

# City of Ann Arbor

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



## Action Minutes

Monday, May 19, 2014

7:00 PM

301 E. Huron St., Council Chamber, 2nd Fl.  
City Council meets in caucus the Sunday prior to each regular session at 7 p.m. in the Council Chamber.

**City Council**

**CALL TO ORDER**

*Mayor Hieftje called the meeting to order at 7:13 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.*

**MOMENT OF SILENCE**

*Council stood for a moment of silence.*

**PLEDGE OF ALLEGIANCE**

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

**ROLL CALL OF COUNCIL**

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

**APPROVAL OF AGENDA**

**A motion was made by Councilmember Teall, seconded by Councilmember Lumm, that the Agenda be approved with the following changes:**

**Move: Budget Amendment 15 ahead of Budget Amendment 1.**

**Move: DS-12 Resolution to Approve FY 15 and FY 16 Allocations to Non-Profit Entities for Human Services - \$1,244,629.00 (General Fund)  
(Consider after DS-2)**

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

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR***RECYCLING AND COMPOST*

*City Administrator Steve Powers announced that there would be no trash collection, recycling or compost pick-up on Monday, May 26, 2014 in observance of Memorial Day. Regular collection would be delayed one day because of the holiday, occurring Tuesday through Saturday.*

*ANN ARBOR POOLS*

*Ann Arbor pools are scheduled to open on Memorial Day, Monday, May 26, 2014, weather permitting.*

**14-0845** Agenda Response Memo - May 19, 2014

**Attachments:** Agenda Responses 5-19-14

*City Administrator Steve Powers submitted his Agenda Response Memo for information of Council.*

**Received and Filed**

**INT INTRODUCTIONS****INT-1 14-0787** Volunteer of the Month Proclamation for First Martin Corporation

**Attachments:** Vol. of Mo. May 2014-1st MartinCorp.

*Mayor Hieftje read a proclamation honoring First Martin Corporation as Volunteer of the Month. First Martin Corporation has dedicated themselves to volunteering through the Adopt-A-Median program, having worked enthusiastically to improve the roundabout garden at Huron Parkway and Nixon by spending countless hours weeding, planting, and mulching. (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. Tom Partridge - Increased funding for human services critically needed. Support the election of Mark Schauer for Governor. (DS-12, F-5, G-3, G-6)**

*Tom Partridge, Ann Arbor resident, addressed Council regarding increasing funding for human services and supporting Mark Schauer for Governor of Michigan.*

**2. Ray Gholston - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Ray Gholston, 900 Woodlawn, spoke in support of Council appropriating funds for the homeless shelter. He cautioned, however, that this was only the first step in the journey. He stated other factors such as affordable housing and jobs must also be addressed.*

**3. Greg Pratt - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Greg Pratt, 3580 Oakwood, spoke in support of proposed amendment #15 and #9 of the proposed Ann Arbor City Budget and Related Property Tax Millage Rates for FY15, which would help expand human services to the homeless.*

**4. Zoltan Jung - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Zoltan Jung, 714 Barton, spoke about the need for traffic calming measures to be considered on Barton Drive.*

**5. James Billingslea - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*James Billingslea, 2007 Delafield, addressed Council regarding traffic calming. He said that adding more police officers or deploying more traffic calming would not solve the problem.*

**6. Marc Bleckmann - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Marc Bleckmann, 637 Northside, addressed Council regarding traffic calming measures. He said that kids cannot walk to school or play in their front yards safely on Northside, due to the traffic volume and lack of sidewalks in his neighborhood. He urged Council to support additional traffic calming measures.*

**7. Diane Kreger - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Diane Kreger, 623 Northside, spoke in support of proposed funding of traffic calming measures in the FY15 Budget. She said that effective traffic calming measures and adequate funding is needed to address the traffic problems in her neighborhood.*

**8. Paul Krutko - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Paul Krutko, CEO of Ann Arbor SPARK, addressed Council regarding Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 and asked that Council reject proposed Amendments #1 and 15. He encouraged Council to continue to be a part of the successful public/private partnership with SPARK that has created great results in Ann Arbor over the past nine years.*

**9. Kermit Schlansker - Global Warming and Poverty**

*Kermit Schlansker, 2960 Marshall, spoke about global warming and poverty.*

**10. Alan Haber - Ann Arbor City Budget and Related Property Tax Millage Rates for FY15 (DS-11)**

*Alan Haber, 531 Third St., reminded Council of the importance of community and community development and the need for common space.*

**CC COMMUNICATIONS FROM COUNCIL***COUNCILMEMBER KUNSELMAN*

*Councilmember Kunselman thanked the City Attorney's Office for issuing cease and desist letters to illegally operating taxi services, Uber and Lyft. He also offered condolences to the family who lost a loved one on Shady Lane last week in a house fire and thanked city first responders.*

*COUNCILMEMBER BRIERE*

*Councilmember Briere announced that there are three vacancies on the Environmental Commission and that there was also a vacancy on the Housing and Human Services Advisory Boards. She encouraged interested residents to apply.*

**MC COMMUNICATIONS FROM THE MAYOR****MC-1 14-0749** Appointments - Confirmations

**Attachments:** Robert White updated app.

*APPOINTMENTS APPROVED*

*Mayor Hieftje recommended the following appointments at the May 5, 2014 regular session of Council:*

*Historic District Commission**Robert White Re-appointment*

*1849 Saxon*

*Ann Arbor, MI 48103*

*Term: June 1, 2014-May 31, 2017*

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

**MC-2 14-0846**

## Appointments - Confirmations

**Attachments:** Larry Eiler app., Andy Baker -White app., Amanda Carlisle app.

*REFERRED*

*Mayor Hieftje placed the following appointments on the floor for approval at a later date:*

*Economic Development Corporation*

*Larry Eiler-Replacing Daniel Blakemore  
4712 Breezewood Ct.  
Ann Arbor, MI 48103  
Term: June 1, 2014-May 31, 2020*

*Housing & Human Services Advisory Board*

*Andy Baker-White -Filling Vacancy  
2005 Ridge Ave.  
Ann Arbor, MI 48104  
Term: June 1, 2014-May 31, 2017*

*Amanda Carlisle-Filling Vacancy  
1317 Minerva Rd.  
Ann Arbor, MI 48104  
Term: June 1, 2014-May 31, 2017*

**Referred to the City Council due back on 6/2/2014**

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)****PH-1 14-0694**

## Public Hearing on Proposed Newport Road Sidewalk Special Assessment

**Attachments:** Newport Road proposed assessments, Newport Road Assessment District map

*A public hearing was conducted on the proposed Newport Road Sidewalk Special Assessment. Notice of public hearing was published April 24, 2014 and May 8, 2014.*

*Mayor Hieftje noted that this public hearing was a continuation of the hearing held on May 5, 2014 and people who spoke on May 5 could not speak at this continuation.*

*Eric Preissner, 1925 Timber Trail, spoke in support of the proposed sidewalk special assessment.*

*Tom Partridge spoke in opposition to the proposed sidewalk special assessment.*

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

**Held and Closed**

**A APPROVAL OF COUNCIL MINUTES****A-1 14-0780** Regular Session Meeting Minutes of May 5, 2014

**Attachments:** 05-05-14 Draft Minutes, 5-5-14 Council emails\_Redacted.pdf

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the regular session meeting minutes of May 5, 2014, be approved as presented. On a voice vote, the Mayor declared the motion carried.**

**CA CONSENT AGENDA****CONSENT AGENDA ITEM REMOVED**

*With unanimous consent of Council, the following items were removed from the Consent Agenda and placed at the end of same:*

*CA-1 Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Professional Services Industries, Inc. for the Pontiac Trail Improvements Project (RFP No. 884, \$46,879.00)*

**Passed on consent agenda**

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

**CA-2 14-0750** Resolution to Close N. Fourth Avenue and E. Ann Street for the 19th Annual African-American Downtown Festival, Friday, June 6, 2014 to Saturday, June 7, 2014

**Attachments:** African American Downtown Festival Map.pdf

Enactment No: R-14-150

**CA-3 14-0757** Resolution to Approve April 24, 2014, Recommendations of the Board of Insurance Administration

Enactment No: R-14-151

**CA-1 14-0641** Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Professional Services Industries, Inc. for the Pontiac Trail Improvements Project (RFP No. 884, \$46,879.00)

**Attachments:** Overall Project Map, PSA for PSI Final

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

Enactment No: R-14-153

**B ORDINANCES - SECOND READING**

None.

**C ORDINANCES - FIRST READING****C New Business - Staff:**

- C-1 14-0679** An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-14-07)
- Attachments:** 14-07 Water Stormwater Rates Ordinance Briefed.pdf, Chpt 29 - 2014 Rates Ord.pdf
- A motion was made by Councilmember Teall, seconded by Councilmember Warpehoski, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-14-07

**D MOTIONS AND RESOLUTIONS****DC New Business - Council:**

- DC-1 14-0719** Resolution to Nominate and Appoint Member to the City of Ann Arbor Environmental Commission
- Sponsors:** Briere
- Attachments:** Katherine Hollins app.
- A motion was made by Councilmember Briere, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-154
- DC-2 14-0813** Resolution Authorizing the City of Ann Arbor to be Listed as a Supporting Municipality in an Amicus Brief to be filed with the United State Court of Appeals for the Sixth Circuit in Deboer v Snyder and Schuette
- Sponsors:** Briere, Taylor, Teall and Warpehoski
- A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously.**
- Enactment No: R-14-155



- DC-3 14-0815** Resolution to Remove Funding for Larcom Building Re-skin from Capital Improvements Plan
- Sponsors:** Lumm, Kailasapathy and Eaton
- A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be approved.**
- It was decided to postpone this item until technical questions could be answered.*
- A motion was made by Councilmember Teall, seconded by Councilmember Warpehoski, that the Resolution be postponed until 6/2/2014. On a voice vote, the Mayor declared the motion carried.**
- DC-4 14-0844** Resolution Opposing Oil Exploration and Drilling in Scio Township, Michigan
- Sponsors:** Warpehoski, Briere and Taylor
- A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-156
- DB New Business - Boards and Commissions:**
- DB-1 14-0756** Resolution to Approve Grant Applications to the USDA Agricultural Land Easement (ALE) Program for the Purchase of Development Rights (PDR) on Properties in Superior Township
- Attachments:** Rock LLC ALE Map
- A motion was made by Councilmember Taylor, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-157
- DS Unfinished Business - Staff:**
- DS-1 14-0498** Resolution No. 2 - Scio Church Sidewalk Special Assessment (\$1,626.00)
- Attachments:** SAD Table Scio Church Sidewalk.pdf
- A motion was made by Councilmember Teall, seconded by Councilmember Eaton, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried with one dissenting vote by Councilmember Eaton.**
- Enactment No: R-14-126

- DS-2 14-0525** Resolution No. 3 Establishing a Public Hearing for Scio Church Sidewalk Special Assessment
- Attachments:** Scio Church Sidewalk Special Assessment roll.pdf
- A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-158
- DS New Business - Staff:**
- DS-12 14-0702** Resolution to Approve FY 15 and FY 16 Allocations to Non-Profit Entities for Human Services - \$1,244,629.00 (General Fund)
- A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-159
- DS-3 14-0644** Resolution Awarding a Construction Contract to Evergreen Civil, L.L.C. for the Pontiac Trail Improvements Project (\$2,605,190.50; Bid No. ITB-4324)
- Attachments:** Overall Project Map, ITB #4324 Contract Documents FINAL, ITB #4324 Bid Tab
- A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-14-160
- DS-4 14-0657** Resolution to Appropriate Funds from the Major Street (\$1,700,000.00), Local Street (\$638,000.00), and Water Funds (\$666,000.00) to Address Severe Winter Operational Expenses and Infrastructure Damage (8 Votes Required)
- Councilmember Briere was absent for the vote at 8:32 p.m.*
- Council requested information regarding the water main breaks this winter, including the age and location of the pipes.*
- A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried, unanimously with ten members present, thus satisfying the eight-vote requirement.**
- Enactment No: R-14-161

**DS-5 14-0717** Resolution to Approve a Mental Health Court Planning Grant Contract with the Michigan Supreme Court State Court Administrative Office and to Accept and Allocate Funds Pursuant to Contract (\$113,154.00) (8 Votes Required)

**Attachments:** D15 SCAO ADULT MENTAL HEALTH CONTRACT 2014

*Councilmember Briere was absent for the vote at 8:33 p.m.*

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

Enactment No: R-14-162

**DS-6 14-0674** Resolution No. 2 - Barton Drive Sidewalk Special Assessment (\$1,980.00)

**Attachments:** Barton Sidewalk Aerial drawing, Barton Assessment Costs

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

Enactment No: R-14-152

**DS-7 14-0721** Resolution No. 3 - Establishing a Public Hearing for the Barton Road Sidewalk - Special Assessment Project

**Attachments:** Barton Road Sidewalk SAD roll

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

Enactment No: R-14-163

**DS-8 14-0646** Resolution to Adopt Revised Funding Policies for the City's Pension and Voluntary Employee Beneficiary Association (VEBA) Plans

**Attachments:** Information Pgs-Pension Policy FY15.pdf, Information Pgs-OPEB Policy FY15.pdf

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

Enactment No: R-14-164

**DS-9 14-0544** Resolution to Approve Fiscal Year 2015 Fee Adjustments for Public Services Area - Project Management, Systems Planning, Field Operations and Customer Service

**Attachments:** 2015 Public Services Proposed Fees.pdf

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

Enactment No: R-14-165

**DS-10 14-0567** Resolution to Approve Fiscal Year 2015 Fee Adjustments for the Community Services Area

**Attachments:** Comparative Data for Market Fee Increases.pdf, PMAC FY15 Fee\_Adjustments\_Resolution.pdf, Public Market Fee Schedule FY15.pdf

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

Enactment No: R-14-166

## RECESS

*Mayor Hieftje declared a recess at 8:43 p.m. and reconvened the meeting at 9:00 p.m.*

**DS-11 14-0550** Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2015

**Attachments:** FY15 Budget As Amended on May 19 2014, FY2015 Budget Resolution

**A motion was made by Councilmember Taylor, seconded by Councilmember Kunselman, that the Resolution be approved.**

Enactment No: R-14-167

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

**Amendment 1-Decrease SmartZone Budget**

Whereas, The SmartZone LDFA tax capture is projected to increase by \$412,795.00 for FY2015;

Whereas, The SmartZone LDFA has approved an increased expenditure budget of \$165,379.00, which consists of an increase of \$30,000 Incubator operating expense, increase of \$20,000.00 direct staffing expense, and a \$75,000.00 increase to SPARK's marketing plan; and

Whereas, Council desires to prioritize setting aside some funding for future infrastructure improvements in the Ann Arbor SmartZone;

**RESOLVED**, The SmartZone LDFA expenditure budget be decreased by \$165,379.00 to the prior year's level of \$1,814,892.00; and

**RESOLVED**, The SmartZone LDFA fund balance be increased by \$165,379.00 for future Ann Arbor SmartZone LDFA infrastructure development.

**Sponsors:** Kailasapathy, Eaton, Anglin

Councilmember Lumm moved to amend the amendment as follows:

**Add RESOLVED Clause:**

**RESOLVED THAT THE RESERVES WILL BE PLACED IN RESERVE TO ADDRESS RECOMMENDED CITY PROJECTS THAT WERE ENUMERATED IN THE ECONOMIC TASKFORCE REPORT. The amendment was withdrawn.**

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

**Yeas:** 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 6 - Mayor Hieftje, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-14-167

*A friendly amendment was made changing the dollar amount to \$25,000.00.*

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

**Amendment 2 [15]- Reduce SPARK economic development contract and increase human service funding**

**Whereas, Council desires to reduce [eliminate] the SPARK contract for economic development in General Fund and repurpose the funds to human services; and**

**Whereas, The amount budget is \$75,000.00;**

**RESOLVED, The General Fund Non-Departmental FY2015 budget be reduced by \$25[75],000.00 and the General Fund Community Development FY2015 budget be increased by \$25[75],000.00 for the purpose of providing assistance for a warming center; and**

**RESOLVED, That beginning with the 2016 Fiscal Year budget, Council directs the City Administrator to use this recurring \$25[75],000.00 to provide additional funding for human services.**

**Sponsor: Eaton, Kailasapathy, Anglin**

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

**Yeas:** 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 6 - Mayor Hieftje, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-14-167

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

**Amendment 3[2]- Reduce Police funding and increase Community Development funding to fund drug treatment and prevention**

Whereas, National data and local anecdotes indicate a rise in opioid drug abuse;

Whereas, Elected officials have used increased heroin use as a justification for increased police spending;

Whereas, A 1997 report by the Center for Substance Abuse Treatment (CSAT) of the US Department of Health and Human Services found that "treatment appears to be cost effective, particularly when compared to incarceration, which is often the alternative."

Whereas, The focus on incarceration and enforcement in the "war on drugs" has disproportionately affected communities of color and put an unsustainable strain on state and federal budgets for incarceration;

Whereas, Current substance abuse treatment facilities in Washtenaw County are insufficient to meet the needs of those seeking recovery assistance;

Whereas, Police expenditures constitute 29% of proposed FY15 general fund expenditures;

Whereas, Ann Arbor currently enjoys record low levels of crime;

Whereas, The proposed budget for FY2015 includes 3.0 new FTEs for Police (2.0 for community engagement and 1.0 for traffic officers) ;

Whereas, The City funds Community Development for human services from the General Fund;

**RESOLVED**, That the Police FY2015 General Fund expenditure budget be reduced by 1.0 FTE and \$95,000.00; and

**RESOLVED**, That the Community Development General Fund human services FY2015 expenditure budget be increased by \$95,000.00 for the purpose of drug treatment and prevention.

**Sponsors: Warpehoski**

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

**Yeas:** 2 - Councilmember Teall and Councilmember Warpehoski

**Nays:** 9 - Mayor Hieftje, Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Eaton

Enactment No: R-14-167

**MOTION TO SUSPEND COUNCIL RULES**

A motion was made by Councilmember Eaton, seconded by Councilmember Taylor, that Council suspend Rule 1 of Council Rules in order to go into Closed Session after 11 p.m. On a voice vote, the Mayor declared the motion carried.

**RECESS**

*Mayor Hieftje declared a recess at 10:51 p.m. and reconvened the meeting at 11:03 p.m.*



**14-0550**

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2015

**Attachments:** FY15 Budget As Amended on May 19 2014, FY2015 Budget Resolution

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

**Amendment 4[3]- 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 5th 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, The City of Ann Arbor will not achieve the goals articulated the Climate Action Plan if we do not invest in Community-Facing Climate Action Programs;

Whereas, The completion of the Ellsworth Corridor Study is not necessary at this time to effect the completion of any currently contemplated work and is not a known requirement of any currently anticipated grant funding;

**RESOLVED**, That the General Fund FY2015 Project Management expenditure one-time budget allocation of \$50,000.00 for the Ellsworth Corridor Study be repurposed to support Community-Facing Climate Action Programs in the General Fund Systems Planning budget;

**RESOLVED**, That the General Capital Project Fund FY2015 revenue and expenditure budget be reduced by \$50,000.00; and

**RESOLVED**, That the General Fund FY2015 Systems Planning expenditure budget be increased by \$75,000.00 funded by a one-time use of fund balance to support Community-Facing Climate Action Programs, in anticipation of obtaining grant funding in future budget years.

**Sponsors:** Taylor, Teall, Warpehoski, Mayor Hieftje

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

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

**Nays:** 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Enactment No: R-14-167

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

**Amendment 5[4]-Increase Police Staffing in the FY15 Budget by Two Additional Officers**

Whereas, Public safety services (police and fire protection) are core, essential city services and priorities valued highly by residents and taxpayers (individuals and businesses);

Whereas, Over the last 13 years, staffing levels in the Police Department were reduced significantly, from 244 FTE's in the FY01 budget to 146 FTE's in the adopted FY14 budget;

Whereas, City Council at its December 2012 retreat identified public safety as one of five key strategic priorities, but despite the high priority placed on public safety by Council and the understanding that increased staffing is necessary to positively progress proactive policing, the recommended FY14 budget did not reflect any increase to police staffing and council rejected a proposed amendment to add three officers to the FY14 budget;

Whereas, On June 3, 2013, City Council approved a resolution requesting that the DDA allocate funding for three downtown beat cops, but in the nine months since that resolution was adopted, the DDA has not taken any action on that request;

Whereas, City Council at its December 2013 budget retreat reconfirmed that public safety was a key strategic priority; and

Whereas, The Administrator's recommended FY15 budget includes an increase of three police officers and the cost for an additional two officers is \$168,208.00;

Whereas, The City's FY14 forecast for state shared revenue is \$11,004,925.00 and the recommended FY15 budget is \$11,106,589.00 – an increase of \$101,664.00 or 0.9% which is significantly lower than the current budget proposals in Lansing;

Whereas, The recommended FY15 General Fund expenditure budget for the 15th District Court is an increase of \$176,769.00 (4%) and the Court has not demonstrated the same level of fiscal discipline and restraint as other city departments in recent years; and

Whereas, The recommended FY15 General Fund non-departmental expenditure budget includes \$182,974.00 in City Administrator contingency, \$1,619,286 in contract and legal settlement contingency, and a \$846,000 provision for severance payments;

**RESOLVED**, That the recommended FY15 budget be amended to increase the budgeted FTE in the Police Department by two (from 149 FTE to 151 FTE) and increase the recommended Police General Fund expenditure budget by \$168,208 to reflect the additional two officers.

**RESOLVED**, That the \$168,208.00 increase in the Police General Fund

expenditure budget for the two additional officers is funded by General Fund expenditure reductions of \$50,000.00 in the 15th District Court and \$118,208.00 in non-departmental, and that the Administrator is authorized to proportionally restore these two budgets up to the levels originally recommended should State Shared Revenue budgets be adopted that result in budgeted revenue to the City over \$11,106,589.00;

**RESOLVED**, That the Administrator may present to Council other recurring expenditure reductions to substitute for those identified above; and

**RESOLVED**, That Council reconfirms its request to the DDA that the DDA allocate funding for three beat cops in the downtown area.

**Sponsor:** Lumm, Eaton, Kailasapathy, Anglin

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

**Yeas:** 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 7 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-14-167

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

**Amendment 6[5]-Restore Fall Leaf and Holiday Tree Pickup Services**

Whereas, The City provided Fall leaf pickup and Holiday Tree pickup services to residents until 2011; and

Whereas, Leaf pickup is a basic service that residents and taxpayers reasonably expect their taxes would pay for, particularly given that taxpayers pay almost \$12 million annually in a dedicated solid waste millage; and

Whereas, For many residents, bagging/mulching are simply not practical given the volume of their leaves and the elimination of this twice a year leaf pickup service simply shifted the costs of disposal from the city to those residents who now pay twice – through the Solid Waste Millage and to hire private haulers; and

Whereas, Holiday tree pickup offers a convenience to residents that can be provided for the minimal cost of \$26,000.00 annually. Further, restoring holiday tree pickup would eliminate the need for residents to drive to the drop-off individually resulting in an environmental benefit as well as the convenience; and

Whereas, City staff indicated on May 2, 2014 that the costs to restore leaf pickup would be a one-time capital cost of \$406,000.00 and increased recurring operating costs of \$293,500.00. Including holiday tree pickup, the recurring cost increase to restore both services for residents would be \$319,500.00; and

Whereas, The Solid Waste unrestricted fund balance at June 30, 2013 was \$11.7 million – equivalent to 81% of Solid Waste annual operating expenses and 75% of Solid Waste capital assets – and the \$406,000.00 one-time equipment purchase would utilize only 3.5% of that fund balance; and

Whereas, The projected recurring cost of \$319,500.00 to restore these services to residents represents approximately 2% of annual Solid Waste expenditures; and

Whereas, The Field Operations service unit actual Solid Waste fund expenditures have been significantly under budget each of the last three years with the under-runs well in excess of the \$319,500.00 necessary to fund restoring these services;

**RESOLVED**, That the recommended FY15 budget for the Solid Waste Fund (0072) be amended to restore (2) Fall leaf pickups and Holiday Tree pickup services for residents;

**RESOLVED**, That the one-time expenditure of \$406,000.00 is funded by a one-time use of Solid Waste fund balance;

**RESOLVED**, That the recurring expenditures of \$319,500.00 for the costs of restoring leaf and holiday tree pickup are offset by \$319,500.00 in expenditure reductions in the Field Operations service unit's Solid Waste fund expenditures resulting in no net increase to the FY15 Solid waste expenditures

recommended by the Administrator; and

**RESOLVED**, That the Administrator may present to Council other recurring expenditure reductions in the Solid Waste fund to substitute for those identified above.

**Sponsor:** Lumm, Eaton, Kailasapathy, Anglin

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

**Yeas:** 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 7 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-14-167

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

**Amendment 7[6]- Council Directive Regarding Employee Pension Plan Re-structuring**

Whereas, The City currently offers employees a defined benefit pension plan; and

Whereas, At June 30, 2013, the City's pension plan was 80.24% funded with an unfunded liability of \$100.2 million (Assets \$407.2 million; Liabilities \$507.4 million); and

Whereas, The challenge of unfunded pensions and unsustainable legacy costs has been a national issue for many years and in response, most public and private sector employers concluded that defined contribution (401-K type) plans are more sustainable and predictable in the long term and have transitioned away from defined benefit retirement plans; and

Whereas, A Bureau of Labor Statistics study indicated that in March 2012, the proportion of private sector workers nationally participating in a defined benefit plan had fallen to 17% and a Federal Reserve Board survey of households found that the percentage of households covered by a defined benefit pension had fallen to 31% in 2010; and

Whereas, The State of Michigan as well as our two local public Universities – UM and EMU – offer defined contribution plans to new employees; and

Whereas, The State of Michigan passed legislation (PA 329) making it easier for local government units to transition to a defined contribution plan when an unfunded liability exists in their defined benefit plan, and other employers have demonstrated that this challenge can be overcome; and

Whereas, The City Council gives direction to the City Administrator regarding compensation and benefits and while this topic has been discussed on occasion for over two years, little progress has been made and City Council should provide direction; and

Whereas, The City Council wishes to convey its desire to reduce future pension costs for all union and non-union retirees while still contributing to employees' retirement;

**RESOLVED**, The City Council directs the City Administrator to prepare within existing resources a revised retirement plan design, in collaboration with Council's Labor Committee, for new hires that includes a defined contribution element and results in lower costs to the City. This plan design as well as implementation steps will be presented to Council by December 31, 2014, with the intent that the revised plan will be applied to all employees hired after December 31, 2015.

Sponsor: Lumm, Kailasapathy

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 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-14-167

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

**Amendment 8[7] - Council Directive Regarding Alternative Funding Options for Street Repair**

**Whereas, The current condition of Ann Arbor streets is poor and is a major source of dissatisfaction for current residents and taxpayers. The poor condition also sends a negative message about our community to individuals and businesses who consider relocating and/or investing here;**

**Whereas, The problem is not unique to Ann Arbor and is a state-wide issue largely caused by the lack of funding;**

**Whereas, The current funding for Ann Arbor street repair is approximately \$20 million annually with about half from the State and half from the City's Street Repair Millage (2.1250 mills generates approximately \$10 million annually). No General Fund dollars are currently allocated for street repair;**

**Whereas, The State is investigating alternatives to increase road funding and the County is investigating a possible new street millage, but neither are definitive and the impacts on Ann Arbor are not known;**

**Whereas, Increasing local taxes to generate funding is not a recommended option given Ann Arbor's already high and increasing tax burden; and**

**Whereas, The magnitude of the problem is sufficient to warrant considering all other alternatives to increase funding for street repair (both one-time and recurring) including but not limited to one-time expenditures, re-purposing existing city millages, re-purposing other city-related tax revenues (e.g., DDA, LDFA), allocations of current general fund dollars;**

**RESOLVED, City Council directs the City Administrator to work within existing resources to study alternatives to increase street funding and present to Council by September 30, 2014 a report outlining options, their financial impact, and the pros and cons of each.**

**Sponsor: Lumm, Eaton, Kailasapathy, Anglin**

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

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

**Nays:** 0



Enactment No: R-14-167

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

**Amendment 9[8]- Repurpose budget for Animal Control**

**Whereas, The City Administrator has been working with the County and Humane Society of Huron Valley (HSHV) to determine the appropriate level of support from the City; and**

**Whereas, Council on May 5, 2014 directed the City Administrator to develop options for Deer Management for Council consideration (R-14-144); and**

**Whereas, The City Administrator's budget includes \$28,000.00 for animal control; and**

**Whereas, The Administrator's draft budget includes \$75,000.00 for a sign inventory to assess community preferences for the placement and appearance of business signs;**

**RESOLVED, That the sign inventory project be delayed for one year; and**

**RESOLVED, That the \$75,000.00 budgeted for the sign inventory (one-time) be redirected to the Police Department to fund deer management solutions and a one-time increase in services with HSHV for animal control; and**

**RESOLVED, That once the City Administrator negotiates an appropriate amount to fund on a recurring basis, the City Administrator be directed to incorporate the amount into the FY2016 budget.**

**Sponsor: Petersen, Kailasapathy, Eaton, Anglin**

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

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

**Nays: 0**

Enactment No: R-14-167

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

**Amendment 10[9]-Increase Affordable Housing Expenditure Budget for Warming Center**

Whereas, During the past winter, extreme cold weather created danger for people subjected to prolonged outdoor exposure. This was particularly true for those experiencing homelessness;

Whereas, The Delonis Center was extremely responsive in stretching its financial and human resources, and infrastructure to provide a daytime warming center, and expanded nighttime warming center during the extreme cold;

Whereas, One agency cannot fully address the need, especially in the presence of extreme weather such as that experienced this past winter;

Whereas, City, County, nonprofit, and community representatives are meeting this spring and summer to develop a plan for maximizing the community's ability to keep those experiencing homelessness safe from exposure and injury during the winter months;

Whereas, Part of this plan will include refining the protocol for communicating to the public, media, and public officials about community-based and governmental locations available to those who are homeless, as well as others in need of warmth in cases of extreme weather, or emergency; and

Whereas, It is imperative that the City, along with the County, private funding partners, and the nonprofit community devote resources to execute a feasible plan for addressing the plan, once developed. Such a plan will include utilizing the Delonis Center to the greatest extent practicable and safe, but must also explore additional warming center capacity within the community. It is estimated that executing this type of response will require funding in the range of \$200,000.00-\$300,000.00.

**RESOLVED**, That the City FY2015 expenditure budget for the Affordable Housing Fund be increased for one year by \$100,000 for the purpose of providing assistance for a warming center, using fund balance from the Affordable Housing Fund.

**Sponsor:** Briere, Lumm

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

**Yeas:** 5 - Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

**Nays:** 6 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Taylor and Councilmember Eaton

Enactment No: R-14-167

**RECESS**

*Mayor Hieftje declared a recess at 12:47 a.m.*

*Mayor Pro Tem Teall reconvened the meeting at 12:58 a.m.*

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

**Absent:** 1 - Mayor John Hieftje

**14-0550**

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2015

**Attachments:** FY15 Budget As Amended on May 19 2014, FY2015 Budget Resolution

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

**Amendment 11[10]- Funding for Pedestrian Safety and Access Task Force**

**Whereas, It is estimated that the costs to fully support the efforts of the City Council Appointed Pedestrian Safety and Access Task Force are \$152,320.00, which is in excess of the \$75,000.00 that is included in the FY14 General Fund targeted for the Sidewalk Gap Strategy effort total;**

**Whereas, Council desires to postpone the demolition of the City building at 415 West Washington since additional preparatory work needs to be done;**

**Whereas, The General Fund budget for the demolition is \$300,000.00;**

**RESOLVED, The General Fund FY2015 public services budget be decreased by \$300,000.00 and the project postponed until FY2016;**

**RESOLVED, The General Capital Projects fund FY2015 revenue and expenditure budget be reduced by \$300,000.00;**

**RESOLVED, That the \$75,000.00 included in the approved FY14 General Fund Operation and Maintenance budget be re-appropriated to the General Capital Projects Fund and an additional one-time \$77,320.00 be appropriated from the General Fund fund balance to the General Capital Projects Fund for a total of \$152,320.00 for the purpose of supporting the Pedestrian Safety and Access Task Force effort.**

**Sponsors: Briere, Warpehoski**

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

**Yeas:** 5 - Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

**Nays:** 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 12[11]-Implement Year-Round composting**

**Whereas, Council desires year-round compost collection; collecting compost on a weekly basis from December 1 through March 31;**

**Whereas, The cost is estimated to be \$300,000 per year;**

**Whereas, The expectation is that increased composting will result in decreased trash tipping fees to pay for future costs beyond the FY2015 budget;**

**Whereas, The Solid Waste unrestricted fund balance at June 30, 2013 was \$11.7 million;**

**RESOLVED, The Solid Waste fund FY2015 expenditure budget be increased by \$300,000.00 funded by a one-time use of fund balance.**

**Sponsor: Briere**

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

**Yeas:** 3 - Councilmember Teall, Councilmember Briere and Councilmember Taylor

**Nays:** 7 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 13[12]-Reduce Art Program and Increase Traffic Calming**

Whereas, The FY2015 Recommended Budget includes \$80,000 in the General Fund public services budget for the art program transition;

Whereas, Council desires the funds \$40,000.00 be repurposed to traffic calming;

**RESOLVED**, That the FY2015 General Fund public services expenditure budget be repurposed from Public Art to a transfer out to Local Streets Fund for traffic calming in the amount of \$40,000.00; and

**RESOLVED**, That the FY2015 Local Streets Fund expenditure and revenue budgets be increased \$40,000 for traffic calming.

**Sponsor:** Eaton, Kailasapathy, Anglin

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

**Yeas:** 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

**Nays:** 6 - Councilmember Kunselman, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 14-Increase Major and Local Street Funds contribution to Alternative Transportation**

Whereas, The City previously contributed 5% to Alternative Transportation from the Major and Local Street funds;

Whereas, during subsequent budget discussions, this was reduced to 2.5%;  
and

Whereas, Council desires to restore the 5% contribution from Major and Local Street Funds to Alternative Transportation;

**RESOLVED**, The Major Streets FY2015 expenditure budget be increased by \$141,079.00, funded with a one-time use of fund balance; and

**RESOLVED**, The Local Streets FY2015 expenditure budget be increased by \$39,631.00, funded with a one-time use of fund balance; and

**RESOLVED**, The Alternative Transportation FY2015 revenue and expenditure budget be increased by \$180,710.00; and

**RESOLVED**, That the City Administrator is directed to return to City Council later this year with information that will help Council determine the appropriate percentage of Act 51 revenues to allocate for alternative transportation in future budgets.

**Sponsor:** Briere

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

**Yeas:** 9 - Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton

**Nays:** 1 - Councilmember Kunselman

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 15[16]- Eliminate 415 West Washington project from FY15 budget**

**Whereas, Council desires to postpone the demolition of the City building at 415 West Washington to explore other funding sources;**

**Whereas, The General Fund budget for the demolition is \$300,000.00;**

**RESOLVED, The General Fund FY2015 public services budget be decreased by \$300,000.00 and the project postponed until FY2016 while funding sources are explored;**

**RESOLVED, The General Capital Projects fund FY2015 revenue and expenditure budget be reduced by \$300,000.00.**

**Sponsor: Kailasapathy, Lumm, Eaton, Anglin**

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

**Yeas:** 7 - Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Eaton

**Nays:** 3 - Councilmember Kunselman, Councilmember Taylor and Councilmember Warpehoski

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 16[17]- Council Directive Regarding Dog Licensing and Funding for Animal Control Services**

Whereas, The Ann Arbor City Code, Ch. 107 (Animals), 9:46 (Dog Licenses), provides that the City shall issue dog licenses to residents who apply for licenses, and that the City Clerk is authorized to establish procedures for issuing licenses;

Whereas, Section 9:47 of the City animal code states that dogs over 6 months old are required to have a current license and dog licensing is also State law;

Whereas, Humane Society of Huron Valley animal population estimates (based on American Veterinary Medical Assn. measurements for estimating dog households/population) have previously indicated that Ann Arbor is home to approximately 30,000 dogs, and that with an approximate 50% dog license and enforcement rate, the City, based on the current \$16.00 2 year license fee, would generate \$120,000.00 annually;

Whereas, For FY15 the City projects approximately \$18,000.00 in revenue for dog licensing, which represents an approximate 7% compliance/participation rate, and the revenue is allocated to the General Fund;

Whereas, The City does not have a designated animal control officer, and The Humane Society of Huron Valley provides animal support services for stray dog rescues, quarantines, cruelty investigations and other animal care and control services utilized by Ann Arbor residents;

Whereas, The Humane Society of Huron Valley and the City of Ann Arbor have been without a contract for services provided Ann Arbor residents for over two years;

Whereas, The City is not a party to the existing contract between the HSHV and the County, it is understood by the County and City that a "pro rata" share of funding support is to be provided by local governments with animal control ordinances;

Whereas, The City payment for contracted services is provided as part of the current contract with the County and HSHV, and the City's pro-rata budgeted share for FY14 and 15 are not yet determined, but estimated costs are being negotiated by the City, County and HSHV;

Whereas, Enforcement of state and city mandated dog licensing is recommended by the Humane Society of Huron Valley as an animal care and control service and industry best practice that has been successfully utilized by other communities;

Whereas, In addition to providing a recurring revenue source to the City to fund animal control activities, such as picking-up and housing stray animals and providing sheltered animals with food, water, and necessary medical attention, licensing a pet is recognized as one of the most important steps a pet owner can take to increase the chances of reunification should a pet



become lost; and

Whereas, The World Health Organization recommends dog licensing as a rabies prevention best practice, and other municipalities and County governments (e.g., Oakland County) have adopted a goal of 70% dog licensing compliance based on the World Health Organization's recommendation for rabies prevention;

**RESOLVED**, That the City Council directs the Administrator to more actively enforce the dog licensing ordinance and establish appropriate procedures for improved dog licensing ordinance customer services, communication, notification, and administration;

**RESOLVED**, That improved licensing education and enforcement will be defined by a substantially improved rate of dog licensing, with a long-term 50% or greater compliance goal;

**RESOLVED**, That the FY15 Clerk's Office General Fund revenue budget be amended to reflect an improvement in dog licensing enforcement and compliance to reflect a 30% participation rate which will generate \$54,000.00 in additional revenue for a total of \$72,000.00 in revenue under the existing fee structure;

**RESOLVED**, That staff return to council within FY15 with a revised fee proposal adjusted to reflect the full cost of dog licensing, enforcement, and related animal control support services; and

**RESOLVED**, \$27,000.00 of the additional \$54,000 FY15 revenue (\$72,000 less the \$18,000 already in budget) will increase the FY15 Police General Fund expenditure budget as a recurring source of revenue to help offset and be utilized as payment for animal services provided the City by the Humane Society of Huron Valley;

**RESOLVED**, That the FY15 Clerk's Office General Fund expenditure budget be amended to reflect an additional \$27,000.00 to be utilized to support increased licensing.

**Sponsor:** Lumm

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

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

**Nays:** 0

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

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

**Amendment 17[18]-Recognition of Parks Fairness Resolution with Budget Amendments**

Whereas, on October 3, 2006, Council passed a resolution that, upon approval of the November 2006 Parks Millage ballot initiative, the General Fund portion of the overall budget supporting the City's Park System Budget would not be reduced more than the average of other General Fund operations of the City;

Whereas, the budget amendments adopted by Council for the FY15 budget decrease the General Fund expenditure budget by \$171,000;

Whereas, the Parks budget should be increased \$23,577 to ensure compliance with the 2006 resolution;

**RESOLVED, That the General Fund Parks FY15 expenditure budget be amended to increase \$23,577 to be funded as a one-time expenditure from the General Fund fund balance.**

**Sponsor: Anglin, Taylor, Lumm**

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

**Yeas:** 9 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton

**Nays:** 1 - Councilmember Teall

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

**The question being the Resolution as amended, on roll call, the vote was as follows with the Mayor Pro Tem declaring the motion carried unanimously with then members present:**

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

**Nays:** 0

**Absent:** 1 - Mayor Hieftje

Enactment No: R-14-167

## **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 Taylor, seconded by Councilmember Warpehoski, that the following Consent Items be approved as presented. On a voice vote, the Mayor Pro Tem declared the motion carried.**

- F-1 14-0695** Ann Arbor Public Art Commission 2015 Public Art Annual Plan  
**Attachments:** Public Art Annual Plan FY15.pdf
- F-2 14-0752** Communication from Comcast regarding Conversion of Comcast of the South, Inc., to Comcast of Colorado/Florida/Michigan/New Mexico/Pennsylvania/Washington, LLC - CTN  
**Attachments:** comcast communication.pdf
- F-3 14-0753** Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for Customers of DTE Electric Company, Case No. U-17097-R, scheduled for May 20, 2014  
**Attachments:** dte communications.pdf
- F-4 14-0760** Communication from Christopher Noun regarding MI Ann Arbor City Council - Thank You  
**Attachments:** Christopher Noun Email.pdf, MI Ann Arbor City Council - thank you.pdf
- F-5 14-0772** Communication from John A. Ponitz, P.C. regarding Notice of Intent to Establish Business Condominium known as the United Condominium Development - Planning and Development Services, City Attorney  
**Attachments:** Notice of Intent - United Condominium Development.pdf
- G The following minutes were received for filing:**
- G-1 14-0741** Special Taxicab Board Meeting - March 13, 2014  
**Attachments:** Taxicab Board Minutes 031314

- G-2 14-0758** Board of Insurance Administration Minutes - April 24, 2014  
Attachments: Insurance Board Minutes 042414
- G-3 14-0693** Ann Arbor Human Rights Commission Meeting Minutes of March 26, 2014  
Attachments: HRC Meeting Minutes 3-26-14 FINAL
- G-4 14-0691** Ann Arbor Human Rights Commission Meeting Minutes of February 12, 2014  
Attachments: HRC Meeting Minutes 2-12-14- FINAL
- G-5 14-0690** Ann Arbor Human Rights Commission Meeting Minutes of January 8, 2014  
Attachments: HRC Meeting Minutes 1-8-2014 - FINAL
- G-6 14-0689** Ann Arbor Commission on Disability Issues Meeting Minutes of March 19, 2014  
Attachments: 03192014 Meeting Minutes FINAL.pdf
- G-7 14-0688** Ann Arbor Commission on Disability Issues Meeting Minutes of February 26, 2014  
Attachments: Disabilities Minutes 02262014 FINAL.pdf
- G-8 14-0687** Ann Arbor Commission on Disability Issues Meeting Minutes of January 15, 2014  
Attachments: Disabilities Minutes 01152014.pdf

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

*Seth Best, 2949 Cascade, thanked Councilmember Anglin for mentioning Camp Take Notice. He invited people to stop by and help with the improvements of their house which is located at 3501 Stone School Road. He expressed concern with the outcome on the warming center budget amendment.*

*Kai Petainen, City resident, expressed concern with the way SPARK representatives responded to Council and the public when asked questions this evening.*

**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 Briere, that Council enter into Closed Session to discuss pending litigation as set forth or incorporated in MCLA 15.268(E). On roll call, the vote was as follows, with the Mayor Pro Tem declaring the motion carried and the meeting recessed at 2:25 a.m.:

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

**Nays:** 0

**Absent:** 1 - Mayor Hieftje

#### **MEETING RECONVENED**

A motion was made by Councilmember Taylor, seconded by Councilmember Petersen, that the meeting reconvene. On a voice vote, the Mayor Pro Tem declared the motion carried and the meeting reconvened at 2:32 a.m.

#### **ADJOURNMENT**

A motion was made by Councilmember Warpehoski, seconded by Councilmember Petersen, that the meeting adjourn. On a voice vote, the Mayor Pro Tem declared the motion carried and the meeting adjourned at 2:32 a.m.

**14-0877**

Council Emails and Redaction List form May 19, 2014

**Attachments:** Council emails 5-19-2014\_Redacted.pdf

Received and Filed

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

**LIVE: MONDAY, MAY 19, 2014, 7:00 P.M.**

**REPLAYS: TUESDAY, MAY 20, 2014, 10:00 A.M. AND FRIDAY, MAY 23, 2014, 7:30 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

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

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

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

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: [cityclerk@a2gov.org](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 need to be received at least two (2) business days in advance of the meeting.

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

Jacqueline Beaudry  
Clerk of the Council

Anissa R. Bowden  
Recording Secretary