

# City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

<http://a2gov.legistar.com/Calendar.aspx>



## Meeting Minutes

Monday, May 7, 2018

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 of the Ann Arbor City Council to order at 7:02 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:** 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 stated the Changing Driver Behavior Study is ongoing. He stated a media campaign, featuring City employees, is currently running on cable TV and enforcement of pedestrian crosswalks will continue.*

*Mr. Lazarus reported that the Morehead/Delaware pedestrian bridge is officially open to the public. He encouraged all to stop by and see the new bridge.*

*Mr. Lazarus thanked Officer Christopher Hoffman of the AAPD for his attendance at the Council meeting.*

*Mr. Lazarus submitted the following reports for information of Council:*

**AC-1**     [18-0825](#)     Agenda Response Memo and eComments - May 7, 2018

**Received and Filed**

**AC-2**     [18-0824](#)     City Administrator's Report - May 7, 2018

**Received and Filed**

**INT     INTRODUCTIONS**

**INT-1**     [18-0573](#)     Proclamation on ALS Awareness Day 2018

*Mayor Taylor read a proclamation honoring ALS Awareness Day 2018. A copy of the proclamation is on file in the City Clerk's Office.*

**Received and Filed**

**INT-2**     [18-0704](#)     Proclamation for Lupus Awareness Month

*Mayor Taylor read a proclamation for Lupus Awareness Month. A copy of the proclamation is on file in the City Clerk's Office.*

**Received and Filed**

**INT-3**     [18-0705](#)     Recognition of the Graduates of the Ann Arbor Citizens Academy

*A recognition ceremony was held for the Ann Arbor Citizens Academy graduates. Kelly Beattie, Boards and Commissions Coordinator, Mayor Taylor and City Administrator Howard Lazarus, presented awards to the graduates. The graduates have completed the 2018 academy curriculum and were recognized as well-informed members of the community and all were encouraged to continue to participate in City government through other volunteer efforts.*

**Received and Filed**

**INT-4**     [18-0771](#)     Special Presentation

*A special naturalization ceremony was conducted by Magistrate Judge David R. Grand of the Eastern District of Michigan, U.S. Federal Court, in order to officially swear-in Mr. Kai Petainen of Ann Arbor as a United*

*States citizens.*

**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. Blaine Coleman - Boycott Israel**

*Blaine Coleman, PO Box 7038, addressed Council regarding Israel and urged a boycott.*

**2. Mozhgan Savabieasfahani - Boycott Israel**

*Mozhgan Savabieasfahani, PO Box 7038, addressed Council regarding boycotting Israel.*

**3. Tom Petiet - Tax Vote - Election**

*Tom Petiet, 3211 Packard, addressed Council regarding the May 8, 2018 Election and expressed his concerns regarding the nature of the AAPS millage proposal.*

**4. Sherilyn Foster - Crosswalk Safety on E. Eisenhower Parkway**

*Sherilyn Foster addressed Council regarding crosswalk safety on E. Eisenhower Parkway. She talked about an accident that she was involved in on E. Eisenhower Parkway and urged Council to take pedestrian safety concerns seriously.*

**5. Kathy Griswald - Pedestrian Safety**

*Kathy Griswald, 3565 Foxhunt Dr., addressed Council regarding pedestrian safety.*

**6. Maryann Mahmood - Pedestrian Safety**

*Maryann Mahmood, 42270 Oakland Dr. in Canton, addressed Council regarding pedestrian safety.*

**7. Susan Hutton - Millage Rebate**

*Susan Hutton, 1102 Olivia Ave., addressed Council regarding the City's millage rebate from the County Mental Health and Public Safety millage. She urged Council to honor their promises regarding the use of the money.*

**CC COMMUNICATIONS FROM COUNCIL****COUNCILMEMBER LUMM**

*Councilmember Lumm thanked Mayor Taylor for the proclamations on the agenda. She also noted that it is Lions Club white cane campaign time and urged others to support the cause.*

*Councilmember Lumm also spoke about the Council's recent Y Lot decision and her concern with the process and decorum of the debate. She expressed her objections to several statements made by her colleagues.*

**COUNCILMEMBER WESTPHAL**

*Councilmember Westphal congratulated the graduates of the Ann Arbor Citizens Academy. He also thanked Kelly Beattie and other members of staff for their participation in the success of the program.*

**COUNCILMEMBER WARPEHOSKI**

*Councilmember Warpehoski reported out on the success of the West Park clean-up day that was a result of the City Council and County Board of Commissioners friendly blood drive competition.*

**COUNCILMEMBER KRAPOHL**

*Councilmember Krapohl thanked Council for their support of the Morehead/Delaware pedestrian bridge project.*

**COUNCILMEMBER KAILASAPATHY**

*Councilmember Kailasapathy updated Council and the public regarding*

*the next meeting of the Task Force regarding Police Oversight, noting the meeting is May 17th from 7-9 p.m. She encouraged public participation at the Task Force's meetings.*

**COUNCILMEMBER GRAND**

*Councilmember Grand thanked the public speakers at tonight's meeting who shared their stories and came forward. She noted that the City's Student Advisory Council provided feedback on the fraternity/sorority house zoning changes and she wanted Council to be aware of that group's opinion.*

*Councilmember Grand also stated the Greenbelt Advisory Commission is still seeking new members, including a biologist. She urged interested residents to contact her directly.*

- CC-1**     [18-0781](#)     Resolution to Appoint Alexander Perlman to the Greenbelt Advisory Commission

**Referred to the City Council due back on 5/21/2018.**

**MC        COMMUNICATIONS FROM THE MAYOR**

- MC-1**     [18-0625](#)     Nomination - Confirmation

*Mayor Taylor requested confirmation of the following nomination that was presented to Council at the April 23 Regular Session:*

*Housing and Human Services Advisory Board*

*James Daniel-Full term appointment*

*2769 Arrowwood Trail*

*Ann Arbor, MI 48105*

*Term: Ending May 31, 2019*

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

- MC-2**     [18-0752](#)     Resolution to Appoint Robert Lyons, Jr. to the Airport Advisory Committee, Rachel Hawkins to the Commission on Disability Issues, Kristen Schweighoefer to the Housing Board of Appeals, Floria Tsui to the Housing

and Human Services Advisory Board and Alexandra Cacciari and Jeff Nemeth to the Public Market Advisory Commission. **(7 Votes Required)**

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

*Airport Advisory Committee*

*Robert Lyons, Jr. - Reappointment  
6180 1st Rd.  
Ypsilanti, MI 48198  
Term: June 1, 2018 - May 31, 2021*

*Commission on Disability Issues*

*Rachel Hawkins - Reappointment  
49970 Plymouth Way  
Plymouth, MI 48170  
Term: June 1, 2018 - May 31, 2021*

*Housing Board of Appeals*

*Kristen Schweighoefer - Reappointment  
4237 Lake Forest Dr. East  
Ann Arbor, MI 48108  
Term: June 1, 2018 - May 31, 2021*

*Housing and Human Services Advisory Board*

*Floria Tsui - Reappointment  
Non-Voting Youth Rep.  
6518 Wisteria Trace  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Public Market Advisory Commission*

*Alexandra Cacciari - Reappointment  
2150 Warren Rd.  
Ann Arbor, MI 48105  
Term: June 1, 2018 - May 31, 2021*

*Jeff Nemeth - Full Term  
Annual Vendor*

*4260 Willis Rd.  
Milan, MI 48160  
Term: June 1, 2018 - May 31, 2021*

**Referred to the City Council due back on 5/21/2018**

**MC-3**    [18-0772](#)    Appointments and Nominations

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

*Ann Arbor Public Art Commission*

*John Kotarski - Reappointment  
1230 Saunders Crescent  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Debra Mexicotte - Full Term  
2660 Yost Blvd.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021*

*Patti Smith - Reappointment  
2327 Fernwood Ave.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021*

*Cable Communications Commission*

*Anthony Ramirez - Reappointment  
920 E. Ann St.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2023*

*Design Review Board*

*Lori Singleton - Reappointment  
Landscape Architect  
1139 Pomona Rd.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*William Kinley - Reappointment*



843 Asa Gray Dr.  
Ann Arbor, MI 48105  
Term: June 1, 2018 - May 31, 2021

*Disability Issues, Commission on*

Zachary Damon - Reappointment  
2901 Northbrook Place  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021

*Downtown Area Citizen's Advisory Council*

Chaz Stucken - Reappointment  
318 W. Liberty  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021

Peter Honeyman - Reappointment  
113 S. Fourth Ave.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021

*Downtown Development Authority*

Robert Guenzel - Reappointment  
1703 Morton  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2022

Molly McFarland - Full Term  
840 Hewett Dr.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2022

Elizabeth Dean Fund  
Edith Bletcher - Reappointment  
834 Brown St.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2020

Merrill Dudley - Reappointment  
1126 Fair Oaks Parkway

*Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2020*

*Benjamin Muth - Reappointment  
507 S. First St.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2020*

*Donald Wortman - Reappointment  
2029 Delaware Dr.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2020*

*Employees' Retirement System Board of Trustees*

*Alexa Nerdrum - Reappointment  
1530 Edinborough Rd.  
Ann Arbor, MI 48104  
Term: January 1, 2019 - December 31, 2021*

*Energy Commission*

*Charles Hookham - Reappointment  
2902 E. Eisenhower Parkway  
Ann Arbor, MI 48108  
Term: June 1, 2018 - May 31, 2021*

*John Mirsky - Reappointment  
505 Burson Place  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021*

*Michael Shriberg - Reappointment  
1473 Pine Valley Blvd.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021*

*Historic District Commission*

*Jessica Quijano - Reappointment  
2108 Fair St.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Housing and Human Services Advisory Board**Gregory Pratt - Reappointment**3580 Oakwood St.**Ann Arbor, MI 48104**Term: June 1, 2018 - May 31, 2021**Rosemary Sarri - Reappointment**1050 Wall St.**Ann Arbor, MI 48105**Term: June 1, 2018 - May 31, 2021**Paul Sher - Reappointment**713 Miner St.**Ann Arbor, MI 48103**Term: June 1, 2018 - May 31, 2021**Housing Board of Appeals**Angela Rasmussen - Reappointment**1265 Kuehnle**Ann Arbor, MI 48103**Term: June 1, 2018 - May 31, 2021**Lisa Stelter - Reappointment**207 E. Kingsley**Ann Arbor, MI 48104**Term: June 1, 2018 - May 31, 2021**Human Rights Commission**S. Kerene Moore - Reappointment**1108 Fountain St.**Ann Arbor, MI 48104**Term: June 1, 2018 - May 31, 2021**Rick Ratliff - Reappointment**3091 Glazier Way**Ann Arbor, MI 48105**Term: June 1, 2018 - May 31, 2021**Leslie Stambaugh - Reappointment*

1940 Ridge Ave.  
Ann Arbor, MI 48104  
Term: June 1, 2018 - May 31, 2021

*Leslie Science and Nature Center Board*

*Paige Morrison - Full term*  
*City Representative (PAC member)*  
410 W. Keech Ave.  
Ann Arbor, MI 48103  
Term: Ending May 31, 2019

*Parks Advisory Commission*

*Ruth Kraut - Reappointment*  
1127 Clair Circle  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021

*Lauren London - Reappointment*  
2720 White Oak Dr.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021

*Planning Commission*

*Sarah Mills - Reappointment*  
5 Parkview Place  
Ann Arbor, MI 48103  
Term: July 1, 2018 - June 30, 2021

*Alex Milshiteyn - Reappointment*  
315 Second St.  
Ann Arbor, MI 48103  
Term: July 1, 2018 - June 30, 2021

*Public Market Advisory Commission*

*Lisa Young - Partial Term*  
*Regular Customer*  
816 Third St.  
Ann Arbor, MI 48103  
Term: Ending May 31, 2020

*Transportation Commission*

*Julie Boland - Full Term  
310 Westwood Ave.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Cyrus Naheedy - Reappointment  
500 Snyder Avenue  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Zoning Board of Appeals*

*Candice Briere - Reappointment  
3157 Baylis Dr.  
Ann Arbor, MI 48108  
Term: June 1, 2018 - May 31, 2021*

*Michael Daniel - Reappointment  
2522 W. Liberty St.  
Ann Arbor, MI 48103  
Term: June 1, 2018 - May 31, 2021*

*Nicole Eisenmann - Reappointment  
711 Argo Dr.  
Ann Arbor, MI 48105  
Term: June 1, 2018 - May 31, 2021*

*Charlotte Wilson - Reappointment  
1582 Jones Dr.  
Ann Arbor, MI 48105  
Term: June 1, 2018 - May 31, 2021*

**Referred to the City Council due back on 5/21/2018**

**CA      CONSENT AGENDA****CONSENT AGENDA ITEM MOVED**

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

*Move: CA-8 Resolution to Approve FY 19 Allocations to Non-Profit Entities for Human Services - \$1,247,529.00 (General Fund)*

*Move: CA-15 Resolution to Award a Construction Contract to Ajax Paving Industries, Inc. (ITB. 4529, \$4,928,322.54) for the 2018 Street Resurfacing, and to Appropriate the Related Funds (8 Votes Required)*

**Passed on consent agenda**

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

**CA-1    18-0629    Enactment No:    R-18-142    Approved**

Resolution to Accept a Sanitary Sewer Easement at 22 Ridgeway from Elaine L. Pitt **(8 Votes Required)**

**CA-2    18-0709    Enactment No:    R-18-143    Approved**

Resolution to Approve Compensation for Easements at 75 Scio Church Road for the Scio Church Road Improvements Project (\$27,041.00) **(8 Votes Required)**

**CA-3    18-0736    Enactment No:    R-18-144    Approved**

Resolution to Approve Street Closings for the 2018 Ann Arbor Summer Festival's "Top of the Park" - June 4, 2018 through July 4, 2018

**CA-4    18-0737    Enactment No:    R-18-145    Approved**

Resolution to Approve Street Closing for The Event on Main - Thursday, June 21 - Friday June 22, 2018

**CA-5    18-0738    Enactment No:    R-18-146    Approved**

Resolution to Approve Street Closings for the 2018 Taste of Ann Arbor Special Event - Sunday, June 3, 2018

**CA-6    18-0739    Enactment No:    R-18-147    Approved**

Resolution to Approve Street Closing for the Live on Washington Event - Saturday, June 2, 2018

**CA-7    18-0740    Enactment No:    R-18-148    Approved**

Resolution to Approve Street Closing for the Tech Trek Event - Friday, June 15, 2018

**CA-9    18-0727    Enactment No:    R-18-149    Approved**

Resolution to Approve Participation Agreement with Webster Township and Washtenaw County and Appropriate \$280,000.00 from the Open Space and Parkland Preservation Millage for Purchase of Development Rights on the Carol Smith Trust Property **(8 Votes Required)**

**CA-10    18-0636    Enactment No:    R-18-150    Approved**

Resolution to Transfer Delinquent Water Utility, Board Up, Clean Up, Vacant Property Inspection, Fire Inspection, and Housing Inspection Fees, and Fire Inspection Invoices to the July 2018 City Tax Roll

**CA-11    18-0433    Enactment No:    R-18-151    Approved**

Resolution to Approve the Master Services and Purchasing Agreement with Axon Enterprise, Inc. for the Purchase of Conducted Electrical Weapons (CEW) (commonly known as Tasers) (\$34,780.00)

**CA-12    18-0571    Enactment No:    R-18-152    Approved**

Resolution to Purchase SCBA Cylinders, SCBA Voice Amplifiers and SCBA Pac Tracker from West Shore Fire Inc. (\$36,900.00)

**CA-13    18-0543    Enactment No:    R-18-153    Approved**

Resolution to Authorize a Professional Services Agreement with SRF Consultants, Inc., and to Appropriate Funds for Railroad "Quiet Zone" Conceptual-Engineering Services (\$35,000.00) **(8 Votes Required)**

**CA-14    18-0534    Enactment No:    R-18-154    Approved**

Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Professional Service Industries, Inc. for the 2018 Street Resurfacing Project (RFP No. 18-02; \$61,780.00)

**CA-16    18-0578    Enactment No:    R-18-155    Approved**

Resolution to Approve a Professional Services Agreement with Utilities Instrumentation Services SCADA for Sewage-Lift Station Radio Upgrades

(\$89,285.00)

**CA-17 18-0529 Enactment No: R-18-156 Approved**

Resolution to Award a Construction Contract to Bailey Excavating, Inc. for the 2018 Water Main and Sanitary Sewer Projects (\$2,645,719.04)

**CA-18 18-0563 Enactment No: R-18-157 Approved**

Resolution to Approve a Contract with the Michigan Department of Transportation for the Federal Commerce Green Sidewalk Gap Project (\$250,000.00)

**CA-19 18-0320 Enactment No: R-18-158 Approved**

Resolution to Approve Renewal of a Multi-Year Enterprise Agreement with Microsoft Corporation and Related Multi-Year Payment Plan and Sales and Service Agreement with CDW Government, LLC (\$867,616.42)

**CA-8 18-0582 Enactment No:**

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

Resolution to Approve FY 19 Allocations to Non-Profit Entities for Human Services - \$1,247,529.00 (General Fund)

**18-0582 Enactment No:**

**A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, to amend the Resolution as follows:**

**Amend 1st Resolve:**

**Ypsilanti Meals on Wheels**

**\$21,505.00 Funding source: St. Joseph Mercy**

**And change General Fund allocations total to: \$1,226,024**

**The motion was withdrawn.**

Resolution to Approve FY 19 Allocations to Non-Profit Entities for Human Services - \$1,247,529.00 (General Fund)

**18-0582 Enactment No: R-18-159 Approved as Amended**



**The question being, a motion made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Resolution be approved as amended, on a voice vote, the Mayor declared the motion carried.**

Resolution to Approve FY 19 Allocations to Non-Profit Entities for Human Services - \$1,247,529.00 (General Fund)

*Councilmember Warpehoski proposed the following amendment that was considered friendly by the Body:*

*RESOLVED, That the Mayor and City Council approve the following allocations from the General Fund, contingent on approval of human services funding FY 19 budget, to the non-profit entities listed below:*

**AGENCY NAME, PROGRAM & ALLOCATION**

*[Ypsilanti Meals on Wheels  
Resource Advocacy Program for At Risk Seniors  
\$21,505.00 City of Ann Arbor]*

*TO BE ALLOCATED  
\$21,505.00 TO AN ANN-ARBOR BASED NONPROFIT FROM  
AMONG THE APPROVED LIST OF FUNDED ENTITIES*

*[Brackets] indicate deleted language. ALL CAPS indicate new language.*

**TOTAL**            **\$1,247,529.00**

**RESOLVED, THAT THE MAYOR AND CITY COUNCIL AUTHORIZE THE CITY ADMINISTRATOR TO COORDINATE WITH THE WASHTENAW COUNTY OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT TO RE-ALLOCATE \$21,505.00 ORIGINALLY DESIGNATED TO YPSILANTI MEALS AND WHEELS TO AN ANN ARBOR-BASED NONPROFIT, RECOGNIZING THAT THE \$21,505.00 AWARDED TO YPSILANTI MEALS ON WHEELS WILL BE FUNDED BY OTHER COORDINATED FUNDING PARTNERS.**

*Note: [ ] Brackets indicate deleted language. All CAPS indicate new language.*

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

Resolution to Award a Construction Contract to Ajax Paving Industries, Inc. (ITB. 4529, \$4,928,322.54) for the 2018 Street Resurfacing, and to Appropriate the Related Funds **(8 Votes Required)**

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

**PH-1**     [18-0377](#)     An Ordinance to Amend Sections 5:1 and 5:10.4 of Chapter 55 (Zoning) of the Code of the City of Ann Arbor to Modify the Definition of Fraternity or Sorority House and Amend Corresponding Special Exception Use Standards (Ordinance No. ORD-18-06)

*A public hearing was conducted on the proposed amendment to Sections 5:1 and 5:10.4 of Chapter 55 (Zoning) of the Code of the City of Ann Arbor to Modify the Definition of Fraternity or Sorority House and Amend Corresponding Special Exception Use Standards. Notice of public hearing was published April 9, 2018.*

*The following persons were present to speak in opposition to the proposed ordinance:*

*Michael Benson, Kappa Sigma representative*

*Matthew Lotterstetter questioned how University "affiliation" would be determined.*

*A representative of Zeta Psi stated UM currently has no registration for co-operative housing.*

*Diana Gardner, Pi Beta Phi alumni board member*

*Joe Gilmore, Theta Delta Chi alumni board member*

*Kevin Brophy, Psi Upsilon alumni member, urged Council to look at other ordinances before approving this zoning ordinance.*

*Steven Bernstein, representing Alpha Epsilon Pi*

*A representative of the Alpha Chi Omega sorority at 1212 Hill*

*Jeff Hayner, 1807 Pontiac Trail*

*Kevin Ziegler, Xi Alumni Association President stated the properties are owned by independent entities, not the student organizations.*

*Dan Paige, 548 S. State St., representing Sigma Chi*

*A member of the Psi Upsilon Board at 1000 Hill*

*Kyle Brown, 1043 Baldwin, Phi Sigma Kappa*

*Dave Treemont, taxpayer, representing 707 Oxford*

*Allen Lutz, Alpha Management Group*

*Jerry Lax, attorney representing the owners of fraternity houses Earl Raynal 413 Montgomery Avenue, representing Psi Upsilon Kevin Rodgers, Alpha Chi Sigma, an academic fraternity, noted that not all organizations are governed by the IFC or Panhellenic Council.*

*There being no further comment, the Mayor declared the hearing continued until Council's final decision on the Ordinance.*

**Held and Continued to the City Council due back on 6/18/2018**

**PH-2**     [18-0451](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 4.52 Acres from PL (Public Land District) to R1A Single-Family Dwelling District), 2301 Highland Road Rezoning, 2301 Highland Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-18-07)

*A public hearing was conducted on the proposed amendment to Chapter 55, Rezoning of 4.52 Acres from PL (Public Land District) to R1A Single-Family Dwelling District), 2301 Highland Road Rezoning. Notice of public hearing was published April 9, 2018.*

*John Cameron, the attorney representing the applicant, was available to answer any questions of Council.*

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

**Held and Closed**

**PH-3     18-0702     Enactment No:     Held and Closed**

**Held and Closed**

Resolution to Approve New Fees for Fairview Cemetery

*A public hearing was conducted on the proposed Resolution to Approve New Fees for Fairview Cemetery. Notice of public hearing was published May 3, 2018.*

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

**PH-4     18-0712     Enactment No:     Held and Closed**

**Held and Closed**

Resolution to Approve New Fees for Adding Additional Quadricycles to a Commercial Quadricycle Operating Permit

*A public hearing was conducted on the proposed Resolution to Approve New Fees for Adding Additional Quadricycles to a Commercial Quadricycle Operating Permit. Notice of public hearing was published May 3, 2018.*

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

#### RECESS

*Mayor Taylor declared a recess at 9:29 p.m. and reconvened the meeting at 9:42 p.m.*

<b>PH-5</b>	<b>18-0714</b>	<b>Enactment No:</b>	<b>Held and Closed</b>
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#### **Held and Closed**

Resolution to Approve Fiscal Year 2019 Fee Adjustments for Public Services Area - Engineering and Public Works

*A public hearing was conducted on the proposed Resolution to Approve Fiscal Year 2019 Fee Adjustments for Public Services Area - Engineering and Public Works. Notice of public hearing was published May 3, 2018.*

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

<b>PH-6</b>	<b>18-0619</b>	<b>Enactment No:</b>	<b>Held and Closed</b>
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#### **Held and Closed**

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2019

*A public hearing was conducted on the proposed Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2019. Notice of public hearing was published April 26, 2018.*

*Glen Nelson, 1323 S. Forest, urged Council to appropriate the County millage rebate funds to support mental health services.*

*Jeff Hayner, 1807 Pontiac Trail, spoke about affordable housing.*

*A 2nd Ward Resident addressed Council regarding support for the deer management program.*

*Erwin Weingarden spoke about the 2030 district and support for climate action.*

*Wayne Appleyard, Energy Commission Chair, spoke in support of funding the City's climate action plan.*

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

## **A APPROVAL OF COUNCIL MINUTES**

- A-1**      [18-0741](#)      Work and Special Session of April 9 and Regular Session Meeting Minutes of April 16, 2018

**A motion was made by Councilmember Ackerman, seconded by Councilmember Krapohl, that the Work and Special Session Minutes of April 9 and the Regular Session Minutes of April 16, 2018 be approved as presented. On a voice vote, the Mayor declared the motion carried.**

## **B ORDINANCES - SECOND READING**

- B-1**      [18-0377](#)      An Ordinance to Amend Sections 5:1 and 5:10.4 of Chapter 55 (Zoning) of the Code of the City of Ann Arbor to Modify the Definition of Fraternity or Sorority House and Amend Corresponding Special Exception Use Standards (Ordinance No. ORD-18-06)

**A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved on Second Reading.**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the Ordinance be postponed until 6/18/2018. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 10 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Bannister

**Nays:** 1 - Councilmember Eaton

- B-2**      [18-0451](#)    An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 4.52 Acres from PL (Public Land District) to R1A Single-Family Dwelling District, 2301 Highland Road Rezoning, 2301 Highland Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-18-07)

**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.**

**C      ORDINANCES - FIRST READING**

**C      New Business - Staff:**

- C-1**      [18-0531](#)    An Ordinance to Amend Chapter 55 (Zoning), Rezoning of Approximately 1.8 Acres from P (Parking District) to C2B (Business Service District), Briarwood Mall Parcel 2 Rezoning, 700/720/760 Briarwood Circle (CPC Recommendation: Approval - 7 Yeas and 1 Nays) (Ordinance No. ORD-18-11)

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

Enactment No: ORD-18-11

- C-2**      [18-0565](#)    An Ordinance to Amend Sections 2:61 through 2:64, and 2:69, and to Repeal Section 2:73 of Chapter 29 (Change Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-18-12)

**A motion was made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Ordinance be approved on First 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

Enactment No: ORD-18-12

**C-3**      [18-0711](#)      An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalks (Ordinance No. ORD-18-13)

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

Enactment No: ORD-18-13

**C-4**      [18-0735](#)      An Ordinance to Amend Section 9:366 of Chapter 119 (Noise Control) (Ordinance No. ORD-18-14)

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

Enactment No: ORD-18-14

**C-5**      [18-0790](#)      An Ordinance to Amend Sections 7:604 and 7:606 of Chapter 96 (Medical Marijuana Facilities) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-18-15)

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

Enactment No: ORD-18-15

**D      MOTIONS AND RESOLUTIONS**

**DC      New Business - Council:**

<b>DC-1</b>	<b>18-0626</b>	<b>Enactment No:</b>	<b>R-18-161</b>	<b>Approved</b>
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**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 unanimously, thus satisfying the seven-vote requirement.**

Resolution to Appoint Steven Daniels to the Housing Commission (**7 Votes Required**)

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**DC-2    18-0720    Enactment No:    R-18-162    Approved**

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

Resolution to Pledge and Take Actions in Support of Net Neutrality

**DC-3    18-0806    Enactment No:    R-18-163    Approved**

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

Resolution to Permit Designation of Alternates for the Youth Member of the Community Policing Commission Advisory Task Force

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

**DS    New Business - Staff:**

**DS-1    18-0702    Enactment No:    R-18-164    Approved**

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

Resolution to Approve New Fees for Fairview Cemetery

**DS-2    18-0712    Enactment No:    R-18-165    Approved**

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

Resolution to Approve New Fees for Adding Additional Quadricycles to a Commercial Quadricycle Operating Permit

**DS-3    18-0714    Enactment No:    R-18-166    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 Fiscal Year 2019 Fee Adjustments for Public Services Area - Engineering and Public Works



**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 Krapohl, seconded by Councilmember Smith, 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**      **[18-0461](#)**      Resolution Concerning DTEs Proposed 1100MW Natural Gas Power Plant (Case U:18419)
  
- F-2**      **[18-0462](#)**      Environmental Commission Resolution to Approve the City of Ann Arbor's Comprehensive Water and Wastewater Cost of Service and Rate Design Study and Recommend Adoption by City Council
  
- F-3**      **[18-0640](#)**      First Quarter 2018 Investment Portfolio Report
  
- F-4**      **[18-0644](#)**      Resignation from the Transportation Commission
  
- F-5**      **[18-0698](#)**      Transportation Commission Resolution - FY 2019 Proposed Budget
  
- F-6**      **[18-0716](#)**      Notice of Receipt of Petition regarding the HRGIDD NPS-Tree Planting 5504.07 Drain Project from Evan Pratt, Water Resources Commissioner
  
- F-7**      **[18-0717](#)**      Notice of Public Hearing regarding the Fence Permit Review at Barton Hills Village Scheduled for May 14, 2018 - Planning and Development Services
  
- F-8**      **[18-0729](#)**      Farmers Market Operating Rules - Proposed Change to Stall Assignment and Move-In Procedure

- F-9**      [18-0730](#)      Communications from S.E.M.C.O.G. regarding a New ParkFinder App and the Southeast Michigan Commuter Connect
- F-10**      [18-0731](#)      Communication from Teresa Seidel, Director of the Water Resources Division regarding PFAS Source Evaluation Follow Up - Public Services
- F-11**      [18-0732](#)      Communication from the Michigan Municipal League dated April 19, 2018 regarding Assessment of Large Big Box Stores - City Administrator
- F-12**      [18-0754](#)      Communication from the Office of the Great Seal regarding Receipt and Filing Completion of the Maxey Annexation, located at 2955 and 2965 Kimberley Road - All Departments
- F-13**      [18-0798](#)      Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for Electric Customers of DTE Electric Company in Case No. U-18232 scheduled for May 15, 2018 - City Attorney, Systems Planning
- F-14**      [18-0799](#)      Communication from Evan Pratt, Chair of the Drainage Board regarding Notice of Hearing of Necessity HRGIDD NPS-Tree Planting 5504-07 Drain Project scheduled for May 21, 2018 - Systems Planning, Planning and Development Services
- G**            **The following minutes were received for filing:**
- G-1**      [18-0400](#)      Park Advisory Commission Meeting Minutes of January 23, 2018
- G-2**      [18-0401](#)      Park Advisory Commission Meeting Minutes of February 6, 2018
- G-3**      [18-0431](#)      Zoning Board of Appeals Meeting Minutes of February 28, 2018
- G-4**      [18-0481](#)      Land Acquisition Commission Meeting Minutes of February 6, 2018
- G-5**      [18-0528](#)      Environmental Commission Minutes 1-25-18

- G-6**     [18-0589](#)     Downtown Development Authority Board and Executive, Partnerships, Capital Improvements, Operations and Finance Committee Minutes of March 2018
- G-7**     [18-0590](#)     Downtown Area Citizens Advisory Council Meeting Minutes April 3, 2018
- G-8**     [18-0591](#)     LDFA Board Meeting Minutes - March 20, 2018
- G-9**     [18-0592](#)     LDFA Board Meeting Minutes - March 21, 2018
- G-10**    [18-0605](#)     Ann Arbor Housing Commission March 21, 2018 Board Minutes
- G-11**    [18-0610](#)     Design Review Board Meeting Minutes of March 21, 2018
- G-12**    [18-0638](#)     Energy Commission Minutes from Feb 13, 2018
- G-13**    [18-0639](#)     Commission on Disability Issues, March 2018 Meeting Minutes
- G-14**    [18-0649](#)     Election Commission Meeting Minutes of February 27, 2018
- G-15**    [18-0652](#)     LDFA Board Meeting Minutes - April 10, 2018
- G-16**    [18-0670](#)     Transportation Commission Meeting Minutes 3-21-18
- G-17**    [18-0721](#)     Employees' Retirement System Board Meeting Minutes of March 15, 2018
- G-18**    [18-0722](#)     Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of March 15, 2018

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

*Kai Petainen, City resident, thanked Council for their support of his naturalization ceremony. He stated living in the U.S. is very different for green card holders compared to citizens.*

*Jeff Hayner, 1807 Pontiac Trail, addressed Council regarding the City's proposed water rate changes.*

*Michael Benson thanked Council for the discussion regarding the fraternity zoning changes.*

#### **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 Warpehoski, seconded by Councilmember Smith, that Council enter into Closed Session under the Michigan Open Meetings Act to discuss pending litigation and attorney/client privileged communications as set forth in MCLA 15.268 (E) and (H). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting entering into Closed Session at 11:40 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 Eaton, seconded by Councilmember Warpehoski, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 12:33 a.m.**

#### **ADJOURNMENT**

**A motion was made by Councilmember Warpehoski, seconded by Councilmember Krapohl, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at**

12:33 a.m.

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

**LIVE: MONDAY, MAY 7, 2018 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, MAY 9, 2018 @ 8:00 A.M. AND FRIDAY, MAY 11, 2018 @ 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](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 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.**