola Circle, presented the request to Council. A map was presented to show the area requested to barricade. She explained her barricade request to Council.

   Councilmember Scott Bahr stated that was familiar with the event and offered an approving resolution for the Consent agenda.

   DIRECTION: APPROVING CONSENT

4. REQUEST TO BARRICADE CITY STREETS: Patty Novak, Christadelphians Church, re: on Van Court between Levan and Raleigh from Monday, August 1, 2022, until Friday, August 5, 2022, from 8:30 a.m. until 1:30 p.m. each day in order to host Vacation Bible School.

   Patty Novak, 15586 Nola Circle, presented the request to Council. She noted this is the same request they have made for the last four years, and it has been very effective to have the barricades for the children to cross the street safely.

   Councilmember Rob Donovic offered an approving resolution for the Consent agenda.

   DIRECTION: APPROVING CONSENT

5. REQUEST TO WAIVE THE CITY'S NOISE ORDINANCE: Anne Zaragoza, Board President, Loaves & Fishes Southwest Detroit, to host fundraising event at St. Colette Church located at 17600 Newburgh Road, to include BBQ, cash bar, and a live band to perform on Friday, June 10, 2022, from 7:00 p.m. to 9:00 p.m.

   Cindy Portis, St. Colette church, presented the request to Council.

   Councilmember Kathleen McIntyre offered an approving resolution for the Consent agenda.

   President Jim Jolly noted that he is a parishioner at St. Colette and asked if Father Gary would be out there dancing. Cindy Portis replied that he would be there and invited everyone to come to the event.

   DIRECTION: APPROVING CONSENT

6. REQUEST TO WAIVE THE CITY'S NOISE ORDINANCE: Randy Keatts, Shake Shack Michigan, LLC.; re: to host a car show with a DJ in the parking lot of business located at 39300 W. Seven Mile, every Monday until October, beginning on Monday May 23, 2022, from 4:00 p.m. to 8:00 p.m.

Brandon McCullough offered an approving resolution for the Regular agenda.

DIRECTION: APPROVING REGULAR

7. WAIVER PETITION: Planning Commission, re: Petition 2022-02-02-04 submitted by Shake Shack Michigan, L.L.C., requesting o utilize an SDM liquor license (sale of packaged beer and wine products for consumption off the premises) in conjunction with the operation of a Class C liquor license (sale of beer, wine and spirits for consumption on the premises) previously approved for the subject property pursuant to Council Resolution #228-93) in connection with the operation of a new freestanding full-service restaurant (Shake Shack) at 39300 Seven Mile Road, located on the northeast corner of Seven Mile and Haggerty Roads in the Southwest ¼ of Section 6.

   Patrick Howe, Legal Counsel for Shake Shack Michigan, LLC., presented the request to Council.

   Councilmember Rob Donovic asked how the alcohol would be packaged. Patrick Howe replied that if it is beer, it would be in a can, if it is wine, it would be in a bottle which is ordered at a kiosk and not in a to-go cup.

   Councilmember Brandon McCullough commented that the business has been doing very well and happy to have them. He offered an approving resolution for the Regular agenda.

   Councilmember Kathleen McIntyre asked Mark Taormina if there were other restaurants in the city that offered drive-thru alcoholic beverages to-go. Mark Taormina replied that it is not something that Shake Shack or any other food serving drive-up operations are allowed to do. There are two special requirements apply to this type of request and have been met, which are that they are not within 500 feet of another SDM licensed establishment or within 400 feet of a house of worship or school property. He also noted that the Planning Commission's recommendation was to limit the waiver to Shake Shack only and not be transferable without Council approval.

   Councilmember McIntyre asked that this would be to go, not through the drive through or through Grub Hub and that consumption would be permitted in the restaurant. Patrick Howe verified that the waiver-use for on-premise consumption is already in place, they are amending the waiver to include to-go sales of beer and wine.

   Councilmember McIntyre asked to clarify how the food was presented to the customer when dining inside. Patrick Howe stated that the food is ordered, a number is called, the customer receives the order and takes it to their table.

   Councilmember McIntyre asked what Shake Shack's policy is to verify that those at the table consuming are of legal age, since they are taking the food back to the table as opposed to other restaurants that are served at the table. Patrick Howe stated that the restaurant is monitored by trained staff at all times. Councilmember McIntyre stated that there were less eyes on the table with this process. Patrick stated that there is such a small amount of alcohol served and they take it very seriously.

DIRECTION: APPROVING REGULAR

8. WAIVER PETITION: Planning Commission, re: Petition 2022-03-02-07 submitted by Clover Self Storage requesting to operate a truck and trailer rental business in conjunction with an existing climate-controlled, indoor self-storage facility and an outdoor storage yard for recreational vehicles at 28900 Schoolcraft Road, located on the north side of Schoolcraft Road between Inkster and Middlebelt Roads in the Southwest ¼ of Section 24.

   Mark Taormina, Planning and Economic Development Director, presented the request to Council. He noted that the petitioner was unable to make the meeting.

   Councilmember Scott Bahr offered an approving resolution for the Regular agenda.

   DIRECTION: APPROVING REGULAR

9. AWARD OF BID: Inspection Department, re: for the 2022-2025 Weed Cutting and Property Maintenance Program, from budgeted funds.

   Jerome Hanna, Director of Inspection and Ordinance, presented the request to Council.

   Councilmember Scott Bahr asked the reason for only one bid. Jerome Hanna replied that they went out for bids twice and only got one bid each time. He noted that he was not concerned, it is very involved work and because of worker shortages, he is not surprised. Scott Bahr asked if the prices are consistent. Jerome Hanna noted that they are one cent per square yard above the previous contract. Property owners are billed and if they don’t pay, it is placed on their taxes.

   Councilmember Scott Bahr offered an approving resolution for the Consent agenda.

   DIRECTION: APPROVING CONSENT

10. REQUEST FOR AUTHORIZATION TO WAIVE THE SEALED BID PROCESS AND PURCHASE FROM SOLE SOURCE PROVIDER: Department of Parks and Recreation, re: to replace well-worn fitness equipment with Octane fitness equipment, from budgeted funds.

    Ted Davis, Superintendent of Parks and Recreation, presented the request to Council.

    Councilmember Scott Bahr asked if there are other brands to look at. Ted Davis stated that there are other brands, but his staff specified this brand is what they are requesting. Scott noted that if there is another brand that is less, what is the reason for not going with that brand. Ted stated that he wants the best brand for the members.

    Councilmember Scott Morgan asked if the equipment has a warranty. Ted Davis indicated they have a two-year warranty.

Councilmember Brandon McCullough stated that there is a trade-in value and asked if the units to trade in would be the same brand. Ted Davis replied that he was unsure. Brandon stated that he trusts the brand requested and offered an approving resolution for the Regular agenda.
Councilmember Rob Donovic asked what the surcharge of $1496.30 on the quote was for. Ted Davis stated that he was unsure of what that was for and would find out.

Councilmember Scott Bahr stated that a quick Google search of the equipment and what it is available for didn't give him confidence they need to approve the higher prices.

Council President Jim Jolly asked that Ted Davis indicate the difference between commercial and residential equipment. Ted Davis stated that the difference is mostly the load and warranty that goes on the equipment.

Councilmember Brandon McCullough pointed out that Sourcewell has a cooperative purchasing agreement and would forward the information to Ted Davis for competitive pricing.

DIRECTION: APPROVING REGULAR

11. REQUEST FOR AUTHORIZATION TO WAIVE THE SEALED BID PROCESS AND PURCHASE FROM SOLE SOURCE PROVIDER: Department of Parks and Recreation, re: to replace well-worn fitness equipment with Precor fitness equipment, from budgeted funds.

Ted Davis, Superintendent of Parks and Recreation, presented the request to Council.

Councilmember Brandon McCullough offered an approving resolution for the Regular agenda.

Council President Jim Jolly asked that Ted Davis do the same homework for this item as the last. Ted agreed to do so.

DIRECTION: APPROVING REGULAR

12. REQUEST TO AMEND ENGINEERING SERVICES CONTRACT THROUGH QUALIFICATION BASED SELECTION (QBS) PROCESS WITH OHM ADVISORS (OHM) FOR ENGINEERING SERVICES FOR THE MEDC GRANT - BELL CREEK BANK STABILIZATION: Engineering Division, re: same. (CR 95-22)

Todd Zilincik, City Engineer, presented the request to Council.
Kathleen McIntyre noted that since we already have a contract with OHM, it makes sense to amend the contract to include this type of work and offered an approving resolution for the Consent agenda.

DIRECTION: APPROVING CONSENT

AUDIENCE COMMUNICATION

Councilmember Kathleen McIntyre wished a Happy Mother's Day to all mother figures.

As there were no further questions or comments President Jim Jolly adjourned the Study Session at 8:38 p.m. on Monday, May 2, 2022.

Dated: May 3, 2022 SUSAN M. NASH, CITY CLERK