

# **City of Ann Arbor**

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



## **Action Minutes**

**Monday, August 17, 2015**

**7:00 PM**

**Larcom City Hall, 301 E Huron St, Second Floor, City Council  
chambers**

**City Council**

**City Council will meet in caucus the Sunday prior to each regular session at 7 p.m. in Council Chambers.**

#### **CALL TO ORDER**

*Mayor Taylor called the meeting to order at 7:00 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron Street.*

#### **MOMENT OF SILENCE**

*Council stood for a moment of silence.*

#### **PLEDGE OF ALLEGIANCE**

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

#### **ROLL CALL OF COUNCIL**

**Present:** 9 - Councilmember Stephen Kunselman, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Jane Lumm, Councilmember Chuck Warpehoski, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Graydon Krapohl and Councilmember Kirk Westphal

**Absent:** 2 - Councilmember Sumi Kailasapathy and Councilmember Julie Grand

#### **APPROVAL OF AGENDA**

*Councilmember Briere requested the following changes:*

*Move: DB-1 Resolution to Approve the Woodbury Club Apartments Planned Project Site Plan and Development Agreement, Southeast Corner of Nixon Road and M-14 (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Consider after B-1)*

*Move: DB-5 Resolution to Approve Nixon Farm North Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 3381 Nixon Road (CPC Site Plan Recommendation: Denial - 5 Yeas and 2 Nays) (CPC Modifications and Wetland Use Permit Recommendation: Approval - 7 Yeas and 0 Nays) (Consider after B-2)*

*Move: DB-6 Resolution to Approve Nixon Farm South Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 2999 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Consider after B-3)*

**A motion was made by Councilmember Krapohl, seconded by Councilmember Warpehoski, that the Agenda be approved with the changes. On a voice vote, the Mayor declared the motion carried.**

**AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

*City Administrator Steve Powers updated Council on the following:*

*The City of Ann Arbor Parks and Recreation Open Space Plan (PROS) is being updated for 2016 - 2020, and input is sought from the community. The PROS Plan is an element of the City Master Plan and proposes major capital park projects for existing and new parks based on citizen input. Interested residents can contact Parks Planner Amy Kuras at AKuras@a2gov.org or via the City website.*

*Friday, August 21 at 7:00 p.m. until 8:30 p.m., the Ann Arbor District Library will be hosting the final Tübingen, Germany Sister City event, "Our Visit to Tübingen." At this event, members of the Ann Arbor delegation to Tübingen, Germany will share highlights and photos of the delegation's trip to Germany this past summer.*

**AC-1 15-1050 Agenda Response Memo - August 17, 2015**

**Attachments:** Agenda Responses 8-17-15

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

**Received and Filed**

**INT INTRODUCTIONS****INT-1 15-1011 Volunteer of the Month proclamation for George Hewens**

**Sponsors:** Taylor

**Attachments:** George Hewens proclamation.pdf

*Mayor Taylor read a proclamation honoring George Hewens for his service to the community managing Bromley Park for over 40 years, including tending to the rose gardens. 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. Kermit Schlansker - City Agriculture**

*Kermit Schlansker, 2960 Marshall, spoke about City agriculture and using agricultural plants in landscaping, such as fruit and nut trees.*

**2. Jane Klingsten - Condo Association Notification for Common Areas**

*Jane Klingsten, 3347 Elsinore Ct., Arbor Hills Condominium Association, expressed concern about the City's public hearing notice process and whether all condominium residents were notified of tonight's public hearings.*

**3. Elena Levin - Notification of Residents Association for Common Areas**

*Elena Levin, 3212 Dunwoodie, resident of Arbor Hills Condominium, expressed concern about the City's public hearing notification process.*

**4. Jeff Hayner - Resolution to Approve First Amendment to 618 South Main Development Agreement (DC-3)**

*Jeff Hayner, 1807 Pontiac Trail, spoke about the Resolution to approve the first amendment to the 618 S. Main Development Agreement and the Resolution to accept a water main easement at 2311 Shadowood Dr. and asked Council to give these items careful consideration, not to be overlooked due to many other items on the agenda.*

**CC COMMUNICATIONS FROM COUNCIL**

*COUNCILMEMBER LUMM*

*Councilmember Lumm thanked Mayor Taylor for recognizing George Hewens for his work caring for Bromley Park.*

*COUNCILMEMBER WARPEHOSKI*

*Councilmember Warpehoski addressed Mr. Schlansker's comments regarding food landscaping and urged City residents to eat the fruit from fruit trees in the parks.*

**MC COMMUNICATIONS FROM THE MAYOR**

**MC-1 15-0966****Appointments - Confirmations**

**Sponsors:** Taylor

**Attachments:** David Chappell app..pdf, Zachary Damon App..pdf

**APPOINTMENTS APPROVED**

*Mayor Taylor requested confirmation of the following appointments that were presented at the Regular Session of August 6, 2015:*

*Cable Communications Commission*

*David Chappell-Filling Vacancy  
1830 Brookfield Dr.  
Ann Arbor, MI 48103  
Term: June 1, 2015 - May 31, 2020*

*Commission on Disability Issues*

*Zachary Damon-Filling Vacancy  
2901 Northbrook Place #417  
Ann arbor, MI 48103  
Term: June 1, 2015 - May 31, 2018*

*Parks Advisory Commission*

*Robert Galardi-Reappointment  
315 Second St. #217  
Ann Arbor, MI 48103  
Term: June 1, 2015 - May 31, 2017*

*Melissa Stults-Reappointment  
2320 Walter Dr.  
Ann Arbor, MI 48103  
Term: June 1, 2015 - May 31, 2018*

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

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

**PH-1 15-0561**

An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 53.61 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Woodbury Club Apartments, Southeast corner of Nixon Road and M-14 (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-15-13)

**Attachments:** 15-13 Woodbury Club Apartments Rezoning Briefed.pdf, Ch. 55 Woodbury Club Apts. Zoning Ordinance.pdf, 10/21/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, Woodbury Club Protest Letter.pdf

*A public hearing was continued from the July 20, 2015 regular session on the proposed amendment to Chapter 55, (Zoning), Rezoning of 53.61 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Woodbury Club Apartments, Southeast corner of Nixon Road and M-14. Notice of public hearing was published July 2 and August 13, 2015.*

*Kamie Meader, 3140 Dunwoodie, expressed concerns about stormwater and drainage. She also noted that not all residents of the Arbor Hills Condominium Association were notified.*

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

**Held and Closed**

Enactment No: ORD-15-13

**PH-2 15-0563**

Resolution to Approve the Woodbury Club Apartments Planned Project Site Plan and Development Agreement, Southeast Corner of Nixon Road and M-14 (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, Woodbury Club Development Agreement 7-8-15rev.doc

*A public hearing was continued from the July 20, 2015 regular session on the proposed Resolution to Approve the Woodbury Club Apartments Planned Project Site Plan and Development Agreement, Southeast Corner of Nixon Road and M-14. Notice of public hearing was published July 13 and August 13, 2015.*

*James D'Amour, Vice Chair of the Huron Valley Chapter of the Sierra Club, spoke in opposition, stating concerns about the impacts to Traver Creek and other environmental concerns. He urged Council to review the impacts to natural features.*

*Jeff Hayner, 1807 Pontiac Trail, spoke in opposition, urging Council to preserve natural features and to understand the real costs associated with the destruction of natural areas.*

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

**Held and Closed**

**PH-3 15-0786**

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 69 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm North Zoning, 3381 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. Ord-15-15)

**Attachments:** NixonFarmsNorthOrdinance - Conditional Zoning, NixonFarmsNorthStatement, 15-15 Nixon Farm North Rezoning Briefed.pdf, Ordinance to Zone Nixon Farm North (3381 Nixon Road).pdf, 12/16/15 Planning Staff Report, 12/16/14 Planning Commission Minutes, 10/21/14 Planning Staff Report, 10/21/14 Planning Commisison Minutes, Nixon Farm North Zoning Protest 8VOTES 08-14-15, Nixon North and South protest petitions 081215, Nixon Farm rezoning 100ft objection letters 081115, Letter of protest Nixon North - H. Peng 081015, Nixon Farm Concerns and Opposition Emails.pdf, Nixon Farm Opposition Email.pdf, Nixon Farm Protest Emails 8-6-15.pdf, Nixon Farm Protest Letters 8-7-15.pdf, Ann Arbor letter of rezoning objection, Nixon Farm Opposition emails 8-14-15.pdf, Nixon Farm Opposition Email 8-16-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Communication from Jason Minock.pdf

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 69 acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm North property, located at 3381 Nixon Road. Notice of public hearing was published August 3, 2015.*

*The following people spoke in opposition to the proposed Nixon Farm North Rezoning:*

*A homeowner on Foxridge Court, stating concerns about traffic, wildlife and the existing wetlands.*

*Bob McGee, 2245 Placid Way, expressed concerns about the impact to wildlife.*

*Jane Klingsten, 3347 Elsinore, expressed concerns about the traffic changes she has seen over the years, stating it is very difficult to cross Green Road. She stated residents have not seen a wetlands report.*

*A resident from South Foxridge stated she was not notified of the public hearing and stated she did not think that 300 feet was a large enough area for notification.*

*Carol Rycus, 2726 Winter Garden Ct., expressed opposition to any additional development on Nixon Road, stating traffic concerns.*

*A resident who stated she lives within the 100 feet boundary of the development, spoke in opposition, stating concerns with the proposed traffic circle, and the additional traffic that will come with more development.*

*A resident of Fox Fire subdivision*

*Jack Cederquist, 2145 Ardenne Drive, stated the traffic study was paid for by developers and is flawed.*

*Karen Yamada, 3152 Eagle Ct., expressed concern regarding the project's impact on drainage in the area, as well as traffic impacts.*

*A resident of Foxfire Drive spoke in opposition, stating traffic concerns.*

*Jeff Hayner, 1807 Pontiac Trail, urged Council to listen to the neighbors, noting that it is an 8-vote item due to neighbor protests.*

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

**Held and Closed**

Enactment No: ORD-15-15

**PH-4 15-0953**

Resolution to Approve Nixon Farm North Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 3381 Nixon Road (CPC Site Plan Recommendation: Denial - 5 Yeas and 2 Nays) (CPC Modifications and Wetland Use Permit Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 12/16/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, 12/16/14 Planning Commission Minutes, Development Agreement North Draft 8-13-2015.docx, Nixon\_Farms\_Traffic Agreement Draft 8-14-15, Exhibit B - Conceptual Plan

*A public hearing was conducted on the proposed Resolution to approve the Nixon Farm North Site Plan and Development Agreement, with modifications to Chapter 62 Landscaping and Screening and Wetland Use Permit, located at 3381 Nixon Road. Notice of public hearing was published August 10, 2015.*

*Jeff Brainard, representing Toll Brothers, explained the proposed project to City Council, noting the developer's participation in the intersection improvements. Mr. Brainard was available to answer any questions of Council.*

*The following people spoke in opposition to the proposed Nixon Farm North Site Plan:*

*A resident on Dhu Varren Road stated he did not think the notification included enough neighbors, stating 300 feet was not enough.*

*Zhen Qian, 2336 Hickory Point Dr., stated there is too much new construction in northeast Ann Arbor.*

*An unidentified member of the audience stated most members of the audience are opposed to Nixon North and South. She stated having multiple hearings on each project is confusing.*

*A resident at 2416 Tamarack in Fox Fire subdivision stated Fox Fire residents were not notified of the hearing. She stated all residents deserve to be notified.*

*A resident of Fox Fire subdivision urged Council to preserve Ann Arbor.*

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

**Held and Closed**



**PH-5 15-0787**

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 41 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm South Zoning, 2999 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-15-16)

**Attachments:** NixonFarmsSouthOrdinance - Conditional Zoning, NixonFarmsSouthStatement, Ordinance to Zone Nixon Farm South (2999 Nixon Road).pdf, Nixon Farm South Staff Report 12-16-14 w Attachments.pdf, 12/16/14 Planning Commission Minutes, Nixon Farm South Staff Report with Attachments 10-21-14.pdf, 10/21/14 Planning Commission Minutes, Nixon Farm South Zoning Protest 8VOTES 08-14-15, Northbury condo Nixon south protest 081315, Nixon Farm south protest letter 081315, Nixon North and South protest petitions 081215, 2765 Nixon Road protest Nixon South 081215, Lakehurst residents objections Nixon south 081215, Nixon Farm rezoning 100ft objection letters 081115, Nixon Farm Concerns and Opposition Emails.pdf, Nixon Farm Opposition Email.pdf, Nixon Farm Protest Emails 8-6-15.pdf, Nixon Farm Protest Letters 8-7-15.pdf, Ann Arbor letter of rezoning objection, Northbury condo vp president ltr 081415, Nixon Farm Opposition emails 8-14-15.pdf, Nixon Farm Opposition Email 8-16-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Communication from Jason Minock.pdf

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 41 acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm South property, located at 2999 Nixon Road. Notice of public hearing was published August 3, 2015.*

*Fred Mayer, 4 Haverhill Court, on behalf of Northbury Condos, urged Council to listen to the neighbors and continue to work through the issues, noting that the developer has listened to some of the concerns raised by neighbors.*

*The following people spoke in opposition to the proposed Nixon Farm South Rezoning:*

*Hui Wang, 2987 S. Foxridge Ct., expressed concerns about air quality impacts.*

*An unidentified resident expressed concern that only residents within 100 feet can file protest petitions, stating the opinions of the entire community should be considered.*

*Kurt Shanks, 1 Haverhill Ct., stated he is within the 100 feet and he and his wife did file protest petitions. He asked Council to look at the impact to the school district.*

*An unknown member of the audience*

*Sheila Jensen, 2950 Lakehurst Ct. spoke in opposition to R4A zoning, stating traffic and stormwater concerns.*

*Jack Cederquist, 2145 Ardenne, on behalf of the Orchard Hills Neighborhood, asked Council to table all three Nixon Road proposals.*

*Tarek Joseph, 2860 Lakehurst Lane, spoke in opposition, citing quality of life issues.*

*John Palmer, 2870 Lakehurst Lane, expressed concerns about the environment.*

*Jane Klingsten, 3347 Elsinore, questioned whether the City's Police and Fire Departments could handle the increase in population from this development, stating public safety is a concern.*

*A new resident in the area spoke about wetland mitigation and the need to consider the entire ecosystem.*

*Lakshmi Raman, 2378 Hickory Point Dr., urged Councilmembers to visit the Nixon/Green/Dhu Varren intersection during rush hour before making a decision.*

*Jim Liu, 2380 Foxway, expressed concerns about the impacts to the current traffic*

*problems in the area.*

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

**Held and Closed**

Enactment No: ORD-15-16

**PH-6 15-0954**

Resolution to Approve Nixon Farm South Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 2999 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 12/16/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, 12/16/14 Planning Commission Minutes, Development Agreement Nixon South 8-13-2015.docx, Nixon\_Farms\_ Traffic Agreement Draft 8-14-15, Exhibit B - Conceptual Plan

*A public hearing was conducted on the proposed Resolution to approve the Nixon Farm South Site Plan and Development Agreement with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, located at 2999 Nixon Road. Notice of public hearing was published August 10, 2015.*

*Jeff Hayner, 1807 Pontiac Trail, expressed concerns with the project's impact on existing wetlands.*

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

**Held and Closed**

**PH-7 15-0875**

Resolution to Approve the 2250 Ann Arbor-Saline Road Annexation, 5.34 Acres, 2250 Ann Arbor-Saline Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:** 12/2/14 Planning Staff Report, 12/2/14 Planning Commission Minutes

*A public hearing was conducted on the proposed Resolution to approve the 2250 Ann Arbor-Saline Road Annexation, 5.34 acres, located at 2250 Ann Arbor-Saline Road. Notice of public hearing was published August 10, 2015.*

*Greg Hebert, 2058 Ascot, spoke in opposition to the proposed annexation, urging Council to postpone this item until the access issues have been addressed.*

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

**Held and Closed**

Enactment No: R-15-281

**PH-8 15-0943**

Resolution to Approve 542-548 North Main Site Plan, (CPC  
Recommendation: Approval - 6 Yeas and 0 Nays)

**Attachments:** 7/14/15 Planning Staff Report, Planning Commission Minutes 07-07-15  
N. Main

*A public hearing was conducted on the proposed Resolution to approve 542-548 North  
Main Site Plan. Notice of public hearing was published August 10, 2015.*

*There being no one present for comment, the Mayor declared the hearing closed.*

**Held and Closed**

Enactment No: R-15-282

**RECESS**

*Mayor Taylor called a recess at 8:51 p.m. and reconvened the meeting at 9:05 p.m.*

**PH-9 15-0990****Resolution to Establish a Deer Management Program within the City of Ann Arbor**

**Sponsors:** Briere, Lumm and Taylor

**Attachments:** 08-12-15 - Deer fertility control site assessment - Ann Arbor MI - FINAL..., Communication from Stephanie Boyles Griffin 8-12-15

*A public hearing was conducted on the proposed Resolution to establish a deer management program within the city of Ann Arbor. Notice of public hearing was published August 13, 2015.*

*The following people spoke in opposition to a deer cull:*

*An unknown speaker spoke in opposition to an organized deer cull in Ann Arbor, stating the only humane option is non-lethal birth control.*

*Jim Ringold, Ward 1, spoke in support of non-lethal methods.*

*Sharon Rothwell, Chair, Humane Society of Huron Valley, urged Council to make a decision based on facts. She suggested the City consider hiring an animal control officer again.*

*Mary Hinker, 2989 Hickory Lane, spoke in support of non-lethal methods.*

*An unknown resident stated more development is pushing the deer population into smaller and smaller areas.*

*Jeff Hayner, 1807 Pontiac Trail*

*Shunah Sii Rose, Ward 1, stated there was not enough time for public input.*

*Jane Glass, Ward 3, stated she did not want firearms used in her neighborhood.*

*Lakshmi Raman, Ward 1, expressed concern about more development adding to the deer problem.*

*Mary Hubl, Ward 2*

*Dorothy Yenni, 1165 Wendy Court, stated a deer cull is not effective.*

*Nancy Hanke, Ward 3, spoke in opposition to a cull, and urged Council to manage the deer humanely.*

*Valerie Benka, Ward 4*

*Jennifer Martin, 3300 E. Dobson, member of the Humane Society Huron Valley Board*

*Eileen Benson, new City resident*

*Mary Richter, Ward 4, stated more information should be provided and the decision should not be made in the summer.*

*Susan Cornfield, Matthai Farms*

*Ed Vielmetti, Ward 4, urged Council to spend \$90,000 elsewhere.*

*An unknown resident expressed concerns about the cost of a deer management program.*

*A Ward 2 resident stated the deer population is not high enough to warrant a cull.*

*Tanya Hilgendorf, Executive Director of the Humane Society of Huron Valley*

*Jaime Magiera, Ward 4, urged Council to table the issue until more study could be conducted.*

*Karen Patterson, Director of Education, Humane Society of Huron Valley, spoke about animal rights.*

*Bonnie Flanders, Ward 4, stated she is opposed to the use of guns in town.*

*Susan Carr, resident, urged Council to consider non-lethal methods.*

*Freda Herseth, 1508 Long Shore Drive, spoke in opposition to gun use in the City.*

*Greg Hebert, 2058 Ascot, spoke in opposition to the use of guns in the City.*

*Kate Murphy, Livingston County resident*

*Robert McGee, 2245 Placid Way, representing Ann Arbor Residents for Non-Lethal Deer Management, spoke about his recent petition drive to amend the City Charter and stated more than 70% of the residents he spoke with were opposed to a cull.  
A former resident of Rochester Hills, Michigan*

*The following people spoke in support of a deer management program that includes a cull:*

*Margaret Leary, 1056 Newport, stated a cull is more humane than non-lethal methods.  
Bernie Banet, Heather Way, speaking for the Washtenaw Citizens for Ecological Balance, stated there are too many deer in Ward 2.*

*Drew Youngedyke, Ward 4, spoke in support of a cull, stating the protein would be local and organic food for the homeless. He stated he is opposed to adding hormones to the food source.*

*Dana Muir, 815 Green Road, spoke in support of a cull and stated it is time to make a decision.*

*Hillary Handwerger, 3535 Sturbridge Court*

*Kurt Sonen, Ward 2, urged Council to base decision on science, not emotions.*

*Paul Hysen, 820 Watershed, spoke in support of a cull and stated Lyme Disease is a problem in Michigan.*

*Robert Sims, 2107 Devonshire, spoke in support of cull.*

*An unknown resident living near Washtenaw Avenue*

*Judy Cohen, 2855 Heather Way, stated there are too many deer in her neighborhood and Lyme Disease is a concern.*

*Linda Levy, Burns Park*

*A Ward 2 resident*

*A resident of Watershed Drive*

*An unknown speaker urged Council to approve the cull and begin next winter.*

*Tracy Grogan, Ward 2*

*An unidentified Ward 2 resident*

*Paul Schwankl, Ward 3, suggested a mixed approach, which includes a cull and education efforts.*

*Gordon Roberts, Ward 2, spoke about the increase in deer population and stated culling is the only effective means.*

*An unknown resident spoke in support of a cull as well as more research into other options.*

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

#### **Held and Closed**

Enactment No: R-15-277

#### **RECESS**

*Mayor Taylor called a recess at 11:06 p.m. and reconvened the meeting at 11:16 p.m.*

#### **A APPROVAL OF COUNCIL MINUTES**

**A-1 15-0984** Regular Session Meeting Minutes of July 20, 2015

**Attachments:** 08-06-15 Draft Minutes, Council emails 8-6-2015\_Redacted

**A motion was made by Councilmember Briere, seconded by Councilmember Krapohl, that the Regular Session Meeting Minutes of August 6, 2015 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 Purchase Order between City of Ann Arbor and TASER International for the purchase of Conducted Electrical Weapons (CEW) (commonly known as Tasers) (\$36,412.05)*

**Passed on consent agenda**

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

**CA-2 15-0930** Resolution to Approve a Purchase Order to Michigan Supreme Court State Court Administrative Office for JIS for FY 2016 (Not to Exceed \$45,000.00)

Enactment No: R-15-268

**CA-3 15-0931** Resolution to Approve Purchase Order to Azteca Systems for CityWorks Enterprise License and Annual Maintenance and Support Agreement for FY2016 (\$83,000.00)

Enactment No: R-15-269

**CA-4 15-0940** Resolution to Accept and Appropriate Emergency Management Performance Grant Funds and Approve FY 2015 Funding Assistance Grant Agreement for Ann Arbor Emergency Management Program (\$42,881.00) (8 Votes Required)

**Attachments:** EMPG\_FY 2015.pdf, StandardAssurances.pdf

Enactment No: R-15-270

- CA-5 15-0962** Resolution Recognizing Ann Arbor PTO Thrift Shop, Inc. as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
Enactment No: R-15-271
- CA-6 15-0948** Resolution to Approve Street Closure of North University Street between Thayer and Fletcher Streets for UMix Outdoors on Saturday, September 5, 2015 from 6:00 PM until 1:00 AM on Sunday, September 6, 2015  
**Attachments:** UMix Outdoors Map.pdf  
Enactment No: R-15-272
- CA-7 15-0982** Resolution to Approve Street Closure of State Street between South University and William Streets for the University of Michigan Office of New Student Programming's Post-Convocation Events on Friday, September 4, 2015 from 5:00 PM until 12:00 Midnight on Saturday, September 5, 2015  
**Attachments:** Post Convocation Picnic Map.pdf  
Enactment No: R-15-273
- CA-8 15-0952** Resolution to Approve 50% Reduction of Development Review Fees for the White/State/Henry Affordable Housing Development (\$5,807.50)  
Enactment No: R-15-274
- CA-9 15-0978** Resolution to Authorize Public Access to Historical City Council Records in the Hathi Trust Digital Library  
**Sponsors:** Taylor, Briere, Lumm, Grand and Krapohl  
Enactment No: R-15-275
- CA-1 15-0980** Resolution to Approve a Purchase Order between City of Ann Arbor and TASER International for the purchase of Conducted Electrical Weapons (CEW) (commonly known as Tasers) (\$36,412.05)  
**Attachments:** Taser Quote.pdf, Taser Sole Source.pdf  
  
**A motion was made by Councilmember Briere, seconded by Councilmember Krapohl, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**  
Enactment No: R-15-276

**B ORDINANCES - SECOND READING**

**B-1 15-0561**

An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 53.61 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Woodbury Club Apartments, Southeast corner of Nixon Road and M-14 (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-15-13)

**Attachments:** 15-13 Woodbury Club Apartments Rezoning Briefed.pdf, Ch. 55 Woodbury Club Apts. Zoning Ordinance.pdf, 10/21/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, Woodbury Club Protest Letter.pdf

**A motion was made by Councilmember Lumm, seconded by Councilmember Warpehoski, that the Ordinance be adopted at Second Reading.**

Enactment No: ORD-15-13

**A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Ordinance be postponed at Second Reading until 9/21/2015. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-13

**DB-1 15-0563**

Resolution to Approve the Woodbury Club Apartments Planned Project Site Plan and Development Agreement, Southeast Corner of Nixon Road and M-14 (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, Woodbury Club Development Agreement 7-8-15rev.doc

**A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be approved.**

**A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be postponed until 9/21/2015. On a voice vote, the Mayor declared the motion carried.**



**B-2 15-0786**

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 69 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm North Zoning, 3381 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. Ord-15-15)

**Attachments:** NixonFarmsNorthOrdinance - Conditional Zoning, NixonFarmsNorthStatement, 15-15 Nixon Farm North Rezoning Briefed.pdf, Ordinance to Zone Nixon Farm North (3381 Nixon Road).pdf, 12/16/15 Planning Staff Report, 12/16/14 Planning Commission Minutes, 10/21/14 Planning Staff Report, 10/21/14 Planning Commisison Minutes, Nixon Farm North Zoning Protest 8VOTES 08-14-15, Nixon North and South protest petitions 081215, Nixon Farm rezoning 100ft objection letters 081115, Letter of protest Nixon North - H. Peng 081015, Nixon Farm Concerns and Opposition Emails.pdf, Nixon Farm Opposition Email.pdf, Nixon Farm Protest Emails 8-6-15.pdf, Nixon Farm Protest Letters 8-7-15.pdf, Ann Arbor letter of rezoning objection, Nixon Farm Opposition emails 8-14-15.pdf, Nixon Farm Opposition Email 8-16-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Communication from Jason Minock.pdf

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Ordinance be adopted at Second Reading.**

Enactment No: ORD-15-15

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

**Add Conditional Zoning language to Ordinance Amendment as follows:**

**R4A (Multiple-Family Dwelling District) WITH CONDITIONS, in accordance with the attached Conditional Zoning Statement of Conditions which is hereby adopted and incorporated herein.**

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

**Yeas:** 7 - Councilmember Kunselman, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Krapohl and Councilmember Westphal

**Nays:** 2 - Councilmember Anglin and Councilmember Eaton

**Absent:** 2 - Councilmember Kailasapathy and Councilmember Grand

Enactment No: ORD-15-15

**A motion was made by Councilmember Briere, seconded by Councilmember Eaton, that the Ordinance be postponed at First Reading until 9/8/2015. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-15

**DB-5 15-0953**

Resolution to Approve Nixon Farm North Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 3381 Nixon Road (CPC Site Plan Recommendation: Denial - 5 Yeas and 2 Nays) (CPC Modifications and Wetland Use Permit Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 12/16/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, 12/16/14 Planning Commission Minutes, Development Agreement North Draft 8-13-2015.docx, Nixon\_Farms\_Traffic Agreement Draft 8-14-15, Exhibit B - Conceptual Plan

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be approved.**

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be postponed until 10/5/2015. On a voice vote, the Mayor declared the motion carried.**

**B-3 15-0787**

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 41 Acres from TWP (Township District) to R4A (Multiple-Family Dwelling District), Nixon Farm South Zoning, 2999 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-15-16)

**Attachments:** NixonFarmsSouthOrdinance - Conditional Zoning, NixonFarmsSouthStatement, Ordinance to Zone Nixon Farm South (2999 Nixon Road).pdf, Nixon Farm South Staff Report 12-16-14 w Attachments.pdf, 12/16/14 Planning Commission Minutes, Nixon Farm South Staff Report with Attachments 10-21-14.pdf, 10/21/14 Planning Commission Minutes, Nixon Farm South Zoning Protest 8VOTES 08-14-15, Northbury condo Nixon south protest 081315, Nixon Farm south protest letter 081315, Nixon North and South protest petitions 081215, 2765 Nixon Road protest Nixon South 081215, Lakehurst residents objections Nixon south 081215, Nixon Farm rezoning 100ft objection letters 081115, Nixon Farm Concerns and Opposition Emails.pdf, Nixon Farm Opposition Email.pdf, Nixon Farm Protest Emails 8-6-15.pdf, Nixon Farm Protest Letters 8-7-15.pdf, Ann Arbor letter of rezoning objection, Northbury condo vp president ltr 081415, Nixon Farm Opposition emails 8-14-15.pdf, Nixon Farm Opposition Email 8-16-15.pdf, Nixon Farm Opposition Email 8-17-15.pdf, Nixon Farm Communication from Jason Minock.pdf

**A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Ordinance be adopted at Second Reading.**

Enactment No: ORD-15-16

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

Add Conditional Zoning language to Ordinance Amendment as follows:

**R4A (Multiple-Family Dwelling District) WITH CONDITIONS**, in accordance with the attached Conditional Zoning Statement of Conditions which is hereby adopted and incorporated herein.

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

**Yeas:** 7 - Councilmember Kunselman, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Krapohl and Councilmember Westphal

**Nays:** 2 - Councilmember Anglin and Councilmember Eaton

**Absent:** 2 - Councilmember Kailasapathy and Councilmember Grand

Enactment No: ORD-15-16

A motion was made by Councilmember Briere, seconded by Councilmember Eaton, that the Ordinance be postponed at First Reading until 9/8/2015. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-15-16

**DB-6 15-0954**

Resolution to Approve Nixon Farm South Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening, and Wetland Use Permit, 2999 Nixon Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** 10/21/14 Planning Staff Report, 12/16/14 Planning Staff Report, 10/21/14 Planning Commission Minutes, 12/16/14 Planning Commission Minutes, Development Agreement Nixon South 8-13-2015.docx, Nixon\_Farms\_ Traffic Agreement Draft 8-14-15, Exhibit B - Conceptual Plan

A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be approved.

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be postponed until 10/5/2015. On a voice vote, the Mayor declared the motion carried.

**C ORDINANCES - FIRST READING**

**C New Business - Staff:**

- C-1      15-0898**      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 25, Cost Recovery for Hazardous Material Response and Technical Rescue Services (Ordinance No. ORD15-17)

**Attachments:**      15-17 Chapter 25 Speciality Team Cost Recovery Ord Briefed.pdf,  
Chapter 25 Speciality Team Cost Recovery Ord.pdf

**A motion was made by Councilmember Kunselman, seconded by Councilmember Eaton, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-17

- C-2      15-0946**      An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.48 Acres from M1 (Limited Industrial District) to C3 (Fringe Commercial District), Rockbridge Hotel & Retail Rezoning, 3201 S. State Street (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-15-18)

**Attachments:**      15-17 Chapter 25 Speciality Team Cost Recovery Ord Briefed.pdf,  
Rockbridge Hotel Rezoning Ordinance.pdf, 7/7/15 Planning Staff Report, Planning Commission Minutes 05-19-15, Planning Commission Minutes 07-07-15

**A motion was made by Councilmember Eaton, seconded by Councilmember Krapohl, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-18

- C-3      15-0955**      An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.86 Acre from R4C (Multiple-Family Residential District) to PUD (Planned Unit Development District), White/State/Henry PUD Zoning and Supplemental Regulations, 701 Henry Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-15-19)

**Attachments:**      15-19 White State Henry PUD Supp Regs Ordinance Briefed.pdf,  
WhiteStateHenryPUDSuppRegs.pdf, 7/21/15 Planning Staff Report, 701 Henry St Zoning Map.pdf, 7-21-2015 CPC Minutes from White State Henry Housing Commission Project.pdf

**A motion was made by Councilmember Eaton, seconded by Councilmember Krapohl, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-19

- C-4 15-0961** An Ordinance to Amend Sections 1:221, 1:222, and 1:226, and to Delete the Existing Language of Section 1:223 and Add a New Provision Section 1:223 of Chapter 8, Organization of Boards and Commissions, Title I of the Code of the City of Ann Arbor to Implement Changes in Human Rights Commission Duties Consistent with Chapter 112, Non-Discrimination (Ordinance No. ORD-15-20)

**Attachments:** 15-20 Chpt 8 HRC Amend Briefed.pdf, Chpt 8 HRC Amend.pdf

**A motion was made by Councilmember Briere, seconded by Councilmember Eaton, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-20

**C New Business - Council:**

- C-5 15-1028** An Ordinance to Amend the Code of the City of Ann Arbor by Adding New Sections, Which New Section Shall Be Designated as Sections 9:54 (Deer Feeding Prohibition) of Chapter 107 (Animals) of Title IX of Said Code (Ordinance No. ORD-15-21)

**Sponsors:** Lumm and Briere

**Attachments:** 15-21 Deer Feeding Prohibition Ord Briefed.pdf, Deer Feeding Prohibition Ord

**A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-15-21

**D MOTIONS AND RESOLUTIONS**

**DC Unfinished Business - Council:**

- DC-1 15-0623** Resolution to Establish Speed Limits no Greater than 25 mph throughout Near-Downtown Residential Neighborhoods

**Sponsors:** Anglin and Eaton

**Attachments:** Memo to Mayor and Council 8-17-15 - Speed Limits no Greater than 25 mph

**A motion was made by Councilmember Eaton, seconded by Councilmember Anglin, that the Resolution be approved.**

**A motion was made by Councilmember Eaton, seconded by Councilmember Anglin, that the Resolution be postponed until 10/19/2015. On a voice vote, the Mayor declared the motion carried.**

**DC New Business - Council:****DC-2 15-0990** Resolution to Establish a Deer Management Program within the City of Ann Arbor

**Sponsors:** Briere, Lumm and Taylor

**Attachments:** 08-12-15 - Deer fertility control site assessment - Ann Arbor MI - FINAL..., Communication from Stephanie Boyles Griffin 8-12-15

**A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be approved.**

Enactment No: R-15-277

**15-0990** Resolution to Establish a Deer Management Program within the City of Ann Arbor

**Sponsors:** Briere, Lumm and Taylor

**Attachments:** 08-12-15 - Deer fertility control site assessment - Ann Arbor MI - FINAL..., Communication from Stephanie Boyles Griffin 8-12-15

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

**Remove Option B**

**[Approach B - Contraceptive Exploration Only]**

**RESOLVED, That the City work with local stakeholders, MDNR, willing institutions of higher education, and/or the Humane Society of the United States to design and, if practical and cost-effective, implement a doe sterilization and/or contraception program each year, beginning in winter FY2017.**

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

**Yeas:** 8 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Councilmember Eaton, Councilmember Krapohl and Councilmember Westphal

**Nays:** 1 - Mayor Taylor

**Absent:** 2 - Councilmember Kailasapathy and Councilmember Grand

Enactment No: R-15-277

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

Remove Option C

[Approach C - Cull + Contraceptive Exploration]

**RESOLVED**, That in addition to the measures identified in Approach A above, that the City work with local stakeholders, MDNR, willing institutions of higher education, and/or the Humane Society of the United States to design and, if practical and cost-effective, implement a doe sterilization and/or contraceptive program in areas where a deer cull is impermissible, unsafe, or ineffective, beginning in winter FY2017.

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

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

**Nays:** 5 - Councilmember Kunselman, Councilmember Briere, Councilmember Warpehoski, Mayor Taylor and Councilmember Krapohl

**Absent:** 2 - Councilmember Kailasapathy and Councilmember Grand

Enactment No: R-15-277

The question being, the motion made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be approved as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 8 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Councilmember Eaton, Councilmember Krapohl and Councilmember Westphal

**Nays:** 1 - Mayor Taylor

**Absent:** 2 - Councilmember Kailasapathy and Councilmember Grand

Enactment No: R-15-277

### DC-3 15-1029

Resolution to Approve the First Amendment to the 618 South Main Development Agreement, 618 South Main Street

**Sponsors:** Taylor

**Attachments:** 618 South Main First Amendment, 618 South Main Development Agreement - recorded

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 with one no-vote made by Councilmember Anglin.

Enactment No: R-15-278

- DC-4 15-1038** Resolution to Consent to Termination of an Easement for Ingress and Egress at the Michigan Theater and to Authorize the City Administrator to Enter into an Agreement for Alternative Easements (8 Votes Required)

**Sponsors:** Taylor

**A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**

Enactment No: R-15-279

**DB Unfinished Business - Boards and Commissions:**

- DB-2 15-0701** Resolution to Waive Sidewalks at the Racquet Club of Ann Arbor, 3010 Hickory Lane (CPC Recommendation: Approval - 6 Yeas and 1 Nays)

**Attachments:** 3/17/15 Planning Staff Report, 3/17/15 Planning Commission Minutes, AARC Revised Site Plan with Sidewalks, 8/5/15 Planning Staff Report

*Councilmember Krapohl moved, seconded by Councilmember Eaton, that Councilmember Lumm and Mayor Taylor be recused, due to potential conflict of interest, from the discussion and vote on this item.*

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

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

Enactment No: R-15-280

**DB New Business - Boards and Commissions:**

- DB-3 15-0875** Resolution to Approve the 2250 Ann Arbor-Saline Road Annexation, 5.34 Acres, 2250 Ann Arbor-Saline Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:** 12/2/14 Planning Staff Report, 12/2/14 Planning Commission Minutes

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

Enactment No: R-15-281

- DB-4 15-0943** Resolution to Approve 542-548 North Main Site Plan, (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

**Attachments:** 7/14/15 Planning Staff Report, Planning Commission Minutes 07-07-15 N. Main

**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 with one no-vote by Councilmember Eaton.**



Enactment No: R-15-282

**DS New Business - Staff:**

- DS-1 15-0340** Resolution to Approve an Agreement with the Washtenaw County Water Resources Commissioner to Support and Fund the 2015-2017 Rain Garden Program Partnership and Online Rain Garden Training Grant Program (\$206,596.00 over two years; City Cost \$32,166.00)

**Attachments:** Agreement City-County

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

Enactment No: R-15-283

- DS-2 15-0934** Resolution Authorizing an Annual Purchase Order for U.P.M. High Performance Cold Patch Material per ITB 4394 from Cadillac Asphalt, LLC (Not to Exceed \$113,000.00 Annually)

**Attachments:** Cadillac ITB 4394.pdf

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

Enactment No: R-15-284

- DS-3 15-0935** Resolution Approving a Purchase Order with Oakland County for CLEMIS Information Services for FY2016 (Not to Exceed \$110,000.00)

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

Enactment No: R-15-285

- DS-4 15-0772** Resolution to Authorize Contract Amendment Number 4 with Recycle Ann Arbor for Municipal Resource Recovery Services

**Attachments:** Amendment Number 4

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

Enactment No: R-15-286

- DS-5 15-0976** Resolution to Accept a Water Main Easement at 2311 Shadowood Drive from Forest Hills Cooperative Inc. (8 Votes Required)

**Attachments:** DRAWING - 2311 Shadowood easement.pdf

A motion was made by Councilmember Kunselman, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Enactment No: R-15-287

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

- F-1 15-0742** Communication from the Department of Environmental Quality (DEQ) regarding the University of Michigan Golf Course, C3 Designation - System Planning

**Attachments:** DEQ Communication re U of M Golf Course.pdf

- F-2 15-0965** Communication from Comcast regarding a change to the Channel Lineup Effective September 10, 2015 - CTN, Attorney Services

**Attachments:** Comcast Communication.pdf

- F-3 15-1014** Water & Wastewater Capital Cost Recovery Study

**Attachments:** City of Ann Arbor Capital Charge Cost Recovery Report Aug 6 2015

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

- G-1 15-0638** Design Review Board Meeting Minutes of April 15, 2015  
**Attachments:** 4-15-2015 Design Review Board Minutes with Live Links.pdf
- G-2 15-0836** City Planning Commission Meeting Minutes of April 21, 2015  
**Attachments:** 4-21-2015 CPC Minutes with Live Links2.pdf
- G-3 15-0837** City Planning Commission Meeting Minutes of May 6, 2015  
**Attachments:** 5-6-2015 CPC Minutes with Live Links2.pdf
- G-4 15-0873** Ann Arbor Housing Commission Board Meeting Minutes of May 20, 2015  
**Attachments:** 6273\_M\_Housing\_Commission\_15-05-20\_Action\_Minutes.pdf
- G-5 15-0951** Council Liquor License Review Committee Meeting Minutes of April 17, 2015  
**Sponsors:** Council Liquor License Review Committee  
**Attachments:** 2015-04-17 liquor committee minutes
- G-6 15-0977** Ann Arbor Housing Commission Joint Policy and Financial Advisory Committee Meeting Minutes of June 23, 2015  
**Attachments:** AAHCJPFAC Minutes 6-23-15.pdf
- G-7 15-0979** Special Insurance Board Meeting Minutes - July 29, 2015  
**Attachments:** Special Insurance Board Minutes 072915
- G-8 15-0582** Ann Arbor Energy Meeting Minutes of the April 14, 2015  
**Attachments:** Energy Commission Minutes 4-14-15.pdf
- G-9 15-0862** Ann Arbor Energy Commission Meeting Minutes of May 12, 2015  
**Attachments:** Energy Commission Minutes 5-12-15.pdf
- G-10 15-0887** Parks Advisory Commission Meeting Minutes of May 19, 2015  
**Attachments:** PAC Meeting Minutes 5-19-15.pdf

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

*EDWARD VIELMETTI*

*Edward Vielmetti, Ward 4, thanked Council for the approval of CA-9.*

*JAIME MAGIERA*

*Jaime Magiera, Ward 4, thanked Council for their public discussion and debate on the deer management resolution.*

*ROBERT MCGEE*

*Robert McGee congratulated Council on their public process and discussion of deer management options. He urged Council to contact those in support of non-lethal options for their help with that process.*

**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).**

*None.*

**ADJOURNMENT**

**A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 1:47 a.m.**

**15-1109** City Council Emails and Redactions List - August 17, 2015

**Attachments:** Council emails 8-17-2015\_Redacted

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

**LIVE: MONDAY, AUGUST 17, 2015 @ 7:00 P.M.**

**REPLAYS: TUESDAY, AUGUST 18, 2015 AND FRIDAY, AUGUST 21, 2015 @ 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.