



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Tuesday, February 19, 2019

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [19-0316](#) Agenda Response Memo and eComments - February 19, 2019
(City Administrator - Howard S. Lazarus, City Administrator)
(Added 2/19/19)

AC-2 [19-0317](#) City Administrator's Update - February 19, 2019
(City Administrator - Howard S. Lazarus, City Administrator)
Attachments: 190219 City Administrator's Update Final.pdf
(Added 2/19/19)

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. Lawrence Dolph - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
2. Priscilla Cheever - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)

3. Philip McMillion - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
4. Elizabeth Collins - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
5. Amanda Carlisle - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
6. Vince Caruso - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
7. Ariel Ryan - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
8. Amber Hughson - Amendment to Independent Community Police Oversight Commission (C-3)
9. Jennifer Fike - Conservation Easement on the Lepkowski Property (DB-1)
10. Tom Stulberg - PUD Ordinances (C-1, C-2)

Alterntes:

1. David Silkworth - Lockwood of Ann Arbor PUD Zoning, 3365 Jackson Road (C-2)
2. Jean Cares - Conservation Easement on the Lepkowski Property (DB-1)

CC COMMUNICATIONS FROM COUNCIL

MC COMMUNICATIONS FROM THE MAYOR

- MC-1 [19-0200](#) Appointments - Confirmations
(Mayor's Office)

CA CONSENT AGENDA

- CA-1 [19-0153](#) Resolution to Close Streets for the 19th Annual Mayor's Green Fair, Friday, June 14, 2019

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

Attachments: Mayor's Green Fair Map.pdf

- CA-2 [19-0237](#) Resolution to Approve Street Closings for FestiFools Parade - Sunday, April 7, 2019

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

Attachments: FestiFools Map

- CA-3 [19-0240](#) Resolution to Approve Street Closings for Fool Moon - Friday, April 5, 2019
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: FoolMoon Map.pdf
- CA-4 [19-0241](#) Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 6, 2019
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Monroe Street Fair Map
- CA-5 [19-0243](#) Resolution to Approve Street Closings for the Ann Arbor Marathon Running Event - Sunday, March 24, 2019
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: AA-Marathon-v1.pdf
- CA-6 [19-0130](#) Resolution to Approve a Construction Contract with All Season Gutters to Install New Gutters at the Farmers Market (\$29,099.00)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: ITB_4559_Document.pdf
- CA-7 [19-0028](#) Resolution to Authorize the Purchase of a 2020 Vector Combination Sewer and Catch Basin Cleaner from Jack Doheny Companies (Sourcewell Bid - \$448,490.00)
(Fleet & Facilities Services - Matt Kulhanek)
Attachments: Sourcewell Contract - Vector.pdf, Vector Quote - Sourcewell.pdf
- CA-8 [19-0105](#) Resolution to Accept and Appropriate the Second Phase of a Hazard Mitigation Assistance Grant from FEMA to Construct Openings in the Railroad Berm to reduce the Floodplain of Allen Creek (\$4,360,980.00) **(8 Votes Required)**
(Systems Planning Services - Marti Praschan, Chief of Staff)
Attachments: 4195 HMGP Grant Agreement Ann Arbor Berm Phase 2 PDF.pdf, site_plan_010419.pdf
- CA-9 [19-0107](#) Resolution to Award a Construction Contract to J. Ranck Electric, Inc. for the 2019 Streetlight Replacement Project (\$546,924.00, Bid No. ITB-4557)
(Public Works - Craig Hupy, Public Services Area Administrator)
Attachments: ITB 4557 Contract Documents, ITB 4557 Bid Tab
- CA-10 [19-0141](#) Resolution to Approve the Purchase of Golf Course Maintenance Equipment from Spartan Distributors (NIPA - \$129,325.57)
(Fleet & Facilities Services - Matt Kulhanek, Manager)

Attachments: Golf Equip Quote 011519 Spartan.pdf, NIPA Contract #2017025 - Toro.pdf

- CA-11 [19-0150](#) Resolution to Increase the Sole Source Purchase Order with Jack Doheny Companies Inc. for the Purchase of Parts and Service for Water, Sanitary and Storm Sewer Equipment (\$50,000.00 annually)

(Fleet & Facilities Services - Matt Kulhanek, Manager)

Attachments: R 17-328 - Doheny Parts and Repair PO.pdf

- CA-12 [19-0088](#) Resolution to Approve Public Art Enhancement Recommendations for FY2020 - FY2026 Capital Improvement Projects

(Public Services - Craig Hupy, Public Services Area Administrator)

Attachments: AAPAC CIP Enhancement Report 2019.pdf

- CA-13 [19-0233](#) Resolution to Approve a Collaborative Agreement with the Treeline Conservancy for Development of the Treeline Trail

(Public Services - Craig Hupy, Public Services Area Administrator)

Attachments: DRAFT Treeline Collaborative Agreement.pdf

(Revised 2/14/19)

- CA-14 [18-1641](#) Resolution to Approve a 5-Year Contract with the Huron River Watershed Council to Support Stormwater Permit Requirements (\$229,611.00 total, for 5 years)

(Systems Planning Services - Craig Hupy, Public Services Area Administrator)

Attachments: contract package03, financial background info

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [19-0017](#) Resolution to Approve 830 Henry Street Site Plan and Development Agreement, 814-830 Henry Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(Planning Commission, City - Derek Delacourt, Community Services Area Administrator)

Attachments: 830 Henry Staff Report w Attachments for printing complete SR.pdf, 830 Henry Development Agreement.docx, 830 Henry Development Agreement.pdf, Letter to Cheng Milshteyn_01312019v1.1.pdf

(See DB-2)

A APPROVAL OF COUNCIL MINUTES

- A-1 [19-0244](#) Regular Session of February 4, 2019 and Work Session Meeting Minutes of February 11, 2019

(City Clerk - Jacqueline Beaudry)

Attachments: 02-04-19 Draft Minutes.pdf, Council Emails 2-4-2019.pdf, 02-11-19 Draft Minutes.pdf

B ORDINANCES - SECOND READING**C ORDINANCES - FIRST READING**

- C-1 [19-0132](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 3.77 Acres from PUD (Planned Unit Development District) to PUD (Planned Unit Development District), Malletts Wood 1 & 2 PUD Zoning and Supplemental Regulations, 3300 Cardinal Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: Malletts Wood PUD Ordinance.pdf, Malletts Woods 1 & 2 Supplemental Regs 011119.pdf, Malletts Woods 2 SPZ SR 032018.pdf, 1-15-2019 Draft CPC Minutes for Malletts Wood 2.pdf
- C-2 [19-0163](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 3.52 Acres from R1C (Single-Family Residential District) to PUD (Planned Unit Development District), Lockwood of Ann Arbor PUD Zoning and Supplemental Regulations, 3365 Jackson Road (CPC Recommendation: Approval - 6 Yeas and 1 Nays)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: LOCKWOOD OF ANN ARBOR PUD ZONING.pdf, Lockwood SupplementalRegulationsREV.pdf, Lockwood PUD Staff Report w Attachments-12-4-2018.pdf, 12-4-2018 CPC Minutes .pdf, 3365 Jackson Rd. - Lockwood - Petition from Residents.pdf, 190219 Staff Memo to Mayor and Council - 3365 Jackson Rd .pdf
(Attachment Added 2/19/19)
- C-3 [19-0271](#) An Ordinance to Amend Chapter 8 (Organization of Boards and Commissions), Section 1:210, Title I of the Code of the City of Ann Arbor to Allow Council to Waive City Employment Restriction (Independent Community Police Oversight Commission)
(City Council)
Sponsors: Lumm, Grand, Ramlawi and Ackerman
Attachments: ICPOC Ordinance Amendment - Waiver of City Employment Prohibition updated 2-15-19.pdf, ICPOC Ordinance Amendment - Waiver of City Employment Prohibition.pdf
(Attachment Revised 2/15/19)

D MOTIONS AND RESOLUTIONS**DC Unfinished Business - Council:**

- DC-1 [19-0201](#) Resolution to Appoint Diana Cass to the Human Rights Commission (**7 Votes Required**)

(Mayor's Office)

Sponsors: Taylor

(Referred from the 2/4/19 regular session.)

DC New Business - Council:

- DC-2 [18-2100](#) Resolution to Amend the Old West Side Residential Parking District - West Mosley Street and Appropriate General Fund Unobligated Fund Balance (\$1,000.00) **(8 Votes Required)**
(Public Services - Craig Hupy, Public Services Area Administrator)
Sponsors: Smith and Ramlawi
Attachments: 309-415 Mosley St - Nov 2018 Petition.pdf, W. Mosley RPP Map.pdf, Old Westside Support.pdf
- DC-3 [19-0284](#) Resolution Establishing Center of the City Task Force
(City Council)
Sponsors: Eaton
- DC-4 [19-0299](#) Resolution to Direct the City Attorney to Stay Proceedings in Peters Building Co. and Robert Weber v. City of Ann Arbor, Case No. 18-822-NZ, in Order for City Council to Consider an Alternative Site Plan
(City Attorney Services - Stephen K. Postema, City Attorney)
Sponsors: Taylor
Attachments: Order for Stay.pdf
- DC-5 [19-0279](#) Resolution Supporting the Compliance of the Process to Identify and Appoint Members to Independent Community Police Oversight Commission with City Ordinance
(City Council)
Sponsors: Nelson
- DC-6 [19-0300](#) Resolution to Amend Council Rules 1, 5B, 5D, 5E, and 5F
(Council Rules Committee - Christopher Taylor)
Sponsors: Council Rules Committee
Attachments: Council rules amendments 2-19-19.pdf
(Added 2/15/19)
- DB Unfinished Business - Boards and Commissions:**
- DB-1 [18-2188](#) Resolution to Approve the Purchase of a Conservation Easement on the Lepkowski Property in Northfield Township and to Appropriate \$478,867.00 **(8 Votes Required)**

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

Attachments: Lepkowski Aerial Map.pdf, Lepkowski Protected Map.pdf
(Postponed from the 1/22/19 regular session.)

DB New Business - Boards and Commissions:

- DB-2 [19-0017](#) Resolution to Approve 830 Henry Street Site Plan and Development Agreement, 814-830 Henry Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (Planning Commission, City - Derek Delacourt, Community Services Area Administrator)
- Attachments:** 830 Henry Staff Report w Attachments for printing complete SR.pdf, 830 Henry Development Agreement.docx, 830 Henry Development Agreement.pdf, Letter to Cheng Milshteyn_01312019v1.1.pdf
(See PH-1)

DS Unfinished Business - Staff:

- DS-1 [18-1331](#) Resolution to Authorize a Professional Services Agreements with Orchard, Hiltz & McCliment, Inc. (OHM) for the Lower Town Area Mobility Study (RFP No. 18-21) (\$579,478.00) and Appropriate Funding from the Major Street Fund Balance (\$649,478.00) **(8 Votes Required)**
- (Engineering - Craig Hupy, Public Services Area Administrator)
- Attachments:** Response to R-17-472 Lowertown Area Mobility Study Final.pdf, psa.ohm.lower.town.area.mobility.pdf, PROPOSAL_OHM.pdf, PROPOSAL_HRC.pdf, PROPOSAL_Bergmann.pdf, 2019.01.15.psaV2.ohm.lower.town.area.mobility.pdf, 190116 181331 Lower Town Study MemoFinal.pdf
(Postponed from the 11/19/18 and 1/22/19 regular sessions.)

DS New Business - Staff:

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 [19-0234](#) Communication from Evan Pratt regarding Notice of Hearing of Necessity on Millers Creek Ann Arbor Drainage Project MCAA Pepper Pike 5626.01 Drain Project Scheduled for February 19, 2019
- (City Clerk Services)
- Attachments:** Millers Creek Drainage District Public Hearing Notice.pdf
- F-2 [18-2151](#) Transportation Commission 2017 and 2018 Annual Report

Attachments: Transportation Commission Annual Report 2017-2018_DRAFT.pdf,
Transportation Commission Annual Report 2017-2018_FINAL

- F-3 [19-0283](#) Communication from Wendy's - The Wendy's Company regarding the Resolution that the Ann Arbor City Council recently passed regarding the Fair Food Program

(City Clerk - Jacqueline Beaudry)

Attachments: Communication from Wendy's - The Wendy's Comp;any.pdf

G The following minutes were received for filing:

- G-1 [18-2126](#) Design Review Board Meeting Minutes of October 17, 2018

(Design Review Board)

Attachments: 10-17-2018 DRB Minutes .pdf

- G-2 [18-2137](#) City Planning Commission Meeting Minutes of December 4, 2018

(Planning and Development Services)

Attachments: 12-4-2018 CPC Minutes with Live Links.pdf

- G-3 [19-0052](#)

Design Review Board Meeting Minutes of December 19, 2018

(Design Review Board)

Attachments: 12-19-2018 DRB Minutes .pdf

- G-4 [19-0079](#) Minutes of the December 13, 2018, HDC Meeting

(Planning and Development Services)

Attachments: 12-13-2018 HDC Draft Minutes with Live Links.pdf, 12-13-2018 HDC Final Minutes w Live Links.pdf

- G-5 [19-0083](#) Transportation Commission Meeting Minutes 12-19-2018

(Transportation Commission)

Attachments: December_Meeting Minutes- FINAL

- G-6 [19-0104](#) Airport Advisory Committee Minutes - November 14, 2018

(Fleet & Facilities Services - Matthew J Kulhanek, Manager)

Attachments: AAC Minutes 111418.pdf

- G-7 [19-0108](#)

Zoning Board of Appeals Meeting Minutes of December 5, 2018

(Zoning Board of Appeals)

Attachments: 12-5-2018 ZBA Minutes .pdf

- G-8 [19-0135](#) Council Policy Agenda Committee Meeting Minutes of November 27th, 2018
(Council Policy Agenda Committee - Howard Lazarus, City Administrator)
Attachments: 18.11.27 Council Policy Agenda Committee meeting minutes.pdf
- G-9 [19-0156](#) Environmental Commission Meeting Minutes of 12-6-18
(Melissa Stults - Missy Stults)
Attachments: Minutes from the Environmental Commission meeting on 12-6-18.pdf
- G-10 [19-0224](#) Council Administration Committee Minutes - January 22, 2019
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Admin Committee Minutes 1-22-19.pdf
- G-11 [19-0235](#) Audit Committee Meeting Minutes - January 29, 2019
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Audit Committee Minutes 012919.pdf
- G-12 [19-0268](#) Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of June 21, 2018
Attachments: B VEBA Board Mins 6.21.18.pdf

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).

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: TUESDAY, FEBRUARY 19, 2019 @ 7:00 P.M.

REPLAYS: WEDNESDAY, FEBRUARY 20, 2019 @ 8:00 A.M. AND FRIDAY, FEBRUARY 22, 2019 @ 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

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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.