

City of Ann Arbor

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



Action Minutes

Monday, March 6, 2017

7:00 PM

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

City Council

CALL TO ORDER

Mayor Christopher Taylor called the meeting of the Ann Arbor City Council 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 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 Jason Frenzel

APPROVAL OF AGENDA

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

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Howard S. Lazarus presented his Agenda Response Memo and updated City Council on the following:

The City's A2FixIt system has been enhanced to include a Traffic Complaint button. The City's Information Technology Department conducted a review of the City's telecommunications services and has saved the City over \$80,000.00 annually as a result.

Parks and Recreation Services has launched a new online registration system that has resulted in an increase in Parks registrations.

A hiring fair for seasonal Parks Department employees will be held this Sunday, March 12 at Cobblestone Farm from 11 a.m. to 3 p.m.

Hillard Heintze, the consultant hired to conduct the AAPD audit, was on site this week and will be attending this week's Human Rights Commission meeting.

City Clerk Jacqueline Beaudry was recently recertified as a Certified Michigan Municipal Clerk. Mr. Lazarus congratulated Clerk Beaudry on her professional success.

AC-1 [17-0294](#)

Memorandum from City Administrator - School Safety Work Plan Follow-Up Report

Attachments: 170223 - School Safety Work Plan wattachments.pdf

Received and Filed

AC-2 [17-0332](#)

Memorandum from City Administrator, Proposed Amendment to City Code - Solicitation of Immigrant Status - March 3, 2017

Attachments: 170303 - Proposed Amendment to City Code Solicitation of Immigrant Status - Revised 170306.pdf, 170303 - Proposed Amendment to City Code Solicitation of Immigrant Status.pdf

Received and Filed

AC-3 [17-0343](#)

Agenda Responses - March 6, 2017

Attachments: Agenda Responses 3-6-17.pdf

Received and Filed

INT INTRODUCTIONS

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

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

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

1. Angela Jackson - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)

Angela Jackson, 3010 Geddes, spoke in support of DC-2, Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility and Waste Transfer Station.

2. Miriam Flagler - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)

Miriam Flagler, employee of Zingerman's Deli, spoke in support of DC-2, Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility and Waste Transfer Station.

3. Nancy Shiffler - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)

Nancy Shiffler, representing the Sierra Club, spoke about DC-2, Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility and Waste Transfer Station, and urged Council to permanently reopen the MRF quickly and ensure that Ann Arbor's recyclable materials are indeed recycled.

4. Liz Brater - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)

Former State Senator Liz Brater spoke in support of DC-2, Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility and Waste Transfer Station.

5. Maria Ibarra-Frayer - Immigration Solicitation C-1

Maria Ibarra-Frayer, Ypsilanti resident, spoke about C-1, Solicitation of Immigrant Status, New Chapter 120, and urged Council to remove the exception currently in the draft ordinance that allows Police to question regarding immigrant status.

6. Angela Davis - Y17 Winter Parking Restrictions - Pilot Program

Angela Davis, 2073 Garden Circle, expressed concerns about the City's Winter Parking Restrictions pilot program, stating parking restrictions are not necessary on Garden Circle, a small cul-de-sac.

7. Robert McGee - Deer

Robert McGee, 2245 Placid Way, updated City Council and the public regarding the recently concluded deer cull in the City. He urged Council to form a wildlife committee.

8. Doug Selby - Services Agreement with Recycle Ann Arbor (DC-2)

Doug Selby, 711 Fountain, spoke in support of DC-2, the Services Agreement with Recycle Ann Arbor for Interim Operation of the Material Recovery Facility. He also urged the City to make the MRF operational again long-term.

9. Laura Sanders - Immigration Solicitation (C-1)

Laura Sanders, representing the Washtenaw Inter-faith Coalition for Immigrant Rights, spoke about C-1, the ordinance regarding Immigration Solicitation. She requested Council remove the exception in the proposed language that allows law enforcement to question arrestees on their immigration status.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER KRAPOHL

Councilmember Krapohl updated the public regarding AAPD's upcoming Neighborhood Watch Meetings. Meetings are currently scheduled beginning March 16 at Scarlett Middle School at 6:30 p.m., and again on April 20 at Forsythe, and May 18 at Clague.

COUNCILMEMBER LUMM

Councilmember Lumm responded to Angela Davis' comments regarding parking restrictions and stated residents in her ward had similar concerns. She suggested staff look into the program and make adjustments.

COUNCILMEMBER WESTPHAL

Councilmember Westphal concurred with the update regarding Neighborhood Watch and stated more information is available on the City's website.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman stated the City's Planning Commission retreat is scheduled for Thursday, March 30 between 2-6 pm. He encouraged members of the public to attend.

COUNCILMEMBER FRENZEL

Councilmember Frenzel updated Council regarding two meetings taking place on March 9: the Sustainability Series at the downtown library will be meeting at 6:30 p.m. and is focusing on youth. There is also a meeting that same day at 7:00 p.m. regarding the Argo Livery Parking Lot.

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski reminded Council that the Muslim Community Center is hosting an Open House of the Mosque on Plymouth Road on Sunday, March 19 from 4:30 to 8:30 p.m. He encouraged all who are interested in getting to know the Muslim community to attend.

MC COMMUNICATIONS FROM THE MAYOR

None.

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 in the DS (Staff) items section of the agenda:

CA-14 Resolution to Approve Avalon's Request of \$130,004.00 Grant for Water Service Expenses at Hickory Way Apartments (1110/1132 S. Maple) from the Ann Arbor Affordable Housing Fund Water Utility Fund (HHSAB Recommendation: Approval - 10 Yeas, 0 Nays, 1 Abstention) (8 Votes Required)

Passed on consent agenda

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

- CA-1** [17-0213](#) Resolution to Accept an Easement for Public Right-of-Way at 3600 Plymouth Road from Ann Arbor Hotel LLC **(8 Votes Required)**
- Attachments:** Drawing-3600 Plymouth ROW easement, City Easements Escrow Agreement (fully executed).pdf
- Enactment No: R-17-056
- CA-2** [17-0214](#) Resolution to Accept a Sanitary Sewer Easement at 3600 Plymouth Road from Ann Arbor Hotel LLC **(8 Votes Required)**
- Attachments:** Drawing-3600 Plymouth sanitary easement, City Easements Escrow Agreement (fully executed).pdf
- Enactment No: R-17-057
- CA-3** [17-0215](#) Resolution to Accept Easement for Water Main at 3600 Plymouth Road from Ann Arbor Hotel LLC **(8 Votes Required)**
- Attachments:** Drawing-3600 Plymouth water main easement, City Easements Escrow Agreement (fully executed).pdf
- Enactment No: R-17-058

- CA-4** [17-0282](#) Resolution to Approve Fourth Amendment with Varnum LLP for Legal Services to Contest the National Pollutant Discharge Elimination System (NPDES) Permit for the Wastewater Treatment Plant (\$50,000.00)

Attachments: Varnum Amendment 4.pdf

Enactment No: R-17-059

- CA-5** [17-0002](#) Resolution to Authorize Renewal of Professional Services Agreement with Stantec Consulting Michigan, Inc. for General Construction Inspection Services (\$500,000.00)

Attachments: 2017 Stantec PSA Constr Insp Renewal.pdf

Enactment No: R-17-060

- CA-6** [17-0149](#) Resolution for Approval of Amendment No. 1 to the Professional Services Agreement with Tetra Tech, Inc., for 2015 Geotechnical Services (\$5,650.00)

Attachments: Tetra Tech PSA exe, Amendment #1

Enactment No: R-17-061

- CA-7** [17-0148](#) Resolution to Authorize Professional Services Agreements with TTL Associates, Inc. (\$100,000.00); Tetra Tech, Inc. (\$100,000.00); Material Testing Consultants, Inc. (\$100,000.00); and CTI and Associates, Inc. (\$100,000.00) for Geotechnical and Environmental Services

Attachments: RFP_997_Document, PSA - CTI, PSA - MTC, PSA - Tetra Tech, PSA - TTL

Enactment No: R-17-062

- CA-8** [17-0147](#) Resolution to Approve a Purchase Order to Mainsaver for the Upgrade and Commissioning of the Mainsaver Enterprise Software and addition of the Mainsaver Connect Module for (\$36,200.00)

Attachments: City of Ann Arbor Upgrade Connect On-Site Training rev3 Qte 2017 0125

Enactment No: R-17-063

- CA-9** [17-0191](#) Resolution to Approve Street Closings for the Dexter-Ann Arbor Run on Sunday, June 4, 2017

Attachments: Dexter - Ann Arbor Run Map 2017

Enactment No: R-17-064

- CA-10** [17-0246](#) Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 1, 2017
Attachments: Monroe Street Fair Map

Enactment No: R-17-065

- CA-11** [17-0283](#) Resolution to Approve Street Closings for the Burns Park Run - Sunday, May 7, 2017 from 7:00 AM until 11:00 AM
Attachments: Burns Park Run Map.pdf

Enactment No: R-17-066

- CA-12** [17-0194](#) Resolution to Approve 50% Waiver of Annexation, Site Plan, and Zoning Fees for Hickory Way Apartments (1110 and 1132 S. Maple Road) by Avalon Housing, Inc.
Attachments: Fees Receipt, Request Letter

Enactment No: R-17-067

- CA-13** [17-0250](#) Resolution to Approve a Payment in Lieu of Taxes (PILOT) for Hickory Way Apartments at 1110/1132 S. Maple

Enactment No: R-17-068

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** [17-0065](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of South Maple Apartments by Avalon (Hickory Way Apartments), 4.9 Acres from TWP (Township District) to R4B (Multiple-Family Dwelling District), 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Years and 0 Nays) (Ordinance No. ORD-17-01)
Attachments: 17-01 Ordinance to Rezone South Maple Apts by Avalon Briefed and Approved.pdf, Ordinance to Rezone South Maple Apts by Avalon Briefed.pdf, Ordinance to Rezone South Maple Apts by Avalon, October 18, 2016 Planning Staff Report, 17-01 Ordinance Approval Notice.doc

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of South Maple Apartments by Avalon (Hickory Way Apartments), 4.9 Acres from TWP (Township District) to R4B (Multiple-Family Dwelling District), located at 1110 and 1132 South Maple Road. Notice of public hearing was published February 16, 2017.

Carole McCabe, Executive Director of Avalon Housing, spoke in support of the project. She was available to answer any questions of Council.

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

Held and Closed

Enactment No: ORD-17-01

- PH-2** [17-0192](#) Resolution to Approve the South Maple Apartments by Avalon (Hickory Way Apartments) Planned Project Site Plan, 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

Attachments: November 1, 2016 Planning Staff Report, 10-18-2016 CPC Minutes, 11-1-2016 CPC Minutes

A public hearing was conducted on the proposed Resolution to Approve the South Maple Apartments by Avalon (Hickory Way Apartments) Planned Project Site Plan, 1110 and 1132 South Maple Road. Notice of public hearing was published February 27, 2017.

There being no one present for comment, the Mayor declared the hearing closed.

Held and Closed

Enactment No: R-17-073

- PH-3** [17-0111](#) Resolution to Approve Commercial Pavement Sealant Applicator Registration Fee

Attachments: City Clerk Pavement Sealant Registration Fee.pdf

A public hearing was conducted on the proposed Resolution to Approve Commercial Pavement Sealant Applicator Registration Fee. Notice of public hearing was published February 27, 2017.

There being no one present for comment, the Mayor declared the hearing closed.

Held and Closed

Enactment No: R-17-071

A APPROVAL OF COUNCIL MINUTES

- A-1** [17-0291](#) Work Session of February 13, 2017 and Special and Regular Session of

February 21, 2017

Attachments: 02-13-17 Draft Minutes.pdf, 02-21-17 Special Session Minutes.pdf, Council emails 2-21-2017 Special.pdf, 02-21-17 Draft Minutes.pdf, Council Emails redacted 2-21-17.pdf

A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the Minutes of the Work Session of February 13, and the Regular and Special Sessions of February 13, 2017 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

- B-1** [17-0065](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of South Maple Apartments by Avalon (Hickory Way Apartments), 4.9 Acres from TWP (Township District) to R4B (Multiple-Family Dwelling District), 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-17-01)

Attachments: 17-01 Ordinance to Rezone South Maple Apts by Avalon Briefed and Approved.pdf, Ordinance to Rezone South Maple Apts by Avalon Briefed.pdf, Ordinance to Rezone South Maple Apts by Avalon, October 18, 2016 Planning Staff Report, 17-01 Ordinance Approval Notice.doc

(The complete copy of the text of Ordinance No. ORD-17-01 is on file in the City Clerk's Office.)

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

Enactment No: ORD-17-01

- DB-1** [17-0192](#) Resolution to Approve the South Maple Apartments by Avalon (Hickory Way Apartments) Planned Project Site Plan, 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

Attachments: November 1, 2016 Planning Staff Report, 10-18-2016 CPC Minutes, 11-1-2016 CPC Minutes

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

Enactment No: R-17-073

C ORDINANCES - FIRST READING

- C-1 [17-0257](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Chapter Which New Chapter Shall be Designated as Chapter 120 (Solicitation of Immigrant Status) of Title IX of Said Code (Ordinance No. ORD-17-02)

Sponsors: Eaton, Kailaspathy, Taylor and Warpehoski

Attachments: Chapter 120 Solicitation of Immigrant Status Revised 3-6-17 Briefed AS AMENDED.pdf, Chapter 120 Solicitation of Immigrant Status Revised 3-6-17.pdf, Revised Chapter 120 Solicitation of Immigrant Status.pdf, Chapter 120 Solicitation of Immigrant Status

(The complete copy of the text of Ordinance No. ORD-17-02 is on file in the City Clerk's Office.)

Councilmember Warpehoski proposed the following amendment, supported by Councilmember Eaton:

(The proposed amendments were considered friendly.)

Strike 9:403(2)(a) and replace with:

- (A) SOLICITATION OF INFORMATION CONCERNING IMMIGRATION STATUS FROM THE SUBJECT OF AN INVESTIGATION ONLY WHEN RELEVANT TO THE INVESTIGATION OR PROSECUTION OF A CRIMINAL OFFENSE;
- (B) SOLICITATION OF INFORMATION CONCERNING IMMIGRATION STATUS WHEN ATTEMPTING TO DETERMINE THE IDENTITY OF AN INDIVIDUAL SUSPECTED OF COMMITTING A CRIME PUNISHABLE BY 93 DAYS OR MORE IN JAIL. SUCH SOLICITATION MAY BE SOLELY FOR THE PURPOSES OF DETERMINING THE IDENTITY OF THE INDIVIDUAL OR ASSESSING THE INDIVIDUAL'S FLIGHT RISK
- (C) DETERMINATION IF CONSULAR NOTIFICATION IS REQUIRED OR SHOULD BE OFFERED UNDER THE VIENNA CONVENTION ON CONSULAR RELATIONS FOR INDIVIDUALS DETAINED OR ARRESTED BY THE ANN ARBOR POLICE DEPARTMENT OR WHO HAVE DECEASED WITHIN THE CITY OF ANN ARBOR;
- (D) [RENUMBER FOLLOWING SECTIONS AS APPROPRIATE]

A motion was made by Councilmember Eaton, seconded by Councilmember Warpehoski, that the Ordinance be approved as amended on First Reading to the City Council and should be returned by 4/3/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-02

C **Unfinished Business:**

C **New Business - Staff:**

- C-2** [17-0163](#) An Ordinance to Amend Chapter 55 (Zoning), Zoning of 0.5 Acre from TWP (Township District) to R1D (Single-Family Dwelling District), 685 S. Wagner Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-17-03)

Attachments: 17-03 685 S. Wagner Zoning Council Ordinance Briefed.pdf, 685 S. Wagner Zoning Council Ordinance.pdf, 685 S. Wagner Annex & Zoning Staff Report with Attachments.pdf, 6-7-2016 CPC Minutes

(The complete copy of the text of Ordinance No. ORD-17-03 is on file in the City Clerk's Office.)

A motion was made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council and should be returned by 4/3/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-03

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [17-0252](#) Resolution to Appoint Alexandra Cacciari to the Public Market Advisory Commission (**7 Votes Required**)

Attachments: Alexandra Cacciari application 2017

A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the seven-vote requirement.

Enactment No: R-17-069

- DC-2** [16-1797](#) Resolution to Direct City Administrator to Negotiate a Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility and Waste Transfer Station and to Amend the Solid Waste Fund Operations and Maintenance Budget by Appropriating \$1,680,000.00 from the Solid Waste Fund Balance (**8 Votes Required**)

Sponsors: Frenzel, Smith, Ackerman and Warpehoski

Attachments: EC - Final Resolution on MRF - 02232107.pdf, MRF Presentation_Environmental Commission_2017-02-15.pdf, Memo to EC - Follow Up Items_2017-02-22.pdf, Responses to Environmental Commission Questions.pdf, Memo to Mayor and Council_MRF-TS Operations Update February 2017.pdf, CP Ann Arbor MRF Inspection

2017.pdf, AA Inspec Rep Draft 121616.pdf, 2015 Ann Arbor Audit CP.pdf, RFP_980_Document, RFP_980_Addendum1, RFP_980_Addendum2, RFP_980_Addendum3, RFP_980_Addendum4, PROPSOAL_Waste Management, FEES_WasteManagement, PROPOSAL_Emterra, FEES_Emterra, PROPOSAL_RecycleAnnArbor, FEES_RecycleAnnArbor

Councilmember Smith moved, seconded by Councilmember Frenzel, that the Resolution be approved.

Enactment No: R-17-070

Councilmember Lumm proposed the following amendment:

First RESOLVED Clause:

... (5) at a cost that is [competitive with] NO HIGHER THAN the cost of WMM's proposal for interim operation services AND NO FEE INCREASES ABOVE THE CONTRACT COST WILL BE CONSIDERED.

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

A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be amended. 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 Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Frenzel

Enactment No: R-17-070

The question being, a motion by Councilmember Smith, seconded by Councilmember Frenzel, that the Resolution be approved as originally presented, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

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

Nays: 1 - Councilmember Lumm

Enactment No: R-17-070

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 [17-0111](#) Resolution to Approve Commercial Pavement Sealant Applicator Registration Fee

Attachments: City Clerk Pavement Sealant Registration Fee.pdf

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

Enactment No: R-17-071

CA-14 [17-0262](#) Resolution to Approve Avalon's Request of \$130,004.00 Grant for Water Service Expenses at Hickory Way Apartments (1110/1132 S. Maple) from the Ann Arbor Affordable Housing Fund Water Utility Fund (HHSAB Recommendation: Approval - 10 Yeas, 0 Nays, 1 Abstention) (**8 Votes Required**)

Attachments: A-Avalon app - South Maple Hickory Way Apartments, Resolution R-08-114.pdf

A motion was made by Councilmember Warpehoski, 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-17-072

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 Westphal, seconded by Councilmember Lumm, 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** [17-0195](#) Living Wage Increase Effective April 30, 2017
Attachments: LW_Poster_2017-18
- F-2** [17-0226](#) Ann Arbor Area Transportation Audit Management Letter and Financial Statements and Board Packet for 2/16/17
Attachments: 5.1.1a AAATA AU260 Management Letter 0916.pdf, 5.1.1b AAATA Basic Financial Statements 0916.pdf, AAATA Board Packet 02.16.17.pdf
- F-3** [17-0245](#) Sidewalk Occupancy Permits and Peddler's Licenses for April 1, 2017
- F-4** [17-0249](#) AAATA Financial and Performance Reports for the Month Ended December 31, 2016
Attachments: AAATA 4 Financial Reports Dec 31 2016.pdf, AAATA 4a Avg WeekDay RidersGraph.pdf, AAATA 4b Performance Report.pdf
- F-5** [17-0266](#) Communication from Jillian Sweetman regarding Her Resignation from the Public Market Advisory Commission - File
Attachments: Jillian Sweetman Resignation Email from PMAC.pdf
- F-6** [17-0305](#) Communication dated February 24, 2017 from A2SafeTransport regarding their report, "Ann Arbor School Crossings: Priorities for Improvement" cc: Engineering, Systems Planning, City Administrator
Attachments: A2Safe Transport Report 17.02.27 Communications to Mayor and Council.pdf
- F-7** [17-0306](#) Notice of Receipt of Petition by Evan Pratt, Water Resources Commissioner, Regarding the Malletts Creek Churchill Downs Park 5506.04 Drain Project cc: Jen Lawson, Water Quality Manager
Attachments: NOTICE OF RECEIPT OF PETITION Malletts Churchill Downs Park 5506.04.pdf

G The following minutes were received for filing:

- G-1** [16-1718](#) Historic District Commission Meeting Minutes of August 11, 2016
Attachments: 8-11-2016 HDC Minutes with Live Links.pdf
- G-2** [16-1747](#) Minutes of the July 14, 2016 HDC Meeting as Amended
Attachments: 7-14-2016 HDC Minutes with Live Links-Corrected.pdf
- G-3** [16-1753](#) Zoning Board of Appeals Minutes of November 16, 2016
Attachments: 11-16-2016 ZBA Minutes with Live Links-Corrected.pdf
- G-4** [17-0069](#) Energy Commission Meeting Minutes of December 13, 2016
Attachments: Energy Commission Minutes 12-13-16
- G-5** [17-0121](#) Zoning Board of Appeals Minutes of December 14, 2016
Attachments: 12-14-2016 ZBA Minutes with Live Links1.pdf
- G-6** [17-0224](#) Human Rights Commission Meeting Minutes of January 2017
Attachments: January 2017 Final Minutes - HRC
- G-7** [17-0227](#) Housing and Human Services Advisory Board Meeting Minutes of January 12, 2017
Attachments: HHSAB minutes_01-12-17 -Final
- G-8** [17-0236](#) Greenbelt Advisory Commission Meeting Minutes of January 5, 2017
Attachments: GAC MeetingMinutes 1-5-2017
- G-9** [17-0243](#) Elizabeth Dean Fund Committee Meeting Minutes of January 10, 2017
Attachments: DFCMeetingMinutes_011017.pdf

- G-10** [17-0248](#) Greenbelt Advisory Commission Meeting Minutes - 5/5/16, 6/2/16, 7/7/16, 9/1/16, 11/3/16
Attachments: ActionMinutes 5-5-16, ActionMinutes 6-2-16, ActionMinutes 7-7-16, ActionMinutes 9-1-16, ActionMinutes 11-3-16
- G-11** [17-0254](#) Commission on Disability Issues Meeting Minutes of January 2017
Attachments: Final January Meeting Minutes 2017
- G-12** [17-0260](#) City of Ann Arbor Employees' Retirement System Meeting Minutes of January 19, 2017
Attachments: B BDMTG JANUARY 2017
- G-13** [17-0261](#) Retiree Health Care Benefit Plan & Trust (VEBA) Meeting Minutes of January 19, 2017
Attachments: B VEBA Bd January 2017
- G-14** [17-0263](#) City of Ann Arbor Employees' Retirement System Meeting Minutes of January 19, 2017
Attachments: B BDMTG JANUARY 2017
- G-15** [17-0264](#) Retiree Health Care Benefit Plan & Trust (VEBA) Meeting Minutes of January 19, 2017
Attachments: B VEBA Bd January 2017
- G-16** [17-0267](#) AAATA Board Meeting Minutes of January 19, 2017
Attachments: 5_AAATA Board Meeting Minutes 01.19.17_Approved.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Mike Appel, member of the Stormwater Rate Taskforce, both in 2006 and currently, spoke in support of staff's recommendations regarding stormwater rates. He also spoke in support of the Recycle Ann Arbor contract with for services at the MRF.

Edward Vielmetti, Ward 4, spoke about the Environmental Commission's recommendation regarding the RAA contract at the MRF. He also expressed frustration that the Commission's meeting minutes were not readily available on the Legistar website.

Dwight Smith, resident, spoke about the proposed Sanctuary City status and ordinance.

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).

None.

ADJOURNMENT

A motion was made by Councilmember Warpehoski, seconded by Councilmember Westphal, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 9:16 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MARCH 6, 2017 @ 7:00 PM

REPLAYS: WEDNESDAY, MARCH 8, 2017 @ 8:00 A.M. AND FRIDAY, MARCH 10, 2017 @ 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

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

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

Requests 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.