

Ann Arbor City Council Regular Session: July 7, 2016
Email Redactions List Pursuant to Council Resolution R-09-386

	A	B	C	D	E	F	G
1	<u>Sent Time</u>	<u>Received Time</u>	<u>TO</u>	<u>From</u>	<u>CC</u>	<u>Redactions</u>	<u>Reason for Redaction</u>
			City Council, Jacqueline Beaudry, Anissa Bowden, Tom Crawford, David Harris, Sara Higgins, Howard Lazarus, Gregory McDonald, Stephen Postema, Joanna Satterlee, Christine Schopieray, Courtney Stewart, nancy Walker, Lisa Wondrash	Jacqueline Beaudry			
2	7:03 PM			Derek Delacourt	Chip Smith		
3	7:03 PM		Jacqueline Beaudry, City Council, Howard Lazarus	Sabra Briere			
4	8:16 PM		Derek Delacourt, Howard Lazarus, Sara Higgins, Brett Lenart	Chuck Warpehoski			
5	8:25 PM		Jack Eaton, Sabra Briere, Jane Lumm	Edward Vielmetti		Phone and email address	Privacy
6	8:38 PM		Jacqueline Beaudry	Chuck Warpehoski			
7	9:46 PM		City Council	Jacqueline Beaudry	Abigail Elias, Mary Fales, Howard Lazarus	Attorney-client privilege	
8	9:49 PM		Chip Smith	Paul Hickman			
9	10:18 PM						

Alexa, Jennifer

From: Beaudry, Jacqueline
Sent: Thursday, July 07, 2016 7:03 PM
To: Ackerman, Zach; Beaudry, Jacqueline; Bowden (King), Anissa; Briere, Sabra; Crawford, Tom; Eaton, Jack; Grand, Julie; Harris, David; Higgins, Sara; Kailasapathy, Sumi; Krapohl, Graydon; Lazarus, Howard; Lumm, Jane; McDonald, Gregory; Michailuk, Greg; Postema, Stephen; Satterlee, Joanna; Schopieray, Christine; Smith, Chip; Stewart, Courtney; Taylor, Christopher (Mayor); Walker, Nancy; Warpehoski, Chuck; Westphal, Kirk; Wondrash, Lisa
Subject: CA-14
Attachments: CA-14.pdf



Text File
File Number: 16-0925

Attached is CA-14, sponsored by Councilmember Smith.

Resolution to Correct the Street Closure for the Townie Street Party on July 17-20, 2016
from North University Street to Washington Street

attached for your consideration is a resolution to correct the street closure for the Townie Street Party for July 17-20, 2016. The street entered and approved at R-16-061 named North University instead of Washington Street. Your approval will correct that error.

Prepared by: Dawn Wilkins, Management Assistant
Reviewed by: Derek DeJongh, Community Services Area Administrator

File Number: 16-0996

Resolution to Correct the Street Closure for the Townie Street Party on July 17-20, 2016 from North University Street to Washington Street

Whereas, City Council approved the Townie Street Party for July 17-20, 2016 at enactment number R-16-061; and

Whereas, Staff incorrectly entered the street closure as North University between Fletcher and Thayer and not Washington Street;

RESOLVED, That City Council approve the correction of closing Washington Street between Fletcher and Thayer for July 17-20, 2016 for the Townie Street Party.

Sponsored by: Councilmember Smith

Alexa, Jennifer

From: Smith, Chip
Sent: Thursday, July 07, 2016 7:03 PM
To: Delacourt, Derek
Subject: RE:

Can you email me street closure text and cc: jacki

From: Delacourt, Derek
Sent: Thursday, July 7, 2016 7:00 PM
To: Smith, Chip
Subject:

Gayle Hurn & Jason Nealis, managers of Fuller and Mack & Buhr stepped in and assisted to make sure those who use Vets for swim practice and lessons had excellent facilities to use while the pool was being repaired. It is worthy to note that not a single session, class or lesson was cancelled. In addition Jason was instrumental in the trouble shooting process and getting the mechanical issues resolved.

Bill Meeks, the Manager at Vets dealt with a lot over the past few weeks and managed to stay calm and make the right decisions at the right time. As I said, these were not easily identified issues and there were several choices that were made throughout the process that if done differently may have led to a much longer delay.

Josh Landefeld, Interim Parks Manager who did an excellent job. I know there is significant frustration in the community about how long the pool was down and past maintenance issues however, as I mentioned before this may have dragged on for a significant period of time with sporadic and intermittent closures throughout the summer. Instead the correct decision was made to bring in the appropriate contractors to find and fix the problem. There is no guarantee we will not have additional issues throughout the summer but, because of the decisions made the likelihood is significantly reduced.

Derek L. Delacourt,
Community Services Administrator
City of Ann Arbor ~ 301 E. Huron St. ~ Ann Arbor, Michigan 48104 ~ 734-794-6000, ext 43902



Alexa, Jennifer

From: Briere, Sabra
Sent: Thursday, July 07, 2016 8:16 PM
To: Beaudry, Jacqueline; CityCouncil; Lazarus, Howard
Subject: Amendments to ADU language
Attachments: Amendments to ADU language.docx; ATT00001.txt

Amend section 5:10.2 (4)(d)(6) to read:

An ADU is permitted in a legally conforming accessory building that was constructed before December 31, 2016. Additionally, if the existing accessory building is more than 200 square feet in gross floor area then it may be replaced or modified and used as an ADU as long as the new or modified accessory building is legally conforming. A nonconforming accessory building that was constructed before December 31, 2016 which is over 200 square feet in gross floor area may be replaced or modified and used as an ADU as long as the new or modified accessory building is legally conforming.

Amend section 5:10.2(4)(d)(4) to read:

The minimum lot area for an ADU is 5,000 square feet. For lots from 5,000 to 7,200 square feet in size, the maximum size of an ADU is 600 square feet in gross floor area or the size of the gross floor area of the ground floor of the primary dwelling, whichever is less. For lots 7,200 square feet or greater in size, the maximum size of an ADU is 800 square feet in gross floor area or the size of the gross floor area of the ground floor of the primary dwelling, whichever is less.

Alexa, Jennifer

From: Microsoft Outlook on behalf of Warpehoski, Chuck
Sent: Thursday, July 07, 2016 8:25 PM
To: Delacourt, Derek; Lazarus, Howard; Higgins, Sara; Brett Lenart
Cc: Warpehoski, Chuck
Subject: proposed amendment
Attachments: proposed amendment

Sender: CWarpehoski@a2gov.org

Subject: proposed amendment

Message-Id: <8E633057E45C314E9E32D6B201F9629C14602F@ExchMBX1.CITY.A2>

To: DDelacourt@a2gov.org

To: HLazarus@a2gov.org

To: SHiggins@a2gov.org

To: lenartb@ewashtenaw.org

Cc: CWarpehoski@a2gov.org

Alexa, Jennifer

From: Warpehoski, Chuck
Sent: Thursday, July 07, 2016 8:25 PM
To: Delacourt, Derek; Lazarus, Howard; Higgins, Sara; Brett Lenart
Cc: Warpehoski, Chuck
Subject: proposed amendment

Would this preserve the intent of the ordinance?

7. The TOTAL NUMBER OF PERSONS RESIDING IN THE ADU shall not EXCEED ~~be occupied by more than the number of occupants permitted by section 5:7 except that only 2~~ TWO unrelated persons plus their offspring living as a single housekeeping unit ~~may occupy the ADU.~~

Chuck Warpehoski
Ann Arbor City Council, Ward 5
cwarpehoski@a2gov.org
c: 734-972-8304

Visit www.chuckwarpehoski.org for Ward 5 updates and to sign up for a Ward 5 email newsletter.

Emails received and sent to me as a Councilmember regarding City matters are generally subject to disclosure under the Freedom of Information Act.

Alexa, Jennifer

From: Edward Vielmetti [REDACTED]
Sent: Thursday, July 07, 2016 8:38 PM
To: Eaton, Jack; Briere, Sabra; Lumm, Jane
Subject: Fwd: FOIA: contract termination for recycling services

I'm looking forward to finding out more about the concerns with the recycling contract that caused it to be terminated.

----- Forwarded message -----

From: Edward Vielmetti [REDACTED]
Date: Thu, Jul 7, 2016 at 7:43 PM
Subject: FOIA: contract termination for recycling services
To: "CityClerk@a2gov.org" <cityclerk@a2gov.org>

To the city clerk:

At Ann Arbor City Council of July 7, 2016 there was a statement by the City Administrator regarding the termination of recycling services.

Please provide the following records under FOIA:

1. Records of the contract with the recycling provider.
2. Records of correspondence with the recycling provider informing them of the termination of their contract.

I don't expect any charge for this query; please let me know before proceeding if there will be any charge.

thanks

Ed

--

Edward Vielmetti [REDACTED]
[REDACTED]

--

Edward Vielmetti [REDACTED]
[REDACTED]

Alexa, Jennifer

From: Microsoft Outlook on behalf of Warpehoski, Chuck
Sent: Thursday, July 07, 2016 9:46 PM
To: Beaudry, Jacqueline
Subject: FW: DC-4 Charter Amendment
Attachments: FW: DC-4 Charter Amendment

Sender: CWarpehoski@a2gov.org

Subject: FW: DC-4 Charter Amendment

Message-Id: <8E633057E45C314E9E32D6B201F9629C14605F@ExchMBX1.CITY.A2>

To: JBeaudry@a2gov.org

SUBSTITUTE RESOLUTION IF CHARTER AMENDMENT 1 IS NOT APPROVED

..Title

Resolution to Order Election, Approve Charter Amendment of the Ann Arbor City Charter Section for Election of Mayor and City Council Members Increasing the Term of Office for Each Member of Council, Including the Mayor, From Two To Four Years And Determine The Ballot Language for This Amendment (**7 Votes Required**)

..Memorandum

MCL 117.21 of the Home Rule City Act provides that amendment to an existing city charter may be proposed by the legislative body of a city on a 3/5 vote of the members-elect.

The proposed amendment increases the term of office for Mayor and members of City Council from two to four years. It retains the partisan nomination and election process. It also retains staggered terms for members of City Council.

If the ballot question is approved by the voters, the members of Council elected on November 8, 2016 would continue to serve until their successors were elected November 5, 2018.

..Staff

Prepared by: Mary Joan Fales, Senior Assistant City Attorney

Sponsored by: Council members Westphal, Warpehoski and Grand

..Body

Whereas, Section 21(1) of the Home Rule City Act (HRCA), MCL 117.21(1), authorizes a city council to adopt a resolution proposing to amend the city charter by three-fifths vote of its members-elect and the resolution proposing to amend the city charter must set forth the exact wording of the proposed amendment to be submitted to the city voters for approval at a regular or special election:

Whereas, The resolution must set forth the ballot language for the proposed charter amendment with each proposal being limited to a single subject, and if the subject of a proposal includes more than one related proposition, each proposition shall be separately stated as a ballot proposal to afford an opportunity for a separate vote of the city voters for or against each proposition;

Whereas, Section 21(2) of the HRCA, MCL 117.21(2), requires that the ballot language for the submission to the city voters of each proposed amendment, including any separate statement of purpose, shall be limited to 100 words, exclusive of caption, shall be a fair and impartial statement of the purpose of the amendment, and shall not create prejudice for or against the proposed amendment:

Whereas, Section 12.4 of the City Charter currently reads:

Terms of Office

Section 12.4

- (a) The term of office of each member of the Council, including the Mayor, except as by this section provided, shall be two years. Such term shall commence on the Monday next following the regular City election at which such officers are elected. The term of the members of the Council elected on April 6, 1992 shall terminate on the Monday next following the regular City election held November 2, 1993. The term of the Mayor and members of the Council elected on April 5, 1993 shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on November 8, 1994.
- (b) Each appointive officer, except members of City boards and commissions, shall serve at the pleasure of the appointing officer or authority.
- (c) All other officers of the City shall serve for the terms specifically stated in this charter or in the law or ordinance creating the office.
- (d) With the consent of the Council, an officer may continue provisionally, in office, after the expiration of the term of office, until a successor has been elected or appointed and has qualified for and assumed the duties of the office.

Whereas, Section 13.1 of the City Charter currently reads:

Officers to be Elected

Section 13.1

- (a) At the City primary election held in August, 1993, and at the regular City election held in November, 1993, and at each City primary election and regular City election thereafter, one member of the Council shall be nominated and elected from each ward.
- (b) At the City primary election held in August, 1994, and at the regular City election held in November, 1994, and at the City primary election and regular City election held in each even numbered year thereafter, a Mayor shall be nominated and elected from the City at large.

Whereas, Section 13.2 of the City Charter currently reads:

Regular City Elections

Section 13.2. A regular City election shall be held on April 5, 1993, on November 2, 1993 and in succeeding years on the first Tuesday following the first Monday in November of each year.

Whereas, Section 13.4 of the City Charter currently reads:

Primary Elections

Section 13.4

- (a) A City primary election shall be held on February 15, 1993, on August 3, 1993, and in succeeding years on the first Tuesday following the first Monday in August of each year. If, upon expiration of the time for filing nomination petitions for any elective office, it appears that petitions have been filed for no more than one candidate for the office from each political party nominating candidates therefor, no primary election shall be held with respect to the office. The candidates receiving the highest number of votes of their respective parties at any city primary election shall be declared the nominees for election to the respective offices for which they are candidates. As to any office with respect to which no primary is necessary, persons named in petitions as candidates for election to the office shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular election under the party heading set forth in the nomination petitions for the candidates.
- (b) No person who is a sticker candidate for nomination, or whose name is written in on the ballots of any primary election, shall be declared nominated unless that person receives at least fifty votes.

Whereas, Voter turnout in even years is significantly and consistently higher than in odd years;

Whereas, Holding the meaningful election of City Council members on a date when turnout is highest is best for strengthening democratic representation;

Whereas, A majority of cities nationally elect their council members to four-year terms;

Whereas, The change in the length of term for the Mayor and Council will result in election administrative cost savings; and

Whereas, In recent Ann Arbor election history most council members are re-elected to a second term when it is sought;

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Term of Office

Section 12.4

- (a) The term of office of each member of the Council, including the Mayor, except as by this section provided, shall be ~~two~~four years. Terms of office of members of the Council shall be staggered so that one member of Council nominated from each ward shall stand for election every two years. The Mayor shall be nominated and elected from the City at large. Such term shall commence on the Monday next following the regular City election at which such officers are elected. The term of the members of the Mayor and Council

elected on November 8, 2016 shall terminate on the Monday next following the regular City election held November 6, 2018. ~~April 6, 1992 shall terminate on the Monday next following the regular City election held November 2, 1993.~~ The term of the Mayor and members of the Council elected on November 7, 2017 ~~April 5, 1993~~ shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on ~~November 8, 1994~~ November 3, 2020.

- (b) Each appointive officer, except members of City boards and commissions, shall serve at the pleasure of the appointing officer or authority.
- (c) All other officers of the City shall serve for the terms specifically stated in this charter or in the law or ordinance creating the office.
- (d) With the consent of the Council, an officer may continue provisionally, in office, after the expiration of the term of office, until a successor has been elected or appointed and has qualified for and assumed the duties of the office.

RESOLVED, That deletion of the following charter provision be placed on the ballot and submitted to the voters at the next general election:

~~Officers to be Elected~~

~~Section 13.1~~

- ~~(a) At the City primary election held in August, 1993, and at the regular City election held in November, 1993, and at each City primary election and regular City election held thereafter, one member of the Council shall be nominated and elected from each ward.~~
- ~~(b) At the City primary election held in August, 1994, and at the regular City election held in November, 1994, and at the City primary election and regular City election held in each even-numbered year thereafter, a Mayor shall be nominated and elected from the City at large.~~

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Regular City Elections

Section 13.2 A regular City election shall be held on ~~April 5, 1993, on November 2, 1993 and in succeeding years on~~ the first Tuesday following the first Monday in

November in 2017, in 2018, and of ~~each~~ every two years thereafter.

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Primary Elections

Section 13.4

- (a) A City primary election for the purpose of nominating such officers of the City as this Charter provides shall be held on ~~February 15, 1993, on August 3, 1993,~~ August 8, 2017, and in succeeding years on the first Tuesday following the first Monday in August of ~~each year~~ as provided for in Section 12.4. If, upon expiration of the time for filing nomination petitions for any elective office, it appears that petitions have been filed for no more than one candidate for the office from each political party nominating candidates therefor, no primary election shall be held with respect to the office. The candidates receiving the highest number of votes of their respective parties at any city primary election shall be declared the nominees for election to the respective offices for which they are candidates. As to any office with respect to which no primary is necessary, persons named in petitions as candidates for election to the office shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular election under the party heading set forth in the nomination petitions for the candidates.
- (b) No person who is a sticker candidate for nomination, or whose name is written in on the ballots of any primary election, shall be declared nominated unless that person receives at least fifty votes.

RESOLVED, That the proposed charter amendment shall appear on the ballot in the following for, which includes the statement of purpose:

CHARTER AMENDMENT PROPOSAL NO. 2

AMENDMENT TO INCREASE THE TERM OF THE MAYOR TO FOUR YEARS AND COUNCIL MEMBERS FROM TWO TO FOUR-YEAR STAGGERED TERMS

It is proposed Sections 12.4, 13.2 and 13.4 of the Ann Arbor City Charter be amended and Section 13.1 be deleted to provide a four-year term for Mayor and four-year staggered terms for Council members. Currently the Mayor has a two-year term and Council members have two-year staggered terms. If approved by the voters, Mayor and Council members elected November 8, 2016 would serve a two-year term. Council members elected November 7, 2017 would serve a three-year term. Four year terms

would commence with 2018 elections.

Shall this proposed amendment to the Ann Arbor City Charter be adopted?

Yes

No

RESOLVED, That November 8, 2016, be designated as the day for holding an election on the proposed Charter amendment and the City Clerk is directed to give notice of the election and in a manner prescribed by law and to do all things necessary to submit the Charter amendment to a vote of the electors on the designated day as required by law;

RESOLVED, That the Clerk shall transmit a certified copy of this Resolution to the Governor of the State of Michigan for approval of the proposed amendment and transmit a certified copy of this Resolution to the Attorney General of the State of Michigan for approval of the proposed ballot language for the proposed amendment;

RESOLVED, That the City Clerk is directed to publish the proposed charter amendment in full, together with the existing charter provisions amended as required by law and in accordance with resolution of Council, post the proposed charter amendment in full together with the existing charter provisions to the City's website; and

RESOLVED, That the amendment if adopted, shall take immediate effect

Alexa, Jennifer

From: Beaudry, Jacqueline
Sent: Thursday, July 07, 2016 9:49 PM
To: *City Council Members (All)
Cc: Elias, Abigail; Fales, Mary Joan; Lazarus, Howard
Subject: FW: DC-4 Charter Amendment
Attachments: SUBSTITUTE RESOLUTION IF CHARTER AMENDMENT 1 IS NOT APPROVED.docx

Importance: High

From: Fales, Mary Joan
Sent: Thursday, July 7, 2016 6:52 PM
To: Beaudry, Jacqueline
Subject: FW: DC-4 Charter Amendment
Importance: High

Fyi...

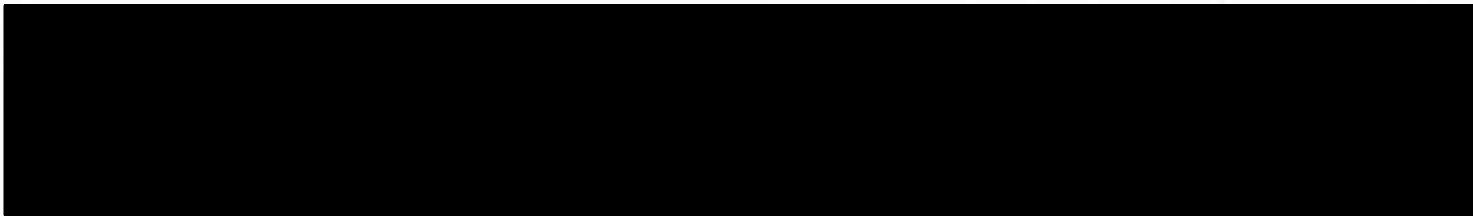
Please note that I cannot send or receive emails in excess of 25MB. If you send me an email >25MB, you will get a bounce notice but I will not. If you need to send me an email with a large attachment or if you get a bounce notice for one you sent, please contact me to arrange for you to get the attachment(s) to me.

Mary Joan Fales, Senior Assistant City Attorney
City of Ann Arbor / 301 E. Huron St., POB 8647/ Ann Arbor, MI 48107-8647 / email: mfales@a2gov.org/ Office (734) 794-6170 ext. 41887/ Direct (734) 794-6187 / Fax (734) 994-4954

CONFIDENTIALITY NOTICE: The information in this transaction is intended for the individual or entity named above. It may be legally privileged and confidential. If you have received this information in error, please notify me immediately and delete this transmission and any other documents, files and information transmitted herewith. If the reader of this message is not the intended recipient, you are hereby notified that any disclosure, dissemination, distribution or copying of this communication or its contents is strictly prohibited. Internet communications are not guaranteed to be secure or error-free.

From: Fales, Mary Joan
Sent: Thursday, July 07, 2016 6:27 PM
To: Westphal, Kirk; Warpehoski, Chuck
Cc: Postema, Stephen
Subject: DC-4 Charter Amendment
Importance: High

Kirk/Chuck –



Let me know if I can be of further assistance.

Mary Joan

Please note that I cannot send or receive emails in excess of 25MB. If you send me an email >25MB, you will get a bounce notice but I will not. If you need to send me an email with a large attachment or if you get a bounce notice for one you sent, please contact me to arrange for you to get the attachment(s) to me.

Mary Joan Fales, Senior Assistant City Attorney

City of Ann Arbor / 301 E. Huron St., POB 8647/ Ann Arbor, MI 48107-8647 / email: mfales@a2gov.org/ Office (734) 794-6170 ext. 41887/ Direct (734) 794-6187 / Fax (734) 994-4954

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SUBSTITUTE RESOLUTION IF CHARTER AMENDMENT 1 IS NOT APPROVED

..Title

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..Staff

Prepared by: Mary Joan Fales, Senior Assistant City Attorney
Sponsored by: Council members Westphal, Warpehoski and Grand

..Body

Whereas, Section 21(1) of the Home Rule City Act (HRCA), MCL 117.21(1), authorizes a city council to adopt a resolution proposing to amend the city charter by three-fifths vote of its members-elect and the resolution proposing to amend the city charter must set forth the exact wording of the proposed amendment to be submitted to the city voters for approval at a regular or special election:

Whereas, The resolution must set forth the ballot language for the proposed charter amendment with each proposal being limited to a single subject, and if the subject of a proposal includes more than one related proposition, each proposition shall be separately stated as a ballot proposal to afford an opportunity for a separate vote of the city voters for or against each proposition;

Whereas, Section 21(2) of the HRCA, MCL 117.21(2), requires that the ballot language for the submission to the city voters of each proposed amendment, including any separate statement of purpose, shall be limited to 100 words, exclusive of caption, shall be a fair and impartial statement of the purpose of the amendment, and shall not create prejudice for or against the proposed amendment:

Whereas, Section 12.4 of the City Charter currently reads:

Terms of Office

Section 12.4

- (a) The term of office of each member of the Council, including the Mayor, except as by this section provided, shall be two years. Such term shall commence on the Monday next following the regular City election at which such officers are elected. The term of the members of the Council elected on April 6, 1992 shall terminate on the Monday next following the regular City election held November 2, 1993. The term of the Mayor and members of the Council elected on April 5, 1993 shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on November 8, 1994.
- (b) Each appointive officer, except members of City boards and commissions, shall serve at the pleasure of the appointing officer or authority.
- (c) All other officers of the City shall serve for the terms specifically stated in this charter or in the law or ordinance creating the office.
- (d) With the consent of the Council, an officer may continue provisionally, in office, after the expiration of the term of office, until a successor has been elected or appointed and has qualified for and assumed the duties of the office.

Whereas, Section 13.1 of the City Charter currently reads:

Officers to be Elected

Section 13.1

- (a) At the City primary election held in August, 1993, and at the regular City election held in November, 1993, and at each City primary election and regular City election thereafter, one member of the Council shall be nominated and elected from each ward.
- (b) At the City primary election held in August, 1994, and at the regular City election held in November, 1994, and at the City primary election and regular City election held in each even numbered year thereafter, a Mayor shall be nominated and elected from the City at large.

Whereas, Section 13.2 of the City Charter currently reads:

Regular City Elections

Section 13.2. A regular City election shall be held on April 5, 1993, on November 2, 1993 and in succeeding years on the first Tuesday following the first Monday in November of each year.

Whereas, Section 13.4 of the City Charter currently reads:

Primary Elections

Section 13.4

- (a) A City primary election shall be held on February 15, 1993, on August 3, 1993, and in succeeding years on the first Tuesday following the first Monday in August of each year. If, upon expiration of the time for filing nomination petitions for any elective office, it appears that petitions have been filed for no more than one candidate for the office from each political party nominating candidates therefor, no primary election shall be held with respect to the office. The candidates receiving the highest number of votes of their respective parties at any city primary election shall be declared the nominees for election to the respective offices for which they are candidates. As to any office with respect to which no primary is necessary, persons named in petitions as candidates for election to the office shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular election under the party heading set forth in the nomination petitions for the candidates.
- (b) No person who is a sticker candidate for nomination, or whose name is written in on the ballots of any primary election, shall be declared nominated unless that person receives at least fifty votes.

Whereas, Voter turnout in even years is significantly and consistently higher than in odd years;

Whereas, Holding the meaningful election of City Council members on a date when turnout is highest is best for strengthening democratic representation;

Whereas, A majority of cities nationally elect their council members to four-year terms;

Whereas, The change in the length of term for the Mayor and Council will result in election administrative cost savings; and

Whereas, In recent Ann Arbor election history most council members are re-elected to a second term when it is sought;

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Term of Office

Section 12.4

- (a) The term of office of each member of the Council, including the Mayor, except as by this section provided, shall be ~~two~~four years. Terms of office of members of the Council shall be staggered so that one member of Council nominated from each ward shall stand for election every two years. The Mayor shall be nominated and elected from the City at large. Such term shall commence on the Monday next following the regular City election at which such officers are elected. The term of the members of the Mayor and Council

elected on November 8, 2016 shall terminate on the Monday next following the regular City election held November 6, 2018. ~~April 6, 1992 shall terminate on the Monday next following the regular City election held November 2, 1993.~~ The term of the ~~Mayor and~~ members of the Council elected on November 7, 2017 ~~April 5, 1993~~ shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on ~~November 8, 1994~~ November 3, 2020.

- (b) Each appointive officer, except members of City boards and commissions, shall serve at the pleasure of the appointing officer or authority.
- (c) All other officers of the City shall serve for the terms specifically stated in this charter or in the law or ordinance creating the office.
- (d) With the consent of the Council, an officer may continue provisionally, in office, after the expiration of the term of office, until a successor has been elected or appointed and has qualified for and assumed the duties of the office.

RESOLVED, That deletion of the following charter provision be placed on the ballot and submitted to the voters at the next general election:

~~Officers to be Elected~~

~~Section 13.1~~

- ~~(a) At the City primary election held in August, 1993, and at the regular City election held in November, 1993, and at each City primary election and regular City election held thereafter, one member of the Council shall be nominated and elected from each ward.~~
- ~~(b) At the City primary election held in August, 1994, and at the regular City election held in November, 1994, and at the City primary election and regular City election held in each even-numbered year thereafter, a Mayor shall be nominated and elected from the City at large.~~

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Regular City Elections

Section 13.2 A regular City election shall be held on ~~April 5, 1993, on November 2, 1993 and in succeeding years~~ on the first Tuesday following the first Monday in

November in 2017, in 2018, and of ~~each~~ every two years thereafter.

RESOLVED, That the following amended charter provision be placed on the ballot and submitted to the voters at the next general city election:

Primary Elections

Section 13.4

- (a) A City primary election for the purpose of nominating such officers of the City as this Charter provides shall be held on ~~February 15, 1993, on August 3, 1993,~~ August 8, 2017, and in succeeding years on the first Tuesday following the first Monday in August of ~~each year~~ as provided for in Section 12.4. If, upon expiration of the time for filing nomination petitions for any elective office, it appears that petitions have been filed for no more than one candidate for the office from each political party nominating candidates therefor, no primary election shall be held with respect to the office. The candidates receiving the highest number of votes of their respective parties at any city primary election shall be declared the nominees for election to the respective offices for which they are candidates. As to any office with respect to which no primary is necessary, persons named in petitions as candidates for election to the office shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular election under the party heading set forth in the nomination petitions for the candidates.
- (b) No person who is a sticker candidate for nomination, or whose name is written in on the ballots of any primary election, shall be declared nominated unless that person receives at least fifty votes.

RESOLVED, That the proposed charter amendment shall appear on the ballot in the following for, which includes the statement of purpose:

CHARTER AMENDMENT PROPOSAL NO. 2

AMENDMENT TO INCREASE THE TERM OF THE MAYOR TO FOUR YEARS AND COUNCIL MEMBERS FROM TWO TO FOUR-YEAR STAGGERED TERMS

It is proposed Sections 12.4, 13.2 and 13.4 of the Ann Arbor City Charter be amended and Section 13.1 be deleted to provide a four-year term for Mayor and four-year staggered terms for Council members. Currently the Mayor has a two-year term and Council members have two-year staggered terms. If approved by the voters, Mayor and Council members elected November 8, 2016 would serve a two-year term. Council members elected November 7, 2017 would serve a three-year term. Four year terms

would commence with 2018 elections.

Shall this proposed amendment to the Ann Arbor City Charter be adopted?

Yes

No

RESOLVED, That November 8, 2016, be designated as the day for holding an election on the proposed Charter amendment and the City Clerk is directed to give notice of the election and in a manner prescribed by law and to do all things necessary to submit the Charter amendment to a vote of the electors on the designated day as required by law;

RESOLVED, That the Clerk shall transmit a certified copy of this Resolution to the Governor of the State of Michigan for approval of the proposed amendment and transmit a certified copy of this Resolution to the Attorney General of the State of Michigan for approval of the proposed ballot language for the proposed amendment;

RESOLVED, That the City Clerk is directed to publish the proposed charter amendment in full, together with the existing charter provisions amended as required by law and in accordance with resolution of Council, post the proposed charter amendment in full together with the existing charter provisions to the City's website; and

RESOLVED, That the amendment if adopted, shall take immediate effect

Alexa, Jennifer

From: urban ashes [paul@urbanashes.com]
Sent: Thursday, July 07, 2016 10:18 PM
To: Smith, Chip
Subject: Re: Council Topic this evening regarding a contract for tree pruning

Hello Chip,

My apologies for not getting your email until now. We are in the middle of the largest order we have ever done, which is great but also draining all my time. To answer your question, I would pose it to the entire group of Urbanwood Project members as each one has different uses for the wood. The pruning aspect in the meeting tonight is the lesser of the 2 areas. The removal of trees, which includes the butt log is much more important. This is not to say the large branches are not.

Members of the group have met on many occasions with Kerry Gray of the city's forestry dept. and items like size and species have been discussed. Urban Ashes has 6 main species it works in and a size limit of about 12" in diameter and 6' in straight length with no major branches. This will vary with each member, which I know makes it more difficult to organize. However, I am sure if it is posed to the Urban Wood Project to meet with the Contractor for set a baseline for wood that is of use they would be willing and interested in doing that.

Jessica Simons, is really the person to contact to coordinate all of this as she is the person responsible for running the Urbanwood Project and the Urbanwood Marketplace as part of Recycle Ann Arbor.

Here is her email jessica.simons@semircd.org

I hope this helps and I will be curious to hear what the outcome is/was from tonight and how the council will move forward on similar contracts regarding our urban forest.

Please feel free to call me or email with any other questions.

enjoy,

paul

Paul M. Hickman
Founder/President/CEO

Urban Ashes®

Reclaiming Trees & Lives

paul@urbanashes.com

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This dynamic combination creates an unparalleled collection of hand-made goods that tell a uniquely human story to pass down through generations.

On Jul 7, 2016, at 3:45 PM, Smith, Chip <ChSmith@a2gov.org> wrote:

Paul -

Thanks for this. Question - is there a minimum size/dimension for the wood you (or others) may use? I'm only trying to find the simplest way for pruning contractors to work with you and for the lawyers to be able to put something measurable/doable into the contract.

Chip Smith
Ann Arbor City Council - Ward 5
734-709-2022

Emails sent and received by me as a Council member regarding Ann Arbor City matters are generally subject to disclosure under the Freedom of Information Act (FOIA).

From: urban ashes [paul@urbanashes.com]
Sent: Thursday, July 07, 2016 3:39 PM
To: CityCouncil
Subject: Council Topic this evening regarding a contract for tree pruning

Good Afternoon,

I am writing on behalf of our company Urban Ashes and as a long time resident of Ann Arbor. I personally participated in the multi-year development of the city's forestry plan on behalf of my company, a founding member of The Urbanwood Project, as well as an Ann Arbor citizen. I have been directly involved and dedicated to working with and utilizing urban salvaged wood to its highest capacity since 1999.

This evening, the council is addressing a contract for "pruning" a large amount of our urban trees, many of which I am sure have value beyond mulch. While I greatly appreciate the language in section 8 of the Bid Request shown below, I urge the council to not only encourage bidders and those awarded to utilize the wood to its highest value but to make that a specific criteria that has to be met to be awarded the contract. Without this type of language, there is no real incentive for us to realize the wasted value of our urban forest as it is pruned or removed. Even though this is only for pruning, there is a high likelihood for large branches to be more valuable than mulch. Obviously, the basis for this email is even greater when applied to the removal of entire trees, as the butt log is the section with the greatest potential.

Section 8: Wood Disposal

The bidder will be responsible to pay for the disposal of all wood waste generated from tree pruning activities. The City encourages Bidders to consider wood utilization options for some larger branches generated during tree pruning (e.g. woodworker/artisan use; local sawmills, etc.). Wood utilization options may be discussed with winning Bidder(s).

If you have not read the comprehensive plan that the city forestry department put together over several years and with the extensive public engagement process where stakeholders, community leaders, city staff and residents helped shape the scope of this long overdue plan to move forward.

Here is the link to the CITY OF ANN ARBOR URBAN & COMMUNITY FOREST MANAGEMENT PLAN

http://www.a2gov.org/departments/public-works/forestry/Documents/UCFMP_FINAL_022515.pdf

I would like to highlight a few key and relevant areas that relate to your topic this evening.

Part of the Executive Summary states; “managed sustainably through sound practices, policies and community stewardship to provide environmental, social and economic benefits today and into the future.”

Without doing more than “encouraging” the best possible and highest value use of the wood removed from our urban forest in the bid and contract process, we cannot begin to come close to achieving the “economic benefits” of the urban wood. We are also missing out on the potential of increasing our social impact or identity as a progressive, environmentally responsible City of Trees. I would argue we are taking the easiest route to continue to do nothing more than mulch all of our trees even the giant eastern black walnuts, which are the most valuable as well as being toxic mulch.

Within the lengthy forestry plan, I believe these two recommendations provided with in by all those who worked on this for several years to be the most relevant to the topic at hand.

Page 68 - Recommendation #12: Strengthen working relationships and partnerships with businesses, organizations and contractors whose activities impact city trees by instituting regular dialogue and project coordination.

Page 71 - Recommendation #14: Obtain the highest and best use of wood from trees removed by the City.

I urge the city to become much more engaged with organizations such as The Urbanwood Project, which is one of the originators of high utilization of urban salvaged wood and is now national leader and model program. They are often consulted with and or copied by countless other organizations across this county. We have a tremendous resource right in our own backyard to utilize our urban wood to its highest value and we are not maximizing that potential. I urge you to begin to tap their experience and expertise. Within the Plan, it even references a case study by The Urbanwood Project.

Case Studies:

- **Urbanwood Project, Southeast, MI**

A partnership of sawyers, sawmills, tree services and local wood workers in Southeast Michigan that supplies or utilizes wood from urban trees that have been cut down. Project members provide high-quality sustainable wood products in Southeast Michigan.

Unfortunately, I just heard about this topic for this evening and I am unable to attend, much to my dismay. Again I urge you to do more than simply "encourage".

Thank you for your time and service to our community.

enjoy,

paul

Leon Frazza
Customer Service Manager
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