

City of Ann Arbor

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



Action Minutes

Monday, November 4, 2019

7:00 PM

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

City Council

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

CALL TO ORDER

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** [19-2108](#) November 4, 2019 Agenda Response Memo and eComments
Received and Filed

- AC-2** [19-2137](#) City Administrator's Report - November 4, 2019
Received and Filed

- AC-3** [19-2134](#) Memorandum from City Administrator: Water Meter Upgrade Project -
November 4, 2019
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. Ken Garber - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**

- 2. Milt Baker - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**

3. **Caroline Stark - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**
4. **Ian Pearsall - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**
5. **Larry Junck - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**
6. **Gus Teschke - Resolution in Support of Community-Wide Climate Neutrality Plan (DC-5)**
7. **Blaine Coleman - We are against military aid to Israel**

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

- MC-1** [19-2101](#) Appointments and nominations for November 4, 2019
Referred

CA CONSENT AGENDA**CONSENT AGENDA ITEMS REMOVED****Passed on consent agenda**

Approved as presented

- CA-1** [19-2062](#) Resolution to Approve Street Closure for the 2019 Kerrytown Kindlefest on Friday, December 6, 2019 from 6:00 AM until Midnight
Approved

Enactment No: R-19-479
- CA-2** [19-2015](#) Resolution to Approve Participation in the Purchase of a Conservation Easement on the Moehrle Property in Ann Arbor Township, Approve a Participation Agreement with Ann Arbor Township and Washtenaw County Parks and Recreation Commission, and Appropriate \$186,500.00 **(8 Votes Required)**
Approved

Enactment No: R-19-480
- CA-3** [19-2017](#) Resolution to Approve Purchase of Park Land at 2260 Traver Road from the William F. Hosford and Margaret W. Hosford Trust, and Appropriate \$180,500.00 from Open Space and Parkland Preservation Millage Proceeds **(8 Votes Required)**

Approved

Enactment No: R-19-481

- CA-4** [19-1907](#) Resolution to Approve a Purchase Order to CBTS and Appropriate the Necessary Funds to Upgrade the City's Mitel VOIP Phone System. (\$159,696.72) (8 Votes Required)
Approved
Enactment No: R-19-482
- CA-5** [19-1963](#) Resolution to Approve a Purchase Order to Environmental Systems Research Institute, Inc. (ESRI) for the Annual Geographic Information System Software Maintenance and License Agreement (\$51,600.00)
Approved
Enactment No: R-19-483
- CA-6** [19-1834](#) Resolution Authorizing Water Capital Recovery Charges for 439 Riverview Dr. (\$20,971.00)
Approved
Enactment No: R-19-484
- CA-8** [19-2060](#) Resolution to Award a Construction Contract for Galvanized Water Service Line Replacements to Lang Constructors, Inc. (\$251,165.00, ITB No. 4593)
Approved
Enactment No: R-19-485
- CA-9** [19-1763](#) Resolution to Approve Agreement with the Washtenaw County Water Resources Commissioner to Support and Fund the 2020 Rain Garden Program Partnership (\$30,000.00)
Approved
Enactment No: R-19-486
- CA-12** [19-2009](#) Resolution to Petition the Washtenaw County Water Resources Commissioner to Create a new Drainage District and Undertake a Project to Design and Construct Stormwater Management Control Measures for the Huron Hills Golf Course Creek section of Huron Hills Creek (Total Project Cost: \$1,220,000.00)
Approved
Enactment No: R-19-487
- CA-13** [19-1889](#) Resolution to Authorize a Sole Source Purchase Order to Spring City Electrical Manufacturing Company in the amount of \$34,685.00 for Street Light Poles and Associated Fixtures
Approved

Enactment No: R-19-488

- CA-14** [19-1966](#) Resolution to Approve Change Order No. 7 with E. T. Mackenzie Company for the Hoover, Greene, Hill Improvement Project (\$750,000.00)
Approved

Enactment No: R-19-489

- CA-15** [19-1979](#) Resolution to Approve an Amendment to the Professional Services Agreement with Bergmann Associates for Updates to the FEMA Benefit Cost Analysis for the Allen Creek Railroad Berm Opening Project (\$10,740.00)
Approved

Enactment No: R-19-490

- CA-16** [19-1890](#) Resolution to Approve a Construction Contract with Lanzo Trenchless Technologies, Inc. - North for the High Level Trunkline Sanitary Sewer Rehab Project (\$2,178,595.00)
Approved

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

Nays: 1 - Councilmember Ramlawi

Enactment No: R-19-491

- CA-10** [19-1801](#) Resolution to Approve a Professional Services Agreement with International Association for Public Participation (IAP2) USA Great Lakes Chapter a/k/a International Association for Public Participation (IAP2) USA Midwest Chapter (IAP2 USA Midwest Chapter) for Community Engagement Training Services (\$45,000.00)
Approved

Enactment No: R-19-492

- CA-7** [19-1639](#) Resolution to Approve the Purchase of Pedestrian Litter and Recycling Containers from Landscape Forms, Inc. (not to exceed \$83,000.00)
Approved

Enactment No: R-19-493

- CA-11** [19-2008](#) Resolution to Contract Green Infrastructure Maintenance Services for one year with the Washtenaw County Water Resources Commissioner (\$165,000.00)
Approved

Enactment No: R-19-494

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 [19-1565](#) An Ordinance to Amend Sections 5.13.9, 5.17.4, 5.18.6, 5.28.1, 5.28.6, 5.29.10, 5.30.1 and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Premium Options, Affordable Housing Dwelling Units, Reimbursements) (Ordinance No. ORD-19-34)
Held and Closed

Enactment No: ORD-19-34

A APPROVAL OF COUNCIL MINUTES

A-1 [19-2084](#) Work Session of October 14 and Regular Session of October 21, 2019
Approved as presented

B ORDINANCES - SECOND READING

B-1 [19-1565](#) An Ordinance to Amend Sections 5.13.9, 5.17.4, 5.18.6, 5.28.1, 5.28.6, 5.29.10, 5.30.1 and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Premium Options, Affordable Housing Dwelling Units, Reimbursements) (Ordinance No. ORD-19-34)

Enactment No: ORD-19-34
Amended

Enactment No: ORD-19-34

[19-1565](#)

Amended

Enactment No: ORD-19-34
Adopted as Amended on Second Reading

Enactment No: ORD-19-34

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-1 [19-2003](#) Resolution to Provide Direction to the City Administrator on the Provision of Solid Waste Services

Sponsors: Eaton and Bannister

Withdrawn

DC-2 [19-2052](#) Resolution to Appoint Helen Chandler to the Public Market Advisory Commission (**7 Votes Required**)
Approved
 Enactment No: R-19-495

DC New Business - Council:

DC-3 [19-2090](#) Resolution to Approve an Amendment to the Council Rules Re: Special Meetings of Council Committees
Sponsors: Bannister, Eaton, Nelson, Taylor and Smith
Approved
 Enactment No: R-19-496

DC-4 [19-2097](#) Resolution to Establish Six 30-Minute Limited Parking Spots at Dewey (West of Packard)
Sponsors: Nelson and Eaton
Approved
Yeas: 10 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson
Nays: 1 - Councilmember Ramlawi
 Enactment No: R-19-497

RECESS

DC-5 [19-2103](#) Resolution in Support of Creating a Plan to Achieve Ann Arbor Community-Wide Climate Neutrality by 2035
Sponsors: Taylor, Bannister and Smith
 Enactment No: R-19-498

[19-2103](#) Resolution in Support of Creating a Plan to Achieve Ann Arbor Community-Wide Climate Neutrality by 2030
Sponsors: Taylor, Bannister, Smith, Ramlawi, Grand, Ackerman, Eaton, Nelson and Griswold
Amended
Yeas: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 0

Enactment No: R-19-498

Approved as Amended

Enactment No: R-19-498

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 [19-1956](#) Resolution Authorizing Summary Publication of Ordinance No. 19-34 - An Ordinance to Amend Sections 5.13.9, 5.17.4, 5.18.6, 5.28.1, 5.28.6, 5.29.10, 5.30.1 and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Premium Options, Affordable Housing Dwelling Units, Reimbursements) (Ordinance No. ORD-19-34)
Approved
Enactment No: R-19-499

DS-2 [19-1990](#) Resolution Authorizing Publication of Notice of Intent to Issue Revenue Bonds (Water Supply System Revenue Bonds) (\$3,400,000.00) (**Roll Call Vote**)
Approved
Yeas: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi
Nays: 0
Enactment No: R-19-500

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 [19-2043](#) Ann Arbor Area Transportation Authority (AAATA) Board Meeting Minutes - September 19th, 2019
Approved

G The following minutes were received for filing:

- G-1** [19-1786](#) Zoning Board of Appeals Meeting Minutes of August 26, 2019
Approved
- G-2** [19-1807](#) Public Market Advisory Commission Meeting Minutes of August 15,
2019
Approved
- G-3** [19-1817](#) Council Rules Meeting Minutes from August 27, 2019
Approved
- G-4** [19-1861](#) Election Commission Minutes from August 29, 2019
Approved
- G-5** [19-1871](#) City Planning Commission Meeting Minutes of September 4, 2019
Approved
- G-6** [19-1937](#) Transportation Commission September 2019 Meeting Minutes
Approved
- G-7** [19-2021](#) City Council Caucus Minutes of July 29 and September 16, 2019
Approved
- G-8** [19-2027](#) The City of Ann Arbor Employees' Retirement System Board Meeting
Minutes of September 19, 2019
Approved
- G-9** [19-2028](#) Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of
September 19, 2019
Approved

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: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 0

MEETING RECONVENED

that the meeting reconvene

AMEND THE AGENDA

Approved

DS-3 [19-2142](#) Resolution to Purchase Property at 2857 Packard Road (\$4,760,000) (**8 Votes Required**)
Amended

Yeas: 5 - Councilmember Lumm, Mayor Taylor, Councilmember Grand, Councilmember Ackerman and Councilmember Nelson

Nays: 6 - Councilmember Eaton, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Ramlawi

[19-2142](#) Resolution to Purchase Property at 2857 Packard Road (\$3,000,000) (**8 Votes Required**)
Amended

Yeas: 6 - Mayor Taylor, Councilmember Ackerman, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson

Nays: 5 - Councilmember Lumm, Councilmember Eaton, Councilmember Grand, Councilmember Smith and Councilmember Ramlawi

Approved as Amended

Yeas: 6 - Councilmember Eaton, Councilmember Ackerman, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson

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

AMEND THE AGENDA

Approved

DS-4 [19-2143](#) Resolution to Settle Peters Building Co. v. City Of Ann Arbor
Approved

Yeas: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 0

Enactment No: R-19-501

ADJOURNMENT

Adjourn

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: @ 7:00 P.M.

REPLAYS: WEDNESDAY @ 8:00 A.M. AND FRIDAY @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network Channel 16 live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/ctn <<http://www.a2gov.org/ctn>>, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

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

Live Web Streaming: <https://a2gov.org/watchctn>

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

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

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

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.