

# City of Ann Arbor

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



## Meeting Minutes

Monday, May 16, 2016

7:00 PM

**Please note: Council will not meet in Caucus this week.**

**Larcom City Hall, 301 E Huron St, Second floor, City Council  
Chambers**

**City Council**

City Council did not meet in caucus the Sunday prior to this regular session.

#### CALL TO ORDER

*Mayor Taylor called the meeting to order at 7:00 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron Street.*

#### MOMENT OF SILENCE

*Council stood for a moment of silence.*

#### PLEDGE OF ALLEGIANCE

*Mayor Taylor led Council in the recitation of the Pledge of Allegiance.*

#### ROLL CALL OF COUNCIL

**Present:** 11 - Councilmember Sabra Briere, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Graydon Krapohl, Councilmember Kirk Westphal, Councilmember Zachary Ackerman and Councilmember Chip Smith

#### APPROVAL OF AGENDA

**A motion was made by Councilmember Krapohl, seconded by Councilmember Smith, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.**

#### AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

*Interim City Administrator Tom Crawford said that staff has been working on an ordinance related to downtown development premiums. Recent discussions have suggested a joint City Council/Planning Commission working session may be beneficial to the process. Mr. Crawford stated staff is looking at the date of June 13 for the joint work session, and the Council's regular work session may be relocated to the CTN studio to accommodate the joint session.*

##### AC-1 [16-0776](#)

Agenda Response Memo - May 16, 2016

*Interim City Administrator Tom Crawford submitted his Agenda Response Memo for information of Council.*

**Received and Filed**

#### INT INTRODUCTIONS

##### INT-1 [16-0738](#)

Proclamation for National Gun Violence Awareness Day

*Mayor Taylor read a proclamation recognizing National Gun Violence Awareness Day.*

**Received and Filed****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. Kathleen Titus - Budget (DS-2)**

*Kathleen Titus, 1210 Arlington Blvd, asked Council to reconsider funding the deer cull in the upcoming budget. She urged Council to look for non-lethal deer management methods.*

**2. Kathy Griswold - Budget (DS-2)**

*Kathy Griswold, 3565 Foxhunt Dr., addressed Council regarding pedestrian safety, including crosswalk design, lighting, and sight distance.*

**3. Susan Hutton - Budget Amendment (DS-2)**

*Susan Hutton, 1102 Olivia Ave., Chair of the Environmental Commission, spoke in support of funding for the climate action plan, as well as an amendment to fund a pilot commercial organics waste program.*

**4. Blaine Coleman - Boycott Israel**

*Blaine Coleman, City resident, urged Council to boycott Israel.*

**5. Susan Bowers - North East Ann Arbor Community Coalition**

*Susan Bowers, 3640 Chatham Way, spoke about the Northeast Ann Arbor Community Coalition, stating the group is organized so that residents can have a voice about UM growth in the area.*

**6. Susan Zoumbaris - Towing**

*Susan Zoumbaris, 2263 Shadowood, stated her car was recently towed in Ann Arbor. Ms. Zoumbaris stated she did not think the "no parking" signage was clear.*

**7. Todd Buckowski - Food Waste and Composting**

*Todd Buckowski, 2641 Pen Oak Dr., Food Waste and Composting, spoke in support of the budget amendment to fund the organics waste pilot program.*

**CC COMMUNICATIONS FROM COUNCIL**

*COUNCILMEMBER BRIERE*

*Councilmember Briere stated she plans to bring an ordinance for First Reading to the*

*next Council meeting regarding Coal Tar Sealants.*

**COUNCILMEMBER LUMM**

*Councilmember Lumm acknowledged the speakers from the Northeast Ann Arbor Community Coalition and thanked them for their efforts to work with the University. She stated more information regarding the coalition can be found at [www.nea2cc.org](http://www.nea2cc.org) or email [info@nea2cc.org](mailto:info@nea2cc.org).*

**MC COMMUNICATIONS FROM THE MAYOR**

**MC-1 [16-0663](#) 5/2/16 Appointments & nominations**

**APPOINTMENTS APPROVED**

*Mayor Taylor requested confirmation of the following nominations that were presented at the May 2, 2016 Regular Session:*

*Ann Arbor Area Transportation Authority*

*Susan Gott -Reappointment  
2661 Essex Rd.  
Ann Arbor, MI 48104  
Term: May 2, 2016-May 1, 2021*

*Building Board of Appeals*

*Kenneth Winters -Reappointment  
Structural Engineer  
304 Sandrock Ct.  
Ann Arbor, MI 48103  
Term: June 1, 2016-May 31, 2019  
(7 votes required)*

*Taxicab Board*

*Robert Goeddel -Reappointment  
413 3rd St.  
Ann Arbor, MI 48103*

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

**MC-2 [16-0739](#) Appointments & Nominations**

**REFERRED**

*Mayor Taylor presented the following nominations for approval at a later date:*

*Recreation Advisory Commission**Katie Lewit Re-appointment**1685 Northbrook Dr.**Ann Arbor, MI 48103**Term: Ending -May 31, 2019**Kaitlyn Dougherty Filling Vacancy**803 E. Kingsley St. Apt. 6**Ann Arbor, MI 48104**Term: Ending- May 31, 2018***Referred to the City Council due back on 6/6/2016.****CA CONSENT AGENDA****Passed on consent agenda**

**A motion was made by Councilmember Krapohl, seconded by Councilmember Grand, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirements for CA-6, CA-7 and CA-8.**

- CA-1** [16-0659](#) Resolution Recognizing Ann Arbor Roller Derby as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
Enactment No: R-16-185
- CA-2** [16-0611](#) Resolution to Approve the 2016 Ann Arbor Jaycees Summer Carnival at Pioneer High School - June 22 to June 26, 2016  
Enactment No: R-16-186
- CA-3** [16-0643](#) Resolution to Approve Closing Maynard Street for the Cinetopia International Film Festival Opening Night on Thursday, June 9, 2016  
Enactment No: R-16-187
- CA-4** [16-0686](#) Resolution to Close N. Fourth Avenue and E. Ann Street for the 21st Annual African-American Downtown Festival, Friday, June 3, 2016 to Saturday, June 4, 2016  
Enactment No: R-16-188
- CA-5** [16-0687](#) Resolution to Close Detroit Street from Catherine to North 5th Avenue for the Farmers Market Birthday Event on Saturday, August 6, 2016  
Enactment No: R-16-189
- CA-6** [16-0651](#) Resolution to Accept a Water Main Easement at 180 Riverview Court from Oliver Johnson, Trustee of The Oliver Johnson Revocable Trust

Agreement and Rosalind M. Johnson, Trustee of The Rosalind Johnson Revocable Trust Agreement **(8 Votes Required)**

Enactment No: R-16-190

**CA-7** [16-0630](#)

Resolution to Accept an Easement for Sanitary Sewer at 3572 Plymouth Road from Watershed L.L.C. **(8 Votes Required)**

Enactment No: R-16-191

**CA-8** [16-0631](#)

Resolution to Accept a Water Main Easement at 3572 Plymouth Road from Watershed L.L.C. **(8 Votes Required)**

Enactment No: R-16-192

**CA-9** [16-0591](#)

Resolution to Approve a Purchase Order for Annual Maintenance and Support of TRAKiT System with Sungard Public Sector for FY2016 (\$39,634.40)

Enactment No: R-16-193

**CA-1** [16-0520](#)

**0**

Resolution to Approve a Contract Agreement with the Michigan Department of Transportation for the Geddes Road Guardrail Replacement Project (\$110,430.00)

Enactment No: R-16-194

**CA-1** [16-0571](#)

**1**

Resolution to Award a Construction Contract to Fonson Company, Inc. for the Springwater Subdivision Improvements Project - Phase II (\$2,251,763.99; Bid No. ITB-4426)

Enactment No: R-16-195

**CA-1** [16-0568](#)

**2**

Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Professional Services Industries, Inc. for the Springwater Subdivision Improvements Project - Phase II (RFP No. 960, \$54,088.00)

Enactment No: R-16-196

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

**PH-1** [16-0425](#)

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 1.03 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), 3355 Geddes Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-16-06)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 1.03 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), located at 3355 Geddes Road. Notice of public hearing was published April 25, 2016. There being no one present for comment, the Mayor declared the hearing closed.*

**Held and Closed**

Enactment No: ORD-16-06

**PH-2** [16-0472](#)

Resolution to Approve Zoller Building Site Plan, 3900 Research Park Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

*A public hearing was conducted on the proposed Resolution to Approve Zoller Building Site Plan, located at 3900 Research Park Drive. Notice of public hearing was published May 9, 2016. There being no one present for comment, the Mayor declared the hearing closed.*

**Held and Closed**

Enactment No: R-16-199

**PH-3** [16-0604](#)

Resolution to Approve the Liberty Flats Site Plan and Development Agreement, 2658 West Liberty Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

*A public hearing was conducted on the proposed Resolution to Approve the Liberty Flats Site Plan and Development Agreement, located at 2658 West Liberty Street. Notice of public hearing was published May 9, 2016. There being no one present for comment, the Mayor declared the hearing closed.*

**Held and Closed**

**PH-4** [16-0610](#)

An Ordinance to Amend Sections 1:326, 1:328, and 1:333 of Chapter 15, Emergency and Disaster Management, of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-16-10)

*A public hearing was conducted on the proposed amendment to Amend Sections 1:326, 1:328, and 1:333 of Chapter 15, Emergency and Disaster Management, of Title I of the Code of the City of Ann Arbor. Notice of public hearing was published May 9, 2016. There being no one present for comment, the Mayor declared the hearing closed.*

**Held and Closed**

Enactment No: ORD-16-10

**A APPROVAL OF COUNCIL MINUTES**

**A-1** [16-0694](#)

Work Session of April 16, 2016 and Regular Session Meeting Minutes of May 2, 2016

**A motion was made by Councilmember Krapohl, seconded by Councilmember Briere, that the Work Session Minutes of April 16, 2016 and the Regular Session Minutes of May 2, 2016, be approved as presented. On a voice vote, the Mayor declared the motion carried.**

**B ORDINANCES - SECOND READING**

**B-1** [16-0425](#)

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 1.03 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), 3355 Geddes Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

(Ordinance No. ORD-16-06)

*(The complete copy of the text of Ordinance No. 16-06 is on file in the City Clerk's Office.)*

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

Enactment No: ORD-16-06

**B-2** [16-0470](#)

An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-16-07)

*(The complete copy of the text of Ordinance No. 16-07 is on file in the City Clerk's Office.)*

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

Enactment No: ORD-16-07

**B-3** [16-0610](#)

An Ordinance to Amend Sections 1:326, 1:328, and 1:333 of Chapter 15, Emergency and Disaster Management, of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-16-10)

*(The complete copy of the text of Ordinance No. 16-10 is on file in the City Clerk's Office.)*

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

Enactment No: ORD-16-10

**C** **ORDINANCES - FIRST READING**

None.

**D** **MOTIONS AND RESOLUTIONS**

**DC** **New Business - Council:**

**DC-1** [16-0702](#)

Resolution to Approve Amendment No. 4 to the Carlisle/Wortman Professional Services Agreements for Building Official and Planning Services, Approve Amendment No. 3 to the Carlisle/Wortman Professional Services Agreement for City Planning Services Unit Support Services, Amend the FY16 Budget and Appropriate Necessary Funds (**8 Votes Required**)

**A motion was made by Councilmember Briere, seconded by Councilmember Smith, 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-16-197

**DC-2** [16-0741](#)

Resolution to Approve Additional Days for the Ann Arbor Summer Festival's "Top of the Park" Street Closure for June 6, 2016 to July 8, 2016

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

Enactment No: R-16-198

**DB New Business - Boards and Commissions:**

**DB-1** [16-0472](#)

Resolution to Approve Zoller Building Site Plan, 3900 Research Park Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**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.**

Enactment No: R-16-199

**DB-2** [16-0604](#)

Resolution to Approve the Liberty Flats Site Plan and Development Agreement, 2658 West Liberty Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**A motion was made by Councilmember Briere, seconded by Councilmember Ackerman, that the Resolution be approved.**

**A motion was made by Councilmember Briere, seconded by Councilmember Ackerman, that the Resolution be tabled at the request of the petitioner. On a voice vote, the Mayor declared the motion carried.**

**DS New Business - Staff:**

**DS-1** [16-0487](#)

Resolution to Approve Fiscal Year 2017 Fee Adjustments for Public Services Area - Public Works

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

Enactment No: R-16-200

**DS-2** [16-0570](#)

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2017

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

Enactment No: R-16-201

**A motion was made by Councilmember Briere, seconded by Councilmember**

Ackerman, that the Resolution be amended as follows:

**AMENDMENT 1 - PROVIDE FUNDING TO THE AFFORDABLE HOUSING FUND**

WHEREAS, THE COUNCIL APPROVED AN AMENDMENT TO THE BUDGET FOR FY14 THAT THE CITY INCORPORATE INTO THE BUDGET A RECURRING COST OF \$100,000 FOR THE AFFORDABLE HOUSING FUND; AND

WHEREAS, FOR FY16 AND FY17, THESE DOLLARS HAVE BEEN TRANSFERRED DIRECTLY TO THE HOUSING COMMISSION TO OFFSET ADMINISTRATIVE COSTS; AND

WHEREAS, IN THE FUTURE, THE HOUSING COMMISSION IS NOT EXPECTED TO NEED TO RECEIVE THESE SUPPLEMENTAL DOLLARS; AND

WHEREAS, THE AFFORDABLE HOUSING FUND HAS EARMARKED ALL BUT \$3,000 OF ITS BALANCE IN SUPPORT OF AFFORDABLE HOUSING PROJECTS AND THE MAINTENANCE OF EXISTING PUBLIC HOUSING AND AFFORDABLE HOUSING UNITS;

RESOLVED, THE GENERAL FUND COMMUNITY DEVELOPMENT EXPENDITURE BUDGET BE INCREASED BY \$100,000.00 TO TRANSFER TO THE AFFORDABLE HOUSING FUND FUNDED BY A ONE-TIME USE OF FUND BALANCE IN FY17; AND

RESOLVED, THE AFFORDABLE HOUSING FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$100,000.00; AND

RESOLVED, THAT FUTURE BUDGETS REFLECT THE COMMITMENT TO INCORPORATE GENERAL FUND SUPPORT FOR FUNDING FOR THE AFFORDABLE HOUSING FUND AT AN ANNUAL MINIMUM OF \$100,000.00 AS THE HOUSING COMMISSION IS NOT EXPECTED TO NEED SUPPLEMENTAL FUNDING.

**SPONSORS: BRIERE, ACKERMAN**

Enactment No: R-16-201

A motion was made by Councilmember Eaton, seconded by Councilmember Lumm, that the Resolution be amended as follows:

Amendment to Amendment 1 - Strike last resolved clause:

**[RESOLVED, THAT FUTURE BUDGETS REFLECT THE COMMITMENT TO INCORPORATE GENERAL FUND SUPPORT FOR FUNDING FOR THE AFFORDABLE HOUSING FUND AT AN ANNUAL MINIMUM OF \$100,000.00 AS THE HOUSING COMMISSION IS NOT EXPECTED TO NEED SUPPLEMENTAL FUNDING.]**

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 11 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Nays: 0

Enactment No: R-16-201

A motion was made by Councilmember Grand, seconded by Councilmember Warpehoski, that the Resolution be amended as follows:

Amendment 1 as amended

**AMENDMENT 1 - PROVIDE FUNDING TO THE AFFORDABLE HOUSING FUND**

**WHEREAS, THE COUNCIL APPROVED AN AMENDMENT TO THE BUDGET FOR FY14 THAT THE CITY INCORPORATE INTO THE BUDGET A RECURRING COST OF \$100,000 FOR THE AFFORDABLE HOUSING FUND; AND**

**WHEREAS, FOR FY16 AND FY17, THESE DOLLARS HAVE BEEN TRANSFERRED DIRECTLY TO THE HOUSING COMMISSION TO OFFSET ADMINISTRATIVE COSTS; AND**

**WHEREAS, IN THE FUTURE, THE HOUSING COMMISSION IS NOT EXPECTED TO NEED TO RECEIVE THESE SUPPLEMENTAL DOLLARS; AND**

**WHEREAS, THE AFFORDABLE HOUSING FUND HAS EARMARKED ALL BUT \$3,000 OF ITS BALANCE IN SUPPORT OF AFFORDABLE HOUSING PROJECTS AND THE MAINTENANCE OF EXISTING PUBLIC HOUSING AND AFFORDABLE HOUSING UNITS;**

**RESOLVED, THE GENERAL FUND COMMUNITY DEVELOPMENT EXPENDITURE BUDGET BE INCREASED BY \$100,000.00 TO TRANSFER TO THE AFFORDABLE HOUSING FUND FUNDED BY A ONE-TIME USE OF FUND BALANCE IN FY17; AND**

**RESOLVED, THE AFFORDABLE HOUSING FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$100,000.00; AND**

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-16-201

A motion was made by Councilmember Grand, seconded by Councilmember Ackerman, that the Resolution be amended as follows:

**AMENDMENT 2-FUND THREE OUTDOOR ICE RINKS FOR FY2017**

**WHEREAS, THE OUTDOOR ICE RINKS, PILOTED DURING THE 2015/2016 WINTER AT ALLMENDINGER, BURNS, AND NORTHSIDE PARKS, WERE SUCCESSFUL AND WELL RECEIVED BY THE COMMUNITY; AND**

**WHEREAS, STAFF HAS ESTIMATED THE EXPENSE TO CONTINUE THE OUTDOOR ICE RINKS FOR THE 2016/2017 WINTER TO BE \$60,000; AND WHEREAS, FUNDING IS AVAILABLE AS PART OF THE PARKS FAIRNESS RESOLUTIONS (R-11-186 AND R-12-382); AND WHEREAS, ON APRIL 19, 2016, THE PARKS ADVISORY COMMISSION (PAC) UNANIMOUSLY SUPPORTED CONTINUATION OF THE OUTDOOR ICE RINKS, AS WELL AS THE ALLOCATION OF ANY AVAILABLE PARKS "FAIRNESS RESOLUTION" EXPENDITURE FUNDS TOWARDS THE OUTDOOR ICE RINK**

**PROGRAM.**

**RESOLVED, THAT THE GENERAL FUND FY 2017 PARKS BUDGET BE INCREASED BY \$60,000 FUNDED BY A ONE-TIME USE OF THE GENERAL FUND BALANCE; AND**

**RESOLVED, THAT THIS AMOUNT REDUCE THE AMOUNT OWED UNDER THE PARKS "FAIRNESS RESOLUTION".**

**SPONSORS: GRAND, ACKERMAN, SMITH**

**On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-16-201

**A motion was made by Councilmember Kailasapathy, seconded by Councilmember Eaton, that the Resolution be amended as follows:**

**AMENDMENT 3- REDUCE STREETLIGHT REPLACEMENT FOR KERRYTOWN BY \$[320]250,000.00 AND REQUEST DDA TO FUND \$[320]250,000.00 ADDITIONAL KERRYTOWN LIGHTING**

**WHEREAS, THE CITY SHARE OF THE COST OF 72 STREETLIGHT REPLACEMENTS IN THE KERRYTOWN AREA IS \$720,000.00;**

**WHEREAS; THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) IS PAYING FOR 36 STREETLIGHT REPLACEMENTS IN KERRYTOWN AS PART OF THE FIFTH AND DETROIT STREET PROJECT;**

**WHEREAS, THE DDA IS PROJECTING ADDITIONAL TAX REVENUE OF \$1,187,658.00 FOR FY17 OVER FY16;**

**RESOLVED, THE DDA BE ASKED TO COVER \$[320]250,000.00 MORE OF KERRYTOWN STREETLIGHTS THAN PREVIOUSLY PLANNED;**

**RESOLVED, THE GENERAL FUND USE OF FUND BALANCE AND NON-DEPARTMENTAL EXPENDITURE BUDGETS BE DECREASED BY \$[320]250,000.00;**

**RESOLVED, THE GENERAL CAPITAL PROJECTS FUND REVENUE AND EXPENDITURE BUDGETS BE DECREASED BY \$[320]250,000.00.**

**(It was considered friendly by the Body to replace \$320,000 with \$250,000.00)  
[Brackets] indicate deleted language.**

**SPONSOR: KAILASAPATHY, LUMM, EATON**

**On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

**Yeas:** 5 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton and Councilmember Smith

**Nays:** 6 - Councilmember Briere, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal and Councilmember Ackerman

Enactment No: R-16-201

A motion was made by Councilmember Briere, seconded by Councilmember Smith, that the Resolution be amended as follows:

**AMENDMENT 4- INCREASE FY17 BUDGET FOR CROSSWALK IMPROVEMENTS [WHEREAS, THE CITY SHARE OF THE KERRYTOWN STREETLIGHT PROJECT WAS REDUCED BY \$320,000.00;]**

**WHEREAS, A NEED EXISTS FOR CROSSWALK IMPROVEMENTS;**

**RESOLVED, THE GENERAL FUND USE OF FUND BALANCE AND PUBLIC SERVICES PUBLIC WORKS EXPENDITURE BUDGET BE INCREASED BY \$320,000.00 FOR THE PURPOSE OF A TRANSFER TO THE MAJOR STREETS FUND;**

**RESOLVED, THE MAJOR STREETS FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$320,000.00 FUNDED WITH A GENERAL FUND TRANSFER FOR THE PURPOSE OF CROSSWALK ENHANCEMENTS.**

**Sponsor: Kailasapathy, Lumm, Eaton, Briere [Brackets] indicate deleted language.**

**A motion by Councilmember Briere, seconded by Councilmember Smith, to remove the first Whereas Clause, was considered friendly by the Body.**

**On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

**Yeas:** 3 - Councilmember Briere, Councilmember Westphal and Councilmember Smith

**Nays:** 8 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Ackerman

Enactment No: R-16-201

**A motion was made by Councilmember Briere, seconded by Councilmember Krapohl, that the Resolution be amended as follows:**

**AMENDMENT 5 -AMEND CONNECTOR STUDY BUDGET**

**WHEREAS, THE CITY OF ANN ARBOR, THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA), THE ANN ARBOR AREA TRANSPORTATION AUTHORITY (THERIDE), AND THE UNIVERSITY OF MICHIGAN (UM) HAVE PARTNERED ON A SERIES OF STUDIES LEADING TO THE DESIGN AND CONSTRUCTION OF THE CONNECTOR; AND**

**WHEREAS, THERE HAVE ALREADY BEEN TWO PHASES TO THE PROCESS THAT MAY RESULT IN THE CONNECTOR; AND**

**WHEREAS, THE CITY OF ANN ARBOR, THE DDA, UM, AND THERIDE FUNDED THE INITIAL \$250,000.00 FEASIBILITY STUDY (\$50,000.00; \$50,000.00, \$50,000.00, AND \$100,000.00, RESPECTIVELY); AND**

**WHEREAS, THE CITY OF ANN ARBOR, THE DDA, UM, AND THERIDE FUNDED THE REVISED FEASIBILITY \$640,000.00 STUDY (\$80,000.00, \$80,000.00,**

\$160,000.00, AND \$320,000.00, RESPECTIVELY); AND

WHEREAS, THE CITY OF ANN ARBOR, THE DDA, UM, AND THERIDE, MATCHING A FEDERAL GRANT OF \$1,200,000.00, FUNDED PHASE II, THE \$1,500,000.00 ROUTE STUDY (\$30,000.00, \$30,000.00, \$150,000.00 AND \$90,000.00, RESPECTIVELY); AND

WHEREAS, THE UNIVERSITY OF MICHIGAN HAS OFFERED TO FUND AT LEAST 75% OF THE PHASE III \$3,000,000.00 TO \$4,000,000.00 ENVIRONMENTAL ASSESSMENT STUDY; AND

WHEREAS, THE CITY OF ANN ARBOR AND ITS PARTNERS IN THIS PROCESS WISH TO PROCEED WITH THE STUDY; AND

WHEREAS, THE CITY COUNCIL HAS YET TO APPROVE THE LEVEL OF THE CITY'S PARTICIPATION IN THIS STUDY;

RESOLVED, THAT THE CITY OF ANN ARBOR DETERMINES THAT IT IS WILLING TO BE A FULL PARTNER IN THE FUNDING OF PHASE III; AND

RESOLVED, THAT THE CITY COUNCIL SETS ITS LEVEL OF PARTICIPATION FOR PHASE III AT \$60,000.00, WITHOUT REGARD TO FISCAL YEAR, WHICH ASSUMES A PROJECT OF \$3,000,000.00, WITH 90% UM PARTICIPATION, 6% THERIDE, AND 2% EACH FOR THE CITY AND THE DDA; AND

RESOLVED, THAT CITY COUNCIL APPROVE AN ADDITIONAL AMOUNT FOR STAFF TIME AND TRAINING COSTS IN THE AMOUNT OF \$33,950.00;

RESOLVED, THAT THE BUDGET BE ADJUSTED TO DECREASE THE GENERAL FUND SYSTEM PLANNING EXPENDITURE BUDGET THEREBY INCREASING THE GENERAL FUND RESERVES BY \$90,000; AND

RESOLVED, THAT ANY FUTURE REQUEST FOR FUNDING FOR THIS OR ANY FUTURE PHASE OF THE CONNECTOR WILL REQUIRE ACTIVE COUNCIL APPROVAL; AND

FINALLY RESOLVED, THAT THE COUNCIL WILL REVIEW AND APPROVE THE FINAL PROPOSAL FOR THE ROUTING OF THE CONNECTOR PRIOR TO ANY FUNDING REQUEST FOR A FUTURE PHASE.

Sponsor: Briere, Krapohl

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 6 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Eaton, Councilmember Krapohl and Councilmember Ackerman

**Nays:** 5 - Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Westphal and Councilmember Smith

Enactment No: R-16-201

**RECESS**

*Mayor Taylor declared a recess at 9:04 p.m. and reconvened the meeting at 9:14 p.m.*

[16-0570](#)

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2017

A motion was made by Councilmember Smith, seconded by Councilmember Briere, that the Resolution be amended as follows:

**AMENDMENT 6 - APPROVE SOLID WASTE SUPPLEMENTAL FUNDING FOR A FOOD WASTE PILOT(S) SUPPORTING THE IMPLEMENTATION OF THE ORGANICS STUDY RECOMMENDATION**

WHEREAS, A 2012 WASTE SORT CONDUCTED BY THE CITY OF ANN ARBOR FOUND THAT OVER 40% OF THE MATERIAL MAKING ITS WAY TO THE LANDFILL FROM ANN ARBOR WAS COMPRISED OF ORGANIC WASTE, MOST OF WHICH WAS FOOD AND WOOD WASTE;

WHEREAS, ON DECEMBER 17, 2012 THE ANN ARBOR CITY COUNCIL ADOPTED THE ANN ARBOR CLIMATE ACTION PLAN, WHICH PROMOTES OPPORTUNITIES TO CREATE STRONGER, MORE EFFECTIVE RECYCLING AND COMPOSTING PROGRAMS;

WHEREAS, THE WASTE LESS: SOLID WASTE RESOURCE PLAN ADOPTED IN OCTOBER, 2013 SET GOALS OF INCREASING SINGLE-FAMILY, MULTI-FAMILY AND COMMERCIAL WASTE DIVERSION RATES;

WHEREAS, MEANINGFUL INCREASES IN DIVERSION RATES WILL REQUIRE A HOST OF INTERRELATED STRATEGIES IN ORDER TO MAXIMIZE THE RECOVERY OF MATERIALS IN A COST-EFFECTIVE AND EFFICIENT MANNER;

WHEREAS, SUCH INNOVATIONS INCLUDE: COMMERCIAL FOOD WASTE PILOT PROGRAMS IN THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) AREA, ANN ARBOR PUBLIC SCHOOLS AND NON-RECOVERABLE FOOD ITEMS FROM FOOD GATHERERS AND THE DELONIS HOMELESS SHELTER;

WHEREAS, SUCH PROGRAMS HAVE WIDESPREAD SUPPORT FROM LOCAL BUSINESSES, THE ANN ARBOR PUBLIC SCHOOLS AND POTENTIAL PARTICIPANTS, WHO ARE READY TO ACT NOW;

WHEREAS, IN FEBRUARY, 2016 THE ENVIRONMENTAL COMMISSION UNANIMOUSLY ENDORSED THIS PROPOSAL FOR SUPPLEMENTAL PROGRAMMING AND FINANCIAL SUPPORT FOR THESE INITIATIVES IN THE FISCAL 2016/17 SOLID WASTE OPERATING BUDGET; AND

WHEREAS, ANN ARBOR ENTERED INTO A CONTRACT WITH CB&I TO CONDUCT A STUDY FOR THE PURPOSE OF ASSESSING THE CITY'S POTENTIAL FOR YEAR-ROUND ORGANIC (COMPOST) PICKUP;

WHEREAS, THE CB&I ORGANICS STUDY WILL BE COMPLETED BY JANUARY 2017;

WHEREAS, THIS STUDY HAS BEEN ASKED TO DEVELOP IMPLEMENTATION STRATEGIES FOR ORGANIC COLLECTION; AND,

WHEREAS, THE SCOPE OF THE FOOD WASTE PILOT PROGRAM WILL BE DEFINED IN THE ORGANICS REPORT BUT WILL INCLUDE NO FEWER THAN 10 DOWNTOWN RESTAURANTS AND 9 PUBLIC SCHOOL FACILITIES;

RESOLVED, THAT THE FY17 SOLID WASTE EXPENDITURE BUDGET BE INCREASED BY \$100,000.00 FUNDED WITH A ONE-TIME USE OF FUND BALANCE TO FINANCE A FOOD WASTE COLLECTION PILOT PROGRAM;

RESOLVED, THAT THIS FUNDING WILL ESTABLISH A COMMERCIAL FOOD WASTE COLLECTION PILOT PROGRAM BASED ON THE SCOPE RECOMMENDED IN THE CB&I ORGANICS STUDY, WHICH MAY BE BROADER OR MORE COMPREHENSIVE THAN THE FOOD WASTE PILOT RECOMMENDED BY THE ENVIRONMENTAL COMMISSION IN THEIR FEBRUARY 2016 RESOLUTION; AND

[RESOLVED, UPON RECEIPT OF THE COMPLETE ORGANIC STUDY, IN THE EVENT THAT THE STUDY RECOMMENDATION IS TO NOT DO ANY COMMERCIAL COMPOSTING, BUT TO DO OTHER THINGS INVOLVING COMPOST COLLECTION, STAFF WILL BRING THOSE RECOMMENDATIONS TO COUNCIL; AND,]

RESOLVED, THAT THE PILOT PROGRAM OR HIGHER PRIORITY RECOMMENDED ACTION WILL BEGIN BY APRIL 1, 2017 AND UPON COMPLETION A REPORT PREPARED AND DELIVERED TO CITY COUNCIL SUMMARIZING THE PROJECT TO BE DELIVERED BY MARCH 1, 2018 OR AS RECOMMENDED BY THE CB&I ORGANICS STUDY.

Sponsors: Smith, Briere, Ackerman, Krapohl and Mayor Taylor

A motion by Councilmember Eaton, seconded by Councilmember Lumm, to strike the Third RESOLVED Clause, was considered friendly by the Body. [Brackets] indicate deleted language.

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-16-201

A motion was made by Councilmember Smith, seconded by Councilmember Warpehoski, that the Resolution be amended as follows:

**AMENDMENT 7 - INCREASE GENERAL FUND BUDGET FOR COMMUNITY-FACING CLIMATE ACTION PROGRAMS**

WHEREAS, CITY COUNCIL PASSED RESOLUTION 14-095 DIRECTING STAFF TO DRAFT RECOMMENDATIONS ON COMMUNITY ENERGY EFFICIENCY;

WHEREAS, CITY COUNCIL RECEIVED A RECOMMENDATION FROM STAFF ON MAY 5, 2014, DETAILING THE RESOURCES NECESSARY TO MAKE SIGNIFICANT PROGRESS ON CREATING AND IMPLEMENTING ADDITIONAL COMMUNITY ENERGY EFFICIENCY, CONSERVATION, AND RENEWABLE ENERGY PROGRAMS THAT FURTHER THE CLIMATE ACTION PLAN'S ADOPTED TARGETS, REDUCE OUR COMMUNITY GHG EMISSIONS, PROVIDE ECONOMIC BENEFIT TO OUR COMMUNITY AND HELP TO PRESERVE OUR QUALITY OF LIFE ("COMMUNITY-FACING CLIMATE ACTION PROGRAMS");

WHEREAS, CITY COUNCIL UNANIMOUSLY ADOPTED THE CLIMATE ACTION



**PLAN ON DECEMBER 17, 2012, COMMITTING THE CITY TO REDUCE ITS GREENHOUSE GAS EMISSIONS BY 90% BY 2050;**

**WHEREAS, THE CITY OF ANN ARBOR WILL NOT ACHIEVE THE GOALS ARTICULATED THE CLIMATE ACTION PLAN IF WE DO NOT INVEST IN STAFFING AND COMMUNITY-FACING CLIMATE ACTION PROGRAMS;**

**WHEREAS, IN FY2016, \$165,000 WAS BUDGETED FOR COMMUNITY-FACING CLIMATE ACTION PROGRAMS, WHICH WAS THEN ALLOCATED FOR SUSTAINABILITY ASSOCIATE STAFF, AND FOR CONTRACTUAL SERVICES WITH THE CLEAN ENERGY COALITION AND ECOLOGY CENTER;**

**WHEREAS, THOSE EFFORTS HAVE ATTRACTED APPROXIMATELY \$2 MILLION IN PROPOSED PACE CLEAN ENERGY INVESTMENTS; AND HAVE BEGUN DEVELOPMENT OF A COMMERCIAL ENERGY BENCHMARKING ORDINANCE, A CITYWIDE ENERGY CONCIERGE SERVICE, THE SOLAR GROUP-BUY/SOLARIZE ANN ARBOR PROGRAM, AND A CLIMATE ACTION COMMUNITY ENGAGEMENT PROGRAM;**

**WHEREAS, THE FY2017 BUDGET SUBMITTED BY THE INTERIM CITY ADMINISTRATOR INCLUDES \$80,000 FOR THE CONTINUATION OF THE SUSTAINABILITY ASSOCIATE EFFORTS;**

**WHEREAS, A NON-RECURRING AMENDMENT OF \$85,000 WOULD ALLOW CONTINUATION OF THE CURRENT LEVEL OF COMMUNITY-FACING CLIMATE ACTION PROGRAMS;**

**RESOLVED, THAT THE GENERAL FUND FY2017 SYSTEMS PLANNING EXPENDITURE BUDGET BE INCREASED BY \$85,000 TO CONTINUE FUNDING COMMUNITY-FACING CLIMATE ACTION PROGRAMS, FUNDED WITH A ONE-TIME USE OF FUND BALANCE.**

**Sponsors: Smith, Briere, Grand, Taylor, Krapohl**

**On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 9 - Councilmember Briere, Councilmember Kailasapathy, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 2 - Councilmember Lumm and Councilmember Eaton

Enactment No: R-16-201

**A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be amended as follows:**

**AMENDMENT 8 - ESTABLISH A FY17 BUDGET FOR DEER MANAGEMENT LETHAL METHODS OF \$110,000.00 AND TO DIRECT THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL A RECOMMENDED PLAN FOR ONGOING DEER MANAGEMENT ACTIONS, COSTS AND FUNDING**

**WHEREAS, IN RESPONSE TO CITIZEN CONCERNS PARTICULARLY IN THE FIRST AND SECOND WARDS REGARDING GROWING DEER POPULATIONS AND**

THE DAMAGE BEING CAUSED TO THE CITY'S NATURAL ENVIRONMENT, NATIVE SPECIES AND ECO-SYSTEMS, AS WELL AS CONCERNS RELATED TO PUBLIC HEALTH AND SAFETY, CITY COUNCIL COMMENCED A COLLABORATIVE STUDY PROCESS IN MAY 2014 TO DETERMINE THE SEVERITY OF THE ISSUE AND TO BEGIN EVALUATION OF ALTERNATIVE DEER MANAGEMENT STRATEGIES AND APPROACHES; AND

WHEREAS, IN MAY 2015, AFTER CONDUCTING A THOROUGH EVALUATION AND RESEARCH PROCESS WITH EXTENSIVE PUBLIC ENGAGEMENT, THE CITY ISSUED ITS FINAL REPORT WHICH RECOMMENDED THAT THE CITY SHOULD SET AN OVERALL GOAL OF REDUCING DEER-HUMAN INTERACTIONS WITH A RECOMMENDED APPROACH OF A SERIES OF ANNUAL CULLS, BEGINNING IN THE WINTER OF 2016 ON CITY PROPERTY IN WARDS 1 AND 2; AND

WHEREAS, IN MAY 2015, COUNCIL ESTABLISHED A \$90,000.00 DEER MANAGEMENT BUDGET FOR FY16 TO COVER THE EXPECTED COSTS OF THE STAFF RECOMMENDATIONS IN THE EVENT COUNCIL CHOSE TO ADOPT THOSE RECOMMENDATIONS; AND

WHEREAS, IN AUGUST 2015, COUNCIL ADOPTED THE STAFF RECOMMENDATIONS INCLUDING A SERIES OF AT LEAST FOUR ANNUAL CULLS COMMENCING IN WINTER 2016 AND IMPLEMENTING A DEER FEEDING BAN. THE FEEDING BAN WAS IMPLEMENTED BY COUNCIL IN SEPTEMBER 2015 AND THE FIRST OF THE SERIES OF ANNUAL CULLS WAS CONDUCTED IN JANUARY-FEBRUARY OF 2016; AND

WHEREAS, THE AUGUST 2015 ADOPTED COUNCIL RESOLUTION ALSO INCLUDED EXPLORING NON-LETHAL EXPERIMENTAL OPTIONS FOR DEER MANAGEMENT. THE ADMINISTRATOR'S PROPOSED FY17 BUDGET INCLUDES \$35,000.00 TO SUPPORT THE STUDY OF NON-LETHAL DEER MANAGEMENT METHODS AND THAT PROVISION IS UNAFFECTED BY THIS RESOLUTION; AND

WHEREAS, THE MOST RECENT HELICOPTER AERIAL SURVEY IN FEBRUARY 2016 COUNTED 202 DEER, UP FROM 168 DEER COUNTED A YEAR EARLIER, AND WHILE THESE SURVEYS ARE NOT PRECISE OR COMPREHENSIVE, THE INCREASE SUGGESTS THAT THE ANN ARBOR DEER POPULATIONS CONTINUE TO GROW AND IT IS KNOWN THAT IN THE ABSENCE OF PREDATORS OR MANAGEMENT ACTIONS, DEER POPULATIONS TEND TO DOUBLE EVERY TWO-THREE YEARS; AND

WHEREAS, THERE WERE 88 DEER-VEHICLE COLLISIONS IN ANN ARBOR IN 2015 WHICH REPRESENTS A 73% INCREASE OVER THE 51 CRASHES IN 2014; AND

WHEREAS, THE FINAL ACTUAL COSTS FOR ALL ASPECTS OF THE FY16 DEER MANAGEMENT PROGRAM (CULL, AERIAL SURVEYS, ASSESSING BROWSE DAMAGE, AND STAFF TIME) ARE NOT YET AVAILABLE, BUT STAFF ESTIMATES THE TOTAL COST FOR FY16 WILL BE \$107,521.00; AND

WHEREAS, THE EXPERIENCE OF OTHER COMMUNITIES DEMONSTRATES THAT FOR A DEER MANAGEMENT PROGRAM TO BE EFFECTIVE, IT MUST:

- BE SUSTAINED FOR SEVERAL YEARS
- INCORPORATE (ON AN ONGOING, STRATEGIC BASIS) METRICS, MAPS AND TREND DATA ON DEER POPULATIONS AND LOCATIONS, DEER-VEHICLE

**COLLISIONS, AND DEER BROWSE DAMAGE TO PUBLIC AREAS AND PRIVATE PROPERTY**

- **BE SUPPORTED BY A STAFF TIME COMMITMENT THAT INCLUDES CONTRACTOR MANAGEMENT/OVERSIGHT, DEVELOPMENT AND MONITORING OF DATA AND METRICS, PUBLIC ENGAGEMENT, AND COORDINATION WITH KEY PARTNERS (MDNR AND UM); AND**

**WHEREAS, THE ADMINISTRATOR'S PROPOSED BUDGET FOR FY17 INCLUDES A \$35,000.00 PROVISION FOR RECURRING DEER MANAGEMENT LETHAL METHODS WHICH REPRESENTS THE APPROXIMATE COST OF CULLING 100 DEER, BUT DOES NOT REFLECT THE COSTS FOR ANY OF THESE RELATED ACTIONS NECESSARY FOR AN EFFECTIVE DEER MANAGEMENT PROGRAM; AND**

**WHEREAS, A DETAILED PLAN AND COST ESTIMATE FOR YEAR TWO OF THE DEER MANAGEMENT PROGRAM HAS NOT YET BEEN DEVELOPED, BUT IT'S EXPECTED THE CITY WILL TAKE ADVANTAGE OF THE LEARNINGS FROM YEAR ONE WHICH COULD RESULT IN SAVINGS IN SOME AREAS, BUT ADDED ACTIONS AND COSTS IN OTHER AREAS; AND**

**WHEREAS, IT IS PRUDENT AND FISCALLY RESPONSIBLE TO INCLUDE IN THE FY17 BUDGET AN APPROPRIATE PROVISION TO COVER THE COSTS OF THE POTENTIAL YEAR TWO ACTIONS AND BASED ON THE FY16 EXPERIENCE, A FY17 BUDGET PROVISION OF \$110,000.00 FOR DEER MANAGEMENT LETHAL METHODS APPEARS BOTH REASONABLE AND ADEQUATE; AND**

**WHEREAS, COUNCIL DESIRES A LONGER-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS AND IT IS EXPECTED THAT ONCE ACCEPTED BY COUNCIL, THE APPROPRIATE RECURRING COSTS WILL BE REFLECTED IN FUTURE YEAR BUDGET RECOMMENDATIONS BY THE ADMINISTRATOR; AND**

**WHEREAS, THE ADMINISTRATOR'S PROPOSED FY17 BUDGET INCLUDES A ONE-TIME EXPENDITURE OF \$183,950 FOR THE PROPOSED CITY SHARE OF THE CONNECTOR PROJECT STUDY AND RELATED STAFF TIME; AND**

**WHEREAS, THE DDA HAS EXPERIENCED A DRAMATIC INCREASE IN TIF REVENUES OVER THE LAST FOUR YEARS – AN INCREASE OF \$2.5 MILLION (67%) FROM \$3.7 MILLION ACTUAL IN FY13 TO \$6.2 MILLION BUDGETED FOR FY17 - AND THE DDA ALSO EXPERIENCED AN UNEXPECTED WINDFALL OF \$275,000.00 IN FY16 TIF REVENUES (\$5.35 MILLION FORECAST COMPARED WITH \$5.07 MILLION BUDGETED) AND AS A RESULT, IS IN A BETTER POSITION THAN THE CITY TO PROVIDE FUNDING FOR THE CONNECTOR PROJECT STUDY;**

**RESOLVED, THAT THE FY17 GENERAL FUND EXPENDITURE LINE ITEM FOR DEER MANAGEMENT LETHAL METHODS AND THE RELATED DEER-MANAGEMENT ACTIVITIES MENTIONED ABOVE (AERIAL COUNTS, SURVEYS, METRICS, MAPS AND TREND DATA ON LOCAL DEER POPULATIONS AND LOCATIONS, BROWSE DAMAGE AND NATURAL AREA HABITAT ASSESSMENTS, AND DEER-VEHICLE COLLISIONS AS WELL AS STAFF TIME FOR DEVELOPMENT AND MONITORING OF DATA AND METRICS, PUBLIC ENGAGEMENT AND EDUCATION, AND COORDINATION WITH KEY PARTNERS**

(MDNR AND UM) BE INCREASED BY \$75,000.00 TO \$110,000.00 AND THE GENERAL FUND EXPENDITURE ITEM FOR THE CONNECTOR STUDY BE REDUCED BY \$75,000.00 TO \$108,950.00;

RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL FOR CONSIDERATION OTHER SOURCES OF FUNDING TO SUBSTITUTE FOR THE SOURCE IDENTIFIED ABOVE;

RESOLVED, THAT CITY COUNCIL DIRECTS THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL WITHIN 120 DAYS A RECOMMENDED LONG-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS, AND ONCE ACCEPTED BY COUNCIL, THE ADMINISTRATOR WILL INCORPORATE THE RECOMMENDED AMOUNTS IN HIS SUBSEQUENT YEAR BUDGET PROPOSALS.

Sponsor: Lumm, Eaton

Enactment No: R-16-201

A motion was made by Councilmember Smith, seconded by Councilmember Briere, that the Resolution be amended as follows:

Amendment to Amendment 8 - Establish a FY17 Budget for Deer Management Lethal Methods of \$110,000.00 and to Direct the City Administrator to Present to Council a Recommended Plan for Ongoing Deer Management Actions, Costs and Funding

WHEREAS, IN RESPONSE TO CITIZEN CONCERNS PARTICULARLY IN THE FIRST AND SECOND WARDS REGARDING GROWING DEER POPULATIONS AND THE DAMAGE BEING CAUSED TO THE CITY'S NATURAL ENVIRONMENT, NATIVE SPECIES AND ECO-SYSTEMS, AS WELL AS CONCERNS RELATED TO PUBLIC HEALTH AND SAFETY, CITY COUNCIL COMMENCED A COLLABORATIVE STUDY PROCESS IN MAY 2014 TO DIMENSION THE SEVERITY OF THE ISSUE AND TO BEGIN EVALUATION OF ALTERNATIVE DEER MANAGEMENT STRATEGIES AND APPROACHES; AND

WHEREAS, IN MAY 2015, AFTER CONDUCTING A THOROUGH EVALUATION AND RESEARCH PROCESS WITH EXTENSIVE PUBLIC ENGAGEMENT, THE CITY ISSUED ITS FINAL REPORT WHICH RECOMMENDED THAT THE CITY SHOULD SET AN OVERALL GOAL OF REDUCING DEER-HUMAN INTERACTIONS WITH A RECOMMENDED APPROACH OF A SERIES OF ANNUAL CULLS, BEGINNING IN THE WINTER OF 2016 ON CITY PROPERTY IN WARDS 1 AND 2; AND

WHEREAS, IN MAY 2015, COUNCIL ESTABLISHED A \$90,000.00 DEER MANAGEMENT BUDGET FOR FY16 TO COVER THE EXPECTED COSTS OF THE STAFF RECOMMENDATIONS IN THE EVENT COUNCIL CHOSE TO ADOPT THOSE RECOMMENDATIONS; AND

WHEREAS, IN AUGUST 2015, COUNCIL ADOPTED THE STAFF RECOMMENDATIONS INCLUDING A SERIES OF AT LEAST FOUR ANNUAL CULLS COMMENCING IN WINTER 2016 AND IMPLEMENTING A DEER FEEDING BAN. THE FEEDING BAN WAS IMPLEMENTED BY COUNCIL IN SEPTEMBER 2015 AND THE FIRST OF THE SERIES OF ANNUAL CULLS WAS CONDUCTED IN JANUARY-FEBRUARY OF 2016; AND

WHEREAS, THE AUGUST 2015 ADOPTED COUNCIL RESOLUTION ALSO INCLUDED EXPLORING NON-LETHAL EXPERIMENTAL OPTIONS FOR DEER MANAGEMENT. THE ADMINISTRATOR'S PROPOSED FY17 BUDGET INCLUDES \$35,000.00 TO SUPPORT THE STUDY OF NON-LETHAL DEER MANAGEMENT METHODS AND THAT PROVISION IS UNAFFECTED BY THIS RESOLUTION; AND

WHEREAS, THE MOST RECENT HELICOPTER AERIAL SURVEY IN FEBRUARY 2016 COUNTED 202 DEER, UP FROM 168 DEER COUNTED A YEAR EARLIER. THESE, AND WHILE THESE SURVEYS ARE NOT PRECISE OR COMPREHENSIVE, THE INCREASE SUGGESTS THAT THE ANN ARBOR DEER POPULATIONS CONTINUE TO GROW AND IT IS KNOWN THAT IN THE ABSENCE OF PREDATORS OR MANAGEMENT ACTIONS, DEER POPULATIONS TEND TO DOUBLE EVERY TWO-THREE YEARS; AND

Delete:

[WHEREAS, THERE WERE 88 DEER-VEHICLE COLLISIONS IN ANN ARBOR IN 2015 WHICH REPRESENTS A 73% INCREASE OVER THE 51 CRASHES IN 2014; AND]

WHEREAS, THE FINAL ACTUAL COSTS FOR ALL ASPECTS OF THE FY16 DEER MANAGEMENT PROGRAM (CULL, AERIAL SURVEYS, ASSESSING BROWSE DAMAGE, AND STAFF TIME) ARE NOT YET AVAILABLE, BUT STAFF ESTIMATES THE TOTAL COST FOR FY16 WILL BE \$107,521.00; AND

WHEREAS, THE EXPERIENCE OF OTHER COMMUNITIES DEMONSTRATES THAT FOR A DEER MANAGEMENT PROGRAM TO BE EFFECTIVE, IT MUST:

- BE SUSTAINED FOR SEVERAL YEARS
- INCORPORATE (ON AN ONGOING, STRATEGIC BASIS) METRICS, MAPS AND TREND DATA ON DEER POPULATIONS AND LOCATIONS, DEER-VEHICLE COLLISIONS, AND DEER BROWSE DAMAGE TO PUBLIC AREAS AND PRIVATE PROPERTY
- BE SUPPORTED BY A STAFF TIME COMMITMENT THAT INCLUDES CONTRACTOR MANAGEMENT/OVERSIGHT, DEVELOPMENT AND MONITORING OF DATA AND METRICS, PUBLIC ENGAGEMENT, AND COORDINATION WITH KEY PARTNERS (MDNR AND UM); AND

WHEREAS, THE ADMINISTRATOR'S PROPOSED BUDGET FOR FY17 INCLUDES A \$35,000.00 PROVISION FOR RECURRING DEER MANAGEMENT LETHAL METHODS WHICH REPRESENTS THE APPROXIMATE COST OF CULLING 100 DEER, BUT DOES NOT REFLECT THE COSTS FOR ANY OF THESE RELATED ACTIONS NECESSARY FOR AN EFFECTIVE DEER MANAGEMENT PROGRAM; AND

WHEREAS, A DETAILED PLAN AND COST ESTIMATE FOR YEAR TWO OF THE DEER MANAGEMENT PROGRAM HAS NOT YET BEEN DEVELOPED, BUT IT'S EXPECTED THE CITY WILL TAKE ADVANTAGE OF THE LEARNINGS FROM YEAR ONE WHICH COULD RESULT IN SAVINGS IN SOME AREAS, BUT ADDED ACTIONS AND COSTS IN OTHER AREAS; AND

WHEREAS, IT IS PRUDENT AND FISCALLY RESPONSIBLE TO INCLUDE IN THE FY17 BUDGET AN APPROPRIATE PROVISION TO COVER THE COSTS OF THE POTENTIAL YEAR TWO ACTIONS AND BASED ON THE FY16 EXPERIENCE, A FY17 BUDGET PROVISION OF \$110,000.00 FOR DEER MANAGEMENT LETHAL METHODS APPEARS BOTH REASONABLE AND ADEQUATE; AND

WHEREAS, COUNCIL DESIRES A LONGER-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS AND IT IS EXPECTED THAT ONCE ACCEPTED BY COUNCIL, THE APPROPRIATE RECURRING COSTS WILL BE REFLECTED IN FUTURE YEAR BUDGET RECOMMENDATIONS BY THE ADMINISTRATOR; AND

Delete:

[WHEREAS, THE ADMINISTRATOR'S PROPOSED FY17 BUDGET INCLUDES A ONE-TIME EXPENDITURE OF \$183,950 FOR THE PROPOSED CITY SHARE OF THE CONNECTOR PROJECT STUDY AND RELATED STAFF TIME; AND]

[WHEREAS, THE DDA HAS EXPERIENCED A DRAMATIC INCREASE IN TIF REVENUES OVER THE LAST FOUR YEARS – AN INCREASE OF \$2.5 MILLION (67%) FROM \$3.7 MILLION ACTUAL IN FY13 TO \$6.2 MILLION BUDGETED FOR FY17 - AND THE DDA ALSO EXPERIENCED AN UNEXPECTED WINDFALL OF \$275,000.00 IN FY16 TIF REVENUES (\$5.35 MILLION FORECAST COMPARED WITH \$5.07 MILLION BUDGETED) AND AS A RESULT, IS IN A BETTER POSITION THAN THE CITY TO PROVIDE FUNDING FOR THE CONNECTOR PROJECT STUDY;]

[RESOLVED, THAT THE FY17 GENERAL FUND EXPENDITURE LINE ITEM FOR DEER MANAGEMENT LETHAL METHODS AND THE RELATED DEER-MANAGEMENT ACTIVITIES MENTIONED ABOVE (AERIAL COUNTS, SURVEYS, METRICS, MAPS AND TREND DATA ON LOCAL DEER POPULATIONS AND LOCATIONS, BROWSE DAMAGE AND NATURAL AREA HABITAT ASSESSMENTS, AND DEER-VEHICLE COLLISIONS AS WELL AS STAFF TIME FOR DEVELOPMENT AND MONITORING OF DATA AND METRICS, PUBLIC ENGAGEMENT AND EDUCATION, AND COORDINATION WITH KEY PARTNERS (MDNR AND UM) BE INCREASED BY \$75,000.00 TO \$110,000.00 AND THE GENERAL FUND EXPENDITURE ITEM FOR THE CONNECTOR STUDY BE REDUCED BY \$75,000.00 TO \$108,950.00;]

[RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL FOR CONSIDERATION OTHER SOURCES OF FUNDING TO SUBSTITUTE FOR THE SOURCE IDENTIFIED ABOVE;]

[RESOLVED, THAT CITY COUNCIL DIRECTS THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL WITHIN 120 DAYS A RECOMMENDED LONG-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS, AND ONCE ACCEPTED BY COUNCIL, THE ADMINISTRATOR WILL INCORPORATE THE RECOMMENDED AMOUNTS IN HIS SUBSEQUENT YEAR BUDGET PROPOSALS.]

[Brackets indicate deleted language.]

Insert new:

RESOLVED, THAT THE CITY ADMINISTRATOR WILL PRESENT TO COUNCIL ON OR BEFORE OCTOBER 3, 2016, A DETAILED, LONG-TERM DEER IMPACT ANALYSIS THAT INCLUDES DATA COLLECTION, METRICS, PUBLIC ENGAGEMENT AND COORDINATION WITH KEY PARTNERS (MDNR, UM, WASHTENAW COUNTY); AND

**RESOLVED, THAT THE FY17 GENERAL FUND ONE-TIME EXPENDITURE LINE ITEM FOR DEER MANAGEMENT BE INCREASED BY \$75,000 [\$45,000] TO \$110,000 [\$80,000]; AND**

**RESOLVED, THAT THE FY GENERAL FUND RESERVES BE REDUCED BY [\$45,000.00.] \$75,000.00.**

**A motion by Councilmember Briere to amend the title striking the word "Methods" was withdrawn.**

**A motion by Councilmember Westphal to further amend the amendment to the amendment changing the new 2nd RESOLVED clause from \$45,000 to \$75,000 increase and to \$80,000 to \$110,000 and the 3rd RESOLVED clause to \$75,000, was considered friendly by the Body.**

**On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 8 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal and Councilmember Ackerman

**Nays:** 3 - Councilmember Briere, Mayor Taylor and Councilmember Smith

Enactment No: R-16-201

## **RECESS**

*Mayor Taylor declared a recess at 10:19 p.m. and reconvened the meeting at 10:21 p.m.*

## **[16-0570](#)**

**Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2017**

**A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be amended as follows:**

**Amendment 2 to Amendment 8**

**Restore Original Third RESOLVED Clause to the amended amendment:**

**RESOLVED, THAT CITY COUNCIL DIRECTS THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL WITHIN 120 DAYS A RECOMMENDED LONG-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS, AND ONCE ACCEPTED BY COUNCIL, THE ADMINISTRATOR WILL INCORPORATE THE RECOMMENDED AMOUNTS IN HIS SUBSEQUENT YEAR BUDGET PROPOSALS.**

**On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

**Yeas:** 5 - Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand and Councilmember Westphal

**Nays:** 6 - Councilmember Briere, Councilmember Lumm, Mayor Taylor, Councilmember Krapohl, Councilmember Ackerman and Councilmember Smith

Enactment No: R-16-201

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be amended as follows:**

**Amendment 3 to Amendment 8**

**Amend 1st RESOLVED clause (ALL CAPS indicate new language.):**

**RESOLVED, that the City Administrator will present to Council on or before October 3, 2016, a detailed, long-term deer impact analysis PLAN that includes data collection, metrics, public engagement and coordination with key partners (MDNR, UM, Washtenaw County) AND THE CITY ADMINISTRATOR WILL ESTIMATE RECURRING AND ONE-TIME COSTS AND ONCE ACCEPTED BY COUNCIL, THE ADMINISTRATOR WILL INCORPORATE THE RECOMMENDED AMOUNTS IN HIS SUBSEQUENT YEAR BUDGET PROPOSALS;**

**RESOLVED, that the FY17 General Fund one-time expenditure line item for deer management be increased by \$75,000 to \$110,000; and**

**RESOLVED, that the FY General Fund reserves be reduced by \$75,000.**

**On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 6 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Eaton, Councilmember Westphal and Councilmember Ackerman

**Nays:** 5 - Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Smith

Enactment No: R-16-201

**The question being, the motion made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be amended as follows:**

**AMENDMENT 8**

**ESTABLISH A FY17 BUDGET FOR DEER MANAGEMENT LETHAL METHODS OF \$110,000 AND TO DIRECT THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL A RECOMMENDED PLAN FOR ONGOING DEER MANAGEMENT ACTIONS, COSTS AND FUNDING**

**WHEREAS, IN RESPONSE TO CITIZEN CONCERNS PARTICULARLY IN THE FIRST AND SECOND WARDS REGARDING GROWING DEER POPULATIONS AND THE DAMAGE BEING CAUSED TO THE CITY'S NATURAL ENVIRONMENT, NATIVE SPECIES AND ECO-SYSTEMS, AS WELL AS CONCERNS RELATED TO PUBLIC HEALTH AND SAFETY, CITY COUNCIL COMMENCED A COLLABORATIVE STUDY PROCESS IN MAY 2014 TO DIMENSION THE SEVERITY OF THE ISSUE AND TO BEGIN EVALUATION OF ALTERNATIVE DEER MANAGEMENT STRATEGIES AND APPROACHES; AND**



WHEREAS, IN MAY 2015, AFTER CONDUCTING A THOROUGH EVALUATION AND RESEARCH PROCESS WITH EXTENSIVE PUBLIC ENGAGEMENT, THE CITY ISSUED ITS FINAL REPORT WHICH RECOMMENDED THAT THE CITY SHOULD SET AN OVERALL GOAL OF REDUCING DEER-HUMAN INTERACTIONS WITH A RECOMMENDED APPROACH OF A SERIES OF ANNUAL CULLS, BEGINNING IN THE WINTER OF 2016 ON CITY PROPERTY IN WARDS 1 AND 2; AND

WHEREAS, IN MAY 2015, COUNCIL ESTABLISHED A \$90,000 DEER MANAGEMENT BUDGET FOR FY16 TO COVER THE EXPECTED COSTS OF THE STAFF RECOMMENDATIONS IN THE EVENT COUNCIL CHOSE TO ADOPT THOSE RECOMMENDATIONS; AND

WHEREAS, IN AUGUST 2015, COUNCIL ADOPTED THE STAFF RECOMMENDATIONS INCLUDING A SERIES OF AT LEAST FOUR ANNUAL CULLS COMMENCING IN WINTER 2016 AND IMPLEMENTING A DEER FEEDING BAN. THE FEEDING BAN WAS IMPLEMENTED BY COUNCIL IN SEPTEMBER 2015 AND THE FIRST OF THE SERIES OF ANNUAL CULLS WAS CONDUCTED IN JANUARY-FEBRUARY OF 2016; AND

WHEREAS, THE AUGUST 2015 ADOPTED COUNCIL RESOLUTION ALSO INCLUDED EXPLORING NON-LETHAL EXPERIMENTAL OPTIONS FOR DEER MANAGEMENT. THE ADMINISTRATOR'S PROPOSED FY17 BUDGET INCLUDES \$35,000 TO SUPPORT THE STUDY OF NON-LETHAL DEER MANAGEMENT METHODS AND THAT PROVISION IS UNAFFECTED BY THIS RESOLUTION; AND

WHEREAS, THE MOST RECENT HELICOPTER AERIAL SURVEY IN FEBRUARY 2016 COUNTED 202 DEER, UP FROM 168 DEER COUNTED A YEAR EARLIER, AND WHILE THESE SURVEYS ARE NOT PRECISE OR COMPREHENSIVE, THE INCREASE SUGGESTS THAT THE ANN ARBOR DEER POPULATIONS CONTINUE TO GROW AND IT IS KNOWN THAT IN THE ABSENCE OF PREDATORS OR MANAGEMENT ACTIONS, DEER POPULATIONS TEND TO DOUBLE EVERY TWO-THREE YEARS; AND

WHEREAS, THE FINAL ACTUAL COSTS FOR ALL ASPECTS OF THE FY16 DEER MANAGEMENT PROGRAM (CULL, AERIAL SURVEYS, ASSESSING BROWSE DAMAGE, AND STAFF TIME) ARE NOT YET AVAILABLE, BUT STAFF ESTIMATES THE TOTAL COST FOR FY16 WILL BE \$107,521; AND

WHEREAS, THE EXPERIENCE OF OTHER COMMUNITIES DEMONSTRATES THAT FOR A DEER MANAGEMENT PROGRAM TO BE EFFECTIVE, IT MUST:

- BE SUSTAINED FOR SEVERAL YEARS
- INCORPORATE (ON AN ONGOING, STRATEGIC BASIS) METRICS, MAPS AND TREND DATA ON DEER POPULATIONS AND LOCATIONS, DEER-VEHICLE COLLISIONS, AND DEER BROWSE DAMAGE TO PUBLIC AREAS AND PRIVATE PROPERTY
- BE SUPPORTED BY A STAFF TIME COMMITMENT THAT INCLUDES CONTRACTOR MANAGEMENT/OVERSIGHT, DEVELOPMENT AND MONITORING OF DATA AND METRICS, PUBLIC ENGAGEMENT, AND COORDINATION WITH KEY PARTNERS (MDNR AND UM); AND

WHEREAS, THE ADMINISTRATOR'S PROPOSED BUDGET FOR FY17 INCLUDES A \$35,000 PROVISION FOR RECURRING DEER MANAGEMENT LETHAL METHODS WHICH REPRESENTS THE APPROXIMATE COST OF CULLING 100

DEER, BUT DOES NOT REFLECT THE COSTS FOR ANY OF THESE RELATED ACTIONS NECESSARY FOR AN EFFECTIVE DEER MANAGEMENT PROGRAM; AND

WHEREAS, A DETAILED PLAN AND COST ESTIMATE FOR YEAR TWO OF THE DEER MANAGEMENT PROGRAM HAS NOT YET BEEN DEVELOPED, BUT IT'S EXPECTED THE CITY WILL TAKE ADVANTAGE OF THE LEARNINGS FROM YEAR ONE WHICH COULD RESULT IN SAVINGS IN SOME AREAS, BUT ADDED ACTIONS AND COSTS IN OTHER AREAS; AND

WHEREAS, IT IS PRUDENT AND FISCALLY RESPONSIBLE TO INCLUDE IN THE FY17 BUDGET AN APPROPRIATE PROVISION TO COVER THE COSTS OF THE POTENTIAL YEAR TWO ACTIONS AND BASED ON THE FY16 EXPERIENCE, A FY17 BUDGET PROVISION OF \$110,000 FOR DEER MANAGEMENT LETHAL METHODS APPEARS BOTH REASONABLE AND ADEQUATE; AND

WHEREAS, COUNCIL DESIRES A LONGER-TERM PLAN FOR DEER MANAGEMENT INCLUDING RECOMMENDED ACTIONS AND ESTIMATED RECURRING AND ONE-TIME COSTS AND IT IS EXPECTED THAT ONCE ACCEPTED BY COUNCIL, THE APPROPRIATE RECURRING COSTS WILL BE REFLECTED IN FUTURE YEAR BUDGET RECOMMENDATIONS BY THE ADMINISTRATOR; AND

RESOLVED, THAT THE CITY ADMINISTRATOR WILL PRESENT TO COUNCIL ON OR BEFORE OCTOBER 3, 2016, A DETAILED, LONG-TERM DEER IMPACT ANALYSIS PLAN THAT INCLUDES DATA COLLECTION, METRICS, PUBLIC ENGAGEMENT AND COORDINATION WITH KEY PARTNERS (MDNR, UM, WASHTENAW COUNTY) AND THE CITY ADMINISTRATOR WILL ESTIMATE RECURRING AND ONE-TIME COSTS AND ONCE ACCEPTED BY COUNCIL, THE ADMINISTRATOR WILL INCORPORATE THE RECOMMENDED AMOUNTS IN HIS SUBSEQUENT YEAR BUDGET PROPOSALS; AND

RESOLVED, THAT THE FY17 GENERAL FUND ONE-TIME EXPENDITURE LINE ITEM FOR DEER MANAGEMENT BE INCREASED BY \$75,000 TO \$110,000; AND

RESOLVED, THAT THE FY GENERAL FUND RESERVES BE REDUCED BY \$75,000.

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 10 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 1 - Mayor Taylor

Enactment No: R-16-201

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Eaton, that the Resolution be amended as follows:

**AMENDMENT 9 - INCREASE LDFA FY17 BUDGET BY \$500,000.00 FOR THE COMMUNITY FIBER PROJECT**

WHEREAS, COUNCIL DESIRES TO PROVIDE FUNDING FOR THE COMMUNITY

FIBER PROJECT;

WHEREAS, THE ANN ARBOR-YPSILANTI SMARTZONE LOCAL DEVELOPMENT FINANCING AUTHORITY (LDFA) IS PROJECTING ADDITIONAL TAX REVENUE OF \$761,712.00 FOR FY17 OVER FY16;

WHEREAS, THE LDFA HAS A SURPLUS BUDGET OF \$555,251.00 FOR FY17;

RESOLVED, COUNCIL ASKS THE LDFA TO APPROVE FUNDING FOR THE COMMUNITY FIBER PROJECT;

RESOLVED, THE LDFA EXPENDITURE BUDGET BE INCREASED BY \$500,000 FOR THE PURPOSE OF THE COMMUNITY FIBER PROJECT FUNDED WITH THE FY17 BUDGET SURPLUS;

RESOLVED, IF THE PROJECT DOES NOT MOVE FORWARD, THE EXPENDITURE BUDGET BE DECREASED BY \$500,000.00 AND RETURNED TO FUND BALANCE.

Sponsor: Kailasapathy, Lumm, Eaton

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

**Yeas:** 3 - Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 8 - Councilmember Briere, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Enactment No: R-16-201

A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be amended as follows:

**AMENDMENT 10- ALLOCATE \$100,000.00 IN FY17 TO THE FUND FOR NEW STREETLIGHTS ESTABLISHED BY COUNCIL IN FY16 AND TO DIRECT THE CITY ADMINISTRATOR TO PRESENT TO COUNCIL RECOMMENDATIONS REGARDING INSTALLATION OF NEW STREETLIGHTS**

WHEREAS, PUBLIC SAFETY IS A SERVICE PRIORITY HIGHLY VALUED BY MANY COMMUNITY RESIDENTS AND ADEQUATE STREET LIGHTING IS A SIGNIFICANT CONTRIBUTOR TO THE PERCEPTION OF SAFETY IN OUR NEIGHBORHOODS;  
AND

WHEREAS, IN FEBRUARY 2015, CITY COUNCIL LIFTED THE MORATORIUM ON NEW STREETLIGHTS IN PLACE SINCE 2006 AND IN MAY 2015, COUNCIL UNANIMOUSLY ADOPTED A FY16 BUDGET AMENDMENT THAT:

- CREATED A NEW, DEDICATED GENERAL FUND ACCOUNT/FUND FOR THE PURPOSE OF FUNDING NEW STREETLIGHTS
- DIRECTED THE CITY ADMINISTRATOR TO DEVELOP A PROCESS TO EVALUATE AND FUND NEW STREETLIGHT REQUESTS
- ALLOCATED \$100,000.00 FROM GENERAL FUND BALANCE TO THE "NEW STREETLIGHT" ACCOUNT/FUND FOR FY16; AND

WHEREAS, STAFF HAS COMPLETED THE DEVELOPMENT OF A NEW STREETLIGHT PRIORITIZATION MODEL BASED ON EIGHT CRITERIA WITH WEIGHTING AND SCORING AND THE CITY IS NOW PREPARED TO BEGIN INSTALLING NEW STREETLIGHTS IN PRIORITY LOCATIONS; AND

WHEREAS, SINCE “SMART” STREET LIGHTS WERE FIRST DEPLOYED IN LARGE SCALE A DECADE AGO, THE TECHNOLOGY HAS EVOLVED SIGNIFICANTLY WITH IMPROVED SENSORS, DIMMING SYSTEMS AND OTHER FEATURES THAT CAN HELP ENSURE PUBLIC SAFETY AND THE MARKET FOR “SMART” LIGHTING HAS BECOME MORE COMPETITIVE; AND

WHEREAS, THE PROPOSED FY17 BUDGET INCLUDES FUNDING FOR STREETLIGHT REPLACEMENT (\$720,000) AND FOR A STREETLIGHT CONDITION ASSESSMENT (\$120,000.00), BUT THERE IS NO FUNDING OR SPENDING REFLECTED IN THE FY17 BUDGET FOR NEW STREETLIGHTS; AND

WHEREAS, THE PROPOSED FY17 GENERAL FUND NON-DEPARTMENTAL BUDGET REFLECTS A YEAR-TO-YEAR INCREASE OF \$1.22 MILLION (160% INCREASE) IN CONTINGENCIES (FROM \$761,000.00 IN THE FY16 AMENDED BUDGET TO \$1.98 MILLION IN FY17) INCLUDING \$500,000.00 FOR A NEW WORKFORCE PLANNING CONTINGENCY AND INCREASES IN THE ADMINISTRATOR’S OPERATING CONTINGENCY AND THE CONTINGENCIES FOR LABOR SETTLEMENTS AND PENSION CONTRIBUTION SMOOTHING; AND

WHEREAS, REDUCING FY17 CONTINGENCIES BY \$100,000.00 AND ALLOCATING THE FUNDS TO NEW STREETLIGHTS WOULD HOLD GENERAL FUND BUDGETED SPENDING AT THE ADMINISTRATOR’S PROPOSED LEVEL IN TOTAL AND STILL RESULT IN A SIGNIFICANT YEAR-TO-YEAR INCREASE (\$1.1 MILLION OR 140%) IN CONTINGENCIES; AND

WHEREAS, THE CITY ADMINISTRATOR OPERATING CONTINGENCY IN THE FY17 PLAN ADOPTED A YEAR AGO WAS \$250,000.00 AND HAS BEEN INCREASED BY \$100,000.00 TO \$350,000.00 IN THE PROPOSED FY17 BUDGET; AND

WHEREAS, IT IS COUNCIL’S DESIRE TO BEGIN IMPLEMENTING THE PROGRAM TO INSTALL NEW STREETLIGHTS IN PRIORITY LOCATIONS;

RESOLVED, THAT THE FY17 GENERAL FUND EXPENDITURE BUDGET BE INCREASED BY \$100,000.00 FOR A ONE-TIME ALLOCATION TO THE NEW STREETLIGHT FUND WITH A ONE-TIME USE OF GENERAL FUND FUND BALANCE; [AND FY17 GENERAL FUND EXPENDITURE BUDGET BE DECREASED BY \$100,000.00 IN NON-DEPARTMENTAL CONTINGENCIES CONTAINED IN THE “OTHER CHARGES” ACCOUNT (SPECIFICALLY, CITY ADMINISTRATOR OPERATING CONTINGENCY LINE ITEM IN OTHER CHARGES);]

RESOLVED, THAT WITHIN 90 DAYS, THE CITY ADMINISTRATOR PRESENTS TO COUNCIL FOR APPROVAL A RECOMMENDATION TO BEGIN IMPLEMENTING THE NEW STREETLIGHT INSTALLATION PROGRAM INCLUDING EVALUATION OF POTENTIAL “SMART” STREET LIGHTS FOR THE PROGRAM;

RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL FOR CONSIDERATION OTHER SOURCES OF FUNDING TO SUBSTITUTE FOR THOSE IDENTIFIED ABOVE.

Sponsor: Lumm, Eaton

A motion by Councilmember Briere, seconded by Councilmember Krapohl, that the Amendment be further amended as follows, was considered friendly by the Body:

First RESOLVED Clause:

RESOLVED, That the FY17 General Fund expenditure budget be increased by \$100,000.00 for a one-time allocation to the new streetlight fund WITH A ONE-TIME USE OF GENERAL FUND FUND BALANCE.

ALL CAPS indicates new language.

Strike:

[AND FY17 GENERAL FUND EXPENDITURE BUDGET BE DECREASED BY \$100,000.00 IN NON-DEPARTMENTAL CONTINGENCIES CONTAINED IN THE "OTHER CHARGES" ACCOUNT (SPECIFICALLY, CITY ADMINISTRATOR OPERATING CONTINGENCY LINE ITEM IN OTHER CHARGES);]

[Brackets] indicates deleted language.

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 9 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 2 - Mayor Taylor and Councilmember Grand

Enactment No: R-16-201

A motion was made by Councilmember Warpehoski, seconded by Councilmember Krapohl, that the Resolution be amended as follows:

**AMENDMENT 11- INCREASE GENERAL FUND PLANNING & DEVELOPMENT BUDGET TO FUND REPORTING COSTS FOR OLD WEST SIDE HISTORIC DISTRICT MODIFICATION REGARDING 415 WEST WASHINGTON**

WHEREAS THE LOCAL HISTORIC DISTRICTS ACT (P.A. 169 OF 1970) ("LHDA") MANDATES THAT BEFORE CITY COUNCIL MAY CONSIDER MODIFICATION OF AN EXISTING HISTORIC DISTRICT, A HISTORIC DISTRICT STUDY COMMITTEE, APPOINTED BY CITY COUNCIL, MUST ISSUE A PRELIMINARY REPORT, HOLD A PUBLIC HEARING, AND ISSUE A FINAL REPORT WITH A RECOMMENDATION;

WHEREAS, THE CITY-OWNED PROPERTY AND ITS BUILDINGS LOCATED AT 415 WEST WASHINGTON ARE WITHIN THE OLD WEST SIDE HISTORIC DISTRICT;

WHEREAS, IT IS APPROPRIATE TO EVALUATE THE BUILDINGS AND PROPERTY AT 415 WEST WASHINGTON IN CONNECTION WITH THE MODIFICATION OF THE OLD WEST SIDE HISTORIC DISTRICT AS PROVIDED FOR IN THE LHDA;

WHEREAS, THE COST OF THE RESEARCH AND PREPARATION OF THE STATUTORILY REQUIRED REPORTS AND COMPLIANCE WITH THE REQUIREMENTS OF LHDA ARE ESTIMATED TO BE \$15,000.00;

WHEREAS, THE BUDGETING OF \$15,000.00 REPORTING AND RELATED COSTS OF THE HISTORIC DISTRICT STUDY COMMITTEE'S CONSIDERATION OF MODIFICATION OF THE OLD WEST SIDE HISTORIC DISTRICT REGARDING 415 WEST WASHINGTON WILL NOT PREVENT THE CITY COUNCIL PROVIDING DIRECTION TO THE CITY ADMINISTRATOR TO SEEK HISTORIC DISTRICT COMMISSION AUTHORIZATION TO DEMOLISH THE BUILDINGS AT 415 WEST WASHINGTON PRIOR TO THE INITIATION OF A STUDY COMMITTEE; AND

RESOLVED, THAT THE GENERAL FUND PLANNING & DEVELOPMENT EXPENDITURE BUDGET BE INCREASED BY \$15,000.00 WITH A ONE-TIME USE OF FUND BALANCE TO FUND REPORTING AND RELATED COSTS OF THE HISTORIC DISTRICT STUDY COMMITTEE'S CONSIDERATION OF MODIFICATION OF THE OLD WEST SIDE HISTORIC DISTRICT REGARDING 415 WEST WASHINGTON.

Sponsors: Taylor, Smith, Warpehoski

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 10 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 1 - Councilmember Briere

Enactment No: R-16-201

A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be amended as follows:

**AMENDMENT 12- ESTABLISH SPENDING GUIDELINES FOR THE STREET, BRIDGE AND SIDEWALK MILLAGE PROCEEDS COLLECTED FROM TAXPAYERS IN FY17 AND FUTURE YEARS**

WHEREAS, THERE IS WIDESPREAD COMMUNITY CONSENSUS THAT ANN ARBOR STREETS ARE IN POOR CONDITION AND THAT 'FIXING THE ROADS' IS A TOP PRIORITY; AND

WHEREAS, ANN ARBOR VOTERS HAVE APPROVED TAX MILLAGES FOR ROAD REPAIR SEVEN TIMES – FIRST IN 1984 AND SUBSEQUENTLY IN 1988, 1991, 1996, 2001, 2006 AND 2011; AND

WHEREAS, ANN ARBOR VOTERS IN 2011 APPROVED TWO SEPARATE MILLAGE BALLOT QUESTIONS

- 2.00 MILLS FOR STREET AND BRIDGE REPAIR
- 0.125 MILLS FOR SIDEWALK REPAIR; AND

WHEREAS, THE BALLOT QUESTIONS IN 2011 IDENTIFIED THE AMOUNT RAISED IN THE FIRST YEAR FOR EACH OF THE TWO MILLAGE QUESTIONS - \$9.1 MILLION (OR 94% OF THE TOTAL) FOR STREET AND BRIDGE REPAIR AND \$563,000.00 (OR 6%) FOR SIDEWALK REPAIR - AND MANY VOTERS REASONABLY EXPECTED THAT IF APPROVED, THE ACTUAL SPENDING OVER THE LIFE OF THE MILLAGE WOULD BE CONSISTENT WITH THE DOLLARS

**RAISED FROM THE RESPECTIVE QUESTIONS; AND**

**WHEREAS, VOTERS APPROVED BOTH MILLAGE QUESTIONS IN 2011 AND THROUGH THE FIRST FOUR YEARS OF THE APPROVED MILLAGE (FY13 THROUGH FY16), THE 0.125 MILLS FOR SIDEWALK REPAIR HAS GENERATED \$2.4 MILLION IN TAX REVENUE;**

**WHEREAS, OVER THE SAME FOUR YEAR PERIOD, EXPENDITURES ON SIDEWALK REPAIR HAVE TOTALED \$5.3 MILLION, \$2.9 MILLION MORE THAN THE REVENUE GENERATED BY THE 0.125 SIDEWALK MILLAGE WHICH HAS RESULTED IN \$2.9 MILLION LESS INVESTED IN ROAD AND BRIDGE REPAIR THAN WOULD HAVE BEEN MADE IF SPENDING AMOUNTS WERE CONSISTENT WITH THE REVENUE AMOUNTS RAISED; AND**

**WHEREAS, FY17 REPRESENTS THE FIFTH YEAR OF THE APPROVED FIVE-YEAR MILLAGE; AND**

**WHEREAS, COUNCIL HAS APPROVED PLACING ON THE AUGUST 2, 2016 ELECTION BALLOT A FIVE-YEAR STREET, BRIDGE AND SIDEWALK MILLAGE QUESTION THAT RETAINS THE TOTAL 2.125 MILLS RATE, BUT EXPANDS THE PERMITTED USES OF THE TAX PROCEEDS TO INCLUDE NEW SIDEWALK CONSTRUCTION (NOT JUST SIDEWALK REPAIRS) AS WELL AS OTHER NON-MOTORIZED FACILITIES AND CROSSWALK CONSTRUCTION AND ENHANCEMENTS; AND**

**WHEREAS, COUNCIL HAS NOT YET ADOPTED ANY GUIDELINES WITH REGARD TO THE RELATIVE SPENDING AMOUNTS FOR THE VARIOUS PERMITTED USES (NEW PERMITTED USES OR EXISTING PERMITTED USES) SHOULD THE MILLAGE BE APPROVED BY VOTERS IN AUGUST; AND**

**WHEREAS, COUNCIL BELIEVES THAT ESTABLISHING GUIDELINES ON RELATIVE SPENDING AMOUNTS FOR THE PERMITTED USES PROMOTES TRANSPARENCY AND ACCOUNTABILITY AND THAT TAXPAYERS SHOULD KNOW HOW THEIR TAX DOLLARS ARE TO BE SPENT;**

**RESOLVED, THAT FOR FY17, THE ROAD, BRIDGE AND SIDEWALK MILLAGE PROCEEDS WILL BE SPENT IN AMOUNTS CONSISTENT WITH THE REVENUE GENERATED FROM THE RESPECTIVE MILLAGE RATES APPROVED BY VOTERS IN 2011 WITH NO MORE THAN \$625,000.00 SPENT ON SIDEWALK REPAIR OR OTHER NON-ROAD/BRIDGE REPAIR PURPOSES.;**

**RESOLVED, THAT IF VOTERS APPROVE THE BALLOT QUESTION IN AUGUST, IT IS COUNCIL'S EXPECTATION THAT NO LESS THAN 94% OF THE PROCEEDS GENERATED FROM THE MILLAGE OVER THE FIVE YEAR PERIOD (FY18 THROUGH FY22) WILL BE USED FOR ROAD AND BRIDGE REPAIR AND NO MORE THAN 6% UTILIZED FOR SIDEWALK REPAIR AND CONSTRUCTION OR OTHER NON-MOTORIZED FACILITIES.**

**Sponsor: Lumm, Eaton**

**Enactment No: R-16-201**

**A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the following substitute Amendment be considered:**

(Consideration of the substitute amendment was considered friendly.)

**AMENDMENT 12- ESTABLISH SPENDING GUIDELINES FOR THE STREET, BRIDGE AND SIDEWALK MILLAGE PROCEEDS COLLECTED FROM TAXPAYERS IN FY17 AND FUTURE YEARS**

**WHEREAS, THERE IS WIDESPREAD COMMUNITY CONSENSUS THAT ANN ARBOR STREETS ARE IN POOR CONDITION AND THAT ‘FIXING THE ROADS’ IS A TOP PRIORITY;**

**WHEREAS, ANN ARBOR VOTERS HAVE APPROVED TAX MILLAGES FOR ROAD REPAIR SEVEN TIMES – FIRST IN 1984 AND SUBSEQUENTLY IN 1988, 1991, 1996, 2001, 2006 AND 2011;**

**WHEREAS, WHEN ANN ARBOR VOTERS APPROVED THE MILLAGE IN 2011 BY THEIR APPROVAL OF TWO BALLOT QUESTIONS, THEY APPROVED A MILLAGE THAT BOTH INCREASED THE AMOUNT OF THE MILLAGE AND EXPANDED ITS PERMITTED USE, INCREASING THE AMOUNT TO 2.125 AND EXPANDING THE USE TO INCLUDE SIDEWALK REPAIRS AS WELL AS STREET AND BRIDGE REPAIRS;**

**WHEREAS, SOME VOTERS MAY HAVE EXPECTED THAT THE ACTUAL SPENDING OF THE MILLAGE FUNDS WOULD HAVE CORRELATED WITH THE 0.125 MILLS INCREASE IN THE MILLAGE AMOUNT THAT WAS APPROVED ALONG WITH THE EXPANSION OF PERMITTED USES TO INCLUDE SIDEWALK REPAIRS;**

**WHEREAS, 0.125 MILLS IS APPROXIMATELY 6% OF 2.125 MILLS, AND 2.00 MILLS IS APPROXIMATELY 94% OF 2.125 MILLS;**

**WHEREAS, AT ITS OCTOBER 17, 2011, MEETING COUNCIL ADOPTED A RESOLUTION OF INTENT FOR USE AND ADMINISTRATION OF THE STREET, BRIDGE AND SIDEWALK MILLAGE FUNDS (R-11-444) THAT WERE SUBSEQUENTLY APPROVED BY THE VOTERS ON THE NOVEMBER 8, 2011 BALLOT, BUT DID NOT ADOPT ANY GUIDELINES WITH REGARD TO THE RELATIVE SPENDING AMOUNTS FOR THE VARIOUS PERMITTED AND INTENDED USES; AND**

**WHEREAS, FY17 REPRESENTS THE FIFTH YEAR OF THE APPROVED FIVE-YEAR MILLAGE;**

**WHEREAS, COUNCIL WISHES TO ESTABLISH GUIDELINES ON RELATIVE SPENDING AMOUNTS FOR THE PERMITTED AND INTENDED USES IN FY17;**

**RESOLVED, THAT IN FY17, THE ROAD, BRIDGE AND SIDEWALK MILLAGE PROCEED EXPENDITURES WILL NOT EXCEED 6% FOR SIDEWALK REPAIRS OR OTHER NON-ROAD/BRIDGE REPAIR PURPOSES.**

**Sponsor: Lumm, Eaton**

**On a roll call, the vote was as follows with the Mayor declaring the amendment, as further amended, defeated:**

**Yeas: 3 - Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton**



**Nays:** 8 - Councilmember Briere, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Enactment No: R-16-201

**A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be amended as follows:**

**AMENDMENT 13- INCREASE POLICE STAFFING IN THE FY17 BUDGET BY TWO OFFICERS**

**WHEREAS, PUBLIC SAFETY IS A CORE, ESSENTIAL CITY SERVICE AND A SERVICE PRIORITY HIGHLY VALUED BY MANY COMMUNITY RESIDENTS AND TAXPAYERS; AND**

**WHEREAS, OVER THE LAST DECADE, THE NUMBER OF SWORN OFFICERS IN THE AAPD HAS BEEN REDUCED BY 37 OFFICERS (23% - FROM 159 IN FY05 TO 122 IN FY16) AND THE ADMINISTRATOR'S PROPOSED FY17 BUDGET REFLECTS NO CHANGE IN POLICE STAFFING FROM FY16; AND**

**WHEREAS, FORMER POLICE CHIEF SETO STATED ON SEVERAL OCCASIONS THAT AT CURRENT STAFFING LEVELS, AAPD IS ESSENTIALLY A REACTIVE POLICE FORCE AND THAT TO BECOME A MORE PRO-ACTIVE, COMMUNITY-ORIENTED FORCE REQUIRES ADDITIONAL STAFFING; AND**

**WHEREAS, CURRENT POLICE CHIEF BAIRD INDICATED THAT ADDITIONAL STAFFING COULD ENABLE ENHANCEMENTS IN COMMUNITY ENGAGEMENT AND TRAFFIC ENFORCEMENT – KEY NEIGHBORHOOD PUBLIC SAFETY PRIORITIES – AS WELL AS PROVIDE FOR ADDITIONAL PRO-ACTIVE PATROLS AND DETECTIVE FOLLOW-UP ON CASES RATHER THAN CLOSING THE CASES WITHOUT FOLLOW-UP: AND**

**WHEREAS, ON JUNE 3, 2013, CITY COUNCIL FORMALLY REQUESTED THE DDA ALLOCATE FUNDING FOR DOWNTOWN BEAT COPS, BUT THE DDA HAS NOT ACTED ON THE REQUEST DESPITE AN INCREASE IN THEIR TIF REVENUES OF \$2.5 MILLION (67%) IN JUST FOUR YEARS (FROM \$3.7M IN FY13 TO \$6.2M IN FY17);**

**WHEREAS, THE CITY'S GENERAL FUND TAX REVENUES HAVE GROWN BY ABOUT 10% OVER THE LAST FOUR YEARS WHILE DDA TAX REVENUES HAVE GROWN ALMOST SEVEN TIMES THAT (67%) DURING THE SAME PERIOD; AND**

**WHEREAS, A DDA ANNUAL CONTRIBUTION OF \$180,000.00 TO ASSIST THE CITY IN ADVANCING PRO-ACTIVE, COMMUNITY-ORIENTED POLICING WOULD BENEFIT THE DOWNTOWN AS WELL AS NEIGHBORHOODS AND WOULD REPRESENT A COMMITMENT OF LESS THAN 10% OF THE AMOUNT THE DDA'S TIF REVENUES HAVE INCREASED THE LAST FOUR YEARS; AND**

**WHEREAS, THE FY17 BUDGET REFLECTS AN INCREASE OF 7.5 FTE'S ON TOP OF A 1.5 FTE INCREASE IN FY16 WITH NO INCREASE IN POLICE STAFFING OVER THE TWO YEARS; AND**

**WHEREAS, THE FY17 NON-DEPARTMENTAL EXPENDITURE BUDGET INCLUDES \$888,000.00 FOR UNION AND NON-UNION PAY INCREASES WHICH IS ALMOST**

TWICE THE AMOUNT (\$473,000.00) THAT WAS INCLUDED IN THE ADOPTED FY16 BUDGET; AND:

WHEREAS, THE FY17 BUDGET DID NOT REFLECT TARGETS FOR DEPARTMENTAL COST SAVINGS OR ANY PROGRAMMATIC SAVINGS;

WHEREAS, THE PROPOSED CITY ADMINISTRATOR OPERATING CONTINGENCY FOR FY17 IS \$350,000.00 - AN INCREASE OF \$167,026.00 (OR 91%) OVER THE FY15 BUDGET AND IS IN ADDITION TO \$1.6 MILLION IN CONTINGENCIES FOR PAY INCREASES, WORKFORCE PLANNING AND PENSION CONTRIBUTION SMOOTHING.

RESOLVED, THAT THE RECOMMENDED FY17 BUDGET BE AMENDED TO INCREASE THE BUDGETED FTE IN THE POLICE DEPARTMENT BY TWO (149 FTE TO 151 FTE) AND THAT POLICE GENERAL FUND EXPENDITURES BE INCREASED BY \$180,000.00 TO REFLECT THE TWO ADDITIONAL OFFICERS;

RESOLVED, THAT THE POLICE CHIEF SHALL DETERMINE HOW TO DEPLOY THE TWO ADDITIONAL OFFICERS, BUT THAT COUNCIL SUGGESTS THEY BE DEPLOYED IN THE COMMUNITY ENGAGEMENT UNIT;

RESOLVED, THAT IN LIGHT OF THEIR DRAMATIC GROWTH AND HIGHER-THAN-ANTICIPATED TIF REVENUES, CITY COUNCIL REQUESTS THE DDA ALLOCATE \$180,000.00 OF FUNDING TO THE CITY'S GENERAL FUND BEGINNING IN FY17 TO SUPPORT PUBLIC SAFETY EFFORTS AND CITY COUNCIL REQUESTS THAT THE DDA NOTIFY THE CITY OF ITS DECISION WITHIN 90 DAYS.

RESOLVED, THAT WHILE IT IS COUNCIL'S EXPECTATION THAT THE DDA WILL RECOGNIZE THE RELATIVE DISPARITY IN REVENUE GROWTH AND ACCOMMODATE THIS REQUEST, IN THE EVENT THE DDA CHOOSES NOT TO PROVIDE FUNDING SUPPORT, THE \$180,000.00 INCREASE IN THE POLICE GENERAL FUND EXPENDITURES IS FUNDED BY THE FOLLOWING:

- IF THE BUDGET AMENDMENT ALLOCATING \$100,000.00 IN ONE-TIME FUNDING TO NEW STREETLIGHT FUND IS APPROVED AND THE FUNDING SOURCE IS A REDUCTION IN THE CITY ADMINISTRATOR OPERATING CONTINGENCY, THEN THE \$180,000.00 IS FUNDED BY A \$67,026.00 REDUCTION IN CITY ADMINISTRATOR OPERATING CONTINGENCY AND A \$112,974.00 REDUCTION IN CONTINGENCY FOR PAY INCREASES
- IF THE BUDGET AMENDMENT ALLOCATING \$100,000.00 IN ONE-TIME FUNDING TO NEW STREETLIGHT FUND IS NOT APPROVED OR IS APPROVED WITH A FUNDING SOURCE OTHER THAN THE CITY ADMINISTRATOR OPERATING CONTINGENCY, THEN THE \$180,000.00 IS FUNDED BY A \$167,026.00 REDUCTION IN CITY ADMINISTRATOR OPERATING CONTINGENCY AND A \$12,974.00 REDUCTION IN CONTINGENCY FOR PAY INCREASES

RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL OTHER RECURRING EXPENDITURE REDUCTIONS TO SUBSTITUTE FOR THOSE IDENTIFIED ABOVE AND THAT WITHIN 120 DAYS, THE ADMINISTRATOR SHALL REPORT TO CITY COUNCIL THE STATUS OF THE DDA DECISION AND IN THE EVENT THE DDA REFUSES, THE SOURCE(S) OF FUNDING RECOMMENDED FOR COUNCIL CONSIDERATION.

**Sponsor:** Lumm, Eaton

**On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

**Yeas:** 2 - Councilmember Lumm and Councilmember Eaton

**Nays:** 9 - Councilmember Briere, Councilmember Kailasapathy, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Enactment No: R-16-201

**A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be amended as follows:**

**AMENDMENT 14- AUTHORIZE ONE-TIME EXPENDITURE OF UP TO \$50,000.00 TO ASSIST IN THE DEVELOPMENT AND PRESENTATION TO COUNCIL FOR CONSIDERATION OF A RE-STRUCTURED EMPLOYEE PENSION PLAN FOR NEW HIRES**

**WHEREAS, THE CITY CURRENTLY OFFERS EMPLOYEES A DEFINED BENEFIT PENSION PLAN; AND**

**WHEREAS, AT JUNE 30, 2015, THE CITY'S PENSION PLAN WAS 86.17% FUNDED WITH AN UNFUNDED LIABILITY OF \$73.7 MILLION (ASSETS OF \$459.5 MILLION; LIABILITIES OF \$533.2 MILLION); AND**

**WHEREAS, UNFUNDED PENSION LIABILITIES AND UNSUSTAINABLE LEGACY COSTS HAVE BEEN A SIGNIFICANT NATIONAL ISSUE FOR MANY YEARS AND IN RESPONSE, RECOGNIZING THAT DEFINED CONTRIBUTION (401-K TYPE) PLANS ARE MORE SUSTAINABLE IN THE LONG TERM, MOST EMPLOYERS HAVE TRANSITIONED AWAY FROM TRADITIONAL DEFINED BENEFIT RETIREMENT PLANS FOR THEIR NEW HIRES; AND**

**WHEREAS, BY ADOPTING A DEFINED CONTRIBUTION RETIREMENT STRUCTURE FOR NEW HIRES, THE CITY COULD REDUCE BOTH THE ONGOING COST AND THE VOLATILITY AND RISK TO TAXPAYERS AND WOULD THEN BE PROVIDING THE SAME TYPE OF BENEFIT TO CITY EMPLOYEES PROVIDED TO MOST ANN ARBOR RESIDENTS AND TAXPAYERS WHO ARE ASKED TO PAY THE COSTS; AND**

**WHEREAS, THE STATE OF MICHIGAN AS WELL AS OUR TWO LOCAL PUBLIC UNIVERSITIES – UM AND EMU – OFFER DEFINED CONTRIBUTION RETIREMENT PLANS TO NEW EMPLOYEES; AND**

**WHEREAS, THE NEW DEFINED CONTRIBUTION PLAN STRUCTURE WOULD APPLY ONLY TO NEW HIRES. CURRENT RETIREES AND CURRENT EMPLOYEES WOULD NOT BE AFFECTED AND WOULD REMAIN ON THEIR CURRENT DEFINED BENEFIT PLANS.**

**WHEREAS, THE RE-STRUCTURING OF THE CITY'S EMPLOYEE RETIREMENT PLAN WAS RAISED AS AN ITEM FOR DISCUSSION SEVERAL YEARS AGO, BUT NO RECOMMENDATION HAS YET BEEN PRESENTED TO COUNCIL FOR CONSIDERATION; AND**

WHEREAS, PENSION PLAN RE-STRUCTURING COULD HAVE A SIGNIFICANT FINANCIAL BENEFIT TO THE CITY IN FUTURE YEARS AND IT IS COUNCIL'S DESIRE TO DISCUSS POTENTIAL PENSION RE-STRUCTURING BY THE END OF 2016; AND

WHEREAS, CITY STAFF HAVE INDICATED THEY ARE STUDYING ALTERNATIVES INCLUDING A POTENTIAL HYBRID-PLAN STRUCTURE AND ENGAGING THE PROFESSIONAL SERVICES OF A RETIREMENT PLAN CONSULTING FIRM COULD BE VALUABLE IN ASSISTING CITY STAFF IN DEVELOPING A RECOMMENDATION FOR COUNCIL CONSIDERATION ON A TIMELY BASIS; AND

WHEREAS, THE FY17 BUDGET INCLUDES A \$500,000.00 ONE-TIME EXPENDITURE FOR WORKFORCE PLANNING. RETIREMENT PLAN STRUCTURE IS AN IMPORTANT ELEMENT OF WORKFORCE PLANNING AND UTILIZING UP TO 10% OF THE BUDGET PROVISION SHOULD NOT JEOPARDIZE THE OTHER WORKFORCE PLANNING EFFORTS;

RESOLVED, THAT CITY COUNCIL AUTHORIZE A ONE-TIME FY17 GENERAL FUND EXPENDITURE OF UP TO \$50,000 TO ENGAGE THE SERVICES OF A RETIREMENT PLAN CONSULTANT FOR THE PURPOSES OF DEVELOPING A RE-STRUCTURED EMPLOYEE RETIREMENT PLAN FOR NEW HIRES FOR COUNCIL CONSIDERATION;

RESOLVED, THAT THE COST INCURRED IS FUNDED FROM THE \$500,000.00 GENERAL FUND PROVISION IN THE FY17 BUDGET PROPOSAL FOR WORKFORCE PLANNING;

RESOLVED, THAT CITY COUNCIL'S EXPECTATION IS THAT THE CITY ADMINISTRATOR WILL PRESENT FOR COUNCIL CONSIDERATION A RECOMMENDATION FOR A RE-STRUCTURED EMPLOYEE RETIREMENT PLAN FOR NEW HIRES BY THE END OF CALENDAR YEAR 2016 AND THE RECOMMENDATION WILL FIRST BE REVIEWED WITH COUNCIL'S BUDGET AND LABOR COMMITTEE.

Sponsor: Lumm

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

**Yeas:** 1 - Councilmember Lumm

**Nays:** 10 - Councilmember Briere, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Enactment No: R-16-201

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Resolution be amended as follows:

**AMENDMENT 15 - RECOGNITION OF PARKS FAIRNESS RESOLUTION WITH BUDGET AMENDMENTS**

WHEREAS, ON MAY 17, 2010, COUNCIL PASSED A RESOLUTION (R-10-150)

ADOPTING POLICY GUIDANCE FOR THE ADMINISTRATION OF THE PARKS MAINTENANCE AND CAPITAL IMPROVEMENTS MILLAGE THAT, AMONG OTHER THINGS, THAT THE GENERAL FUND PARKS & RECREATION BUDGET BE INCREASED AT THE SAME PERCENTAGE AS THE AVERAGE GENERAL FUND OVERALL BUDGET PERCENTAGE INCREASE;

WHEREAS, ON MAY 16, 2011, COUNCIL PASSED RESOLUTION R-11-186 AMENDING THE POLICY GUIDANCE;

WHEREAS, ON AUGUST 9, 2012, COUNCIL REAFFIRMED VIA RESOLUTION R-12-382, THEIR INTENT TO ADMINISTER THE PARKS MAINTENANCE AND CAPITAL IMPROVEMENTS MILLAGE POLICY ADOPTED PER RESOLUTION R-11-186 FOR THE DURATION OF THE CURRENT MILLAGE;

WHEREAS, THE BUDGET AMENDMENTS ADOPTED BY COUNCIL FOR THE FY17 BUDGET INCREASE THE GENERAL FUND EXPENDITURE BUDGET BY \$345,000.00; AND

WHEREAS, THE PARKS GENERAL FUND BUDGET INCREASED BY \$60,000.00 FOR BUDGET AMENDMENTS FOR FY17 APPROVED BY CITY COUNCIL;

WHEREAS, THE PARKS BUDGET SHOULD BE INCREASED \$55,684.00 TO ENSURE COMPLIANCE WITH THE 2010, 2011 AND 2012 RESOLUTIONS;

RESOLVED, THAT THE GENERAL FUND PARKS FY17 EXPENDITURE BUDGET BE AMENDED TO INCREASE \$55,684.00 TO BE FUNDED AS A ONE-TIME EXPENDITURE FROM THE GENERAL FUND FUND BALANCE.

Sponsors:

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-16-201

A motion was made by Councilmember Grand, seconded by Councilmember Warpehosi, that the Resolution Adopting the FY2017 Budget be approved as amended. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the seven-vote requirement.

Enactment No: R-16-201

#### COMMUNICATIONS FROM COUNCIL

*None.*

#### E COMMUNICATIONS FROM THE CITY ATTORNEY

*None.*

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

F The following communications were referred as indicated:

**Passed on consent agenda**

A motion was made by Councilmember Krapohl, seconded by Councilmember Smith, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- F-1 [16-0682](#) Communication from Jakes Kelly, Assistant Attorney General regarding receipt of Ballot Proposal Language for the August 2016 Election - File
- F-2 [16-0683](#) Communication from the DEQ regarding Permit Number WRP002011 - Systems Planning
- F-3 [16-0689](#) Communication from Scott Munzel, P.C. regarding a Request for a Public Hearing on 816 S. Forest-815 Church, File No. Z15-007
- F-4 [16-0717](#) Communication from Governor Snyder regarding the City of Ann Arbor's Request to Place a Charter Amendment to Chapter 8 Section 20 on the August 2, 2016 Ballot - Filed

**G The following minutes were received for filing:**

- G-1 [16-0253](#) January 27, 2016 ZBA Meeting Minutes with Live Links
- G-2 [16-0542](#) Ann Arbor Housing Commission Board Meeting Minutes of March 16, 2016
- G-3 [16-0547](#) Election Commission Meeting Minutes of February 25, 2016
- G-4 [16-0549](#) Building Board of Appeals Minutes for March 18, 2016
- G-5 [16-0592](#) SmartZone-LDFA Board Meeting Minutes - March 15, 2016
- G-6 [16-0626](#) Council Liquor License Review Committee Meeting Minutes of April 8, 2016
- G-7 [16-0627](#) Employees' Retirement System Meeting Minutes of March 17, 2016
- G-8 [16-0628](#) Retiree Health Care Benefit Plan & Trust Meeting Minutes of March 17, 2016
- G-9 [16-0650](#) AAATA Board Meeting Minutes from March 17, 2016
- G-10 [16-0684](#) Insurance Board Meeting Minutes - April 28, 2016
- G-11 [16-0685](#) Ann Arbor Public Art Commission - Meeting Minutes for April 20, 2016

**G-12** [16-0722](#) Cable Communications Commission Meeting Minutes of November 2015

**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

*Grant Schafer, Pittsfield Township resident, spoke in opposition to the deer cull and urged City Council to concentrate on important issues like the 1,4 Dioxane Plume and pedestrian safety.*

*Louis Vasquez, 1st Ward, spoke in support of the City's deer cull and lethal deer management efforts.*

*Edward Vielmetti, 4th Ward, spoke about the renewal of the maintenance agreement for eTrakit. He urged the City to look at other software systems.*

*Kai Petainen, City resident, thanked City staff for being forthcoming in their communication regarding a recent sewer spill. He thanked the City for alerting the public.*

*Dwight Smith, resident of Ann Arbor, stated that deer are not to blame for the problems with ticks in the area. He stated climate change is to blame.*

*Michael Benson, 2nd Ward, spoke in support of the City's deer cull and encouraged the City to stick with their plan. He also reminded Council that the Taxicab Board was still looking for a Council Member to be appointed.*

**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).**

*None.*

**ADJOURNMENT**

**A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:15 a.m.**

**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

**LIVE: MONDAY, MAY 16, 2016 @ 7:00 P.M.**

**REPLAYS: TUESDAY, MAY 17, 2016 @ 10:00 A.M. AND FRIDAY, MAY 20, 2016 @ 7:30 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

CTN's Government Channel live televised public meetings are also available to watch live online from CTN's website, [www.a2gov.org/watchctn](http://www.a2gov.org/watchctn).

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 <http://a2govtv.pegcentral.com/>
- Cable: Watch CTN Government Channel 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](mailto: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 made with less than two business days' notice may not be able to be accommodated.

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