

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

<http://a2gov.legistar.com/Calendar.aspx>



Meeting Minutes

Monday, February 5, 2018

7:00 PM

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

City Council

CALL TO ORDER

Mayor Taylor called the meeting of the Ann Arbor City Council to order at 7:02 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 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, Councilmember Chip Smith and Councilmember Anne Bannister

APPROVAL OF AGENDA

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

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Howard S. Lazarus submitted the following reports for information of Council:

AC-1 [18-0196](#) Response to Resolution R-17-472 - Requesting Staff Review of Mobility in the Lowertown Area

Received and Filed

AC-2 [18-0203](#) Memorandum from City Administrator: Winter 2018 Deer Management Update

Received and Filed

AC-3 [18-0235](#) Memorandum from City Administrator: Response to Resolution R-17-237 - Green Fleets Policy Update

Received and Filed

AC-4 [18-0236](#) City Administrator's Report - February 5, 2018

Received and Filed

AC-5 [18-0243](#) Memorandum from City Administrator: Rainbow Child Care Site Plan, 2600 Nixon - February 5, 2018

Received and Filed

AC-6 [18-0237](#) Agenda Response Memo and eComments - February 5, 2018

Received and Filed

INT INTRODUCTIONS

INT-1 [17-1757](#) Proclamation for Youth Poet Laureate of 2017- Zaphra Stupple

Mayor Taylor read a proclamation honoring the 2017 Youth Poet Laureate, Zaphra Stupple. A copy of the proclamation is on file in the City Clerk's Office.

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. Marta Manildi, 1045 Cedar Bend Dr., Deer Management

Marta Manildi, Ward 1 resident, stated that despite being an animal rights activist and vegetarian, she is supportive of the City's deer cull. Ms. Manildi stated she believes the deer cull is the best policy for the environment in Ann Arbor.

2. Lisa Abrams - Review of the Deer Cull (AC-2)

Lisa Abrams, 2745 Ember Way, spoke about the City's recent deer cull. She stated only 115 deer were killed, 43% of the City's goal. Ms. Abrams stated this is due to the fact that the City has overestimated the deer population. She urged Council to stop this unpopular program.

3. David Esau - CIP Enhanced Projects (CA-17)

David Esau, 210 Collingwood Dr., chair of the City's Public Art Commission, spoke in support of CA-17, and the City's public art program.

4. Jeff Hayner - Public Art Enhancement Recommendations (CA-17)

Jeff Hayner, 1807 Pontiac Tr., spoke in opposition to CA-17, Public Art Enhancement Recommendations, noting that the Percent for Art program was already defeated by Ann Arbor voters on the ballot. He urged Council to pull this item from the Consent Agenda and have a discussion before voting.

5. Jennifer Haines - Co-Policing Commission (DC-2)

Jennifer Haines, 1873 W. Huron River Dr., spoke in support of the demands of Transform Justice Washtenaw.

6. Dwight Wilson - Police Oversight Committee (DC-2)

Dwight Wilson, 1115 Baldwin Ave., stated real police oversight is needed, not just an advisory committee.

7. Andrew Soifer - Oversight Committee for Police (DC-2)

Andrew Soifer, 407 Linda Vista, spoke about his experience with the Ann Arbor Police, stating training in cultural sensitivity is needed.

8. Dan Michniewicz - Police Review Board Task Force (DC-2)

Dan Michniewicz, 1805 Fair St., spoke in support of the resolution to create a police oversight review board task force. He urged Council not to include staff members on the task force.

9. Sargeant Donovan-Smith - Police Review Committee (DC-2)

Sargeant Donovan-Smith, 332 E. William, spoke about the Hillard Heintz study, stating it was written by ex-police. She urged Council to create a true oversight board for the Police Department.

10. Miriam Gleckman - Policing and the Task Force (DC-2)

Miriam Gleckman, 121 Fieldcrest, Apt. 104, spoke on behalf of Transforming Justice Washtenaw. She expressed concern about the process for selecting task members.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER ACKERMAN

Councilmember Ackerman updated Third Ward residents regarding the RRFB installation at Easy Street and Packard Road, stating it would be installed in the spring.

COUNCILMEMBER KAILASAPATHY

Councilmember Kailasapathy spoke about the residents who have advocated for Police oversight. She stated she is proud of the activism of Ann Arbor residents. She urged residents to continue to be on the right side of history.

She stated there will be a meeting at the Traverwood Branch of the Ann Arbor District Library, regarding the Broadway development project. The meeting will be held on Friday.

COUNCILMEMBER LUMM

Councilmember Lumm stated a meeting would be held regarding the number of power outages in the area between Washtenaw, Hill and Geddes. The meeting will be held this Thursday, February 8 at Tappan Middle School. DTE will update residents on its tree trimming plans and pole replacement. Engineers and tree trimming staff will be present.

COUNCILMEMBER GRAND

Councilmember Grand stated she will miss the next Council meeting due to an out-of-town work obligation.

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski spoke about the One Community initiative, a partnership between the City of Ann Arbor and Washtenaw County. He stated the One Communitive initiative is working with GARE, the Government Alliance on Race and Equity.

COUNCILMEMBER BANNISTER

Councilmember Bannister updated Council on an upcoming community meeting on February 21 from 6-8 pm at Arrowwood Community Center, sponsored by the Poor People's Campaign, a national campaign challenging racism and encouraging a moral revival.

MC COMMUNICATIONS FROM THE MAYOR**MC-1 [18-0066](#) Nominations - Confirmations*****APPOINTMENTS APPROVED***

Mayor Taylor requested confirmation of the following appointments that were presented to Council at the January 16, 2018 Regular Session:

Elizabeth Dean Fund

*Susan Perry
1708 Fair Street
Ann Arbor, MI 48103
Term: Ending May 31, 2019*

Housing and Human Services Advisory Board

*Paul Sher -Filling remaining term of Will Leaf (Resigned)
Member at-large
713 Miner St.
Ann Arbor, MI 48103
Term: Ending May 31, 2018*

*Floria Tsui -Partial term
Youth Representative*

6518 Wisteria Trace
Ann Arbor, MI 48103
Term: Ending May 31, 2018

Zoning Board of Appeals

*Charlotte Wilson -Filling remaining term of Heather Lewis (Resigned)
Urban Planner
1582 Jones Dr.
Ann Arbor, MI 48105
Term: Ending May 31, 2018*

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

MC-2 [18-0240](#) Resolution to Appoint Rachel Hawkins to the Commission on Disability Issues
(7 Votes Required)
REFERRED

*Mayor Taylor presented the Resolution for approval at a later date.
Referred to the City Council due back on 2/20/2018.*

CA **CONSENT AGENDA**

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following Consent Agenda item was removed from the Consent Agenda and placed at the end of New Business, Staff:

*CA-17, Resolution to Approve Public Art Enhancement
Recommendations for FY2019-FY2024 Capital Improvement Projects*

Passed on consent agenda

A motion was made by Councilmember Krapohl, seconded by Councilmember Warpehoski, 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 of CA-18 and CA-21.

CA-1 17-1928 Enactment No: R-18-014 Approved

Resolution to Approve Street Closings for the Ann Arbor Marathon Running Event - Sunday, May 20, 2018

CA-2 18-0162 Enactment No: R-18-015 Approved

Resolution to Approve Street Closings for the Shamrocks and Shenanigans 5K Run/Walk - Sunday, March 13, 2018

CA-3 18-0168 Enactment No: R-18-016 Approved

Resolution to Approve Street Closings for the 2018 Take Back the Night (Rally and March) - Thursday, April 5, 2018

CA-4 18-0156 Enactment No: R-18-017 Approved

Resolution to Permanently Relocate the Polling Place for Precinct 1-9 from Clague Middle School, 2616 Nixon Road, to Logan Elementary School, 2685 Traver Boulevard, for all Future City Elections and to Establish Permanent Polling Locations for New Precincts 1-11, 1-12, 3-10 and 5-12

CA-5 18-0136 Enactment No: R-18-018 Approved

Resolution to Name the Property Transferred to City of Ann Arbor from the Joseph Donald Brokaw and Earldine R. Brokaw Foundation as "Brokaw Nature Area"

CA-6 18-0131 Enactment No: R-18-019 Approved

Resolution to Name the Property Purchased from BRE Nixon Road Associates, LLC as "Oakwoods Nature Area" and Combine the Property with the Existing Adjacent Oakwoods Nature Area

CA-7 18-0135 Enactment No: R-18-020 Approved

Resolution to Name the Property Purchased from Janice Onder as "Onder Nature Area"

CA-8 18-0015 Enactment No: R-18-021 Approved

Resolution to Recommend Approval of a Contract with Aquatic Source, LLC for the Veterans Park Pool Mechanical Improvements Project (\$240,000.00, ITB No. 4520)

CA-9 **17-2004** **Enactment No:** **R-18-022** **Approved**

Resolution to Approve the Purchase of Golf Course Maintenance Equipment from Spartan Distributors (NIPA - \$140,392.08)

CA-10 **18-0149** **Enactment No:** **R-18-023** **Approved**

Resolution to Approve a Three-Year Professional Services Agreement (PSA) for Playground Improvement Services for Parks & Recreation for a Not to Exceed Annual Amount of \$150,000.00

CA-11 **17-2124** **Enactment No:** **R-18-024** **Approved**

Resolution to Approve the Purchase of Six Police Patrol Vehicles from Jorgensen Ford (State of Michigan MiDeal - \$171,360.00)

CA-12 **17-2125** **Enactment No:** **R-18-025** **Approved**

Resolution to Approve the Purchase of Four Vehicles from Signature Ford (Macomb County Bid - \$102,957.00)

CA-13 **17-2126** **Enactment No:** **R-18-026** **Approved**

Resolution to Approve the Purchase of Vehicles from Berger Chevrolet (Oakland County Bid - \$156,880.00)

CA-14 **18-0018** **Enactment No:** **R-18-027** **Approved**

Resolution to Approve the Purchase of a Vehicle from Jim Riehl's Friendly Chrysler Jeep (Oakland County Bid - \$26,997.00)

CA-15 **18-0029** **Enactment No:** **R-18-028** **Approved**

Resolution to Approve an Amendment to the Purchase Order with Harper Electric Inc., for On-Call Electrical Services (Not to Exceed \$15,000.00)

CA-16 **18-0034** **Enactment No:** **R-18-029** **Approved**

Resolution to Authorize the Purchase of Vehicle and Equipment Motor Oil for the City's Fleet for Five Years Beginning FY2018

CA-18 **17-2105** **Enactment No:** **R-18-030** **Approved**

Resolution to Approve a Services Agreement with Speed Tech Equipment for MRF Horizontal Conveyor Repair and Preventative Maintenance and

Appropriate Funds (\$60,281.00) **(8 Votes Required)**

CA-19 18-0008 Enactment No: R-18-031 Approved

Resolution to Award a Construction Contract to TSP Services, Inc. (Bid No. 4517) for the First Sister Lake Stormwater Retrofit (\$279,857.50)

CA-20 18-0011 Enactment No: R-18-032 Approved

Resolution to Approve Amendment No. 3 to the Professional Services Agreement with Environmental Consulting and Technology, Inc. for the Sister Lakes Stormwater Retrofit Project Engineering Design Services (up to \$30,000.00)

CA-21 17-1883 Enactment No: R-18-033 Approved

Resolution to Approve and Appropriate Transportation Alternative Program Project Funding for the Allen Creek Railroad Berm Opening Project (\$971,250.00/\$614,255.00) **(8 Votes Required)**

CA-22 18-0016 Enactment No: R-18-034 Approved

Resolution to Approve a Contract with Kiser Hydro LLC for, for Barton Dam Hydroturbine: 10-year Inspection and Overhaul - ITB #4467 (\$542,858.00)

CA-23 18-0017 Enactment No: R-18-035 Approved

Resolution to Approve a Professional Services Agreement with GEI Consultants of Michigan, P.C. for the Hydroelectric Dams FERC Part 12 Inspection and Report - RFP #17-31 (\$118,500.00)

CA-24 18-0059 Enactment No: R-18-036 Approved

Resolution to Approve a Professional Services Agreement with Nova Environmental, Inc. ("Nova") for Asbestos and Lead Consulting ("Consulting Services") and Contractor-Oversight and Air-Monitoring Services (RFP #17-26, NTE \$75,000.00)

CA-25 18-0065 Enactment No: R-18-037 Approved

Resolution to Approve January 25, 2018 Recommendations of the Board of Insurance Administration

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 17-1726 **Enactment No:** **Held and Closed**

Held and Closed

Resolution to Approve Rainbow Child Care Site Plan, 2600 Nixon (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve Rainbow Child Care Site Plan, 2600 Nixon. Notice of public hearing was published December 7, 2017 and January 29, 2018.

The following persons were present to speak at the public hearing:

Christine Stead, President of the Ann Arbor School Board of Education, spoke in opposition, stating concern for the number of AAPS students walking to school in this area.

Liz Margolis, Executive Director of Student and School Safety for the AAPS, spoke in opposition, stating student safety concerns. She thanked the City Administrator for engaging the schools.

A resident of the nearby Bromley neighborhood spoke in opposition.

Margaret Baker, Clague School PTSO president, spoke in opposition and stated the petitioner misrepresented facts.

Grant Shafer, Pittsfield Township resident, spoke in opposition to for-profit schools.

A City resident stated her child was hit walking to Thurston and stated the City needs to consider traffic in this area and student safety.

Jeff Hayner, resident, expressed concerns about traffic in the area.

There being no further comment, the Mayor declared the hearing closed.

A APPROVAL OF COUNCIL MINUTES

A-1 [18-0173](#) Work Session of January 12 and Regular Session Meeting Minutes of January 16, 2018

A motion was made by Councilmember Ackerman, seconded by Councilmember Krapohl, that the Minutes of the Work Session of

January 12 and Regular Session Meeting Minutes of January 16, 2018 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

C New Business - Staff:

C-1 [18-0064](#) An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-18-02)

(The complete copy of the text of Ordinance No. ORD-18-02 is on file in the City Clerk's Office.)

A motion was made by Councilmember Grand, seconded by Councilmember Ackerman, that the Ordinance be approved on First Reading to the City Council and should be returned by 2/20/2018. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-18-02

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 18-0185 Enactment No: R-18-038 Approved

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

Resolution to Approve Partial Prohibition of On-Street Parking on Waldenwood Drive from Penberton Drive to a Point 330 Feet North

DC-2 18-0197 Enactment No:

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

Commission

Councilmember Eaton moved the following amendment, supported by Councilmember Kailasapathy:

First RESOLVED Clause:

Employees of the City of Ann Arbor will not be eligible to serve on the task force.

Councilmember Lumm suggested the following friendly amendment to the amendment- "Employees of the City of Ann Arbor will not be eligible to serve as VOTING MEMBERS of the task force."

18-0197 Enactment No:

Amended

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

Add new sentence to end of First RESOLVED Clause:

The City Administrator will provide the names of potential members of the task force to the Human Rights Commission for review and recommendation, and the Commission's recommendations will accompany the Mayor's nominations presented to Council for confirmation and appointment.

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

Yeas: 6 - Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand, Councilmember Ackerman, Councilmember Smith and Councilmember Bannister

Nays: 5 - Councilmember Lumm, Councilmember Kailasapathy, Mayor Taylor, Councilmember Krapohl and Councilmember Westphal

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

Councilmember Eaton moved the following language to add to the First RESOLVED Clause:

Potential members for the task force will be confirmed by the Human Rights Commission before they are submitted to City Council.

Regarding the Roles and Responsibilities of a Community Policing Commission

18-0197 Enactment No: Amended

Amended

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

Councilmember Eaton moved the following amendment, supported by Councilmember Kailasapathy:

Amend Second RESOLVED Clause:

...Policing Practices

Receive periodic reports and review PERTINENT PUBLIC AND/OR CONFIDENTIAL [publicly available data] regarding policing practices (e.g. hiring, discipline, budget, staffing, complaints, training and compliance).

Councilmember Grand suggested the following amendment to the amendment, which was considered friendly:

Remove [Public and/or confidential]

ALL CAPS indicates new language. [Brackets] indicate deleted language.

The amendment as further amended was considered friendly by the Body.

18-0197 Enactment No: Amended

Amended

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

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

Second RESOLVED Clause:

Policing Practices

Add new last Sentence:

RECEIVE POLICE DEPARTMENT POLICIES AND RELATED FORMS FOR PURPOSES OF REVIEW AND EVALUATION.

The amendment was considered friendly by the Body.

18-0197 Enactment No: **Amended**

A motion was made by Councilmember Warpehoski, seconded by Councilmember Ackerman, that the Amendment as proposed be amended further as follows:

Replace Proposed Amended language:

CREATE AND IMPLEMENT PROCEDURE AND CRITERIA TO RECEIVE CIVILIAN COMPLAINTS

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

Yeas: 8 - Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Nays: 3 - Councilmember Kailasapathy, Councilmember Eaton and Councilmember Bannister

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

Councilmember Eaton moved the following amendment, supported by Councilmember Kailasapathy:

Second RESOLVED Clause

Incident Review

Delete:

[Create and implement procedure and criteria to receive civilian complaints and timely forward them to AAPD for review.]

Replace:

CREATE AND IMPLEMENT PROCEDURE AND CRITERIA TO RECEIVE CIVILIAN COMPLAINTS AND CONDUCT AN INDEPENDENT INVESTIGATION WITH THE ASSISTANCE OF STAFF AS REQUESTED. THE COMMISSION WILL OPERATE WITH THE AUTHORITY TO ENGAGE AS AN INDEPENDENT, TRANSPARENT CIVILIAN REVIEW COMMISSION.

ALL CAPS indicates new language. [Brackets] indicate deleted language.

Councilmember Warpehoski proposed, seconded by Councilmember Ackerman, an amendment to the amendment as follows:

Replace new language as follows:

CREATE AND IMPLEMENT PROCEDURE AND CRITERIA TO RECEIVE CIVILIAN COMPLAINTS.

18-0197 Enactment No: Amended

The question being, the amendment moved by Councilmember Eaton, seconded by Councilmember Kailasapathy, and further amended as follows:

Second RESOLVED Clause

Incident Review

Delete:

[Create and implement procedure and criteria to receive civilian complaints and timely forward them to AAPD for review.]

Replace:

CREATE AND IMPLEMENT PROCEDURE AND CRITERIA TO RECEIVE CIVILIAN COMPLAINTS.

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

Yeas: 7 - Councilmember Lumm, Councilmember Warpehoski, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Nays: 4 - Councilmember Kailasapathy, Councilmember Eaton, Mayor Taylor and Councilmember Bannister

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

18-0197 Enactment No: **Amended**

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

Second RESOLVED Clause:

Commission Membership

[Membership number and qualifications to ensure broad experience and representation of the community.]

Add:

MEMBERS OF THE COMMISSION SHOULD REPRESENT A BROAD CROSS SECTION OF THE COMMUNITY THAT INCLUDES INDIVIDUAL RESIDENTS FROM COMMUNITIES MOST IMPACTED BY POLICING, AS WELL AS REPRESENTATIVES FROM RELEVANT FIELDS SUCH AS MENTAL HEALTH, RESTORATIVE JUSTICE, AND SOCIAL WORK. MEMBERS OF THE COMMISSION SHOULD BE RESIDENTS OF THE CITY OF ANN ARBOR WHO ARE NOT EMPLOYED BY THE CITY.

ALL CAPS indicate new language. [Brackets] indicate deleted language.

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

- Yeas:** 6 - Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand, Councilmember Ackerman and Councilmember Bannister
- Nays:** 5 - Councilmember Lumm, Mayor Taylor, Councilmember Krapohl, Councilmember Westphal and Councilmember Smith

Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

Councilmember Lumm moved, seconded by Councilmember Westphal, that the Resolution be approved.

Resolution to Approve Rainbow Child Care Site Plan, 2600 Nixon (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

17-1726 Enactment No: Referred

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be referred to the Planning Commission, City. On a voice vote, the Mayor declared the motion carried.

Resolution to Approve Rainbow Child Care Site Plan, 2600 Nixon (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

Councilmember Lumm requested staff and the Planning Commission consider the following:

Revisit the traffic study and look at access to the site and consider a special exception use.

Councilmember Westphal questioned if a new citizen participation meeting would take place at the Planning Commission. He suggested if access changes to the site, a new meeting should be held.

DS Unfinished Business - Staff:

DS-1 17-1918 Enactment No:

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be approved.

Resolution to Approve Construction of an Additional Drive Approach on Huron Parkway, South of Hubbard Street to Service the DTE Apex Substation

17-1918 Enactment No: Amended

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

Amend First RESOLVED Clause:

...RESOLVED, That City Council approve the proposed curb cut on

DS **New Business - Staff:**
 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 Ackerman, seconded by Councilmember Grand, that the Clerk's Report of Communications, Petitions and Referrals be approved as presented. On a voice vote, the Mayor declared the motion carried.

- F-1 [18-0062](#) Reporting Requirement to the State of Michigan under PA202 of 2017 Regarding the City's Pension and OPEB Funding Status

- F-2 [18-0063](#) Resignation of Sava Farah from the Downtown Development Authority

- F-3 [18-0068](#) Communication from Gregory J. Fioritto of Zelmanski, Danner & Fioritto, PLCC regarding Northside Parking RPP Permit Denials to Residents of The Crossings of Ann Arbor Condominium City Council File No. 16-0958

- F-4 [18-0084](#) Review of Mobility in the Lowertown Area

- F-5 [18-0138](#) Fourth Quarter 2017 Investment Portfolio Report

- F-6 [18-0139](#) Resignation of Albert Blixt from the Commission on Disability Issues

- F-7 [18-0151](#) Communication from Stephanie Willet, Market Manager regarding the Resignation of Joel Ponazzo from the Public Market Advisory Commission Effective February 15, 2018

- F-8** [18-0154](#) Communication from Lay Shalabi regarding Resignation from the Human Rights Commission Effective January 22, 2018
- F-9** [18-0170](#) Boards and Commissions Report with Highlighted Expiration Dates for all Members of City Boards and Commissions
- F-10** [18-0181](#) Communication from the Secretary of State regarding receipt and filing on May 15, 2017, Establishing Regular City Elections in November of Each Even-Year Commencing with City Election in 2018
- F-11** [18-0190](#) Pittsfield Township Planning Commission Public Hearing Notice Scheduled for February 15, 2018 - Planning and Development Services
- G** **The following minutes were received for filing:**
- G-1** [17-0998](#) Zoning Board of Appeals Meeting Minutes of April 26, 2017
- G-2** [17-0999](#) Zoning Board of Appeals Meeting Minutes of May 24, 2017
- G-3** [18-0002](#) LDFA Special Board Meeting Minutes - December 14, 2017
- G-4** [18-0031](#) Downtown Development Authority Board and Partnership, Executive, and Capital Improvements Committees Meeting Minutes from December 2017
- G-5** [18-0035](#) Downtown Area Citizens Advisory Council Meeting Minutes for October 31, 2017
- G-6** [18-0036](#) Downtown Area Citizens Advisory Council Meeting Minutes for January 2, 2018
- G-7** [18-0039](#) Local Development Financial Advisory Board Special Meeting Minutes - January 4, 2018
- G-8** [18-0067](#) Council Liquor License Review Committee Meeting Minutes of August 4, 2017

- G-9** [18-0081](#) Ann Arbor Housing Commission Board Minutes November 29, 2017
- G-10** [18-0086](#) Local Development Finance Authority Board Special Meeting Minutes -
January 11, 2018
- G-11** [18-0127](#) Ann Arbor Board of Review Meeting Minutes of December 12, 2017
- G-12** [18-0174](#) Council Rules Committee Meeting Minutes of February 23 and May 25,
2017
- G-13** [18-0177](#) Insurance Board Meeting Minutes - January 25, 2018
- G-14** [18-0207](#) Council Administration Committee Minutes - October 16, 2017
- G-15** [18-0208](#) Council Administration Committee Minutes - November 20, 2017
- G-16** [18-0209](#) Council Administration Committee Meeting Minutes - December 18, 2017
- G-17** [18-0193](#) Council Policy Agenda Committee meeting minutes for January 30, 2018

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Ben Hansen, resident, spoke in support of DC-2, Resolution Creating an Advisory Task Force to Make Recommendations Regarding the Roles and Responsibilities of a Community Policing Commission

Ryan Hiesler, west side resident, spoke about the contradictory idea of placing police officers in public schools and the opposition to guns in schools, stating some students find the police threatening.

Ed Vielmetti, Ward 4, thanked staff and members of the Council Liquor License Review Committee for the transparency in this year's license renewal process and allowing the community a chance to participate in the discussion.

Sargeant Donovan-Smith, resident, spoke in opposition to the City Council's discussion and process regarding a Community Policing

Commission. She objected to the process of proposing and approving amendments at tonight's meeting that were not accessible to the public.

An unidentified Pioneer High School thanked Councilmember Kailasapathy and Councilmember Eaton for their work on the Community Policing Commission task force resolution. He also thanked Mayor Taylor and Councilmember Ackerman. He urged Council not to put police in schools.

An unidentified resident spoke about his experience with the AAPD and getting help for his partner.

Jeff Hayner, Pontiac Trail, urged Council and City staff to listen to the public regarding their concerns with the Police Department's relationship with the community. He also spoke in opposition to the City's public art process.

COMMUNICATIONS FROM COUNCIL

None.

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).

A motion was made by Councilmember Warpehoski, seconded by Councilmember Eaton, that Council enter into Closed Session under the Michigan Open Meetings Act to discuss pending litigation and attorney/client privileged communication as set forth in MCLA 15.268 (E) and (H). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting adjourned in Closed Session at 12:08 a.m.:

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

Nays: 0

MEETING RECONVENED

A motion was made by Councilmember Smith, seconded by Councilmember Warpehoski, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 12:20 a.m.

ADJOURNMENT

A motion was made by Councilmember Westphal, seconded by Councilmember Lumm, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:20 a.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, FEBRUARY 5, 2018 AT 7:00 P.M.

REPLAYS: WEDNESDAY, FEBRUARY 7, 2018 @ 8:00 A.M. AND FRIDAY, FEBRUARY 9, 2018 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

CTN's Government Channel live televised public meetings can be viewed in a variety of ways:

Live Web streaming or Video on Demand: <https://a2ctn.viebit.com>

Cable: Comcast Cable channel 16 or AT&T UVerse Channel 99

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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.

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