

# City of Ann Arbor

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



## Action Minutes

Monday, June 4, 2018

7:00 PM

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

**City Council**

**CALL TO ORDER**

*Mayor Taylor called the meeting of the Ann Arbor City Council to order at 7:07 p.m. in the Guy C. Larcum, 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 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, Councilmember Chip Smith and Councilmember Anne Bannister

**APPROVAL OF AGENDA**

**A motion was made by Councilmember Krapohl, seconded by Councilmember Westphal, 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 Howard S. Lazarus presented the following written reports for information of Council and reported on the following:*

*The Changing Driver Behavior Study has resumed.*

*Mr. Lazarus thanked the City's Parks staff for their work opening the pools over Memorial Day weekend, stating over 5000 season passes were sold.*

*The sales agreement with Core Spaces for the Library Lot, 350 S. Fifth Avenue, has been signed.*

*The Police and Fire Departments' Open House is on Saturday, June 9.*

*The Mayor's Green Fair takes place on Main Street, Friday evening, June 8.*

*The Battle of the Badges, the Police/Fire hockey game, is Sunday, June 10 at the Ann Arbor Ice Cube.*

*Mr. Lazarus thanked Officer Sean Stewart of the AAPD for his attendance at tonight's meeting.*

**AC-1**     [18-1001](#)     City Administrator's Report - June 4, 2018

**Attachments:**     180604 City Administrator's Update.pdf

**Received and Filed**

**AC-2**     [18-1002](#)     Agenda Response Memo and eComments - June 4, 2018

**Attachments:**     Agenda Responses 6-4-18.pdf, ecomments\_export.pdf

**Received and Filed**

**INT    INTRODUCTIONS**

**INT-1**     [18-0974](#)     Proclamation for 2018 Gun Violence Awareness Day

**Attachments:**     2018 Gun Violence Awareness Day.pdf

*Mayor Taylor read a proclamation declaring June 1, 2018 as Gun Awareness Day in the City of Ann Arbor. A copy of the proclamation is on file in the City Clerk's Office.*

**Received and Filed**

**INT-2**     [18-0979](#)     Proclamation Honoring Jim Kosteva on His Retirement from U-M

**Attachments:**     Jim Kosteva retirement 2018.pdf

*Mayor Taylor read a proclamation honoring Jim Kosteva on his retirement from the University of Michigan, as the University's liaison to the City. A copy of the proclamation is on file in the City Clerk's Office.*

**Received and Filed**

**INT-3**     [18-0950](#)     Presentation of the Ray Detter Award

*Mayor Taylor and Eileen Tyler, local resident, announced the recipients for this year's Ray Detter Awards.*

**Received and Filed**

**INT-4**     [18-0812](#)     Annual Historic District Commission Awards

*Susan Wineberg, Historic District Commission member, presented this year's Historic Preservation awards. Ms. Wineberg thanked Jill Thacher, City Planner, for her work on the presentation.*

*Russ Collins, Executive Director of the Michigan Theater Foundation, was named Preservationist of the Year for his work on the preservation of the State Theater.*

*A copy of the presentation 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. Blaine Coleman - Boycott Israel**

*Blaine Coleman, PO Box 7030, demanded a boycott against Israel due to that nation's crimes against Palestinians.*

**2. Mozhgan Savabieasfahani - Boycott Israel**

*Mozhgan Savabieasfahani, PO Box 7030, urged City Council to boycott Israel and to hold a public hearing on the subject. She asked how the Council could stand against gun violence, but not stand with Palestine against the violence by Israel.*

**3. Alan Haber - Library Lot Petition**

*Alan Haber, 531 Third Street, spoke about the Library Lot and the successful citizen-initiated petitions for a Center of the City ballot question. He questioned why the City continues to try to sell the property despite the certification of the petitions.*

**4. David Hall - Permaculture**

*David Hall, 424 Little Lake #615, spoke about permaculture, an emerging design science. He asked if the City was applying any design principles of permaculture in their planning practices. He stated a presentation is taking place on June 30 to further promote this new concept.*

**CC COMMUNICATIONS FROM COUNCIL**

**COUNCILMEMBER SMITH**

*Councilmember Smith introduced two resolutions to appoint and reappoint members to the Environmental Commission, for final approval on June 18.*

*Councilmember Smith stated he would also be bringing forward a resolution at the next meeting to address the opioid class action lawsuit, stating he is working with the City Attorney on this issue.*

**COUNCILMEMBER LUMM**

*Councilmember Lumm stated there will be a public meeting regarding the Nixon Corridor improvement project on Thursday June 7, from 6:30-8:30 p.m. at Clague Middle School in order to collect public feedback on the project.*

**COUNCILMEMBER KRAPOHL**

*Councilmember Krapohl reminded Council about the Tech Track event on June 15, including a "Tech Talk" from 9 a.m. -12 p.m. and Tech Track after. He encouraged all to attend.*

**CC-1**      [18-0988](#)      Resolution to Re-Appoint Christopher Graham and Appoint Dr. John Callewaert to the Environmental Commission

**Sponsors:**      Smith

**Attachments:**      John Callewaert app. 2018 (1).pdf

**Referred to the City Council due back on 6/18/2018**

**CC-2**      [18-0989](#)      Resolution to Reappoint Allison Skinner to the Environmental Commission (**7 Votes Required**)

**Sponsors:**      Smith

**Referred to the City Council due back on 6/18/2018**

**MC      COMMUNICATIONS FROM THE MAYOR**

**MC-1**      [18-0935](#)      Appointments - Confirmations

*APPOINTMENTS APPROVED*

*Mayor Taylor requested confirmation of the following appointments that were presented to Council at the May 21, 2018 Regular Session:*

*Downtown Citizen's Advisory Council*

*Carolyn Arcure-Full term*

*111B West Liberty*

*Ann Arbor, MI 48104*

*Term: June 1, 2018 - May 31, 2021*

*Energy Commission*

*Noah Levin-Reappointment*

*836 Sunrise Ct.*

*Ann Arbor, MI 48103*

*Term: June 1, 2018 - May 31, 2021*

*Historic District Commission*

*Evan Hall-Reappointment*

*544 6th Street*

*Ann Arbor, MI 48103*

*Term: June 1, 2018 - May 31, 2021*

*Parks Advisory Commission*

*Mike Appel-Reappointment*

*613 N. Fifth Avenue*

*Ann Arbor, MI 48104*

*Term: June 1, 2018 - May 31, 2021*

*Planning Commission*

*Elizabeth Sauve-Full Term*

*1866 Virnan Kay*

*Ann Arbor, MI 48103*

*Term: July 1, 2018 - June 30, 2021*

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

**Attachments:** Molly McFarland app. & resume 2018.pdf

*Mayor Taylor requested the following resolution be approved in a one-step process (correcting a previous appointment term date):*

*Downtown Development Authority (one step appointment-8 votes required)*

*Molly McFarland - Filling remaining term of Sava Lelcaj-Farah (Resigned)*

*Downtown Business Owner*

*840 Hewett Dr.*

*Ann Arbor, MI 48103*

*Term: Ending May 31, 2020*

**A motion was made by Councilmember Grand, seconded by Councilmember Krapohl, that the Appointment be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**

## 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-17 Resolution to Authorize Contract Amendment Number 5 with Recycle Ann Arbor for Municipal Resource Recovery Services and Appropriate \$65,000.00 from the Solid Waste Fund Balance for Collection Truck Leasing (8 Votes Required)*

*CA-20 Resolution to Update and Adjust Parking Fine Schedule*

### **Passed on consent agenda**

**A motion was made by Councilmember Warpehoski, seconded by Councilmember Krapohl, 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 requirements of CA-3, CA-5, CA-11, and CA-12.**

**CA-1**      [18-0955](#)      Resolution to Approve Street Closings for the 2018 Rolling Sculpture Car Show - Friday, July 13, 2018

**Attachments:**      Rolling Sculpture Car Show Map

Enactment No: R-18-197

- CA-2**     [18-0957](#)     Resolution to Approve Street Closings for the UA Block Party and Plumbers & Pipefitters 5K - Monday, August 13, 2018  
**Attachments:**     UA Block Party Map, UA Plumbers and Pipe Fitters 5K Map, Flyer and Semper Fi  
  
Enactment No: R-18-198
- CA-3**     [18-0789](#)     Resolution to Accept a Fair Food Network Grant for the Ann Arbor Farmers Market for \$40,000.00 and Appropriate Funds (**8 Votes Required**)  
**Attachments:**     DUFBSigned2017-18.pdf, DUFB2018-19\_.pdf  
  
Enactment No: R-18-199
- CA-4**     [18-0934](#)     Resolution to Approve a Memorandum of Understanding with USDA Natural Resources Conservation Service; Approve a Memorandum of Understanding with Local Conservation Partners; and Accept a Grant of up to \$1,040,000.00 (and an Additional \$1,000,000.00 if available) Under a Regional Conservation Partnership Program for the Acquisition of Conservation Easements  
  
Enactment No: R-18-200
- CA-5**     [18-0940](#)     Resolution to Approve Participation Agreement with Legacy Land Conservancy, Salem Township, and Washtenaw County Parks and Recreation and Appropriate \$187,500.00 from the Open Space and Parkland Preservation Millage for Purchase of Fee Title to the Shatter Family Trust Property (**8 Votes Required**)  
**Attachments:**     Shatter Protected Map.pdf, Shatter Aerial Map.pdf  
  
Enactment No: R-18-201
- CA-6**     [18-0572](#)     Resolution to Approve Amendment 1 to the Contract with Fiber Optic Management LLC d/b/a Turnkey Network Solutions for Maintenance of the City's Fiber Optics Network  
**Attachments:**     Turnkey A2 I-NET Maintenance Agreement Amendment 1.pdf, Turnkey I-NET Maintenance Agreement.pdf  
  
Enactment No: R-18-202
- CA-7**     [18-0642](#)     Resolution to Approve Purchase of Citrix Licensing, Support, and



Professional Services from CDW Government LLC (\$72,437.72)

**Attachments:** Citrix NetScaler 5-15-18 Quote.pdf, City of Ann Arbor\_CDW-G\_CSOW27022(Citrix Jumpstart)\_v3.pdf

Enactment No: R-18-203

**CA-8**     [18-0849](#)     Resolution to Approve a Purchase Order to Dell Marketing L.P. for Replacing Server Equipment (\$86,734.50)

**Attachments:** Dell VMware Quote\_US\_PC\_SC\_3000024693034.1\_2018-05-03 (002).pdf

Enactment No: R-18-204

**CA-9**     [18-0742](#)     Resolution to Approve Amendment #2 to the Professional Services Agreement between the City and DiClemente Siegel Design Inc. for Work Related to the Fire Station #1 Generator Replacement Project (\$2,250.00)

**Attachments:** DSD Contract - FS#1 Generator.pdf, DSD Contract Amendment #1.pdf, DSD Contract Amendment #2.pdf

Enactment No: R-18-205

**CA-10**    [18-0743](#)    Resolution to Approve the Purchase of One Etnyre 55-Ton Trailer from AIS Construction Equipment Corp. (MiDeal - \$77,952.60)

**Attachments:** AIS Quote - Lowboy Trailer.pdf, MiDeal Contract - Lowboy Trailer.pdf

Enactment No: R-18-206

**CA-11**    [18-0744](#)    Resolution to Amend the Local Streets Fund FY18 Budget by Appropriating Funds from Fund Balance and to Approve the Purchase of One John Deere Motor Grader with Related Attachments from AIS Construction Equipment Corp. (MiDeal - \$296,428.82) **(8 Votes Required)**

**Attachments:** AIS Quote - Motor Grader.pdf, MiDeal Contract - Motor Grader.pdf

Enactment No: R-18-207

**CA-12**    [18-0797](#)    Resolution to Amend the Local Street Fund FY18 Budget by Appropriating Funds from Fund Balance and to Approve the Purchase of Road Maintenance Equipment from Falcon Road Maintenance Equipment LLC (MiDeal - \$24,172.55 and National Joint Powers

Alliance (NJPA) - \$15,344.00) **(8 Votes Required)**

**Attachments:** NJPA Contract - Tack Tank.pdf, MiDeal Contract - Pothole Patch.pdf, Falcon - Tack Tank & Hot Box.pdf

Enactment No: R-18-208

**CA-13**    [18-0805](#)

Resolution to Approve the Purchase of an Aerial Platform Truck from D & K Truck Company Inc. (MiDeal - \$177,732.00)

**Attachments:** MiDeal Contract - Aerial Platform.pdf, D&K Truck - Aerial Platform.pdf

Enactment No: R-18-209

**CA-14**    [18-0647](#)

Resolution to Approve a General Services Agreement with Kennedy Industries, Inc. for Pump Maintenance and Repair Services (\$225,000.00) (RFP-18-11)

**Attachments:** Kennedy GSA.pdf, FEES\_Kennedy.pdf, PROPOSAL\_Kennedy.pdf, RFP\_18-11\_Document (1).pdf

Enactment No: R-18-210

**CA-15**    [18-0795](#)

Resolution to Approve Purchase of Sodium Hydroxide (Caustic Soda) for Water Treatment from Alexander Chemical Corporation, a Carus Company Bid No. 4538 (estimated \$269,280.00 /year)

**Attachments:** ITB\_4538\_BidTab.pdf, ITB\_4538\_Alexander-Carus.pdf

Enactment No: R-18-211

**CA-16**    [18-0593](#)

Resolution to Approve Bulk Chemical Purchases for Sodium Hypochlorite (Olin Corporation - \$100,500.00/year), Hydrofluosilicic Acid (Mosaic- approximately \$20,000.00/year), Pebble Quicklime (Carmeuse Lime - approximately \$673,500.00/year) and Ferric Chloride (PVS Technologies - approximately \$35,500.00/year) for the Water and Wastewater Treatment Plants (estimated \$748,000.00/year)

**Attachments:** BID TAB 2018 CHEMICAL CONSORTIUM.pdf, Carmeuse Chemical Consortium Bid.pdf, Mosaic Bid for Mid-Michigan Bulk Water Chemicals Consortium 2018.pdf, Olin.pdf, PVS Technologies.pdf

Enactment No: R-18-212

**CA-18**    [18-0936](#)

Resolution to Approve Agreement between the City of Ann Arbor and the Downtown Development Authority for Sidewalk Repairs within the Downtown Development District during FY 2018 through FY 2022

**Attachments:** DDA Agr for Sidewalk Repairs - FY18 - FY22.pdf

Enactment No: R-18-213

**CA-19**    [18-0379](#)    Resolution to Approve a Contract Agreement with the Michigan Department of Transportation for the Scio Church Road Resurfacing Project (\$1,885,608.80)

**Attachments:**    sciocitystate.pdf

Enactment No: R-18-214

**CA-21**    [18-0774](#)    Resolution to Approve a Three Year Contract with Hylant Administrative Services LLC for Property, Casualty and Automotive Third Party Claims Administration Services (\$35,000.00/Year)

**Attachments:**    HAS TPA Services FY19-21.pdf

Enactment No: R-18-215

**CA-22**    [18-0775](#)    Resolution to Approve a One-Year Professional Services Agreement with CompOne Administrators, Inc., for Third Party Administrative Services (\$32,861.00 estimated)

**Attachments:**    CompOne TPA Renewal City of Ann Arbor 7-2018 - revised.pdf

Enactment No: R-18-216

**CA-23**    [18-0643](#)    Resolution to Appoint New Successors and Establish a Line of Succession to the Emergency Management Coordinator for the City of Ann Arbor

**Sponsors:**    Taylor

Enactment No: R-18-217

**CA-17**    [18-0755](#)    Resolution to Authorize Contract Amendment Number 5 with Recycle Ann Arbor for Municipal Resource Recovery Services and Appropriate \$65,000.00 from the Solid Waste Fund Fund Balance for Collection Truck Leasing **(8 Votes Required)**

**Attachments:**    MRR-Revised Amendment Number 5\_Final.pdf

**A motion was made by Councilmember Lumm, seconded by Councilmember**

**Grand, that the Resolution be approved.**

Enactment No: R-18-218

*Councilmember Lumm moved the following amendment, supported by Councilmember Kailasapathy:*

*Amend First RESOLVED as follows:*

*...if [it] CITY COUNCIL elects to do so....*

*[Brackets] indicate deleted language. ALL CAPS indicates new language.*

*The amendment was considered friendly by the Body.*

Enactment No: R-18-218

[18-0755](#)

Resolution to Authorize Contract Amendment Number 5 with Recycle Ann Arbor for Municipal Resource Recovery Services and Appropriate \$65,000.00 from the Solid Waste Fund Fund Balance for Collection Truck Leasing **(8 Votes Required)**

**Attachments:** MRR-Revised Amendment Number 5\_Final.pdf

**The question being, the motion made by Councilmember Lumm, seconded by Councilmember Grand, that the Resolution be approved as amended, on a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**

Enactment No: R-18-218

CA-20 [18-0634](#)

Resolution to Update and Adjust Parking Fine Schedule

**Attachments:** Exp Meter Benchmark Results - 12-13-17.pdf, Parking Fine Analysis 2018.pdf

**A motion was made by Councilmember Lumm, seconded by Councilmember Grand, that the Resolution be approved.**

*Councilmember Lumm requested that staff solicit feedback from all of the downtown merchant associations during the postponement.*

**A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the Resolution be postponed to the City Council and should be returned by 6/18/2018. On a voice vote, the Mayor declared the motion carried.**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

**PH-1**     [18-0446](#)     An Ordinance to Repeal Sections 4:16 through 4:20 and Section 4:30 of Chapter 47 (Streets and Curb Cuts) of Title IV; and Chapter 55 (Zoning), Chapter 56 (Prohibited Land Uses), Chapter 57 (Subdivision and Land Use Control), Chapter 59 (Off-Street Parking), Chapter 60 (Wetlands), Chapter 61 (Signs and Outdoor Advertising), Chapter 62 (Landscaping and Screening), Chapter 63 (Soil Erosion and Sedimentation Control), of Title V; and Chapter 104 (Fences) of Title VIII of the Code of the City of Ann Arbor and to Amend the Code of the City of Ann Arbor with a New Chapter 55 (Unified Development Code) of Title V of Said Code (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-18-08)

**Attachments:**     18-08 Ordinance to Amend Code and Adopt UDC Briefed.pdf, Ordinance to Amend Code and Adopt UDC.pdf, UDC Adoption Ordinance (4-16-18v1).pdf, Diagnosis and Annotated Outline.pdf, February 6, 2018 Planning Staff Report, E Linn commentsZORO Public Hearing June 4 2018.pdf

*A public hearing was conducted on the proposed Ordinance to Repeal Sections 4:16 through 4:20 and Section 4:30 of Chapter 47 (Streets and Curb Cuts) of Title IV; and Chapter 55 (Zoning), Chapter 56 (Prohibited Land Uses), Chapter 57 (Subdivision and Land Use Control), Chapter 59 (Off-Street Parking), Chapter 60 (Wetlands), Chapter 61 (Signs and Outdoor Advertising), Chapter 62 (Landscaping and Screening), Chapter 63 (Soil Erosion and Sedimentation Control), of Title V; and Chapter 104 (Fences) of Title VIII of the Code of the City of Ann Arbor and to Amend the Code of the City of Ann Arbor with a New Chapter 55 (Unified Development Code) of Title V of Said Code. Notice of public hearing was published April 23, 2018.*

*Gwen Nystuen, 1016 Olivia, expressed concern about the draft ordinance, including the fact that the changes cannot easily be tracked, and said she would like to know what the proposed changes to the ordinance might be before next time.*

*Wendy Carman, 2340 Georgetown, member of the City's Natural Features Committee, expressed concern about the changes to the new ordinance and questioned whether any additional mistakes were made that haven't yet been corrected, or if the previous ordinance was crossed-checked with the new ordinance to ensure that errors or omissions weren't made.*

*A resident on Charlton Street expressed concern about the organization of the new proposed Code, noting there is no index. She stated with no index, she believes the UDC will be difficult to use.*

*Edward Vielmetti, 1210 Brooklyn, spoke about the process for the ordinance revisions, and stated there are many opportunities for errors and omissions. He urged Council to postpone action and allow for a further review.*

*Rita Mitchell, 621 Fifth, concurred with previous speakers and stated the community does not understand this ordinance. She urged Council to invite the public to help with the review.*

*With Council's approval, Ms. Nystuen was afforded the opportunity to make a comment after her initial statement/question at the beginning of the hearing: Gwen Nystuen, 1016 Olivia, stated she wanted to see the strike-outs and the proposed new language in the draft and was told that wasn't possible. She said she tried to review the changes herself, but it was not possible. She reviewed the definitions starting with "A." She said there were four 'As" in the old version and now there are 20. She urged Council to really look at the new UDC before approving it.*

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

**Held and Continued to the City Council due back on 6/18/2018**

Enactment No: ORD-18-08

[18-0979](#)

Proclamation Honoring Jim Kosteva on His Retirement from U-M

**Attachments:** Jim Kosteva retirement 2018.pdf

*Seeing Mr. Kosteva in the audience, Mayor Taylor read and presented the Proclamation Honoring Mr. Kosteva on his retirement from the University of Michigan. A copy of the proclamation is on file in the City Clerk's Office.*

**RECESS**

*Mayor Taylor declared a recess at 8:45 p.m. and reconvened the meeting at 8:55 p.m.*

**PH-2**      [18-0450](#)

An Ordinance to Amend Sections 1:4 and 1:17 of Chapter 1 (Adoption, Contents and Interpretation) and Sections 1:191 and 1:239 of Chapter 8 (Organization of Boards and Commissions) of Title I; Section 2:5 of Chapter 26 (Solid Waste Management), Section 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates), and Section 2:211 of Chapter 33 (Stormwater System) of Title II; Section 7:414 of Chapter 94 (Junk Yards) of Title VII; Section 8:509 of Chapter 105 (Housing Code) of Title VIII; Section 9:42 of Chapter 107 (Animals), Section 9:79 of Chapter 109 (Liquor), and Section 9:366 of Chapter 119 (Noise Control) of Title IX; and Section 10:63 of Chapter 126 (Traffic) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-18-09)

**Attachments:** 18-08 Briefed.pdf, UDC Reference Ordinance.pdf, AmendmentSummaryTable.pdf, 18-09 UDC Reference Ordinance Hearing Notice.pdf

*A public hearing was conducted on the proposed An Ordinance to Amend Sections 1:4 and 1:17 of Chapter 1 (Adoption, Contents and Interpretation) and Sections 1:191 and 1:239 of Chapter 8 (Organization of Boards and Commissions) of Title I; Section 2:5 of Chapter 26 (Solid Waste Management), Section 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates), and Section 2:211 of Chapter 33 (Stormwater System) of Title II; Section 7:414 of Chapter 94 (Junk Yards) of Title VII; Section 8:509 of Chapter 105 (Housing Code) of Title VIII; Section 9:42 of Chapter 107 (Animals), Section 9:79 of Chapter 109 (Liquor), and Section 9:366 of Chapter 119 (Noise Control) of Title IX; and Section 10:63 of Chapter 126 (Traffic) of Title X of the Code of the City of Ann Arbor. Notice of public hearing was published April 23, 2018.*

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

**Held and Continued to the City Council due back on 7/16/2018**

Enactment No: ORD-18-09

**PH-3**      [18-0531](#)

An Ordinance to Amend Chapter 55 (Zoning), Rezoning of Approximately 1.8 Acres from P (Parking District) to C2B (Business Service District), Briarwood Mall Parcel 2 Rezoning, 700/720/760 Briarwood Circle (CPC Recommendation: Approval - 7 Yeas and 1 Nays) (Ordinance No.

ORD-18-11)

**Attachments:** 18-11 Briarwood Mall Rezoning Briefed.pdf, Ordinance to Rezone Briarwood Mall Parcel 2.pdf, March 20, 2018 Planning Staff Report

*A public hearing was conducted on the proposed Ordinance to Amend Chapter 55 (Zoning), Rezoning of Approximately 1.8 Acres from P (Parking District) to C2B (Business Service District), Briarwood Mall Parcel 2 Rezoning, located at 700/720/760 Briarwood Circle. Notice of public hearing was published May 17, 2018.*

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

**Held and Closed**

Enactment No: ORD-18-11

**PH-4**      [18-0778](#)

Resolution to Approve 2050 Commerce Drive Site Plan and Development Agreement (CPC Recommendation: Approval - 7 Years and 1 Year)

**Attachments:** 2050 Commerce Drive Development REVISED.pdf, 2050 Commerce Staff Rpt bl.docx, 2050 Commerce Draft Development Agreement.docx, 2050 Commerce Draft Development Agreement 5-1-18.pdf, Public Hearing Notice - All.docx

*A public hearing was conducted on the proposed Resolution to Approve 2050 Commerce Drive Site Plan and Development Agreement. Notice of public hearing was published May 28, 2018.*

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

**Held and Closed**

Enactment No: R-18-220

**PH-5**      [18-0779](#)

Resolution to Approve Game Day Condos Site Plan, 1300 S. Main Street (CPC Recommendation: Approval - 7 Years and 0 Years)

**Attachments:** Game Day Staff Report with Attachments.pdf, Public Hearing Notice - All.docx

*A public hearing was conducted on the proposed Resolution to Approve Game Day Condos Site Plan, located at 1300 S. Main Street. Notice of public hearing was published May 28, 2018.*

*Martin Vloet, 312 Berkley, expressed concern about the size and design of the project, noting that the condos, despite the Main Street address, all face Berkley and enter and exit the property from Berkley.*

*There being no further comment, the Mayor declared the hearing closed.*

**Held and Closed**

Enactment No: R-18-221



**A APPROVAL OF COUNCIL MINUTES**

- A-1**      [18-0985](#)      Work Session Meeting Minutes of May 14 and Regular Session Meeting Minutes of May 21, 2018

**Attachments:**    05-21-18 Draft Minutes.pdf, 05-14-18 Draft Minutes.pdf, Council Emails 5-21-2018.pdf

**A motion was made by Councilmember Westphal, seconded by Councilmember Lumm, that the Minutes of the May 14 Work Session and the Regular Session Meeting Minutes of May 21, 2018 be approved. On a voice vote, the Mayor declared the motion carried.**

**B ORDINANCES - SECOND READING**

- B-1**      [18-0446](#)      An Ordinance to Repeal Sections 4:16 through 4:20 and Section 4:30 of Chapter 47 (Streets and Curb Cuts) of Title IV; and Chapter 55 (Zoning), Chapter 56 (Prohibited Land Uses), Chapter 57 (Subdivision and Land Use Control), Chapter 59 (Off-Street Parking), Chapter 60 (Wetlands), Chapter 61 (Signs and Outdoor Advertising), Chapter 62 (Landscaping and Screening), Chapter 63 (Soil Erosion and Sedimentation Control), of Title V; and Chapter 104 (Fences) of Title VIII of the Code of the City of Ann Arbor and to Amend the Code of the City of Ann Arbor with a New Chapter 55 (Unified Development Code) of Title V of Said Code (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-18-08)

**Attachments:**    18-08 Ordinance to Amend Code and Adopt UDC Briefed.pdf, Ordinance to Amend Code and Adopt UDC.pdf, UDC Adoption Ordinance (4-16-18v1).pdf, Diagnosis and Annotated Outline.pdf, February 6, 2018 Planning Staff Report, E Linn commentsZORO Public Hearing June 4 2018.pdf

**A motion was made by Councilmember Westphal, seconded by Councilmember Ackerman, that the Ordinance be adopted at Second Reading.**

Enactment No: ORD-18-08

*Councilmember Eaton requested that staff return to Council with a complete cross-reference of every section to show the changes from the old to the new Code. (withdrawn)*

**A motion was made by Councilmember Ackerman, seconded by Councilmember Westphal, that the Ordinance be postponed until June 18.**

**Councilmember Eaton moved, seconded by Councilmember Lumm, that the**

**motion to postpone be amended to July 16.**

Enactment No: ORD-18-08

**The question being the motion made by Councilmember Eaton, seconded by Councilmember Lumm, that the Ordinance be amended as follows:**

**Amend Postponement date from June 18 to July 16**

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

**Yeas:** 6 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Krapohl and Councilmember Bannister

**Nays:** 5 - Mayor Taylor, Councilmember Grand, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

Enactment No: ORD-18-08

*Councilmember Ackerman requested a written process for ordinance amendments and corrections once the new UDC is approved.*

**The question being, the motion originally made by Councilmember Ackerman, seconded by Councilmember Westphal, that the Ordinance be postponed at Second Reading to the City Council and should be returned by 7/16/2018. On a voice vote, the Mayor declared the motion carried.**

Enactment No: ORD-18-08

**B-2**      [18-0450](#)

An Ordinance to Amend Sections 1:4 and 1:17 of Chapter 1 (Adoption, Contents and Interpretation) and Sections 1:191 and 1:239 of Chapter 8 (Organization of Boards and Commissions) of Title I; Section 2:5 of Chapter 26 (Solid Waste Management), Section 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates), and Section 2:211 of Chapter 33 (Stormwater System) of Title II; Section 7:414 of Chapter 94 (Junk Yards) of Title VII; Section 8:509 of Chapter 105 (Housing Code) of Title VIII; Section 9:42 of Chapter 107 (Animals), Section 9:79 of Chapter 109 (Liquor), and Section 9:366 of Chapter 119 (Noise Control) of Title IX; and Section 10:63 of Chapter 126 (Traffic) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-18-09)

**Attachments:** 18-08 Briefed.pdf, UDC Reference Ordinance.pdf, AmendmentSummaryTable.pdf, 18-09 UDC Reference Ordinance Hearing Notice.pdf

**A motion was made by Councilmember Ackerman, seconded by Councilmember Westphal, that the Ordinance be approved at Second Reading.**

Enactment No: ORD-18-09

A motion was made by Councilmember Ackerman, seconded by Councilmember Westphal, that the Ordinance be postponed at Second Reading to the City Council and should be returned by 7/16/2018. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-18-09

- B-3**      [18-0531](#)      An Ordinance to Amend Chapter 55 (Zoning), Rezoning of Approximately 1.8 Acres from P (Parking District) to C2B (Business Service District), Briarwood Mall Parcel 2 Rezoning, 700/720/760 Briarwood Circle (CPC Recommendation: Approval - 7 Yeas and 1 Nays) (Ordinance No. ORD-18-11)

**Attachments:**      18-11 Briarwood Mall Rezoning Briefed.pdf, Ordinance to Rezone Briarwood Mall Parcel 2.pdf, March 20, 2018 Planning Staff Report

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

Enactment No: ORD-18-11

**C      ORDINANCES - FIRST READING**

**D      MOTIONS AND RESOLUTIONS**

**DC      New Business - Council:**

- DC-1**      [18-0969](#)      Resolution to Appoint Councilmember Ackerman to the Planning Commission

**Sponsors:**      Warpehoski

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

Enactment No: R-18-219

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

- DB-1**      [18-0778](#)      Resolution to Approve 2050 Commerce Drive Site Plan and Development Agreement (CPC Recommendation: Approval - 7 Yeas

and 1 Nay)

**Attachments:** 2050 Commerce Drive Development REVISED.pdf, 2050 Commerce Staff Rpt bl.docx, 2050 Commerce Draft Development Agreement.docx, 2050 Commerce Draft Development Agreement 5-1-18.pdf, Public Hearing Notice - All.docx

**A motion was made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Resolution be approved.**

Enactment No: R-18-220

*Councilmember Smith proposed the following amendment that was considered friendly by the Body:*

*Revise First RESOLVED Clause:*

*RESOLVED, That City Council approve the Development Agreement, substantially in the form of that attached, dated [May 1, 2018] MAY 31, 2018;*

*[Brackets] indicate deleted language. ALL CAPS indicate new language.*

Enactment No: R-18-220

[18-0778](#)

Resolution to Approve 2050 Commerce Drive Site Plan and Development Agreement (CPC Recommendation: Approval - 7 Yeas and 1 Nay)

**Attachments:** 2050 Commerce Drive Development REVISED.pdf, 2050 Commerce Staff Rpt bl.docx, 2050 Commerce Draft Development Agreement.docx, 2050 Commerce Draft Development Agreement 5-1-18.pdf, Public Hearing Notice - All.docx

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

Enactment No: R-18-220

DB-2

[18-0779](#)

Resolution to Approve Game Day Condos Site Plan, 1300 S. Main Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

**Attachments:** Game Day Staff Report with Attachments.pdf, Public Hearing Notice - All.docx

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

**Yeas:** 8 - Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman and Councilmember Smith

**Nays:** 3 - Councilmember Kailasapathy, Councilmember Eaton and Councilmember Bannister

Enactment No: R-18-221

**DB-3**     [18-0970](#)

Resolution to Temporarily Relocate Precinct 1-4 from the Ann Arbor Community Center, 625 N. Main Street, to Second Baptist Church, 850 Red Oak Drive, for the Statewide Primary Election on Tuesday, August 7, 2018

**Sponsors:**     Election Commission

**Attachments:**     AACC City Clerk polling termination1.pdf, AACC polling agreement.pdf

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

Enactment No: R-18-222

**DS**     **New Business - Staff:**

**DS-1**     [18-0965](#)

Resolution Authorizing Notice and Issuance of General Obligation Bonds - 350 South Fifth Avenue (**6 Votes Roll Call**)

**Attachments:**     Resolution Authorizing General Obligation Bonds Y Lot 6-4-18.pdf, Certified (DS-1) Resolution Authorizing General Obligation Bonds Y Lot 6-4-18.docx

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

**Yeas:** 10 - Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Bannister

**Nays:** 1 - Councilmember Lumm

Enactment No: R-18-223

**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 Krapohl, seconded by Councilmember Warpehoski, that the Clerk's Report of Communications, Petitions and Referrals be approved as presented. On a voice vote, the Mayor declared the motion carried.

- F-1**      [18-0932](#)      Notice of Intent to Take Reservations, Construct Units and Record Master Deed Nine99 - City Attorney, Planning and Development Services
- Attachments:**      Notice of Intent to Take Reservations, Construct Units and Record Master Deed.pdf
- 
- F-2**      [18-0948](#)      Communication Regarding the Appointment of Kyra Sims to the Transportation Commission by the Board of the Ann Arbor Area Transportation Authority
- Attachments:**      AAATA Appointed Kyra Sims to the Transportation Commission.pdf
- 
- F-3**      [18-0966](#)      Communication from the State of Michigan Public Service Commission regarding Public Hearing Notice to Customers of DTE Electric Company in Case No. U-20069, scheduled for June 14, 2018 - City Attorney, Energy (Systems Planning, City Attorney)
- Attachments:**      DTE Communication U-20069.pdf

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

- G-1**      [18-0270](#)      Building Board of Appeals Meeting Minutes of December 19, 2017
- Attachments:**      BBA Meeting Minutes 12-19-17.pdf

- G-2**      [18-0317](#)      Building Board of Appeals Minutes for October 19, 2017  
***Attachments:***      BBA Meeting Minutes 10-19-17.pdf
- G-3**      [18-0597](#)      Historic District Commission Meeting Minutes of February 8, 2018  
***Attachments:***      2-8-2018 HDC Minutes with Live Links.pdf
- G-4**      [18-0598](#)      Historic District Commission Meeting Minutes of March 8, 2018  
***Attachments:***      3-8-2018 HDC Minutes with Live Links.pdf
- G-5**      [18-0633](#)      Zoning Board of Appeals Meeting Minutes of March 28, 2018  
***Attachments:***      Minutes of the 3-28-2018 ZBA Meeting .pdf
- G-6**      [18-0707](#)      Public Market Advisory Commission Meeting Minutes of February 15, 2018  
***Attachments:***      February 15,2018 PMAC Meeting Minutes
- G-7**      [18-0763](#)      City Planning Commission Meeting Minutes of September 19, 2017  
***Attachments:***      9-19-2017 CPC Minutes with Live Links.pdf
- G-8**      [18-0769](#)      City Planning Commission Meeting Minutes of December 19, 2017  
***Attachments:***      12-19-2017 CPC Minutes with Live Links.pdf
- G-9**      [18-0776](#)      Advisory Task Force Regarding The Community Policing Commission Meeting Minutes of April 20, 2018  
***Attachments:***      Task Force 4-20-18 - Final.pdf
- G-10**      [18-0782](#)      Transportation Commission Meeting Minutes 4-18-18  
***Attachments:***      DRAFT\_April Minutes.pdf

- G-11**     [18-0863](#)     Council Liquor License Review Committee Meeting Minutes of February 16, 2018  
**Attachments:**     02-16-18 liquor minutes.pdf
- G-12**     [18-0870](#)     Ann Arbor Area Transportation Authority Meeting Minutes of January and February 2018  
**Attachments:**     AAATA Board Meeting Minutes 01.18.18\_Aproved.pdf, AAATA Board Meeting Minutes 02.15.18\_Aproved.pdf
- G-13**     [18-0905](#)     Cable Communications Commission Meeting Minutes of February 7, 2018  
**Attachments:**     CCCMinutesFeb.72018.pdf
- G-14**     [18-0933](#)     City Planning Commission Meeting Minutes of May 1, 2018  
**Attachments:**     5-1-2018 CPC Minutes with Live Links.pdf
- G-15**     [18-0937](#)     Employees' Retirement System Board Meeting Minutes of April 19, 2018  
**Attachments:**     B April 19, 2018 Minutes.pdf
- G-16**     [18-0938](#)     Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of April 19, 2018  
**Attachments:**     B April 19, 2018 VEBA Minutes.pdf

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

*Edward Vielmetti, Ward 4, expressed concern about the Community Policing Task Force hosting meetings outside of their official capacity with the City, as advertised on the group's unofficial Facebook page.*

*Kathy Griswold, candidate for City Council, expressed concerns about pedestrian safety issues at Huron High.*

**COMMUNICATIONS FROM COUNCIL**



**COUNCILMEMBER ACKERMAN**

*Councilmember Ackerman stated the crosswalk where Justin Tang was hit was recently discussed at the May 9 Transportation Commission meeting. He apologized for the slow process and stated the crosswalk is in the design phase.*

**COUNCILMEMBER KAILASAPATHY**

*Councilmember Kailasapathy responded to the Police Task Force comment made by a public speaker regarding a meeting at Arrowwood. She stated it is not a public meeting, but a listening session. She noted it will not be taped or be on CTN and the goal is to reach out to other members of the community who are not comfortable with the formal meeting process.*

**COUNCILMEMBER LUMM**

*Councilmember Lumm spoke about public input and the notification process that is being used to get residents involved. She stated many residents are not getting the message from the City, but through neighbor notifications such as the social media site, NextDoor.*

**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 Krapohl, seconded by Councilmember Warpehoski, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:06 p.m.**

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

**LIVE: MONDAY, JUNE 4, 2018 @ 7:00 P.M.**

**REPLAYS: WEDNESDAY, JUNE 6, 2018 @ 8:00 A.M. AND FRIDAY, JUNE 8, 2018 @ 8:00 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

CTN's Government Channel live televised public meetings can be viewed in a variety of ways:

Live Web streaming or Video on Demand: <https://a2ctn.viebit.com>

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

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: [cityclerk@a2gov.org](mailto:cityclerk@a2gov.org); or by written request addressed and mailed or delivered to:

City Clerk's Office  
301 E. Huron St.  
Ann Arbor, MI 48104

Requests made with less than two business days' notice may not be able to be accommodated.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's Office.