

# City of Ann Arbor

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



## Action Minutes

Monday, September 18, 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 Regular Session 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 Jason Frenzel

**APPROVAL OF AGENDA**

**A motion was made by Councilmember Warpehoski, seconded by Councilmember Grand, 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 updated Council and the public on the following:*

*The City of Ann Arbor's A2Be Safe Campaign, including safety awareness on school mornings and game days.*

*A govDelivery notice was sent regarding the environmental assessment for the proposed Ann Arbor Train Station. Copies are available at the City Clerk's Office and the downtown library, as well as online at [www.a2gov.org/trainstation](http://www.a2gov.org/trainstation)*

**AC-1**     [17-1470](#)

Memorandum from City Administrator: Solid Waste/Recycling Program Area Status Updates

**Attachments:**     170913 - Mayor and Council SW Update Memo.pdf

**Received and Filed**

- AC-2**     [17-1481](#)     Memorandum from City Administrator - 2018 Huron River Watershed Community Calendar - September 14, 2017  
**Attachments:**     170914 - 2018 Watershed Community Calendar.pdf
- Received and Filed
- AC-3**     [17-1472](#)     Memorandum from Susan Pollay, Executive Director, Downtown Development Authority (DDA): Suicide Prevention in Parking Structures - September 12, 2017  
**Attachments:**     Suicide Prevention Measures 2017.pdf
- Received and Filed
- AC-4**     [17-1510](#)     City Administrator's Update Report - September 18, 2017  
**Attachments:**     170918 City Administrator's Update Final.pdf
- Received and Filed
- AC-5**     [17-1512](#)     Agenda Response Memo - September 18, 2017  
**Attachments:**     Agenda Responses 9-18-17Final.pdf, ecomments\_export.pdf
- Received and Filed
- INT    INTRODUCTIONS**
- INT-1**     [17-1471](#)     Constitution Week Proclamation  
**Attachments:**     Constitution Week 2017.pdf  
*Mayor Taylor presented a proclamation to Sharon Clark of the Daughters of the American Revolution recognizing Constitution Week, September 17 - 23, 2017.*  
  
*A copy of the proclamation is on file in the City Clerk's Office.*
- Received and Filed
- INT-2**     [17-1474](#)     Proclamation celebrating Recovery Month 2017  
**Attachments:**     Recovery Month 2017.pdf

*Mayor Taylor presented a proclamation honoring September 2017 as National Recovery Month.*

*A member of the Collegiate Recovery Mission at the University of Michigan was present to accept the proclamation.*

*A copy of the proclamation is on file in City Clerk's Office.*

**Received and Filed**

**INT-3**     [17-1475](#)     Presentation by Omari Rush and/or Megan Winkel of the Ann Arbor Art Center

**Sponsors:**     Taylor

*Megan Winkel of the Ann Arbor Art Center and Omari Rush of Toyota Research and Development introduced the Ann Arbor City Gallery in the Council Chamber. The City Gallery project will rotate art displays in the City Council Chamber over the next year. Artwork will also be displayed in City busses. More information is available at [www.annarborartcenter.org](http://www.annarborartcenter.org)*

**Received and Filed**

**INT-4**     [17-1509](#)     Recognition of Ann Arbor Firefighters as part of Michigan's Urban Search and Rescue Team (Michigan Task Force-1) to assist with rescue efforts related to Hurricane Irma from September 10 through September 14, 2017: Captain James Budd, Lieutenant Allen Bruck, and Firefighter Bryce McAllister

**Sponsors:**     Taylor

*Mayor Taylor presented Ann Arbor City Fire Department Members Captain James Budd, Lt. Allen Bruck, and Firefighter Bryce McAllister with certificates and commemorative coins in recognition of their work with the Hurricane Irma relief efforts in Florida.*

**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. Erica Briggs - Pauline Reconstruction Crosswalk (DC-8)**

*Erica Briggs, of the Washtenaw Coalition on Walking and Biking, spoke about the City's proposed plans for the reconstruction project on Pauline. She expressed concern that the plan doesn't meet the City's current complete streets plan or include bike lanes. She also urged Council to keep the City's existing crosswalk in place.*

**2. Stephanie Preston - Safe Crossing at Community High (DC-8)**

*Stephanie Preston, of A2Safe Transport, spoke about the existing crosswalk at North Fifth Avenue near Community High. She urged Council to place a crosswalk for students on Fifth that would avoid the traffic turning on or off Detroit Street into the CHS parking lots.*

**3. Jared Hoffert - Crosswalk Ordinance (DC-8)**

*Jared Hoffert, Democratic nominee for City Council in the 2nd Ward, spoke about the proposal to review the City's crosswalk ordinance. He urged Council not to look at this resolution with the focus of repealing the ordinance. He spoke in support of the current ordinance.*

**4. Adrian Wylie - Crosswalk Ordinance and Enforcement (DC-8)**

*Adrian Wylie, 3rd Ward, spoke about the AAPD's recent pedestrian crosswalk enforcement efforts, suggesting that the target enforcement areas were set-ups. He stated this diminishes the public's trust.*

**5. Peter Eckstein - Parking Structures (AC-3 and DC-7)**

*Peter Eckstein, resident, spoke about recent suicides on the City's parking structure rooftops. He stated the existing barriers on the parking structure roofs are very low. He urged Council to make changes, including fencing, such as what currently exists on portions of the Maynard Street structure.*

**6. John Greden - Suicide and Parking Structures (AC-3 and DC-7)**

*John Greden, founder of the University of Michigan Comprehensive Depression Center, spoke about the country's suicide epidemic. He stated 80 - 90% of suicides are due to mental health issues that are not being treated. He stated physical barriers, such as fencing, provide physical deterrents to suicide and are proven to work.*

**7. Alan Haber - Constitution Week and Peace Week (AC-1)**

*Alan Haber, resident, asked Council to pass a proclamation in honor of Peace Day.*

**8. Adam Brent - RFP17-25 Environmental and Process Issues with Award of Compost Facility**

*Adam Brent, Compost Operator of Coco Corporation, spoke about the City's recent award of RFP17-25 to WeCare Organics, noting that this company is an out-of-State operator. He stated the City's compost center is becoming a landfill.*

**9. Mark Passerini - Medical Cannabis**

*Mark Passerini, resident of Water Hill neighborhood, spoke about the City's proposed medical marijuana licensing ordinance. He urged Council to make approval of the City's ordinance a priority. Mr. Passerini noted that the use of medical marijuana has decreased the opioid epidemic, stating that marijuana is not a gateway drug, but an exit drug.*

**CC COMMUNICATIONS FROM COUNCIL**

*COUNCILMEMBER WARPEHOSKI*

*Councilmember Warpehoski spoke about the need for physical deterrents on the City's parking structures to prevent suicides. He stated even temporary solutions are needed.*

*Councilmember Warpehoski also addressed the crosswalk situation near Community High.*

*Councilmember Warpehoski announced the Skate Against Hate event at the Ann Arbor Skatepark. He stated this event will be held on Sunday, October 8 from 2-6pm and will include various community groups and focus on all aspects of inclusion and community building.*

**MC COMMUNICATIONS FROM THE MAYOR**

**MC-1 [17-1375](#) Appointments - Confirmations**

**Attachments:** Thaddeus Jabzanka app. 2017.pdf

*Mayor Taylor requested confirmation of the following nomination that was presented to Council on September 5, 2017:*

*Housing and Human Services Advisory Board*

*Thaddeus Jabzanka -Filling partial term  
At Large Representative  
1400 Morton Ave. #1C  
Ann Arbor, MI 48104*

*Term: Ending May 31, 2020*

A motion was made by Councilmember Ackerman, seconded by Councilmember Krapohl, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

## CA CONSENT AGENDA

### CONSENT AGENDA ITEMS REMOVED

*With unanimous consent of Council, the following Consent Agenda item was removed from the Consent Agenda and placed under New Business:*

*CA-9, Resolution to Award a Contract to The Davey Tree Expert Company for Routine Street Tree Pruning (\$666,675.00, Bid No. ITB-4507)*

### Passed on consent agenda

A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirements of CA-4 and CA-5.

- CA-1**     [17-1416](#)     Resolution to Approve the Closing of State Street from William to Liberty Streets and North University between State and Fletcher Streets for the Watch the Game on State Street Event from 9:00 AM on Saturday, October 21, 2017 until 1:00 AM on Sunday, October 22, 2017

**Attachments:**     Watch the Game on State Street Map

Enactment No: R-17-343

- CA-2**     [17-1423](#)     Resolution Approving Cooperative Agreement Amendment between the United States of America Commodity Credit Corporation and the City of Ann Arbor for the Agriculture Conservation Easement Program (ACEP) and to Accept Additional Grant Funds of \$511,070.00 for Total Award Amount of \$1,033,410.00

**Attachments:**     DeVine-Koselka Protected Map.pdf, DeVine-Koselka Aerial Map\_v2.pdf, Rogers Aerial Map.pdf, Rogers Protected Map.pdf

Enactment No: R-17-344

- CA-3**     [17-1328](#)     Resolution to Support the Low Income Housing Tax Credit Application for Swift Lane Apartments and Hickory Way Apartments

**Attachments:**     Swift Lane Apts I Map, Swift Lane Apts II Map, Hickory Way Apts Map

Enactment No: R-17-345

- CA-4**     [17-1327](#)     Resolution to Accept a Water Main Easement for the North Campus Recreation Building (NCRB) at 2375 Hubbard Road from the Regents of the University of Michigan **(8 Votes Required)**

**Attachments:**     NCRB Water Main Map.pdf

Enactment No: R-17-346

- CA-5**     [17-1379](#)     Resolution to Accept a Solid Waste Easement on Private Road located at 470, 480, 490 and 500 Huron Parkway **(8 Votes Required)**

**Attachments:**     Solid Waste Easement, 500 Huron Parkway.pdf

Enactment No: R-17-347

- CA-6**     [17-1239](#)     Resolution to Approve the Purchase of Ice Control Salt through the Michigan Delivering Extended Agreements Locally (MIDEAL) from the Detroit Salt Company for Early Fill (\$32,720.00) and for Seasonal Backup Supply (\$140,440.00)

**Attachments:**     1300338-Detroit Early.pdf, 1300339-Detroit Seasonal.pdf

Enactment No: R-17-348

- CA-7**     [17-1257](#)     Resolution to Approve Amendment #1 to the Professional Services Agreement between the City and DiClemente Siegel Design Inc. for Work Related to the Fire Station #1 Generator Replacement Project (\$6,700.00)

**Attachments:**     DSD Contract - FS#1 Generator.pdf, DSD Contract Amendment #1.pdf

Enactment No: R-17-349

- CA-8**     [17-1271](#)     Resolution to Approve a Purchase Order with Parkson Corporation for Bar Screen Replacement Parts and On-site Repair Services at the Wastewater Treatment Plant (\$37,374.00)

**Attachments:**     Parkson Quote - Ann Arbor MI HR200 Rebuild 8-22-17.pdf, City of Ann Arbor MI Parkson Sole Source Letter 8-2017.pdf, Parkson PO addendum.pdf

Enactment No: R-17-350



- CA-10**    [17-1363](#)    Resolution to Affirm the City of Ann Arbor's Commitment to the Joint Washtenaw County-City Equity Initiative and Approve a Purchase Order with Washtenaw County for Phase 2 of Government Alliance on Race and Equity (GARE) Engagement (NTE \$38,461.50)

**Attachments:**    17-111 GARE Contract.docx, Cb 2 GARE\_Washtenaw County, phase 2, 6-18-17.pdf

Enactment No: R-17-351

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

- PH-1**    [17-0716](#)    An Ordinance to Amend Sections 5.10.19, 5:10.20, 5:64, 5:65, 5:68 and 5:70 of Chapter 55 (Zoning) and Sections 5:169 of Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor (Zoning Premiums/Design Requirements) (Ordinance No. ORD-17-14) (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:**    17-14 Briefed and Approved.pdf, 17-14 Zoing Off-Street Parking Ordinance Briefed.pdf, Substitute Ordinance 8-21-17 Transmittal (002).pdf, proposed substitute ordinance 8-17-17.pdf, 17-14 Briefed and Approved.pdf, Chapter 55 Zoning Premiums as AMENDED on 071717, October 5, 2016 Planning Staff Report, Premium Ordinance.pdf, Design Requirements Ordinance 7.6.17rev.pdf, 17-14 Ordinance Approval Notice.pdf, 17-14 Ordinance Approval Notice.pdf

*A public hearing was conducted on the proposed amendment to Sections 5.10.19, 5:10.20, 5:64, 5:65, 5:68 and 5:70 of Chapter 55 (Zoning) and Sections 5:169 of Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor (Zoning Premiums/Design Requirements). Notice of public hearing was published August 31, 2017.*

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

*Edward Vielmetti*

*Ethel Potts*

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

**Held and Closed**

Enactment No: ORD-17-14

- PH-2**    [17-1282](#)    An Ordinance to Amend Section 9:70 of Chapter 108 (Disorderly Conduct) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-17-16)

**Attachments:** 17-16 Briefed and Approved.pdf, ORD-17-16 Briefed.pdf, Solicitation Ordinance Amendment.pdf, 17-16 Ordinance Approval Notice.docx

*A public hearing was conducted on the proposed amendment to Section 9:70 of Chapter 108 (Disorderly Conduct) of Title IX of the Code of the City of Ann Arbor. Notice of public hearing was published September 11, 2017.*

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

#### **Held and Closed**

Enactment No: ORD-17-16

### **PH-3**      [17-1118](#)

Resolution to Approve The Gallery Planned Project Site Plan and Development Agreement, 441 S. Ashley Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** The Gallery ElevationsPerspectivesNew.pdf, Gallery Citizen Participation Meeting M.PDF, 1-18-17 DRB Minutes APPROVED.PDF, Gallery Staff Report with Attachments, The Gallery Development Agreement.pdf

*A public hearing was conducted on the proposed Resolution to Approve The Gallery Planned Project Site Plan and Development Agreement, 441 S. Ashley Street. Notice of public hearing was published September 11, 2017.*

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

*Ethel Potts*

*Brad Moore, Bradley J. Moore Architects*

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

#### **Held and Closed**

Enactment No: R-17-362

### **SUSPEND THE RULES AND ADD ADDITIONAL PUBLIC COMMENT PERIOD**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that Council suspend the Rules to allow for an additional public comment period. On a voice vote, the Mayor declared the motion carried and the Rules suspended.**

### **PUBLIC COMMENTARY**

*A student at Community High School spoke about the need for crosswalk improvements on Fifth Avenue in order for students attending CHS to cross the street safely.*

**A APPROVAL OF COUNCIL MINUTES****A-1**      [17-1479](#)      Regular Session Meeting Minutes of September 5, 2017

**Attachments:**      09-05-17 Draft Minutes.pdf, Council Emails 9-5-2017.pdf

**A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Minutes of the Regular Session of September 5, 2017 be approved. On a voice vote, the Mayor declared the motion carried.**

**B ORDINANCES - SECOND READING****B-1**      [17-0716](#)      An Ordinance to Amend Sections 5.10.19, 5:10.20, 5:64, 5:65, 5:68 and 5:70 of Chapter 55 (Zoning) and Sections 5:169 of Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor (Zoning Premiums/Design Requirements) (Ordinance No. ORD-17-14) (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:**      17-14 Briefed and Approved.pdf, 17-14 Zoing Off-Street Parking Ordinance Briefed.pdf, Substitute Ordinance 8-21-17 Transmittal (002).pdf, proposed substitute ordinance 8-17-17.pdf, 17-14 Briefed and Approved.pdf, Chapter 55 Zoning Premiums as AMENDED on 071717, October 5, 2016 Planning Staff Report, Preminium Ordinance.pdf, Design Requirements Ordinance 7.6.17rev.pdf, 17-14 Ordinance Approval Notice.pdf, 17-14 Ordinance Approval Notice.pdf

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

Enactment No: ORD-17-14

**B-2**      [17-1282](#)      An Ordinance to Amend Section 9:70 of Chapter 108 (Disorderly Conduct) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-17-16)

**Attachments:**      17-16 Briefed and Approved.pdf, ORD-17-16 Briefed.pdf, Solicitation Ordinance Amendment.pdf, 17-16 Ordinance Approval Notice.docx

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

Enactment No: ORD-17-16

**C ORDINANCES - FIRST READING**

**D MOTIONS AND RESOLUTIONS**

**DC New Business - Council:**

**DC-1**     [17-1388](#)     Resolution to Appoint Thomas Wright to Cable Communications Commission (**7 Votes Required**)

**Attachments:**     Thomas Wright app. 2017.pdf

**A motion was made by Councilmember Eaton, seconded by Councilmember Krapohl, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the seven-vote requirement.**

Enactment No: R-17-352

**DC-2**     [17-1440](#)     Resolution to Urge Congress to Take to Immediate Action to Protect Deferred Action for Child Arrivals Program

**Sponsors:**     Kailasapathy, Eaton and Taylor

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

Enactment No: R-17-353

**DC-3**     [17-1466](#)     Resolution of Intent Regarding Applications of Potential Washtenaw County Millage to Support Community Mental Health Department, County Sheriff Operations, and Policing Jurisdictions Rebate

**Sponsors:**     Taylor, Frenzel and Smith

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

**Yeas:**    8 -    Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Frenzel

**Nays:**    3 -    Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Enactment No: R-17-356

**RECESS**

*Mayor Taylor declared a recess at 9:05 p.m.*

**MEETING RECONVENED**

*The meeting reconvened at 9:14 p.m.*

**DC-4**     [17-1490](#)     Resolution to Ratify the Emergency Purchase Order Request and Appropriate Funds for Waste Removal and Clean Up at Material Recovery Facility (MRF) with Global Green Services Group, LLC (GGSC) (\$74,900.00) **(8 Votes Required)**

Sponsors:     Taylor

**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 eight-vote requirement.**

Enactment No: R-17-358

**DC-5**     [17-1491](#)     Resolution to Ratify the Emergency Purchase Order Request and Appropriate Funds for Steel Push Wall Repair at Material Recovery Facility (MRF) with Speed-Tech Equipment Co. (\$37,278.93) **(8 Votes Required)**

Sponsors:     Taylor

**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 unanimously, thus satisfying the eight-vote requirement.**

Enactment No: R-17-357

**DC-6**     [17-1492](#)     Resolution to Approve Purchase Order for Recycling Processing with Western Washtenaw Recycling Authority (\$36,000.00)

Sponsors:     Taylor

**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.**

Enactment No: R-17-359

**DC-7**     [17-1487](#)     Resolution of Support for Ann Arbor Downtown Development Authority

Management and Operational Deterrent Suicide Attempt Measures for City Parking Facilities

**Sponsors:** Eaton, Kailasapathy and Lumm

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

Enactment No: R-17-360

**DC-8**      [17-1502](#)

Resolution Directing the City Administrator to Review the Ann Arbor Crosswalk Ordinance (Section 10:148 of Ann Arbor City Code)

**Sponsors:** Eaton and Lumm

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

Enactment No: R-17-361

**A motion was made by Councilmember Ackerman, seconded by Councilmember Eaton that the Resolution be amended as follows:**

**RESOLVED, That the Ann Arbor City Council directs the City Administrator to take the following actions in reviewing Section 10:148 of Chapter 126 of Title X of the Code of the City of Ann Arbor:**

- Provide an engineering review of the Section 10:148 of City Code by an appropriately credentialed professional engineer;
- Review the applicable definition of a crosswalk;
- \* **REVIEW AND SUMMARIZE THE INFRASTRUCTURE ADDED SINCE THE ADOPTION OF THE 2010 ORDINANCE AND ITS APPROPRIATENESS**
- Provide the rationale for the recent removal of curb ramps;
- Present the above items to the City's Transportation Commission for review and policy recommendations;
- Present the City's Transportation Commission's recommendations to the Council's Policy Agenda Committee; and

**ALL CAPS indicates new language.**

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

Enactment No: R-17-361

[17-1502](#)

Resolution Directing the City Administrator to Review the Ann Arbor Crosswalk Ordinance (Section 10:148 of Ann Arbor City Code)

**Sponsors:** Eaton and Lumm

The question being, the motion made by Councilmember Eaton, seconded by Councilmember Lumm, that the Resolution be approved as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

**Yeas:** 9 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Krapohl, Councilmember Ackerman, Councilmember Smith and Councilmember Frenzel

**Nays:** 2 - Councilmember Grand and Councilmember Westphal

Enactment No: R-17-361

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

**DB-1**     [17-1118](#)     Resolution to Approve The Gallery Planned Project Site Plan and Development Agreement, 441 S. Ashley Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:**     The Gallery ElevationsPerspectivesNew.pdf, Gallery Citizen Participation Meeting M.PDF, 1-18-17 DRB Minutes APPROVED.PDF, Gallery Staff Report with Attachments, The Gallery Development Agreement.pdf

**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.**

Enactment No: R-17-362

**DB-2**     [17-1205](#)     Resolution to Approve Hampton Inn Development Agreement Amendment #2, 2910 Jackson Road

**Attachments:**     Second Amendment to Hampton Inn DA.pdf

**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.**

Enactment No: R-17-363

**DS New Business - Staff:**

**CA-9**     [17-1206](#)     Resolution to Award a Contract to The Davey Tree Expert Company for Routine Street Tree Pruning (\$666,675.00, Bid No. ITB-4507)

**Attachments:**     Service Agreement between The Davey Resource Company for Routine Street Tree Pruning FY 18.docx, ITB-4507\_BidDocuments\_and\_Addendum1.pdf, ITB-4507\_BidTab.pdf,

Maps of 7 and 10 Year Routine Pruning Cycles.pdf

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

Enactment No: R-17-364

**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:**

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

**Passed on consent agenda**

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

**G-1**      [17-1215](#)      City Planning Commission Meeting Minutes of July 18, 2017

**Attachments:**      7-18-17 Planning Commission Minutes-corrected.pdf

**G-2**      [17-1218](#)      Ann Arbor Housing Commission July 19, 2017 Board Minutes

**Attachments:**      July 19 2017 AAHC Board Minutes.pdf

**G-3**      [17-1231](#)      Transportation Commission Meeting Minutes 7-19-2017

**Attachments:**      July 19 MeetingMinutes\_FINAL.pdf

**G-4**      [17-1408](#)      Insurance Board Meeting Minutes - August 24, 2017



**Attachments:** Insurance Board Minutes 082417.pdf, Insurance Board Loss Run August 2017.pdf

**G-5**      [17-1473](#)      Council Rules Committee Minutes - September 7, 2017

**Attachments:** Council Rules Committee Minutes 9-7-17.docx

**G-6**      [17-1477](#)      Council Administration Committee Meeting Minutes - July 20, 2017

**Attachments:** Admin Committee Minutes 7-20-17.docx

**G-7**      [17-1478](#)      Council Administrative Meeting Minutes - August 21, 2017

**Attachments:** Admin Committee Minutes 8-21-17.docx

**G-8**      [17-1476](#)      Council Rules Committee Minutes - July 20, 2017

**Attachments:** Council Rules Committee Minutes 7-20-17.docx

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

*Kathy Griswold, Ward 2, spoke about autonomous vehicles, stating Ann Arbor could be a leader in this issue. She also stated that the pedestrian law needed to be uniform in order for Ann Arbor to continue to lead in this issue.*

*Peter Eckstein, resident, thanked Council for their vote on the resolution of support for suicide deterrent measures for City Parking facilities. He urged City staff to proceed quickly to implement physical deterrents.*

*Edward Vielmetti, Ward 4, stated he attends the least well-attended meetings and least publicized meetings. He noted that several meetings this week do not have publicized details, including the Council Administration Committee. He stated he was advised by the City Clerk's Office that this committee does not provide agendas. Mr. Vielmetti stated he attended the meeting personally.*

#### **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 Ackerman, seconded by Councilmember Krapohl, that Council enter into Closed Session under the Michigan Open Meetings Act for pending litigation as set forth in MCLA 15.268(E). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting recessed into Closed Session at 10:27 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 Frenzel**

**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 10:46 p.m.**

#### **ADJOURNMENT**

**A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:46 p.m.**

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

**LIVE: MONDAY, SEPTEMBER 18, 2017 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, SEPTEMBER 20, 2017 @ 8:00 A.M. AND FRIDAY, SEPTEMBER 22, 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](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.

Jacqueline Beaudry  
Clerk of the Council

Anissa R. Bowden  
Recording Secretary