

City of Ann Arbor

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



Action Minutes

Monday, July 6, 2015

7:00 PM

Larcom City Hall, 301 E Huron St, Second Floor, City Council
chambers

City Council

City Council will meet in caucus the Sunday prior to each regular session at 7 p.m. in Council Chambers.

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:** 8 - Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand and Councilmember Kirk Westphal
- Absent:** 3 - Councilmember Stephen Kunselman, Councilmember Chuck Warpehoski and Councilmember Graydon Krapohl

APPROVAL OF AGENDA

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

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Steve Powers reminded Council of the upcoming Special Work Session on July 13 at 7p.m. regarding deer management options. The Humane Society of the United States, a representative of the Michigan Department of Natural Resources, an animal nuisance contractor, and representatives of the Citizens for Ecological Balance will all be in attendance and available to answer questions, he stated.

Mr. Powers reported on the July 4 holiday weekend, stating there were no significant issues, injuries, or fires. However, he did note that the City experienced a problem with the ozone generators at the water treatment plant. Mr. Powers stated the ozone was down about 28 hours over the weekend, but it did not affect the City's disinfection requirements. City staff is currently assessing the situation to determine the cause.

AC-1 15-0851 Agenda Response Memo - July 6, 2015

Attachments: Agenda Responses 7-6-15

Mr. Powers presented his Agenda Response Memorandum for information of Council.

Received and Filed

INT INTRODUCTIONS**INT-3 15-0818** Proclamation Honoring the Washtenaw Library for the Blind and the Physically Disabled and the Ann Arbor District Library

Attachments: WLBDP & AADL.pdf

Mayor Taylor read a proclamation honoring the Washtenaw Library for the Blind and the Physically Disabled and the Ann Arbor District Library for their recent national award for Sub regional Library of the Year from the National Library Service of the Library of Congress. The award was given recognizing the Library for its service to the blind and physically handicapped. Josie Parker, AADL Director, accepted the proclamation. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-2 15-0791 Green Fair Volunteer of the Month July 2015

Attachments: GF Vol. of the month 7-2015.pdf

Mayor Taylor read a proclamation recognizing Robert Gordon for his volunteer work with the Mayor's Green Fair. Mr. Gordon thanked the Mayor and urged all residents to be aware of recycling and composting. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-1 15-0790 Huron River Day Proclamation for 2015

Attachments: Huron River Day PROCLAMATION 2015.pdf

A representative was not present. A copy of the proclamation 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. Kathy Griswold - Snow Removal and Improving Quality of Life (C-1)

Kathy Griswold, 3565 Fox Hunt, spoke about the quality of life in Ann Arbor, stating Council is building the framework to provide a good quality of life in Ann Arbor.

2. Blaine Coleman - Boycott Israel

Blaine Coleman, 1501 Ardmoor, spoke about Israel and urged Council and the public to boycott racist apartheid states.

3. Kermit Schlansker - Showplace for Energy

Kermit Schlansker, Saline resident, spoke about energy improvements and the future.

4. Robert McGee - Deer Issues

Robert McGee, 2245 Placid Way, spoke about deer management and urged Council to listen to both sides, stating the issue should be placed on the ballot for the voters to decide.

CC COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER LUMM*

Councilmember Lumm recognized Doug Kelly, Director of Golf, for the recent certification of Huron Hills Golf Course for environmental planning by the Audubon Cooperative Sanctuary Program for Golf Courses.

COUNCILMEMBER GRAND

Councilmember Grand updated Council on the Housing Commission program, "Lift our Neighbors." She stated the program is part of the fundraising arm of the Housing Commission and aims to provide furniture and money to those entering the public housing program. The program is furnishing 76 apartments to get started.

Councilmember Grand thanked the City Administrator for the Continuum Care Board update.

Councilmember Grand spoke about the Slide the City event on July 4. She noted that she spoke to the manager of the event and was informed that they oversold tickets to the event, resulting in the extremely long lines. Councilmember Grand encouraged residents to contact the event programmer to discuss any concerns. The Slide the City contact person can be reached at meredith@slidethecity.com.

Councilmember Grand stated she is suspending her open office hours for July and August, but is still available by appointment.

COUNCILMEMBER ANGLIN

Councilmember Anglin stated he is moving forward with the resolution regarding a 25mph speed limit in near downtown neighborhoods and streets.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 15-0754

Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointments that were placed on the 6/15/15 agenda for consideration:

Cable Communications Board

*Roger Sutton (Re-Appointment)
764 Watersedge Dr.
Ann Arbor, MI 48105
Term: June 1, 2015 - May 31, 2020*

City Planning Commission

*Ken Clein (Re-Appointment)
1331 Culver
Ann Arbor, MI 48103
Term: July 1, 2015 - June 30, 2018*

Energy Commission

*Ken Wadland (Re-Appointment)
308 W. Jefferson
Ann Arbor, MI 48103
Term: June 1, 2015 - May 31, 2018*

Local Development Financing Authority

*Stephen Rapundalo (Re-Appointment) - (this appointment was postponed until 7/20/15)
3106 Bluett Rd.
Ann Arbor, MI 48105*

Councilmember Lumm requested that the appointment of Stephen Rapundalo to the LDFA be voted on separately.

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

(Note: The appointment of Stephen Rapundalo to the LDFA was voted on in a separate action.)

15-0754

Appointments - Confirmations

A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the re-appointment of Stephen Rapundalo to the LDFA be postponed until 7/20/2015. On a voice vote, the Mayor declared the motion carried.

MC-2 15-0830 Appointments - Confirmations

Attachments: Samantha Taylor app..pdf

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

Commission on Disability Issues

Samantha Taylor-Filling Vacancy

2509 Miller Avenue

Ann Arbor, MI 48103

Term: June 1, 2015 - May 31, 2018

Referred to the City Council due back on 7/20/2015

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1 15-0699** Resolution to Approve Racquet Club of Ann Arbor Site Plan, 3010 Hickory Lane (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

Attachments: 3/17/15 Planning Staff Report, 3/17/15 Planning Commission Minutes, AARC Revised Site Plan with Sidewalks

A public hearing was conducted on the proposed Resolution to Approve Racquet Club of Ann Arbor Site Plan, 3010 Hickory Lane. Notice of public hearing was published June 25, 2015.

Seeing no one present for comment, the Mayor declared the hearing continued until July 20, 2015.

Held and Continued to the City Council due back on 7/20/2015

PH-2 15-0701 Resolution to Waive Sidewalks at the Racquet Club of Ann Arbor, 3010 Hickory Lane (CPC Recommendation: Denial - 1 Yeas and 6 Nays)

Attachments: 3/17/15 Planning Staff Report, 3/17/15 Planning Commission Minutes, AARC Revised Site Plan with Sidewalks

A public hearing was conducted on the proposed Resolution to Waive Sidewalks at the Racquet Club of Ann Arbor, 3010 Hickory Lane. Notice of public hearing was published July 2, 2015.

There being no one present for comment, the Mayor declared the hearing continued until July 20, 2015.

Held and Continued to the City Council due back on 7/20/2015

PH-3 15-0846 Resolution Establishing Fee for Marriages Solemnized by the Mayor of the City of Ann Arbor

Sponsors: Taylor

A public hearing was conducted on the proposed Resolution Establishing Fee for Marriages Solemnized by the Mayor of the City of Ann Arbor.

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

Held and Closed

Enactment No: R-15-230

A APPROVAL OF COUNCIL MINUTES

A-1 15-0805 Regular Session Meeting Minutes of June 15, 2015

Attachments: 06-15-15 Draft Minutes, Council emails 6-15-2015 (2)_Redacted.pdf

A motion was made by Councilmember Westphal, seconded by Councilmember Lumm, that the Minutes of the Regular Session of June 15, 2015 be approved. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

Passed on consent agenda

A motion was made by Councilmember Briere, seconded by Councilmember Grand, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

CA-1 15-0704 Resolution to Authorize Continuing Service Contracts with J. Ranck Electric, Inc. and Allied Building Services (each not to exceed \$100,000.00 per year) for On-Call Electrical Services (RFP #927)

Attachments: Ex. 1, RFP 927, Ex. 2, Contract J Ranck, Ex. 3, Contract Allied

Enactment No: R-15-219

CA-2 15-0723 Resolution to Award a Construction Contract with Amcomm Telecommunications Inc. for the Seventh Street Conduit Directional Boring Project (\$40,870.00; Bid No. ITB-4389)

Attachments: Ex. 1, ITB 4389 Bid Tab, Ex. 2, ITB 4389 Contract Documents

Enactment No: R-15-220

- CA-3 15-0736** Resolution to Amend and Approve the Operational Agreement for Information Technology Services between the City of Ann Arbor and City of Chelsea (\$62,203.05)
Attachments: Chelsea 2015 IT Services Agreement
Enactment No: R-15-221
- CA-4 15-0775** Resolution to Approve a Professional Services Agreement with Merit under the State of Michigan Mi-DEAL Contract No. 071B55000025 for Consulting Services Related to the Installation of a Fiber Optic Network (Not to Exceed \$88,500.00)
Enactment No: R-15-222
- CA-5 15-0743** Resolution to Approve Street Closings for the “Dancing in the Streets” Special Event - September 6, 2015
Attachments: Dancing in the Streets Map.pdf
Enactment No: R-15-223
- CA-6 15-0773** Resolution to Approve Street Closings for the Electric Bolt 8K Run/Walk July 26, 2015
Attachments: Electric Bolt Map.pdf
Enactment No: R-15-224
- CA-7 15-0760** Resolution to Approve May 29, 2015 Recommendation of the Board of Insurance Administration
Enactment No: R-15-225
- CA-8 15-0776** Resolution to Reappoint Two Members and Restate and Stagger the Terms of the City Representatives on the Ann Arbor Building Authority Board
Enactment No: R-15-226
- CA-9 15-0797** Resolution to Amend the Articles of Incorporation of the Ann Arbor Building Authority
Attachments: Articles of Incorporation 7-6-1965.pdf
Enactment No: R-15-227
- CA-10 15-0771** Resolution to Appropriate Funds (\$65,000.00) from Information Technology Fund Balance to Amend the FY 2016 IT Operating Budget to Fund the Continued Use of the Current Human Resource and Payroll Services Software with Ultipro Software Group (8 Votes Required)
Enactment No: R-15-228

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING**C Unfinished Business:**

C-1 15-0143 An Ordinance to Amend Sections 4:60, 4:61 and 4:62, and to Delete Section 4:63 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-15-04)

Attachments: ORD15-04 Ch 49 As Amended 031615, Ord Amend Chpt 49 Briefed.pdf, Ord Amend Chpt 49.pdf, Communication from Linda Feldt regarding Pedestrian Safety and Access Task Force (2).pdf, Memo from Pedestrian Safety Task Force - Postponement Request, MEMO to Council for 4-20-15 from Disabilities Commission.pdf, Disabilities Commission Draft Resolution for Consideration 4-15.pdf, PSATF Letter to Mayor Council, PSTAF Letter to Mayor and Council - 6-15-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 6-25-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-6-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-7-15

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

Enactment No: ORD-15-04

It was requested that this topic be brought to the September 14 Work Session to allow for a more detailed and robust discussion. Councilmembers requested that the Commission on Disability Issues and the Pedestrian Safety and Access Task Force be included in the discussion.

Councilmember Eaton requested that the Environmental Commission also be engaged in the discussion to opine on the impacts of increased salt usage.

A motion was made by Councilmember Grand, seconded by Councilmember Briere, that the Ordinance be postponed at First Reading until 9/21/2015. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-15-04

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

DC-1 15-0744 Resolution to Appoint Paula Sorrell to the Local Development Finance Authority (7 Votes Required)

Sponsors: Taylor

Attachments: Paula Sorrell app..pdf

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the resolution be approved.

A motion was made by Councilmember Lumm, seconded by Councilmember Westphal, that the Resolution be postponed until 7/20/2015. On a voice vote, the Mayor declared the motion carried.

DC New Business - Council:

DC-2 15-0823 Resolution to Appoint Brett Lenart to the Ann Arbor Housing Commission Joint Policy and Financial Advisory Committee

Sponsors: Grand

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

Enactment No: R-15-229

DC-3 15-0846 Resolution Establishing Fee for Marriages Solemnized by the Mayor of the City of Ann Arbor

Sponsors: Taylor

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

Enactment No: R-15-230

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 15-0683 Resolution to Award a Contract to Margolis Companies, Inc. for the Purchase, Delivery and Planting of Trees along City Street Rights-of-Way (\$300,165.00; Bid No. ITB-4388)

Attachments: MargolisStreetTreePlantingContract_FY16.pdf,
FY2016TreePlantingPlan.pdf,
ITB4388_StreetTreePurchaseAndPlanting_FY16_FINAL.pdf,
Addendum#1_ITB4388.pdf, ITB4388_BidTab.pdf

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

Enactment No: R-15-231

DS-2 15-0691

Resolution to Award a Contract with The Ecology Center Inc., for In-School Recycling Education (\$89,316.00 for year one; \$91,995.00 for year two; \$94,755.00 for year three) (RFP No. 923)

Attachments: RFP 923 4-30-15.pdf, Ecology Center PSA

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

Enactment No: R-15-232

DS-3 15-0692

Resolution to Approve Service Contracts with Altech Mechanical Service, LLC and Metro Environmental, Inc. (each not to exceed \$200,000.00 per year) for On-Call Mechanical Services (RFP #925)

Attachments: Ex. 1, RFP 925, Ex. 2, Altech Contract, Ex. 3, Metro Contract

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

Enactment No: R-15-233

DS-4 15-0732

Resolution to Approve Agreement between City of Ann Arbor and Washtenaw County for Animal Control Services (\$135,570.00)

Attachments: Washtenaw Co City HSHV Agreement 2015

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

Enactment No: R-15-234

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER BRIERE

Councilmember Briere spoke about the recent article on MLive regarding the occupancy rate of hotels in Ann Arbor. She noted that the Planning Commission is looking at several new hotel proposals in the coming months as well.

E COMMUNICATIONS FROM THE CITY ATTORNEY

None.

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 Briere, seconded by Councilmember Westphal that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- F-1 15-0768** Communication from Catherine McClary, Washtenaw County Treasurer regarding List of Ann Arbor Tax Foreclosed Properties Auction 2015 - City Assessor
Attachments: List of Ann Arbor Tax Foreclosed Properties Auction 2015.pdf
- F-2 15-0792** Communication from Karl Frankena of Conlin, CmKenney & Philbrick, P.C. regarding Notice of Intent to Establish Condominium Project located at 335-355 Koch Avenue - Planning and Development Services and City Attorney
Attachments: 335-355 Koch Ave. Condo Project.pdf
- F-3 15-0793** Communication from Comcast regarding Changes to the Channel Lineup Effective July 20, 2015 - CTN, City Attorney
Attachments: Comcast Communication.pdf
- F-4 15-0794** Communication from the State of Michigan regarding the completion of Annexations into the City of Ann Arbor from Ann Arbor Township
Attachments: Nixon Farm North Annexation Approval from State.pdf, Nixon Farm South Annexation Approval from State.pdf
- F-5 15-0795** Report on Completed Annexations from Ann Arbor Township
Attachments: Memo to Staff regarding Completed Annexations from Ann Arbor Township.pdf
- F-6 15-0798** Communication from the State of Michigan Public Service Commission regarding Notice of Public Hearing for Customers of DTE Electric Company in Case No. U-17793 Scheduled for July 7, 2015 - Systems Planning
Attachments: DTE Public Hearing Notice U-17793.pdf, DTE Public Hearing Notice Case No. u-17772.pdf
- F-7 15-0817** Memorandum from City Administrator and Continuum of Care Work Group Recommendations for Human Displacement of Homeless Tent Encampments
Attachments: Memo to Mayor and Council 6-29-15 -Encampment Workgroup Report Final

G The following minutes were received for filing:

- G-1 15-0253** Environmental Commission Meeting Minutes for December 4, 2014
Attachments: City of Ann Arbor Environmental Commission Meeting Minutes - 12.4.2014
- G-2 15-0342** Public Market Advisory Commission Meeting Minutes of February 19, 2015
Attachments: PMAC Meeting Minutes 2.19.15
- G-3 15-0408** City Planning Commission Meeting Minutes of January 21, 2015
Attachments: 1-21-2015 CPC Minutes with Live Links.pdf
- G-4 15-0578** Historic District Commission Meeting Minutes of April 9, 2015
Attachments: 4-9-2015 HDC Minutes with Live Links.pdf
- G-5 15-0604** Building Board of Appeals Minutes January 8, 2015
Attachments: BBA Meeting Minutes 1-8-15.pdf
- G-6 15-0662** Public Market Advisory Commission Meeting Minutes of 3.19.15
Attachments: PMAC Meeting Minutes 3.19.15
- G-7 15-0693** City Planning Commission Meeting Minutes of April 7, 2015
Attachments: 4-7-2015 CPC Minutes with Live Links.pdf
- G-8 15-0721** Building Board of Appeals Minutes May 14, 2015
Attachments: BBA Minutes 5-14-15.pdf
- G-9 15-0722** Downtown Development Authority Board and Partnerships, Communication, Executive, Finance and Operation Committees Meeting Minutes of May 2015
Attachments: DDA Meeting Minutes May 2015
- G-10 15-0741** Downtown Area Citizens Advisory Council Meeting Minutes for June 3, 2015
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 060315

- G-11 15-0758** Housing and Human Services Meetings Minutes from July, September, October, November 2014 and January, February, March, and April 2015
Attachments: HHSAB Minutes 2014-15.pdf
- G-12 15-0774** Insurance Board Meeting Minutes May 29, 2015
Attachments: Special Insurance Board Minutes 052915.pdf
- G-13 15-0800** Council Rules Committee Meeting Minutes of June 17, 2015
Attachments: Council Rules Committee Minutes - 6-17-15.pdf
- G-14 15-0809** Environmental Commission Meeting Minutes for February 26, 2015
Attachments: City of Ann Arbor Environmental Commission Meeting Minutes - 2.26.2015

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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 Lumm, seconded by Councilmember Grand, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 8:36 p.m.

- 15-0876** City Council Emails and Redaction List from July 6, 2015
Attachments: 2015-7-6-council emails.pdf
Received and Filed

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JULY 6, 2015 @ 7:00 P.M.

REPLAYS: TUESDAY, JULY 7, 2015 @ 10:00 A.M. AND FRIDAY, JULY 10, 2015 @ 7:30 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

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City Clerk's Office
301 E. Huron St.
Ann Arbor, MI 48104

Requests need to be received at least two (2) business days in advance of the meeting.

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