MINUTES OF THE TWO THOUSAND SEVENTH REGULAR MEETING DECEMBER 18, 2024

On December 18, 2024, the above meeting was held at the City Hall, 33000 Civic Center Drive, Livonia, Michigan, and was called to order by the President of the Council at 7:00 p.m. Vice President Ptashnik led the meeting with the Pledge of Allegiance

Roll was called with the following result: Martha Ptashnik, Carrie Budzinski, Scott Morgan, Rob Donovic and Brandon McCullough. Absent: Laura Toy.

Elected and appointed officials present: Carter Fisher, City Attorney; Lori L. Miller, City Clerk; Mark Taormina, Planning and Economic Development Director; Sara Kasprowicz, Program Supervisor of Council Office; and David Lear, Assistant City Engineer.

On a motion by Vice President Ptashnik, supported by Councilmember Budzinski, and unanimously adopted, it was:

#41924 RESOLVED, that the Minutes of the 2,006th Regular Meeting of the Council held December 2, 2024 are approved as presented.

During Audience Communication, Steve King, 33950 Coventry, thanked resident Christopher Martin for speaking on his behalf and his support to run as a candidate for Council at the Committee of the Whole meeting held December 16, 2024. Mr. King spoke about his career, community and public service experience and reasons he should be considered for the appointment to fill the vacant Council position.

Peter Dale, 9812 Cranston, spoke about the various candidates who submitted their name for consideration to fill the Council vacancy and stated there were many new names and people from all types of careers and backgrounds. Mr. Dale encouraged Council to be a more inclusive and open community and to be proactive in their decisions. Mr. Dale challenged Council to lead, indicated optics do matter and stated Council has the responsibility to help make Livonia more attractive to all residents.

Laura Jannika, 29635 Munger Drive, spoke to request the large, unnecessary and "eye soar" signage put up at Noble Library be removed. Ms. Jannika indicated residents in the area have done their best to keep up the Noble property and no residents want blight in the community.

Larry Bernhardt, 14744 Flamingo, spoke regarding the numerous candidates who submitted their names for consideration to fill the vacant Council position. Mr. Bernhardt stated he was asked by a candidate to share her experience. The candidate stated to Mr. Bernhardt after submitting a letter of intent, she was quickly contacted by a Councilmember and was encouraged to run for one of the four vacant seats later next year and was told an individual had already been identified. Mr. Bernhardt stated he felt the process to openly fill a Council vacancy had been subverted and would address his concerns directly to the City Attorney.

Christopher Martin, Livonia resident, addressed Council to provide his career accomplishments and express why he would be a good candidate for Council. Mr. Martin shared a photograph of a presidential limousine he helped designed and encouraged Council to be open in their decision-making process.

Mayor Maureen Miller Brosnan spoke to inform Council about her evening presenting the "Light Up Livonia" awards for festively decorated homes throughout the community. Mayor Brosnan stated she was assisted by Fire Chief Jennison as well as Santa and Mrs. Claus in spreading the holiday cheer and presenting the awards. Mayor Brosnan thanked all of Council for their hard work this year and wished everyone a Merry Christmas and introduced Santa and Mrs. Claus.

Santa Claus and Mrs. Claus wished everyone a Merry Christmas.

Councilmember Donovic acknowledge the signage put out at the Noble property were indeed "eye soars" and would defer to the Administration to see if they could be removed. Councilmember Donovic spoke about the vacant Council position and indicated it would be filled by appointment of Council at a Special Regular Meeting to be held Monday, January 6, 2025 at 7:00 p.m. in the Auditorium at City Hall. Councilmember Donovic concluded by wishing everyone a Merry Christmas.

Councilmember Budzinski stated she would like to see if a member of the Administration could investigate the signage put up at the Noble property as she agreed it was not appealing to look at. Councilmember Budzinski spoke about the Council vacancy and the position would be filled by Council appointment at the upcoming Special Meeting to be held January 6, 2025. Councilmember Budzinski concluded by inviting all to attend her next in-person Coffee Hour on Saturday, January 18th at the Bennett Civic Center Library where she will discuss what it means to be a Councilmember, the time involved, how to file to run for office, and any questions residents may have about getting involved and running for local government.

Councilmember Morgan wished everyone a Merry Christmas and a Happy New Year.

Vice President Ptashnik thanked everyone who attended the Committee of the Whole meeting this past Monday, December 16th, to submit their name for consideration to fill the vacant Council seat. Vice President Ptashnik stated she commended all those who put their names in for consideration and stated it was a very serious decision, one to made by Council, and they take this process very serious. Vice President Ptashnik thanked the City for her first year in office and stated it has been fun, exciting and challenging year. Vice President Ptashnik concluded by wishing everyone a very Happy Holiday season and Happy New Year.

President McCullough thanked everyone who participated and submitted their name for consideration for the vacant Council seat. President McCullough stated the turnout and interest in running for a Council position was wonderful and great to hear from everyone who participated, stating it went very well and professional and appreciated everyone who came to the meeting.

President McCullough announced Council will have a Special Meeting for the appointment to fill the vacant Council position, to take place in the Auditorium of City Hall, 33000 Civic Center Drive as follows:

Monday, January 6, 2025, at 7:00 p.m.

President McCullough announced there was New Data received by Council for Agenda Items 2, 13b, and 16.

President McCullough encouraged residents to buy their tickets to the upcoming charity hockey game on Sunday, January 26th at 11:00 a.m. at Eddie Edgar Ice Arena. President McCullough stated it is the Fourth Annual Livonia All Stars v. Red Wings Alumni charity hockey game. President McCullough stated the game sells out quickly every year and all monies raised go directly to Breaking Barriers for Kids and Families, a local charitable organization doing great things in Livonia.

President McCullough wished a Happy Birthday to Councilmember Donovic, whose birthday is December 30th and a Happy Birthday to Councilmember Toy, whose birthday is December 22nd.

At the direction of the Chair, Item #2 on the Agenda was removed from the Consent portion of the Agenda.

A communication from the Department of Finance, dated December 3, 2024, re: forwarding the Departmental Purchases Report for the month ending November 30, 2024, was received and placed on file for the information of the Council.

A communication from the Office of the Council, dated December 6, 2024, re: presenting revisions to the Chairpersons and members of the various Council Committees for the year 2025, was received and placed on file for the information of the Council.

On a motion by Vice President Ptashnik, supported by Councilmember Budzinski, it was:

#420-24 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 4, 2024, approved for submission by the Mayor, to which is attached a communication from Rommie Abdelnour, dated October 26, 2024, requesting a waiver of the sidewalk requirement in front of the newly constructed home at 37601 Amrhein, in the S.E. ¼ of Section 30, the Council does hereby approve this request inasmuch as omitting the sidewalk on the subject property would have no detrimental effect upon the neighboring properties at this time due to the absence of sidewalks within the neighboring area; FURTHER, the Council does hereby reserve the right to require sidewalks at this location in the event that additional sidewalks are installed in this area at some future date.

#421-24 RESOLVED, that having considered a communication from the City Planning Commission, dated November 18, 2024, approved for submission by the Mayor, which transmits its resolution #10-58-2024, adopted on November 12, 2024, with regard to Petition 2024-10-02-17, submitted by CJ's Party Rentals, requesting waiver use approval to operate a truck rental facility that includes the outdoor storage of Budget Rental Trucks at 37055 Industrial Road in the Northwest ¼ of Section 29, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-10-02-17 is hereby approved and granted, subject to the following conditions:

1. That the site plan, as received by the Planning Commission on October 11, 2024, is hereby approved and shall be adhered to;

2. That the open storage of Rental Trucks shall be restricted to the confined areas of the property as shown on the approved site plan. Any changes in the locations and extent of recreational equipment storage shall first be approved by the Planning and Inspection Departments;

3. That only conforming signage is approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals; and

4. This waiver use is granted to this petitioner only, and any new user of this property is required to seek and receive City Council's consent to such user's operating the subject facility prior to occupancy by such user.

#422-24 RESOLVED, that having considered a communication from the City Planning Commission, dated November 18, 2024, approved for submission by the Mayor, which transmits its resolution #10-59-2024, adopted on November 12, 2024, with regard to Petition 2024-10-02-18, submitted by Mr. Miguel's, requesting waiver use approval to construct an outdoor dining patio at 39305 Plymouth Road, located on the south side of Plymouth Road east of Newburgh Road in the Southwest ¼ of Section 30, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-10-02-18 is hereby approved and granted, subject to the following conditions:

1. That the Site Plan identified as Sheet AS-1 dated August 30, 2024, as revised, is hereby approved and shall be adhered to;

2. That the Proposed Patio Plan identified as Sheet No. DD-1 dated August 30, 2024, is hereby approved and shall be adhered to;

3. That the maximum number of outdoor patio patron seats shall not exceed a total of sixty-eight (68);

4. That any outdoor speakers or sound equipment, including televisions, are to be approved at the discretion of the Planning Department;

5. That all light fixtures shall be aimed and shielded to minimize stray light trespassing across property lines and glaring into adjacent roadways;

6. That any form of outdoor advertising or signage shall be prohibited on any of the patio structures, including the fencing, seating, and tables, without the prior written approval by the City of Livonia Inspection Department;

7. That unless approved by the proper local authority, any type of exterior advertising, such as promotional flags, streamers or sponsor vehicles designed to attract the attention of passing motorists, shall be prohibited;

8. That no LED light band or exposed neon shall be permitted on this site including, but not limited to, the building or around the windows;

9. That the parking lot be repaired and restriped to the satisfaction of the Inspection Department, and that an appropriate protective barrier or fencing be provided where the grade drops on the adjacent office building;

10. That the specific plans referenced in this approving resolution shall be submitted to the Inspection Department at the time the building permits are applied for; and

11. Pursuant to Section 13.13 of the Livonia Zoning Ordinance, as amended, this approval is valid for a period of one year only from the date of approval.

#423-24 RESOLVED, that having considered the report and recommendation of the Director of Community Resources, dated November 7, 2024, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, the Council does hereby accept the unit price bid of Hearst Newspapers Michigan, 22405 18 Mile Road, Big Rapids, MI 49307 for the design (cover and typesetting), proofs, editing, printing and sorting of three issues of the City of Livonia's Connections Magazine for the Spring/Summer 2025 and Winter 2025-2026 editions, at the unit prices specified in the attachment to the aforesaid communication per issue, for an estimated amount not to exceed $85,029.00, not including any extras for additional copies or additional pages at the rates stipulated in the organization's bid response, the same having been in fact the second lowest bid received which meets all specifications; FURTHER, the Council does hereby reject the bid submitted by Printwell for the reason that Hearst was the printer for the 2022, 2023 and 2024 contracts and having worked with both Hearst and Printwell on past projects, staff recommends awarding the bid to Hearst; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed $85,029.00 from funds budgeted in Community Resources Account No. 101-174-904-000 ($35,514.50); Library Account No. 271-778-904-000 ($7,000.00);

Parks and Recreation Account Nos. 101-821-886-110 ($21,257.25); 208-755-905-000 ($14,880.08); and 101-752-904-000 ($6,377.18) for this purpose; and the Mayor and City Clerk are hereby authorized to execute a contract for and on behalf of the City of Livonia with Hearst Newspapers Michigan, subject to approval as to form and substance by the Department of Law, and to do all other things necessary or incidental to the full performance of this resolution.

#424-24 RESOLVED, that having considered the report and recommendation of the Information Systems Director, dated November 14, 2024, which bears the signature of the Director of Finance and is approved for submission by the Mayor, the Council does hereby authorize the purchase of 73 extreme network switches with 7-year licensing and warranty for the City network infrastructure from Delta Network Services, 420 Enterprise Court, Bloomfield Twp, MI 48302, in an amount not to exceed $442,193.85, to replace the current network switches which are ten (10) years old and have exceeded their life expectancy; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed $442,193.85 from funds budgeted in Account No. 401-000-982-000 for this purpose; FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as the same is based upon the low State of Michigan bid price under REMC Contract No. 255110 and such action is taken in accordance with the provisions set forth in Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended; and the City Clerk is hereby requested to do all things necessary or incidental to the full performance of this resolution.

#425-24 RESOLVED, that having considered the report and recommendation of the Assistant Director of Public Works, dated November 4, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, the Council does hereby authorize the purchase of five (5) Exmark Lazer S-Series 749 zero turn mowers from Weingartz, 32098 Plymouth Road, Livonia, MI 48150, at a cost of $12,799.00 each, for a total amount not to exceed $63,995.00, to replace comparable units that have exceeded their life expectancy, the same to be expended from FY 2025 budgeted funds in Account No. 401-000-987-000 for this purpose; FURTHER, the Council does hereby authorize the said purchase without competitive bidding inasmuch as the same is based upon the low State of Michigan bid price under Sourcewell Contract No. 031121-MTD, and no advantage to the City would result from competitive bidding, and such action is taken in accordance with the provisions set forth in Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended; FURTHER, the Council does hereby authorize the disposal of the replaced mowers at public auction hosted by the Michigan Inter-governmental Trade Network (MITN) or commercial auction after receipt of the new mowers.

#426-24 RESOLVED, that having considered the report and recommendation of the Assistant Director of Public Works, dated November 6, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, the Council does hereby authorize the purchase of one (1) Case 588h 4wd T4 Final Rough Terrain forklift, with 3-year extended warranty, from Southeastern Equipment Co. Inc., 48545 Grand River, Novi, MI 48374, in an amount not to exceed $109,017.40, including freight and delivery, to replace a comparable unit that has exceeded its life expectancy, the same to be expended from funds budgeted in Account No. 401-000-987-000 for this purpose; FURTHER, the Council does hereby authorize the said purchase without competitive bidding inasmuch as the same is based upon the low State of Michigan bid price under Sourcewell Contract No. 011723-CNH, and no advantage to the City would result from competitive bidding, and such action is taken in accordance with the provisions set forth in Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended; FURTHER, the Council does hereby authorize the disposal of the replaced forklift at public auction hosted by the Michigan Inter-governmental Trade Network (MITN) or commercial auction after receipt of the new unit.

#427-24 RESOLVED, that having considered a communication from the Assistant Director of Public Works, dated November 15, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, the Council does hereby authorize an amendment to the contract with D’Angelo Brothers, Inc., 30750 W. Eight Mile Road, Farmington Hills, MI 48335, pursuant to CR 198-22, adopted on June 27, 2022, as follows:

a) Approve the request by D’Angelo Brothers, Inc., 30750 Eight Mile Road, Farmington Hills, MI 48336, to amend its contract with the City of Livonia to perform lead and galvanized service line identification and replacement at various locations throughout the City, with a budget amendment to increase Account No. 592-559-787-020 to the contract in an amount of $1,750,000 through December 2027;

b) Approve the additional emergency expenditures incurred by D'Angelo Brothers, Inc. in fiscal year 2024 and authorize an expenditure in an amount not to exceed $200,000.00 payable to D’Angelo Brothers, Inc. from funds budgeted in Account No. 592-559-787-020 (Unexpended Budget); and

c) Waive the formal bidding process in accordance with Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended, since no advantage to the City would result from competitive bidding in this type of service.

#428-24 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 21, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, regarding additional expenditure in connection with the Newburgh Road Emergency Concrete Repairs (Ann Arbor Road to Amrhein Road), pursuant to Council Resolution 73-24, adopted on February 28, 2024, the Council does hereby authorize an expenditure in an amount not to exceed $99,349.25, payable to Great Lakes Contracting Solutions, LLC, 2300 Edinburgh, Waterford, MI 48328, for performing all work required in connection with the emergency concrete repairs on Newburgh Road (Amrhein Road to Ann Arbor Road) from funds budgeted in Account No. 204-463-818-114 (Maintenance) for this purpose.

#429-24 RESOLVED, that having considered a communication from the Assistant Director of Public Works and the City Attorney, dated November 20, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, to which is attached a proposed Settlement and Release Agreement between the City of Livonia and Great Lakes Water Authority (GLWA), in connection with costs incurred due to water main breaks as a result of work performed by GLWA on Eight Mile Road, the Council does hereby accept the proposed settlement and release agreement between the City of Livonia and GLWA, in the amount of $170,698.60, to credit the City's GLWA Water Account No. 592-230-070 for water main break expenses incurred due to the GLWA Water Main Project, and authorizes the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute said agreement, subject to approval as to form and substance by the Department of Law; and the City Clerk is hereby requested to do all things necessary or incidental to the full performance of this resolution.

#430-24 RESOLVED, that having considered a communication from the City Attorney, dated November 19, 2024, wherein it is requested that Council Resolution 326-24, adopted on September 23, 2024, be amended to include shipping costs for the previously approved purchase of waste/recycling carts from Toter in connection with solid waste/recycling services for the period December 1, 2024 through November 30, 2029, the Council does hereby amend and revise Council Resolution 326-24 so as to read as follows:

CR# 326-24 RESOLVED, that having considered the report and recommendation of the Capital Outlay and Infrastructure Committee, dated September 11, 2024, submitted pursuant to Council Resolution Nos. 57-15 and 932-98, and a subsequent communication from the City Attorney, dated November 19, 2024, regarding the subject matter of solid waste/recycling services for the period December 1, 2024 through November 30, 2029, the Council does hereby authorize the purchase of 40,000 trash carts and 40,000 recycling carts from Toter, 841 Meacham Road, Statesville, NC 28677 to be utilized for the City's solid waste collection and disposal services in an amount not to exceed $4,147,200.00; FURTHER, the Council does hereby authorize an amount not to exceed $4,147,200.00 from Account No. 226-528-818-010 (Refuse Fund) for this purpose.

A roll call vote was taken on the foregoing resolutions with the following result:

AYES: Ptashnik, Budzinski, Morgan, Donovic, and McCullough

NAYS: None

A communication received from the Office of the City Treasurer, dated December 17, 2024, re: delinquent summer tax and water bills relevant to the property located at 39200 Six Mile Road, was received and placed on file for the information of the Council. (Petition 2024-02-02-03)

On a motion by Donovic, supported by Vice President Ptashnik, and unanimously adopted, it was:

#431-24 RESOLVED, that having considered an email communication from Eric Williams, PE, Stonefield Engineering & Design, on behalf of Haggerty Six Partners, LLC, dated November 15, 2024, to which is attached a proposed Shoppes at College Park Planned General Development Agreement between the City of Livonia and Haggerty Six Partners, LLC, in connection with Petition 2024-02-02-03, previously approved by the Council on April 15, 2024, pursuant to CR 135-24, requesting waiver use approval for a Planned General Development consisting of a retail shopping center and multifamily housing under a single unified plan, located at 39200 Six Mile Road, on the north side of Six Mile Road between

Haggerty Road and Fox Drive in the Southwest ¼ of Section 7, the Council does hereby approve the aforesaid Shoppes at College Park Planned General Development Agreement, and the Mayor and City Clerk are hereby authorized to execute said Agreement, approved as to form and substance by the Department of Law, for and on behalf of the City of Livonia and to do all things necessary or incidental to the full performance of this resolution.

Vice President Ptashnik reported on the subject matter of proposed amendments to the Noise Ordinance as discussed at the Law & Education Committee meeting of December 4, 2024, and indicated the matter will remain in committee. (CR 253-24)

An email communication received from the Livonia Managed Native Planting Team, dated December 9, 2024, re: proposed Ordinance amendments re: Noxious weeds, was received and placed on file for the information of the Council.

Vice President Ptashnik reported on the subject matter of proposed Ordinance amendments re: Noxious weeds as discussed at the Law & Education Committee meeting of December 4, 2024, and indicated the matter will remain in committee. (CR 208-24)

Karen Vrtachnik, 15454 Doris, spoke regarding vegetation growing in neighboring yards within her neighborhood which attract bees, birds, rodents and deer. Ms. Vrtachnik stated she was concerned about how this may affect her home's resale value in the future and asked Council to take this into consideration.

Mike Shesterkin, 38257 Donald, thanked Council and residents for taking up this subject matter and stated he was grateful to see the community look at sustainability, which he feels is very important. Mr. Shesterkin stated a "landscaped" lawn is diverse and subjective and encouraged Council to come up with an Ordinance this is flexible, keeping in mind perception of what a lawn should look like is quite different.

Councilmember Donovic reported on the subject of planning, design and construction of new Civic Center Campus as discussed at the Capital Outlay & Infrastructure Committee meeting of December 11, 2024, and indicated the matter will remain in committee. (CR 330-24)

On a motion by Vice President Ptashnik, supported by Councilmember Morgan, and unanimously adopted, it was:

#432-24 RESOLVED, that having considered correspondence from Plante Moran Realpoint, LLC (“PMR”), dated December 5, 2024, submitted pursuant to PMR’s assignment to assist the City in selecting a firm to perform construction management services for the Livonia City Hall Project (the “Project”), setting forth the process by which a Project Team consisting of representatives of PMR, and the City’s administration, staff and legal counsel posted a request for proposal and evaluated proposals received, including interviews with short-listed firms, and now recommends awarding the contract for construction management services to Frank Rewold and Sons (“FRS”) for a total contract price to be 6.87% of the to be agreed guaranteed maximum price for construction in addition to the pre-construction services which are to be priced at a value not to exceed $81,380.00, the Council does hereby approve the recommendation and authorizes the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute a contract between the City of Livonia and Frank Rewold and Sons, 303 E. Third Street, Suite 300, Rochester, MI 48307, subject to approval as to form and substance by the City’s Department of Law, in an aggregate amount of fees and reimbursables not to exceed $81,380.00 for pre-construction services and 6.87% of the to be determined guaranteed maximum price for overall construction of the new city hall; FURTHER, the Council does hereby authorize an expenditure of such amounts for such purposes as incurred from Account No. 418-000-813-000 (Professional Fees).

On a motion by Councilmember Donovic, supported by Vice President Ptashnik, and unanimously adopted, it was:

#433-24 RESOLVED, that having considered correspondence from Plante Moran Realpoint, LLC (“PMR”), dated December 5, 2024, submitted pursuant to PMR’s assignment to assist the City in selecting a firm to perform professional architectural/engineering services for the construction of a new Police Headquarters, setting forth the process by which a Project Team consisting of representatives of PMR, and the City’s administration, staff and legal counsel posted a request for proposal and evaluated proposals received, including interviews with short-listed firms, and now recommends awarding the contract for professional architectural/engineering services to Hobbs + Black for a total contract price of $1,658,000.00, with the architectural/engineering services priced at a value of 4.79% of the cost of the overall construction of the building, which fee projects to be $1,628,000.00, and reimbursables priced at a not to exceed value of $30,000.00, the Council does hereby approve the recommendation and authorizes the Mayor and City Clerk, for and on behalf of the City of

Livonia, to execute a contract between the City of Livonia and Hobbs + Black, 100 N. State St., Ann Arbor, MI 48104, subject to approval as to form and substance by the City's Department of Law, in an aggregate amount of fees and reimbursables of $1,658,000.00; FURTHER, the Council does hereby authorize an expenditure of such amounts for such purposes as incurred from Account No. 418-000-813-000 (Professional Fees).

A representative from Plante Moran Realpoint, LLC, was present to answer any questions of Council.

On a motion by Councilmember Morgan, supported by Councilmember Budzinski, and unanimously adopted, it was:

#434-24 RESOLVED, that having considered a communication from the City Planning Commission, dated November 18, 2024, approved for submission by the Mayor, which transmits its resolution #10-60-2024, adopted on November 12, 2024, with regard to Petition 2024-10-02-19, submitted by Cooper's Hawk Winery, requesting waiver use approval to operate with an on-premises Class C liquor license (sale of beer, wine and spirits for consumption on the premises), operate an off-premises SDM liquor license (sale of packaged beer and wine) and a full service restaurant with outdoor dining at 17117 North Laurel Park Drive, located on the west side of Laurel Park between I-275 and Newburgh Road in the Southeast ¼ of Section 7, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-10-02-19 is hereby approved and granted, subject to the following conditions:

1. That this approval is subject to City Council waiving the 1,000-foot separation requirement between Class C-licensed establishments;

2. That the maximum customer seating count shall not exceed a total of 260 interior seats and forty (40) exterior seats;

3. That only conforming signage is approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals;

4. That no LED lightband or exposed neon shall be permitted on this site including, but not limited to, the building or around the windows;

5. That unless approved by the proper local authority, any type of

exterior advertising, such as promotional flags, streamers or sponsor vehicles designed to attract the attention of passing motorists, shall be prohibited; and

6. Pursuant to Section 13.13 of the Livonia Zoning Ordinance, as amended, this approval is valid for a period of one year only from the date of approval by the City Council, and unless a building permit is obtained, this approval shall be null and void at the expiration of said period.

On a motion by Councilmember Donovic, supported by Vice President Ptashnik, it was:

#435-24 RESOLVED, that having considered a communication from the City Planning Commission, dated November 18, 2024, approved for submission by the Mayor, which transmits its resolution #10-60-2024, adopted on November 12, 2024, with regard to Petition 2024-10-02-19, submitted by Cooper’s Hawk Winery, requesting waiver use approval to operate with an on-premises Class C liquor license (sale of beer, wine and spirits for consumption on the premises), operate an off-premises SDM liquor license (sale of packaged beer and wine) and a full service restaurant with outdoor dining at 17117 North Laurel Park Drive, located on the west side of Laurel Park between I-275 and Newburgh Road in the Southeast ¼ of Section 7, the Council does hereby waive the 1,000-foot separation requirement from existing Class C licensed establishments as set forth in Section 6.09(2)(a) of the Livonia Zoning Ordinance.

A roll call vote was taken on the foregoing resolution with the following result:

AYES: Ptashnik, Budzinski, Morgan, Donovic, and McCullough

NAYS: None

President McCullough declared the resolution adopted.

An email communication from Eric Meyers, Project Architect, Krieger Klatt Architects, Inc., dated December 11, 2024, forwarding revised drawings to the site and landscape plans submitted by Zax Auto Wash, was received and placed on file for the information of the Council. (Petition 2024-10-08-07)

On a motion by Councilmember Budzinski, supported by Vice President Ptashnik, and unanimously adopted, it was:

#436-24 RESOLVED, that having considered a communication from the City Planning Commission, dated November 18, 2024, which transmits its resolution #10-61-2024, adopted on November 12, 2024, with regard to Petition 2024-10-08-07 submitted by Zax Auto Wash, requesting approval of all plans to reconfigure the parking lot and drive-thru facilities and remodel the exterior of the existing car wash at 36001 Plymouth Road, located on the south side of Plymouth Road, between Levan Road and Yale Street, in the Northeast ¼ of Section 32, the Council does hereby concur in the recommendation of the Planning Commission and Petition 2024-10-08-07 is hereby approved and granted, subject to the following conditions:

1. The Site Plan, identified as Sheet C03, dated December 11, 2024, as revised, prepared by Atwell Group, is approved and shall be adhered to;

2. The hours of operation shall be limited to the following: Monday through Saturday from 7:00 a.m. to 8:00 p.m. and Sunday from 9:00 a.m. to 6:00 p.m.;

3. The Landscape Plan identified as sheet L-1, dated December 11, 2024, as revised, prepared by Allen Design, is approved and shall be adhered to except that the Petitioner shall work with the Planning Department to provide one or more sections of PRDA-themed fencing and brick piers along Plymouth Road, and additional evergreen plantings along the east and south property lines;

4. All disturbed lawn areas, including road rights-of-way, shall be sodded instead of hydroseeding;

5. Underground sprinklers shall be installed for all landscaped and sodded areas. All planted materials shall be installed to the satisfaction of the Inspection Department and permanently maintained in a healthy condition;

6. The Exterior Elevations Plan, identified as A.200 and A.300,

dated October 11, 2024, prepared by Krieger Klatt Architects, is approved and shall be adhered to;

7. All rooftop mechanical equipment shall be concealed from public view on all sides by screening, consisting of material compatible in color with other exterior materials on the building;

8. The three walls of the trash dumpster area shall be constructed out of building materials that complement the building, and the enclosure gates shall consist of opaque and durable steel or composite panels;

9. All light fixtures shall not exceed a height of twenty feet (20') and shall be aimed and shielded to minimize stray light trespassing across property lines and glaring onto adjacent roadways. All exterior lights shall be turned off or dimmed between 8:30 p.m. and 7:30 a.m.;

10. The Inspection Department shall review the existing concrete wall along the south property line and, if needed, be brought up to the Zoning Ordinance's current specifications;

11. Only conforming signage is approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals;

12. No LED light band or exposed neon shall be permitted on this site, including, but not limited to, the building or around the windows;

13. Unless approved by the Inspection Department, any type of exterior advertising, such as promotional flags, streamers, or sponsor vehicles designed to attract the attention of passing motorists, shall be prohibited;

14. The plans referenced in this approving resolution shall be submitted to the Inspection Department with the building permit application(s); and

15. Per Section 13.13 of the Livonia Zoning Ordinance, this approval is valid for one (1) year from the date of approval by the City Council. Unless a building permit is obtained, this approval shall be null and void after the one (1) year period.

On a motion by Vice President Ptashnik, supported by Councilmember Morgan, and unanimously adopted, it was:

#437-24 RESOLVED, that having considered the report and recommendation of the Human Resources Director, dated December 3, 2024, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, which transmits Civil Service Commission resolution no. #24-215, adopted on November 20, 2024, wherein it is recommended to approve hourly rate adjustments for the classifications of Library Page and Student Page, to coincide with the State of Michigan's minimum wage law, the Council does hereby concur in and approve the recommendation of the Civil Service Commission to modify the wages for employees in the first and second year Library Page and Student Page classifications to correspond to the minimum wage that is duly adopted by the Michigan legislature and signed into law; all employees who would be compensated as first or second year Library Pages or Student Pages shall be compensated at the applicable minimum wage rate per Michigan law; third year employees in the Library Page and Student Page classifications shall be compensated at a rate of $12.75 per hour until the statewide minimum wage exceeds $12.75 per hour, at which time third year Library and Student Pages shall be compensated at the applicable statewide minimum wage rate.

Christopher Martin, Livonia resident, inquired what the new minimum wage increase would be for the classifications in question.

On a motion by Councilmember Donovic, supported by Councilmember Morgan, and unanimously adopted, it was:

#438-24 RESOLVED, that having considered the report and recommendation of the Assistant City Engineer, dated December 2, 2024, submitted pursuant to Council Resolution 218-23, adopted on June 26, 2023, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, and to which is attached Invoice #104724-39 from D'Angelo Brothers, Inc., dated October 21, 2024, the Council does hereby authorize an expenditure in an amount not to exceed $371,806.83, payable to D'Angelo Brothers, Inc., 30836 W. 8 Mile Road, Farmington Hills, MI 48336 for performing all work required in connection with the water main valve replacement to complete the 2023 Water Main Replacement Project; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed $371,806.83 from funds budgeted in Account No. 592-158-034 (Water Main Replacement) for this purpose; FURTHER, the Council does hereby authorize the action herein without competitive bidding in accordance with Section 3.04.140.E.1 of the Livonia Code of Ordinances, as amended.

On a motion by Councilmember Budzinski, supported by Vice President Ptashnik, and unanimously adopted, it was:

#439-24 RESOLVED, that having considered a communication from the Department of Law, dated December 3, 2024, which is approved for submission by the Mayor, to which is attached a proposed License Agreement between the City of Livonia and Consumers Energy Company for property located at 32000 Glendale Street, Livonia, Michigan 48150, to allow Consumers Energy permission to use as a construction show up site, to include the outdoor storage of commercial vehicles and other construction equipment, for a monthly rent of $3,000.00 for a four-month term commencing January 1, 2025 through April 30, 2025, with the option to extend the agreement for up to three (3) additional one-month periods, the Council does hereby approve the aforesaid Agreement and authorizes the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the attached agreement, subject to approval as to form and substance by the Department of Law, as well as to do all other things necessary or incidental to the full performance of this resolution.

On a motion by Councilmember Morgan, supported by Vice President Ptashnik, and unanimously adopted, it was:

#440-24 RESOLVED, that having considered a communication from Council President, Brandon McCullough, dated December 3, 2024, wherein it is requested that Council Resolution 18-24, adopted on January 17, 2024, be amended to replace former Councilmember Jim Jolly with Councilmember Rob Donovic as Parliamentarian of the City Council, the Council does hereby amend and revise Council Resolution 18-24 so as to read as follows:

> (Designation of Council representative as Parliamentarian)
>
> **CR#18-24** RESOLVED, that having considered the report and recommendation of the Committee of the Whole, dated January 3, 2024, submitted pursuant to Council Resolution 498-05, and a subsequent communication from Council President Brandon McCullough, dated December 3, 2024, the Council does hereby designate Rob Donovic as Parliamentarian of the City Council on a continuing basis, or until further order of this Council by Council Resolution.

During Audience Communication, Glenn Moon, Livonia resident, played a few holiday songs on his trumpet to close the meeting.

President McCullough wished all residents a Merry Christmas and Happy New Year.

On a motion by Councilmember Morgan, supported by Councilmember Budzinski, and unanimously adopted, this 2,007th Regular Meeting of the Council of the City of Livonia was adjourned at 8:16 p.m.

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Lori L. Miller, City Clerk