



## CITY OF ANN ARBOR, MICHIGAN

301 E. Huron, P.O. Box 8647, Ann Arbor, Michigan 48107  
Phone (734) 794-6110 FAX (734) 994-8296

September 8, 2022

Jeffrey D. Watson  
Executive Director  
Ann Arbor Downtown Development Authority  
150 South Fifth Avenue, Suite 301  
Ann Arbor, Michigan 48104

Dear Mr. Watson:

The City of Ann Arbor ("City") wishes to cancel the annual Joint Working Session required by Section 9(b) of the Parking Agreement between the City and the Ann Arbor Downtown Development Authority ("DDA") for the year 2022. For any required consultation between the City Council and DDA that would normally occur during the Joint Working Session, including but not limited to discussions regarding parking rates, I will act as liaison in my capacity as City Administrator and DDA Board member.

City Council has authorized me to sign this letter of agreement. If this agreement is acceptable to you, please sign and return this letter. You will receive an executed copy upon completion.

On behalf of the CITY:

*Milton Dohoney Jr.*

Milton Dohoney Jr.  
City Administrator

Date: 9/9/22

On behalf of the DDA:

*Jeffrey Watson*

Jeffrey Watson  
Executive Director

Date: 9/8/2022

**RESOLUTION TO APPROVE A LETTER CANCELING THE ANN ARBOR DOWNTOWN  
DEVELOPMENT AUTHORITY-CITY COUNCIL 2022 JOINT WORKING SESSION**

Whereas, The Ann Arbor Downtown Development Authority (DDA) has managed the public parking system since 1992 in support of its mission;

Whereas, Section 9(b) of the Parking Agreement between the City of Ann Arbor and the DDA, dated July 1, 2011, as amended (“Parking Agreement”) requires that the City Council and DDA hold an annual Joint Working Session;

Whereas, The City of Ann Arbor and the DDA (“Parties”) wish to cancel said Joint Working Session for 2022 and execute a letter of understanding to effectuate the agreement;

Whereas, The Parties further agree to permit the City Administrator to act as a liaison in his capacity as a DDA Board member to facilitate communication between City Council and the DDA on any matters that would normally be addressed during the Joint Working Session, including discussion of parking rates;

Whereas, The Parties may later enter into a formal amendment to the Parking Agreement to address any outstanding issues, including the removal of the requirement to hold annual Joint Working Sessions;

Whereas, the Executive Committee reviewed the recommendation and recommends DDA Board approval;

RESOLVED, The DDA Board approves cancelation of the Joint Working Session for 2022 and the letter prepared by the City providing for such cancelation;

RESOLVED, That the DDA Executive Director is authorized to sign the letter canceling the Joint Working Session for 2022.

**A vote on the resolution showed:**

**Ayes: Bartelme, Dieck, Kim, Kinley, Massey, McKinnon, Michelin**

**Nays: None**

**Absent: Letaw, Dohoney**

**The resolution was approved**

**September 7, 2022**

**MEMORANDUM**

TO: DDA Executive Committee

FROM: Jeffrey Watson, Executive Director

DATE: September 7, 2022

REGARDING: Letter Canceling the DDA-City Council Joint Work Session for 2022

**Background:**

Section 9(b) of the Parking Agreement between the City and DDA, dated July 1, 2011, as amended (“Parking Agreement”) requires that the City Council and DDA hold an annual Joint Working Session. The City wishes to cancel the Joint Working Session for 2022 and to execute a letter of understanding to effectuate the cancelation (copy is attached). The letter provides that the City Administrator is to act as a liaison in his capacity as DDA Board member to facilitate communication between City Council and the DDA on any matters that would normally be addressed during the Joint Working Session, including discussion of parking rates. The DDA and the City may later enter into a formal amendment to the Parking Agreement to address any outstanding issues, including the removal of the requirement to hold annual Joint Working Sessions.

**Action Recommended:** DDA staff recommend approving the below resolution for DDA office lease:

- **RESOLUTION TO APPROVE A LETTER CANCELING THE ANN ARBOR DOWNTOWN DEVELOPMENT AUTHORITY-CITY COUNCIL 2022 JOINT WORKING SESSION**



# City of Ann Arbor

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

## Master

**File Number: 22-1324**

**File ID:** 22-1324

**Type:** Resolution

**Status:** Passed

**Version:** 1

**Reference:**

**Controlling Body:** City Council

**File Created Date :** 08/15/2022

\* **File Name:** 8/15/22 Resolution to Approve Letter of Understanding between City and DDA to Cancel Joint Working Session in 2022

**Final Action:** 08/15/2022

**Title:** Resolution to Approve the Letter of Understanding between the City and the Downtown Development Authority of Ann Arbor (DDA) to Cancel the Joint Working Session Required by the Parking Agreement between the City and the DDA, dated July 1, 2011, as Amended

**Notes:**

**Sponsors:**

**Enactment Date:** 08/15/2022

**Attachments:** 220815 Letter of Understanding City and DDA to Cancel 2022 Joint Work Session.pdf

**Enactment #:** R-22-275

**Drafter/Contact:**

**Hearing Date:**

\* **Admin/Mgr:** Milton Dohoney Jr., City Administrator

**Effective Date:**

**Related Files:**

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	08/15/2022	Approved				Pass
	<b>Action Text:</b> A motion was made by Councilmember Hayner, seconded by Councilmember Grand, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:						
			Yeas: 7	Mayor Taylor, Councilmember Grand, Councilmember Griswold, Councilmember Disch, Councilmember Song, Councilmember Eyer, and Councilmember Radina			
			Nays: 4	Councilmember Hayner, Councilmember Nelson, Councilmember Ramlawi, and Councilmember Briggs			

**Text of Legislative File 22-1324**

Resolution to Approve the Letter of Understanding between the City and the Downtown Development Authority of Ann Arbor (DDA) to Cancel the Joint Working Session Required by the Parking Agreement between the City and the DDA, dated July 1, 2011, as Amended

Section 9(b) of the Parking Agreement between the City and DDA, dated July 1, 2011, as amended (“Parking Agreement”) requires that the parties hold an annual Joint Working Session. The City and the DDA (“Parties”) wish to cancel said Joint Working Session for 2022 and to execute a letter of understanding to effectuate the agreement. The Parties further agree to permit the City Administrator to act as a liaison in his capacity as DDA Board member to facilitate communication between City Council and the DDA on any matters that would normally be addressed during the Joint Working Session, including discussion of parking rates. The Parties may later enter into a formal amendment to the Parking Agreement to address any outstanding issues, including the removal of the requirement to hold annual Joint Working Sessions.

Budget/Fiscal Impact: There is no cost associated with this agreement and therefore no impact on the City’s budget.

Prepared by: Michelle Landis, Senior Assistant City Attorney  
Reviewed by: Milton Dohoney Jr., City Administrator  
Approved by: Milton Dohoney Jr., City Administrator

Whereas, Section 9(b) of the Parking Agreement between the City and DDA, dated July 1, 2011, as amended (“Parking Agreement”) requires that the parties hold an annual Joint Working Session;

Whereas, The City and the DDA (“Parties”) wish to cancel said Joint Working Session for 2022 and execute a letter of understanding to effectuate the agreement;

Whereas, The Parties further agree to permit the City Administrator to act as a liaison in his capacity as DDA Board member to facilitate communication between city council and the DDA on any matters that would normally be addressed during the Joint Working Session, including discussion of parking rates; and

Whereas, The Parties may later enter into a formal amendment to the Parking Agreement to address any outstanding issues, including the removal of the requirement to hold annual Joint Working Sessions;

RESOLVED, That Council approves the agreement between the City and the DDA to cancel the Joint Working Session for 2022 that is required by the Parking Agreement between the City and DDA, dated July 1, 2011, as amended; and

RESOLVED, That Council authorizes the City Administrator to execute the letter of understanding between the Parties to effectuate the agreement to cancel the Joint Working Session and to permit the City Administrator to act as liaison for any communication between the Parties that would otherwise occur at the Joint Working Session.





## CITY OF ANN ARBOR, MICHIGAN

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August, 2022

Jeffrey D. Watson  
Executive Director  
Ann Arbor Downtown Development Authority  
150 South Fifth Avenue, Suite 301  
Ann Arbor, Michigan 48104

Dear Mr. Watson:

The City of Ann Arbor ("City") wishes to cancel the annual Joint Working Session required by Section 9(b) of the Parking Agreement between the City and the Ann Arbor Downtown Development ("DDA") for the year 2022. For any required consultation between the City Council and DDA that would normally occur during the Joint Working Session, including but not limited to discussions regarding parking rates, I will act as liaison in my capacity as City Administrator and DDA Board member.

City Council has authorized me to sign this letter of agreement. If this agreement is acceptable to you, please sign and return this letter. You will receive an executed copy upon completion.

On behalf of the CITY:

On behalf of the DDA:

\_\_\_\_\_  
Milton Dohoney Jr.  
City Administrator

\_\_\_\_\_  
Jeffrey Watson  
Executive Director

Date: \_\_\_\_\_

Date: \_\_\_\_\_



b. Joint Working Session. As part of the annual established calendar for City Council Working Sessions, City Council shall designate one working session in the fall of each calendar year as a joint working session with the DDA. The agenda for the working session shall be prepared by the City Administrator in accordance with Council Rules and in consultation with the Executive Director of the DDA, provided that such agenda shall include (i) the DDA's evaluation of any meter parking rate increases effected during the foregoing year, including, without limitation, the public input associated therewith; and (ii) a discussion regarding any then-contemplated future meter parking rate increases, which discussion shall satisfy the DDA's City Council consultation obligation under Section 2(k). It is recommended that a portion of such agenda be dedicated to a discussion of operations under this Agreement and the utility of creating a joint study committee to address areas of mutual interest.

#### 10. General Conditions

- a. This Agreement does not, and is not intended to, impair, divest, delegate or contravene any constitutional, statutory and/or other legal right, privilege, power, obligation, duty or immunity of the Parties.
- b. Absent a written waiver, no act, failure, or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement. No waiver of any term, condition, or provision of this Agreement, whether by conduct or otherwise, in one or more instances, shall be deemed or construed as a continuing waiver of any