



## CITY of NOVI CITY COUNCIL

**Agenda Item C**  
**August 10, 2015**

**SUBJECT:** Approval of Ordinance No. 15-183, an ordinance to amend the City of Novi Code of Ordinances, Chapter 21, Nuisances, Article II, Relating to Property, Division 8, Refuse Collection, in order to further limit the hours for refuse collection in residentially-zoned districts and to add a new Section 21-147, stating that the penalty for violation of the division shall be a civil infraction, rather than a misdemeanor. **SECOND READING**

**SUBMITTING DEPARTMENT:**

**CITY MANAGER APPROVAL:** 

**BACKGROUND INFORMATION:**

On April 13, 2015, City Council unanimously approved a motion directing the Ordinance Review Committee (ORC) to review the standards for licensing of refuse haulers and the rules under which they operate. The motion came in the context of discussion about quality of service by privately-contracted trash haulers to Novi residents. The ORC met on May 11, 2015 and reviewed information regarding the existing regulations found in Chapter 16, Article II, (Licensing) of private refuse haulers, and Section 21-143 of the City Code, relating to nuisance activity. Chapter 21, Article II, Division 8, establishes standards for handling refuse and refuse bins to protect the public health, safety and welfare. Section 21-143 in particular sets forth certain minimum standards regarding the removal and transportation of refuse, including the obligation to remove all properly placed refuse no later than one day after the scheduled pick up date; a requirement to pick up spilt material and reasonable clean up any accidental spillage; and a requirement to keep any vehicles used to collect refuse in good operating condition and to clean such vehicles frequently. The provision also currently includes, at Section 21-143(8), a limitation on the removal and collection of refuse to between the hours of 6:00 a.m. and 6:00 p.m.

A violation of this Division of Chapter 21 by refuse hauler is a misdemeanor.

The ORC at its meeting on July 13, 2015, recommended two changes to the current operational standards. The first is to amend the time for collecting refuse to start no earlier than 7:00 a.m. (instead of 6:00 a.m.) The second is to make a violation of the ordinance a civil infraction instead of a misdemeanor. The change to a civil infraction is intended to make a violation of the ordinance by a refuse hauler subject to the lesser, non-criminal burden of proof on the part of the City, and also to allow the City to obtain, if necessary, with regard to a particular hauler, injunctive relief from the district court. The ordinance as amended would be enforceable by either the police or code enforcement officials.

**RECOMMENDED ACTION:** Approve **SECOND READING** of Ordinance No. 15-183, an ordinance to amend the City of Novi Code of Ordinances, Chapter 21, Nuisances, Article II, Relating to Property, Division 8, Refuse Collection, in order to further limit the hours for refuse collection in residentially-zoned districts and to add a new Section 21-147, stating that the penalty for violation of the division shall be a civil infraction, rather than a misdemeanor.

	1	2	Y	N
<b>Mayor Gatt</b>				
<b>Mayor Pro Tem Staudt</b>				
<b>Council Member Casey</b>				
<b>Council Member Markham</b>				

	1	2	Y	N
<b>Council Member Mutch</b>				
<b>Council Member Poupard</b>				
<b>Council Member Wrobel</b>				

**STATE OF MICHIGAN**

**COUNTY OF OAKLAND**

**CITY OF NOVI**

**ORDINANCE NO. 15-183**

**AN ORDINANCE TO AMEND THE CITY OF NOVI CODE OF ORDINANCES, AT CHAPTER 21, "NUISANCES," ARTICLE II, "RELATED TO PROPERTY," DIVISION 8, "REFUSE COLLECTION," IN ORDER TO FURTHER LIMIT THE HOURS FOR REFUSE COLLECTION IN RESIDENTIALLY ZONED DISTRICTS AND TO ADD A NEW SECTION 21-147, STATING THAT THE PENALTY FOR VIOLATION OF THE DIVISION SHALL BE A CIVIL INFRACTION, RATHER THAN A MISDEMEANOR.**

**THE CITY OF NOVI ORDAINS:**

**PART I.** That Chapter 21, "Nuisances," Article II, "Related to Property," Division 8, "Refuse Collection," of the City of Novi Code of Ordinances is hereby amended to add a new Section, 21-147, Penalties, to read as follows:

**DIVISION 8. REFUSE COLLECTION**

**Sec. 21-141. - Legislative intent.**

In the development and enactment of this division it is recognized that proper handling of refuse and refuse bins within the city is essential to the preservation of the public health, safety and welfare. The failure to properly handle refuse and refuse bins has severe effects on the community by tending to create a nuisance, encouraging the spread of disease, attracting vermin, causing annoyance to residents and other persons who work in or pass through the city, detracting from the aesthetics of the neighborhoods and endangering the public. The purpose of this division is to provide regulations for the prevention of such adverse effects and to provide penalties for the violation thereof.

**Sec. 21-142. - Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Applicant* means any person applying for a license pursuant to this division.

*Ashes* means the residue from the burning of wood, coal, coke or other combustible materials.

*Garbage* means any rejected food wastes, including waste accumulation of animal, fruit, or vegetable matter used or intended for food or that attend the preparation, use, cooking, dealing in or storing of meat, fish, fowl, fruit or vegetable.

*Internal volume* means the actual volumetric capacity of the container. This may not necessarily correspond to the normal size rating used by industry.

*License* means a refuse collection license issued by the city clerk licensing the operation of collection, removal and transportation of refuse in the city.

*Licensee* means any person granted a license pursuant to this division.

*Refuse* means solid wastes, except body wastes, including garbage, rubbish, ashes, incinerator ash, incinerator residue, street cleanings and solid industrial wastes.

*Refuse bin* means a metal receptacle having an internal volume of one (1) cubic yard or greater, by actual measurement, which temporarily receives and holds refuse for ultimate disposal either by unloading into the body or loading hopper of a refuse collection vehicle or by other means.

*Rubbish* means nonputrescible solid wastes, excluding ashes, consisting of both combustible and noncombustible wastes such as paper, cardboard, metal containers, yard clippings, wood, glass, bedding, crockery, demolished building materials and litter of any kind that will be a detriment to the public health and safety.

**Sec. 21-143. - Removal and transportation.**

No person, other than authorized city employees, shall remove, undertake, or contract to remove any refuse or transport the same through the streets, alleys or other public places or ways of the city unless that person complies with the following conditions:

- (1) Furnish the city clerk with a map of all areas of the city where collection of refuse is contracted and the specific day of the week for which each customer's refuse will be collected;
- (2) Remove and collect all properly placed refuse no later than one (1) day following the designated collection;
- (3) Pick up spilled material and suitably clean the area where accidental spillage from a collection vehicle occurs;
- (4) Keep each vehicle used for refuse collection in good operating condition;
- (5) Clean each vehicle at intervals frequent enough to maintain the vehicle in a sanitary condition and as free from disagreeable odor as possible to prevent a nuisance or vermin attraction;

- (6) Keep or maintain any receptacle for the collection of trash within the city in good operating condition with an attached cover and as sanitary and odor-free as possible. In no instance shall receptacle be made of wood;
- (7) Not discontinue any services to customers within the city without giving the customer thirty (30) days' notice prior to such discontinuance.
- (8) Removes and collects refuse solely between the hours of 6:00 a.m. and 6:00 p.m., prevailing time, when such removal and collection is within an area zoned and utilized for residential purposes (including one family residential, two-family residential, multiple residential and mobile home), and between the hours of 6:00 a.m. and 12:00 midnight, prevailing time, when such removal and collection is within other zoning districts.

**Sec. 21-144. - Receptacles.**

- (a) *Specifications, maintenance.* It shall be the responsibility of both the owner and the person in control of the premises to keep the premises free of any refuse unless the same be kept in receptacles which shall be tightly covered at all times with suitable covers, except for times of filling and collection, and in no case shall any such receptacles be made of wood. Such receptacles must be placed within a totally enclosed building or placed upon an area of the rear yard of the occupant's property so as not to create a nuisance to surrounding residents. It shall be the duty of both the owner and the occupant to keep the receptacles clean and in a sanitary condition and in a good state of repair. All receptacles shall be located and maintained on an even, hard surface base or pad of cement, asphalt, or gravel.
- (b) *Placement for collection.* No person shall place refuse receptacles on the public right-of-way or other designated collection site earlier than twenty-four (24) hours prior to the scheduled collection day. All receptacles must be removed from such areas no later than twelve (12) hours following the actual collection. It shall be the responsibility of both the property owner and the property occupant to place refuse at the designated collection site within a sealed container or plastic bag so as to prevent objectionable odors, or spillage of refuse upon any public or private site. This section shall not be applied to refuse bins.

**Sec. 21-145. - Refuse bins.**

- (a) *Use.* No person shall place or allow refuse to accumulate outside of a refuse bin.
- (b) *Lids.* All refuse bins shall be fitted with lids which shall be kept completely closed at all times, except for times of filling and collection, to prevent the contents of a refuse bin from being dispersed by winds or otherwise.
- (c) *Screening.*
  - (1) All refuse bins located in the city must be enclosed or screened from public view. Such screening shall consist of a wall or fence not less than one (1) foot higher

than the height of the refuse bins placed therein, which completely conceals its contents from public view, but in no instance shall such screening be less than five (5) feet in height on three (3) sides. Posts or bumpers shall be provided within the enclosure to protect it from damage from the refuse bin. The inside dimensions of the enclosure shall be such as will permit adequate access for refuse collection vehicles as well as completely enclose refuse bins within the three (3) sides so that no refuse bin projects outside of the open side.

- (2) Screening materials shall consist of any of the following:
  - a. Masonry, consisting of those materials permitted under the exterior building wall material standards contained in Appendix A, "Zoning Ordinance," section 2520;
  - b. Wood, provided the wood is cedar, redwood, marine grade exterior plywood, or equivalent of at least five-eighths-inch (1.5875 centimeters) thickness or other types of wood which have been pressure treated with preservatives. If cedar, redwood, or plywood are used in the screening, it shall be protected from possible rot or decay by the application of a preservative. Wood that has been pressure treated need not be further protected from possible rot or decay;
  - c. Evergreen shrubbery consisting of permanent, living plant materials which shall be continuously maintained in a sound, healthy and vigorous growing condition, free of plant diseases and insect pests, and free of weeds, refuse and debris. The shrubbery shall be planted and maintained so as to create a continuous barrier.
- (3) *Hard surface pad.* All refuse bins shall be located and at all times maintained on an even, hard surface base or pad of cement, asphalt, or gravel.
- (4) This division is not intended to require the enclosure of any refuse bin used on a temporary basis during the construction of any building, provided that the refuse bin is removed from the premises or is moved to an approved, enclosed location on the site prior to the issuance of a final certificate of occupancy for the building under construction. This division is not intended to require the enclosure of any refuse bin unless that refuse bin is otherwise visible from a public place, or an area open to the general public.
- (d) *Prohibited bins.* No person shall place or maintain any refuse bin within the city which is banned as a hazardous product pursuant to Part 1301, Sub-Chapter B, Chapter II, Title 16 of the Consumer Product Safety Commission Rules under Sections 8 and 9 of the Consumer Product Safety Act 15 U.S.C. 2057 and 2058.
- (e) *Requirements of owner:* No person shall place or maintain any refuse bin within the city until:

- (1) The owner thereof or the person placing or maintaining such refuse bin in the city shall file with the city a sworn affidavit or such other evidence verifying that such refuse bin is not a prohibited refuse bin;
  - (2) The owner thereof or the person placing or maintaining such refuse bin in the city shall permanently place on a conspicuous area of such refuse bin such person's name, address, and telephone number.
- (f) *Enforcement:* The department of building and safety is hereby charged with the enforcement of this section.
- (g) *Administration review board.*
- (1) There is hereby established a three-member administrative review board. The board shall consist of the director of public service and two (2) persons designated by him. The director of public service shall be the chairman of the board.
  - (2) The administrative review board may, upon written application made therefor, grant a waiver of all or part of the enclosure requirements of this section, upon finding that the strict application of the enclosure requirements of this section would result in practical difficulties or undue hardship to the landowner, lessee or occupier of the premises involved. In granting a waiver, the board may impose reasonable conditions in fulfillment of the purpose of this section.
  - (3) All meetings of the administrative review board shall be held at the call of the chairman and at such times as such board may determine.
  - (4) The board shall select a reasonable time and place for a hearing upon a written application for a waiver of the enclosure requirements of this section and give due notice thereof to the applicant and shall render a decision thereon without unreasonable delay.

**Sec. 21-146. - Refuse collection/removal.**

- (a) *Time.* No refuse, whether properly stored or not, shall be kept on a premises for more than one (1) week. It shall be the responsibility of both the owner and the person in control of the premises to properly dispose of all refuse on at least a weekly basis.
- (b) *Enforcement.* Upon receiving a complaint or having reason to believe that refuse is not being disposed of in accordance with subsection (a) above, an ordinance enforcement officer may request from the owner and/or the person in control of the premises, evidence that said person is employing a refuse collection service which collects refuse on at least a weekly basis, or show a receipt evidencing the proper disposal of refuse within the previous week. The failure of the owner and/or person in control of the premises to produce such evidence within one (1) week of receiving a notice of violation, shall constitute in evidence a presumption that the refuse is not being disposed of in accordance with subsection (a). The notice of violation shall contain a

contact number whereupon a person may obtain a list of licensed refuse collection companies.

**Sec. 21-147. Penalties**

(1) Any person who shall violate the provisions of this division shall be responsible for a municipal civil infraction, subject to the following penalties:

(A) First offense. The civil fine for a first offense violation shall be in an amount of \$200.00, plus costs and other sanctions for each offense.

(B) Repeat offense. The civil fine for any offense which is a repeat offense shall be in an amount of \$500.00, plus costs and other sanctions for each offense.

(2) Enforcement. In addition to ordering the defendant determined to be responsible for a municipal civil infraction to pay a civil fine, costs, damages and expenses, the judge or magistrate shall be authorized to issue any judgment, writ or order necessary to enforce or enjoin further violation of this article.

(3) Continuing offense. Each act of violation, and each day upon which any such violation shall occur, shall constitute a separate offense.

(4) Remedies not exclusive. In addition to any remedies provided for by this article, any equitable or other remedies available may be sought.

(A) The judge or magistrate shall be authorized to impose costs, damages and expenses as provided by law.

(b) A municipal civil infraction shall not be a lesser included offense of a criminal offense or of an ordinance violation which is not a civil infraction.

**PART II. Severability.** Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

**PART III. Savings Clause.** The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

**PART IV. Repealer.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**PART V. Effective Date.** The provisions of this Ordinance are ordered to take effect following publication in the manner prescribed by the Charter of the City of Novi.



**PART VI. Adoption.** This ordinance is hereby declared to have been adopted by the Novi City Council in a meeting thereof duly held and called on the \_\_\_ day of \_\_\_\_\_, 2015, in order to be given publication in the manner prescribed by the Charter of the City of Novi.

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_.

\_\_\_\_\_  
Robert J. Gatt, Mayor

\_\_\_\_\_  
Maryanne Cornelius, City Clerk

**Certificate of Adoption**

I hereby certify that the foregoing is a true and complete copy of the ordinance adopted at the regular meeting of the Novi City Council held on the \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Maryanne Cornelius, City Clerk

**ORDINANCE REVIEW COMMITTEE**  
**May 11, 2015 | 5:30 p.m.**  
**Council Conference Room | Novi Civic Center | 45175 Ten Mile Road**

Mayor Gatt called the meeting to order at 5:34 p.m.

**ROLL CALL:** Mayor Gatt, Council Member Mutch, Council Member Wrobel

**ALSO PRESENT:** Peter Auger, City Manager  
Victor Cardenas, Assistant City Manager  
Charles Boulard, Community Development Director  
Thomas Schultz, City Attorney

**APPROVAL OF AGENDA:** Agenda was unanimously approved as presented.

**AUDIENCE COMMENT:** None

**MATTERS FOR DISCUSSION:**

**1. Approval of minutes from January 26, 2015**

**ORCM 15-05-03 Moved by Mutch, seconded by Wrobel; CARRIED UNANIMOUSLY:**

**To approve the Ordinance Review Committee meeting minutes  
from January 26, 2015.**

**2. Financial Guarantees**

Mr. Cardenas began the discussion by explaining that they looked at the current process regarding financial guarantees and now it's up to the Committee to decide if they want to make changes. The goal is to maintain the quality of service and make the process efficient for all involved. Mr. Schultz added that the creation of Chapter 26.5 back in 2006 served two purposes. First was to combine provisions from the Code of Ordinances and the Zoning Ordinance so everything was in one location. Second, they needed to amend the process to ensure documents were submitted to the City in a timely manner and that they were reviewed in order to meet certain requirements.

Mr. Auger explained that developers want to invest in the community but Chapter 26.5 established a lot of requirements for them. He understood there were good reasons as to why Novi created that chapter, but now it may be time to look at changes. Mayor Gatt agreed but added they should be careful about the changes because they need to maintain balance. He felt that developers who have a history of doing business in Novi need to have the benefit of the doubt when it came to certain requirements. He said first time developers to the area posed a higher risk to the City and would need more strict requirements in the beginning stages. Member Wrobel agreed. He said they want to keep Novi business friendly and encourage development, but also doesn't want taxpayers stuck with the bill.

Member Mutch asked what the objectives were and what they were trying to accomplish by obtaining money ahead of time for projects. He understood that the residential areas were important and would be severely impacted if a developer did not follow through. He felt the commercial development would not be as strongly impacted. Mr. Schultz explained that there are requirements on the front end as well as the back end. The complaints are mainly regarding the costs associated prior to starting a project. Chapter 26.5 makes sure the projects are held to a reasonable standard and established consequences for projects done poorly or those that don't get completed.

Mr. Auger said he liked the thought of having different standards for residential development versus commercial development. He questioned whether they could establish an honor system of sorts, so that the developers who continually meet high standards wouldn't have to guarantee as much up front. First time developers would require more financial guarantee until they prove they aren't a risk to the City.

Mayor Gatt said they shouldn't make any changes to residential developers regarding financial guarantees because they want to ensure those projects get completed efficiently and with a high level of quality. He felt the commercial requirements should be changed. They want to encourage growth but they need to keep language that allows enforcement if standards are not met.

Mr. Boulard asked if there were certain specific areas the Committee felt ok in taking additional risks. Member Mutch suggested they start with the items listed on the memo from Mr. Boulard dated April 17, 2015.

The Committee directed Mr. Schultz to return with a proposed ordinance reflecting the changes discussed.

### **3. Milkweed – Noxious Weeds**

Mr. Boulard said the strikethrough ordinance provided in the packet is a reflection of the Committee's previous discussions.

**ORCM 15-05-04 Moved by Mutch, seconded by Wrobel; CARRIED UNANIMOUSLY:**

**To recommend to City Council the proposed ordinance amendment pertaining to noxious weeds.**

### **4. Medical Marijuana**

Mr. Schultz explained that the draft ordinance included in the packet was a result of prior discussions by the Committee which would allow for cultivation, but not dispensaries. He described the main points of the draft as detailed in his memo. Member Wrobel asked if any other surrounding communities have enacted ordinances regarding marijuana since they last met. Mr. Schultz said no, but there had been some changes to the law. Member Wrobel asked if they could narrow down specific areas

within the I-2 District where such a use would be allowed. Mr. Schultz said they could do that under the Location Section.

The Committee directed Mr. Schultz to make changes to the draft as discussed and have it ready for the Committee to review in the future.

**5. Refuse Collection Ordinance**

Mr. Cardenas said administration was directed by City Council to bring information to the Ordinance Review Committee about options for enforcing higher standards from the licensed refuse collectors. Mr. Schultz added there were actually some items under the nuisance section of the ordinance that would allow for enforcement as the ordinance is currently written. Currently a violation of Section 21-143 is a misdemeanor, which is somewhat difficult to enforce. He stated they could change it to be a civil infraction instead of a misdemeanor, which would allow for better enforcement.

The Committee directed Mr. Schultz to bring back a draft ordinance as discussed.

The meeting was adjourned at 6:29 p.m.

Recorded by: Cortney Hanson  
Deputy City Clerk

**ORDINANCE REVIEW COMMITTEE**  
**July 13, 2015 | 5:30 p.m.**  
**Council Conference Room | Novi Civic Center | 45175 Ten Mile Road**

Mayor Gatt called the meeting to order at 5:30 p.m.

**ROLL CALL:** Mayor Gatt, Council Member Mutch, Council Member Wrobel

**ALSO PRESENT:** Peter Auger, City Manager  
Victor Cardenas, Assistant City Manager  
Rob Hayes, Director of Public Services  
Thomas Schultz, City Attorney  
David Gillam, City Attorney

**APPROVAL OF AGENDA:** Agenda was unanimously approved as presented.

**AUDIENCE COMMENT:** None

**MATTERS FOR DISCUSSION:**

**1. Approval of minutes from June 22, 2015**

**ORCM 15-07-06      Moved by Wrobel, seconded by Mutch; CARRIED UNANIMOUSLY:**

**To approve the Ordinance Review Committee meeting minutes  
from June 22, 2015.**

**2. Solid Waste, Recycling, & Yard Waste Hauler Ordinance**

- a. Discussion of the proposed Solid Waste, Recycling, & Yard Waste Hauler Ordinance.**
- b. Discussion of the draft Request for Proposals (RFP).**
- c. Potential Leaf Collection and Disposal Program.**

**3. Discussion of the proposed ordinance amendment to the current Refuse Collection Ordinance.**

Mr. Gillam explained some of the items that were addressed since the last meeting. The Committee had requested an expansion of the definition of "Residential Premises". He said they looked at comparable communities, like Auburn Hills, and decided the definition provided best fit the intent of what the ORC was looking for. They decided to keep it the same as last proposed.

Mayor Gatt asked if staff had an estimate on the number of units that would qualify under the residential premises definition. Staff said they were still researching what condominiums would be included, so no final number yet. Mr. Schultz added that they would probably include single family site condos. Mayor Gatt asked what would happen in a condominium association was included according to staff, but they actually didn't want to participate. Mr. Schultz said the ordinance was clear that they

would be included if the City Manager indicated they would be part of the residential premises definition.

Mayor Gatt asked what would happen regarding private roads. For instance, what would happen if a subdivision has not yet had their streets dedicated, or if they were never to be dedicated? Mr. Schultz said they would be included for service.

Mayor Gatt said the proposed information showed the bill would be included with the tax bill. He had been under the impression that residents would be able to write it off as a tax deduction. Mr. Johnson explained that since they have decided to move forward with the cost being a fee instead of a mill, it was not tax deductible.

Mayor Gatt said the ordinance proposed making an infraction a civil offense, not a criminal offense. He asked who would enforce that. Mr. Schultz said it would be ordinance enforcement and then the Police Department if necessary.

Mayor Gatt said he has spoken with many members of the community and many are happy with the proposed changes, but some are satisfied with their current trash pickup. He added that the current licensed haulers are aware of what they are trying to accomplish, and some are against it. They may even try to challenge the ordinance moving forward. Member Wrobel asked if they had grounds to challenge it. Mr. Schultz said since the plan is to honor all current contracts, there may not be grounds for the companies to argue against the new ordinance.

Member Wrobel said Bloomfield Hills offered a senior discount, would they be interested in having that also? Mr. Schultz said that it would be difficult to make those types of distinctions. Mr. Auger pointed out that the draft Request for Proposals included a section on Handicap/Back-Door pick-up that would provide special accommodations where necessary.

Member Mutch asked if we were going to have the option to stop pick-up for a specified length of time and discount the price. Mr. Schultz said the RFP did not have a provision like that. Mike Csapo, RRRASOC, explained that would be difficult to manage on the city's end because typically the haulers directly bill the homeowner. Since the City will be handling the billing, it would be very difficult to make those distinctions. Member Mutch agreed it would be a nice perk, but wasn't practical due to the way billing would happen.

Member Wrobel discussed the bulk leaf pick-up and vacuum leaf pick-up options that were outlined in the packet material. He asked if it was realistic to have the contractor do that. Mr. Csapo said the companies do not offer those types of services, but they would transport the leaves once picked up, at a cost. He added that in his opinion, those were not options the City should even be considering. Mayor Gatt said he was alright with not including that option right now because they cost would be enormous.

Mr. Cardenas discussed the proposed timeline. He said after meeting with the currently licensed haulers, the timeframe was not entirely feasible. He proposed bringing the

contract award to Council in November instead of October. Mayor Gatt understood and said he expected the contractor to possibly begin in the first quarter of 2016.

Mayor Gatt asked if there was any idea on what pricing may look like when proposals start to come in. The goal was to ensure everyone would be paying less under a city-wide contract price than what they are currently paying. Mr. Csapo said the pricing for a city-wide contract was always better than subscription pricing. He added that they may want to consider allowing proposals to come in with 8-year pricing.

Mr. Csapo also discussed the option for the City to enter into a MRF Services Agreement with RRRASOC. There are additional administrative fees to RRRASOC (currently \$.35/capita), but it provides the City with the opportunity to receive revenue sharing from the sale of the material, ensures that the vendor will not incur any processing tip fees that they'll have to build into their cost, and ensures that the material from Novi is processed locally at a facility that engages in best practices.

**ORCM 15-07-07      Moved by Mutch, seconded by Wrobel; CARRIED UNANIMOUSLY:**

**To recommend to City Council the proposed Solid Waste, Recycling, & Yard Waste Hauler Ordinance, and the proposed ordinance amendment to Chapter 21, "Nuisances" regarding the penalties for Refuse Collection.**

The meeting was adjourned at 6:09 p.m.

Recorded by: Cortney Hanson  
Deputy City Clerk