City of Ann Arbor

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



Meeting Minutes

Monday, December 4, 2017

7:00 PM

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

City Council

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

Councilmember Smith arrived at 7:03 p.m.

Present: 11 -

Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Graydon Krapohl, Councilmember Kirk Westphal, Councilmember Zachary Ackerman, Councilmember Chip Smith and

Councilmember Anne Bannister

APPROVAL OF AGENDA

A motion was made by Councilmember Krapohl, seconded by Councilmember Warpehoski, 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 Howard S. Lazarus presented the following written reports for information of Council and also reported on the following:

City curbside compost collection ends on Friday, December 8.

Thank you Ann Arbor police officer Justin Merkel for attendance at tonight's meeting.

Pedestrian gateway markers were taken down for snowplow season and will return in the Spring.

AC-1 17-1919 City Administrator's Report - December 4, 2017

Received and Filed

AC-2 17-1925 Winter 2018 Deer Management Plan Update

Received and Filed

AC-3 17-1920 Agenda Response Memo and eComments - December 4, 2017

Received and Filed

INT INTRODUCTIONS

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

- * (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)
- * ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL
- 1. Robert McGee Deer Sterilization Volunteers (AC-2)

Robert McGee, 2245 Placid Way, encouraged Council to continue to save the City's deer by continuing the sterilization program as opposed to culling.

2. Sabra Sanzotta - Deer Management Plan Regarding Neighborhoods (AC-2)

Sabra Sanzotta, 3087 Glazier Way, spoke in opposition to the deer cull taking place in neighborhood parks and backyards. She stated accidents can and do happen. She urged Council to proceed with caution.

3. Bill Burnham - Historic Preservation Ordinance Regarding Inglis House Historic Distinct (C-1)

Bill Burnham, 2303 Highland, spoke about the Inglis House sale and urged Council to consider a postponement of the proposed historic district until deed restrictions could be placed on the property during the upcoming sale. He stated the deed restrictions are the preferred method of protecting the property versus the creation of an historic district.

4. Bridget Bly - Inglis House Project (C-1)

Bridget Bly, 12 Regent Drive, spoke in favor of a postponement of the Inglis House Historic District until the proposed deed restrictions could be put in place.

5. James D'Amour - A2 Commits to 100% Clean Energy (DC-2)

James D'Amour, 2771 Maplewood, spoke in support of DC-2, the City's commitment to 100% use of renewable resources for City operations.

6. Sara Abrams - Making the World a Better Place

Sara Abrams, 2745 Ember Way, spoke in opposition to the City's deer cull.

7. Sally Daniels - Public Safety

Sally Daniels, 1847 Packard, spoke in opposition to the City's deer cull, particularly regarding the elimination of the 450-foot rule. She stated residents' safety has been compromised.

8. Lorraine Shapiro - Public Safety

Lorraine Shapiro, 2nd Ward, spoke in opposition to the City's deer cull.

9. Tom Stulberg - The Glen

Tom Stulberg, 1202 Traver, spoke about the history of The Glen project.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER LUMM

Councilmember Lumm spoke about the DTE Transmission line project that started today in the Nixon, Green, Dhu Varren area. Councilmember Lumm stated she was surprised to learn via MLive of the start of the project and the timing. She asked staff for more information regarding the timing and coordination of this project with other work in the area.

COUNCILMEMBER EATON

Councilmember Eaton spoke about the implementation of the medical marijuana law, including the requirement by the State to certify the continuing operation of existing facilities.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman spoke about the ZORO zoning project and its implementation. A public meeting will be held on December 12 at 7pm in the Council Chamber. There were also be staff open office hours during the month of January as an opportunity for the public to discuss the new ordinance.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 <u>17-1850</u> Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointments that were presented to City Council for consideration at the November 20, 2017 Regular Session:

Airport Advisory Committee

Theresa Whiting -Reappointment Flight Instructor 3276 Alpine Dr. Ann Arbor, MI 48108 Term: Ending May 31, 2020

Economic Development Corporation

Tom Crawford -Reappointment CFO, City of Ann Arbor 1310 Harbrooke Ave. Ann Arbor, MI 48103

Term: Ending May 31, 2023

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

MC-2 <u>17-1913</u>

Resolution to Appoint Molly Maciejewski to the Huron River Watershed Council (7 Votes Required)

Mayor Taylor presented a resolution of appointment for approval at a later date:

Huron River Watershed Council

Molly Maciejewski 4251 Stone School Rd. Ann Arbor, MI 48108 Term: Ending May 31, 201

Term: Ending May 31, 2019

Sponsored by: Mayor Taylor

Referred to the City Council due back on 12/18/2017

MC-3 17-1911 Nominations and Appointments

Mayor Taylor recommended the following nominations for approval at a later date:

Huron River Watershed Council

Janis Bobrin Environmental Planner 3465 Vintage Valley Rd. Ann Arbor, MI 48105 Term: May 31, 2019

Cheryl Darnton Environmental Activist/Teacher 601 Eberwhite Ann Arbor, MI 48103 Term: May 31, 2019

Elizabeth Dean Fund Committee

Monica Milla 3320 Fernwood Ave. Ann Arbor, MI 48108 Term: May 31, 2019

Referred to the City Council due back on 12/18/2017

CA CONSENT AGENDA

Passed on consent agenda

A motion was made by Councilmember Grand, seconded by Councilmember Lumm, that the following Consent Agenda items be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA-1 17-1866 Enactment No: R-17-430

Approved

Resolution to Accept an Easement for Public Right-of-Way at 1430 South Maple Road from Grace Bible Church of Ann Arbor, Michigan (8 Votes Required)

CA-2 17-1867 Enactment No: R-17-431

Approved

Resolution to Accept a Water Main Easement at 1430 South Maple Road from Grace Bible Church of Ann Arbor, Michigan (8 Votes Required)

CA-3 17-1874 Enactment No: R-17-432

Approved

Resolution to Accept an Easement for Sidewalks and Public Utilities at Pioneer High School from the Public Schools of the City of Ann Arbor (AAPS) (8 Votes Required)

CA-4 17-1881 Enactment No: R-17-433

Approved

Resolution to Accept an Easement for Sidewalk at 75 Scio Church Road from 75 Scio Church L.L.C. (8 Votes Required)

CA-5 17-1780 Enactment No: R-17-434

Approved

Resolution to Approve a Purchase Order to Environmental Systems Research Institute (ESRI) for the Annual Geographic Information System Software Maintenance and License Agreement (\$51,600.00)

CA-6 17-1725 Enactment No: R-17-435

Approved

Resolution Authorizing Sanitary Sewer Capital Recovery Charges for 2665 Geddes Ave. (\$25,954.00)

CA-7 17-1748 Enactment No: R-17-436

Approved

Resolution to Approve a Services Agreement with WeCare Denali, LLC for Compost Facility Operations and Management (Estimated at \$92,158.00 for FY18; \$184,316.00 for FY19; \$192,694.00 for FY20; \$196,883.00 for FY21; \$201,072.00 for FY22)

CA-8 17-1777 Enactment No: R-17-437

Approved

Resolution to Ratify Emergency Change Order Request to the Construction Contract with E.T. MacKenzie Company for the Plymouth Road and Green Road Water Main Replacement Project (\$474,645.84)

CA-9 17-1793 Enactment No: R-17-438

Approved

Resolution to Approve a Contract with Allied Building Service Inc., for the Replacement of the Emergency Generator in Fire Station #1 (\$268,800.00)

CA-10 17-1849 Enactment No: R-17-439

Approved

Resolution to Ratifying the Issuance of an Emergency Purchase Order to Otis Elevator Corporation for the Replacement of Elevator Belts at the Larcom City Hall (\$33,790.00) and to Appropriate Funds (\$33,790.00) (8 Votes Required)

CA-11 17-1882 Enactment No: R-17-440

Approved

Resolution to Terminate Development Agreement with Grace Bible Church, 1300 South Maple

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 17-1419

An Ordinance to Amend Chapter 55 (Zoning), Zoning of 6.4 Acres from PUD (Planned Unit Development) to C1A/R (Campus Business Residential District) WITH CONDITIONS, 1140 Broadway Rezoning (CPC Recommendation: Approval - 6 Yeas and 1 Nays) (Ordinance No. ORD-17-17)

A public hearing was continued on the proposed amendment to Chapter 55, Zoning of 6.4 Acres from PUD (Planned Unit Development) to C1A/R (Campus Business Residential District) WITH CONDITIONS, 1140 Broadway Rezoning. Notice of public hearing was published October 12, November 16 and December 4, 2017.

The following persons were present to speak at the public hearing:

Tom Blackwell, 1640 Broadway, spoke in opposition.

Ellen Ramsburg, 1503 Cambridge, spoke in opposition, stating the proposal disregards the City's master plan.

Jonathan Levine, 456 Hilldale, spoke in support.

David Barber, 1638 Broadway, spoke in opposition, and urged Council to vote with the majority of residents.

A resident of 1541 Broadway read his wife's statement of opposition to the rezoning.

David Haig, First Ward, spoke in support of the rezoning.

Rita Mitchell, 621 Fifth, spoke in opposition to the rezoning and urged Council to listen to the neighbors.

Jan Adams-Watson, 1824 Pontiac, spoke in opposition to the rezoning. Jeff Crockett, 506 E. Kingsley, spoke in support of the project and the proposed rezoning.

Chris Crockett, 506 E. Kingsley, spoke in support of the project and the proposed rezoning.

Jim Moran, 611 Long Shore, spoke in support of the project. Glenn Hieber, a former precinct delegate, spoke in opposition.

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

A motion was made that the Ordinance be Held and Closed. On a voice vote, the [Enter Title] declared the motion carried.

PH-2 17-1420 Enactment No:

Held and Closed

Held and Closed

Resolution to Approve 1140 Broadway Planned Project Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening (CPC Recommendation: Approval - 6 Yeas and 1 Nays)

A public hearing was continued on the proposed Resolution to Approve 1140 Broadway Planned Project Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening. Notice of public hearing was published October 30, November 16 and December 4, 2017.

The following persons were present to speak at the hearing:

Phil Stoll, 1314 Broadway, spoke in opposition.

Jeff Hayner, 1807 Pontiac Trail, spoke in opposition.

Laura Strowe, 1327 Broadway, spoke in opposition.

Karen Hart, 1233 Bending, spoke in support.

Nancy Stoll, 1314 Broadway, spoke about the super majority vote and expressed her disappointment that the vote has changed again, stating it feels unfair.

Robert Piepenburg, 1610 Long Shore, spoke in opposition.

Cheryl Dawdy, 611 Long Shore, spoke in support of the project.

Paul Green, 1615 Harbal, expressed concern about the number of

parking spaces proposed.

Mary Underwood, 1219 Traver, expressed concern about the development process and the removal of the eight-vote majority.

Jeff Crockett, 506 E. Kingsley, spoke in support.

Glenn Hieber, 1118 Maiden Lane Court, spoke in opposition.

Pat McCauley, 1418 Broadway, spoke in opposition and stated Council should consider why most of the residents on Broadway are opposed.

An unknown resident spoke in opposition, stating the proposed project wouldn't even qualify to be built downtown in a D2 zoning.

Andrew Pieknik, 711 Argo, spoke in opposition.

Steve Kaplan, 406 N. Division, spoke in support of development on the site.

David Sturza, 1515 Pontiac Trail, stated neighbors are looking for a mixed-use development.

Chris Crockett, 506 E. Kingsley, spoke in support of the site plan.

Maris Laporter, 1303 Pear, spoke about the site plan and the need for more retail space.

Jim Moran, 611 Long Shore Drive, spoke in support and discussed the history of the project.

Tom Stulberg, 1202 Traver, spoke in opposition.

Ray Detter, 120 N. Division, spoke about historic preservation and stated he is supporting the proposed project.

Chuck Boltman, 1009 Broadway, spoke about density and urged Council to approve more density for the site. He urged Council to approve the project.

Doug Kelbaugh, Ann Street, spoke in support of the project.

Jonathan Levine, 456 Hilldale, spoke about the parking proposed for the project and stated additional parking is not needed.

An unknown speaker spoke in support of the project.

Ken Garber, 2387 Hilldale, spoke in opposition.

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

RECESS

Mayor Taylor declared a recess at 9:23 p.m. and reconvened the meeting at 9:33 p.m.

PH-3 17-1758 Enactment No:

Held and Closed

Held and Closed

Resolution to Approve the 1140 Broadway Brownfield Plan

A public hearing was conducted on the proposed Resolution to Approve

the 1140 Broadway Brownfield Plan. Notice of public hearing was published October 30, November 16 and December 4, 2107.

The following persons were present to speak at the hearing:

Jeff Hayner, 1807 Pontiac Trail, spoke in opposition.

Maris Laporter, 1303 Pear, spoke in opposition, stating any developer will pay for the clean-up.

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

PH-4 17-1441

An Ordinance to Amend Chapter 55 (Zoning), Rezoning 0.59 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), DuBuc Property, 2945 Devonshire Road (Ordinance No. ORD-17-20) (CPC Recommendation: Approval 8 Yeas and 0 Nays)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.59 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), DuBuc Property, 2945 Devonshire Road. Notice of public hearing was published November 20, 2017.

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

Held and Closed

PH-5 17-1762

An Ordinance to Amend Chapter 55 (Zoning) related to Medical Marijuana Facilities (Ordinance No. ORD-17-21) (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

A public hearing was conducted on the proposed amendment to Chapter 55, related to Medical Marijuana Facilities. Notice of public hearing was published November 20, 2017.

The following persons were present to speak at the hearing:

Alison Ireton, Ann Arbor attorney representing local dispensaries, spoke in opposition to the proposed requirement for medical marijuana facilities to obtain a special exception use permit from the Planning Commission prior to being issued a permit.

Brian Fenech, Ward 4, spoke in opposition to the proposed requirement for medical marijuana facilities to obtain a special exception use permit from the Planning Commission. He noted that this requirement might force facilities to discuss security plans and other confidential details in public.

Craig Aronoff, Ann Arbor attorney, spoke in opposition to the City's proposed requirement for a special exception use to be obtained at the Planning Commission.

Lance Boldrey, attorney with Dykema, spoke in opposition to the proposed requirement that existing dispensaries obtain special exception use permits.

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

Held and Closed

PH-6 17-1754 Enactment No:

Held and Closed

Held and Closed

Resolution to Approve the Malooley-Gordon Annexation, 1.05 Acres, 2410 Newport Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve the Malooley-Gordon Annexation, 1.05 Acres, 2410 Newport Road. Notice of public hearing was published December 4, 2017.

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

PH-7 17-1768 Enactment No:

Held and Closed

Held and Closed

Resolution to Approve the Flannery Annexation, 0.76 Acre, 2883 Stone School Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve the Flannery Annexation, 0.76 Acre, 2883 Stone School Road. Notice of public hearing was published December 4, 2017.

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

A APPROVAL OF COUNCIL MINUTES

A-1 <u>17-1907</u> Work Sessions of November 13 and 16, 2017 and Regular Session Meeting Minutes of November 20, 2017

A motion was made by Councilmember Lumm, seconded by

Councilmember Westphal, that the Work Sessions of November 13 and 16, 2017 and the Regular Session Meeting Minutes of November 20, 2017 be approved as presented. On a voice vote, the Mayor declared the motion carried.

- B ORDINANCES SECOND READING
- B Unfinished Business Staff:
- B-1 An Ordinance to Amend Chapter 55 (Zoning), Zoning of 6.4 Acres from PUD (Planned Unit Development) to C1A/R (Campus Business Residential District) WITH CONDITIONS, 1140 Broadway Rezoning (CPC Recommendation: Approval 6 Yeas and 1 Nays) (Ordinance No. ORD-17-17)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be adopted on Second Reading. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Councilmember Warpehoski, Mayor Taylor,
Councilmember Grand, Councilmember Krapohl,
Councilmember Westphal, Councilmember Ackerman and
Councilmember Smith

Nays: 4 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Eaton and Councilmember Bannister

New Business - Staff:

B-2 An Ordinance to Amend Chapter 55 (Zoning), Rezoning 0.59 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), DuBuc Property, 2945 Devonshire Road (Ordinance No. ORD-17-20) (CPC Recommendation: Approval 8 Yeas and 0 Nays)

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.

B-3 An Ordinance to Amend Chapter 55 (Zoning) related to Medical Marijuana Facilities (Ordinance No. ORD-17-21) (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

A motion was made by Councilmember Ackerman, seconded by Councilmember Smith, that the Ordinance be adopted at Second Reading.

Councilmember Eaton moved, seconded by Councilmember Smith, to amend the Ordinance as follows:

Section 5:50.1 (3) (a):

Change 600 feet to 400 feet.

The amendment was withdrawn.

A motion was made by Councilmember Eaton, seconded by Councilmember Smith, that the Ordinance be postponed at Second Reading to the City Council and should be returned by 12/18/2017. On a voice vote, the Mayor declared the motion carried.

- C ORDINANCES FIRST READING
- C New Business Staff:
- C-1 An Ordinance to Amend Chapter 103 (Historic Preservation) of Title VIII of the Code of the City of Ann Arbor by Adding Section 8:425.15 Establishing the Inglis House Historic District (Inglis House Study Committee Recommendation: Approval 3 Yeas and 0 Nays)

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Ordinance be approved at First Reading.

A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Ordinance be postponed at First Reading to the City Council and should be returned by 1/8/2018. On a voice vote, the Mayor declared the motion carried.

C-2 An Ordinance to Amend Sections 9:81 and 9:82 of Chapter 109 (Liquor) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-17-23)

A motion was made by Councilmember Lumm, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council and should be returned by 12/18/2017.

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

Enactment No: ORD-17-23

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 17-1895 Enactment No: R-17-441

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

Approved

Resolution to Establish 2018 Council Calendar

DC-2 17-1899 Enactment No: R-17-442 Approved

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

Resolution Committing the City of Ann Arbor to Using 100% Clean and Renewable Energy for City Operations

Council discussed the current prohibition on moving City-generated power from one City facility to another, such as from Wheeler Center to City Hall. There was discussion about lobbying Lansing to change this restriction. It was decided to refer this issue to the Council Policy Agenda Committee.

DC-3 17-1901 Enactment No: R-17-443 Approved

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

A Resolution Recognizing City Staff Responding to the Water Supply Ruptured Line Repairs of November 18-22, 2017

DC-4 17-1915 Enactment No: R-17-444 Approved

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

Resolution to Approve 2018 Council Committee Appointments

It was noted that Council vacancies exist on the Airport Advisory Commission. Any interested Councilmembers were encouraged to let Mayor Pro Tem Warpehoski know.

DC-5 17-1909 Enactment No: R-17-445

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

Approved

Resolution to Appoint Councilmembers Bannister and Smith to the Environmental Commission

DC-6 17-1908 Enactment No: R-17-446 Approved

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

Resolution to Appoint Councilmember Grand to the Greenbelt Advisory Commission

DC-7 17-1910 Enactment No: R-17-447 Approved

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

Resolution to Appoint Councilmember Ackerman to the Planning Commission

DB Unfinished Business - Staff:

DB-1 17-1420 Enactment No: R-17-448 Approved

A motion was made by Councilmember Smith, seconded by Councilmember Warpehoski, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Councilmember Warpehoski, Mayor Taylor,

Councilmember Grand, Councilmember Krapohl,

Councilmember Westphal, Councilmember Ackerman and

Councilmember Smith

Nays: 4 - Councilmember Lumm, Councilmember Kailasapathy,

Councilmember Eaton and Councilmember Bannister

Resolution to Approve 1140 Broadway Planned Project Site Plan and Development Agreement, with Modifications to Chapter 62 Landscaping and Screening (CPC Recommendation: Approval - 6 Yeas and 1 Nays)

DB-2 17-1758 Enactment No: R-17-449

Approved

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 10 - Councilmember Lumm, Councilmember Warpehoski,

Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember

Smith and Councilmember Bannister

Nays: 1 - Councilmember Kailasapathy

Resolution to Approve the 1140 Broadway Brownfield Plan

DB New Business - Boards and Commissions:

DB-3 17-1754 Enactment No: R-17-450

Approved

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

Resolution to Approve the Malooley-Gordon Annexation, 1.05 Acres, 2410 Newport Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

DB-4 17-1768 Enactment No: R-17-451

Approved

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

Resolution to Approve the Flannery Annexation, 0.76 Acre, 2883 Stone School Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

DS New Business - Staff:

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

- F-1 17-1807 Third Quarter 2017 Investment Portfolio Report
- G The following minutes were received for filing:
- G-1 17-1454 Ann Arbor Public Art Commission Meeting Minutes September 2017
- **G-2** Local Development Finance Authority Board Meeting Minutes October 17, 2017
- G-3 <u>17-1857</u> Energy Commission Meeting Minutes of October 10, 2017
- **G-4** Employees' Retirement System Board Meeting Minutes of October 19, 2017
- G-5 Ann Arbor Area Transportation Authority Board Meeting Minutes of October 19, 2017

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Ed Vielmetti, Ward 4, spoke about the upcoming snowfall and the need to clear sidewalks of slush.

Jeff Hayner, Ward, 1, thanked Ward 1 Councilmembers for their vote on the 1140 Broadway project and expressed his disappointment with the overall vote.

COMMUNICATIONS FROM COUNCIL

None.

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).

A motion was made by Councilmember Krapohl, seconded by Councilmember Warpehoski, that Council enter into Closed Session under the Michigan Open Meetings Act to discuss Attorney/Client Privileged Communications as set forth under MCLA 15.268 (H). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting adjourned in Closed Session at 11:53 p.m.:

Yeas: 11 - Councilmember Lumm, Councilmember Kailasapathy,

Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember

Bannister

Nays: 0

MEETING RECONVENED

A motion was made by Councilmember Smith, seconded by Councilmember Lumm, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 12:17 a.m.

17-1895 Enactment No:

Reconsidered

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Lumm, that the Resolution be reconsidered to the City Council. On a voice vote, the Mayor declared the motion carried and the Resolution was reconsidered.

Resolution to Establish 2018 Council Calendar

17-1895 Enactment No: R-17-441 Approved as Amended

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Lumm, that the Resolution be approved as

amended as follows:

Amend January meeting dates:

Regular Session: January 8 January 16 (Tuesday)

Work Session: January 22

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

Resolution to Establish 2018 Council Calendar

ADJOURNMENT

A motion was made by Councilmember Smith, seconded by Councilmember Warpehoski, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:23 a.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, DECEMBER 4, 2017 @ 7:00 P.M. REPLAYS: WEDNESDAY, DECEMBER 6, 2017 @ 8:00 A.M. AND FRIDAY, DECEMBER 8, 2017 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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

Live Web streaming or Video on Demand: https://a2ctn.viebit.com Cable: Comcast Cable channel 16 or AT&T UVerse Channel 99 All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: cityclerk@a2gov.org; or by written request addressed and mailed or delivered to:

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

Requests made with less than two business days' notice may not be able to be accommodated.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's Office.