

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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Meeting Minutes - Final

Monday, April 17, 2023

7:00 PM

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

Larcom City Hall, 301 E Huron St, Second floor, City Council
To sign up for public comment, call the City Clerk's Office
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City Council

Public commentary can be made in person or by calling Zoom at:
877-853-5247 or 888-788-0099

Enter Meeting ID 942 1273 2148

CALL TO ORDER

Mayor Christopher Taylor called the meeting of the Ann Arbor City Council to order at 7:01 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron Street.

IN MEMORIAM - JUDE WALTON

Stefani Carter, Chair of the Independent Community Police Oversight Commission, shared remarks on the tragic death of founding ICPOC member Jude Walton.

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: 11 - Mayor Christopher Taylor, Councilmember Erica Briggs, Councilmember Lisa Disch, Councilmember Linh Song, Councilmember Jen Eyer, Councilmember Travis Radina, Councilmember Cynthia Harrison, Councilmember Ayesha Ghazi Edwin, Councilmember Chris Watson, Councilmember Dharma Akmon and Councilmember Jennifer Cornell

APPROVAL OF AGENDA

A motion was made by Councilmember Radina, seconded by Councilmember Ghazi Edwin, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Milton Dohoney Jr. presented the following written reports for information of Council and reported on the following:

AC-1 [23-0665](#) Memorandum in Response to Resolution R-22-362 - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors

Received and Filed

AC-2 [23-0666](#) Ann Arbor Police Department (AAPD) 2022 Annual Report

Received and Filed

AC-3 [23-0667](#) Agenda Response Memo and eComments - April 17, 2023

Received and Filed

AC-4 [23-0699](#) City Administrator's Report - April 17, 2023

Received and Filed

INT INTRODUCTIONS

INT-1 [23-0489](#) Proclamation of April 2023 as National Arab American Heritage Month

Mayor Taylor read a proclamation in honor of National Arab American Heritage Month. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-2 [23-0613](#) Proclamation of 54th Annual Professional Municipal Clerks Week

Mayor Taylor read a proclamation in honor of Municipal Clerk's Week and recognized City Clerk Jacqueline Beaudry. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-3 [23-0701](#) Proclamation of April 28, 2023 as Workers Memorial Day

Mayor Taylor read a proclamation in honor of Workers Memorial Day. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-4 [23-0399](#) City Administrator's Presentation of Proposed FY24-25 Budget

City Administrator Milton Dohoney Jr. presented his recommended FY24 budget to City Council.

Received and Filed

PUBLIC COMMENTARY (3 MINUTES PER SPEAKER, 45 MINUTES TOTAL)

*** (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)**

*** ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

**TO PARTICIPATE ONLINE, CALL ZOOM AT: 877 853 5247 or 888 788 0099
ENTER MEETING ID 942 1273 2148**

PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

- 1. Michelle Hughes - Resolution to Authorize a Professional Services Agreement with Interface Studio LLC for Comprehensive Plan Services (CA-14) (phone)**

Michelle Hughes, resident, spoke in support of CA-14.

- 2. Ralph McKee - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1); Resolution Regarding Legal Services Relative to Gelman Sciences, Inc. (CA-13) (phone)**

Ralph McKee, resident, expressed concern about CA-13 and the cost of outside counsel for the Gelman lawsuit.

- 3. Alex Lowe - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1); Resolution Regarding Legal Services Relative to Gelman Sciences, Inc. (CA-13) (phone)**

Alex Lowe, resident, spoke about the Library Lane conversion to Center of the City park and the lack of progress on this effort.

4. **Daniel Adams - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1) (in person)**
Daniel Adams, resident, spoke about the Center of the City project and said this site isn't working as a park and the project needs to be reconsidered.

5. **Tom Stulberg - Resolution to Authorize a Professional Services Agreement with Interface Studio LLC for Comprehensive Plan Services (CA-14) (phone)**
Tom Stulberg, resident, spoke about CA-14.

6. **Mozhgan Savabieasfahani - Proclamation of April 2023 as National Arab American Heritage Month (INT-1); We Are Against Military Aid to Israel (in person)**
Mozhgan Savabieasfahani, resident, spoke against military aid to Israel.

7. **Henry Herskovitz - Holocaust Education in Ann Arbor Public Schools (in person)**
Henry Herskovitz, resident, spoke about Holocaust education in schools.

8. **Eric Ivancich - Center of the City (phone)**
Eric Ivancich, resident, spoke about the Library Lot and the fact that a Center of the City park hasn't made any progress in five years.

9. **Greg Woodring - City Administrator's Presentation of Proposed FY24-5 Budget (INT-4) (in person)**
Greg Woodring, of Ypsilanti, spoke about Ann Arbor for Public Power and urged Council to support this effort in the upcoming budget.

10. **Saraellen Strongman - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1) (phone)**
Saraellen Strongman, resident, spoke about Library Lane and urged Council to rethink their plans for this site.

11. **Brandon Dimcheff - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1) (phone)**
Brandon Dimcheff, resident, spoke about the lack of progress on the Center of the City project.

12. **Adam Jaskiewicz - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1) (phone)**

Adam Jaskiewicz, resident, spoke in opposition to the Center of the City project.

13. **Erich Zechar - Resolution to Explore the Feasibility of Activating the Library Lane Surface Parking Lot with Food Trucks and Mobile Vendors (AC-1); Center of the City (phone)**

Erich Zechar, resident, spoke about the Center of the City Charter amendment, stating it needs to go back to the voters to be reconsidered.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER CORNELL

Councilmember Cornell provided an update from the Ann Arbor Public Schools regarding their after-care programs.

Councilmember Cornell also spoke about the recent Earth Day celebration at Leslie Science and Nature Center that was provided by OSI and other community partners.

COUNCILMEMBER SONG

Councilmember Song stated she will be donating \$1000 to the Jewish Community Center. She plans to do this every time a Holocaust denier speaks to City Council.

Councilmember Song stated she was grateful to see the proclamation recognizing Arab American Month.

Councilmember Song spoke about Jude Walton and the impact on the community.

COUNCILMEMBER BRIGGS

Councilmember Briggs thanked AAPD for their work on the investigation into Jude Walton's death.

COUNCILMEMBER AKMON

Councilmember Akmon updated the public regarding Ward 4

construction projects.

COUNCILMEMBER EYER

Councilmember Eyer thanked Mayor Taylor for the Workers Memorial proclamation.

COUNCILMEMBER GHAZI EDWIN

Councilmember Ghazi Edwin stated a City/Schools Committee meeting is taking place tomorrow. AAPS Transportation and safety will be discussed.

Councilmember Ghazi Edwin also recognized the community outreach regarding Jude Walton's death.

COUNCILMEMBER RADINA

Councilmember Radina thanked the City Administrator and staff for their work on the proposed FY24 budget. He also provided an update from the Renter's Commission.

COUNCILMEMBER WATSON

Councilmember Watson spoke about the untimely passing of Jude Walton.

COUNCILMEMBER HARRISON

Councilmember Harrison spoke about Jude Walton and stated this tragedy is not a reason to fight against affordable housing initiatives.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [23-0565](#) Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointment that

was presented to Council at the April 3, 2023 Regular Session:

Ann Arbor Area Transportation Authority

Dr. Elisabeth Gerber

Term ending: May 1, 2028

A motion was made by Councilmember Cornell, seconded by Councilmember Eyer, that the Appointment be approved. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following Consent Agenda items were removed from the Consent Agenda and placed at the end of same:

CA-11 Resolution to Accept an Easement for Public Right-of-Way at 660 Earhart Road from the Toll Northeast V Corp. (8 Votes Required)

CA-13 Resolution to Approve the Ninth Amendment to Professional Services Agreement with Bodman, PLC, for Legal Services Relative to 1,4-Dioxane from Gelman Sciences, Inc., dba Pall Life Sciences (\$150,000.00)

CA-14 Resolution to Authorize a Professional Services Agreement with Interface Studio LLC for Comprehensive Plan Services (RFP #22-73) (\$699,110.00)

CA-9 Resolution to Rescind Resolution R-22-374 for a Lease Agreement with Great Lakes Air Repair d/b/a Beacon Aviation and to Approve a Lease Agreement between the City and Herron Aviation Group LLC for a Corporate Hangar Located at the Ann Arbor Municipal Airport (8 Votes Required)

Passed on consent agenda

A motion was made by Councilmember Disch, seconded by Councilmember Song, that the following Consent Agenda Items be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirements of CA-5, CA-6, and CA-10.

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- | | | | | |
|---|--------------------------------|----------------------|-----------------|-----------------|
| CA-1 | <u>23-0595</u> | Enactment No: | R-23-119 | Approved |
| Resolution to Approve Street Closings for the 2023 Ann Arbor Summer Festival's "Top of the Park" - June 4, 2023 through June 28, 2023 | | | | |
| CA-2 | <u>23-0594</u> | Enactment No: | R-23-120 | Approved |
| Resolution to Approve Street Closings for Sonic Lunch - June 29, 2023 and July 17, 2023 | | | | |
| CA-3 | <u>23-0602</u> | Enactment No: | R-23-121 | Approved |
| Resolution to Approve Street Closing for the ALLIANCE (National Training Institute) Opening Ceremony Dinner - Sunday, July 30, 2023 from 6:00 AM to Midnight | | | | |
| CA-4 | <u>23-0552</u> | Enactment No: | R-23-122 | Approved |
| Resolution to Change the Date for the Mayor's Autumnal Green Fair to Friday, September 22, 2023 from 3:00 PM until 11:00 PM | | | | |
| CA-5 | <u>23-0606</u> | Enactment No: | R-23-123 | Approved |
| Resolution to Approve a Budget Amendment for Continued Professional Services Provided by Carlisle Wortman, LLC, Under Their Existing Contract and to Amend the FY23 Budget and Appropriate Necessary Funds of \$100,000 (8 Votes Required) | | | | |
| CA-6 | <u>23-0482</u> | Enactment No: | R-23-124 | Approved |
| Resolution to Appropriate \$205,000.00 from the Alternative Transportation Fund Balance to the Pedestrian Improvements portion of the Allen Creek Berm Opening Project (8 Votes Required) | | | | |
| CA-7 | <u>23-0484</u> | Enactment No: | R-23-125 | Approved |
| Resolution to Authorize Professional Services Agreements with Material Testing Consultants, Inc. (\$275,000.00); Mannik and Smith Group, Inc. (\$275,000.00); and Tetra Tech, Inc. (\$100,000.00) for Geotechnical and Environmental Services | | | | |
| CA-8 | <u>23-0523</u> | Enactment No: | R-23-126 | Approved |
| Resolution to Approve a Two (2) Year General Services Contract for Right-of-Way Mowing and Landscaping Services with Lansing Real Green | | | | |

Lawn Care, Inc, ITB-4727 (\$109,765.00 annually; \$219,530.00 for two years)

CA-10 [23-0524](#) **Enactment No: R-23-127** **Approved**

Resolution to Accept a Grant of Easement for Watermain from Williamsburg Properties 76, LLC at 500 E. Eisenhower Parkway (**8 Votes Required**)

CA-12 [23-0556](#) **Enactment No: R-23-128** **Approved**

Resolution to Approve Amendment Number 3 to the Agreement with Monaghan, P.C. for Legal Services Relative to City Projects Requiring the Acquisition of Easements or Other Property Interests

CA-11 [23-0582](#) **Enactment No: R-23-129** **Approved**

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

Resolution to Accept an Easement for Public Right-of-Way at 660 Earhart Road from the Toll Northeast V Corp. (**8 Votes Required**)

CA-13 [23-0551](#) **Enactment No: R-23-130** **Approved**

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

Resolution to Approve the Ninth Amendment to Professional Services Agreement with Bodman, PLC, for Legal Services Relative to 1,4-Dioxane from Gelman Sciences, Inc., dba Pall Life Sciences (\$150,000.00)

CA-14 [23-0597](#) **Enactment No: R-23-131** **Approved**

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

Resolution to Authorize a Professional Services Agreement with Interface Studio LLC for Comprehensive Plan Services (RFP #22-73) (\$699,110.00)

CA-9 [23-0550](#) **Enactment No: R-23-132** **Approved**

A motion was made by Councilmember Akmon, seconded by

Councilmember Briggs, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Resolution to Rescind Resolution R-22-374 for a Lease Agreement with Great Lakes Air Repair d/b/a Beacon Aviation and to Approve a Lease Agreement between the City and Herron Aviation Group LLC for a Corporate Hangar Located at the Ann Arbor Municipal Airport **(8 Votes Required)**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

FOR ZOOM MEETINGS, PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

PH-1 [23-0277](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.5 Acres from PL (Public Land) to PUD (Planned Unit Development District), 415 West Washington PUD Zoning and Supplemental Regulations, 415 West Washington (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-23-10)

A public hearing was conducted on the proposed Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.5 Acres from PL (Public Land) to PUD (Planned Unit Development District), 415 West Washington PUD Zoning and Supplemental Regulations, 415 West Washington (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-23-10).

Notice of public hearing was published March 30, 2023.

The following persons were present to speak at the hearing:

Anne Coleman, resident, stated the proposed building is too tall.

Muffy Mackenzie, Third Street, spoke in opposition, stating the City should clean up the site themselves.

Adam Jaskiewicz, resident, spoke in support.

Michelle Hughes, resident, spoke in support.

Luis Vazquez, resident, spoke in support.

Kitty Kahn, resident, spoke in opposition, stating the property is in the floodplain.

Tom Stulberg, resident, expressed concerns.

An unidentified caller spoke in support.

James D'Amour, former Planning Commission Member, spoke in opposition, stating the floodway should be respected.

Ross Smith, Ward 5, spoke in favor of redevelopment of the site.

Rita Mitchell, Fifth Street, spoke in opposition.

Brandon Dimcheff, Ward 4, spoke in support.

Mark Wishka, Third Street, spoke in opposition, stating the City has neglected this site for years.

Ralph McKee, Ward 5, spoke in opposition of redevelopment, stating the City is responsible for the clean-up.

Kathy Boris, Charlton Street, spoke in opposition, stating the site is in a historic district.

Alex Lowe, resident, spoke in support, stating there is currently a housing crisis.

Seeing no further persons present to speak, Mayor Taylor declared the hearing adjourned.

Held and Closed

RECESS

Mayor Taylor declared a recess at 9:50 p.m. and reconvened the meeting at 10:01 p.m.

A APPROVAL OF COUNCIL MINUTES

A-1 [23-0612](#) Regular Session Meeting Minutes of April 3, 2023

A motion was made by Councilmember Watson, seconded by Councilmember Disch, that the Regular Session Meeting Minutes of April 3, 2023 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

B-1 [23-0277](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.5 Acres from PL (Public Land) to PUD (Planned Unit Development District), 415 West Washington PUD Zoning and Supplemental Regulations, 415 West Washington (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-23-10)

Councilmember Briggs moved, seconded by Councilmember Cornell, that the Ordinance be adopted on Second Reading.

Councilmember Briggs moved to amend the Supplemental Regulations as follows:

Add the following subsection to Section 4:

Section 4: PUD Regulations

(G) Building Sustainability – Any building shall be designed in a manner to be considered, at minimum, net zero ready as determined by the Office of Sustainability and Innovation prior to issuance of a building permit.

The amendment was considered friendly by the Body.

Amended

The question being, the motion that was made by Councilmember Briggs, seconded by Councilmember Cornell, that the Ordinance be adopted as amended on Second Reading. On a voice vote, the Mayor declared the motion carried.

C ORDINANCES - FIRST READING

C New Business - Staff:

- C-1** [23-0532](#) An Ordinance to Amend Section 2:63 of Chapter 29 (Water Rates) of Title II of the Code of the City of Ann Arbor (ORD-23-12)

A motion was made by Councilmember Disch, seconded by Councilmember Ghazi Edwin, that the Ordinance be approved on First Reading and should be returned by 5/1/2023. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-23-12

- C-2** [23-0534](#) An Ordinance to Amend Section 2:69 of Chapter 29 (Stormwater Rates) of Title II of the Code of the City of Ann Arbor (ORD-23-13)

A motion was made by Councilmember Disch, seconded by Councilmember Watson, that the Ordinance be approved on First Reading and should be returned by 5/1/2023. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-23-13

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [23-0621](#) Enactment No: R-23-133 **Approved**

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

Resolution to Approve Amendments to the Council Rules

DB New Business - Boards and Commissions:

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).

None.

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

E The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Radina, seconded by Councilmember Watson, that the Clerk's Report of Communications, Petitions and Referrals be approved as presented. On a voice vote, the Mayor declared the motion carried.

E-1 [23-0641](#) Resident Petition in Opposition of Proposed Sidewalk on the Eastern Side of Earhart Road

F The following minutes were received for filing:

F-1 [23-0403](#) HRC January 2023 Meeting Minutes

- F-2 [23-0411](#) CODI February 2023 Meeting Minutes
- F-3 [23-0485](#) ICPOC January 2023 Meeting Minutes
- F-4 [23-0469](#) Minutes of the February 16, 2023 Renters Commission Meeting
- F-5 [23-0498](#) February 28, 2023 PAC Meeting Minutes

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

PUBLIC COMMENT - CONTINUED (3 MINUTES EACH - IF NECESSARY)

***THIS SECTION IS FOR SPEAKERS WHO SIGNED UP FOR PUBLIC COMMENTARY BUT WERE UNABLE TO SPEAK AT THE BEGINNING OF THE MEETING DUE TO THE 45-MINUTE TIME LIMIT.**

FOR ZOOM MEETINGS, PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

(Not necessary.)

ADJOURNMENT

A motion was made by Councilmember Ghazi Edwin, seconded by Councilmember Disch, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:20 p.m.

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

**LIVE: MONDAY, APRIL 17, 2023 @ 7:00 P.M.
REPLAY: FRIDAY, APRIL 21, 2023 @ 8:00 P.M.**

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Videos are also available for a nominal fee by contacting CTN at (734) 794-6150.

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City Clerk's Office
301 E. Huron St.
Ann Arbor, MI 48104

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