



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, November 21, 2016

7:00 PM

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

City Council will meet in caucus the Sunday prior to each regular session at 3:30 p.m. in Council Chambers.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

ADMINISTRATION OF OATH OF OFFICE

ORGANIZATION OF NEW COUNCIL

[16-1653](#) Resolution Electing 2017 Mayor Pro Tem and Establishing Order of Succession for Acting Mayor

(Mayor's Office)

Sponsors: Taylor

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [16-1673](#) Agenda Response Memo - November 21, 2016

(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: Agenda Responses 11-21-16 Final.pdf

(Added 11/21/16)

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. **Alissa Beveridge - Safe Streets**
2. **Kathy Griswold - Budgeting for Pedestrian Safety**
3. **Alan Haber - Library Lot**
4. **Ethel Potts - Honoring Council Member Briere**
5. **Khita Whyatt - Hate Crimes**

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

MC-1 [16-1552](#) Appointments - Confirmations
(Mayor's Office)
(Referred from the 11/10/16 Regular Session)

MC-2 [16-1657](#) Communication from the Mayor
(Mayor's Office)

CA CONSENT AGENDA

CA-1 [16-1581](#) Resolution to Accept a Water Main Easement at 2295 S. State Street from Stinedurf Properties, LLC **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Drawing - water main easement 2295 S. State

CA-2 [16-1585](#) Resolution to Accept a Storm Sewer Easement at 312 Glendale Drive from Glendale Orchard LLC **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Drawing - storm sewer easement at 312 Glendale

- CA-3 [16-1579](#) Resolution to Approve October 27, 2016, Recommendations of the Board of Insurance Administration
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-4 [16-1566](#) Resolution to Approve a Purchase Order to Environmental Systems Research Institute (ESRI) for the Annual Geographic Information System Software Maintenance and License Agreement (\$51,600.00)
(Information Technology Services - Tom Shewchuk, Director)
(Revised 11/21/16)
- CA-5 [16-1517](#) Resolution to Approve an Increase to the Spartan Distributors, Inc., of Auburn Hills, Michigan, Sole Source Purchase Order for Miscellaneous Equipment Parts, Service and Repairs for Irrigation and Toro Turf Maintenance Equipment (\$55,000.00)
(Community Services - Derek Delacourt, Community Services Area Administrator)
- CA-6 [16-1549](#) Resolution to Accept and Appropriate a Grant Award from the Office on Violence Against Women at the U.S. Department of Justice (\$391,097.00)
(8 Votes Required)
(Fifteenth District Court Services - Shryl Samborn)
- CA-7 [16-1515](#) Resolution for Approval of Amendment No. 1 to the Professional Services Agreement with Stantec Consulting Michigan, Inc. for the Container Storage Building (\$44,400.00)
(Project Management Services - Craig Hupy, Public Services Area Administrator)
Attachments: Stantec PSA, Amendment No 1
- CA-8 [16-1411](#) Resolution to Approve Change Order No. 2 with Tri-City Groundbreakers, Inc. for the Geddes Avenue Improvements Project (\$1,094,047.81)
(Project Management Services - Craig Hupy, Public Services Area Administrator)
- PH **PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**
- PH-1 [16-1522](#) An Ordinance to Add a New Chapter 120 (Closed Captioning) to Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-16-24)
(City Council)
Sponsors: Westphal
Attachments: 16-24 Closed Captioning Ordinance Briefed.pdf, R-16-145, Closed captioning ordinance memo.pdf, CDI resolution to support closed captioning ordinance.pdf, Closed Captioning Chapter 120 Briefed.pdf
(See B-1)

- PH-2 [16-1528](#) An Ordinance to Amend Sections 7:91, 7:92, 7:93, 7:94, 7:95, 7:96, 7:97, 7:98, 7:100, 7:101, 7:102, 7:103, and 7:104, Repeal Section 7:99 and Revise the Title of Chapter 82, Littering and Distribution of Handbills, of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-16-25)

(City Council)

Sponsors: Warpehoski, Taylor, Westphal, Krapohl and Grand

Attachments: Proposed Amendment to Chapter 82, 16-25
Chapter_82__LITTERING_AND_DISTRIBUTION_OF_PRINT
MATERIALS.pdf,
Chapter_82__LITTERING_AND_DISTRIBUTION_OF_PRINT
MATERIALS.pdf

(See B-2)

- PH-3 [16-0956](#) An Ordinance to Discontinue the Taxicab Board and Establish a Transportation Commission by Repealing and Replacing Section 1:207 of Chapter 8 of Title I and Amending Chapter 85 of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-16-26)

(City Council)

Sponsors: Ackerman, Warpehoski, Westphal, Taylor and Taxicab Board

Attachments: 16-26 Transportation Commission Ordinance-Briefed as amended
11-10-16.pdf, Transportation Commission Ordinance-Briefed as amended
at First Reading 111016, Transportation Commission
Ordinance-Briefed-revised 11-8-16, July 18 2016 Taxicab Board Memo to
Council, Transportation Commission Ordinance-Briefed.pdf

(See B-3)

- PH-4 [16-1312](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 7.7 Acres from R1C (Single-Family Dwelling District) to R1E (Single-Family Dwelling District), Weber Rezoning, 2857 Packard Road (CPC Recommendation: Approval - 6 Yeas and 1 Nays) (Ordinance No. ORD-16-20)

(Community Services - Derek Delacourt, Community Services Area Administrator)

Attachments: 2857 Packard Conditional Zoning Conversion Memo 2-17-16, 2857 Packard
Conditional Rezoning Ordinance with Conditions - proposed amendment,
16-20 Weber Rezoning Briefed.pdf, 2857 Packard Revised Area Plan
Layout, 2857 Packard Conditional Agreement, Weber Area Plan Staff
Report with Attachments, Weber
Rezoning_LegalAttachment_CC_Template.pdf, Protest Letter from Joyce
Kerestes regarding Weber Rezoning.pdf, Weber Zoning Letter RSH.pdf, e
knorpp letter.pdf, WEBER ZONING PROTESTS 112116

(See B-4)

- PH-5 [16-1311](#) Resolution to Approve the Weber Area Plan, 2857 Packard Road (CPC Recommendation: Approval - 6 Yeas and 1 Nays)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Weber Area Plan Staff Report with Attachments
(See DB-1)
- PH-6 [16-1518](#) Resolution to Approve the South Maple Avalon Apartments Annexation, 4.9 Acres, 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: October 18, 2016 Planning Staff Report, October 18, 2016 Planning Commission Minutes (Draft)
(See DB-2)
- A APPROVAL OF COUNCIL MINUTES**
- A-1 [16-1654](#) Special and Work Session Meeting Minutes of October 24 and Regular Session Meeting Minutes of November 10, 2016
(City Clerk - Jacqueline Beaudry)
Attachments: 10-24-16 Special Session Minutes, Special session emails 10-24-2016, 10-24-16 Work Session Minutes, 11-10-16 Draft Minutes, Council emails 11-10-2016_12-34-35_Redacted
- B ORDINANCES - SECOND READING**
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(City Council)
Sponsors: Westphal
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(City Council)

Sponsors: Warpehoski, Taylor, Westphal, Krapohl and Grand

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MATERIALS.pdf,
Chapter_82__LITTERING_AND_DISTRIBUTION_OF_PRINT
MATERIALS.pdf

(See PH-2) (Revised 11/18/16)

- B-3** [16-0956](#) An Ordinance to Discontinue the Taxicab Board and Establish a Transportation Commission by Repealing and Replacing Section 1:207 of Chapter 8 of Title I and Amending Chapter 85 of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-16-26)

(City Council)

Sponsors: Ackerman, Warpehoski, Westphal, Taylor and Taxicab Board

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Council, Transportation Commission Ordinance-Briefed.pdf

(See PH-3)

- B-4** [16-1312](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 7.7 Acres from R1C (Single-Family Dwelling District) to R1E (Single-Family Dwelling District), Weber Rezoning, 2857 Packard Road (CPC Recommendation: Approval - 6 Yeas and 1 Nays) (Ordinance No. ORD-16-20)

(Community Services - Derek Delacourt, Community Services Area Administrator)

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Layout, 2857 Packard Conditional Agreement, Weber Area Plan Staff
Report with Attachments, Weber
Rezoning_LegalAttachment_CC_Template.pdf, Protest Letter from Joyce
Kerestes regarding Weber Rezoning.pdf, Weber Zoning Letter RSH.pdf, e
knorpp letter.pdf, WEBER ZONING PROTESTS 112116

(See PH-4) (Protest letters added 11/18/16 and 11/21/16)

C ORDINANCES - FIRST READING

- C-1 [16-1595](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section Which New Section Shall Be Designated as Section 10:18 of Chapter 126, Traffic, Title X, of Said Code
(City Council)
Sponsors: Briere, Smith and Warpehoski
Attachments: Safe Passing Ordinance _New Code Sec.docx, Safe Passing Ordinance _New Code Sec.pdf

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [16-1558](#) Resolution to Reappoint Julie Lynch to the Ann Arbor Employees' Retirement Board of Trustees (**7 Votes Required**)
(Mayor's Office)
Attachments: Julie Lynch app. 2016.pdf
(Referred from the 11/10/16 Regular Session)
- DC-2 [16-1422](#) Resolution to Approve a Request from Divergent Brewing Company, LLC for a New Micro-Brewer and Beer and Wine Tasting Liquor License to be Located at 2290 S. Industrial
(City Clerk - Jacqueline Beaudry)
Sponsors: Council Liquor License Review Committee
(Added 11/18/16)

DB New Business - Boards and Commissions:

- DB-1 [16-1311](#) Resolution to Approve the Weber Area Plan, 2857 Packard Road (CPC Recommendation: Approval - 6 Yeas and 1 Nays)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Weber Area Plan Staff Report with Attachments
(See PH-5)
- DB-2 [16-1518](#) Resolution to Approve the South Maple Avalon Apartments Annexation, 4.9 Acres, 1110 and 1132 South Maple Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: October 18, 2016 Planning Staff Report, October 18, 2016 Planning Commission Minutes (Draft)
(See PH-6)

DS New Business - Staff:**COMMUNICATIONS FROM COUNCIL****E COMMUNICATIONS FROM THE CITY ATTORNEY****F & G CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS****F The following communications were referred as indicated:**

- F-1** [16-1658](#) Communication from Dykema Gossett PLLC regarding 611 E. University, Ann Arbor, Michigan (the "Project")
(City Clerk Services)

Attachments: 611 E. University The Project.pdf

G The following minutes were received for filing:

- G-1** [16-1301](#) City Planning Commission Meeting Minutes of August 16, 2016
(Planning and Development Services)
Attachments: 8-16-2016 CPC Minutes with Live Links.pdf
- G-2** [16-1375](#) Taxicab Board Meeting Minutes of July 21, 2016 and September 22, 2016
(City Clerk - Jacqueline Beaudry)
Attachments: 072116 Taxicab Board Minutes, 092216 Taxicab Board Minutes
- G-3** [16-1473](#) LDFA Smartzone Board Meeting Minutes - September 20, 2016
(Local Development Finance Authority (LDFA) - Tom Crawford)
Attachments: LDFA Minutes - Sept. 20, 2016
- G-4** [16-1516](#) Ann Arbor Housing Commission Board Meeting Minutes of August 17, 2016
Attachments: Ann Arbor Housing_Commission_16-08-17_Action_Minutes
- G-5** [16-1572](#) Downtown Development Authority Board and Executive, Finance, Operations and Capital Improvement Committees meeting minutes from October 2016
(Downtown Development Authority)
Attachments: DDA Minutes October 2016

- G-6 [16-1580](#) Insurance Board Meeting Minutes - October 27, 2016
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Insurance Board Loss Report - Sept 2016, Insurance Board Minutes 102716
- G-7 [16-1584](#) Elizabeth Dean Fund Committee Minutes of July 20, 2016, August 17, 2016 and September 21, 2016
(Elizabeth Dean Fund Committee)
Attachments: DFCMeetingMinutes_072016.pdf, DFCMeetingMinutes_081716.pdf, DFCMeetingMinutes_092116.pdf
- G-8 [16-1667](#) Council Administration Committee Meeting Minutes of 9-19-16 and 10-17-16
Attachments: Admin Committee Minutes 9-19-16.pdf, Admin Committee Minutes 10-17-16.pdf
- G-9 [16-1668](#) Council Rules Committee Meeting Minutes of October 20, 2016
Attachments: Council Rules Committee Minutes 10-20-16.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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).

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, NOVEMBER 21, 2016 @ 7:00 A.M.

REPLAYS: WEDNESDAY NOVEMBER 23, 2016 @ 8:00 A.M. AND FRIDAY NOVEMBER 25, 2016 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

CTN's Government Channel live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/watchctn.

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- Video on Demand: Replay public meetings at your convenience online at <http://a2govtv.pegcentral.com/>
- Cable: Watch CTN Government Channel public meeting programming via Comcast Cable channel 16.

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.