

# City of Ann Arbor

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



## Action Minutes

Thursday, July 7, 2016

7:00 PM

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

**City Council**

**City Council will meet in caucus the Sunday prior to each regular session at 3:30 p.m. in Council Chambers.**

**CALL TO ORDER**

*Mayor Taylor called the meeting 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:** 11 - Councilmember Sabra Briere, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Graydon Krapohl, Councilmember Kirk Westphal, Councilmember Zachary Ackerman and Councilmember Chip Smith

**APPROVAL OF AGENDA**

**A motion was made by Councilmember Ackerman, seconded by Councilmember Smith, that the Agenda be approved with the following changes:**

**CA-14 Resolution to Correct the Street Closure for the Townie Street Party on July 17-20, 2016 from North University to Washington Street.**

**On a voice vote, the Mayor declared the motion carried.**

**AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

City Administrator Howard Lazarus thanked the community and City staff for the warm welcome, stating he is looking forward to getting to know the City.

Mr. Lazarus reported on the following items:

#### *Termination of ReCommunity Contract*

Today the City terminated the contract with ReCommunity, the operator of the City's Material Recovery Facility and Transfer Station. The termination is effective Monday July 11, 2016. The City's decision to terminate this contract was based on ongoing and repeated safety deficiencies in ReCommunity's operations of the facilities, including several fires since the beginning of the year and operating practices that jeopardized employee safety.

Effective Monday, July 11, the City will implement temporary procedures to continue the collection of trash and recyclables. It's expected that these temporary procedures will be in place for approximately one month. During this time, collection of trash and recyclables will continue to occur on their normally scheduled days of the week. However, service may occur at a different time of the day than has been the practice.

In the meantime, an interim operator will be identified to restore operations.

If residents have questions or believe their pickup has been missed, please contact the customer service department at 794-6000 or utilize A2FixIt.

The City thanks residents and businesses in advance for their understanding of this decision and their patience as the City works through this transition.

#### *Argo Cascades*

The City has temporarily ceased river trips due to continuing drops in the water level. One stop log has been put in place to reduce the flow to the Argo Cascades, and another will be placed at the entrance to the Cascades tomorrow if no rain is received this evening. If that happens, we will most likely need to block the entrance to the Cascades due to the drop these actions will create, however tube users will be able to access the Cascades after the first drop. If it does not rain, we may need to put a stop plate in and close the Cascades on Monday. The City will continue to keep the public informed as to the status of the Cascades as restrictions are put in place.

**AC-1 16-0995**

Agenda Response Memo - July 7, 2016

Attachments: Agenda Responses 7-7-16 Final

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

Received and Filed

**INT INTRODUCTIONS**

**INT-1 16-0971 Proclamation for July 2016 Volunteer of the Month -Tom Hickey**

*Mayor Taylor presented Tom Hickey with a proclamation honoring him as the volunteer of the month for July 2016 for his work on the Mayor's Green Fair. A copy of the proclamation is on file in the City Clerk's Office.*

Received and Filed

**PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)**

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

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

**1. Nancy Schewe - Election Reform Proposals (DC-3 & DC-4)**

*Nancy Schewe, President of the Ann Arbor League of Women Voters, spoke in support of two local election reform items, DC-3 and DC-4. Ms. Schewe expressed support for non-partisan elections and an increase from two-year to four-year terms for Mayor and Council.*

**2. Jerry Partovich - ADU Ordinance (C-2)**

*Jerry Partovich, 1515 Ridge Road, Superior Township, spoke in support for the proposed Accessory Dwelling Unit Ordinance, stating it is mutually beneficial for neighborhoods and those in need of affordable housing.*

**3. Frank Simmons - ADU Ordinance (C-2)**

*Frank Simmons, 41 Carrot Way, spoke in support of the proposed Accessory Dwelling Unit Ordinance.*

**4. Fred J. Beal - Introduction of Kingsley Condos (C-1)**

*Fred Beal, 2008 Martin, spoke about an upcoming development project and the ordinance to rezone Kingsley Condos (C-1).*

**5. John Finn - Residential Parking at Argo Cascades**

*John Finn, 1119 Wright, spoke in support of CA-13, for a residential parking permit program in the neighborhoods surrounding the Argo Cascades. Mr. Finn stated without a parking program, neighborhood streets are overwhelmed by traffic due to the popularity of the Cascades.*

**6. Blaine Coleman - Boycott Israel**

*Blaine Coleman, Ann Arbor resident, urged Council to boycott Israel.*

**7. Mozghan Savabiessahani - Boycott Israel**

*Mozghan Savabiessahani, City resident, spoke about Israel and encouraged a boycott.*

**8. Lorraine Shapiro - New City Staff**

*Lorraine Shapiro, 1484 Green, welcomed the new City Administrator, Mr. Howard Lazarus. She stated she was pleased to see that Mr. Lazarus has spoken about working with all community groups and she hopes to meet with him soon regarding FAAWN and protecting wildlife.*

**9. Kathy Griswold - Violation of Federal Law**

*Kathy Griswold, City resident, welcomed the new City Administrator, Mr. Lazarus, and stated she is very happy to see that the City has hired a professional engineer. She thanked Mr. Lazarus for mentioning A2FixIt in his first remarks at City Council. Ms. Griswold also addressed concerns regarding the City's pedestrian signage and compliance with the Uniform Traffic Control Devices manual.*

**CC COMMUNICATIONS FROM COUNCIL**

**COUNCILMEMBER KAILASAPATHY**

*Councilmember Kailasapathy updated Council and the public on an upcoming meeting regarding the Nixon Road construction plans. The meeting is scheduled for Wednesday, July 13 from 6-8 p.m. at Clague Middle School.*

*Councilmember Kailasapathy suggested that residents hold back their recycling containers if they are able to store the materials for another week. She suggested if residents can wait until the City has a plan in place, this would help prevent recyclables from ending up in the landfill.*

*Councilmember Kailasapathy thanked the Wright and Kellogg Street neighbors for working together to find a solution so quickly regarding the Argo Cascades parking and a proposal for a residential parking permit program.*

**COUNCILMEMBER ACKERMAN**

*Councilmember Ackerman concurred with Councilmember Kailasapathy and thanked the neighborhoods for their work to implement the residential parking near Argo Cascades.*

*Councilmember Ackerman stated he will be joining State Representative Jeff Irwin on Friday, July 8 at 5:30 p.m. to conduct an Argo Clean-up. He encouraged anyone who was interested in participating to join them.*

**COUNCILMEMBER BRIERE**

*Councilmember Briere spoke about 911 texting, stating she has received inquiries from residents. Councilmember Briere stated the County dispatch does not currently support this technology, but is recognizing the need in the future.*

**COUNCILMEMBER SMITH**

*Councilmember Smith stated Vet's Pool is finally open to the public. He thanked staff for their hard work getting the pool back in service and operational in time to celebrate the July 4th holiday, including interim Parks Manager Josh Landefeld.*

**COUNCILMEMBER WARPEHOSKI**

*Councilmember Warpehoski thanked staff as well for the work getting Vet's Pool open for the season. He stated he has learned that over the next five years, the pools and ice rinks will need \$5,000,000 in repairs and work and stated Council needs to start preparing for these capital improvements.*

*Councilmember Warpehoski spoke about some recent power outages in the Wines neighborhood. He stated DTE is looking for answers.*

*Councilmember Warpehoski spoke about race relations and the Ann Arbor Police Department. He noted that he recently participated in a ride along program with the AAPD and Chief Baird has offered this program to members of the public.*

*Councilmember Warpehoski stated he has been approached by several citizens and members of the Taxicab Board regarding a possible Transportation Commission. Councilmember Warpehoski suggested that perhaps Council vet issues in advance of their priority setting meeting so additional projects could be presented and considered.*

#### COUNCILMEMBER WESTPHAL

*Councilmember Westphal reminded the public that Huron River Day is this Sunday, July 10 from 2-4pm with \$5 canoe and kayak rentals.*

#### COUNCILMEMBER GRAND

*Councilmember Grand stated she is planning to bring to the July 18 meeting a first reading of a Tobacco 21 ordinance. She stated she is working with the City Attorney's Office and plans to include FAQs with the draft ordinance.*

### **MC COMMUNICATIONS FROM THE MAYOR**

*Mayor Taylor thanked interim City Administrator Tom Crawford for his service to the City and welcomed the new City Administrator Howard Lazarus.*

#### **MC-1 16-0985 7/7/16 Appointments - Nominations**

**Attachments:** Julie Weatherbee App. 2016.pdf

Mayor Taylor presented the following nomination to City Council for approval at a later date:

City Planning Commission

Julie Weatherbee-Filling partial term

837 S. Main St.

Ann Arbor, MI 48104

Term: July 1, 2016-June 30, 2019

Filling vacancy of Jeremy Peters

**Referred to the City Council due back on 7/18/2016**

## CA CONSENT AGENDA

### Passed on consent agenda

**A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.**

- CA-1 16-0951** Resolution to Approve Street Closings for the UA Block Party and Plumbers & Pipefitters 5K - Monday, August 15, 2016  
**Attachments:** UA Block Party Map, UA Plumbers and Pipe Fitters 5K Map
- Enactment No: R-16-262
- CA-2 16-0961** Resolution to Approve Street Closings for ICC Championship Street Festival on Friday, July 29, 2016 from 6:00 AM to 2:00 AM on Saturday, July 30, 2016  
**Attachments:** ICC Street Festival
- Enactment No: R-16-263
- CA-3 16-0948** Resolution to Accept an Easement for Water Main and Sanitary Sewer at Georgetown Condominium (2736-2862 Page Avenue) from Georgetown of Ann Arbor Condominium Association (**8 Votes Required**)  
**Attachments:** Drawing-Georgetown Condominium Utility Easement
- Enactment No: R-16-264



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- CA-4 16-0913** Resolution to Accept a Water Main Easement at 3621 Plymouth Road from RRI I LLC **(8 Votes Required)**  
Attachments: Drawing-3621 Plymouth Water Main Easement.pdf  
  
Enactment No: R-16-265
- CA-5 16-0912** Resolution to Release an Access Easement Recorded at Liber 4777, Page 257 of Deeds, Washtenaw County Records and Accept in its Place a Sidewalk Easement at 2900-2910 Jackson Avenue from United Condominium Development Association, Inc. **(8 Votes Required)**  
Attachments: Drawing- Sidewalk easement 2900-2910 Jackson Ave.  
  
Enactment No: R-16-266
- CA-6 16-0818** Resolution to Award a Contract to PROCARE Tree Service LLC for Tree Pruning along City Street Rights-of-Way (\$46,050.00)  
Attachments: ITB\_4445\_Document.pdf, ITB\_4445\_Addendum1.pdf, BidTab\_ITB4445.pdf, CHOPServiceAgreement.pdf  
  
Enactment No: R-16-267
- CA-7 16-0939** ~~Resolution to Request an Appropriation from the Solid Waste Fund-Unobligated Fund Balance and Approve a Professional Services Agreement with Proficient Training & Consulting, L.L.C. for On site Safety Compliance Inspection Services up to \$70,000.00 **(8 Votes Required)**~~ **(Deleted from Agenda)**  
Attachments: Proficient Trng Consulting LLC.pdf
- CA-8 16-0825** Resolution to Approve Change Order #1 to the Construction Contract with Bailey Excavating, Inc. for Water Main Extension on South Division Street (\$395,507.00)  
Attachments: Water Main Quotes Summary, Change Order.pdf  
  
Enactment No: R-16-268
- CA-9 16-0903** Resolution to Approve a Service Contract with Dawn, Inc., d/b/a Dawn Farm, to Provide Drug Abuse Counseling and Rehabilitative Services to Sobriety Court and Mental Health Court Participants (\$118,260.00)  
Attachments: Dawn Inc Contract

Enactment No: R-16-269

**CA-10 16-0928** Resolution to Approve Bylaws of the Ann Arbor Human Rights Commission

Attachments: HRC Amended Bylaws 6-8-16.pdf

Enactment No: R-16-270

**CA-11 16-0944** Resolution to Approve Bylaws of the Ann Arbor Housing Board of Appeals

Attachments: HBA Bylaws 6-14-16, HBA Minutes 6/14/16

Enactment No: R-16-271

**CA-12 16-0953** Resolution to Ratify, Appropriate Funds and Reimburse Resource Recovery Systems, Inc. for the City's Share of the Emergency Replacement of the City-Owned Material Recovery Facility's Baler (\$116,507.00) **(8 Votes Required)**

Attachments: FW Baler.htm

Enactment No: R-16-272

**CA-13 16-0958** Resolution to Approve a Residential Parking District in the Northside Neighborhood and Appropriate General Fund Unobligated Fund Balance (\$6,000.00) **(8 Votes Required)**

Attachments: rpp parkingcriteria, Proposed Northside Parking RPP Map, Wright Kellogg RPP

Enactment No: R-16-273

**CA-14 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

Sponsors: Smith

Attachments: Townie Street Party Map

Enactment No: R-16-274

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

- PH-1 16-0853** An Ordinance to Amend Sections 7:402, 7:405, 7:406 and 7:407 of Chapter 93, Alarm Systems, of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-16-14)
- Sponsors:** Ackerman
- Attachments:** 16-14 Chapter 93 Amendment to Alarm Systems Ordinance Briefed and Approved.pdf, 16-14 Chapter 93 Amendment Alarm Financial Hardship Waiver\_2 Briefed.pdf, Chapter 93 Amendment Alarm Financial Hardship Waiver\_2.pdf
- A public hearing was conducted on the proposed Ordinance to Amend Sections 7:402, 7:405, 7:406 and 7:407 of Chapter 93, Alarm Systems, of Title VII of the Code of the City of Ann Arbor. Notice of public hearing was published June 30, 2016.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**
- Enactment No: ORD-16-14
- PH-2 16-0890** An Ordinance to Amend Sections 2:42.5 and 2:42.6 of Chapter 28 (Sanitary Sewer) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-16-13)
- Sponsors:** Taylor
- Attachments:** 16-13 dom ordinance 6-10-16 Briefed and Approved.pdf, 16-13 dom ordinance 6-10-16 Briefed.pdf, dom ordinance 6-10-16.pdf, DM\_Guidelines\_DRAFT 2016 06 14.pdf
- A public hearing was conducted on the proposed Ordinance to Amend Sections 2:42.5 and 2:42.6 of Chapter 28 (Sanitary Sewer) of Title II of the Code of the City of Ann Arbor. Notice of public hearing was published June 30, 2016.*
- An unidentified speaker expressed concerns about the current system forcing residents to subsidize developers.*
- There being no further comment, the Mayor declared the hearing closed.*
- Held and Closed**
- Enactment No: ORD-16-13
- PH-3 16-0952** Resolution to Approve Fees for the 2016 Ann Arbor Art Fairs, July 20-25, 2016
- Attachments:** Ann Arbor Art Fair Street Closings Map.pdf, Res Art Fair Date Change Free Parking 050615

*A public hearing was conducted on the proposed Resolution to Approve Fees for the 2016 Ann Arbor Art Fairs, July 20-25, 2016. Notice of public hearing was published June 30, 2016.*

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

**Held and Closed**

Enactment No: R-16-278

**PH-4 16-0947**

**Resolution to Approve Fiscal Year 2017 Fee Adjustment for Public Services Area and to Authorize Amendments to Existing Development Agreements**

*A public hearing was conducted on the proposed Resolution to Approve Fiscal Year 2017 Fee Adjustment for Public Services Area and to Authorize Amendments to Existing Development Agreements. Notice of public hearing was published June 30, 2016.*

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

**Held and Closed**

Enactment No: R-16-279

**PH-5 16-0807**

**Resolution to Approve Residences at 615 South Main Planned Project Site Plan and Development Agreement, at 615 South Main Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)**

**Attachments:** 615 S Main Staff Report with Attachments-May 17 CPC-Final revised, 615 S Main Staff Report with Attachments for 4-5-2016 CPC, 615 S Main CPM report, Design Review Board Report for 615 South Main-DRAFT, 615 S Main Development Agreement FINA.pdf, 4-5-2016 CPC Minutes for 615 S Main Site Plan, 5-17-2016 CPC Minutes for 615 S Main Site Plan

*A public hearing was conducted on the proposed Resolution to Approve Residences at 615 South Main Planned Project Site Plan and Development Agreement, at 615 South Main Street. Notice of public hearing was published June 30, 2016.*

*Brandt Stiles, developer, spoke about the project and was available to answer questions of Council.*

*Lucie Miller, neighbor, spoke in opposition, and urged Council to carefully consider the proposal.*

*There being no further comment, the Mayor declared the hearing continued until July 18.*

**Held and Continued to the City Council due back on 7/18/2016**

**A APPROVAL OF COUNCIL MINUTES**

**A-1 16-0964** Regular Session Meeting Minutes of June 20, 2016

Attachments: 06-20-16 Draft Minutes, Council emails 6-20-2016

**A motion was made by Councilmember Krapohl, seconded by Councilmember Briere, that the Regular Session Meeting Minutes of June 20, 2016 be approved. On a voice vote, the Mayor declared the motion carried.**

**B ORDINANCES - SECOND READING**

**B-1 16-0853** An Ordinance to Amend Sections 7:402, 7:405, 7:406 and 7:407 of Chapter 93, Alarm Systems, of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-16-14)

Sponsors: Ackerman

Attachments: 16-14 Chapter 93 Amendment to Alarm Systems Ordinance Briefed and Approved.pdf, 16-14 Chapter 93 Amendment Alarm Financial Hardship Waiver\_2 Briefed.pdf, Chapter 93 Amendment Alarm Financial Hardship Waiver\_2.pdf

**A motion was made by Councilmember Ackerman, seconded by Councilmember Briere, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-16-14

**B-2 16-0890** An Ordinance to Amend Sections 2:42.5 and 2:42.6 of Chapter 28 (Sanitary Sewer) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-16-13)

Sponsors: Taylor

Attachments: 16-13 dom ordinance 6-10-16 Briefed and Approved.pdf, 16-13 dom ordinance 6-10-16 Briefed.pdf, dom ordinance 6-10-16.pdf, DM\_Guidelines\_DRAFT 2016 06 14.pdf

**A motion was made by Councilmember Eaton, seconded by Councilmember Lumm, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-16-13

**C ORDINANCES - FIRST READING**

**C New Business - Staff:**

- C-1 16-0829** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.0 Acres from M1 (Limited Industrial District) to R4D With Conditions (Multiple-Family Dwelling District with Conditions), Kingsley Condominiums Conditional Rezoning, 221 Felch Street and 214 West Kingsley Street (CPC Recommendation: Denial - 5 Yeas and 3 Nays) (Ordinance No. ORD-16-15)

**Attachments:** 16-15 Kingsley Condominiums Rezoning Ordinance Briefed.pdf, Ordinance (Kingsley Condominiums, 221 Felch).pdf, Conditional Zoning Statement of Conditions (Draft 5-26-16).pdf, May 4, 2016 Draft Development Agreement.pdf, May 17, 2016 Planning Staff Report, 3-1-2016 CPC Minutes for Kingsley Condos-221 Felch Site Plan, 4-5-2016 CPC Minutes for Kingsley Condos-221 Felch Site Plan, 5-17-2016 CPC Minutes for Kingsley Condos-221 Felch Site Plan

**A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Ordinance be approved on First Reading to the City Council, due back on 8/4/2016. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 9 - Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 2 - Councilmember Kailasapathy and Councilmember Eaton

Enactment No: ORD-16-15

- C-2 16-0831** An Ordinance to Amend Section 5:1(1), 5:10.2, 5:10.4, 5:10.5 and 5:10.10 of Chapter 55 (Zoning Ordinance) of Title V of the Code of the City of Ann Arbor (Accessory Dwelling Units) (Ordinance No. ORD-16-16)

**Attachments:** 16-16 ADU Ordinance - As Amended at First Reading 070716 Briefed.pdf, ADU Ordinance - As Amended at First Reading 070716, ADU Ordinance - 7-7-16 Council.pdf, ADU Staff Report with Attachments-4-19-2016, City council ADU 1st reading memo 6-30 edits FINAL.pdf

*Councilmember Briere moved the following amendments, supported by Councilmember Ackerman. The amendments were considered friendly.*

*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.*

**A motion was made by Councilmember Briere, seconded by Councilmember Ackerman, that the Ordinance be approved on First Reading to the City Council, due back on 8/4/2016. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 9 - Councilmember Briere, Councilmember Kailasapathy, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 2 - Councilmember Lumm and Councilmember Eaton

Enactment No: ORD-16-16

## **D MOTIONS AND RESOLUTIONS**

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

**DC-1 16-0978** Resolution to Amend 2016 Council Calendar

**Sponsors:** Taylor

**Attachments:** Resolution to Amend 2016 Council Calendar

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

Enactment No: R-16-275

**DC-2 16-0982**

Resolution to Re-Appoint Benjamin Muth and Alison Skinner to the Environmental Commission

**Sponsors:** Briere and Smith

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

Enactment No: R-16-276

## RECESS

*Mayor Taylor declared a recess at 8:58 p.m. and reconvened the meeting at 9:12 p.m.*

**DC-3 16-0983**

Resolution to Order Election, Approve Charter Amendment of the Ann Arbor City Charter Sections to Establish Non-Partisan Nomination And Election For The Offices of Mayor and Council And Determine Ballot Language for this Amendment (**7 Votes Required**)

**Sponsors:** Westphal, Warpehoski and Lumm

**A motion was made by Councilmember Westphal, seconded by Councilmember Lumm, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**

**Yeas:** 4 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Westphal

**Nays:** 7 - Councilmember Briere, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Ackerman and Councilmember Smith

Enactment No:

**DC-4 16-0984**

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**)

**Sponsors:** Westphal, Warpehoski and Grand

**Attachments:** Clerks office analysis of even and odd year election turnout, Councilmember Election History 1998-2014



*Councilmember Warpehoski moved a substitute resolution to address necessary changes due to the defeat of DC-3 (non-partisan) elections. The motion was supported by Councilmember Briere and considered friendly by the Body.*

**A motion was made by Councilmember Westphal, seconded by Councilmember Warpehoski, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

**Yeas:** 7 - Councilmember Briere, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 4 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Eaton and Councilmember Krapohl

Enactment No: R-16-277

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

**DB-1 16-0807** Resolution to Approve Residences at 615 South Main Planned Project Site Plan and Development Agreement, at 615 South Main Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

**Attachments:** 615 S Main Staff Report with Attachments-May 17 CPC-Final revised, 615 S Main Staff Report with Attachments for 4-5-2016 CPC, 615 S Main CPM report, Design Review Board Report for 615 South Main-DRAFT, 615 S Main Development Agreement FINA.pdf, 4-5-2016 CPC Minutes for 615 S Main Site Plan, 5-17-2016 CPC Minutes for 615 S Main Site Plan

**A motion was made by Councilmember Smith, supported by Councilmember Eaton, that the Resolution be approved.**

**A motion was made by Councilmember Smith, seconded by Councilmember Eaton, that the Resolution be postponed to the City Council and should be returned by 7/18/2016. On a voice vote, the Mayor declared the motion carried.**

**DS New Business - Staff:**

**DS-1 16-0952** Resolution to Approve Fees for the 2016 Ann Arbor Art Fairs, July 20-25, 2016

**Attachments:** Ann Arbor Art Fair Street Closings Map.pdf, Res Art Fair Date Change Free Parking 050615

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

Enactment No: R-16-278

- DS-2 16-0947** Resolution to Approve Fiscal Year 2017 Fee Adjustment for Public Services Area and to Authorize Amendments to Existing Development Agreements

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

Enactment No: R-16-279

#### **COMMUNICATIONS FROM COUNCIL**

*None.*

#### **E COMMUNICATIONS FROM THE CITY ATTORNEY**

*None.*

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

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

#### **Passed on consent agenda**

**A motion was made by Councilmember Grand, seconded by Councilmember Krapohl, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.**

- F-1 16-0965** Communication from Barton Hills Village regarding Two Public Hearing Notices Scheduled for July 11, 2016 - Planning and Development Services

**Attachments:** Barton Hills Village Public Hearing Notices.pdf

- F-2 16-0976** Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for the Customers of DTE Electric Company in Case No. U-18023 Scheduled for July 12, 2016 - City Attorney, Systems Planning

**Attachments:** State of Michigan DTE Public Hearing Notice.pdf

**F-3**      **16-0979**      Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for the Customers of DTE Electric Company in Case No. U-18111 Scheduled for July 11, 2016 - City Attorney, Systems Planning

**Attachments:**      State of Mich DTE Public Hearing Notice U-18111.pdf

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

**G-1**      **16-0763**      City Planning Commission Minutes of March 15, 2016

**Attachments:**      3-15-2016 CPC Minutes with Live Links.pdf

**G-2**      **16-0811**      Taxicab Board Meeting Minutes of April 28, 2016

**Attachments:**      042816 Taxicab Board minutes

**G-3**      **16-0861**      City Planning Commission Minutes of March 1, 2016

**Attachments:**      3-1-2016 CPC Minutes with Live Links.pdf

**G-4**      **16-0864**      City Planning Commission Minutes of April 5, 2016

**Attachments:**      4-5-2016 CPC Minutes with Live Links.pdf

**G-5**      **16-0865**      City Planning Commission Minutes of May 4, 2016

**Attachments:**      5-4-2016 CPC Minutes with Live Links.pdf

**G-6**      **16-0888**      Human Rights Commission May 11, 2016 Meeting Minutes, including 2015 HRC Annual Report

**Attachments:**      Final May 11 HRC Meeting Minutes

**G-7**      **16-0889**      Ann Arbor Public Art Commission - Meeting Minutes for May 18, 2016

**Attachments:**      AAPAC Meeting Minutes - May 2016.pdf, June 2016 CIP

## Subcommittee Meeting Minutes.pdf

- G-8**      **16-0899**      Ann Arbor Housing Commission Board Meeting Minutes of May 26, 2016
- Attachments:**      Minutes May 26, 2016.pdf
- G-9**      **16-0907**      Ann Arbor Commission on Disability Issues, May 18, 2016, Meeting Minutes
- Attachments:**      Approved Final May 18 Minutes
- G-10**      **16-0931**      Employees' Retirement System Board Meeting Minutes of May 19, 2016
- Attachments:**      Retirement Board Mtg May 2016
- G-11**      **16-0932**      Retiree Health Care Benefit Plan & Trust (VEBA) Board Meeting Minutes of May 19, 2016
- Attachments:**      B VEBA Bd May 2016
- G-12**      **16-0940**      Council Rules Committee Meeting Minutes of March 17 and May 12, 2016
- Attachments:**      Council Rules Committee Minutes - 3-17-16.pdf, Council Rules Committee Minutes - 5-12-16.pdf
- G-13**      **16-0966**      Council Administration Committee Meeting Minutes of May 16, 2016
- Attachments:**      Council Admin Committee Minutes 5-16-16.pdf

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

*Dwight Smith, City resident, spoke in favor of non-partisan City elections, stating many people cannot run for partisan offices due to their employment, such as federal government employees. He said moving to a non-partisan system would allow for more participation.*

*Jim Mogensen, City resident, spoke about the proposed Accessory Dwelling Unit ordinance.*

*Ron Sterns, Maintenance Director for ReCommunity, spoke about the City's decision to terminate their contract. He stated his company's counsel was considering additional legal action.*

*Ed Vielmetti, 4th Ward resident, thanked Council for postponing any action on the South Main Street Brownfield plan. He stated it has been difficult to locate information regarding this plan and he appreciates the additional time.*

**CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).**

*None.*

#### **ADJOURNMENT**

**A motion was made by Councilmember Grand, seconded by Councilmember Briere, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:37 p.m.**

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

**LIVE: THURSDAY, JULY 7, 2016 @ 7:00 P.M.**

**REPLAYS: FRIDAY, JULY 8, 2016 @ 8:00 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

CTN's Government Channel live televised public meetings are also available to watch live online from CTN's website, [www.a2gov.org/watchctn](http://www.a2gov.org/watchctn).

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- **Video on Demand:** Replay public meetings at your convenience online at <http://a2govtv.pegcentral.com/>
- **Cable:** Watch CTN Government Channel public meeting programming via Comcast Cable channel 16.

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.