

City of Ann Arbor

301 E. Huron St.
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>



Meeting Minutes

Thursday, November 6, 2014

7:00 PM

Please note: Caucus will not be held on November 2.

Larcom City Hall, 301 E Huron St, Second Floor, City Council
chambers

City Council

City Council meets in caucus the Sunday prior to each regular session at 7 p.m. in the Council Chamber.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen, Councilmember Chuck Warpehoski and Councilmember Jack Eaton

APPROVAL OF AGENDA

A motion was made by Councilmember Warpehoski, seconded by Councilmember Petersen, that the Agenda be Approved. On a voice vote, the Mayor declared the motion carried.

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [14-1589](#) Agenda Response Memo - November 6, 2014

Attachments: Agenda Responses 11-6-14

Received and Filed

INT INTRODUCTIONS

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

*** (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)**

*** ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. **Patti Smith - Thank You to Mayor Hieftje**
2. **Rita Mitchell - Resolution to Approve Fuller Park Parking Lot (DS-1)**
3. **Julie Weatherbee - Social Media**

4. Tom Partridge - Planning and funding affordable housing critically needed. (G-3)**CC COMMUNICATIONS FROM COUNCIL****MC COMMUNICATIONS FROM THE MAYOR****MC-1** [14-1551](#) Appointments - Confirmations

Sponsors: Hieftje

A motion was made by Councilmember Teall, seconded by Councilmember Petersen, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

MC-3 [14-1585](#) Nominations & Appointments

Referred to the City Council due back on 11/17/2014.

[14-1585](#) Nominations & Appointments

A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

MC-2 [14-1583](#) Winter Shelter Response Report from Washtenaw County Office of Community & Economic Development

Attachments: Winter 2014-15 Shelter Response Workgroup Report_Oct 2014

Received and Filed

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1** [14-1351](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.15 Acres from M1 (Limited Industrial District) to O (Office District), MAVD Financial Institution Rezoning, 2727 S. State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-14-24)

Attachments: 14-24 MAVVD Financial Instituion Rezoning Briefed.pdf, MAVD Financial Institution Zoning Ordinance.pdf, 9/3/14 Planning Staff Report, Planning Commission Minutes 09-03-14.pdf

Held and Closed

Enactment No: ORD-14-24

PH-2 [14-1533](#) Resolution to Publish Notice of Intent to Vacate Roadway Rights in a 50-foot by 178-foot Area Fronting 2727 S. State Street (**8 Votes Required**)

Attachments: 9/3/14 Planning Staff Report, 9/3/14 Planning Commission Minutes, 2727 S. State St. vacation drawing.pdf

Held and Closed

Enactment No: R-14-367

PH-3 [14-1408](#)

Resolution to Approve MAVD Financial Institution Site Plan, 2727 S. State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: 9/3/14 Planning Staff Report, Planning Commission Minutes 09-03-14.pdf

Held and Closed

Enactment No: R-14-368

PH-4 [14-1430](#)

Resolution to Approve the Famurewa Annexation, 0.5 Acre, 2115 Victoria Circle (CPC Recommendation: Approval -7 Yeas and 0 Nays)

Attachments: 8/19/14 Planning Staff Report, CPC Minutes-Famurewa A & Z-08-19-14

Held and Closed

Enactment No: R-14-369

PH-5 [14-1564](#)

Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Mahindra GenZe

Attachments: Mahindra Genze IFT Application, GenZe Abatement Agreement

Held and Closed

Enactment No: R-14-374

A APPROVAL OF COUNCIL MINUTES

A-1 [14-1559](#)

Special Session and Work Session of October 13, 2014 and Special Session and Regular Session Meeting Minutes of October 20, 2014

Attachments: 10-13-14 Special Session draft minutes, 10-13-14 Work Session draft minutes, Council emails 10-13-2014, 10-20-14 Special Session Minutes, Council emails 10-20-2014 Special.pdf, 10-20-14 Draft Minutes, Council emails 10-20-2014

A motion was made by Councilmember Teall, seconded by Councilmember Lumm, that the Special Session and Work Session Meeting Minutes of October 13, 2014 and the Special Session and Regular Session Meeting Minutes of October 20, 2014 be pproved. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

CA-1 [14-1530](#)

Resolution to Approve a Purchase Order to Environmental Systems Research Institute (ESRI) for the Annual Geographic Information System Software Maintenance and License Agreement (\$58,435.62)

A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-366

CA-2 [14-1455](#)

Resolution to Approve New Wastewater Treatment Agreement with Scio Township

Attachments: AA Scio sewer contr 10-21-14, CityScioSanitaryServiceAreaJuly2014

A motion was made by Councilmember Warpehoski, seconded by Councilmember Kailasapathy, that the Resolution be approved.

A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be postponed until 12/1/2014. On a voice vote, the Mayor declared the motion carried.

B **ORDINANCES - SECOND READING**

B-1 [14-1351](#)

An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.15 Acres from M1 (Limited Industrial District) to O (Office District), MAVD Financial Institution Rezoning, 2727 S. State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-14-24)

Attachments: 14-24 MAVVD Financial Instituion Rezoning Briefed.pdf, MAVD Financial Institution Zoning Ordinance.pdf, 9/3/14 Planning Staff Report, Planning Commission Minutes 09-03-14.pdf

A motion was made by Councilmember Teall, seconded by Councilmember Eaton, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-14-24

C **ORDINANCES - FIRST READING**

None.

D **MOTIONS AND RESOLUTIONS**

DC **Unfinished Business - Council:**

DC-1 [14-1549](#)

Resolution Directing the City Administrator to Negotiate with the Dahlmann Corporation Concerning the Temporary Use of the Former Y Lot and the Allocation of Net Proceeds to the Affordable Housing Fund

Sponsors: Anglin, Eaton, Lumm and Kailasapathy

A motion was made by Councilmember Eaton, seconded by Councilmember Anglin, that the Resolution be approved.

Enactment No: R-14-377

A motion was made by Councilmember Taylor, seconded by Councilmember Kunselman, that the Resolution be postponed until 11/17/2014. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 6 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Nays: 5 - Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Enactment No: R-14-377

RECESS

Present: 10 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski and Councilmember Jack Eaton

Absent: 1 - Councilmember Sally Petersen

DC-2 [14-1558](#)

Adoption of Council Rules

Sponsors: Council Rules Committee

Attachments: draft Council rules 2014

Councilmember Briere moved, seconded by Councilmember Eaton, that the Resolution be approved.

A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be Laid on the table. On a voice vote, the Mayor declared the motion carried.

DB New Business - Boards and Commissions:

DB-1 [14-1533](#)

Resolution to Publish Notice of Intent to Vacate Roadway Rights in a 50-foot by 178-foot Area Fronting 2727 S. State Street **(8 Votes Required)**

Attachments: 9/3/14 Planning Staff Report, 9/3/14 Planning Commission Minutes, 2727 S. State St. vacation drawing.pdf

A motion was made by Councilmember Eaton, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with ten members present, thus satisfying the eight-vote requirement.

Enactment No: R-14-367

Present: 11 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen, Councilmember Chuck Warpehoski and Councilmember Jack Eaton

[14-1558](#)

Adoption of Council Rules

Sponsors: Council Rules Committee

Attachments: draft Council rules 2014

A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be taken from the table. On a voice vote, the Mayor declared the motion carried.

A motion was made by Councilmember Petersen, seconded by Councilmember Eaton, that the Resolution be postponed until 12/1/2014. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 11 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton

Nays: 0

DB-2 [14-1408](#)

Resolution to Approve MAVD Financial Institution Site Plan, 2727 S. State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: 9/3/14 Planning Staff Report, Planning Commission Minutes 09-03-14.pdf

A motion was made by Councilmember Teall, seconded by Councilmember Eaton, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-368

DB-3 [14-1430](#)

Resolution to Approve the Famurewa Annexation, 0.5 Acre, 2115 Victoria Circle (CPC Recommendation: Approval -7 Yeas and 0 Nays)

Attachments: 8/19/14 Planning Staff Report, CPC Minutes-Famurewa A & Z-08-19-14

A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-369

DB-4 [14-1567](#)

Resolution to Approve October 23, 2014 Recommendations of the Board of Insurance Administration

A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared

the motion carried.

Enactment No: R-14-370

DS Unfinished Business - Staff:

- DS-1** [14-1159](#) Resolution to Approve Fuller Park Parking Lot Land Lease with the University of Michigan (**8 Votes Required**)
- Attachments:** Fuller Park Lot Land Lease 111714 Amendment2, Exhibit_A-1[1], Fuller Lot Lease.pdf, Exhibit A-1.pdf, FULLER PARKING LEASE - PAC, PAC Reconsideration of Fuller, Appendix A, Appendix B, Appendix C, Appendix D, PAC - Fuller Parking Memo
- Councilmember Petersen moved, seconded by Councilmember Eaton, that the Resolution be approved.**
- Enactment No: R-14-378
- A motion was made by Councilmember Eaton, seconded by Councilmember Kailasapathy, that the Resolution be Postponed until 11/17/2014. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**
- Yeas:** 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Eaton
- Nays:** 1 - Councilmember Petersen
- Enactment No: R-14-378

DS New Business - Staff:

- DS-2** [14-1469](#) Resolution to Accept and Allocate Michigan Supreme Court State Court Administrative Office Mental Health Court Grant Award and Approve Grant Contract (\$282,000.00) (**8 Votes Required**)
- Attachments:** D15_SCAO_MHC_2015
- A motion was made by Councilmember Briere, seconded by Councilmember Eaton, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with ten members seated, thus satisfying the eight-vote requirement.**
- Enactment No: R-14-371
- DS-3** [14-1480](#) Resolution to Accept and Allocate Michigan Supreme Court State Court Administrative Office Drug Court Grant Award and Approve Grant Contract (\$140,000.00) (**8 Votes Required**)
- Attachments:** D15_SCAO_MDCGP_Oct2014
- A motion was made by Councilmember Anglin, seconded by Councilmember Warpehoski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**

Enactment No: R-14-372

DS-4 [14-1181](#)

Resolution to Approve Participation Agreement with Pittsfield Township for the Purchase of Development Rights on the Zella Polley Property in Pittsfield Township, and Appropriate Funds, Not to Exceed \$59,367.00 from the Open Space and Parkland Preservation Millage Proceeds **(8 Votes Required)**

Attachments: Polley Protected Map.pdf, Polley Aerial Map.pdf

A motion was made by Councilmember Teall, seconded by Councilmember Eaton, that the Resolution be Approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 9 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Eaton

Nays: 2 - Councilmember Lumm and Councilmember Petersen

Enactment No: R-14-373

DS-5 [14-1564](#)

Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Mahindra GenZe

Attachments: Mahindra Genze IFT Application, GenZe Abatement Agreement

A motion was made by Councilmember Eaton, seconded by Councilmember Teall, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton

Nays: 1 - Councilmember Kailasapathy

Enactment No: R-14-374

COMMUNICATIONS FROM COUNCIL

E COMMUNICATIONS FROM THE CITY ATTORNEY

F & G CLERK’S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

F The following communications were referred as indicated:

G The following minutes were received for filing:

Passed on consent agenda

A motion was made by Councilmember Teall, seconded by Councilmember

Petersen, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- G-1** [14-1510](#) Council Rules Committee Meeting Minutes of October 3 and October 10, 2014
Attachments: council rules committee 10-3-14.pdf, council rules committee 10-10-14.pdf
- G-2** [14-1200](#) City Election Commission Meeting Minutes of July 25, 2014
Attachments: 2014-07-25 Election Commission minutes
Approved
- G-3** [14-1203](#) June 3, 2014, City Planning Commission Meeting Minutes
Attachments: 6-3-2014 CPC Minutes with Live Links-Revised
Approved

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).

ADJOURNMENT

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Kunselman, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:17 p.m.

- [14-1634](#) Council Emails and Redaction List 11-6-14
Attachments: Council emails 11-6-2014.pdf
Received and Filed

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

**LIVE: THURSDAY, NOVEMBER 6, 2014 7:00 P.M.
REPLAYS: FRIDAY, NOVEMBER 7, 2014, 7:30 P.M.**

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network Channel 16 live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/ctn, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- Video on Demand: Replay public meetings at your convenience online at www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: cityclerk@a2gov.org; or by written request addressed and mailed or delivered to:

City Clerk's Office
301 E. Huron St.
Ann Arbor, MI 48104

Requests need to be received at least two (2) business days in advance of the meeting.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's Office.