



# 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, September 17, 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 [18-1582](#) Memorandum - Proposed Plan for Achieving 100% Clean and Renewable Energy for City Operations - September 11, 2018

(City Administrator - Howard S. Lazarus)

**Attachments:** 180911 - Memorandum on 100 percent clean and renewable for CouncilFINAL.pdf

AC-2 [18-1628](#) Agenda Response Memo and eComments - September 17, 2018

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

**Attachments:** ecomments\_export.pdf  
(Added 9/17/18)

AC-3 [18-1629](#) City Administrator's Report - September 17, 2018

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

**Attachments:** 180917 City Administrator's Update.pdf  
(Added 9/17/18)

### INT INTRODUCTIONS

INT-1 [18-1477](#) Introduction: John Fournier, Assistant City Administrator

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

INT-2 [18-1336](#) City of Ann Arbor Water Treatment Plant Participation in the Water Utility

## Energy Challenge (WUEC)

(WTP - Craig Hupy, Public Services Area Administrator)

**Attachments:** Water Treatment Plant Water Utility Energy Challenge.pdf

INT-3 [18-1520](#)

## Water Treatment Plant Presentation: Water Quality

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

**Attachments:** Council Introduction - Water Quality Challenges 9-17-18.pdf, Emerging Water Issues Council Presentation 9-17-18.pdf

INT-4 [18-1583](#)

## Proclamation for Constitution Week 2018

(Mayor's Office)

INT-5 [18-1600](#)

## Proclamation honoring Ruth Thornton

(Mayor's Office)

INT-6 [18-1587](#)

## Proclamation Celebrating Recovery Month 2018

(Mayor's Office)

**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 - Resolution to Authorize a Professional Services Agreement with Sam Schwartz Consultants, LLC for a Comprehensive Transportation Plan Update (CA-8)**
2. **Greg Peterson - Township Annexation of 2453 Newport**
3. **Sandra Peterson - Township Annexation of 2453 Newport**
4. **Robert Brown - Annexation of Township Islands**
5. **Joe Hood - Intersection of Stadium and 7th and Bike Lanes**
6. **Claire DuVerney - Fuller Road Crosswalk**
7. **Paul Barry - Water Rates**

**CC COMMUNICATIONS FROM COUNCIL**

**MC COMMUNICATIONS FROM THE MAYOR**

- MC-1 [18-1492](#) Appointment - Confirmations  
(Mayor's Office)

**CA CONSENT AGENDA**

- CA-1 [18-1526](#) Resolution to Approve Street Closings for the Ann Arbor Thanksgiving Day Turkey Trot - Thursday, November 22, 2018  
(Community Services - Derek Delacourt, Community Services Area Administrator)  
**Attachments:** Turkey Trot Map 2018.pdf
- CA-2 [18-1525](#) Resolution to Approve a Professional Service Agreement with Perry & Co., LLC for Administration Services of the Assessing Department (\$85,114.00)  
(Financial and Administrative Services - Tom Crawford, CFO)  
**Attachments:** Perry Ann Arbor PSA FINAL EXT.pdf
- CA-3 [18-1476](#) Resolution to Appoint Mark Perry as the City of Ann Arbor City Assessor on an Interim Basis  
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-4 [18-1498](#) Resolution to Approve August 23, 2018 Recommendations of the Board of Insurance Administration  
(Financial and Administrative Services - Matthew Horning, City Treasurer)
- CA-5 [18-1441](#) Resolution to Approve Professional Services Agreements with Fiber Optic Management LLC d/b/a Turnkey Network Solutions and Vantage Point Solutions, Inc., for Fiber Optic Network Design and Planning Services (RFP 18-03), and to Approve Appropriation of Funds (\$105,000.00) **(8 Votes Required)**  
(Information Technology Services - Tom Shewchuk, ITSU Director)  
**Attachments:** Turnkey Design and Planning Services Agreement - Executed.pdf, Vantage Point Design and Planning Services Agreement - Executed.pdf, Merit Fiber and Conduit Use Agreement Resolution.pdf
- CA-6 [18-1376](#) Resolution to Approve a Purchase Order to Bellefeuil, Szur and Associates, Inc. ("BS&A") for Annual Software Maintenance and Support for FY2019. (\$26,655.00)  
(Information Technology Services - Tom Shewchuk, IT Director)  
**Attachments:** Invoice 9-2018.pdf

- CA-7 [18-1439](#) Resolution to Approve a Purchase Order to Michigan Supreme Court State Court Administrative Office for Judicial Information System Costs for FY 2019 (\$46,725.00)  
(Information Technology Services - Tom Shewchuk, Director)
- CA-8 [18-1306](#) Resolution to Authorize a Professional Services Agreement with Sam Schwartz Consultants, LLC for a Comprehensive Transportation Plan Update (\$351,670.00)  
(Engineering - Craig Hupy, Public Services Administrator)  
**Attachments:** Project Cost Estimate\_with Optional Tasks.pdf, Project Schedule\_SamSchwartz.pdf
- CA-9 [18-1464](#) Resolution to Approve a Construction Contract with Action Traffic Maintenance, Inc. for the 2018 Guardrail Rehabilitation Program - RFP No. 4546 (\$322,527.00), and to Appropriate Related Funds **(8 Votes Required)**  
(Engineering - Craig Hupy)  
**Attachments:** ITB 4546, post bid.pdf, 2018 Guardrail Repair Locations.pdf, Bid Summary.pdf
- CA-10 [18-1385](#) Resolution to Approve a Professional Service Agreement with Northwest Consultants, Inc. for the Snyder and Edgewood Avenues Area Storm Water Improvements Project (\$208,034.00)  
(Engineering - Craig Hupy, Public Services Area Administrator)  
**Attachments:** nci - psa - snyder-edgewood avenues area storm water improvements project - 180808.pdf
- CA-11 [18-1407](#) Resolution to Award a Construction Contract to Douglas N. Higgins, Inc. (\$397,059.00) for the Village Oaks/Chaucer Court Storm Sewer Overflow Project (Bid No. ITB-4541)  
(Engineering - Craig Hupy, Public Services Area Administrator)  
**Attachments:** Bid Tabulation.pdf, ITB 4541 - Village Oaks Chaucer Court Storm Sewer - Higgins.pdf
- CA-12 [18-1452](#) Resolution to Approve an Increase to the Purchase Order of Granular Activated Carbon (GAC) for Water Treatment Services from Calgon Carbon Corp, Bid No. ITB-4376 and Appropriate \$850,000.00 from the Water Supply System **(8 Votes Required)**  
(Water Treatment Plant - Craig Hupy, Public Services Area Administrator)
- CA-13 [18-1518](#) Resolution to Amend the Fleet and Facility Unit FY 2019 Budget by Appropriating Funds and to Authorize the Purchase of a 2019 Custom Pumper Fire Apparatus from Spartan Motors (Houston-Galveston Area

**Council Bid - \$594,380.00) (8 Votes Required)**

(Fleet & Facilities Services - Craig Hupy)

**Attachments:** HGAC - Spartan Pricing Sheets.pdf, Ann Arbor-Proposal  
Drawing-6-27-18.pdf, Ann Arbor-Proposal Specifications-6-26-18.pdf

- CA-14** [18-1521](#) Resolution to Accept a \$307,950.00 ACEP Grant and Approve an ACEP Grant Cooperative Agreement for the Acquisition of Lepkowski and Kempf Conservation Easements

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

- CA-15** [18-1276](#) Resolution No. 1 - Prepare Plans and Specifications for the Fuller Road Sidewalk - Sidewalk Special Assessment Project

(Engineering - Craig Hupy, Public Services Area Administrator)

**Attachments:** Res 1 Exhibit.pdf

- CA-16** [18-1467](#) Resolution to Approve a Professional Services Agreement with and Accept Funds from the Huron River Watershed Council for Appropriation to Staff in the Office of Sustainability and Innovation to Provide Services Supporting a Project on Sustaining Engagement on Equitable and Climate-Smart Stormwater Adaptation (\$32,000.00) (8 Votes Required)

(Sustainability and Innovation - Howard S. Lazarus, City Administrator)

**Attachments:** 2017\_SARApplication\_submitted\_Lemos (1).pdf

- CA-17** [18-1530](#) Resolution to Approve the Community Development Services Contract with Washtenaw County (\$165,000.00 FY19; \$165,000.00 FY20; \$165,000.00 FY21; \$165,000.00 FY22)

(Office of Community and Economic Development - Teresa Gillotti, Interim Director, OCED)

**Attachments:** Community Development Services Contract.pdf

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

- PH-1** [18-1147](#) An Ordinance to Amend Section 1:207 of Chapter 8 (Organization of Boards and Commissions) and to Repeal Chapter 85 (Taxicabs) of the Code of the City of Ann Arbor (Ordinance No. ORD-18-23)

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

**Attachments:** ORD18-23 Taxicabs As Amended on 082318.pdf, 18-23 Boards and Commissions Taxicabs Ordinance Briefed.pdf, Organization of Boards and Commissions and Taxicabs Ordinance.pdf

*(Continued from the 8/23/18 regular session) (See B-1)*

- PH-2** [18-1117](#) An Ordinance to Amend the Zoning Map, Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of the City of Ann Arbor, Rezoning of

0.76 Acre from R4C (Multiple Family District) to C2B (Business Service District) WITH CONDITIONS, 151 East Hoover (including 200 E. Davis Ave., 202 E. Davis Ave., 204 E. Davis Ave, 913 Brown St., 915 Brown St., 917 Brown St., 919 Brown St.) (CPC Recommendation: Approval - 6 Years and 0 Nays) (Ordinance No. ORD-18-25)

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

**Attachments:** 151 E Hoover Zoning Ordinance for Council.pdf, Updated Staff Report after June 19 2018 CPC Action w attachments.pdf, Hoover Conditional Zoning Statement.pdf, 141 E. Hoover Objection Letter from Elaine Nutt.pdf

(See B-2)

- PH-3 [18-0903](#) Resolution to Approve the 151 East Hoover Site Plan and Development Agreement on a Site Bounded by Brown Street, East Hoover Street, Greene Street, and East Davis Avenue (CPC Recommendation: Approval - 6 Years and 0 Nays)

(Community Services - Derek Delacourt, Community Services)

**Attachments:** Updated Staff Report after June 19 2018 CPC Action w attachments.pdf  
(See DB-2)

- PH-4 [18-1208](#) An Ordinance to Amend Sections 2:41.2a Through 2:41.2f, 2:43.1, 2:43.4, 2:44.2, 2:44.4, 2:45.2, 2:45.5, 2:47.2, 2:49.3, 2:49.5 Through 2:49.8, and 2:50.2 of Chapter 28 (Sanitary Sewer) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-18-26)

(WWTP - Craig Hupy, Public Services Administrator)

**Attachments:** Sewer Use Ord 2016 amendments (003).pdf  
(See B-3)

- PH-5 [18-1277](#) An Ordinance to Amend Section 9:106. - Periodic Fire Safety Inspections Required of Chapter 111 of Title IX of the Ann Arbor City Code (Ordinance No. ORD-18-27)

(Fire Services - Mike Kennedy, Fire Chief)

**Attachments:** Ordinance to Amend Chapter 111.pdf, 18-27 Periodic Fire Safety Inspections Required Ordinance Briefed.pdf

(See B-4)

- PH-6 [18-1524](#) Resolution Establishing Ann Arbor Commercial Rehabilitation District No. 2018-001 - Kensington Hotel

(Financial and Administrative Services - Tom Crawford, CFO)

**Attachments:** DRAFT-KensingtonHotel-Application.pdf, DRAFT-Kensington Hotel Application Narrative.pdf

(See DS-1)

- PH-7 [18-0807](#) Resolution to Approve the Cottages at Barton Green Site Plan, Wetland

Use Permit, and Development Agreement, West Side of Pontiac Trail, South of Dhu Varren Road (CPC Recommendation: Approval - 2 Years and 7 Nays)

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

**Attachments:** Barton Green Staff Report w Attachments.pdf, Cottages at Barton Green Staff Report with Attachments3-6-2018.pdf, Cottages at Barton Green Staff Report with Live Links.pdf, The Cottages Barton Green Staff Report w Live Linksxx.pdf, Cottages Development Agreement.pdf, Letter from Tim Stoecker 6-1-18 - Barton Green.pdf, Minutes of the April 17, 2018 Planning Commission Meeting .pdf, Minutes of the March 6, 2018 Planning Commission Meeting .pdf, Minutes of the May 1, 2018 Planning Commission Meeting .pdf, Minutes of the October 17, 2017 Planning Commission Meeting .pdf, Memo from Developer on Proposed Modifications to Plan, Barton Green Letter.pdf

(See DB-1)

## A APPROVAL OF COUNCIL MINUTES

A-1 [18-1589](#) Regular Session Meeting Minutes of September 4, 2018

(City Clerk - Jacqueline Beaudry)

**Attachments:** 09-04-18 Draft Minutes.pdf, Council Emails\_Redacted.pdf

## B ORDINANCES - SECOND READING

### B Unfinished Business - Staff:

B-1 [18-1147](#) An Ordinance to Amend Section 1:207 of Chapter 8 (Organization of Boards and Commissions) and to Repeal Chapter 85 (Taxicabs) of the Code of the City of Ann Arbor (Ordinance No. ORD-18-23)

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

**Attachments:** ORD18-23 Taxicabs As Amended on 082318.pdf, 18-23 Boards and Commissions Taxicabs Ordinance Briefed.pdf, Organization of Boards and Commissions and Taxicabs Ordinance.pdf

(Postponed from the 8/23/18 regular session) (See PH-2)

### B New Business - Staff:

B-2 [18-1117](#) An Ordinance to Amend the Zoning Map, Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of the City of Ann Arbor, Rezoning of 0.76 Acre from R4C (Multiple Family District) to C2B (Business Service District) WITH CONDITIONS, 151 East Hoover (including 200 E. Davis Ave., 202 E. Davis Ave., 204 E. Davis Ave, 913 Brown St., 915 Brown St., 917 Brown St., 919 Brown St.) (CPC Recommendation: Approval - 6 Years and 0 Nays) (Ordinance No. ORD-18-25)

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

**Attachments:** 151 E Hoover Zoning Ordinance for Council.pdf, Updated Staff Report after June 19 2018 CPC Action w attachments.pdf, Hoover Conditional Zoning Statement.pdf, 141 E. Hoover Objection Letter from Elaine Nutt.pdf

(See PH-3) (Revised 9/17/18)

- B-3**     [18-1208](#)     An Ordinance to Amend Sections 2:41.2a Through 2:41.2f, 2:43.1, 2:43.4, 2:44.2, 2:44.4, 2:45.2, 2:45.5, 2:47.2, 2:49.3, 2:49.5 Through 2:49.8, and 2:50.2 of Chapter 28 (Sanitary Sewer) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-18-26)

(WWTP - Craig Hupy, Public Services Administrator)

**Attachments:** Sewer Use Ord 2016 amendments (003).pdf

(See PH-4)

- B-4**     [18-1277](#)     An Ordinance to Amend Section 9:106. - Periodic Fire Safety Inspections Required of Chapter 111 of Title IX of the Ann Arbor City Code (Ordinance No. ORD-18-27)

(Fire Services - Mike Kennedy, Fire Chief)

**Attachments:** Ordinance to Amend Chapter 111.pdf, 18-27 Periodic Fire Safety Inspections Required Ordinance Briefed.pdf

(See PH-5)

## **C     ORDINANCES - FIRST READING**

- C-1**     [18-1536](#)     An Ordinance to Amend Section 2:42.3 of Chapter 28 (Building Sewers for Accessory Dwelling Units) of Title II of the Code of the City of Ann Arbor

(City Attorney Services)

**Sponsors:** Warpehoski

**Attachments:** Final Ordinance re\_ ADUs and Sewers, Final Ordinance re\_ ADUs and Sewers

## **D     MOTIONS AND RESOLUTIONS**

### **DC     New Business - Council:**

- DC-1**     [18-1493](#)     Resolution to Appoint Debra Poster to the Commission on Disability Issues **(7 Votes Required)**

(Mayor's Office)

- DC-2**     [18-1579](#)     Resolution of Support for Michigan Alternative Energy Systems Tax Treatment (House Bill Nos. 5143 and 5680)

(City Council)

**Sponsors:** Eaton



- DC-3 [18-1614](#) Resolution to Approve the Workforce Housing Covenant for the Collective on Fifth Development at 319 S. Fifth

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

**Sponsors:** Taylor

**Attachments:** Workforce Housing Covenant.pdf

(Added 9/14/18)

- DC-4 [18-1615](#) Resolution to Approve the Parking Agreement for the Collective on Fifth Development at 319 S. Fifth

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

**Sponsors:** Taylor

**Attachments:** Collective on Fifth Parking Agreement.pdf

(Added 9/14/18)

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

- DB-1 [18-0807](#) Resolution to Approve the Cottages at Barton Green Site Plan, Wetland Use Permit, and Development Agreement, West Side of Pontiac Trail, South of Dhu Varren Road (CPC Recommendation: Approval - 2 Yeas and 7 Nays)

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

**Attachments:** Barton Green Staff Report w Attachments.pdf, Cottages at Barton Green Staff Report with Attachments3-6-2018.pdf, Cottages at Barton Green Staff Report with Live Links.pdf, The Cottages Barton Green Staff Report w Live Linksxx.pdf, Cottages Development Agreement.pdf, Letter from Tim Stoepker 6-1-18 - Barton Green.pdf, Minutes of the April 17, 2018 Planning Commission Meeting .pdf, Minutes of the March 6, 2018 Planning Commission Meeting .pdf, Minutes of the May 1, 2018 Planning Commission Meeting .pdf, Minutes of the October 17, 2017 Planning Commission Meeting .pdf, Memo from Developer on Proposed Modifications to Plan, Barton Green Letter.pdf

(See PH-1) (Revised 9/17/18)

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

- DB-2 [18-0903](#) Resolution to Approve the 151 East Hoover Site Plan and Development Agreement on a Site Bounded by Brown Street, East Hoover Street, Greene Street, and East Davis Avenue (CPC Recommendation: Approval - 6 Yeas and 0 Nay)

(Community Services - Derek Delacourt, Community Services)

**Attachments:** Updated Staff Report after June 19 2018 CPC Action w attachments.pdf

(See PH-3)

**DS New Business - Staff:**

- DS-1 [18-1524](#) Resolution Establishing Ann Arbor Commercial Rehabilitation District No. 2018-001 - Kensington Hotel  
(Financial and Administrative Services - Tom Crawford, CFO)  
**Attachments:** DRAFT-KensingtonHotel-Application.pdf, DRAFT-Kensington Hotel Application Narrative.pdf  
(See PH-6)

**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 [18-1494](#) LDFA Board Member Laura Hayden Resignation  
(Financial and Administrative Services - Tom Crawford, CFO)  
**Attachments:** LDFA Letter of Resignation.pdf
- F-2 [18-1565](#) Communications from the State of Michigan regarding Approval of the Proposed Charter Amendment to Section 8.9 of the Ann Arbor City Charter  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** Communications from the State of Michigan regarding Proposed Charter Amenedment Section 8.9 of the City Charter.pdf
- F-3 [18-1566](#) Resignation from the Ann Arbor Public Art Commission by Patti Smith  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** Patti Smith AAPAC Resignation.pdf
- F-4 [18-1541](#) Resignation from the Commission on Disability Issues and the Zoning Board of Appeals by Councilmember Westphal  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** Westphal - Zoning Board of Appeals Resignation.pdf, Westphal - Commission on Disability Issues Resignation.pdf

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

- G-1 [18-1434](#) Zoning Board of Appeals Meeting Minutes of July 25, 2018  
(Zoning Borad of Appeals)  
**Attachments:** 7-25-2018 ZBA Minutes.pdf

**G-2**    [18-1499](#)    Insurance Board Meeting Minutes - August 23, 2018

(Financial and Administrative Services - Tom Crawford, CFO)

Attachments:    Insurance Board Minutes 082318.pdf, Insurance Board Loss Run August 2018.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, SEPTEMBER 17, 2018 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, SEPTEMBER 19, 2018 @ 8:00 A.M. AND FRIDAY, SEPTEMBER 21 @ 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.**

