



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, March 6, 2017

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [17-0294](#) Memorandum from City Administrator - School Safety Work Plan
Follow-Up Report

(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: 170223 - School Safety Work Plan wattachments.pdf

AC-2 [17-0332](#) Memorandum from City Administrator, Proposed Amendment to City Code
- Solicitation of Immigrant Status - March 3, 2017

(City Administrator - Howard S. Lazarus, City Administrator)

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

(Added 3/3/17) (Revised 3/6/17)

AC-3 [17-0343](#) Agenda Responses - March 6, 2017

(City Administrator - Howard S. Lazarus, City Administrator)

(Added 3/6/17)

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. **Doug Selby - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)**
2. **Angela Jackson - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)**
3. **Miriam Flagler - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)**
4. **Nancy Shiffler - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)**
5. **Liz Brater - Services Agreement with Recycle Ann Arbor for Interim Operation of the Ann Arbor Material Recovery Facility & Waste Transfer Station (DC-2)**
6. **Laura Sanders - Immigration Solicitation (C-1)**
7. **Maria Ibarra-Frayer - Immigration Solicitation C-1**
8. **Angela Davis - Y17 Winter Parking Restrictions - Pilot Program**
9. **Dennis Lollar - Gas Power Leaf Blowers Outlawed**

CC COMMUNICATIONS FROM COUNCIL**MC COMMUNICATIONS FROM THE MAYOR****CA CONSENT AGENDA**

- 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)**
(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: Drawing-3600 Plymouth ROW easement, City Easements Escrow Agreement (fully executed).pdf
- CA-2** [17-0214](#) **Resolution to Accept a Sanitary Sewer Easement at 3600 Plymouth Road from Ann Arbor Hotel LLC (8 Votes Required)**

(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: Drawing-3600 Plymouth sanitary easement, City Easements Escrow Agreement (fully executed).pdf

- CA-3 [17-0215](#) Resolution to Accept Easement for Water Main at 3600 Plymouth Road from Ann Arbor Hotel LLC **(8 Votes Required)**

(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: Drawing-3600 Plymouth water main easement, City Easements Escrow Agreement (fully executed).pdf

- 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)

(City Attorney Services - Stephen Postema, City Attorney)

Attachments: Varnum Amendment 4.pdf

- 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)

(Project Management Services - Craig Hupy, Public Services Area Administrator)

Attachments: 2017 Stantec PSA Constr Insp Renewal.pdf

- 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)

(Project Management Services - Craig Hupy, Public Services Area Administrator)

Attachments: Tetra Tech PSA exe, Amendment #1

- 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

(Project Management Services - Nicholas Hutchinson, City Engineer)

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

- 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)

(Water Treatment Plant Services - Craig Hupy, Public Services Area Administrator)

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

- CA-9 [17-0191](#) Resolution to Approve Street Closings for the Dexter-Ann Arbor Run on

Sunday, June 4, 2017

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

Attachments: Dexter - Ann Arbor Run Map 2017

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

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

Attachments: Monroe Street Fair Map

- 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

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

Attachments: Burns Park Run Map.pdf

- 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.

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

Attachments: Fees Receipt, Request Letter

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

(Community Development Services - Andrea Plevak, Manager)

- 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**)

(Housing and Human Services Advisory Board - Andrea Plevak, Director Office of Community and Economic Development)

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

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 Yeas and 0 Nays) (Ordinance No. ORD-17-01)

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

Attachments: Ordinance to Rezone South Maple Apts by Avalon Briefed.pdf, Ordinance to Rezone South Maple Apts by Avalon, October 18, 2016 Planning Staff Report

(See B-1)

- 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)

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

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

(See DB-1)

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

(Public Services - Craig Hupy, Public Services Administrator)

Attachments: City Clerk Pavement Sealant Registration Fee.pdf

(See DS-1)

A APPROVAL OF COUNCIL MINUTES

- A-1 [17-0291](#) Work Session of February 13, 2017 and Special and Regular Session of February 21, 2017

(City Clerk - Jacqueline Beaudry)

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

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)

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

Attachments: Ordinance to Rezone South Maple Apts by Avalon Briefed.pdf, Ordinance to Rezone South Maple Apts by Avalon, October 18, 2016 Planning Staff Report

(See PH-1)

- 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)

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

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

(See PH-2) (To be heard with B-1.)

C ORDINANCES - FIRST READING

C Unfinished Business:

- 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

(City Council)

Sponsors: Eaton, Kailasapathy, Taylor and Warpehoski

Attachments: 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

(Postponed from the 2/21/17 regular session) (Revised 3/4/17 and 3/6/17)

C New Business - Staff:

- C-2 [17-0163](#) An Ordinance to Amend Chapter 55 (Zoning), Zoning of 0.5 Acres from TWP (Township District) to R1D (Single-Family Dwelling District), 685 S. Wagner Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: 685 S. Wagner Zoning Council Ordinance.pdf, 685 S. Wagner annex staff report.pdf, 6-7-2016 CPC Minutes

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)**

(Mayor's Office)

Attachments: Alexandra Cacciari application 2017

(Referred from the 2/21/17 regular session)

- 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)**

(Public Services - Craig Hupy, Public Services Area Administrator)

Sponsors: Frenzel, Smith and Ackerman

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

DB New Business - Boards and Commissions:

DS New Business - Staff:

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

(Public Services - Craig Hupy, Public Services Administrator)

Attachments: City Clerk Pavement Sealant Registration Fee.pdf
(See PH-3)

E COMMUNICATIONS FROM THE CITY ATTORNEY

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

F The following communications were referred as indicated:

F-1 [17-0195](#) Living Wage Increase Effective April 30, 2017

(Financial and Administrative Services - Tom Crawford, CFO)

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

(AAATA)

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

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

F-4 [17-0249](#) AAATA Financial and Performance Reports for the Month Ended December 31, 2016

(AAATA)

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

(City Clerk Services)

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

(City Clerk - Jacqueline Beaudry)

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

(City Clerk - Jacqueline Beaudry)

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

(Planning and Development Services)

Attachments: 8-11-2016 HDC Minutes with Live Links.pdf

- G-2 [16-1747](#) Minutes of the July 14, 2016 HDC Meeting as Amended

(Planning and Development Services)

Attachments: 7-14-2016 HDC Minutes with Live Links-Corrected.pdf

- G-3 [16-1753](#) Zoning Board of Appeals Minutes of November 16, 2016

(Planning and Development Services)

Attachments: 11-16-2016 ZBA Minutes with Live Links-Corrected.pdf

- G-4 [17-0069](#) Energy Commission Meeting Minutes of December 13, 2016

(Energy Commission)

Attachments: Energy Commission Minutes 12-13-16

- G-5 [17-0121](#) Zoning Board of Appeals Minutes of December 14, 2016

(Planning and Development Services)

Attachments: 12-14-2016 ZBA Minutes with Live Links1.pdf

- G-6** [17-0224](#) Human Rights Commission Meeting Minutes of January 2017
(Human Rights Commission)
Attachments: January 2017 Final Minutes - HRC
- G-7** [17-0227](#) Housing and Human Services Advisory Board Meeting Minutes of January 12, 2017
(Housing and Human Services Advisory Board)
Attachments: HHSAB minutes_01-12-17 -Final
- G-8** [17-0236](#) Greenbelt Advisory Commission Meeting Minutes of January 5, 2017
(Greenbelt Advisory Commission)
Attachments: GAC MeetingMinutes 1-5-2017
- G-9** [17-0243](#) Elizabeth Dean Fund Committee Meeting Minutes of January 10, 2017
(Elizabeth Dean Fund)
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
(Greenbelt Advisory Commission)
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
(Commission on Disability Issues - Robyn Wilkerson. Director)
Attachments: Final January Meeting Minutes 2017
- G-12** [17-0260](#) City of Ann Arbor Employees' Retirement System Meeting Minutes of January 19, 2017
(City of Ann Arbor Employees' Retirement System Board)
Attachments: B BDMTG JANUARY 2017
- G-13** [17-0261](#) Retiree Health Care Benefit Plan & Trust (VEBA) Meeting Minutes of January 19, 2017
(Retiree Health Care Benefit Plan & Trust (VEBA))
Attachments: B VEBA Bd January 2017
- G-14** [17-0263](#) City of Ann Arbor Employees' Retirement System Meeting Minutes of January 19, 2017

(City of Ann Arbor Employees' Retirement System Board)

Attachments: B BDMTG JANUARY 2017

- G-15 [17-0264](#) Retiree Health Care Benefit Plan & Trust (VEBA) Meeting Minutes of January 19, 2017

(Retiree Health Care Benefit Plan & Trust (VEBA))

Attachments: B VEBA Bd January 2017

- G-16 [17-0267](#) AAATA Board Meeting Minutes of January 19, 2017

(AAATA)

Attachments: 5_AAATA Board Meeting Minutes 01.19.17_Approved.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

COMMUNICATIONS FROM COUNCIL

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).

ADJOURNMENT

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.