



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Tuesday, September 5, 2023

7:00 PM

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

This meeting will be broadcast live on CTN Cable Channel 16, ATT Channel 99, and online at a2gov.org/watchCTN

To sign up for public comment, call the City Clerk's Office between 8am - 5pm at 734-794-6140 on the day of the meeting.

Public commentary can be made in person or by calling Zoom at: 877-853-5247 or 888-788-0099

Enter Meeting ID 942 1273 2148

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [23-1471](#) Agenda Response Memo and eComments - September 5, 2023
(City Administrator - Milton Dohoney Jr., City Administrator)

Attachments: 230905 Agenda Response Memo.pdf
(Added 9/1/23)

AC-2 [23-1474](#) Election Center Analysis for 3021 Miller
(City Administrator - Milton Dohoney Jr., City Administrator)

Attachments: 230901_Election_Center_Memo_Final.pdf
(Added 9/1/23)

AC-3 [23-1484](#) City Administrator's Report - September 5, 2023
(City Administrator - Milton Dohoney Jr., City Administrator)

Attachments: 230905 City Administrator's Report Final.pdf
(Added 9/5/23)

INT INTRODUCTIONS

INT-1 [23-1294](#) Independent Community Police Oversight Commission (ICPOC) Monthly Update
(City Administrator - Milton Dohoney Jr., City Administrator)

INT-2 [23-1470](#) Proclamation of Disability Voting Rights Week in Ann Arbor
(Mayor's Office)

Attachments: 2023 Disability Voting Rights.pdf
(Added 8/31/23)

PUBLIC COMMENTARY (3 MINUTES PER SPEAKER, 45 MINUTES TOTAL)

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

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

**TO PARTICIPATE ONLINE, CALL ZOOM AT: 877 853 5247 or 888 788 0099
ENTER MEETING ID 942 1273 2148**

PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

- 1. Michelle Hughes - Resolution Regarding Traffic Calming (DC-2) (phone)**
- 2. Eliot Carter - Resolution Regarding 14(c) Certificates and Subminimum Wage (DC-5) (phone)**
- 3. Kirk Westphal - Resolution to Improve Data Transparency and Performance Management (DC-3) (phone)**
- 4. Alex Lowe - Resolution Regarding Traffic Calming (DC-2) (phone)**
- 5. Kathy Griswold - Resolution Regarding Traffic Calming (DC-2) (in person)**
- 6. Tom Stulberg - Resolution to Appropriate Funds Received from the Sale of 350 S. Fifth to Ann Arbor Housing Development Corporation (\$6,200,000) (CA-11) (phone)**
- 7. Trische Duckworth - Getting Real About Race Workshop with Tim Wise (phone)**

8. Brandon Dimcheff - Resolution Regarding Traffic Calming (DC-2) (phone)**CC COMMUNICATIONS FROM COUNCIL****MC COMMUNICATIONS FROM THE MAYOR****CA CONSENT AGENDA**

- CA-1** [23-1407](#) Resolution to Approve Street Closings for the Little Amal - The Walk on Saturday, September 23, 2023 from 7:00 PM until 8:00 PM
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Little Amal March Map.pdf
- CA-2** [23-1388](#) Resolution to Approve a Land and Water Conservation Grant Application to the Michigan Department of Natural Resources Grants Management for Improvements at the Buhr Park Ice Arena and Commit \$500,000.00 in Local Matching Funds if the Grant is Awarded
(Community Services - Derek Delacourt, Community Services Area Administrator)
- CA-3** [23-1311](#) Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Moore & Bruggink, Inc., for a Biodigester Feasibility Study - Phase 2 (RFP No. 22-12) (\$88,130.00 Amendment, \$129,786.00 Contract)
(Waste Water Treatment Plant - Brian Steglitz, Public Services Area Administrator)
Attachments: 2023-07-24 M&B Amendment #1 for Biodigester Feasibility Study.pdf, 2022-05-31 Biodigester Feasibility Moore & Bruggink.pdf
- CA-4** [23-1321](#) Resolution to Approve Change Order No. 1 with Fonson Company, Inc. for the 2022 Valve Replacement Project; (\$239,931.36 Increase, Total Contract Amount \$1,490,903.36)
(Engineering - Brian Steglitz, Public Services Area Administrator)
Attachments: 2022 Valve Replacement CO#1.pdf, R-22-127.pdf, CONTRACT - 0 for FONSON INC - ENGINEERING 5-16-2022.pdf
- CA-5** [23-1310](#) Resolution to Approve the Purchase of Ice Control Salt through the Michigan Delivering Extended Agreements Locally (MiDEAL) from the Detroit Salt Company LC for Early Fill (\$59,860.00) and for Seasonal Backup Supply (\$222,000.00)
(Public Works - Brian Steglitz, Public Services Area Administrator)
Attachments: FY24-Detroit Salt Company Early Fill.pdf, FY24-Detroit Salt Seasonal Back Up.pdf
- CA-6** [23-1299](#) Resolution to Approve the Cityworks License, Maintenance and Support

Agreement with Azteca Systems, LLC for FY2024 - FY2028 (\$585,716.91)

(Information Technology Services - Tom Shewchuk, ITSU Director)

Attachments: Ann Arbor MI - Fully Executed Agreement FY19 - FY21.pdf, Amendment - fully executed.pdf, 07_28_2023 Ann Arbor MI+Cityworks_2023_Order Form and Terms of Service.pdf

(Attachment Added 8/25/23)

- CA-7 [23-1324](#) Resolution to Approve a Support Agreement with BSB Communications, Inc. for support of the City's Mitel Phone System (\$78,195.85) (Sourcewell Contract# 0022719-MBS)

(Information Technology Services - Tom Shewchuk, ITSU Director)

Attachments: City of Ann Arbor Support Agreement.pdf

- CA-8 [23-1325](#) Resolution to Approve New Election Personnel Pay Scales

(City Clerk - Jacqueline Beaudry)

- CA-9 [23-1392](#) Resolution to Accept a Sanitary Sewer Easement at Concord Pines of Ann Arbor from Toll Northeast V Corp. **(8 Votes Required)**

(City Attorney Services - Atleen Kaur, City Attorney)

Attachments: Concord Pines Sanitary Sewer Easement.pdf

- CA-10 [23-1393](#) Resolution to Accept a Water Main Easement at Concord Pines of Ann Arbor from Toll Northeast V Corp. **(8 Votes Required)**

(City Attorney Services - Atleen Kaur, City Attorney)

Attachments: Concord Pines Watermain Easement.pdf

- CA-11 [23-1431](#) Resolution to Appropriate Funds Received from the Sale of 350 S. Fifth to Ann Arbor Housing Development Corporation (\$6,200,000) **(8 Votes Required)**

(Financial and Administrative Services - Marti Praschan, CFO)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

FOR ZOOM MEETINGS, PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

- PH-1 [23-1168](#) An Ordinance to Amend Sections 5.15, 5.16 and 5.17 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (TC1 Uses, Auto-related and TC1 Development Use Specific Standards, Transit Corridor Additional Standards) (ORD-23-25)

(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

Attachments: ORD-23-25 Briefed.pdf, C-2 As Amended at First Reading.pdf, First Reading Ordinance (TC1 amendments) First Reading 8-7-2023.pdf, April 18, 2023 Planning Staff Report, 4-18-2023 CPC Approved Meeting Minutes.pdf, Draft CPC Ordinance to Amend Ch 55 (CPC Public Hearing)

(See B-1)

PH-2 [23-1293](#) An Ordinance to Add Chapter 106 (Home Energy Rating Disclosure) to Title VIII (Building Regulations) of the Code of the City of Ann Arbor (ORD-23-26)

(Sustainability Office - Missy Stults, Director)

Attachments: ORD-23-26 Substitute Ordinance as Amended on 082123 Briefed.pdf, ORD-23-26 Substitute Ordinance as Amended on 082123.pdf, HERD Ordinance_8-1-23.pdf, HERD Ordinance Proposed Substitute Ordinance.pdf

(See B-2)

PH-3 [23-1319](#) An Ordinance to Amend Section 7:602, Sections 7:604 to 7:606, Section 7:608 and Section 7:613 of Chapter 96 (Medical Marijuana Facilities and Marijuana Establishments) of Title VII of the Code of the City of Ann Arbor (ORD-23-28)

(City Clerk - Jacqueline Beaudry)

Attachments: ORD-23-28 Briefed.pdf, Ch 96 Ordinance to Amend.pdf

(See B-3)

PH-4 [23-1161](#) An Ordinance to Amend the Zoning Map, Being a Part of Section 5.10.2 of Chapter 55 of Title V of the Code of the City of Ann Arbor, (1601 S. State Street - South Town Rezoning from R4C to C1A/R with Conditions) (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-23-24)

(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

Attachments: ORD-23-24 Briefed.pdf, Ordinance to Amend Zoning Map (REZ23-0002).pdf, 2023 7-25 South Town Conditional Zoning Statement for City Council.pdf, May 16, 2023 Staff Report (South Town), June 21, 2023 Planning Staff Report (South Town), May 16, 2023 Planning Commission Minutes

(See B-4)

PH-5 [23-1316](#) Resolution to Approve 1601 S. State - South Town Site Plan and Development Agreement (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

Attachments: 1601-State-St-South Town Site Plan Resubmittal (2023.06.13)_v5.pdf, May 16, 2023 Planning Staff Report, June 21, 2023 Planning Staff Report, 2023-08-7_1601 S State_Council.pdf, 5-16-2023 CPC Approved Meeting Minutes.pdf, 6-21-2023 CPC Approved Meeting Minutes.pdf

(See DB-1)

- PH-6 [23-1286](#) Resolution to Vacate Part of the Alley in Block 3 of the Plat of Hamilton, Rose, and Sheehan's Addition to the City of Ann Arbor (CPC Recommendation: Approval - 7 Yeas and 0 Nays) **(8 Votes Required)**
- (City Planning Commission - Derek Delacourt, Community Services Area Administrator)
- Attachments:** Parcel Map (South Town Alley), Aerial Map (South Town Alley), Hamilton, Rose & Sheehan's Addition Plat, Application for Street/Public ROW Vacation (South Town), May 16, 2023 Planning Staff Report (South Town), June 21, 2023 Planning Staff Report (South Town)

(See DB-2)

- PH-7 [23-1307](#) Resolution to Vacate a Portion of East Mosley Street in Assessor's Plat No. 30 (CPC Recommendation: Approval - 7 Yeas and 0 Nays) **(8 Votes Required)**
- (City Planning Commission - Derek Delacourt, Community Services Area Administrator)
- Attachments:** 202 E Madison Mosley SV SR 070723.pdf, Assessor's Plat No. 30.pdf, Energov Map 20230525.pdf, UofM Fingerle 13018_Boundary Revised 3-11-2019.pdf

(See DB-3)

A APPROVAL OF COUNCIL MINUTES

- A-1 [23-1415](#) Regular Session Meeting Minutes of August 21, 2023
- (City Clerk - Jacqueline Beaudry)
- Attachments:** CouncilEmails 8.21_Redacted.pdf, 08-21-23 Draft Minutes.pdf
- (Attachment Added 8/25/23)

B ORDINANCES - SECOND READING

- B-1 [23-1168](#) An Ordinance to Amend Sections 5.15, 5.16 and 5.17 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (TC1 Uses, Auto-related and TC1 Development Use Specific Standards, Transit Corridor Additional Standards) (ORD-23-25)
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(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

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(See PH-4)

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DB New Business - Boards and Commissions:

- DB-1** [23-1316](#) Resolution to Approve 1601 S. State - South Town Site Plan and Development Agreement (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

Attachments: 1601-State-St-South Town Site Plan Resubmittal (2023.06.13)_v5.pdf, May 16, 2023 Planning Staff Report, June 21, 2023 Planning Staff Report, 2023-08-7_1601 S State_Council.pdf, 5-16-2023 CPC Approved Meeting Minutes.pdf, 6-21-2023 CPC Approved Meeting Minutes.pdf

(See PH-5)

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(See PH-6)

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(City Planning Commission - Derek Delacourt, Community Services Area Administrator)

Attachments: 202 E Madison Mosley SV SR 070723.pdf, Assessors Plat No. 30.pdf, Energov Map 20230525.pdf, UofM Fingerle 13018_Boundary Revised 3-11-2019.pdf

(See PH-7)

DS New Business - Staff:

- DS-1 [23-1416](#) Resolution Authorizing Summary Publication of Ordinance 23-25 - An Ordinance to Amend Sections 5.15, 5.16, and 5.17 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor to Add Categories of Auto-related Uses, and Modifications to Transit Corridor District Additional Standards

(Community Services - Derek Delacourt, Community Services Area Administrator)

DC Unfinished Business - Council:

- DC-1 [23-1391](#) Resolution to Appoint Neal Elyakin, Janet Haynes, and Rodrick Green to the Independent Community Police Oversight Commission

(City Council)

(Referred from 8/21/23 Regular Session)

DC New Business - Council:

- DC-2 [23-1439](#) Resolution to Adopt an Improved Neighborhood Traffic Calming Program

(City Council)

Sponsors: Akmon, Briggs, Ghazi Edwin, Watson and Harrison

(Added 8/25/23)

- DC-3 [23-1443](#) Resolution to Improve Data Transparency and Performance Management

(City Council)

Sponsors: Briggs, Akmon, Taylor, Radina and Song

(Added 8/29/23)

- DC-4 [23-1467](#) Resolution to Initiate a Statue to Honor Kathy Kozachenko
(City Council)
Sponsors: Taylor and Radina
(Added 8/31/23)
- DC-5 [23-1469](#) A Resolution Directing the City Administrator to Advocate for the Michigan Legislature to End the Use of 14(c) Certificates and Subminimum Wage in the State of Michigan
(City Council)
Sponsors: Ghazi Edwin, Harrison, Radina, Akmon and Eyer
(Added 8/31/23)
- DC-6 [23-1473](#) Resolution to Approve a Purchase Agreement for 3021-3023 Miller Road for the Purposes of Establishing an Election Center and Building Studio Space for the Community Television Network \$2,800,000 and to Appropriate \$828,250.00 from the General Fund Unobligated Fund Balance **(8 Votes Required)**
(City Council)
Sponsors: Taylor, Ghazi Edwin and Song
Attachments: 230901_Election_Center_Memo_Final.pdf,
2023.09.01_Forestcove_Sale_Agreement - COUNCIL.pdf
(Added 9/1/23) (Attachment Added 9/2/23)

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).

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

E The following communications were referred as indicated:

- E-1 [23-1237](#) Transportation Commission Resolution in Support of Installation of Traffic Calming Devices on Fulmer Street between Miller Avenue and Foss Street
(Transportation Commission)
Attachments: Fulmer MF - Final Plan.pdf, Fulmer Traffic Calming Resolution.pdf
- E-2 [23-1385](#) Communication from Comcast Regarding Their Recent Merger, Effective August 4, 2023 - CTN, City Attorney
(City Council - Jacqueline Beaudry)
Attachments: Comcast Merger Communication.pdf

F The following minutes were received for filing:

- F-1 [23-0964](#) April 6, 2023 GAC Meeting Minutes
(Greenbelt Advisory Commission (GAC))
Attachments: 4_6_23 MEETING MINUTES.pdf
- F-2 [23-1245](#) Transportation Commission Meeting Minutes - June 2023
(Transportation Commission)
Attachments: Meeting Minutes - June 2023.pdf
- F-3 [23-1246](#) June 27, 2023 PAC Meeting Minutes
(Park Advisory Commission)
Attachments: 6_27_23 PAC MEETING MINTUES.pdf
- F-4 [23-1259](#) Building Board of Appeals Meeting Minutes for May 25, 2023
(Building Board of Appeals)
Attachments: BBA Meeting Minutes 5-25-23.pdf
- F-5 [23-1400](#) Community Events Fund Committee Minutes - July 18, 2022
(City Administrator)
Attachments: 220718 Community Events Fund Minutes Final.pdf
- F-6 [23-1426](#) Council Administration Committee Minutes - June 13, 2023
(Council Administration Committee)
Attachments: 230613 Council Administration Committee Minutes Final.pdf
- F-7 [23-1465](#) Council Policy Agenda Committee June 15, 2023 Meeting Minutes
(Council Policy Agenda Committee)
Attachments: 06152023 CPAC Final Meeting Minutes.pdf
(Added 8/31/23)

G COMMUNICATIONS FROM THE CITY ATTORNEY**PUBLIC COMMENT - CONTINUED (3 MINUTES EACH - IF NECESSARY)**

***THIS SECTION IS FOR SPEAKERS WHO SIGNED UP FOR PUBLIC COMMENTARY BUT WERE UNABLE TO SPEAK AT THE BEGINNING OF THE MEETING DUE TO THE 45-MINUTE TIME LIMIT.**

FOR ZOOM MEETINGS, PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) COMCAST CHANNEL 16, AT&T CHANNEL 99:

LIVE: TUESDAY, SEPTEMBER 5, 2023 @ 7:00 P.M.

REPLAY: FRIDAY, SEPTEMBER 8, 2023 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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

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

Videos are also available for a nominal fee by contacting CTN at (734) 794-6150.

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 made available upon request during regular business hours.