

City of Ann Arbor

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



Action Minutes

Monday, April 17, 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 meeting of the Ann Arbor City Council to order at 7:01 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 Smith, seconded by Councilmember Frenzel, that the Agenda be approved. On a voice vote, the Mayor declared the motion carried.

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Howard Lazarus presented the following reports for information of Council and highlighted the following:

Items DS-1 and DS-2 regarding the MRF operation, Council will need to review both of these items together and can only approve one resolution for award of the contract.

AC-2, a report from the City Administrator regarding the award of contracts to businesses owned by community members serving on the City's Boards and Commissions.

The City's new BE SAFE safety program. Mr. Lazarus thanked Lisa Wondrash, Communications Manager and Steve Schantz, Safety Manager, for their work on this project.

Mr. Lazarus thanked Officer Sean Lee of the AAPD for attending tonight's meeting.

Mr. Lazarus reminded Council and the public that May is Commuter Challenge Month. He urged all to participate and to challenge colleagues.

AC-1 [17-0538](#) Memorandum from City Administrator: Interim Operations Services - Material Recovery Facility (MRF) - April 11, 2017

Attachments: 170411 - Memo to Mayor and Council on Interim Recycling Operations.pdf

Received and Filed

AC-2 [17-0539](#) Memorandum from City Administrator - Review of Contracts Awarded to Firms with Boards and Commissions Members - April 7, 2017

Attachments: 170410 - Review of City Contracts.pdf

Received and Filed

AC-3 [17-0591](#) Memo from City Administrator - Citywide "BE SA2FE" Campaign - April 17, 2017

Attachments: 170417 - Memo to Council - Citywide Safety Campaign.pdf

Received and Filed

AC-4 [17-0588](#) Agenda Response Memo - April 17, 2017

Attachments: Agenda Responses 4-17-17.pdf

City Administrator Howard Lazarus submitted his Agenda Response Memo for information of Council.

Received and Filed

INT INTRODUCTIONS

INT-1 [17-0395](#) Presentation of the City Administrator's Proposed FY2018 Budget

Attachments: 4-17-17 City Admin Recommended Budget V1.pdf

City Administrator Howard Lazarus introduced his proposed FY2018 City Budget to Council and the public. Mr. Lazarus noted that a public hearing would be held on Monday, May 1, 2017 to allow the public an opportunity to comment on the proposed budget as well as proposed fee changes. A copy of the presentation and proposed budget are on file in the City Clerk's Office.

Received and Filed

INT-2 [17-0530](#) Proclamation for Volunteers of the month- Rita Mitchell, Deb Vandenboek and Lucy Miller

Attachments: Wurster Park Adopters 4.17.17

Mayor Taylor presented a proclamation to Rita Mitchell, Deb Vandenboek and Lucy Miller for their volunteer work with the City's Give 365 program and their work as adopters of Wurster Park.

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. Frank Wilhelme - Library Lot (DS-3)

Frank Wilhelme, 1405 Lutz, spoke in opposition to DS-3, the sale of development rights of the Library Lot to CORE Spaces.

2. Jeff Hayner - Library Lot (DS-3)

Jeff Hayner, 1807 Pontiac Trail, spoke about CA-7, C-1 and G-4. He expressed concerns about these items. He also spoke in opposition to DS-3, stating it is offensive to many to use affordable housing as leverage for approval to develop this site.

3. Eric Lipson - Library Lot (DS-3)

Eric Lipson, 1318 Rosewood, spoke in opposition to DS-3, and the building of a 17-story building on the Library Lot. He urged Council to postpone action on this item until the IRS audit of the Build America Bonds is complete.

4. John Haines - Library Lot (DS-3)

John Haines, 322 E. Liberty Street, a resident adjacent to the Library Lot, spoke in opposition to DS-3, and the development proposed by CORE Spaces.

5. Victoria Swanson - Library Lot (DS-3)

Victoria Swanson, 634 Harriet, spoke in support of affordable housing and noted the many citizens and volunteers who previously supported the planning and zoning process that allow this project to proceed.

6. Caleb Poirier - Library Lot (DS-3)

Caleb Poirier, 805 W. Huron, spoke in support of affordable housing and thanked the many residents who wanted to speak and were not able to get a speaking slot this evening. He urged residents to continue to fight for and support affordable housing. He stated Washtenaw County is considering a project for affordable housing on May 4. He urged affordable housing advocates to continue to fight.

7. Peter Nagourney - Library Lot (DS-3)

Peter Nagourney, 914 Lincoln, spoke in opposition to the CORE Spaces proposal, DS-3. He urged Council either to reject the proposal or to postpone this item.

8. Jean Carlberg - Affordable Housing - Library Lot (DS-3)

Jean Carlberg, 1902 Independence, spoke in support of DS-3, and in support of affordable housing. She stated the \$5,000,000 contribution to the Affordable Housing Trust Fund can be leveraged for many more affordable developments. She urged Council to support this project.

9. Amanda Carlisle - Library Lot (DS-3)

Amanda Carlisle, 1317 Minerva, spoke in support of DS-3 and the contribution from the project to the affordable housing trust fund.

10. Aubrey Patino - Library Lot (DS-3)

Aubrey Patino, 3068 Turnberry, Associate Director of Avalon Housing, spoke in support of DS-3 and the donation from the sale to the Affordable Housing Trust Fund.

CC COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER KRAPOHL*

Councilmember Krapohl updated Council and the public regarding the status of his health. He stated he would be able to continue to serve on Council during his treatment.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman addressed the public regarding affordable housing and the issue of ongoing funding of the affordable housing trust fund. He stated he plans to introduce a proposal to provide for ongoing funding of affordable housing through parking revenues. He thanked his opponent, who is a constituent, for the idea.

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski introduced a resolution for approval at a later date to reaffirm the City's position regarding immigration enforcement.

COUNCILMEMBER FRENZEL

Councilmember Frenzel spoke about the Commuter Challenge Month in May and also Earth Day celebrations.

COUNCILMEMBER GRAND

Councilmember Grand urged members of Council to speak into their microphones.

CC-1 [17-0592](#) Resolution Reaffirming City Council's Position on Immigration Enforcement in the City of Ann Arbor

Sponsors: Eaton, Taylor and Warpehoski

Referred to the City Council due back on 5/1/2017

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [17-0471](#) Appointments - Confirmations

Attachments: Dwight Wilson app.2016, Pamela Meadows Dent app. 2017, Robin Grossheusch app. 2017, John Beeson app. 2017, Larry Keeler app. 2017, Kenneth Westerman app. 2017, Davis Arnsdorf app. 2017, Gordon Berry app. 2017, Benjamin Bushkuhl app. 2017, Michael Dobmeier app. 2017, Richard Mitchell app. 2017, David Baum App. 2017

Mayor Taylor requested confirmation of the following appointments that were placed on the April 3, 2017 regular session agenda:

Building Board of Appeals

David Arnsdorf -Reappointment
3450 Vintage Valley Rd.
Ann Arbor, MI 48105
Term: June 1, 2017-May 31, 2019

Gordon Berry -Reappointment
2225 Garden Homes Dr.
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2019

Hugh Flack -Reappointment
831 Avon Rd.
Ann Arbor, MI 48104
Term: June 1, 2017-May 31, 2019

Commission on Disability Issues

Larry Keeler -Reappointment
1020 Pennsylvania Ave.
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Design Review Board

Richard Mitchell -Reappointment
1113 W. Liberty
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Elizabeth Dean Fund

Kenneth Westerman -Reappointment
715 Granger Ave.
Ann Arbor, MI 48104
Term: June 1, 2017-May 31, 2019

Historic District Commission

John Beeson -Reappointment
512 Hiscock
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Benjamin Bushkuhl -Partial Term
3186 Bolgos Circle
Ann Arbor, MI 48105
Term: Ending May 31, 2018

Housing Board of Appeals

Robin Grosssheusch -Reappointment
719 Spring St.
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Human Rights Commission

David Baum -Reappointment
1517 Brooklyn Ave.
Ann Arbor, MI 48104
Term: June 1, 2017-May 31, 2020

Dwight Wilson -Reappointment
1115 Baldwin Ave.
Ann Arbor, MI 48104
Term: June 1, 2017-May 31, 2020

Pamela Meadows Dent
623 Third St.
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Zoning Board of Appeals

Michael Dobmeier -Reappointment
320 Depot St.
Ann Arbor, MI 48104
Term: June 1, 2017-May 31, 2020

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

MC-2 [17-0509](#) Appointments - Nominations

Attachments: Bradley parsons app. 2017, Joel Panozzo app. 2017, Shannan Gibb-Randall app. 2017, Laura Hayden app. 2017, Rishi Narayan app. 2017, Greg Farris app. 2017, Carlene Colvin-Garcia app. 2017, Robert Hart app. 2017, Tamara Burns app. 2017, Julie Weatherbee app. 2017

Mayor Taylor recommended the following nominations for approval at a later date:

Airport Advisory Committee

Greg Farris -Reappointment

112 South Revena Blvd.

Ann Arbor, MI 48103

Term: June 1, 2017-May 31, 2020

Building Board of Appeals

Robert Hart -Reappointment

Architect

3425 Gettysburg Rd.

Ann Arbor, MI 48105

Term: June 1, 2017-May 31, 2019

Design Review Board

Tamara Burns -Reappointment

Architect

1614 Harbal Dr.

Ann Arbor, MI 48105

Term: June 1, 2017-May 31, 2020

Downtown Development Authority

Rishi Narayan -Reappointment

Business Owner

2108 Vinewood Blvd.

Ann Arbor, MI 48104

Term: June 1, 2017-May 31, 2021

Energy Commission

Carlene Colvin-Garcia

690 Barton Rd.

Ann Arbor, MI 48105

Term: Ending May 31, 2019

Local Development Finance Authority

Laura Hayden -Corrected term

1511 Granger Ave.
Ann Arbor, MI 48104
Term: July 1, 2017-June 30, 2021

Park Advisory Commission

Praveena Ramaswami -Reappointment
2831 Renfrew St.
Ann Arbor, MI 48105
Term: June 1, 2017-May 31, 2020

Planning Commission

Shannan Gibb-Randall -Reappointment
Landscape Architect
200 Mark Hannah Place
Ann Arbor, MI 48103
Term: July 1, 2017-June 30, 2020

Public Market Advisory Commission

Joel Panozzo -Reappointment
Kerrytown Business Owner
1618 Pear St.
Ann Arbor, MI 48105
Term: June 1, 2017-May 31, 2020

Transportation Commission

Bradley Parsons -Reappointment
2936 Saint Aubin Ave.
Ann Arbor, MI 48108
Term: June 1, 2017-May 31, 2020

Melissa Stults -Reappointment
2320 Walter Dr.
Ann Arbor, MI 48103
Term: June 1, 2017-May 31, 2020

Zoning Board of Appeals

Julie Weatherbee -Replacing Jeremy Peters (resigned)
Member of City Planning Commission

837 South Main St.
Ann Arbor, MI 48104
Term: Ending May 31, 2019

Referred to the City Council due back on 5/1/2017

- MC-3** [17-0506](#) Resolution to appoint Marie Klopf to the Downtown Development Authority, Geoffrey Perkins to the Design Review Board, Shoshannah Lenski to the Energy Commission and Heather Grisham to the Local Development Finance Authority (**7 Votes Required**)

Attachments: Heather Grisham App. 2017, Geoffrey Perkins app. 2017, Marie Klopf app. 2017, Shoshannah Lenski app. 2017

Mayor Taylor presented the Resolution for approval at a later date.

Referred to the City Council due back on 5/1/2017.

CA CONSENT AGENDA

Passed on consent agenda

A motion was made by Councilmember Lumm, seconded by Councilmember Frenzel, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- CA-1** [17-0451](#) Resolution to Close Streets for the Ann Arbor Goddess 5K to Benefit Michigan Ovarian Cancer Alliance on Sunday, May 14, 2017

Attachments: Ann Arbor Goddess 5K Map

Enactment No: R-17-107

- CA-2** [17-0483](#) Resolution to Waive Sidewalk Occupancy Fees for West Liberty Street Construction

Enactment No: R-17-108

- CA-3** [17-0496](#) Resolution to Approve Street Closings for the 2017 "Taste of Ann Arbor" and "Taste of Ann Arbor Beer Garden" Special Event - Sunday, June 4, 2017

Attachments: Taste of Ann Arbor Event Map.pdf, Taste of Ann Arbor Beer Garden Map.pdf

Enactment No: R-17-109

- CA-4** [17-0508](#) Resolution to Approve Pre-Proposal Application to the USDA FY 2018 Regional Conservation Partnership Program (RCPP), in Partnership with Washtenaw County, Legacy Land Conservancy, and Others, to Secure Funding to Complete USDA Agricultural Conservation Easement Program (ACEP) Purchases of Development Rights (PDR) Conservation Easements (up to \$1,000,000.00)

Enactment No: R-17-110

- CA-5** [17-0501](#) Resolution to Amend the Starting Time for the Rock the District Event on Saturday, April 22, 2017

Enactment No: R-17-111

- CA-6** [17-0356](#) Resolution to Approve a Professional Services Agreement with CalAmp Inc., for Automated Vehicle Location System Expansion (\$78,865.00)

Attachments: CalAmp Professional Services Agreement.pdf, CalAmp RSI AVL Ann Arbor System Expansion 030817

Enactment No: R-17-112

- CA-7** [17-0393](#) Resolution to Approve an Agreement with the Downtown Development Authority for the Construction of the South University Streetscape Improvements Project (\$310,687.36)

Attachments: South U DDA Cost Sharing Agreement.pdf, Exhibit A - S University Bid Documents.pdf, Exhibit B - S University City-DDA Costs.pdf

Enactment No: R-17-113

- CA-8** [17-0375](#) Resolution to Approve a Construction Contract with E.T. MacKenzie Company for the Plymouth Road and Green Road Water Main Replacement, ITB No. 4470 (\$2,059,990.00)

Attachments: ITB_4470_Document_For_Execution.pdf, ITB_4470_Bid_Tab.pdf

Enactment No: R-17-114

- CA-9** [17-0419](#) Resolution to Approve a Contract with the Washtenaw County Sheriff's Office for Weapons Screening Services in the Ann Arbor Justice Center (\$80,000.00)

Attachments: D15_WCSO_LobbySecurity_Jan-Jun2017.pdf

Enactment No: R-17-115

- CA-10** [17-0396](#) Resolution to Appoint Members to the Ann Arbor Building Authority Board

Enactment No: R-17-116

- CA-11** [17-0498](#) Resolution to Approve Second Amendment to Professional Services Agreement with Bodman, PLC, for Legal Services Relative to 1,4-Dioxane from Gelman Sciences, Inc., dba Pall Life Sciences (\$170,000.00) and to Appropriate Funds (\$170,000.00) **(8 Votes Required)**

Attachments: Bodman PLC Gelman Am No. 2.pdf

Enactment No: R-17-117

- CA-12** [17-0519](#) Resolution Recognizing Ann Arbor Firefighters Charity as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License

Enactment No: R-17-118

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

None.

A APPROVAL OF COUNCIL MINUTES

- A-1** [17-0511](#) Regular Session Meeting Minutes of April 3, 2017

Attachments: 04-03-17 Draft Minutes.pdf, Council emails 4-3-17.pdf

A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the Minutes of the Regular Session of April 3, 2017 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

C New Business - Staff:

- C-1** [17-0463](#) An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-17-04)

Attachments: 17-04 Water Sewer Stormwater Rates Increase Ordinance Briefed.pdf, Chapter 29 Ordinance Changes FY18.pdf

A motion was made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council and should be returned by 5/1/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-04

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [17-0557](#) Resolution to Approve an Easement Agreement for the Regional Detention Basin at 2250 Ann Arbor-Saline Road (\$230,000.00) **(8 Votes Required)**

Sponsors: Taylor

Attachments: 2250 Ann Arbor-Saline Road Site Plan.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 eight-vote requirement.

Enactment No: R-17-119

- DC-2** [17-0585](#) Resolution to Impose a Temporary Moratorium on Ground Mounted Solar

Panels and Arrays in the Front Open Space in Residential and Parking Zoning Districts

Sponsors: Ackerman, Grand and Taylor

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

Enactment No: R-17-120

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 [17-0488](#) Resolution to Approve Interim Operations Services Agreement with Recycle Ann Arbor for Ann Arbor Material Recovery Facility (MRF) (Estimated \$1,272,216.00 - \$1,375,992.42/Year in First Year)

Attachments: MRF Interim Operations Contract RAA 2017.pdf,
RFP_980_Document.pdf, RFP_980_Addendum1.pdf,
RFP_980_Addendum2.pdf, RFP_980_Addendum3.pdf,
RFP_980_Addendum4.pdf, PROPOSAL_RecycleAnnArbor.pdf,
FEES_RecycleAnnArbor.pdf

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

A motion was made by Councilmember Eaton, seconded by Councilmember Kailasapathy, that the Resolution be postponed to the City Council and should be returned by 6/5/2017. On a voice vote, the Mayor declared the motion carried.

DS-2 [17-0540](#) Resolution to Approve Interim Operations Services Agreement with Waste Management of Michigan, Inc., for Ann Arbor Material Recovery Facility (MRF) (Estimated \$1,172,236.10/Year in First Year)

Attachments: MRF Interim Operations Contract WM 2017.pdf,
RFP_980_Document.pdf, RFP_980_Addendum1.pdf,
RFP_980_Addendum2.pdf, RFP_980_Addendum3.pdf,
RFP_980_Addendum4.pdf, PROPOSAL_WasteManagement.pdf,
FEES_WasteManagement.pdf

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

A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the Resolution be postponed to the City Council and should be returned by 6/5/2017. On a voice vote, the Mayor declared the motion carried.

DS-3 [16-1560](#)

Resolution to Authorize the Sale of Development Rights above the City's Underground Parking Structure Located at 319 S. Fifth Ave. to Core Spaces and Appropriate Funds for Outside Legal Services **(8 Votes Required)**

Attachments: Core Spaces Memorandum 3.9.17.pdf, Core Summary.pdf, Council Work Session - updated.pdf

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

Enactment No: R-17-121

[16-1560](#)

Resolution to Authorize the Sale of Development Rights above the City's Underground Parking Structure Located at 319 S. Fifth Ave. to Core Spaces and Appropriate Funds for Outside Legal Services **(8 Votes Required)**

Attachments: Core Spaces Memorandum 3.9.17.pdf, Core Summary.pdf, Council Work Session - updated.pdf

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

...RESOLVED, That City Council approve the sale of the above ground development rights of 319 S. Fifth Ave. to Core Spaces with the terms stated in Core Spaces' response to the City's Offering Memorandum, Core Spaces' Supplemental Letter and the additional terms stated in this Resolution, CONTINGENT ON RECEIPT OF A PUBLIC ADVICE MEMORANDUM FROM OUTSIDE BOND COUNSEL THAT THE PROPOSED CORE SPACES PROJECT AND THE USE OF THE BOND FINANCING FOR INFRASTRUCTURE DOES NOT THREATEN THE TAX ADVANTAGED STATUS OF THE BUILD AMERICA BONDS USED TO FINANCE THE UNDERGROUND PARKING STRUCTURE AND RELATED INFRASTRUCTURE.

RESOLVED, THAT CITY COUNCIL WAIVES ANY ATTORNEY-CLIENT PRIVILEGE NECESSARY TO ALLOW OUTSIDE BOND COUNSEL TO PREPARE THE ABOVE ADVICE MEMORANDUM IN A FORM THAT IS SUITABLE FOR PUBLIC DISTRIBUTION.

ALL CAPS indicates new language.

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

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

Enactment No: R-17-121

A motion was made by Councilmember Lumm, seconded by Councilmember Eaton, that the Resolution be postponed to the City Council, due back on 6/19/2017. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 3 - Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

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

Enactment No: R-17-121

The question being the motion made by Councilmember Grand, seconded by Councilmember Ackerman, that the Resolution be approved as amended, 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-17-121

E COMMUNICATIONS FROM THE CITY ATTORNEY

RECESS

Mayor Taylor called a recess at 10:32 p.m. and reconvened the meeting at 10:44 p.m.

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

F The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, 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-1** [17-0484](#) Communication from Scott Munzel of Pear Sperling Eggen & Daniels, P.C. regarding Notice of Intent to Establish Condominium Promect - 1601 Leaird Street, Ann Arbor - Planning, City Attorney
Attachments: Notice of Intent to Establish 1601 Leaird St Condominiums.pdf
- F-2** [17-0489](#) Communication from Evan Pratt, Chair of the Drainage Board of the Malletts Creek Drainage District regarding Notice of Hearing Concerning Public Corporations to be Assessed and Apportionment of Costs of Malletts Creek Churchill Downs Park 5506-04 Drain Project Scheduled for April 17, 2017 - Systems Planning, Planning and Development Services
Attachments: Malletts Creek Churchill Downs Park 5506-04 Drain Project Hearing Notice.pdf
- F-3** [17-0491](#) Communication from Debbie Stabenow Regarding Resolution Opposing Elimination and Reduction of HUD Programs
Attachments: Communication from Debbie Stabenow.pdf
- F-4** [17-0590](#) Communication from Benjamin Muth regarding his Resignation to the Environmental Commission
Attachments: Benjamin Muth Resignation Email to the Environmental Commission.pdf
- G** **The following minutes were received for filing:**
- G-1** [16-1420](#) Building Board of Appeals Meeting Minutes of September 8, 2016
Attachments: BBA September Minutes Final 2016.pdf
- G-2** [17-0084](#) Public Market Advisory Commission Meeting Minutes of November 17, 2016

Attachments: November 17, 2016 PMAC Meeting Minutes

G-3 [17-0085](#) Public Market Advisory Commission Meeting Minutes of August 18, 2016 (revised)

Attachments: August 18, 2016 PMAC Meeting Minutes

G-4 [17-0103](#) Ann Arbor Housing Commission Meeting Minutes of November 16, 2016

Attachments: 7660_M_Housing_Commission_November_16_2016_Action_Minutes

G-5 [17-0150](#) Environmental Commission Meeting Minutes of 1-26-2017

Attachments: FormalMinutes 1-26-2017

G-6 [17-0161](#) Building Board of Appeals Meeting Minutes of January 2017

Attachments: January 2017 BBA Minutes.pdf

G-7 [17-0307](#) Ann Arbor Public Art Commission Meeting Minutes - March 1, 2017

Attachments: Ann Arbor Public Art Commission - Meeting Minutes March 1 2017.pdf, aapac - memorandum to recommend approval of leaven - 170217.pdf, Stadium Blvd Final Report - FINAL.pdf, PSA Ann Arbor Art Center - Stadium Blvd Reconstruction Project Public Art Selection.pdf

G-8 [17-0349](#) Airport Advisory Committee Minutes - January 18, 2017

Attachments: AAC Minutes 011817

G-9 [17-0369](#) Environmental Commission Meeting Minutes of January 26, 2017

Attachments: FormalMinutes 1-26-2017

G-10 [17-0421](#) LDFA Board Meeting Minutes - January 17, 2017

Attachments: LDFA Board Minutes 01172017

- G-11** [17-0422](#) LDFA Board Meeting Minutes - February 21, 2017
Attachments: LDFA Board Minutes 02212017
- G-12** [17-0455](#) Public Market Advisory Commission Meeting Minutes of February 16, 2017
Attachments: February 16, 2017 PMAC Meeting Minutes
- G-13** [17-0469](#) Ann Arbor Commission on Disability Issues, February 2017, Meeting Minutes
Attachments: Final February Meeting Minutes 2017 CODI.pdf
- G-14** [17-0485](#) Insurance Board Meeting Minutes - March 23, 2017
Attachments: Insurance Board Minutes 032317, Insurance Board Loss Run March 2017
- G-15** [17-0500](#) Council Policy Agenda Committee Meeting Minutes for March 28, 2017
Attachments: 17.03.28 Council Policy Agenda meeting minutes
- G-16** [17-0497](#) Ann Arbor Board of Review Meeting Minutes of March 20-23, 2017
Attachments: 2017 MBOR Minutes.pdf
- G-17** [17-0317](#) Downtown Development Authority Board and Executive, Partnerships, Finance, Operations, and Capital Improvements Committees Meeting Minutes February 1, 2017
Attachments: DDA Minutes February 2017
- G-18** [16-1559](#) Building Board of Appeals Meeting Minutes of October 13, 2016
Attachments: BBA October Final minutes 2016.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Edward Vielmetti, Ward 4, expressed concern about late agenda items, including DC-2, regarding solar panels. He also noted several sets of board minutes on the Clerk's Report that were not submitted timely.

Peter Nagourney, resident, expressed concern about the lack of attention and respect that is given by Council to the audience and the public.

Jeff Hayner, 1807 Pontiac Trail, agreed with the previous speaker regarding the public not having a voice. He objected to the way that Council treated the public in this process.

Alexandria Schultz, on behalf of Stop Trump Ann Arbor, presented a petition to call on City leaders to pass policies resisting the Trump Administration and to pass a resolution declaring Ann Arbor a sanctuary city.

David Silkworth, Ward 5 City Council candidate, stated if he were a current Council Member, he would have voted no on this project. He stated the majority of the public is opposed to the Core Spaces project.

Stephen Kunselman, 2885 Butternut Street, thanked Council for taking his idea to fund affordable housing through parking revenue. He stated he looks forward to this policy being approved. He urged Council to move \$500,000.00 in the budget to affordable housing to address this issue immediately.

Kai Petainen, resident, thanked Mayor Taylor for his decorum in addressing the public on controversial issues.

Odile Haber, resident, expressed concern about Council's lack of a democratic process.

Caleb Poirier, 805 W. Huron, spoke about the difficult decision that Council had to make to approve the CORE Spaces project.

Steve Gutterman, resident, spoke about density and the complexity of affordable housing.

Steve Carter, Ward 5, spoke about his disappointment with the amount of attorney/client privileged communication that Council receives. He said Ann Arbor residents deserve to have all of the information as well.

Alan Haber, resident, spoke about public spaces. He stated some things should not be for sale.

Michael Benson, Ward 2, thanked staff for the safety campaign. He also noted that he read the LDFA minutes and found that the chair made a motion. He encouraged Council to discourage chairs from making motions. He also talked about Council Rules and limiting the number of speakers on one topic to allow others an opportunity to speak.

Linh Song, resident, thanked Council for the designation of Ann Arbor as a sanctuary city.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski responded to a citizen comment regarding attorney client privileged information. He stated there are many times when it doesn't make sense to publicize the City's legal strategy, such as with pending litigation.

COUNCILMEMBER KAILASAPATHY

Councilmember Kailasapathy stated she requested that the City Administrator release the information regarding the Dykema decision. She stated the public bond issue should have been made transparent.

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 Smith, seconded by Councilmember Warpehoski, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:22 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, APRIL 17, 2017 @ 7:00 P.M.

REPLAYS: WEDNESDAY APRIL 19, 2017 @ 8:00 A.M. AND FRIDAY, APRIL 21, 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>

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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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary