

# City of Ann Arbor

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

Tuesday, September 3, 2019

7:00 PM

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

**City Council**

Caucus for Sunday, September 1 has been cancelled due to the Labor Day holiday.

**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**Present:** 11 - Councilmember Jane Lumm, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Zachary Ackerman, Councilmember Chip Smith, Councilmember Anne Bannister, Councilmember Jeff Hayner, Councilmember Kathy Griswold, Councilmember Elizabeth Nelson and Councilmember Ali Ramlawi

**APPROVAL OF AGENDA**

Approved as presented

**AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- AC-1**     [19-1682](#)     Memorandum from City Administrator: Response to Affordable Housing Resolutions R-19-111 and R-19-116  
Received and Filed
  
- AC-2**     [19-1685](#)     September 3, 2019 Agenda Response Memo and eComments  
Received and Filed
  
- AC-3**     [19-1686](#)     Gelman Plume and 1,4-Dioxane Update May - July 2019  
Received and Filed
  
- AC-4**     [19-1693](#)     City Administrator's Report - September 3, 2019  
Received and Filed
  
- AC-5**     [19-1689](#)     Memorandum from City Administrator: Interim Plan for Use of Library Lot Update - August 30, 2019  
Received and Filed

**INT INTRODUCTIONS**

- INT-1**     [19-1625](#)     University of Michigan - Presentation of Infrastructure Improvement Plans  
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. James D'Amour - Weber Rezoning, 2857 Packard Road (C-1)
2. Abdullah Al-Mahmudi - Street Parking on Traverwood Drive (DS-2)
3. Kristine Abouzahr - Parking on Traverwood Drive (DS-2)
4. Abdummah Amin - Parking on Traverwood Drive (DS-2)
5. Erica Briggs - Road Reconfiguration Pilot for Green Road (DS-3)
6. Mary Garton - Road Reconfiguration Pilot for Green Road (DS-3)
7. Blaine Coleman - We are against Military Aid to Israel
8. Mozghan Savasiefahani - We are against Military Aid to Israel
9. Alan Haber - International Day(s) of Peace
10. Kathleen Hiraga - Air BnB Regulation

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

**MC-1**     [19-1699](#)     Confirmation of Councilmember Ackerman to the Planning Commission  
**Approved**

**Yeas:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith and Councilmember Ramlawi  
**Nays:** 6 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson

**MC-2**     [19-1547](#)     Nominations - Confirmations  
**Approved**

MC-3     [19-1669](#)     Appointments & Nominations

Sponsors:     Taylor  
Referred

CA     CONSENT AGENDA

**CONSENT AGENDA ITEMS REMOVED**

**Passed on consent agenda**

Approved as presented

CA-1     [19-1580](#)     Resolution to Release Part of a Utility Easement Recorded in Liber 3920, Page 887, Washtenaw County Records, and Accept a New Public Utilities Easement at 2040 Federal Blvd **(8 Votes Required)**  
**Approved**

Enactment No: R-19-387

CA-2     [19-1589](#)     Resolution to Authorize Revised Purchase Agreement and Agreement for Temporary Occupancy Restrictions Pending Sewer Service for 1146 South Maple Road **(8 Votes Required)**  
**Approved**

Enactment No: R-19-388

CA-3     [19-1608](#)     Resolution to Accept a Variable Width Pedestrian Easement at Kingsley Condominiums from Kingsley Condominiums LLC **(8 Votes Required)**  
**Approved**

Enactment No: R-19-389

CA-4     [19-1609](#)     Resolution to Accept a Pathway (Treeline Trail) Easement at Kingsley Condominiums from Kingsley Condominiums LLC **(8 Votes Required)**  
**Approved**

Enactment No: R-19-390

CA-5     [19-1607](#)     Resolution to Submit Renewal Proposal and Application to the USDA FY 2020 Regional Conservation Partnership Program (RCP), in Partnership with Washtenaw County, Legacy Land Conservancy, and Others, to Secure up to \$1,000,000.00 in Additional Federal Grant Funding for Conservation Easements  
**Approved**

Enactment No: R-19-391

CA-6     [19-1458](#)     Resolution to Approve a Purchase Order to DLT Solutions, LLC for Three-Year Autodesk Software Subscription (\$52,089.72)

**Approved**

Enactment No: R-19-392

- CA-7**     [19-1550](#)     Resolution to Approve a Purchase Order to Bellefeuil, Szur and Associates, Inc. ("BS&A") for Annual Software Maintenance and Support for FY2020. (\$27,295.00)  
**Approved**

Enactment No: R-19-393

- CA-8**     [19-1367](#)     Resolution to Renew and Amend the Current Agreement with Psybus, P.C., for Additional Professional Psychological Evaluation Services for the Ann Arbor Police Department Employees (\$27,795.00)  
**Approved**

Enactment No: R-19-394

- CA-9**     [19-1476](#)     Resolution to Approve Purchase Order with On Duty Gear, LLC for the Purchase of Concealable Body Armor (\$70,875.00)  
**Approved**

Enactment No: R-19-395

- CA-10**    [19-1229](#)     Resolution to Approve Revised Bylaws of the Public Art Commission  
**Approved**

Enactment No: R-19-396

- CA-11**    [19-1489](#)     Resolution Authorizing a Purchase Order to Washtenaw County for the City of Ann Arbor's FY20 Share of the Maintenance of the Shared 800 MHz Simulcast System (\$25,600.00)  
**Approved**

Enactment No: R-19-397

- CA-12**    [19-1490](#)     Resolution to Authorize a Sole Source Purchase Order to Siemens Mobility, Inc. for Eagle Traffic Control Products in the Amount of \$468,000.00  
**Approved**

Enactment No: R-19-398

- CA-13**    [19-1491](#)     Resolution to Authorize a Purchase Order to Carrier & Gable, Inc. for Traffic Control Materials and Supplies (\$397,000.00)  
**Approved**

Enactment No: R-19-399

- CA-14**    [19-1495](#)     Resolution to Award a 3-Year Contract for Water Main Line Stops and Insertable Valves to Watertap, Inc. ITB # 4588 (up to

\$175,000.00/annually; \$525,000.00 for three years)

**Approved**

Enactment No: R-19-400

- CA-15**    [19-1545](#)    Resolution Supporting a Grant Application to the Washtenaw County Parks and Recreation Commission Connecting Communities Program for Treeline Alignment Study from Argo Pond to 721 N. Main  
**Approved**

Enactment No: R-19-401

- CA-16**    [19-1460](#)    Resolution to Award a Construction Contract to Lester Brothers Excavation, Inc., for As-Needed Directional Boring (\$175,644.00, Bid No. ITB-4590)  
**Approved**

Enactment No: R-19-402

- CA-17**    [19-1461](#)    Resolution to Award a Construction Contract to Erie Construction, LLC. (\$79,556.00) for the Wetland Mitigation at Leslie Park Golf Course Project (Bid No. ITB-4591)  
**Approved**

Enactment No: R-19-403

- CA-18**    [19-1462](#)    Resolution to Approve the Purchase of Survey Equipment from Leica Geosystems, Inc. (State of Michigan MiDeal Contract 171180000000005, \$54,423.55)  
**Approved**

Enactment No: R-19-404

- CA-20**    [19-1469](#)    Resolution to Approve Construction Contract Change Order No. 1 with Gerace Construction Company, Inc. for the Barton Dam Air Shaft Repairs Project (\$74,900.00) and to Appropriate Funding (**8 Votes Required**)  
**Approved**

Enactment No: R-19-405

- CA-21**    [19-1544](#)    Resolution to Award a General Services Agreement for Removal of Water Treatment Plant Residual Limestone to Prolime Corporation, Bid No. ITB-4594 (estimated \$325,600.00/yr)  
**Approved**

Enactment No: R-19-406

- CA-19**    [19-1487](#)    Resolution to Authorize a Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. (OHM) for the Lower Town Area Mobility Study (RFP No. 18-21) (\$579,478.00)

**Approved**

**Yeas:** 7 - Councilmember Lumm, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 4 - Councilmember Eaton, Councilmember Bannister, Councilmember Hayner and Councilmember Griswold

Enactment No: R-19-407

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

**PH-1**     [19-1223](#)     An Ordinance to Amend Section 5.15, Table 5-15 and Section 5.16.6 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Office District Permitted Uses, Accessory Restaurant/Bar/Food Service Use Specific Standards) (Ordinance No. ORD-19-27)

**Held and Closed**

Enactment No: ORD-19-27

**PH-2**     [19-1225](#)     An Ordinance to Amend Section 5.17.4 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mixed Use Zoning District Dimensions) (Ordinance No. ORD-19-28)

**Held and Closed**

Enactment No: ORD-19-28

**RECESS**

**A APPROVAL OF COUNCIL MINUTES**

**A-1**     [19-1626](#)     Regular Session of August 19, 2019

**Approved**

**B ORDINANCES - SECOND READING**

**B-1**     [19-1223](#)     An Ordinance to Amend Section 5.15, Table 5-15 and Section 5.16.6 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Office District Permitted Uses, Accessory Restaurant/Bar/Food Service Use Specific Standards) (Ordinance No. ORD-19-27)

**Adopted on Second Reading**

Enactment No: ORD-19-27

**B-2**     [19-1225](#)     An Ordinance to Amend Section 5.17.4 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor

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(Mixed Use Zoning District Dimensions) (Ordinance No. ORD-19-28)  
**Adopted on Second Reading**

Enactment No: ORD-19-28

**C ORDINANCES - FIRST READING**

**C New Business - Staff:**

- C-1**      [19-1464](#)      An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 7.7 Acres from R1E (Single-Family Dwelling District) With Conditions to PUD (Planned Unit Development District), Weber Rezoning, 2857 Packard Road (CPC Recommendation: Approval - 7 Yeas and 1 Nays)  
**Approved on First Reading**

Enactment No: ORD-19-30

**D MOTIONS AND RESOLUTIONS**

**DC New Business - Council:**

- DC-1**      [19-1549](#)      Resolution to Appoint James Summers to the Transportation Commission (**7 Votes Required**)  
**Approved**

Enactment No: R-19-408

- DC-2**      [19-1660](#)      Resolution to Publicly Release Redacted Report of Investigation by Attorney Sheldon Stark Dated July 31, 2019

**Sponsors:**      Eaton, Grand, Griswold, Lumm and Taylor

**Approved**

Enactment No: R-19-409

- DC-3**      [19-1496](#)      Resolution Approving a Contract with Harvest Solar, LLC to Purchase and Oversee Installation of Solar Panels on Fire Station 6 (\$73,710.00)

**Sponsors:**      Eaton, Nelson, Taylor, Hayner and Griswold

**Approved**

Enactment No: R-19-410

- DC-4**      [19-1681](#)      Resolution to Advocate for the Expansion of State of Michigan Recycling Grants

**Sponsors:**      Lumm, Eaton, Griswold, Hayner, Smith, Ramlawi and Bannister

**Approved**

Enactment No: R-19-411



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

None.

**D Unfinished Business - Staff:**

**DS-1**     [19-1466](#)     Resolution to Approve a Professional Services Agreement with SDS Global Enterprises, Inc. for Diversity, Equity, and Inclusion Plan Services (\$161,000.00)  
**Approved**  
  
Enactment No: R-19-412

**DS-2**     [19-0956](#)     Resolution to Proceed with a Road Reconfiguration Pilot for Traverwood Drive, from Huron Parkway to Plymouth Road  
  
Enactment No: R-19-369  
  
Enactment No: R-19-369  
**Postponed**  
  
**Yeas:**    8 -    Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Ackerman, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi  
  
**Nays:**    3 -    Councilmember Grand, Councilmember Smith and Councilmember Hayner  
  
Enactment No: R-19-369

**DS New Business - Staff:**

**DS-3**     [19-1617](#)     Resolution to Proceed with a Road Reconfiguration Pilot for Green Road, from Burbank Drive to Plymouth Road  
**Approved**  
  
**Yeas:**    5 -    Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith and Councilmember Ramlawi  
  
**Nays:**    6 -    Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson  
  
Enactment No:

**DS-4**     [19-1224](#)     Resolution Authorizing Summary Publication of Ordinance No. 19-27 - An Ordinance to Amend Section 5.15 and 5.16.6.L of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Office District Permitted Uses, Accessory Restaurant/Bar/Food Service Use Specific Standards)  
**Approved**

Enactment No: R-19-413

- DS-5**     [19-1226](#)     Resolution Authorizing Summary Publication of Ordinance No. ORD-19-28 - An Ordinance to Amend Section 5.17.4 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mixed Use Zoning Dimensions)  
**Approved**

Enactment No: R-19-414

- DS-6**     [19-1637](#)     Resolution Authorizing Summary Publication of Ordinance No. 19-26 - An Ordinance to Amend Sections 5.15 (Table 5-15), 5.17.3, 5.17.5 (Table 5:17-5), and Section 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Permitted Use Table, Parkland Donations, Dimensional Standards Table, Front Lot Line)  
**Approved**

Enactment No: R-19-415

- DS-7**     [19-1566](#)     Resolution Authorizing Publication of Notice of Intent to Issue General Obligation Capital Improvement Bonds to Fund Downtown Development Authority Ann Ashley Parking Structure Expansion Project (Not to Exceed \$27,000,000.00) (**6 Votes Roll Call**)  
**Approved**

**Yeas:** 2 - Mayor Taylor and Councilmember Grand

**Nays:** 9 - Councilmember Lumm, Councilmember Eaton, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Enactment No:

## **E     COMMUNICATIONS FROM THE CITY ATTORNEY**

## **F & G   CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**

### **F     The following communications were referred as indicated:**

#### **Passed on consent agenda**

**Approved as presented**

- F-1**     [19-1351](#)     Resolution to acknowledge the Ann Arbor Public Schools  
**Approved**

- F-2**     [19-1583](#)     Communication from AT&T Michigan regarding Submittal of their Annual Video Report Dated August 9, 2019 - CTN, City Attorney

**Approved**

- F-3**      [19-1616](#)      Communication from the Washtenaw County Office of Community and Economic Development (OCED) regarding The Weatherization Assistance Program being Offered to Washtenaw County Residents  
**Approved**
- F-4**      [19-1622](#)      Alex Cacciari - Resignation from the Public Market Advisory Commission  
**Approved**
- F-5**      [19-1657](#)      Communication the Washtenaw County Water Resources Commissioner's Office regarding Washtenaw County Clean Up Day: September 14th (Saline)  
**Approved**

**Filed.**

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

- G-1**      [19-1330](#)      Minutes of the June 13, 2019, HDC Meeting  
**Approved**
- G-2**      [19-1420](#)      Minutes of the June 26, 2019 ZBA Meeting  
**Approved**
- G-3**      [19-1482](#)      July 16, 2019 City Planning Commission Meeting Minutes  
**Approved**
- G-4**      [19-1530](#)      Downtown Development Authority Board, Annual, Executive, Partnerships and Operations Committees Minute of July 2019  
**Approved**
- G-5**      [19-1546](#)      Housing and Human Services Advisory Board Minutes & Discussion Notes from Jan-April 2019  
**Approved**
- G-6**      [19-1548](#)      Community Events Funds Committee Minutes - July 17, 2019  
**Approved**
- G-7**      [19-1551](#)      Human Rights Commission Meeting Minutes of July 10, 2019  
**Approved**
- G-8**      [19-1570](#)      City of Ann Arbor Employees' Retirement System Board Meeting

Minutes of July 18, 2019  
Approved

**G-9**      [19-1571](#)      Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of July 18, 2019  
Approved

**G-10**      [19-1582](#)      Ann Arbor Area Transportation Authority (AAATA) Board Meeting Minutes of July 18, 2019  
Approved

**Filed.**

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

**COMMUNICATIONS FROM COUNCIL**

**CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).**

**that Council enter into Closed Session**

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

**Nays:** 1 - Councilmember Griswold

**MEETING RECONVENED**

**that the meeting reconvene**

**ADJOURNMENT**

**Adjourn**

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

**LIVE: TUESDAY, SEPTEMBER 3, 2019 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, SEPTEMBER 4, 2019 @ 8:00 A.M. AND FRIDAY, SEPTEMBER 6, 2019 @ 8:00 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

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

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

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