

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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



Meeting Minutes

Tuesday, January 16, 2018

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 7:00 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 Anne Bannister

APPROVAL OF AGENDA

A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Howard Lazarus submitted the following reports for information of Council:

AC-1 [18-0061](#) Memorandum from City Administrator: Prevailing Wage Update - January 9, 2018

Received and Filed

AC-2 [18-0116](#) City Administrator's Report - January 16, 2018

Received and Filed

AC-3 [18-0122](#) Memorandum from City Administrator: Deer Sterilization Legislation - January 12, 2018

Received and Filed

AC-4 [18-0117](#) Agenda Response Memo and eComments - January 16, 2018

Received and Filed

INT INTRODUCTIONS

None.

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. John Godfrey - Solar Energy Systems Ordinance (C-1)

John Godfrey, 2809 Brockman, spoke in opposition to C-1, regarding Solar Energy Systems. He spoke in opposition to ground-mounted solar arrays, especially in neighborhood front yards.

2. Irma Majer - Solar Energy Systems Ordinance (C-1)

Irma Majer, 2809 Brockman, spoke about C-1, Solar Energy Systems Ordinance, expressing concern about safety risks with ground-mounted solar, including potential for serious burns. She asked Council to approve the ordinance only if front yards are excluded.

3. Dave Kennard - Solar Energy Systems Ordinance (C-1)

Dave Kennard, 2810 Brockman Blvd., spoke in opposition to C-1, Solar Energy Systems Ordinance, stating the safety risks to children and pets. He also stated front yard solar panels will diminish the aesthetics of the neighborhood.

4. Michael Fahy - Solar Energy Systems Ordinance (C-1)

Michael Fahy, 1531 Packard St., spoke in opposition to C-1, Solar Energy Systems Ordinance, stating safety concerns for children.

5. Henry Herskovitz - Holocaust Education

Henry Herskovitz, 250 Highlake Ave., spoke about two female musicians who address the Holocaust through their music.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER KAILASAPATHY

Councilmember Kailasapathy spoke about the Human Rights Commission meeting last week. She stated the HRC decided that they would start taking names of residents of Ann Arbor who want to serve on a Task Force to establish a Police Oversight Committee. Applicants can apply to serve on the task force by emailing HRC@a2gov.org by February 5, 2018. She stated it is about a 6-month commitment to be on the Task Force.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman spoke about the recent Work Session with DTE regarding their new transmission line construction. He stated DTE has agreed to schedule a community meeting regarding the project and the details will be released soon.

COUNCILMEMBER LUMM

Councilmember Lumm stated Matthaei Botanical Gardens will be hosting a forum on the impact of white-tail deer in neighborhoods. The UM is hosting the meeting at the Dana Building at 440 Church on January 25 from 7 - 8:30 p.m.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [18-0037](#) Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointments that were presented to City Council for consideration on January 8, 2018:

*Board of Review Panel 2**Curt Zell Reappointment**Realtor**3047 Override Dr.**Ann Arbor, MI 48104**Term: February 1, 2018-January 31, 2021*

A motion was made by Councilmember Ackerman, seconded by Councilmember Westphal, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

MC-2 [18-0066](#) Nominations and Appointments for January 16, 2018

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

*Elizabeth Dean Fund**Susan Perry**1708 Fair Street**Ann Arbor, MI 48103**Term: Ending May 31, 2019**Housing and Human Services Advisory Board**Paul Sher -Filling remaining term of Will Leaf (Resigned)**Member at-large**713 Miner St.**Ann Arbor, MI 48103**Term: Ending May 31, 2018**Floria Tsui -Partial term**Youth Representative**6518 Wisteria Trace**Ann Arbor, MI 48103**Term: Ending May 31, 2018**Zoning Board of Appeals**Charlotte Wilson -Filling remaining term of Heather Lewis (Resigned)**Urban Planner**1582 Jones Dr.**Ann Arbor, MI 48105**Term: Ending May 31, 2018*

Referred to the City Council due back on 2/5/2018.

CA CONSENT AGENDA

Passed on consent agenda

A motion was made by Councilmember Krapohl, seconded by Councilmember Ackerman, 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 requirement of CA-6.

CA-1 17-2102 Enactment No: R-18-001 Approved

Resolution to Approve the 2017 Washtenaw County Solid Waste Management Plan Amendment

CA-2 17-1877 Enactment No: R-18-002 Approved

Resolution to Approve a Professional Services Agreement with Stantec Consulting Michigan, Inc. for the Water Treatment Plant SCADA System Modernization Project (\$376,796.00)

CA-3 17-1886 Enactment No: R-18-003 Approved

Resolution to Authorize Professional Services Agreements with Stantec Consulting Michigan, Inc. (\$500,000.00); Spalding DeDecker, Inc. (\$400,000.00); and Wolverine Engineering & Surveying, Inc. (\$250,000.00) for Construction Inspection Services

CA-4 17-1896 Enactment No: R-18-004 Approved

Resolution to Approve a Professional Services Agreement with Maurer & Parks Well Drilling, Inc. for Abandoned Water Supply Well Plugging - RFP No. 17-33 (\$62,868.00)

CA-5 17-1923 Enactment No: R-18-005 Approved

Resolution to Approve an Amendment to the Purchase Order with Parkson Corporation for Bar Screen Replacement Parts and On-site Repair Services at the Wastewater Treatment Plant (Not to Exceed \$20,000.00)

CA-6 17-1954 Enactment No: R-18-006 Approved

Resolution to Approve a Purchase Order with SEHI Computers for FY2018 PC Replacement Program (\$280,000.00) and Appropriate Necessary Additional Project Funding to Information Technology PC Replacement Project Budget (\$180,000.00) **(8 Votes Required)**

CA-7 18-0058 Enactment No: R-18-007 Approved

Resolution to Approve the Amendment and Renewal of the City's Contract with Blue Cross Blue Shield of Michigan to Provide Administrative Claims Processing Services for the City's Health Care Plan on Behalf of Employees and Retirees and Their Dependents, and to Authorize the City Administrator to Execute the Necessary Documentation (\$1,595,344.00)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 [17-0670](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.32 Acre from TWP (Township District) to R1C (Single Family Dwelling District), Bibby Property, south of Dexter Road west of N. Maple Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-17-24)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.32 Acre from TWP (Township District) to R1C (Single Family Dwelling District), Bibby Property, located south of Dexter Road west of N. Maple Road 0.21. Notice of public hearing was published December 28, 2017.

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

Held and Closed

PH-2 [17-1406](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.66 Acre from TWP (Township District) to R1C (Single Family Dwelling District), McCowan Properties, 2633, 2647 and 2651 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-17-25)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.66 Acre from TWP (Township District) to R1C (Single Family Dwelling District), McCowan Properties, located at 2633, 2647 and 2651 Dexter Road. Notice of public hearing was published December 28, 2017.

- B-2** [17-1406](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.66 Acre from TWP (Township District) to R1C (Single Family Dwelling District), McCowan Properties, 2633, 2647 and 2651 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-17-25)

(The complete copy of the text of Ordinance No. ORD-17-25 is on file in the City Clerk's Office.)

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

C ORDINANCES - FIRST READING

C Unfinished Business:

- C-1** [17-1248](#) An Ordinance to Amend Chapter 55 (Zoning Ordinance) of Title V of the Code of the City of Ann Arbor to add Section 5:83 (Solar Energy Systems) (Ordinance No. ORD-18-01)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be adopted at Second Reading.

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

Adopt substitute ordinance to eliminate solar panels in front yards.

On a voice vote, the Mayor declared the motion carried with one dissenting vote.

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved on First Reading and should be returned by 2/20/2018. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-18-01

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 17-1876 Enactment No: R-18-008 Approved

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

Resolution to Approve the 1540 White Street Brownfield Plan

DC-2 17-1803 Enactment No: R-18-009 Approved

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.

Resolution to Determine 1514 - 1520 White, 701 - 709 Henry and 1521 State Streets as Blighted under the Criteria of Act 381 of 1996

DC-3 17-1806 Enactment No: R-18-010 Approved

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

Resolution to Determine 3401 - 3457 Platt as Blighted under the Criteria of Act 381 of 1996

DC-4 17-0905 Enactment No: R-18-011 Approved

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

Resolution to Approve a Request from Blum Production LLC- d/b/a Bløm Meadworks for a New Small Wine-Maker Liquor License and MLCC Outdoor Service, Entertainment, and Dance Permits to be Located at 100 S Fourth Avenue, Suite 110.

DC-5 18-0069 Enactment No: R-18-012 Approved

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

Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Satchel's BBQ II, LLC

DB New Business - Boards and Commissions:

None.

DS Unfinished Business - Staff:

DS-1 17-1918 Enactment No:

Councilmember Lumm moved, seconded by Councilmember Westphal, that the Resolution be approved.

Resolution to Approve Construction of an Additional Drive Approach on Huron Parkway, South of Hubbard Street to Service the DTE Apex Substation

17-1918 Enactment No:

Postponed

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be postponed until 2/5/2018. On a voice vote, the Mayor declared the motion carried.

Resolution to Approve Construction of an Additional Drive Approach on Huron Parkway, South of Hubbard Street to Service the DTE Apex Substation

DS New Business - Staff:

DS-2 17-2128 Enactment No: R-18-013

Approved

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

Yeas: 8 - Councilmember Kailasapathy, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Nays: 3 - Councilmember Lumm, Councilmember Eaton and Councilmember Bannister

Resolution to Amend FY2018 Budget Resolution and Authorize the Addition of Two Full-Time Employee Positions within the Sustainability and Innovation Office of the Systems Planning Unit of the Public Services Area **(7 Votes Required)**

- G-7 [18-0006](#) Employees' Retirement System Board Meeting Minutes of November 16, 2017

- G-8 [18-0030](#) Ann Arbor Area Transportation Authority Board Meeting Minutes of November 16, 2017

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

None.

COMMUNICATIONS FROM COUNCIL

None.

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 Grand, seconded by Councilmember Westphal, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 7:56 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

**LIVE: TUESDAY, JANUARY 16, 2018 @ 7:00 P.M.
REPLAYS: WEDNESDAY, JANUARY 17, 2018 @ 8:00 A.M. AND FRIDAY, JANUARY 19, 2018 @ 8:00 P.M.**

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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**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.

**Jacqueline Beaudry
Clerk of the Council**

**Anissa R. Bowden
Recording Secretary**