



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, February 16, 2021

7:00 PM

Electronic Meeting

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

To speak at public comment call: 877 853 5247 or 888 788 0099

Enter Meeting ID 942 1273 2148

Council meets in Caucus at 6:00 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 [21-0300](#) Ann Arbor SPARK Semi-Annual Report - July 1 - December 31, 2020

(City Administrator - Tom Crawford, City Administrator)

Attachments: SPARK City of Ann Arbor Semi-Annual Report.pdf

(Added 2/12/21)

AC-2 [21-0307](#) Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021

(City Administrator - Tom Crawford, City Administrator)

Attachments: 4th Qtr 2020_A2 City Council Update.pdf

(Added 2/12/21)

AC-3 [21-0308](#) Agenda Response Memo and eComments - February 16, 2021

(City Administrator - Tom Crawford, City Administrator)

Attachments: 210216 Agenda Response MemoFinal.pdf

(Added 2/12/21)

AC-4 [21-0339](#) City Administrator's Report - February 16, 2021

(City Administrator - Tom Crawford, City Administrator)

Attachments: 210216 City Administrator's UpdateFinal.pdf

(Added 2/16/21)

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. Elizabeth Collins - Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021 (AC-2)
2. Rita Mitchell - Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021 (AC-2)
3. Vince Caruso - Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021 (AC-2)
4. Ralph McKee - Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021 (AC-2) Motion to Reconsider the February 1, 2021 Vote that Approved the Resolution to Approve Amendments to Council Rules (DC-2)
5. Tom Stulberg - Gelman Plume and 1,4-Dioxane Update October 2020 - January 2021 (AC-2) Motion to Reconsider the February 1, 2021 Vote that Approved the Resolution to Approve Amendments to Council Rules (DC-2) Resolution to Request that the City Administrator Determine the Cost and Feasibility of Supplemental Snow and Ice Removal of our Pedestrian Infrastructure to Improve Pedestrian Safety within the DDA Boundaries (DC-3)
6. Arian Schugat - Resolution to Request that the City Administrator Determine the Cost and Feasibility of Supplemental Snow and Ice Removal of our Pedestrian Infrastructure to Improve Pedestrian Safety within the DDA Boundaries (DC-3)
7. Michelle Hughes - Resolution to Request that the City Administrator Determine the Cost and Feasibility of Supplemental Snow and Ice Removal of our Pedestrian Infrastructure to Improve Pedestrian Safety within the DDA Boundaries (DC-3)
8. Blaine Coleman - We are Against Military Aid to Israel

9. Mozghan Savabieasfahani - We are Against Military Aid to Israel**10. Cory Holland - Social Justice****Alternatives:****1. Glenn Nelson - City Budget FY2022****2. Joe Spaulding - Motion to Reconsider the February 1, 2021 Vote that Approved the Resolution to Approve Amendments to Council Rules (DC-2)****CC COMMUNICATIONS FROM COUNCIL****MC COMMUNICATIONS FROM THE MAYOR**

MC-1 [21-0220](#) Nominations and appointments for February 1, 2021
(Mayor's Office)
(Referred from the 2/1/21 Regular Session)

MC-2 [21-0275](#) Nominations and appointments for February 16, 2021
(Mayor's Office)
(Added 2/12/21)

CA CONSENT AGENDA

CA-1 [20-1237](#) Resolution to Approve an Amendment to the Professional Services Agreement with CalAmp, Inc. for Tracking Fees and Annual Maintenance and Support of the Automated Vehicle Locator (AVL) Units (\$55,080, Annually)
(Information Technology Services - Tom Shewchuk, IT Director)
Attachments: Amendment 1.pdf, invoice.pdf

CA-2 [21-0122](#) Resolution to Approve an Agreement with CenturyLink Communications, LLC to Purchase Wireless Networking Equipment, Software and Related Services to Replace Legacy Equipment and Upgrade the Water Treatment Plants Wireless Network (\$99,001)
(Information Technology Services - Tom Shewchuk, IT Director)
Attachments: FEES_Lumen.pdf, Agreement Document from Lumen - signed.pdf

CA-3 [21-0150](#) Resolution to Approve Schedule 37 to the Interagency Agreement for Collaborative Technology and Services for a Merit Networks Shared Internet Connection with Washtenaw County and the Ann Arbor Area

Transportation Authority (AAATA) (\$38,964 over a 3-year period)

(Information Technology Services - Tom Shewchuk, IT Director)

Attachments: Schedule 37 - City of AA AAATA - AAATA signed Mon 12 14 2020 (002).pdf, CR 51047-0 - MERIT NETWORK INC - Service Agreement.pdf, CR 51047-1 - MERIT NETWORK INC - Service Agreement.pdf, Schedule 30 - City of AA AAATA - signed by all.pdf

CA-4 [20-1649](#)

Resolution to Approve Amendment #1 of the Sub-Contract with the University of Michigan for the Leadership Circle Membership with MCity Project (\$52,952.00 increase, total contract value \$105,155.00) **(8 Votes Required)**

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

Attachments: MCity Agreement_City of Ann Arbor_signed_2019.06.03.pdf, UMTRI_Grant Amendment 1_2021.01.19.pdf

CA-5 [21-0121](#)

Resolution to Approve the Installation of Traffic Calming Devices on Glenwood Road (Override to Washtenaw) in the amount of \$83,085.00

(Engineering - Craig Hupy, Public Services Area Administrator)

Attachments: S5 - Final Plan_Glenwood.pdf

CA-6 [21-0183](#)

Resolution to Approve a Purchase Order with Toter LLC for Solid Waste Containers (\$98,000.00) and appropriate \$98,000.00 **(8 Votes Required)**

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

Attachments: 171717_-_Refuse_and_Recycling.pdf, Official_signed_contract.pdf, Amendment 22.pdf, TOTER 171717-01 A14 - 110-1-2020 - 1-31-2021 with pricing renewal (10-29-2020)[642]_Redacted.pdf

(Attachment Added 2/11/21)

CA-7 [21-0125](#)

Resolution to Approve a Purchase Order with Stryker Medical for the Purchase of Mechanical CPR Devices - LUCAS Devices (\$95,794)

(Fire Services - Mike Kennedy, Chief)

Attachments: Ann Arbor FD Lucas Quote 1.8.2020.pdf

CA-8 [21-0148](#)

Resolution to Approve A Distribution from the City's Police and Firemen's Relief Fund (\$25,000)

(Fire Services - Mike Kennedy, Fire Chief)

Attachments: Sidelinger Disbursement.pdf

CA-9 [21-0149](#)

Resolution to Appoint a New Emergency Management Coordinator and Establish the Line of Succession to the Emergency Management Coordinator for the City of Ann Arbor

(Fire Services - Mike Kennedy, Chief)

Sponsors: Taylor

- CA-10** [21-0189](#) Resolution to Approve a Contract with Aquatic Source, LLC for the Outdoor Pool Ultraviolet Disinfection Improvements Project (\$188,503, ITB No. 4652)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: ITB_4652_Outdoor_Pool_Ultraviolet_Disinfections_Improvements.pdf, ITB_4652_Contract.pdf
- CA-11** [21-0190](#) Resolution to Recommend Approval of a Three-Year Professional Services Agreement (PSA) for Playground Improvement Services for Parks & Recreation (Not to Exceed \$250,000/Year)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: RFP_20-37_Document.pdf, RFP_20-37_ProposalTab.pdf, RFP_20-38_Playground_Improvement_PSA.pdf
- CA-12** [21-0224](#) Resolution to Approve a Street Closure for Conor O'Neill's Main Street Dining on Main Street Between Liberty and William Streets on Wednesday, March 17, 2021 from 6:00 AM until 11:00 PM
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: O'Neill's Email.pdf, Conor O'Neill's Main Street Dining Map.pdf
- CA-13** [21-0095](#) Resolution to Approve the Purchase of One Front Loading Refuse Truck from Bell Equipment Company (Sourcewell - \$364,568.00)
(Fleet & Facilities Services - John Fournier, Assistant City Administrator)
Attachments: Sourcewell - Heil Corp Contract.pdf, Bell Eq - Front Load Revised Quote 0121.pdf
- CA-14** [21-0147](#) Resolution Adopting Energy Criterion and Principles to Guide Energy-Related Investments in A2ZERO
(Sustainability and Innovations Unit - Missy Stults, Sustainability & Innovations Manager)
Attachments: Energy Commission support for Energy Principles.pdf, Environmental Commission Resolution in Support of Energy Criteria and Principles.pdf
- CA-15** [21-0198](#) Resolution to Accept a Sanitary Sewer Easement at 1120 and 1130 Maple Road from Hickory Way Apartments Condominium Association (**8 Votes Required**)
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Hickory Way Sanitary Esmnt.pdf
- CA-16** [21-0199](#) Resolution to Accept a Water Main Easement at 1120 and 1130 Maple Road from Hickory Way Apartments Condominium Association (**8 Votes Required**)
(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: Hickory Way Water Esmnt.pdf

- CA-17 [21-0154](#) Resolution to Approve the Board of Insurance Administration's January 28, 2021 Recommendations for 2021 Property and Casualty Insurance Renewals

(Treasury Services - Michael Pettigrew, Treasurer)

Attachments: City of Ann Arbor - March 2021 Insurance Renewal Summary 1-28-2021.pdf

- CA-18 [21-0225](#) Resolution to Approve the January 28, 2021 Recommendation of the Board of Insurance Administration to Deny the Claim and Subsequent Appeal Filed by Claimant Lori Tschirhart for a Sewer Backup Claim (CC040-20)

(Insurance Administration, Board of - Michael Pettigrew, Treasurer)

Attachments: Insurance Board Minutes 012821.pdf

- CA-19 [21-0226](#) Resolution to Approve the January 28, 2021 Recommendation of the Board of Insurance Administration to Deny the Claim and Subsequent Appeal Filed by Claimant Melanie Welch for a Contractor Dispute Claim in the Amount of \$25,000 (CC038-20)

(Insurance Administration, Board of - Michael Pettigrew, Treasurer)

Attachments: Insurance Board Minutes 012821.pdf

- CA-20 [21-0227](#) Resolution to Approve the January 28, 2021 Recommendation of the Board of Insurance Administration to Deny the Claim and Subsequent Appeal Filed by Claimant Sujata Purohit for a Sewer Backup Claim in the Amount of \$13,100 (CC040-20)

(Insurance Administration, Board of - Michael Pettigrew, Treasurer)

Attachments: Insurance Board Minutes 012821.pdf

- CA-21 [21-0243](#) Resolution to Amend the City Attorney Contract

(Council Administration Committee)

Sponsors: Council Administration Committee

- CA-22 [21-0253](#) Resolution Recognizing Building Up: Partnering in Health and Wholeness as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License

(City Clerk - Jacqueline Beadury)

Attachments: Building Up Charitable Gaming Application.pdf, Building Up Charitable Gaming License materials.pdf

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 [21-0038](#) Resolution to Approve St. Francis of Assisi Site Plan, 2150 Frieze Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: St Francis SP-SEU Rpt w Attach12-15-2020.pdf, 12-15-2020 CPC Approved Minutes w Links.pdf, St Francis EV Parking Locations.pdf, St Francis EV Parking Tabulation.pdf
(See DB-1)

PH-2 [21-0046](#) Resolution to Approve 907 & 913 S. Main Street Site Plan and Development Agreement, (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: 907 & 913 S Main Staff Report w Maps12-1-20.pdf, 907 & 913 S Main DA.pdf, 12-1-2020 CPC Minutes w Live Links.pdf, 907 & 913 S Main EV Parking Sheet.pdf
(See DB-2)

A APPROVAL OF COUNCIL MINUTES

A-1 [21-0252](#) Special Session of January 13 and Regular Session Meeting Minutes of February 1, 2021
(City Clerk - Jacqueline Beaudry)
Attachments: 01-13-21 Draft Minutes.pdf, 02-01-21 Draft Minutes.pdf, Council Emails 2-1-2021.pdf, 020121_Closed Captioning.pdf

DB New Business - Boards and Commissions:

DB-1 [21-0038](#) Resolution to Approve St. Francis of Assisi Site Plan, 2150 Frieze Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: St Francis SP-SEU Rpt w Attach12-15-2020.pdf, 12-15-2020 CPC Approved Minutes w Links.pdf, St Francis EV Parking Locations.pdf, St Francis EV Parking Tabulation.pdf
(See PH-1)

DB-2 [21-0046](#) Resolution to Approve 907 & 913 S. Main Street Site Plan and Development Agreement, (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: 907 & 913 S Main Staff Report w Maps12-1-20.pdf, 907 & 913 S Main DA.pdf, 12-1-2020 CPC Minutes w Live Links.pdf, 907 & 913 S Main EV Parking Sheet.pdf
(See PH-2)

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

- C-1 [21-0096](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.3 Acres from TWP (Township District) to R1A (Single-Family District), Talpos-Knight Property, 2731 Newport (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

Attachments: 2731 Newport Zoning Ordinance.pdf, 2731 Newport Planning Staff Report w Attachments-1-7-2020.pdf, 1-7-2020 CPC Approved Minutes w Live Links2.pdf

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

- DC-1 [21-0221](#) Resolution to Appoint Aidan Sova to the Human Rights Commission (**7 Votes Required**)

(Mayor's Office)

Sponsors: Taylor

(Referred from the 2/1/21 Regular Session)

DC New Business - Council:

- DC-2 [21-0229](#) Motion to Reconsider the February 1, 2021 Vote that Approved the Resolution to Approve Amendments to the Council Rules

(City Council)

Sponsors: Ramlawi

Attachments: R-21-047 Approved.pdf, Council Rules w proposed Amendments Feb2021.pdf, Council Rules as approved 020120.pdf

- DC-3 [21-0286](#) Resolution to Request that the City Administrator Determine the Cost and Feasibility of Supplemental Snow and Ice Removal of our Pedestrian Infrastructure to Improve Pedestrian Safety within the DDA Boundaries

(City Council)

Sponsors: Ramlawi

(Added 2/12/21)

DS New Business - Staff:

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).

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

F The following communications were referred as indicated:

- F-1 [20-1720](#) Transportation Commission Annual Report 2020
(Transportation Commission)
Attachments: 2020_Annual_Report_TC_DRAFT.pdf, 2020_Annual Report_FINAL DRAFT.pdf, 2020_Annual Report_FINAL.pdf
- F-2 [20-1728](#) Seventh Street Process Committee Recommendations
(Transportation Commission)
Attachments: Seventh Street Process Recommendations DRAFT.pdf, Seventh Street Process Recommendations DRAFT with comments.pdf, Seventh Street Recommendations DRAFT_.pdf, 7th Street Cmte Recommendations combined FINAL DRAFT.pdf, 7th Street Committee Recommendations FINAL APPROVED.pdf
(Attachment Revised 2/11/21)
- F-3 [21-0107](#) FY22 Transportation Commission Policy Agenda Input
(Transportation Commission)
Attachments: Transportation Commission FY 2022 Policy Agenda Recommendations DRAFT.pdf, Transportation Commission FY 2022 Policy Agenda Recommendations FINAL DRAFT.pdf
- F-4 [21-0179](#) Notice of Intent to Take Reservations, Construct Units, and Record Master Deed - City Attorney, Planning & Development Services
(City Clerk - Jacqueline Beaudry)
Attachments: Notice of Intent to Take Reservations, Construct Units and Record Master Deed.pdf
- F-5 [21-0180](#) Communication from Alward, Fisher, Rice, Rowe & Graf, PLC regarding Notice of Intent to Establish Condominium Project Parkview - Assessor, Planning & Development Services, City Attorney
(City Clerk - Jacqueline Beaudry)
Attachments: Alward Fisher Rice Rowe & Graf, Parkview Condominium.pdf
- F-6 [21-0202](#) Commission on Disability Issues Recommendation to City Council Concerning Council Action Enactment R-20-342 Resolution to Refer

Ordinance Chapter 40 to Environmental Commission

(Commission on Disability Issues - Denise Jeanes)

Attachments: R-20-342 Ordinance Chapter 40 Recommendation to Environmental Commission.pdf

- F-7 [21-0231](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE), Water Resources Division, regarding a submitted application to make changes to the Malletts Creek watershed: Application Submittal Number: HP1-4RV1-1CE64 - Ann Arbor Public Services - Sustainability
(City Clerk - Jacqueline Beaudry)
Attachments: EGLE Submittal No. HP1-4RV1-1CE64 V3.pdf
- F-8 [21-0254](#) Notification of Ann Arbor Summer Festival City-affiliated Board of Trustees Nominations
(Robert Mulcihy - Jacqueline Beaudry)
Attachments: RE_ Ann Arbor Summer Festival Trustee Nominations.pdf
- G The following minutes were received for filing:**
- G-1 [20-1794](#) Minutes of the October 28, 2020 ZBA Meeting
(Zoning Board of Appeals)
Attachments: 10-28-2020 ZBA Minutes .pdf
- G-2 [20-1968](#) Minutes of the November 17, 2020 PAC Meeting
(Park Advisory Commission)
Attachments: 11-17-2020 PAC Minutes.pdf
- G-3 [21-0065](#) Commission on Disability Issues December Meeting Minutes
(Commission on Disability Issues)
Attachments: DecemberMeetingMinutes18-Dec-2020-04-03-46.pdf
- G-4 [21-0066](#) Human Rights Commission December Minutes
(Human Rights Commission)
Attachments: HRCDecemberMeetingMinutes14-Dec-2020-03-04-46.pdf
- G-5 [21-0088](#) Election Commission Minutes from October 22, 2020
(Election Commission)
Attachments: Election Commission meeting minutes 10222020.pdf
- G-6 [21-0104](#) December 2020 Transportation Commission Meeting Minutes

(Transportation Commission)

Attachments: December Meeting Minutes DRAFT.pdf, December Meeting Minutes FINAL.pdf

- G-7** [21-0116](#) Airport Advisory Committee Minutes - November 18, 2020
(Airport Advisory Committee - Matthew J Kulhanek)
Attachments: AAC Minutes 111820.pdf
- G-8** [21-0131](#) January 5, 2021 City Planning Commission Meeting Minutes
(Planning and Development Services)
Attachments: 1-5-2020 CPC Minutes.pdf
- G-9** [21-0176](#) Audit Committee Meeting Minutes - December 3, 2019
(Audit Committee - Matthew Horning, Interim CFO)
Attachments: Audit Committee Minutes 120319.pdf
- G-10** [21-0177](#) LDFA Smartzone Board Meeting Minutes - October 22, 2020
(Local Development Finance Authority (LDFA) - Matthew Horning, Interim CFO)
Attachments: LDFA Board Meeting Minutes - October 22, 2020.pdf
- G-11** [21-0216](#) Ann Arbor Public Art Commission Meeting Minutes - December 2020
Retreat
(Ann Arbor Public Art Commission - Craig Hupy)
Attachments: AAPAC Meeting Minutes - Dec 2020.pdf
(Attachment Revised 2/8/21)
- G-12** [21-0217](#) Ann Arbor Public Art Commission Meeting Minutes - January 2021
(Ann Arbor Public Art Commission - Craig Hupy)
Attachments: AAPAC Meeting Minutes - Jan 2021.pdf
- G-13** [21-0219](#) Insurance Board Meeting Minutes - January 28, 2021
(Insurance Administration, Board of - Michael Pettigrew, Treasurer)
Attachments: Insurance Board Minutes 012821.pdf, Insurance Board Loss Run -
December 17, 2020.pdf
- G-14** [21-0222](#) Budget and Labor Committee, December 1 2020 Meeting Minutes
(Budget and Labor Committee - Tom Guajardo)
Attachments: Budget and Labor Committee FINAL Open Minutes 12.1.2020.pdf
- G-15** [21-0223](#) City Council Caucus Minutes of April 5 and April 19, 2020
(City Council - Jacqueline Beaudry)

Attachments: 04-05-20 Caucus Minutes.pdf, 04-19-20 Caucus Minutes.pdf

E COMMUNICATIONS FROM THE CITY ATTORNEY

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

COMMUNICATIONS FROM COUNCIL

ADJOURNMENT

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

LIVE: TUESDAY, FEBRUARY 16, 2021 @ 7:00 P.M.

REPLAY: FRIDAY, FEBRUARY 19, 2021 @ 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.