



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, December 2, 2019

7:00 PM

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

Council meets in Caucus at 7:00 p.m. on the Sunday prior to each Regular Session.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [19-2328](#) Memorandum from City Administrator: Response to Council Resolution R-19-460 - Resolution Directing Review of City Transportation Planning and Staffing - December 2, 2019

(City Administrator)

Attachments: 191202 - Memorandum on the Use of Transportation Resources Final.pdf
(Added 12/2/19)

AC-2 [19-2326](#) City Administrator's Report - December 2, 2019

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

Attachments: 121202 City Administrator's UpdateFinal.pdf
(Added 12/2/19)

AC-3 [19-2324](#) December 2, 2019 Agenda Response Memo and eComments

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

Attachments: Agenda Responses 12-2-19Final.pdf
(Added 12/2/19)

INT INTRODUCTIONS

INT-1 [19-2293](#) HUD Awards 90 New Vouchers for Non-Elderly Households with a Disability (NED) to the Ann Arbor Housing Commission

(City Administrator)

Sponsors: Taylor

Attachments: Press Release - 90 New Vouchers for Non Elderly Disabled Households.pdf

(Added 11/26/19)

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 McMurtrie - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
2. Jane Wright - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
3. Lauren Sargent - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
4. Priscilla Cheever - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
5. Chris Vandebroek - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
6. Eric Lipson - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
7. Grace Singleton - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
8. Paulina Leung - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
9. Joan Lowenstein - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)
10. Will Hathaway - Resolution to Support Center of the City Interim Use and Long Term Planning for the Center of the City/Library Lot Property (DC-5)

Alternates:

1. **Ian Robinson - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)**
2. **Karen Prochnow - Services Agreement with Emterra Environmental USA for MRF Operations (CA-7)**

CC COMMUNICATIONS FROM COUNCIL**MC COMMUNICATIONS FROM THE MAYOR**

- MC-1** [19-2155](#) Appointments - Confirmations
(Mayor's Office)

CA CONSENT AGENDA

- CA-1** [19-2063](#) Resolution to Authorize the Purchase of Two Polaris Ranger EV Utility Vehicles from Polaris Sales Inc.(Sourcewell - \$27,064.46)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Sourcewell Contract - Polaris.pdf, Polaris Ranger Quote.pdf
- CA-2** [19-2064](#) Resolution to Authorize the Purchase of Two Doosan Air Compressors from Cloverdale Equipment Company (Sourcewell - \$45,450.00)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Sourcewell Contract - Doosan.pdf, Cloverdale Air Compressor Quote.pdf
- CA-3** [19-2073](#) Resolution to Authorize the Purchase of One Ventrac Tractor with Accessories from J.W. Turf Inc. (Sourcewell - \$42,577.25)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Sourcewell Contract - Venture Products.pdf, JW Turf Ventrac Quote.pdf
- CA-4** [19-2123](#) Resolution to Approve the Purchase of Vehicles from Signature Ford (Macomb County Bid - \$264,733.00)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Macomb County Bid #21-18.pdf, Signature Truck Quotes.pdf

- CA-5 [19-2124](#) Resolution to Approve the Purchase of Vehicles from Berger Chevrolet (Oakland County Bid, MiDeal Bid - \$211,865.00)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Oakland County Contract 005218.pdf, Berger Chev - Cargo Van Quote.pdf, Berger Chev - MiDeal Bolt Quote.pdf, MiDeal Contract 071B7700177.pdf
- CA-6 [19-2139](#) Resolution to Authorize the Purchase of Heavy Truck and Equipment Repair Parts for the City's Fleet for Five Years Beginning FY2020
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
- CA-7 [19-2020](#) Resolution to Approve a Services Agreement with Emterra Environmental USA Corp. for MRF Operations and Recyclables Processing (5-Year term; \$2,161,250.00 estimated for Year 1, with One Potential 5-Year Extension)
(Public Works - Craig Hupy, Public Services Area Administrator)
Attachments: substitute resolution for CA7 draft ver 2.pdf, Emterra Contract 2019-11-26 final.pdf, CommitteeScores.pdf, RAA Protest RFP 19-28 MRF.pdf, Letter of Protest to Award of RFP 19-28.pdf, Emterra Submission Materials for RFP 19-28_Compiled.pdf, RAA Submission Materials for RFP 19-28_Compiled.pdf
(Attachments added 11/26/19 and 12/2/19) (Revised 11/27/19)
- CA-8 [19-2095](#) Resolution to Approve a Two-Year Professional Services Agreement (PSA) with A. F. Smith Electric, Inc. for Electrical Services for Parks & Recreation for a Not to Exceed Annual Amount of \$100,000.00
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Electrical Contract (AF Smith).pdf, RFP_19-24_Document.pdf, RFP_19-24_Addendum1.pdf, RFP_19-24_ProposalTab.pdf
- CA-9 [19-2096](#) Resolution to Approve a Two-Year Professional Services Agreement (PSA) with Metro Controls, Inc. for Mechanical Services for Parks & Recreation for a Not to Exceed Annual Amount of \$200,000.00
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Mechanical Contract (Metro Controls).pdf, RFP_19-25_Document.pdf, RFP_19-25_Addendum1.pdf, RFP_19-25_ProposalTab.pdf
- CA-10 [19-2104](#) Resolution to Adopt the Board of Review Guidelines for Poverty Exemptions from Property Taxation of Principal Residence Pursuant to MCL 211.7u
(City Assessor Services - Gerard Markey, Assessor)
Attachments: 2020 Ann Arbor Poverty Income Levels.pdf, MCL 211.7u.pdf, 2020 Poverty Guidelines 10.8.19.pdf

- CA-11 [19-2102](#) Resolution Regarding the Michigan Regulation and Taxation of Marihuana Act "Competitive Process" for Adult Use Retailers, Designated Consumption Establishments, and Microbusinesses
(City Attorney Services - Stephen K. Postema, City Attorney)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [19-2038](#) An Ordinance to Amend Section 7.34 of Chapter 77 (Fees and Bonds Required) of the Code of the City of Ann Arbor (Ordinance No. ORD-19-39)
(City Clerk - Jacqueline Beaudry)
Attachments: ORD-19-39 Fees and Bonds Required Ordinance Briefed.pdf, Ordinance to Amend Chapter 77.pdf, ORD-19-39 Public Hearing Notice
(See B-1)

- PH-2 [19-2089](#) Resolution to Approve 212 S. State Street Site Plan and Development Agreement, (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: 212 State Development Agreement 11-26.pdf, 212 State Development Agreement 11-26.docx, 212 S STATE_ROOF PLAN.pdf, 212 S STATE_SOLAR ARRAY VISIBILITY DIAGRAM.pdf
(See DB-1)

- PH-3 [19-2091](#) Resolution to Approve 616 East Washington Planned Project Site Plan and Development Agreement, at 616 East Washington Street (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: Staff Report for October 1 2019 CPC w Maps.pdf, 2019-10-14_Planning Commission Response Memo.pdf, 616 Development Agreement 11-26r.pdf
(See DB-2)

A APPROVAL OF COUNCIL MINUTES

- A-1 [19-2251](#) Regular Session Meeting Minutes of November 18, 2019
(City Clerk - Jacqueline Beaudry)
Attachments: 11-18-19 Draft Minutes.pdf, Council Emails 11-18-19.pdf

B ORDINANCES - SECOND READING

- B-1 [19-2038](#) An Ordinance to Amend Section 7.34 of Chapter 77 (Fees and Bonds Required) of the Code of the City of Ann Arbor (Ordinance No. ORD-19-39)
(City Clerk - Jacqueline Beaudry)
Attachments: ORD-19-39 Fees and Bonds Required Ordinance Briefed.pdf, Ordinance to Amend Chapter 77.pdf, ORD-19-39 Public Hearing Notice
(See PH-1)

C ORDINANCES - FIRST READING

- C-1 [19-2147](#) An Ordinance to Amend Section 1:207 of Chapter 8 (Transportation Commission)
(Public Services - Craig Hupy, Public Services Area Administrator)
Attachments: Transportation Commission Ordinance Amendment.pdf

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [19-2177](#) Resolution to Appointing Richard Chang to the Ann Arbor Area Transportation Authority Board **(7 votes required)**
(Mayor's Office)
Sponsors: Taylor
(Referred from the 11/18/19 regular session.)
- DC-2 [19-2178](#) Resolution to Reappoint Julie Lynch to the Employee Retirement System Board of Trustees and VEBA **(7 Votes Required)**
(Mayor's Office)
Sponsors: Taylor
(Referred from the 11/18/19 regular session.)
- DC-3 [19-2206](#) Resolution to Appoint Ayesha Edwin to the Human Rights Commission **(7 Votes Required)**
(Mayor's Office)
(Referred from the 11/18/19 regular session.)

- DC-4 [19-2280](#) Resolution to Oppose House Bills 4020; 4021; 4022; 4026; 4027; 4028; 4029; 4194; 4200; 4770; 4771; 4772; 4773 and any Similar Bill which would Expand Michigan's Concealed Carry Laws, Negatively Affect Public Safety by Making Guns Easier to Obtain and Carry, and Generally Make Michiganders More Susceptible to Gun Violence

(Council Policy Agenda Committee)

Sponsors: Eaton, Griswold, Hayner, Lumm and Smith

(Added 11/25/19)

- DC-5 [19-2281](#) Resolution to Support Center of the City Interim Use and Long Term Planning for the Center of the City/Library Lot Property

(City Council)

Sponsors: Eaton

(Added 11/25/19) (Revised 11/27/19)

- DC-6 [19-2316](#) Resolution to Endorse Moving the State's "White Cane" Crosswalk Law Language from the Traffic Code to the Vehicle Code in State Law

(Council Policy Agenda Committee)

Sponsors: Griswold

(Added 11/27/19)

- DC-7 [19-2317](#) Resolution to Establish 2020 Council Calendar

(City Council)

Sponsors: Taylor and Lumm

(Added 11/27/19)

DB New Business - Boards and Commissions:

- DB-1 [19-2089](#) Resolution to Approve 212 S. State Street Site Plan and Development Agreement, (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

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

Attachments: 212 State Development Agreement 11-26.pdf, 212 State Development Agreement 11-26.docx, 212 S STATE_ROOF PLAN.pdf, 212 S STATE_SOLAR ARRAY VISIBILITY DIAGRAM.pdf

(See PH-2) (Attachment Revised 11/27/19)

- DB-2 [19-2091](#) Resolution to Approve 616 East Washington Planned Project Site Plan and Development Agreement, at 616 East Washington Street (CPC Recommendation: Approval - 6 Years and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: Staff Report for October 1 2019 CPC w Maps.pdf, 2019-10-14_Planning Commission Response Memo.pdf, 616 Development Agreement 11-26r.pdf
(See PH-3) (Attachment Revised 11/27/19)

DS **New Business - Staff:**

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 [19-2154](#) Non-Discrimination Ordinance Contractor Compliance Summary - Calendar Year 2018
(Financial and Administrative Services - Tom Crawford, CFO)
- F-2 [19-2195](#) Resolution of Support from the Ann Arbor Public Art Commission for the University of Michigan Climate Change Awareness Public Art Project
(Ann Arbor Public Art Commission - Craig Hupy, Public Services Area Administrator)
Sponsors: Ramlawi

G **The following minutes were received for filing:**

- G-1 [19-0846](#) Housing and Human Services Advisory Board Meeting Minutes of March 14, 2019
(David Beck - Teresa Gillotti)
Attachments: HHSAB Minutes 3-14-19 [final]
- G-2 [19-1730](#) Ann Arbor Public Art Commission Meeting Minutes - September 2019
(Public Services - Craig Hupy)
Attachments: AAPAC - September 2019 Minutes.pdf
- G-3 [19-1921](#) Historic District Commission Meeting Minutes of September 12, 2019
(Planning and Development Services)
Attachments: 9-12-2019 HDC Approved Minutes w Live Links1.pdf

- G-4 [19-2010](#) Public Market Advisory Commission Meeting Minutes of September 19, 2019
(Parks and Recreation Services - Stephanie Willette, Market Manager)
Attachments: September 19, 2019 PMAC Meeting Minutes.pdf
- G-5 [19-2045](#) City Planning Commission Meeting Minutes of October 1, 2019
(Planning and Development Services)
Attachments: 10-1-2019 CPC Minutes.pdf
- G-6 [19-2122](#) GAC Meeting Minutes of October 3, 2019
Attachments: 10-03-19 GAC Minutes.pdf
- G-7 [19-2158](#) Downtown Area Citizens Advisory Council Meeting Minutes of November 5, 2019
(Downtown Development Authority - Susan Pollay, Director)
Attachments: CAC Minutes November 5 2019.pdf
- G-8 [19-2159](#) Downtown Development Authority Board, Executive, Partnerships, Capital Improvements, Operations, Finance Committees and City/DDA Joint Work Session Minutes of October 2019
(Downtown Development Authority - Susan Pollay, Director)
Attachments: DDA Minutes October 2019.pdf
- G-9 [19-2249](#) Council Administration Committee Meeting Minutes November 12, 2019
Attachments: 11-12-19 Admin Meeting Minutes.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, DECEMBER 2, 2019 @ 7:00 P.M.

REPLAYS: WEDNESDAY, DECEMBER 4, 2019 @ 8:00 A.M. AND FRIDAY, DECEMBER 6, 2019 @ 8:00 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>).

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

Live Web Streaming: <https://a2gov.org/watchctn>

Video on Demand: <https://a2ctn.viebit.com>

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 viewed at the front counter of the City Clerk's Office.