



# City of Ann Arbor

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

## Meeting Agenda - Final-revised City Council

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Monday, May 21, 2018

7:00 PM

Larcom City Hall, 301 E Huron St, Second floor,  
City Council Chambers

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### CALL TO ORDER

### MOMENT OF SILENCE

### PLEDGE OF ALLEGIANCE

### ROLL CALL OF COUNCIL

### APPROVAL OF AGENDA

### AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [18-0944](#) City Administrator's Report - May 21, 2018  
(City Administrator - Howard S. Lazarus, City Administrator)  
**Attachments:** 180521 City Administrator's UpdateFinal.pdf  
(Added 5/21/18)

AC-2 [18-0945](#) Agenda Response Memo and eComments - May 21, 2018  
(City Administrator - Howard S. Lazarus, City Administrator)  
**Attachments:** Agenda Responses 5-21-18.pdf, ecomments - 052118.pdf  
(Added 5/21/18)

### INT INTRODUCTIONS

#### 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. Curtis Morris - Possible Privatization of Solid Waste (DC-4)
2. Glen Nelson - 2019 City Budget (DS-1)

3. **Mozhgan Savabieasfahani - Boycott Israel**
4. **Blaine Coleman - Boycott Israel**
5. **Lola Killey - SB637 Effects on Municipal Permitting**

**CC COMMUNICATIONS FROM COUNCIL**

**MC COMMUNICATIONS FROM THE MAYOR**

MC-1 [18-0772](#) Appointments - Confirmations  
(Mayor's Office)

MC-2 [18-0935](#) Appointments & Nominations  
(Mayor's Office)  
(Added 5/21/18)

**CA CONSENT AGENDA**

CA-1 [18-0786](#) Resolution to Accept an Easement for Public Right-of-Way at 3380 Nixon Road from BRE Nixon Road Associates, LLC (**8 Votes Required**)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** The Annex ROW Map.pdf

CA-2 [18-0787](#) Resolution to Accept a Sanitary Sewer Easement at 3380 Nixon Road from BRE Nixon Road Associates, LLC (**8 Votes Required**)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** The Annex Sanitary Map.pdf

CA-3 [18-0788](#) Resolution to Accept a Water Main Easement at 3380 Nixon Road from BRE Nixon Road Associates, LLC (**8 Votes Required**)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** The Annex Water Map.pdf

CA-4 [18-0793](#) Resolution to Approve Closing Maynard Street for the Movies on Maynard Special Event on Friday, June 1, 2018 from 3:00 PM until Saturday, June 2, 2018 at 1:00 AM  
(Community Services - Derek Delacourt, Community Services Area Administrator)  
**Attachments:** Cinetopia Map.pdf

CA-5 [18-0823](#) Resolution to Approve Street Closings for Sonic Lunch - Thursday, June

14, August 2 and August 30, 2018

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Attachments:** Sonic Lunch Map.pdf

- CA-6 [18-0836](#) Resolution to Close North University for the Townie Street Party - Sunday, July 15 to Wednesday, July 18, 2018

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Attachments:** Townie Street Party Map

- CA-7 [18-0840](#) Resolution to Close N. Fourth Avenue and E. Ann Street for the 23rd Annual African-American Downtown Festival, Friday, June 1, 2018 to Saturday, June 2, 2018

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Attachments:** African American Festival Map

- CA-8 [18-0841](#) Resolution to Approve the 2018 Ann Arbor Jaycees Summer Carnival at Pioneer High School - June 18 to June 24, 2018

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Attachments:** Jaycees Carnival Map.pdf

- CA-9 [18-0835](#) Resolution to Close Streets for the Townie Street Party - Ann Arbor Mile-Dart for Art on Monday, July 16, 2018

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Attachments:** Townie Street Party Map, Ann Arbor Mile Map.pdf

- CA-10 [18-0748](#) Resolution to Approve the Collective Bargaining Agreement with the Command Officers Association of Michigan (COAM), effective January 1, 2018 - December 31, 2020

(Human Resources - Robyn Wilkerson)

- CA-11 [18-0770](#) Resolution to Approve the Amendment and Renewal of the City's Contract with Delta Dental Plan of Michigan, Inc., for Claims Administration Services for the City's Dental Plan, and to Authorize the City Administrator to Execute the Necessary Documentation (\$850,000.00 per year)

(Human Resources - Robyn Wilkerson, HR Director)

**Attachments:** Amended Contract eff 1-1-2018 to 12-31-2020.pdf

- CA-12 [18-0759](#) Resolution to Approve Certain April 26, 2018, Recommendations of the Board of Insurance Administration

(Insurance Administration, Board of - Tom Crawford, CFO)

- CA-13 [18-0564](#) Resolution to Approve a Professional Services Agreement with The

Mannik & Smith Group, Inc., for the Landfill Scale and Entrance Improvements Project - RFP #18-08 (\$111,165.40)

(Public Works - Craig Hupy, Public Services Area Administrator)

**Attachments:** Mannik\_Smith\_PSA\_Landfill\_Scale\_RFP\_18-08.pdf,  
RFP\_18-08\_ProposalTab.pdf

**CA-14** [18-0608](#) Resolution to Adopt Revised Pension and VEBA Funding Policies  
(Financial and Administrative Services - Kim Buselmeier)

**CA-15** [18-0609](#) Resolution to Adopt Capital Financing Policies  
(Financial and Administrative Services - Kim Buselmeier, Financial Analyst)

**CA-16** [18-0715](#) Resolution No. 3 - Establishing a Public Hearing for the Federal Commerce Green Sidewalk Special Assessment Project  
(Financial and Administrative Services - Tom Crawford, CFO)

**Attachments:** Federal Commerce Green Sidewalk SAD roll 4.18.pdf

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

**PH-1** [18-0516](#) An Ordinance to Amend Chapter 55 (Zoning), Zoning of 1.04 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), 1427 Warrington Circle (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-18-10)

(Planning Commission, City - Derek Delacourt Community Services Area Administrator)

**Attachments:** 18-10 1427 Warrington Circle Zoning Ordinance Briefed.pdf, 1427 Warrington Zoning Council Ordinance.pdf, 1427 Warrington Cir - Szocik CPC Staff Report w Attachments (rev).pdf, 7-5-2017 City Planning Commission Minutes with Live Links.pdf

(See B-1)

**PH-2** [18-0565](#) An Ordinance to Amend Sections 2:61 through 2:64, and 2:69, and to Repeal Section 2:73 of Chapter 29 (Change Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-18-12)

(Public Services - Craig Hupy, Public Services Area Administrator)

**Attachments:** 18-12 Water Sewer and Stormwater Rates Ordinance Briefed.pdf, Chapter\_29\_W\_S\_SW\_Ordinance.pdf

(See B-2)

**PH-3** [18-0711](#) An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalks (Ordinance No. ORD-18-13)

(City Attorney Services - Stephen K. Postema, City Attorney)

**Attachments:** 18-13 Streets and Sidewalks Ordinance Briefed.pdf, Chpt 49 amend 2018.pdf

(See B-3)

- PH-4 [18-0735](#) An Ordinance to Amend Section 9:366 of Chapter 119 (Noise Control) (Ordinance No. ORD-18-14)

(City Administrator - Howard S. Lazarus, City Administrator)

**Attachments:** 18-14 Noise Control Ordinance Briefed.pdf, Ordinance Amendment Chapter 119 Noise Control.pdf

(See B-4)

- PH-5 [18-0790](#) An Ordinance to Amend Sections 7:604 and 7:606 of Chapter 96 (Medical Marijuana Facilities) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-18-15)

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Sponsors:** Taylor

**Attachments:** 18-05 Medical Marijuana Facilities Ordinance Briefed.pdf, Ordinance Amendment draft #2 - max permits temp CofO.pdf

(See B-5)

## A APPROVAL OF COUNCIL MINUTES

- A-1 [18-0864](#) Special Sessions of April 23 and May 1, and Regular Session Meeting Minutes of May 7, 2018

(City Clerk - Jacqueline Beaudry)

**Attachments:** 04-23-18 Draft Minutes.pdf, Council Emails 2018-04-23 Special.pdf, 05-01-18 Special Session Minutes.pdf, Council Emails 5-1-2018.pdf, 05-07-18 Draft Minutes.pdf, Council Emails 5-7-2018.pdf

## B ORDINANCES - SECOND READING

- B-1 [18-0516](#) An Ordinance to Amend Chapter 55 (Zoning), Zoning of 1.04 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), 1427 Warrington Circle (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-18-10)

(Planning Commission, City - Derek Delacourt Community Services Area Administrator)

**Attachments:** 18-10 1427 Warrington Circle Zoning Ordinance Briefed.pdf, 1427 Warrington Zoning Council Ordinance.pdf, 1427 Warrington Cir - Szocik CPC Staff Report w Attachments (rev).pdf, 7-5-2017 City Planning Commission Minutes with Live Links.pdf

(See PH-1)

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Repeal Section 2:73 of Chapter 29 (Change Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-18-12)

(Public Services - Craig Hupy, Public Services Area Administrator)

**Attachments:** 18-12 Water Sewer and Stormwater Rates Ordinance Briefed.pdf, Chapter\_29\_W\_S\_SW\_Ordinance.pdf

(See PH-2)

- B-3**     [18-0711](#)     An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalks (Ordinance No. ORD-18-13)

(City Attorney Services - Stephen K. Postema, City Attorney)

**Attachments:** 18-13 Streets and Sidewalks Ordinance Briefed.pdf, Chpt 49 amend 2018.pdf

(See PH-3)

- B-4**     [18-0735](#)     An Ordinance to Amend Section 9:366 of Chapter 119 (Noise Control) (Ordinance No. ORD-18-14)

(City Administrator - Howard S. Lazarus, City Administrator)

**Attachments:** 18-14 Noise Control Ordinance Briefed.pdf, Ordinance Amendment Chapter 119 Noise Control.pdf

(See PH-4)

- B-5**     [18-0790](#)     An Ordinance to Amend Sections 7:604 and 7:606 of Chapter 96 (Medical Marijuana Facilities) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-18-15)

(Community Services - Derek Delacourt, Community Services Area Administrator)

**Sponsors:** Taylor

**Attachments:** 18-05 Medical Marijuana Facilities Ordinance Briefed.pdf, Ordinance Amendment draft #2 - max permits temp CofO.pdf

(See PH-5)

**C     ORDINANCES - FIRST READING**

None.

**D     MOTIONS AND RESOLUTIONS**

**DC     New Business - Council:**

- DC-1**     [18-0752](#)     Resolution to Appoint Robert Lyons, Jr. to the Airport Advisory Committee, Rachel Hawkins to the Commission on Disability Issues, Kristen

Schweighoefer to the Housing Board of Appeals, Floria Tsui to the Housing and Human Services Advisory Board and Alexandra Cacciari and Jeff Nemeth to the Public Market Advisory Commission. **(7 Votes Required)**

(Mayor's Office)

**Sponsors:** Taylor

*(Referred from the 5/7/18 regular session.)*

DC-2 [18-0781](#)

Resolution to Appoint Alexander Perlman to the Greenbelt Advisory Commission

(City Council)

**Sponsors:** Grand

**Attachments:** Alexander Perlman app. 2018.pdf

*(Referred from the 5/7/18 regular session.)*

DC-3 [18-0575](#)

Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License at 413 E. Huron Street, Suite A, to SL Alliance LLC, dba Wild Poke

(City Clerk - Jacqueline Beaudry)

**Sponsors:** Council Liquor License Review Committee

**Attachments:** 413 E Huron - Liquor Redacted.pdf

DC-4 [18-0926](#)

Resolution to Provide Direction to the City Administrator on the Provision of Solid Waste Services

(City Council)

**Sponsors:** Eaton

DC-5 [18-0928](#)

Resolution to Approve the Collective Bargaining Agreement with the Ann Arbor Police Professional Assistants (AAPPA), effective January 1, 2018 - December 31, 2021

(Human Resources - Robyn Wilkerson, Director)

**Sponsors:** Taylor

DC-6 [18-0942](#)

Resolution to Accept Settlement Offer to Resolve *Dahlmann v City of Ann Arbor*, 22nd Circuit Court, Case No. 18-133-CK

(Stephen Postema)

**Sponsors:** Smith, Grand and Westphal

**Attachments:** Settlement Agreement signed by Dahlmann and Fifth Fourth LLC.pdf

*(Added 5/18/18) (Revised 5/21/18)*

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

None.

**DS New Business - Staff:**

- DS-1 [18-0619](#) Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2019  
(Financial and Administrative Services - Kim Buselmeier)  
**Attachments:** Resolution for FY19 Adopted Budget.pdf, Proposed Budget Amendments for FY19.pdf, FY19 Council Budget Questions - Staff Responses.pdf  
(Attachments Added 5/18/18)

**E COMMUNICATIONS FROM THE CITY ATTORNEY**

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

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

- F-1 [18-0869](#) May 8 2018 Special Election Results Certified  
(Jacqueline Beaudry)  
**Attachments:** May 8 2018 Canvass.pdf
- F-2 [18-0918](#) Communication from the State of Michigan Office of the Great Seal regarding Completed Annexations of 2883 Stone School (Flannery Property) and 2401 Newport Road (Malooley-Gordon Property) - All Departments  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** Flannery Annexation Communication from State.pdf
- F-3 [18-0920](#) Communication from the Sate of Michigan Public Service tCommission regarding Public Hearing Notice to Customers of DTE Electric Company in CAsE No. U-20051, scheduled for June 6, 2018 - City Attorney, Energy (Systems Planning)  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** DTE Public Hearing Notice U-20051.pdf
- F-4 [18-0925](#) Park Advisory Commission Resolution on the FY 2019 Proposed Budget for Parks and Recreation Services and Park Operations  
(Community Services - Derek Delacourt, Community Services Area Administrator)  
**Attachments:** PAC - FY2019 Parks and Recreation Budget Resolution - MORRISON.pdf

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



- G-1 [17-2082](#) October 3, 2017 City Planning Commission Meeting Minutes  
(Planning and Development Services)  
**Attachments:** 10-3-2017 CPC Minutes with Live Links.pdf
- G-2 [17-2083](#) November 8, 2017 City Planning Commission Meeting Minutes  
(Planning and Development Services)  
**Attachments:** 11-8-2017 CPC Minutes with Live Links.pdf
- G-3 [18-0398](#) Greenbelt Advisory Commission Meeting Minutes February 1, 2018  
**Attachments:** Meeting Minutes 2-1-2018.pdf
- G-4 [18-0577](#) Ann Arbor Board of Review Meeting Minutes of March 19-22, 2018  
(City Assessor Services - Tom Crawford, CFO)  
**Attachments:** 2018 mbor minute.pdf
- G-5 [18-0624](#) Building Board of Appeals Minutes for February 15, 2018  
**Attachments:** BBA Meeting Minutes 2-15-18.pdf
- G-6 [18-0733](#) Environmental Commission Minutes from September 22, 2016  
**Attachments:** draft Environmental Commission minutes sept 22 2016.docx
- G-7 [18-0760](#) Insurance Board Meeting Minutes - April 26, 2018  
(Insurance Administration, Board of - Tom Crawford, CFO)  
**Attachments:** Insurance Board Minutes 042618.pdf, Insurance Board Loss Run - April 2018.pdf
- G-8 [18-0773](#) Environmental Commission minutes from March 22, 2018  
**Attachments:** Revised march 2018 meeting minutes Environmental Commission.pdf
- G-9 [18-0791](#) Ann Arbor Public Art Commission Meeting Minutes - March 2018  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** AAPAC - March Meeting Minutes - 030718.pdf, Rotating Art Gallery for Local Artists v Jan 2018.doc
- G-10 [18-0792](#) Ann Arbor Public Art Commission Meeting Minutes - March 2018 Annual Retreat  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** AAPAC - Annual Retreat 2018 - 030318.pdf
- G-11 [18-0796](#) Greenbelt Advisory Commission Meeting Minutes of March 1, 2018  
**Attachments:** 3-1-2018.pdf
- G-12 [18-0804](#) Downtown Development Authority Board, Executive, Partnerships, Capital

Improvements, Operations and Finance Committees Minutes of April 2018

(Downtown Development Authority)

**Attachments:** DDA Minutes April 2018

**G-13** [18-0837](#) Downtown Area Citizens Advisory Council Meeting Minutes of May 1 2018

(Downtown Development Authority)

**Attachments:** CAC Minutes May 1 2018

**G-14** [17-2091](#) Building Board of Appeals Meeting Minutes October 19, 2017

**Attachments:** BBA Meeting Minutes 10-19-17.pdf

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

**COMMUNICATIONS FROM COUNCIL**

**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).**

**ADJOURNMENT**

**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

**LIVE: MONDAY, MAY 21, 2018 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, MAY 23, 2018 @ 8:00 A.M. AND FRIDAY, MAY 25, 2018 @ 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>**

**Cable: Comcast Cable channel 16 or AT&T UVerse Channel 99**

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.