

# City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

<http://a2gov.legistar.com/Calendar.aspx>



## Meeting Minutes - Draft

Monday, October 5, 2020

7:00 PM

This meeting will be broadcast live on CTN Cable Channel 16,

ATT Channel 99, and online at [a2gov.org/watchCTN](http://a2gov.org/watchCTN)

To speak at public comment call: 877 853 5247 or 888 788 0099

Electronic Meeting

Enter Meeting ID: 961 8463 7425

**City Council**

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

**CALL TO ORDER**

*Mayor Christopher Taylor called the electronic Regular Session of the Ann Arbor City Council to order at 7:00 p.m. in accordance with Governor Whitmer's executive order 2020-154.*

**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 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**

**A motion was made by Councilmember Lumm, seconded by Councilmember Smith, that the Agenda be approved with the following changes:**

**Remove DC-4.**

**Add DC-0, Reconsideration of the postponement of 20-1430, regarding healthy streets.**

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

**AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

*Interim City Administrator Tom Crawford updated the community regarding the upcoming national election and the City's plans.*

*Mr. Crawford also provided the following reports for information of Council and the public:*

**AC-1**     [20-1493](#)     October 5, 2020 Agenda Response Memo and eComments

**Received and Filed**

**AC-2**     [20-1521](#)     City Administrator's Report - October 5, 2020

**Received and Filed**

**AC-3**     [20-1524](#)     Memorandum from City Administrator - Response to Resolution R-18-291 - FY21Q1 Equity and Inclusion Report - October 5, 2020

**Received and Filed**

**AC-4**     [20-1525](#)     Memorandum from City Administrator: Response to Council Resolution R-20-225 Directing Evaluation of City Pedestrian and Cycling Transportation Environment by a Professional Engineer with Vision Zero Expertise

**Received and Filed**

**INT INTRODUCTIONS**

**INT-1**     [20-1455](#)     Independent Community Police Oversight Commission (ICPOC)

*ICPOC Chairperson Lisa Jackson provided an update to City Council regarding the Commission's work.*

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

**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. **Trische Duckworth - Resolution to Approve a 2020 CARES Act Agreement with the Michigan Department of Transportation for Reimbursing Eligible Airport Operating Expenses at the Ann Arbor Municipal Airport (\$69,000.00) - (CA-4)**  
*Trische Duckworth, from Survivors Speak, spoke about race issues in Washtenaw County and closing the gap of inequity between races.*
  
3. **Sandra Andrade - Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA - (DC-4)**  
*Sandra Andrade, representing the Main Street Area Association, spoke in opposition to the resolution to dissolve the DDA. She spoke about the work of the DDA to support downtown businesses during the pandemic, and their overall benefit to the community.*
  
4. **Jihye Kim - Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA - (DC-4)**  
*Jihye Kim, resident and business owner in Kerrytown, spoke in opposition to the resolution to dissolve the DDA.*
  
5. **Adam Goodman - Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA - (DC-4)**  
*Adam Goodman, Ward 5 resident, spoke in opposition of the resolutions regarding the dissolution of the DDA.*
  
2. **Nancy Stone - Resolution to Accept the Revised Solid Waste Resources Management Plan (SWRMP) - (DC-2)**  
*Nancy Stone, Ward 5 resident and former City employee, spoke in support of DC-1, regarding Solid Waste Resources training.*

6. **Paige Comagner - Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA - (DC-4)**

*Not present.*

7. **Peggy Rabhi - Resolution Accelerating Development of the Center of the City Community Commons - (DC-5)**

*Not present.*

8. **Geoffrey Henry - Resolution Accelerating Development of the Center of the City Community Commons - (DC-5)**

*Geoffrey Henry, resident, spoke in support of the Resolution Accelerating Development of the Center of the City Community Commons.*

9. **Shannon Hautamaki - Resolution Accelerating Development of the Center of the City Community Commons - (DC-5)**

*Shannon Hautamaki, resident, expressed concerns about DC-5, the acceleration of the development of the Center of the City Community Commons.*

10. **Alan Haber - Resolution Accelerating Development of the Center of the City Community Commons - (DC-5)**

*Mr. Haber did not speak.*

**Alternates:**

1. **Michelle Hughes - Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA - (DC-4)**

*Michelle Hughes, resident, spoke in support of the DDA and the need for more affordable housing.*

2. **Blaine Coleman - We are Against Military Aid to Israel**

*Not present.*

**CC COMMUNICATIONS FROM COUNCIL***COUNCILMEMBER NELSON*

*Councilmember Nelson updated the community regarding upcoming road projects in Ward 4.*

*COUNCILMEMBER HAYNER*

*Councilmember Hayner spoke about the upcoming CARD meeting on October 6 on Zoom to discuss the Gelman 1,4 dioxane plume.*

*Councilmember Hayner stated he would be proposing an amendment to DC-5, to provide more actionable items in the resolution.*

*Councilmember Hayner addressed residents' frustrations with online school for young students, stating it has been hard for his family as well.*

*COUNCILMEMBER BANNISTER*

*Councilmember Bannister stated the Environmental Commission met and approved a resolution recommending that Council not approve the Gelman consent judgment.*

*Councilmember Bannister also addressed comments regarding the DDA resolutions.*

*COUNCILMEMBER RAMLAWI*

*Councilmember Ramlawi addressed the DDA resolutions and spoke about being a small business owner.*

*COUNCILMEMBER GRISWOLD*

*Councilmember Griswold spoke about the pandemic and the effect it has had on families.*

**COUNCILMEMBER GRAND**

*Councilmember Grand stated there is an affordable housing survey out right now regarding the disposal of City-owned property.*

*Councilmember Grand also addressed residents' inquiries regarding Halloween and stated the City is looking at the issue.*

**COUNCILMEMBER LUMM**

*Councilmember Lumm spoke about the UM football schedule and stated the October 31 game with MSU at night was driven by TV coverage, not the two universities.*

- CC-1**     [20-1436](#)     Resolution to Appoint Lily Faris to the Environmental Commission (7 Votes Required)

**Sponsors:**             Bannister and Smith

**A motion was made by Councilmember Smith, seconded by Councilmember Hayner, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement for a one-step process.**

Enactment No: R-20-383

**MC     COMMUNICATIONS FROM THE MAYOR**

*Mayor Taylor spoke about the upcoming Halloween holiday and the CDC guidelines regarding Halloween activities and the pandemic.*

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

**A motion was made by Councilmember Ackerman, seconded by Councilmember Nelson, that the following Consent Agenda 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, CA-7 and CA-9.**

**CA-1      20-1149      Enactment No:      R-20-384      Approved**

Resolution to Approve an Agreement with Ann Arbor Public Schools for Cost Sharing of School Crossing Guard Expenditures

**CA-2      20-1339      Enactment No:      R-20-385      Approved**

Resolution Authorizing a Purchase Order with Bell Equipment Company through the Michigan Delivering Extended Agreements Locally (MiDEAL) for the Rental of Three Elgin Pelican Street Sweepers (\$60,540.00)

**CA-3      20-1352      Enactment No:      R-20-386      Approved**

Resolution to Approve a Purchase Order to Amerinet of Michigan, Inc. for Networking Equipment, Software and Related Services to Replace Legacy Equipment and Upgrade the City's Current Network to a Fabric Connected Network (\$212,861.93)

**CA-4      20-1354      Enactment No:      R-20-387      Approved**

Resolution to Approve a 2020 CARES Act Agreement with the Michigan Department of Transportation for Reimbursing Eligible Airport Operating Expenses at the Ann Arbor Municipal Airport (\$69,000.00) (8 Votes Required)

**CA-5      20-1355      Enactment No:      R-20-388      Approved**

Resolution to Ratify an Emergency Purchase Order Request for ATC Group Services LLC for Environmental Consulting Services (\$32,893.00)

**CA-6      20-1388      Enactment No:      R-20-389      Approved**

Resolution Levying Certain Board Up, Clean Up, Vacant Property Inspection Fees, Housing Inspection Fees, and Fire Inspection Fees as Special Assessments and Ordering Collection Thereof

**CA-7      20-1422      Enactment No:      R-20-390      Approved**

Resolution to Accept and Appropriate Emergency Management Performance Grant Funds and Approve FY 2020 Emergency Management Performance Grant Agreement for Ann Arbor Emergency Management Program (\$44,609.00) (8 Votes Required)



**CA-8      20-1426      Enactment No:      R-20-391      **Approved****

Resolution to Approve a Grant Proposal to the USDA-NRCS FY 2020/2021 Regional Conservation Partnership Program (up to \$3,145,000.00)

**CA-9      20-1476      Enactment No:      R-20-392      **Approved****

Resolution to Approve City Administrator Recommendations regarding the 2020 Budget Priorities Citizen Survey, Approve the Contract and Purchase Order with the National Research Center/Polco to Conduct the 2020 Budget Priorities Citizen Survey and Appropriate Funding (\$13,000) (8 Votes Required)

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

**PH-1      [20-1188](#)**      An Ordinance to Amend Chapter 55 (Zoning), Zoning of .74 Acres from TWP (Township District) to R1C (Single-Family Dwelling District), 1780 Scio Church Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-20-26)

*A public hearing was conducted on the proposed amendment to Chapter 55, Zoning of .74 Acres from TWP (Township District) to R1C (Single-Family Dwelling District), located at 1780 Scio Church Road. Notice of public hearing was published September 17, 2020.*

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

**Held and Closed**

**PH-2      [20-1256](#)**      An Ordinance to Amend Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37 of Chapter 55 (Unified Development Code) Of Title V of The Code Of The City Of Ann Arbor - Sign Regulations (ORD-20-27)

*A public hearing was conducted on the proposed amendment to Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37 of Chapter 55 (Unified Development Code) of Title V of The Code of The City of Ann Arbor - Sign Regulations (ORD-20-27). Notice of public hearing was published September 17, 2020.*

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

**Held and Closed**

**A APPROVAL OF COUNCIL MINUTES**

- A-1**      [20-1487](#)      Regular Session Meeting Minutes of September 21, 2020

**A motion was made by Councilmember Smith, seconded by Councilmember Nelson, that the Regular Session Meeting Minutes of September 21, 2020 be approved. On a voice vote, the Mayor declared the motion carried.**

**B ORDINANCES - SECOND READING**

- B-1**      [20-1188](#)      An Ordinance to Amend Chapter 55 (Zoning), Zoning of .74 Acres from TWP (Township District) to R1C (Single-Family Dwelling District), 1780 Scio Church Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-20-26)

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

- B-2**      [20-1256](#)      An Ordinance to Amend Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37 of Chapter 55 (Unified Development Code) Of Title V of The Code Of The City Of Ann Arbor - Sign Regulations (ORD-20-27)

**A motion was made by Councilmember Smith, seconded by Councilmember Grand, that the Ordinance be adopted on Second Reading.**

**A motion was made by Councilmember Nelson, seconded by Councilmember Ramlawi, that the Ordinance be postponed at Second Reading and should be returned by 12/7/2020. On a voice vote, the Mayor declared the motion carried.**

**C ORDINANCES - FIRST READING**

*None.*

**D MOTIONS AND RESOLUTIONS**

**D Unfinished Business:**

**20-1526** Reconsideration of the Vote to Postpone 20-1430, the “Resolution to End the Healthy Streets Initiative Outside of Downtown.”

**Sponsors:** Hayner

**A motion was made by Councilmember Hayner, seconded by Councilmember Eaton, for a reconsideration of the September 21, 2020 vote to postpone 20-1430, the “Resolution to End the Healthy Streets Initiative Outside of Downtown.” Mr. Hayner voted on the prevailing side, which was to postpone the item until October 19, 2020.**

**On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 9 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Ackerman, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

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

**20-1430 Enactment No: Postponed**

**Sponsors:** Ramlawi

**The question being, the original motion made by Councilmember Hayner, seconded by Councilmember Eaton, that the Resolution be postponed until 10/19/2020. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

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

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

Resolution to End the Healthy Streets Initiative Outside of the Downtown

**20-1430 Enactment No:**

Resolution to End the Healthy Streets Initiative Outside of the Downtown

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

*Replace the last Whereas clause and the RESOLVED clause with the following:*

*[Whereas, At this time City Council wishes to end some aspects of this program; ]*

*[RESOLVED, That the Council of the City of Ann Arbor ends the Healthy Streets program outside of the downtown as contemplated in resolution R-20-262 on Packard between Platt and Eisenhower, on Broadway between Detroit Street and Maiden Lane, and on South Main Street between Pauline and East Stadium, and directs the City Administrator to end the lane reconfigurations only on these street segments by October 2, 2020.]*

*WHEREAS, COUNCIL HAS RECEIVED AT LEAST A DOZEN REPORTS OF "CLOSE CALLS" WITH CYCLISTS AND PEDESTRIANS BEING AT RISK DUE TO A VEHICLE TRAVELLING IN THE "HEALTHY STREET" LANE DESIGNATED FOR THEM.*

*WHEREAS, COUNCIL HAS RECEIVED OVER A DOZEN REPORTS OF RESIDENTS BEING CONFUSED BY THE USE AND PLACEMENT OF CONSTRUCTION BARRELS IN THE STREET TO DESIGNATE A "HEALTHY STREET" LANE.*

*RESOLVED, THAT COUNCIL DIRECTS STAFF TO EVALUATE ALL STREET CONFIGURATIONS WHERE THE "HEALTHY STREET" COMPONENT FOR CYCLISTS AND PEDESTRIANS IS AT LEAST ONE VEHICLE LANE WIDE AND ALLOWS FOR VEHICLES TO TRAVEL IN THE "HEALTHY STREET" LANE ENDANGERING PEDESTRIANS AND CYCLISTS.*

*RESOLVED, THAT COUNCIL DIRECTS STAFF TO TAKE ALL NECESSARY STEPS TO PREVENT VEHICLES FROM ENTERING THE "HEALTHY STREET" LANE OR REMOVING THE HEALTHY STREET DESIGNATION ON THAT STREET AND REMOVING ALL ASSOCIATED INFRASTRUCTURE AS SOON AS IS PRACTICAL.*

*ALL CAPS indicate new language. [Brackets] indicate deleted language.*

*Councilmember Eaton moved the following amendment to the*

*amendment, supported by Councilmember Lumm:*

*Add new RESOLVED Clause:*

*RESOLVED, THAT THE COUNCIL OF THE CITY OF ANN ARBOR ENDS THE HEALTHY STREETS PROGRAM OUTSIDE OF THE DOWNTOWN AS CONTEMPLATED IN RESOLUTION R-20-262 ON PACKARD BETWEEN PLATT AND EISENHOWER, ON BROADWAY BETWEEN DETROIT STREET AND MAIDEN LANE, AND ON SOUTH MAIN STREET BETWEEN PAULINE AND EAST STADIUM, AND DIRECTS THE CITY ADMINISTRATOR TO END THE LANE RECONFIGURATIONS ONLY ON THESE STREET SEGMENTS BY OCTOBER 15, 2020*

*The entire amendment was withdrawn.*

**20-1430 Enactment No: Amended**

Sponsors: Ramlawi

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

**Replace Resolved Clause with the following:**

**RESOLVED, THAT THE COUNCIL OF THE CITY OF ANN ARBOR ENDS THE HEALTHY STREETS PROGRAM OUTSIDE OF THE DOWNTOWN AS CONTEMPLATED IN RESOLUTION R-20-262 ON PACKARD BETWEEN PLATT AND EISENHOWER, ON BROADWAY BETWEEN DETROIT STREET AND MAIDEN LANE, AND ON SOUTH MAIN STREET BETWEEN PAULINE AND EAST STADIUM, AND DIRECTS THE CITY ADMINISTRATOR TO END THE LANE RECONFIGURATIONS ONLY ON THESE STREET SEGMENTS BY OCTOBER 15, 2020**

**The motion was considered friendly by the Body.**

Resolution to End the Healthy Streets Initiative Outside of the Downtown

**20-1430 Enactment No: R-20-393 Approved as Amended**

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

**Yeas:** 7 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 4 - Mayor Taylor, Councilmember Grand, Councilmember Ackerman and Councilmember Smith

Resolution to End the Healthy Streets Initiative Outside of the Downtown

**DC-1      20-0855      Enactment No:**

**A motion was made by Councilmember Smith, seconded by Councilmember Ramlawi, that the Resolution be approved.**

Resolution to Approve Amendment No 2 to the Recycling Plant Tours and School Recycling Education Contracts, with the Ecology Center (\$8,022.25 and \$106,859.00)

**20-0855      Enactment No:**

**Amended**

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

**Strike 2nd Resolved Clause:**

**[RESOLVED, That City Council authorizes the City Administrator to approve one additional 1-year extension for each contract subject to the annual appropriation of funds;]**

**On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 6 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Ramlawi

**Nays:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith and Councilmember Nelson

Resolution to Approve Amendment No 2 to the Recycling Plant Tours and School Recycling Education Contracts, with the Ecology Center (\$8,022.25 and \$106,859.00)

**20-0855 Enactment No: R-20-394 Approved as Amended**

**The question being, the motion made by Councilmember Smith, seconded by Councilmember Ramlawi, that the Resolution be approved as amended. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

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

**Nays:** 1 - Councilmember Hayner

Resolution to Approve Amendment No 2 to the Recycling Plant Tours and School Recycling Education Contracts, with the Ecology Center (\$8,022.25 and \$106,859.00)

#### **AMEND THE AGENDA**

*Councilmember Ackerman moved, supported by Councilmember Ramlawi, that the Agenda be re-opened. On a voice vote, the motion carried.*

*Councilmember Ackerman moved, supported by Councilmember Eaton, to move up the consideration of Item DS-1. On a voice vote, the Mayor declared the motion carried.*

**DS-1 20-1481 Enactment No:**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Nelson, that the Resolution be approved.**

Resolution Authorizing Summary Publication of Ordinance 20-27 - An Ordinance to Amend Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37 of Chapter 55 (Unified Development Code) Of Title V of The Code Of The City Of Ann Arbor - Sign Regulations

**20-1481 Enactment No: Postponed**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Nelson, that the Resolution be postponed until 12/7/2020. On a voice vote, the Mayor declared the motion carried.**

Resolution Authorizing Summary Publication of Ordinance 20-27 - An Ordinance to Amend Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37

of Chapter 55 (Unified Development Code) Of Title V of The Code Of The City Of Ann Arbor - Sign Regulations

**RECESS**

*Mayor Taylor declared a recess at 9:36 p.m. and reconvened the meeting at 9:47 p.m.*

**DC New Business - Council:**

**DC-2 20-1482 Enactment No: R-20-395 Approved**

**Sponsors:** Lumm and Ramlawi

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

**Yeas:** 7 - Councilmember Lumm, Councilmember Eaton, Councilmember Grand, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 4 - Mayor Taylor, Councilmember Ackerman, Councilmember Smith and Councilmember Hayner

Resolution to Accept the Revised Solid Waste Resources Management Plan (SWRMP)

**DC-3 20-1489 Enactment No:**

**Sponsors:** Bannister and Griswold

**A motion was made by Councilmember Bannister, seconded by Councilmember Griswold, that the Resolution be approved.**

Resolution to Direct the City Attorney to File a Written Public Opinion on Dissolution of the DDA

**20-1489 Enactment No:**

Resolution to Direct the City Attorney to File a Written Public Opinion on Dissolution of the DDA

*Councilmember Ramlawi moved, seconded by Councilmember Nelson, that the following amendment be approved:*

*Amend RESOLVED Clause:*



*Strike: Draft legal opinion*  
*Add: release January 2019 memo*

**20-1489 Enactment No:** **Postponed**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Smith, that the Resolution be postponed until 10/19/2020. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

- Yeas:** 3 - Mayor Taylor, Councilmember Ackerman and Councilmember Smith
  
- Nays:** 8 - Councilmember Lumm, Councilmember Eaton, Councilmember Grand, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Resolution to Direct the City Attorney to File a Written Public Opinion on Dissolution of the DDA

*Who moved?*

20-1489 Enactment No:

Amended

**Sponsors:** Bannister and Griswold

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

Replace RESOLVED Clauses as follows:

Delete:

[RESOLVED, That City Council directs the City Attorney to draft a legal opinion for the benefit of the public that answers the following questions:

1. Does City Council have the ability to dissolve the Downtown Development Authority (DDA)?
2. What is the procedure for dissolving the DDA?
3. What are the effects of dissolving the DDA?

; and

RESOLVED, That the City Attorney shall file this opinion with the City Clerk.]

Add:

RESOLVED, THAT CITY COUNCIL WAIVES THE ATTORNEY CLIENT PRIVILEGE REGARDING THE JANUARY 2, 2019 MEMO FROM THE CITY ATTORNEY REGARDING THE DISSOLUTION OF THE ANN ARBOR DOWNTOWN DEVELOPMENT AUTHORITY WITH ANY PREJUDICIAL INFORMATION REDACTED TO PROTECT THE INTERESTS OF THE CITY.

ALL CAPS indicate new language.  
[Brackets] indicate deleted language.

The proposed amendment was considered friendly by the Body.

Resolution to Direct the City Attorney to File a Written Public Opinion on Dissolution of the DDA

**20-1489**    **Enactment No:**    **R-20-396**    **Approved as Amended**

**The question being, the motion as originally made by Councilmember Bannister, seconded by Councilmember Griswold, 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 Eaton, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

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

Resolution to Direct the City Attorney to File a Written Public Opinion on Dissolution of the DDA

**DC-4**    **20-1491**    **Enactment No:**    **Withdrawn**

**Sponsors:**    Bannister and Griswold

**Withdrawn**

Resolution to Direct the City Administrator and City Attorney to Conduct Due Diligence and Prepare an Ordinance for Dissolution of the DDA

**DC-5**    **20-1478**    **Enactment No:**

**Sponsors:**    Bannister and Hayner

**A motion was made by Councilmember Hayner, seconded by Councilmember Bannister, that the Resolution be approved.**

Resolution Accelerating Development of the Center of the City Community Commons and Recognizing the Self-Organized Open “Community Commons Initiating Committee” as a Community Partner in the Process

20-1478 Enactment No:

Amended

**Sponsors:** Bannister and Hayner

A motion was made by Councilmember Hayner, seconded by Councilmember Bannister, that the Resolution be amended as follows:

Replace Last RESOLVED Clause with the following:

RESOLVED, THAT THE CITY COUNCIL DECLARES THE FORMATION OF THE ANN ARBOR CENTER OF THE CITY-COUNCIL OF THE COMMONS; HEREIN REFERRED TO AS THE COMMONS COUNCIL; WHILE THERE IS TO BE NO LIMIT ON THE AMOUNT OF PARTICIPANTS ON THE COMMONS COUNCIL, FOR THE PURPOSES OF ESTABLISHING THE COMMONS COUNCIL BYLAWS 12 MEMBERS WILL FORM THE BODY, WITH 11 INITIALLY GIVEN A VOTE. THE COMMONS COUNCIL WILL BE COMPRISED OF THE CITY ADMINISTRATOR, A NON-VOTING MEMBER; AND VOTING MEMBERS COMPRISED OF TWO CITY COUNCIL MEMBERS APPOINTED AND APPROVED BY CITY COUNCIL RESOLUTION, A CITIZEN MEMBER OF THE CITY PLANNING COMMISSION PUT FORWARD BY PLANNING COMMISSION AND AFFIRMED BY CITY COUNCIL, A CITIZEN MEMBER OF THE PARKS ADVISORY COMMISSION PUT FORWARD BY PAC AND AFFIRMED BY CITY COUNCIL, TWO MEMBERS OF THE COMMUNITY COMMONS INITIATING COMMITTEE, TWO MEMBERS OF THE LIBRARY GREEN CONVERSANCY, AND 3 CITIZENS-AT-LARGE TO BE NOMINATED BY THE CITY COUNCIL REPRESENTATIVES COMMONS COUNCIL MEMBERS, AND AFFIRMED BY CITY COUNCIL.

ALL CAPS indicate new language.

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

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

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

Resolution Accelerating Development of the Center of the City Community Commons and Recognizing the Self-Organized Open "Community Commons Initiating Committee" as a Community Partner in the Process

**20-1478 Enactment No: R-20-397 Approved as Amended**

**The question being, the motion was made by Councilmember Hayner, seconded by Councilmember Bannister, that the Resolution be approved as amended. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 7 - Councilmember Lumm, Councilmember Eaton, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

**Nays:** 4 - Mayor Taylor, Councilmember Grand, Councilmember Ackerman and Councilmember Smith

Resolution Accelerating Development of the Center of the City Community Commons and Recognizing the Self-Organized Open "Community Commons Initiating Committee" as a Community Partner in the Process

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

**DS New Business - Staff:**

**E COMMUNICATIONS FROM THE CITY ATTORNEY**

*None.*

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

**Passed on consent agenda**

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

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

- F-1      [20-1360](#)      Elizabeth Dean Fund Committee FY21 September Budget Report
  
- F-2      [20-1361](#)      Elizabeth Dean Fund Committee FY21 Projects & Budget Update -  
September 2020
  
- F-3      [20-1362](#)      Elizabeth Dean Fund Committee 09.08.2020 Staff Report

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

- G-1      [20-1277](#)      Ann Arbor Housing Commission Board Minutes July 28, 2020
  
- G-2      [20-1288](#)      Minutes of the July 22, 2020 ZBA Meeting
  
- G-3      [20-1359](#)      Elizabeth Dean Fund Committee Meeting Minutes of 08.11.2020
  
- G-4      [20-1385](#)      Human Rights Commission August Minutes
  
- G-5      [20-1421](#)      Ann Arbor Housing Commission Board Minutes August 19, 2020
  
- G-6      [20-1441](#)      City/School Committee Minutes - August 12, 2020
  
- G-7      [20-1465](#)      LDFA Board Meeting Minutes - August 27, 2020

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

*Zachary Storey, resident, thanked City Clerk Jackie Beaudry for opening the City Clerk satellite office at the UM Museum of Art.*

*Louis Vasquez, Ward 1, spoke about the Community Commons, stating tax payer money should not be used to fund it.*

*Alan Haber, resident, spoke about the Community Commons.*

*Jamie Magiera, Ward 3, spoke about the DDA and pedestrian and biking paths in the downtown.*

*Kitty Kahn, resident, thanked Council for the Community Commons vote.*

*A Ward 1 resident spoke about the healthy streets program.*

*Eric Sturgis, Ward 1, thanked Council for the vote on DC-5 and thanked Councilmember Griswold for her explanation of her intent.*

*An unknown speaker spoke about the Library Lot and stated not all residents want a park there.*

**COMMUNICATIONS FROM COUNCIL**

*COUNCILMEMBER RAMLAWI*

*Councilmember Ramlawi spoke about concerns regarding the Center of the City project, including problems similar to Liberty Plaza.*

*COUNCILMEMBER BANNISTER*

*Councilmember Bannister spoke about the Center of the City and thanked all who have worked on this project.*

*COUNCILMEMBER GRISWOLD*

*Councilmember Griswold provided an update on crosswalks in the City.*

*COUNCILMEMBER LUMM*

*Councilmember Lumm spoke about the Library Lot and the history of the project.*

**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).**

*None.*

**ADJOURNMENT**

**A motion was made by Councilmember Griswold, seconded by Councilmember Grand, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:42 a.m.**

**COMMUNITY TELEVISION NETWORK (CTN) COMCAST CHANNEL 16, AT&T CHANNEL 99:**



**LIVE: OCTOBER 5, 2020 @ 7:00 P.M.**  
**REPLAY: FRIDAY, OCTOBER 9, 2020 @ 8:00 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

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

**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](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.