

City of Ann Arbor

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



Action Minutes

Monday, June 5, 2017

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 7:03 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 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 Jason Frenzel

APPROVAL OF AGENDA

A motion was made by Councilmember Warpehoski, 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 announced that City Clerk Jacqueline Beaudry would be traveling to Albania in late June to observe that country's upcoming Parliamentary election.

Mr. Lazarus also thanked Officer Andy Dattolo of the AAPD for his attendance at tonight's meeting.

AC-1 [17-0904](#) Agenda Response Memo - June 5, 2017

Attachments: Agenda Responses 6-5-17Final.pdf

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

Received and Filed

INT INTRODUCTIONS

- INT-1** [17-0446](#) Presentation of the Ray Detter Award
- Norm Tyler and Ellen Ramsburgh presented the first annual Ray Detter Awards to five high school students from Community High School for their work with the arts.*

Received and Filed

- INT-2** [17-0442](#) Historic District Commission Annual Historic Preservation Awards
- Susan Wineberg, Chair of the HDC Awards Committee, and Mayor Taylor presented the annual historic preservation awards. A complete 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. Nancy Shiffler - Ann Arbor Station Environmental Review (CA-13)

Nancy Shiffler, on behalf of the Sierra Club of Huron Valley, spoke regarding CA-13, an amendment with URS Corporation Great Lakes, Inc. Ms. Shiffler expressed concerns about the presentation of the resolution and some of the missing information. She also stated more time for public comment on this issue is needed. She urged Council to remove this item from the Consent Agenda to allow for a more thorough debate.

2. Kathy Griswold - Pedestrian Safety and Transparency

Kathy Griswold, Ward 2, spoke about safety in the City. She urged the City to address overgrown vegetation as a safety issue and to be proactive.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER EATON

Councilmember Eaton thanked Mayor Taylor for his leadership for speaking on behalf of the City of Ann Arbor in support of the Paris Climate Change Agreement.

Councilmember Eaton urged the City to continue to show leadership in climate change issues, in spite of a lack of direction from Washington.

Councilmember Eaton also announced that a public meeting would be held to discuss the plans for the Scio Church Road improvements. The meeting will be held at the Pittsfield Branch of the Ann Arbor Library on Wednesday, June 14 at 6:30 p.m.

COUNCILMEMBER LUMM

Councilmember Lumm thanked staff for the removal of CA-16 from the agenda, stating there are still a lot of unresolved questions regarding a proposed Fuller Road crosswalk.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman announced an upcoming listening session with Hillard Heintz, the City's Police Department independent auditor. The session will be June 13.

Councilmember Ackerman also announced an upcoming SPARK event, the Tech Trek, a walking tour of new downtown start-up businesses. He stated it is a free event on Friday, June 16 from 3pm to 7pm.

COUNCILMEMBER KAILASAPATHY

Councilmember Kailasapathy stated Toll Brothers is hosting its first quarterly meeting regarding the Nixon Road development. The meeting will be at the Traverwood Library on June 8 from 4:30 to 5:30 p.m. She stated issues such as flooding and traffic would be discussed.

COUNCILMEMBER FRENZEL

Councilmember Frenzel stated the NEW Center is hosting a Solar Power Hour on Tuesday, June 6. Councilmember Frenzel also reminded the public about the upcoming Mayor's Green Fair on Friday.

COUNCILMEMBER GRAND

Councilmember Grand congratulated local students who participated in the recent Science Olympiad. She also addressed comments about items on the Consent Agenda, noting that staff no longer makes the decisions regarding Consent Agenda and Council still has the option to make changes and discuss consent agenda items, as needed.

MC COMMUNICATIONS FROM THE MAYOR

Mayor Taylor spoke about the upcoming Mayor's Green Fair on Friday, June 9 from 6-9 p.m. Mayor Taylor stated the Green Fair is a great opportunity to see what is green in the City. Top of the Park starts that day as well, he stated.

MC-1 [17-0758](#) Appointments - Confirmations*APPOINTMENTS APPROVED*

Mayor Taylor requested confirmation of the following nominations that were presented to Council at the May 15, 2017 regular session of Council:

*Commission on Disability Issues**Sally Hart Petersen -Reappointment*

2976 Hickory Lane

Ann Arbor, MI 48104

Term: June 1, 2017-May 31, 2020

*Local Officers' Compensation Commission**Roger Hewitt*

2057 Pauline Court

Ann Arbor, MI 48103

Term: Ending September 30, 2023

*Parks Advisory Commission**Stephen Borgsdorf -Reappointment*

1028 W. Liberty St.

Ann Arbor, MI 48103

Term: June 1, 2017-May 31, 2020

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.

MC-2 [17-0844](#) Appointments and Nominations June 5, 2017

Attachments: Patti Smith app. 2017

REFERRED

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

Commission on Disability Issues

Patti Smith

2327 Fernwood Avenue

Ann Arbor, MI 48104

Term: Partial Term ending May 31, 2020

Referred to the City Council due back on 6/19/2017

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following Consent Agenda items were removed from the Consent Agenda and placed under New Business - Staff:

(CA-13) Resolution to Approve Amendment No. 2 to the Professional Services Agreement with URS Corporation Great Lakes Inc., (URS) for the Ann Arbor Station Environmental Review (\$137,026.00)

CA CONSENT AGENDA**Passed on consent agenda**

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

CA-1 [17-0744](#) Resolution to Accept a Water Main Easement at Bryant Elementary School, 2150 Santa Rosa Drive, from The Public Schools of the City of Ann Arbor (AAPS) **(8 Votes Required)**

Attachments: Drawing- Bryant water main easement

Enactment No: R-17-179

CA-2 [17-0745](#) Resolution to Accept a Water Main and Storm Sewer Easement at Eberwhite Elementary School, 800 Soule Boulevard, from the Public

Schools of the City of Ann Arbor (AAPS) **(8 Votes Required)**

Attachments: Drawing - Eberwhite storm and water easement

Enactment No: R-17-180

- CA-3** [17-0850](#) Resolution to Approve Closing of Monroe Street between State Street and Oakland Avenue on September 8-10 and 15-17, 2017 from 9:00 AM each Friday until 11:00 AM each Sunday for the Michigan Law School Reunion Tailgates

Attachments: MSTAFF200 Map

Enactment No: R-17-181

- CA-4** [17-0707](#) Resolution to Approve Street Closing July 19-23, 2017, Temporary Outdoors Sales, and Service and Consumption of Alcohol, and Affirm the Standards for Temporary Outdoor Sales on Private Property During the 2017 Ann Arbor Art Fairs (July 20-23, 2017)

Enactment No: R-17-182

- CA-5** [17-0847](#) Resolution to Approve the 2017 Ann Arbor Jaycees Summer Carnival at Pioneer High School - June 19 to June 25, 2017

Attachments: Jaycees Carnival Map.pdf

Enactment No: R-17-183

- CA-6** [17-0010](#) Resolution of Intent to Vacate 24-Foot Wide Right-of-Way at Washtenaw Commons, 3500 Washtenaw **(8 Votes Required)**

Attachments: Pittsfield Alley Vacation Staff Report w Attachment-12-06-16 revised.pdf

Enactment No: R-17-184

- CA-7** [17-0694](#) Resolution to Approve a Contract with Best Asphalt (\$111,884.70) and a Contract with Tennis Courts Unlimited, Inc. (\$25,356.37) to Renovate Tennis and Basketball Courts at Leslie, Sylvan and Creal Parks

Attachments: ITB Construction Leslie and Sylvan Park tennis court renovations

Enactment No: R-17-185

CA-8 [17-0831](#) Resolution to Temporarily Relocate Precinct 1-4 from Community Center, 625 N. Main Street, to Community High School, 401 N. Division, for the City Primary Election on Tuesday, August 8, 2017 and the City General Election on Tuesday, November 7, 2017

Sponsors: Election Commission

Enactment No: R-17-186

CA-9 [17-0643](#) Resolution to Approve the Purchase of an EditShare XStream HT Storage System from AVI Systems (ITB #4490; \$34,119.98)

Attachments: ITB4490_AVI.pdf

Enactment No: R-17-187

CA-10 [17-0837](#) Resolution to Approve the Collective Bargaining Agreement with the Ann Arbor Police Deputy Chiefs Unit, Teamsters Local 214 for the Term of January 1, 2017 - December 31, 2018

Enactment No: R-17-188

CA-11 [17-0838](#) Resolution to Approve the Collective Bargaining Agreement with the Ann Arbor Assistant Fire Chiefs, Teamsters Local 214 for the Term of January 1, 2017 - December 31, 2018

Enactment No: R-17-189

CA-12 [17-0852](#) Resolution to Accept FEMA Pre-Disaster Mitigation Grant and Appropriate Grant Funds for a Project to Update the City of Ann Arbor Multihazard Mitigation Plan **(8 Votes Required)**

Enactment No: R-17-190

CA-14 [17-0526](#) Resolution to Authorize the Purchase of Gasoline and Diesel Fuel for the City's Fleet for 5 years Beginning FY18

Enactment No: R-17-191

CA-15 [17-0516](#) Resolution No. 2 - Miller Maple Sidewalk Project - Sidewalk Special Assessment and to Appropriate Funds (\$50,000.00) **(8 Votes Required)**

Attachments: Miller Maple Sidewalk - Special Assessments, Location Map

Enactment No: R-17-192

- CA-16** [17-0520](#) ~~Resolution No. 1 – Prepare Plans and Specifications on Proposed Fuller Road Sidewalk – Sidewalk Special Assessment Project~~
Attachments: FullerSidewalkGap.pdf

Deleted from Agenda

- CA-17** [17-0674](#) Resolution to Approve Amendment No. 2 to the Professional Services Agreement with OHM Advisors, Inc. for the Sanitary Sewer Improvements Preliminary Engineering Project (\$105,333.00)
Attachments: 4-27-17 Project Area D.PDF, A2 Expansion Area Addendum Letter.pdf

Enactment No: R-17-193

- CA-18** [17-0398](#) Resolution to Approve a Professional Services Agreement with ADS Environmental Services for the Purchase of Sanitary Sewer Flow Meters and Flow Metering Services (\$100,580.00) and Appropriate Funds (\$50,000.00) **(8 Votes Required)**

Enactment No: R-17-194

- CA-19** [17-0650](#) Resolution to Approve Change Order No. 2 with Doan Construction Company (Bid No. 4417) for the 2016 Ramp & Sidewalk Repair Project (\$88,863.56)
Attachments: ITB_4417_Doan Contract.pdf, Change Order #1 Signed.pdf, Change Order #2.pdf

Enactment No: R-17-195

- CA-20** [17-0527](#) Resolution to Approve Ferric Chloride Purchase from PVS Technologies, Inc. for the Wastewater Treatment Plant (\$50,000.00 per year - estimated)
Attachments: BID TAB 2017 CHEMICAL CONSORTIUM, Chemical Consortium 2017 Bid Docs, PVS Technologies, Inc Chemical Consortium Bid

Enactment No: R-17-196

- CA-21** [17-0700](#) Resolution to Approve Amendment No. 1 to the Contract with ARCADIS of Michigan, Inc. (ARCADIS) for Construction Engineering Services for

the Facilities Renovations Project at the Wastewater Treatment Plant (\$728,902.99)

Attachments: Amendment No 1, Exhibit B-1 Fee Schedule, Exhibit A-1 Scope of Services

Enactment No: R-17-197

CA-22 [17-0697](#) Resolution to Approve a Contract with Pace Analytical Services for Environmental Services Laboratory, RFP 17-03 (estimated \$56,000.00/year)

Attachments: RFP_17-03_Document, RFP_17-03_Addendum1, PSA_Pace_LabServices, Price_Lists_RFP17-03

Enactment No: R-17-198

CA-23 [17-0698](#) Resolution to Approve Bulk Chemical Purchases for Sodium Hypochlorite (JCI Jones Chemical - \$103,000.00/yr), Hydrofluosilicic Acid (Carus Corporation- approximately \$23,000.00/yr), and Pebble Quicklime (Carmeuse Lime, approximately \$622,000.00/yr) for the Water and Wastewater Treatment Plants (estimated \$748,000.00/yr)

Attachments: Chemical Consortium 2017 Bid Docs

Enactment No: R-17-199

CA-24 [17-0711](#) Resolution to Approve Purchase of Anhydrous Ammonia for Water Treatment from Tanner Industries, Inc. Bid No. ITB-4488 (estimated \$39,500.00/yr)

Attachments: ITB_4488_BidTab

Enactment No: R-17-200

CA-25 [17-0626](#) Resolution to Approve the Purchase of Two Single Axle Bucket Trucks from Terex Utilities Inc. (National Joint Purchasing Alliance; \$358,862.00)

Attachments: Terex - COI Form, TEREX UTILITIES QU08600 - TL55, Terex - NDO, TEREX UTILITIES QU08668 - XTPRO60

Enactment No: R-17-201

CA-26 [17-0629](#) Resolution to Approve the Purchase of a Sewer Inspection Truck from Jack Doheny Supplies Inc. (Houston-Galveston Area Council Cooperative Purchasing; \$101,247.00)

Attachments: Doheny - NDO Form, Doheny COI Form, Sewer Inspection Truck - Doheny, HGAC Contract & Pricing

Enactment No: R-17-202

CA-27 [17-0625](#) Resolution to Approve the Purchase of Three Dump Bodies from Automotive Service Company (\$55,501.00)

Attachments: ITB 4489 - Automotive Service Bid, ITB 4489 - Bid Tab, ITB_4489_Document

Enactment No: R-17-203

CA-28 [17-0738](#) Resolution to Approve the Purchase of Two Tandem Axle Dump Trucks from D & K Truck Company (ITB #4486; \$329,678.00)

Attachments: D&K Truck - Tandem Dump Bid, ITB 4486 Bid Tab, ITB 4486 - Tandem Dump Trucks Utilities Final

Enactment No: R-17-204

CA-29 [17-0729](#) Resolution to Approve a Three Year Contract with RNA Facilities Management, Inc. for Janitorial Services at the Ann Arbor Municipal Center, Wheeler Service Center, Water Treatment Plant, Senior Center and Various Smaller Locations (\$737,055.00) ITB #4495

Attachments: ITB-4495 Janitorial Services, ITB 4495 - Addendum1, ITB-4495 Janitorial Bid Tab, RNA Bid

Enactment No: R-17-205

CA-30 [17-0658](#) Resolution to Approve a Contract with Miller-Boldt Inc., for the Installation of HVAC Rooftop Units for Fire Station #1 (\$84,900.00)

Attachments: ITB 4491 Bid Tab, ITB 4491 Miller-Boldt Bid, ITB_4491_Document

Enactment No: R-17-206

CA-31 [17-0747](#) Resolution to Approve a Standard Form of Lease for Private Hangar Owners at the Ann Arbor Airport (**8 Votes Required**)

Attachments: Priv Hgr Land Lease _ execution copy

Enactment No: R-17-207

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 [17-0450](#)

An Ordinance to Amend Section 5:10.23 of Chapter 55 (Zoning Ordinance) of Title V of the Code of the City of Ann Arbor (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-17-05)

Attachments: 17-05 Zoning Ordinance Briefed and Approved.docx, 17-05 Zoning Ordinance Briefed.pdf, Ordinance to Amend Section 5:10.23, Ordinance to Amend Section 5:10.23.pdf, February 23, 2017 Planning Staff Report, 17-05 Zoning Ordinance Approval Notice.pdf

A public hearing was conducted on the proposed ordinance to amend Section 5:10.23 of Chapter 55 (Zoning Ordinance) of Title V of the Code of the City of Ann Arbor. Notice of public hearing was published May 8, 2017.

The following person was present to speak at the hearing:

Edward Vielmetti, Ward 4, spoke about unintended consequences of ordinance changes. He urged Council to be careful when making changes.

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

Held and Closed

Enactment No: ORD-17-05

PH-2 [17-0840](#)

Resolution to Approve Amendment of the Tax Increment Financing and Development Plan for the Ann Arbor/Ypsilanti SmartZone Local Development Financing Authority

Attachments: A2Ypsi LDFA Extention - 041317

A public hearing was conducted on the proposed Resolution to Approve Amendment of the Tax Increment Financing and Development Plan for the Ann Arbor/Ypsilanti SmartZone Local Development Financing Authority. Notice of public hearing was published May 8 and May 22, 2017.

The following persons were present to speak at the hearing:

Leon Bryson, Ward 5, stated there should be a sunset date on SmartZones and TIF financing.

Kai Petainen, resident, spoke in opposition, stating LDFA funding takes from public schools.

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

Held and Closed

Enactment No: R-17-211

A APPROVAL OF COUNCIL MINUTES

- A-1** [17-0860](#) Work Session of May 8, 2017 and Regular Session Meeting Minutes of May 15, 2017

Attachments: 05-08-17 Draft minutes.pdf, 05-15-17 Draft Minutes.pdf, Council Emails 5-15-17.pdf

A motion was made by Councilmember Smith, seconded by Councilmember Krapohl, that the Minutes of the Work Session of May 8 and Regular Session of May 15, 2017 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

- B-1** [17-0450](#) An Ordinance to Amend Section 5:10.23 of Chapter 55 (Zoning Ordinance) of Title V of the Code of the City of Ann Arbor (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-17-05)

Attachments: 17-05 Zoning Ordinance Briefed and Approved.docx, 17-05 Zoning Ordinance Briefed.pdf, Ordinance to Amend Section 5:10.23, Ordinance to Amend Section 5:10.23.pdf, February 23, 2017 Planning Staff Report, 17-05 Zoning Ordinance Approval Notice.pdf

(The complete copy of the text of Ordinance No. ORD-17-05 is on file in the City Clerk's Office.)

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

Enactment No: ORD-17-05

C ORDINANCES - FIRST READING

- C-1** [17-0714](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.17 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Carlberg Property, 2501 Victoria Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-17-07)

Attachments: 17-07 Ordinance to Zone Carlberg Property at 2501 Victoria Ave Briefed.pdf, Ordinance to Zone Carlberg Property at 2501 Victoria Ave.pdf, November 1, 2016 Planning Staff Report, State Communication regarding the Completion of the Carlberg

Annexation.pdf

(The complete copy of the text of the proposed ordinance is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved on First Reading to the City Council and should be returned by 7/3/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-07

C-2 [17-0879](#)

An Ordinance to Amend Section 8:525 of Chapter 105, Housing Code, of Title VIII of the Code of the City of Ann Arbor (Ordinance No. ORD-17-08)

Sponsors: Ackerman, Smith and Taylor

Attachments: 17-08 Ord Am Sec 8_525. Tenant Rights Information_Voting Registration Briefed.pdf, Ord Am Sec 8_525. Tenant Rights Information_Voting Registration

(The complete copy of the text of the proposed ordinance is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved on First Reading to the City Council and should be returned by 6/19/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-08

C-3 [17-0399](#)

An Ordinance to Amend Sections 9:101, 9:103, 9:104, 9:105, 9:108, 9:109, 9:114, 9:115, 9:116, And 9:118, and to Delete Section 9:111, of Chapter 111, Fire Prevention, of Title IX of the Code of the City of Ann Arbor (Ordinance ORD-17-09)

Sponsors: Warpehoski

Attachments: 17-09 Chapter 111 Amendment _ rev1 Briefed.pdf, Chapter 111 Amendment _ rev1.pdf, Chapter 111 Amendments

(The complete copy of the text of the proposed ordinance is on file in the City Clerk's Office.)

A motion was made by Councilmember Warpehoski, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council and should be returned by 6/19/2017. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-17-09

D **MOTIONS AND RESOLUTIONS**

DC **New Business - Council:**

DC-1 [17-0796](#) Resolution Appointing Members to the Inglis House Historic District Study Committee

Sponsors: Lumm and Westphal

Attachments: Bridget Bly app. 2017.pdf, Gregory De Vries app. 2017.pdf, Patrick McCauley app. 2017.pdf

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

Enactment No: R-17-208

DB New Business - Boards and Commissions:

DB-1 [17-0748](#) Resolution to Approve Participation Agreement with Ann Arbor Township and Washtenaw County Parks and Recreation for the Purchase of the Development Rights on the Lada Rolling Acres, LLC Property in Ann Arbor Township, and Appropriate Funds, Not to Exceed \$81,000.00, from the Open Space and Parkland Preservation Millage Proceeds (**8 Votes Required**)

Attachments: Lada Rolling Acres Protected Map, Lada Rolling Acres Aerial Map

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

Enactment No: R-17-209

DS Unfinished Business:

DS-1 [17-0488](#) Resolution to Approve Interim Operations Services Agreement with Recycle Ann Arbor for Ann Arbor Material Recovery Facility (MRF) (Estimated \$1,272,216.00 - \$1,375,992.42/Year in First Year)

Attachments: Comparison of RAA and WMM Final Proposals Memo_2017-06.pdf, MRF Interim Operations Contract RAA 2017_Revised 06-2017.pdf, MRF Interim Operations Contract RAA 2017.pdf, RFP_980_Document.pdf, RFP_980_Addendum1.pdf, RFP_980_Addendum2.pdf, RFP_980_Addendum3.pdf, RFP_980_Addendum4.pdf, PROPOSAL_RecycleAnnArbor.pdf, FEES_RecycleAnnArbor.pdf

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

Enactment No: R-17-210

[17-0488](#)

Resolution to Approve Interim Operations Services Agreement with Recycle Ann Arbor for Ann Arbor Material Recovery Facility (MRF) (Estimated \$873,909.24 to \$1,135,114.44/Year in First Year)

Attachments: Comparison of RAA and WMM Final Proposals Memo_2017-06.pdf, MRF Interim Operations Contract RAA 2017_Revised 06-2017.pdf, MRF Interim Operations Contract RAA 2017.pdf, RFP_980_Document.pdf, RFP_980_Addendum1.pdf, RFP_980_Addendum2.pdf, RFP_980_Addendum3.pdf, RFP_980_Addendum4.pdf, PROPOSAL_RecycleAnnArbor.pdf, FEES_RecycleAnnArbor.pdf

A motion was made by Councilmember Smith, seconded by Councilmember Frenzel, that the Resolution be approved as amended with the following amendment that was considered friendly by the Body:

Amend Title:

Resolution to Approve Interim Operations Services Agreement with Recycle Ann Arbor for Ann Arbor Material Recovery Facility (MRF) (Estimated \$873,909.24 to \$1,135,114.44 [~~\$1,272,216 to \$1,375,992.42~~]/Year in First Year)

Amend Third Whereas Clause:

Whereas, Following the approval of Resolution R-17-070, City staff and RAA staff met in several negotiation sessions that concluded with A PROPOSED agreement on March 31, 2017;

Add New Fourth and Fifth Whereas Clauses:

WHEREAS, ON APRIL 17, 2017, CITY COUNCIL DIRECTED STAFF TO CONTINUE NEGOTIATIONS WITH RAA TO CONSIDER A PROPOSAL FOR A HYBRID OF LOOSE LOADING COMBINED WITH BALING OF COMMERCIAL CARDBOARD INSTEAD OF ITS PRIOR PROPOSAL FOR JUST LOOSE LOADING;

WHEREAS, RAA SUBMITTED ITS HYBRID PROPOSAL ON APRIL 28, 2017, WHICH DID NOT INCLUDE ANY OTHER CHANGES TO THE CONTRACT TERMS IT HAD PREVIOUSLY AGREED TO;

Amend Sixth Whereas Clause:

Whereas, City Council has reviewed the terms of the proposed agreement with RAA, AS REVISED TO INCORPORATE ITS APRIL 28, 2017, HYBRID PROPOSAL, and determines that it complies sufficiently with the terms specified in Resolution R-17-070;

Amend First RESOLVED Clause:

RESOLVED, That an Interim Operation Services Agreement for the Ann Arbor

Material Recovery Facility (MRF) with Recycle Ann Arbor THAT INCORPORATES ITS APRIL 28, 2017, HYBRID PROPOSAL be approved, including a provision that the Agreement may be extended for up to two additional six-month [period or] periods of time if desired by the City;

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

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

Yeas: 11 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Frenzel

Nays: 0

Enactment No: R-17-210

RECESS

Mayor Taylor declared a recess at 9:04 p.m. and reconvened the meeting at 9:12 p.m.

DS-2 [17-0540](#)

Resolution to Approve Interim Operations Services Agreement with Waste Management of Michigan, Inc., for Ann Arbor Material Recovery Facility (MRF) (Estimated \$1,172,236.10/Year in First Year)

Attachments: Comparison of RAA and WMM Final Proposals Memo_2017-06.pdf, Exhibit B_WMM_Revised_2017-06.pdf, MRF Interim Operations Contract WM 2017.pdf, RFP_980_Document.pdf, RFP_980_Addendum1.pdf, RFP_980_Addendum2.pdf, RFP_980_Addendum3.pdf, RFP_980_Addendum4.pdf, PROPOSAL_WasteManagement.pdf, FEES_WasteManagement.pdf

There was no motion to move this Resolution.

Withdrawn

DS New Business - Staff:

DS-3 [17-0840](#)

Resolution to Approve Amendment of the Tax Increment Financing and Development Plan for the Ann Arbor/Ypsilanti SmartZone Local Development Financing Authority

Attachments: A2Ypsi LDFA Extention - 041317

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

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

Nays: 2 - Councilmember Kailasapathy and Councilmember Eaton

Enactment No: R-17-211

CA-13 [17-0334](#)

Resolution to Approve Amendment No. 2 to the Professional Services Agreement with URS Corporation Great Lakes Inc., (URS) for the Ann Arbor Station Environmental Review (\$137,026.00)

Attachments: URS Amendment 2, AAS Additional Fee Schedule

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

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

Nays: 3 - Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Enactment No: R-17-212

E COMMUNICATIONS FROM THE CITY ATTORNEY

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 Smith, seconded by Councilmember Frenzel, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

F-1 [17-0797](#)

Communication from Washtenaw County Board of Canvassers regarding Canvass of Votes Cast at the May 2, 2017 Special Election

Attachments: May 2017 Canvass.pdf

- F-2** [17-0798](#) AAATA Reports for the Quarter Ended March, 2017
Attachments: AAATA Financials and Performance 03.31.17.pdf
- F-3** [17-0816](#) Communication from the State of Michigan Public Service Commission regarding Public Hearing Notice for Customers of DTE Electric Company in Case No. U-17920-R Scheduled for June 7, 2017 - City Attorney, Systems Planning
Attachments: State of Michigan DTE Public Hearing Notice.pdf
- F-4** [17-0823](#) Communication from the Board of Trustees of the City of Ann Arbor Employees' Retirement System regarding Fossil Fuel Divestment
Attachments: Fossil Fuel Divestment ltr to City Council - May 2017.pdf
- F-5** [17-0857](#) Communication from the Washtenaw County Board of Commissioners regarding a Resolution Asserting Washtenaw County's Support for Our Immigrant Community - File
Attachments: Communication from Washtenaw County Bd. Commissioners Re Support for Immigrant Community.pdf
- F-6** [17-0858](#) Communication from the State of Michigan Public Service Commission regarding Notice of Public Hearing for Electric Customers of DTE Electric Company in Case No. U-17762 Scheduled for June 15, 2017 - Systems Planning, City Attorney
Attachments: State of Michigan DTE Public Hearing Notice.pdf
- F-7** [17-0880](#) Ann Arbor Commission on Disability Issues Annual Report - 2016
Attachments: AACDI - 2016 Year in Review.pdf
- G** **The following minutes were received for filing:**
- G-1** [17-0576](#) Park Advisory Commission Meeting Minutes of March 21, 2017
Attachments: PAC Meeting MInutes for 3-21-17

- G-2** [17-0628](#) Housing Board of Appeals Meeting Minutes of April 11, 2017
Attachments: HBA April 2017 minutes
- G-3** [17-0642](#) City Election Commission Meeting Minutes of April 3, 2017
Attachments: 2017-04-03 Election Commission Minutes.pdf
- G-4** [17-0713](#) Downtown Development Authority Board and Executive, Partnerships, Finance, Operations and Capital Improvements Committees Meeting Minutes from April 2017
Attachments: DDA Minutes April 2017
- G-5** [17-0715](#) Medical Marijuana Ordinance Review Meeting Minutes of March 21, 2017
Attachments: 03-21-17 Med Marijuana Review Cmttee draft minutes.pdf
- G-6** [17-0743](#) Downtown Area Citizens Advisory Council Meeting Minutes May 2017
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 050217
- G-7** [17-0753](#) Ann Arbor Public Art Commission Meeting Minutes - March 1, 2017
Attachments: AAPAC Meeting Minutes - March 1, 2017.pdf, aapac - memorandum to recommend approval of leaven - 170217.pdf
- G-8** [17-0807](#) Housing and Human Services Advisory Board Meeting, 05/11/2017
Attachments: HHSAB minutes_04-13-17 - Final.pdf
- G-9** [17-0815](#) Ann Arbor Commission on Disability Issues April 2017 Meeting Minutes - Final
Attachments: Final April Meeting Minutes

- G-10** [17-0819](#) Employees' Retirement System Meeting Minutes of April 20, 2017
Attachments: B BDMTG APRIL 2017
- G-11** [17-0820](#) Retiree Health Care Benefit Plan & Trust Meeting Minutes of April 20, 2017
Attachments: B VEBA Bd April 2017
- G-12** [17-0830](#) City Election Commission Meeting Minutes of April 25, 2017
Attachments: 2017-04-25 Election Commission Minutes.pdf
- G-13** [17-0750](#) Ann Arbor Public Art Commission Meeting Minutes - March 28, 2017
Attachments: AAPAC Meeting Minutes - March 28, 2017.pdf
- G-14** [17-0876](#) Council Policy Agenda Committee meeting minutes for May 23, 2017
Attachments: 17.05.23 Council Policy Agenda Committee meeting minutes

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Kai Petainen, resident, spoke about the LDFA. He also stated he was happy to see Sally Hart Petersen returning to City government as a volunteer for economic development.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski reminded Council that next week's Work Session would be held at CTN as a joint session with Planning Commission.

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).

A motion was made by Councilmember Krapohl, seconded by Councilmember

Westphal, that Council enter into Closed Session under the Michigan Open Meetings Act, to discuss pending litigation as set forth or incorporated in MCLA 15.268(E). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting adjourned at 10:50 p.m.:

Yeas: 11 - Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl, Councilmember Westphal, Councilmember Ackerman, Councilmember Smith and Councilmember Frenzel

Nays: 0

MEETING RECONVENED

A motion was made by Councilmember Eaton, seconded by Councilmember Smith, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:53 p.m.

ADJOURNMENT

A motion was made by Councilmember Eaton, seconded by Councilmember Smith, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:53 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JUNE 5, 2017 @ 7:00 P.M.

REPLAYS: WEDNESDAY, JUNE 7, 2017 @ 8:00 A.M. AND FRIDAY, JUNE 9, 2017 @ 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; 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.

SUMMARY OF RESULTS FOR THE CITY OF ANN ARBOR, MICHIGAN MAY 2, 2017 SPECIAL ELECTION

(Complete Official Report of the Washtenaw County Board of Canvassers is on file in the City Clerk's Office)

SINKING FUND MILLAGE PROPOSAL:

Yes - 9566
No - 4008

OPERATING MILLAGE PROPOSAL:

Yes - 2673
No - 1050