

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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Meeting Minutes - Draft

Monday, February 5, 2024

7:00 PM

This meeting will be broadcast live on CTN Cable Channel 16,
ATT Channel 99, and online at a2gov.org/watchCTN

Larcom City Hall, 301 E Huron St, Second floor, City Council
To sign up for public comment, call the City Clerk's Office
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City Council

Public commentary can be made in person or by calling Zoom at:
877-853-5247 or 888-788-0099

Enter Meeting ID 942 1273 2148

CALL TO ORDER

Mayor Christopher 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 - Mayor Christopher Taylor, Councilmember Lisa Disch, Councilmember Linh Song, Councilmember Travis Radina, Councilmember Cynthia Harrison, Councilmember Chris Watson, Councilmember Dharma Akmon and Councilmember Jennifer Cornell
- Absent:** 3 - Councilmember Erica Briggs, Councilmember Jen Eyer and Councilmember Ayesha Ghazi Edwin

APPROVAL OF AGENDA

A motion was made by Councilmember Akmon, seconded by Councilmember Cornell, 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 Milton Dohoney Jr. presented the following written reports for information of Council:

AC-1 [24-0144](#) Agenda Response Memo and eComments - February 5, 2024

Received and Filed

AC-2 [24-0145](#) Response to R-24-019 - Resolution Reaffirming Commitment to Establish an Unarmed Crisis Response Program in the City of Ann Arbor

Received and Filed

AC-3 [24-0174](#) City Administrator's Report - February 5, 2024

Received and Filed

INT INTRODUCTIONS

INT-1 [23-2075](#) Independent Community Police Oversight Commission (ICPOC) Monthly Update

Stefani Carter, Chair of the Independent Community Police Oversight Commission, provided the monthly update from the Commission.

Received and Filed

PUBLIC COMMENTARY (3 MINUTES PER SPEAKER, 45 MINUTES TOTAL)

*** (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)**

*** ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

**TO PARTICIPATE ONLINE, CALL ZOOM AT: 877 853 5247 or 888 788 0099
ENTER MEETING ID 942 1273 2148**

PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

1. **Ralph McKee - Crescents Water Main Replacement and Resurfacing Project (CA-11); SI Resort (in person)**
Ralph McKee, resident, spoke about the City's recent proposal from Sports Illustrated and expressed disappointment in the secretive process.

2. **Kathy Griswold - Crescents Water Main Replacement and Resurfacing Project (CA-11); Improving Communication (in person)**
Kathy Griswold, resident, spoke about CA-11 and the City's communication process.

3. **Lisa Jevens - Public Power Utility Study (phone)**
Lisa Jevens, resident, urged Council to fund a public power utility study.

4. **Justin Schoff - Support for Public Power Feasibility Study (in person)**
Justin Schoff, of Scio Township, urged City Council to fund the phase two feasibility study for a municipal electric utility.

5. **Kathryn Plotner - Phase 2 Feasibility Study for Municipal Electrical Utility (in person)**
Kathryn Plotner, Skyline High School student, urged Council to fund a study regarding the feasibility of a public power utility.

6. **Ken Garber - Public Power Feasibility Study (in person)**
Ken Garber, resident, spoke in favor of a public power utility.

7. **Greg Woodring - Energy Options Analysis and Public Power (in person)**
Greg Woodring, of Ypsilanti, spoke in favor of a public power utility.

8. **Kathleen Murphey - Phase 2 feasibility Study of a Municipal Electric Utility (phone)**
Kathleen Murphey, resident, spoke in favor of a municipal electric power utility.

9. Gus Teschke - The Sustainable Electric Project by OSI (in person)

Gus Teschke, resident, spoke in support of a public-owned municipal utility.

10. Tamara Garwood - Candidate for the 15th District Court Judge (in person)

Tamara Garwood, 15th District Magistrate, introduced herself and said she is running for 15th District Court Judge this year. She asked the voters for their support.

11. Parnell McCarter - Funding the Phase 2 Feasibility Study of the Municipal Electric Grid (in person)

Parnell McCarter, of Scio Township, spoke in support of a feasibility study for municipal power.

12. Blaine Coleman - We Are Against Military Aid to Israel (in person)

Blaine Coleman, resident, spoke about Black History Month.

13. Mozhgan Savabieasfahani - We Are Against Military Aid to Israel (in person)

Mozhgan Savabieasfahani, resident, urged Council to stop military aid to Israel.

14. Tom Stulberg - Resolution to Support the Leslie Science and Nature Center Nature Playscape (CA-3); Appointments - Confirmations (MC-1)

Tom Stulberg, resident, thanked the Councilmembers who publicly opposed the Sports Illustrated project. He also expressed concern about the Board appointment process and conflict of interest.

15. Steven Beattie - Phase 2 Feasibility Study for Municipal Electrical Utility (phone)

Steven Beattie, resident, spoke in support of a municipal-owned public power.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER SONG

Councilmember Song talked about the Sports Illustrated proposal. She stated Ann Arbor is a welcoming city to visitors.

COUNCILMEMBER CORNELL

Councilmember Cornell spoke about an upcoming small business event.

COUNCILMEMBER AKMON

Councilmember Akmon spoke about the death of a local activist.

COUNCILMEMBER WATSON

Councilmember Watson provided an update regarding his upcoming coffee hour.

COUNCILMEMBER HARRISON

Councilmember Harrison spoke about Black History Month.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [24-0104](#) Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointments that were presented to City Council for consideration at the January 22, 2024 Regular Session:

*Transportation Commission
Lisa Campbell
Term Ending: May 31, 2027*

*Commission on Disability Issues
Lorraine Buis
Term Ending: May 31, 2027*

*Board of Review
Elizabeth Martin-Partial Term
Term Ending: January 31, 2026*

*Planning Commission
Daniel Adams
Term Ending: June 30, 2027*

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

MC-2 [24-0169](#) Appointment - Confirmation

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

*Board of Review
Curt Zell
Term Ending: January 31, 2027*

Referred to the City Council due back on 2/20/2024

CA CONSENT AGENDA

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following Consent Agenda items were removed from the Consent Agenda and placed at the end of same:

CA-1 Resolution to Approve a Construction Contract with Pamar Enterprises, Inc. for the Huron West Park Sanitary Sewer Replacement Phases 2 & 3 (\$8,483,440.00)

CA-8 Resolution to Accept a Community Project Funding Grant and Approve a Grant Agreement from the State of Michigan Department of Labor and Economic Opportunity for Advancing the Wheeler Center Solar Park (\$5,000,000.00) (8 Votes Required)

Passed on consent agenda

A motion was made by Councilmember Radina, seconded by Councilmember Disch, 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-3, CA-4, CA-5, CA-9, CA-10 and CA-11.

CA-2 [24-0015](#) Enactment No: R-24-034 **Approved**

Resolution to Authorize the Purchase of Golf Course Equipment from Spartan Distributors Inc. (Omnia Partners - \$534,189.62)

CA-3 [24-0003](#) Enactment No: R-24-035 **Approved**

Resolution to Support the Leslie Science and Nature Center Nature Playscape and Appropriate \$250,000.00 (8 Votes Required)

CA-4 [24-0002](#) Enactment No: R-24-036 **Approved**

Resolution to Approve a Five-Year Lease with the University of Michigan for Parking at Riverside Park (8 Votes Required)

CA-5 [24-0004](#) Enactment No: R-24-037 **Approved**

Resolution to Approve a Five-Year Lease Agreement with the Ann Arbor Public Schools for the Eberbach Cultural Arts Building (8 Votes Required)

CA-6 [24-0043](#) **Enactment No:** **R-24-038** **Approved**

Resolution to Approve Five-Year Professional Services Agreements for As-Needed Architecture Services for Parks & Recreation with A3C Collaborative Architecture, InToto Studio, and Hubbell, Roth & Clark, Inc. (NTE Annual \$300,000.00 Per Firm)

CA-7 [24-0079](#) **Enactment No:** **R-24-039** **Approved**

Resolution to Approve a Professional Services Agreement with G.O. Williams & Associates, L.L.C. for Circular Economy Planning and Stakeholder Engagement (\$80,000.00)

CA-9 [24-0058](#) **Enactment No:** **R-24-040** **Approved**

Resolution to Accept a Water Main Easement at 2221 Winchell Drive from St. Francis of Assisi Parish Ann Arbor (8 Votes Required)

CA-10 [24-0064](#) **Enactment No:** **R-24-041** **Approved**

Resolution to Accept a Water Main Easement at 999 Maiden Lane from Morningside Nine99, LLC (8 Votes Required)

CA-11 [23-2133](#) **Enactment No:** **R-24-042** **Approved**

Resolution to Approve a Construction Contract with DiPonio Contracting, LLC for the Crescents Water Main Replacement and Resurfacing Project (RFP 23-61; \$7,691,341.70) and to Appropriate \$6,601,000.00 in Contributing Funds. (8 Votes Required)

CA-12 [24-0117](#) **Enactment No:** **R-24-043** **Approved**

Resolution to Approve the 2024 Insurance Renewals for Policy Premiums exceeding \$75,000.00 effective March 1, 2024

CA-1 [23-2122](#) **Enactment No:** **R-24-044**

Councilmember Radina moved, seconded by Councilmember Disch, that the Resolution be approved.

Resolution to Approve a Construction Contract with Major Contracting Group, Inc. for the Huron West Park Sanitary Sewer Replacement Phases 2 & 3 (\$8,528,195.50)

23-2122 **Enactment No: R-24-044** **Amended**

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

Consider substitute Resolution with Major Contracting Group.

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

Yeas: 7 - Mayor Taylor, Councilmember Disch, Councilmember Song, Councilmember Radina, Councilmember Harrison, Councilmember Watson and Councilmember Cornell

Nays: 1 - Councilmember Akmon

Absent: 3 - Councilmember Briggs, Councilmember Eyer and Councilmember Ghazi Edwin

Resolution to Approve a Construction Contract with Major Contracting Group, Inc. for the Huron West Park Sanitary Sewer Replacement Phases 2 & 3 (\$8,528,195.50)

23-2122 **Enactment No: R-24-044** **Approved as Amended**

The question being, the motion that was made by Councilmember Radina, seconded by Councilmember Disch, that the Resolution be approved as amended. On a voice vote, the Mayor declared the motion carried.

Resolution to Approve a Construction Contract with Major Contracting Group, Inc. for the Huron West Park Sanitary Sewer Replacement Phases 2 & 3 (\$8,528,195.50)

CA-8 24-0071 **Enactment No: R-24-045** **Approved**

A motion was made by Councilmember Disch, seconded by Councilmember Watson, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Resolution to Accept a Community Project Funding Grant and Approve a Grant Agreement from the State of Michigan Department of Labor and Economic Opportunity for Advancing the Wheeler Center Solar Park (\$5,000,000.00) (8 Votes Required)

PH-2 [24-0129](#) Public Hearing for the Stone School Road Sidewalk Special Assessment (District No. 64 - Eisenhower to Packard)

A public hearing was held for the Stone School Road Sidewalk Special Assessment (District No. 64 - Eisenhower to Packard). Notice of public hearing was published on January 25, 2024.

The following speakers were present to speak at the hearing:

Scott Munzel, attorney representing the homeowners in this district, spoke in opposition.

Brandon Dimcheff, resident, spoke in support.

Luiz Vazquez, resident, spoke in support.

Adam Jaskiewicz, resident, spoke in support.

Seeing no further speakers present for comment, Mayor Taylor declared the hearing closed.

Held and Closed

A APPROVAL OF COUNCIL MINUTES

A-1 [24-0124](#) Regular Session Meeting Minutes of January 22, 2024

A motion was made by Councilmember Radina, seconded by Councilmember Watson, that the Regular Session Meeting Minutes of January 22, 2024 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

None.

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [24-0112](#) Enactment No: R-24-046 Approved

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

Resolution to Approve a Request from Hearsay, Inc. for a New Micro Brewer, Small Wine Maker, and Small Distiller Liquor License and an Entertainment Permit and an On-Premise Tasting Room Permit to be Located at 2350 W. Liberty Street

DC-2 [24-0110](#) Enactment No: R-24-047 Approved

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

Resolution to Approve a Request from AOC North Ann Arbor Opco, LLC for a New Nonpublic Continuing Care Retirement Center Liquor License, Issued Under MCL 436.1545(b)(ii) to be Located at 1901 Plymouth Road, d/b/a Atria Park of Ann Arbor

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 [24-0083](#) Enactment No:

A motion was made by Councilmember Harrison, supported by Councilmember Disch, that the Resolution be approved.

Resolution to Approve Fees for the Fire Department Ambulance Transport and Lift Assists And Appropriate Funding (8 Votes Required)

[24-0083](#) Enactment No: Postponed

A motion was made by Councilmember Harrison, seconded by Councilmember Disch, that the Resolution be postponed until 3/4/2024. On a voice vote, the Mayor declared motion carried.

Resolution to Approve Fees for the Fire Department Ambulance Transport and Lift Assists And Appropriate Funding (8 Votes Required)

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.

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

E The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Cornell, seconded by Councilmember Akmon, that the Clerk's Report of Communications, Petitions and Referrals be approved as presented. On a voice vote, the Mayor declared the motion carried.

- E-1 [23-2094](#) Transportation Commission 2024 Work Plan**

- E-2 [24-0096](#) Communication from Jay Calewarts, Director of Adult Foster Care/HFA and Camps Licensing Regarding a Newly Licensed Foster Care Facility, Synod House, located at 1315 S. 7th - Planning and Development Services**

- E-3 [24-0097](#) Communication from Jay Calewarts, Director of Adult Foster Care/HFA and Camps Licensing Regarding a Newly Licensed Foster Care Facility, Packard House, located at 1526 Packard - Planning and Development Services**

- E-4 [24-0098](#) Communication from Jay Calewarts, Director of Adult Foster Care/HFA and Camps Licensing Regarding a Newly Licensed Foster Care Facility, Saxon House, located at 1812 Saxon - Planning and Development Services**

- E-5 [24-0111](#) Anne Harlow- Resignation from the Board of Review**

- E-6** [24-0119](#) DDA Annual Report for the Fiscal Year Ending June 30, 2022 as Required by PA 57 of 2018
- E-7** [24-0120](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) Regarding the Issuance of Permit No. WRP040074 - Ann Arbor Public Services - Sustainability
- F** **The following minutes were received for filing:**
- F-1** [23-1832](#) Thursday, October 5, 2023 GAC Meeting Minutes
- F-2** [23-1877](#) October 25, 2023 ZBA Meeting Minutes
- F-3** [23-1932](#) November 14, 2023 Planning Commission Meeting Minutes
- F-4** [23-2016](#) ICPOC November 2023 Meeting Minutes
- F-5** [23-2091](#) Transportation Commission November 2023 Meeting Minutes
- F-6** [24-0010](#) Council Liquor License Review Committee Meeting Minutes of December 6, 2023
- F-7** [24-0017](#) Energy Commission Meeting Minutes of December 12, 2023
- F-8** [24-0036](#) Airport Advisory Committee Minutes - November 15, 2023
- F-9** [24-0070](#) Council Administration Committee Minutes - December 12, 2023
- F-10** [24-0087](#) Downtown Development Authority Board and Executive Committee meeting minutes for December 2023

- F-11 [24-0088](#) Downtown Development Authority Audit Fiscal Year 2023
- F-12 [24-0107](#) Election Commission Meeting Minutes of December 8, 2023
- F-13 [24-0116](#) ICPOC November 2023 Special Meeting Minutes
- F-14 [24-0122](#) Ann Arbor Public Art Commission Meeting Minutes - November 2023
- F-15 [24-0123](#) Ann Arbor Public Art Commission - September 2023
- F-16 [24-0127](#) Council Policy Agenda Committee Minutes - September 25, 2023

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

PUBLIC COMMENT - CONTINUED (3 MINUTES EACH - IF NECESSARY)

***THIS SECTION IS FOR SPEAKERS WHO SIGNED UP FOR PUBLIC COMMENTARY BUT WERE UNABLE TO SPEAK AT THE BEGINNING OF THE MEETING DUE TO THE 45-MINUTE TIME LIMIT.**

FOR ZOOM MEETINGS, PHONE CALLERS CAN PRESS *9 TO RAISE HANDS AND *6 TO UNMUTE THEIR PHONES WHEN CALLED UPON TO SPEAK.

16. Matthew Bossart - Feasibility Study for Municipal Electric Utility (in person)

Matthew Bossart, resident, spoke in support of municipal power.

ADJOURNMENT

A motion was made by Councilmember Cornell, seconded by Councilmember Harrison, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 8:51 p.m.

COMMUNITY TELEVISION NETWORK (CTN) COMCAST CHANNEL 16, AT&T CHANNEL 99:

LIVE: MONDAY, February 5, 2024 @ 7:00 P.M.

REPLAY: FRIDAY, February 9, 2024 @ 8:00 P.M.

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Videos are also available for a nominal fee by contacting CTN at (734) 794-6150.

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; 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 made available upon request during regular business hours.