

# City of Ann Arbor

301 E. Huron St.  
Ann Arbor, MI 48104  
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## Action Minutes

**Monday, September 16, 2019**

**7:00 PM**

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

**City Council**

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

**CALL TO ORDER – 7:04 p.m.**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**Present:** 10 - Councilmember Jane Lumm, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Chip Smith, Councilmember Anne Bannister, Councilmember Jeff Hayner, Councilmember Kathy Griswold, Councilmember Elizabeth Nelson and Councilmember Ali Ramlawi

**Absent:** 1 - Councilmember Zachary Ackerman

**APPROVAL OF AGENDA**

**Approved as presented**

**AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- AC-1 19-1739** Update on Clean and Renewable Energy  
**Received and Filed**
- AC-2 19-1782** September 16, 2019 Council Agenda Responses and eComments  
**Received and Filed**
- AC-3 19-1784** Memorandum from City Administrator - Response to Resolution R-18-291 - Resolution to Support One Community Initiative and Ongoing Equity - FY20Q1 Report - September 13, 2019  
**Received and Filed**
- AC-4 19-1785** Response to Council Resolution R-18-497 - Resolution to Address Crosswalk Improvements and Maintenance Monthly Update - September 16, 2019  
**Received and Filed**
- AC-5 19-1799** Smart City Strategic Planning Efforts - September 16, 2019  
**Received and Filed**
- AC-6 19-1802** City Administrator's Report - September 16, 2019  
**Received and Filed**

**INT INTRODUCTIONS**

**INT-1 19-1670** Proclamation Recognizing September 17-23, 2019 as Constitution Week

Received and Filed

**INT-2 19-1734** Celebrating Recovery Month 2019

Received and Filed

**INT-3 19-1798** Report Regarding 50th Anniversary Hikone-Ann Arbor Sister City Relationship

Sponsors: Taylor

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. Alan Jackson - Professional Services Agreement with Tetra Tech of Michigan, PC (DC-7)
2. Alan Haber - Botsford Property, 3015 Miller Road Resolution (DC-6) & Resolution Recognizing September 21, 2019 as the International Day of Peace (DC-11)
3. Blaine Coleman - We are against Military Aid to Israel
4. Mozghan Savabieasfahni - We are against Military Aid to Israel
5. Henry Herskovitz - Who singles out Israel?

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

**MC-1 19-1669** Appointments - Confirmations

Sponsors: Taylor

Approved: RAC

**CA CONSENT AGENDA**

**CONSENT AGENDA ITEMS REMOVED: CA-5 and CA-8****Passed on consent agenda****Approved as presented**

- CA-1 19-1629** Resolution to Approve Street Closings for the Ann Arbor Thanksgiving Day Turkey Trot - Thursday, November 28, 2019  
**Approved**  
Enactment No: R-19-416
- CA-2 19-1698** Resolution to Approve Street Closure for Washtenaw County Climate Strike on Friday, September 20, 2019 from 9:00 A.M. to 7:00 P.M.  
**Approved**  
Enactment No: R-19-417
- CA-3 19-1594** Resolution to Waive \$75,000.00 Community Development Block Grant (CDBG) 1997 Mortgage for Ozone House's Youth Shelter at 1705 Washtenaw Avenue  
**Approved**  
Enactment No: R-19-418
- CA-4 19-0723** Resolution Adopting the City of Ann Arbor Brownfield Policy  
**Approved**  
Enactment No: R-19-419
- CA-6 19-1695** Resolution to Approve an Agreement Accepting a Water Main Easement at 2505 Hayward Street from the University of Michigan **(8 Votes Required)**  
**Approved**  
Enactment No: R-19-420
- CA-7 19-1692** Resolution to Approve the Extension of Temporary Employment Agreement between Abigail Elias and the City of Ann Arbor (\$24,000.00)  
**Approved**  
Enactment No: R-19-421
- CA-9 19-1541** Resolution to Authorize the Purchase of a Bobcat Toolcat Utility Work Machine from Clark Equipment Company dba Bobcat Company (MIDeal Bid - \$67,403.56)  
**Approved**  
Enactment No: R-19-422

- CA-10 19-1606** Resolution to Approve a General Services Agreement for Dive Inspection Services between the Water Treatment Service Unit and Sea-Side Diving; RFP #19-22 (\$90,000.00)  
**Approved**  
Enactment No: R-19-423
- CA-11 19-1610** Resolution to Approve a General Services Agreement for Electrical and Instrumentation Support Services with Utilities Instrumentation Service, RFP #19-23 (\$120,000.00)  
**Approved**  
Enactment No: R-19-424
- CA-12 19-1633** Resolution to Approve an Agreement between the City of Ann Arbor, Pittsfield Charter Township, and the Washtenaw County Road Commission for the Swift Run Drain Culvert Replacement Project (Estimated \$53,750.00)  
**Approved**  
Enactment No: R-19-425
- CA-13 19-1564** Resolution to Authorize a Sole Source Purchase Order to Gridsmart Technologies, Inc. in the amount of \$43,452.00 for Traffic Signal Detection Devices  
**Approved**  
Enactment No: R-19-426
- CA-5 19-1635** Resolution to Approve August 22, 2019 Recommendations of the Board of Insurance Administration  
**Approved**  
Enactment No: R-19-427
- CA-8 19-1562** Resolution to Approve a Purchase Order with Axon Enterprise, Inc. for the Purchase of Replacement Body Worn Camera and Evidence Management System under the NPPGov Cooperative Contract #VH11629 for a Term of Five Years. **(\$372,885.72) (8 Votes Required)**  
**Approved**  
Enactment No: R-19-428

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

- PH-1 19-1186** An Ordinance to Amend the Zoning Map, Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of Ann Arbor, Rezoning of 0.2 Acre from C1B (Community Convenience Center District) to C1A (Campus Business District) WITH CONDITIONS, The Garnet Rezoning, 325 East

Summit Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)  
(Ordinance No. ORD-19-24) **(8 Votes Required)**

**Held and Closed**

Enactment No: ORD-19-24

**PH-2 19-1185** Resolution to Approve The Garnet Site Plan and Development Agreement, 325 East Summit Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Held and Closed**

Enactment No:

**PH-3 19-1448** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.54 Acre from PUD (Planned Unit Development District) to PUD (Planned Unit Development District), The Glen Mixed Use Development PUD Zoning and Supplemental Regulations, 201, 213, 215, 217 Glen Avenue and 1025 East Ann Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-19-29)

**Held and Closed**

Enactment No: ORD-19-29

**PH-4 19-1449** Resolution to Approve The Glen Mixed Use Development Modified PUD Site Plan, 201, 213, 215, 217 Glen Avenue and 1025 East Ann Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Held and Closed**

**A APPROVAL OF COUNCIL MINUTES**

**A-1 19-1701** Special Session of August 26 and Regular Session Meeting Minutes of September 3, 2019  
**Approved**

**B ORDINANCES - SECOND READING**

**B Unfinished Business - Staff:**

**B-1 19-1186** An Ordinance to Amend the Zoning Map, Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of Ann Arbor, Rezoning of 0.2 Acre from C1B (Community Convenience Center District) to C1A (Campus Business District) WITH CONDITIONS, The Garnet Rezoning, 325 East Summit Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-19-24) **(8 Votes Required)**

Enactment No: ORD-19-24

**Postponed at Second Reading - DEFEATED**

**Yeas:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 5 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner and Councilmember Griswold

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-24

**Adopted on Second Reading - DEFEATED**

**Yeas:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 5 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner and Councilmember Griswold

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-24

**B New Business:**

**B-2 19-1448** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.54 Acre from PUD (Planned Unit Development District) to PUD (Planned Unit Development District), The Glen Mixed Use Development PUD Zoning and Supplemental Regulations, 201, 213, 215, 217 Glen Avenue and 1025 East Ann Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-19-29)

**Adopted on Second Reading**

Enactment No: ORD-19-29

**Reconsidered**

Enactment No: ORD-19-29

**Amended**

Enactment No: ORD-19-29

**Approved on First Reading; Public Hearing scheduled 10/7/19**

Enactment No: ORD-19-29

**RECESS – 9:00 p.m. – 9:08 p.m.**

**C ORDINANCES - FIRST READING**

**C-1 19-1783** An Ordinance to Amend the Title of all Sections of and to Add a New Section 7:613 to Chapter 96 (Medical Marijuana Facilities) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-19-31)

**Sponsors:** Taylor

Enactment No: ORD-19-31

**Lay on the table - DEFEATED**

**Yeas:** 2 - Councilmember Lumm and Councilmember Hayner

**Nays:** 8 - Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-31

Enactment No: ORD-19-31

**Amended**

**Yeas:** 8 - Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 2 - Councilmember Lumm and Councilmember Hayner

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-31

**Amended**

**Yeas:** 8 - Councilmember Lumm, Councilmember Eaton, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 2 - Mayor Taylor and Councilmember Hayner

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-31

**Approved as Amended on First Reading; Public Hearing scheduled 10/7/19**

**Yeas:** 8 - Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 2 - Councilmember Lumm and Councilmember Hayner

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-31

**C-2 19-1636**

An Ordinance to Amend Sections 5.15, 5.16.3, 5.19.2, and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Marijuana Retailers, Marijuana Microbusinesses, Designated Marijuana Consumption Facilities) (Ordinance No. ORD-19-32)

**Sponsors:** Taylor

Enactment No: ORD-19-32

**Amended**

Enactment No: ORD-19-32

**Amended**

Enactment No: ORD-19-32

**Approved as Amended on First Reading; Public Hearing scheduled 10/7/19**

**Yeas:** 8 - Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 2 - Councilmember Lumm and Councilmember Hayner

**Absent:** 1 - Councilmember Ackerman

Enactment No: ORD-19-32

**D MOTIONS AND RESOLUTIONS**

**DC Unfinished Business - Council:**

**DC-1 19-1452** Resolution to Waive Fees Associated with Freedom of Information Act (FOIA) Request 2147

**Sponsors:** Eaton

Enactment No:

**DEFEATED**

**Yeas:** 4 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister and Councilmember Griswold

**Nays:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Nelson and Councilmember Ramlawi

**Absent:** 1 - Councilmember Ackerman

**Recused:** 1 - Councilmember Hayner

Enactment No:

**New Business - Council:**

**DC-2 19-1467** Resolution to Approve a Request from Ann Arbor Senior Living Owner, LLC for a New Continuing Care Retirement Center Liquor License, new SDM liquor license, Sunday Sales Permits (AM & PM), Dance Entertainment Permit, Outdoor Service Permit and Specific Purpose Permit Issued Under MCL 436.1545(b)(ii) to be Located at 2830 S. Main Street, d/b/a Balfour Senior Living

**Approved**

Enactment No: R-19-429

**DC-3 19-1691** Resolution in Support of Legislation Reinstating State Historic

Preservation Tax Credits: Senate Bill 54 and House Bill 4100

**Sponsors:** Bannister, Ramlawi and Hayner

**Approved**

Enactment No: R-19-430

**DC-4 19-1728**

Resolution to Approve an Agreement with Avalon Housing Inc. for Reimbursement of Services Related to the 1146 S. Maple Road Sanitary Sewer Extension (Estimated \$115,000.00)

**Sponsors:** Taylor

**Approved**

Enactment No: R-19-431

**DC-5 19-1745**

Resolution to Support and Authorize Staff Participation in Washtenaw County Climate Strike on September 20, 2019

**Sponsors:** Taylor and Griswold

**Approved**

**Yeas:** 9 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 1 - Councilmember Hayner

**Absent:** 1 - Councilmember Ackerman

Enactment No: R-19-432

**DC-6 19-1754**

Resolution to Waive a Right of First Refusal for a Pending Sale for \$395,000.00 on the Botsford Property (3015 Miller Road)

**Sponsors:** Hayner

**Approved**

**Yeas:** 9 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 1 - Councilmember Bannister

**Absent:** 1 - Councilmember Ackerman

Enactment No: R-19-433

**DC-7 19-1736**

Resolution to Appropriate Funds and to Approve Amendment No. 1 to Professionals Services Agreement with Tetra Tech of Michigan, PC for Soil Borings, Testing, and Remediation at Leslie Science and Nature Center (\$431,000.00) (**8 Votes Required**)

**Sponsors:** Taylor

**Approved**

Enactment No: R-19-434

**DC-8 19-1766** Resolution to Accept a \$264,250.00 ACEP Grant and Approve an ACEP Grant Cooperative Agreement for a Conservation Easement on the Russell Property

**Sponsors:** Grand

**Approved**

Enactment No: R-19-435

**DC-9 19-1770** Resolution Directing Review of City Transportation Planning and Operations Management and Related Staffing

**Sponsors:** Griswold and Bannister

**Postponed until 10/7/19**

**DC-10 19-1771** Resolution to Promote Effective Mitigation of Traffic Impacts Resulting from Site Re-engineering by Entities Exempt from City Jurisdiction

**Sponsors:** Griswold, Bannister and Lumm

**Approved**

Enactment No: R-19-436

**DC-11 19-1773** Resolution Recognizing September 21, 2019 as the International Day of Peace

**Sponsors:** Hayner, Eaton and Bannister

**Approved**

Enactment No: R-19-437

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

**DB-1 19-1185** Resolution to Approve The Garnet Site Plan and Development Agreement, 325 East Summit Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**DEFEATED**

Enactment No:

**New Business - Boards and Commissions:**

**DB-2 19-1449** Resolution to Approve The Glen Mixed Use Development Modified PUD Site Plan, 201, 213, 215, 217 Glen Avenue and 1025 East Ann Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Postponed until 10/7/19**

**DS Unfinished Business - Staff**

- DS-1 19-0956** Resolution to Proceed with a Road Reconfiguration Pilot for Traverwood Drive, from Huron Parkway to Plymouth Road  
Enactment No: R-19-369
- 19-0956** Resolution to Proceed with a Road Reconfiguration Pilot for Traverwood Drive, from Huron Parkway to Plymouth Road  
**Amended**  
Enactment No: R-19-369  
**Approved as Amended**
- Yeas:** 8 - Councilmember Lumm, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Nelson and Councilmember Ramlawi
- Nays:** 2 - Councilmember Eaton and Councilmember Griswold
- Absent:** 1 - Councilmember Ackerman  
Enactment No: R-19-369

**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:**

**Passed on consent agenda**

**Approved as presented**

- F-1 19-1649** Communication from City of Ann Arbor Board of Canvassers regarding the Canvas of votes cast at the City of Ann Arbor Primary Election held on August 6, 2019  
**Approved**
- F-2 19-1652** Ann Arbor Public Art Commission 2019 Annual Report  
**Approved**
- F-3 19-1664** State Communication regarding the Completion of Two Annexations from Ann Arbor Township - 614 Riverview Drive and 245 Orchard Hills Drive - All Departments  
**Approved**

**F-4 19-1684** City Clerk's Office FY2019 Annual Report  
**Approved**

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

**G-1 19-1160** Ann Arbor Public Art Commission Meeting Minutes - June 2019  
**Approved**

**G-2 19-1519** Transportation Commission Meeting Minutes of July 17, 2019  
**Approved**

**G-3 19-1520** Transportation Commission Special Meeting Minutes of July 29, 2019  
**Approved**

**G-4 19-1553** Public Market Advisory Commission Meeting Minutes of July 18, 2019  
**Approved**

**G-5 19-1584** City Planning Commission Meeting Minutes of August 7, 2019  
**Approved**

**G-6 19-1593** Local Development Finance Authority Board Meeting Minutes - July 17, 2019  
**Approved**

**G-7 19-1604** Independent Community Police Oversight Commission Meeting Minutes of July 11, and July 25, 2019  
**Approved**

**G-8 19-1605** Independent Community Police Oversight Commission Special Meeting Minutes of July 11, 2019  
**Approved**

**G-9 19-1627** Election Commission Special Meeting Minutes from July 16, 2019  
**Approved**

**G-10 19-1650** Council Liquor License Review Committee of February 1, 2019  
**Approved**

**G-11 19-1653** Council Rules Meeting Minutes of July 23, 2019  
**Approved**

**G-12 19-1654** Council Policy Agenda Committee Minutes of June 25, 2019  
**Approved**

- G-13 19-1656** Insurance Board Meeting Minutes - August 22, 2019  
**Approved**
- G-14 19-1690** City Council Caucus Meeting Minutes of August 4 and August 18, 2019  
**Approved**
- G-15 19-1696** Council Administrative Meeting Minutes January through July 2019  
**Approved**
- G-16 19-1678** Council Policy Agenda Committee Meeting Minutes of August 27, 2019  
**Approved**
- G-17 19-1680** Council Rules Committee Meeting Minutes of July 23, 2019

**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).**

**11:53 p.m. – 12:16 a.m.**

**Yeas:** 10 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 0

**Absent:** 1 - Councilmember Ackerman

**MEETING RECONVENED – 12:16 a.m.**

**ADJOURNMENT – 12:16 a.m.**

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

**LIVE: MONDAY, SEPTEMBER 16, 2019 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, SEPTEMBER 18, 2019 @ 8:00 A.M. AND FRIDAY, SEPTEMBER 20, 2019 @ 8:00 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

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

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

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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.