



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, November 6, 2023

7:00 PM

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

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

To sign up for public comment, call the City Clerk's Office between 8am - 5pm at 734-794-6140 on the day of the meeting.

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

Enter Meeting ID 942 1273 2148

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [23-1838](#) Agenda Response Memo and eComments - November 6, 2023
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: 231106 Agenda Response MemoFinal.pdf, ecomments_export.pdf
(Added 11/2/23; Attachment Added 11/6/23)

AC-2 [23-1853](#) City Administrator's Report - November 6, 2023
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: 231106 City Administrator's Report Final.pdf
(Added 11/6/23)

INT INTRODUCTIONS

INT-1 23-1731 Independent Community Police Oversight Commission (ICPOC) Monthly Update

(City Administrator - Milton Dohoney Jr., City Administrator)

(Deleted from Agenda 10/27/23)

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

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

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

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

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

1. **Bret Hautamaki - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (phone)**
2. **Eric Ivancich - Ordinance Regarding Ch. 55 (UDC) - Premiums, D1 and D2 Floor Area Ratio (C-3); Ordinance Regarding Ch. 55 (UDC) - TC1 Front Setback (C-4); Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (phone)**
3. **Chris Stansbury - Resolution to Approve a Professional Services Agreement with Hubbell, Roth & Clark, Inc. to complete a Citywide Drainage Analysis for Gravel Roads (CA-2) (phone)**
4. **Alexandra Lindstrom - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (in person)**
5. **Kathryn Kochunas - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (phone)**
6. **Michelle Hughes - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (phone)**
7. **Ken Garber - Ordinance to Rezone 8.3 Acres from P to C2B, 900 Briarwood Circle (C-2) (in person)**
8. **Ross Smith - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4) (phone)**

9. Jeff Hayner - Resolution Regarding a Contract with THRONE Labs, Inc. (CA-18) (in person)
10. Kathy Griswold - Resolution to Accelerate Safety Improvements on Multilane Roads (DC-4); The Environmental Protection Agency (in person)
11. Abubakar Ibrahim - ICPOC Update and ICPOC In General (in person)
12. Rima Mohammad - The Impact on Our Community Due to Current Events (in person)
13. Jonathan Hoard - Public Finances (in person)
14. Annie Wolock - Being Jewish in Ann Arbor (in person)
15. Peter Eckstein - Democracy in Ann Arbor (in person)
16. Henry Herskovitz - Holocaust Education in Ann Arbor Public Schools (in person)
17. Blaine Coleman - We Are Against Military Aid to Israel (in person)
18. Mozhgan Savabieasfahani - We Are Against Military Aid to Israel (in person)

CC COMMUNICATIONS FROM COUNCIL

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [23-1704](#) Appointments - Confirmations
(Mayor's Office)
(Referred from 10/16/23 Regular Session)

MC-2 [23-1789](#) Nominations and Appointments for November 6, 2023
(Mayor's Office)
(Revised 10/30/23)

CA CONSENT AGENDA

- CA-1 [23-1211](#) Resolution to Approve a Professional Services Agreement with TetraTech, Inc to complete a Feasibility Analysis of a Selection of Stormwater Projects that have been included in the City's Capital Improvements Plan (CIP), RFP No. 23-21 (\$160,450.00)
(Systems Planning Services - Brian Steglitz, Public Services Area Administrator)
Attachments: FEES_TetraTech.pdf, Workplan_TetraTech.pdf
- CA-2 [23-1654](#) Resolution to Approve a Professional Services Agreement with Hubbell, Roth & Clark, Inc. to complete a Citywide Drainage Analysis for Gravel Roads, RFP No. 23-40 (\$1,000,000.00)
(Systems Planning Services - Brian Steglitz, Public Services Area Administrator)
Attachments: FEES_HRC.pdf, HRC_Ann_Arbor_Gravel_Roads_WORKPLAN.pdf
- CA-3 [23-1655](#) Resolution to Approve Change Order No. 1 with Anglin Civil, LLC for the Wheeler Facility Pond Dredging Project (ITB #4665) (\$303,473.88 Increase; Total Contract Amount \$1,262,267.87)
(Systems Planning Services - Brian Steglitz, Public Services Area Administrator)
Attachments: Wheeler Increases 9.26.23.pdf
- CA-4 [23-1643](#) Resolution to Approve a Sole Source Purchase Order to Service Electric Supply, Inc. for Large Electric Motor Soft Starters (\$40,067.00)
(Water Treatment Plant Services - Molly Maciejewski, Water Treatment Services Manager)
Attachments: Service Electric
SOLE_SOURCE-BEST_SOURCE_JUSTIFICATION_2020_noSignatures.pdf, Service electric quote (1).pdf, Vendor outreach 1.pdf, COI Non dis.pdf, Vendor outreach 2.pdf
- CA-5 [23-1678](#) Resolution to Approve a Purchase Order to Justice AV Solutions, Inc. for Courtroom Technology, Software, and Professional Services for the 15th District Court (\$261,951.79)
(Fifteenth District Court - Shryl Samborn, Court Administrator)
Attachments: JUST-3370 MI Washtenaw County 15th District - Ann Arbor Courtroom 4 Rev2.pdf, JUST-3369 MI Washtenaw County 15th District - Ann Arbor Courtroom 3 Rev2.pdf, JUST-3367 MI Washtenaw County 15th District - Ann Arbor Courtroom 2 Rev2.pdf, JUST-3371 MI Washtenaw County 15th District - Ann Arbor Magistrate Rm Rev2.pdf

- CA-6 [23-1680](#) Resolution to Approve a Purchase Order to Thalner Electronic Laboratories, Inc. for the Purchase of Audio/Video Technology for the City of Ann Arbor Council Chambers (\$164,633.21)
(Information Technology Services - Tom Shewchuk, ITSU Director)
Attachments: City Council Chambers AV Upgrade_UPDATED QUOTE_17927_09132023.pdf
- CA-7 [23-1784](#) Resolution to Accept a Storm Sewer Easement at 1113 Bydding Road and 1111 Miner Street from Peter Woolf **(8 Votes Required)**
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: Stormwater Easement Drawing - 1111 Miner and 1113 Bydding.pdf
- CA-8 [23-1728](#) Resolution to Approve Amendment Number 2 to the Professional Services Agreement with CDM Smith Michigan Inc. for Consulting and Expert Witness Services Relative to *Platt Convenience, Inc. v. City of Ann Arbor* (\$50,000.00 amendment; \$125,000.00 total contract) and to Appropriate Funds **(8 Votes Required)**
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: Amendment 2 to CDM Smith Expert Witness Agmt - Platt 10-06-23.pdf, Second Amended Exhibit B Compensation.pdf
- CA-9 [23-1729](#) Resolution to Approve Amendment Number 3 to the Professional Services Agreement with Rosati, Schultz, Joppich, & Amtsbuechler P.C., for Legal Services Relative to *Platt Convenience, Inc. v. City of Ann Arbor* (\$315,000.00 amendment; \$1,125,000.00 total contract)
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: RSJA Platt Amendment 3 updated.pdf, Platt - RSJA Amendment 3 Exhibit B updated.pdf
- CA-10 [23-1775](#) Resolution to Approve Amendment Number 4 to the Agreement with Monaghan, P.C. for Legal Services Relative to City Projects Requiring the Acquisition of Easements or Other Property Interests
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: Monaghan Legal Services Agreement Amendment No 4 10-18-23.pdf, Monaghan Legal Services Agreement 4th amended Ex B 10-06-23_Exhibit_B updated.pdf

- CA-11 [23-1786](#) Resolution to Approve the Stipulation and Settlement Agreement in Michigan Public Service Commission Case No. U-21376 Regarding DTE's Distributed Generation Tariff Options
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: U-21376- UPDATED-FINAL Draft Settlement Agreement 10.12.23.pdf, U-21376 FINAL Settlement Agreement - Attachment A Reporting Template 10.12.23.pdf
(Attachments Added 11/6/23)
- CA-12 [23-1740](#) Resolution to Approve Street Closure of Detroit Street between Catherine and Fifth Streets on Friday, December 1, 2023 from 8:00 AM until 11:00 PM for KindleFest 2023
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Kindlefest 2023 Map.pdf
(Revised 11/1/23)
- CA-13 [23-1777](#) Resolution to Approve a Grant Application to USDA-NRCS ACEP for the Purchase of a Conservation Easement on the Hamilton Property
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Hamilton Aerial Map.pdf, Hamilton Protected Map.pdf
- CA-14 [23-1778](#) Resolution to Approve a Grant Application to USDA-NRCS ACEP for the Purchase of a Conservation Easement on the St. Johns Property
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: St Johns Protected Map.pdf, St Johns Aerial Map v2.pdf
- CA-15 [23-1779](#) Resolution to Approve a Grant Application to USDA-NRCS ACEP for the Purchase of a Conservation Easement on the Fishbeck III Property
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Fishbeck 3 Protected Map.pdf, Fishbeck 3 Aerial Map.pdf
- CA-16 [23-1780](#) Resolution to Approve a Grant Application to USDA-NRCS ACEP for the Purchase of a Conservation Easement on the Ehnis Trust Property
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Ehnis Aerial Map.pdf, Ehnis Protected Map.pdf
- CA-17 [23-1781](#) Resolution to Accept a Donation of Park Land at 1420 South Maple Road from Midtown Ann Arbor, LLC **(8 Votes Required)**
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: MidtownAnnArborMap.pdf

- CA-18 [23-1676](#) Resolution to Approve a Contract Not to Exceed \$500,000.00 with THRONE Labs, Inc for Installation of Public Restrooms In and Near Downtown Ann Arbor and appropriate up to \$300,000 to the General Fund **(8 Votes Required)**

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

Attachments: THRONE LABS INC - GENERAL SERVICES AGREEMENT (GSA)
THRONE ML FINAL 101723.pdf, 231016 ARPA Allocation Downtown
Service Level Improvements Throne.pdf, Downtown Public Restroom Work
Group Recommendation Summary 10.27.23.pdf

(Attachment Added 10/27/23)

- CA-19 [23-1534](#) Resolution to Approve a Payment in Lieu of Taxes (PILOT) for Courthouse Square Apartments - 100 S. Fourth Avenue, Ann Arbor, MI 48104

(Community Development Services - Tara Cohen, OCED Housing & Infrastructure Manager)

- CA-20 [23-1797](#) Resolution to Approve a Subrecipient Agreement with Community Action Network to Lead Community Engagement as Part of the U.S. Department of Energy District Geothermal Grant in the Bryant Neighborhood (\$94,000)

(Sustainability and Innovations Unit - Missy Stults, Sustainability & Innovations Director)

Attachments: Assistance_DE-EE0010665.pdf, Attachment 1 Statement of Project of Objectives (1).pdf, Attachment 2, Federal Assistance Reporting Checklist.pdf, Attachment 3, Budget Information.pdf, Attachment 4, Intellectual Property Provisions.pdf, Attachment 5, Diversity, Equity, and Inclusion Plan.pdf, Special Terms and Conditions.pdf, Ann Arbor DOE Subrecipient Agreement_CAN.pdf

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

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

A APPROVAL OF COUNCIL MINUTES

- A-1 [23-1739](#) Work Session of October 10 and Regular Session Meeting Minutes of October 16, 2023

(City Clerk - Jacqueline Beaudry)

Attachments: 10-10-23 Work Session Draft Minutes.pdf, 10-16-23 Draft Minutes.pdf,
Council Emails 10.16_Redacted.pdf

B ORDINANCES - SECOND READING

C ORDINANCES - FIRST READING

- C-1 [23-1609](#) An Ordinance to Amend Chapter 55 (Zoning), Amendment to the approved PUD (Planned Unit Development District), Lockwood of Ann Arbor PUD Zoning and Supplemental Regulations, 2195 East Ellsworth (CPC Recommendation: Approval - 6 Years and 0 Nays)

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

Attachments: Lockwood PUD revised Staff Report May 2023- Copy.pdf, Lockwood 2023 REV PUD Ordinance.pdf, 6-6-2023 CPC Approved Meeting Minutes.pdf
- C-2 [23-1720](#) An Ordinance to Amend the Zoning Map, Being a Part of Section 5.10.2 of Chapter 55 of Title V of The Code of The City of Ann Arbor, Rezoning of 8.3 Acres from P (Parking District) to C2B (Business Service District), 900 Briarwood Circle (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

Attachments: 900 Briarwood Staff Report 10-3-23.pdf, 900 Briarwood Zoning Ordinance.pdf, 900 Briarwood Cir Aerial Map.pdf, 900 Briarwood Cir Zoning Map.pdf
- C-3 [23-1631](#) An Ordinance to Amend Sections 5.17.4 and 5.18.6 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Premiums, D1 and D2 Floor Area Ratio) CPC Recommendation: Approval (7 Yeas, 0 Nays)

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

Attachments: Ordinance (Premiums, D1 and D2 FAR) 2023-11-20.pdf, September 19, 2023 Planning Staff Report, September 11, 2023 CWA Report
- C-4 [23-1635](#) An Ordinance to Amend Sections 5.10.2 and 5.17 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (TC1 Front Setback) (CPC Recommendation: Denial, 5 Yes, 3 No)

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

Attachments: Ordinance (TC1 Front Setback) 2023-11-20.pdf, Street Type Designation Map (TC1 Front Setback) 2023-11-20.pdf, September 6, 2023 Planning Staff Report (TC1 Front Setback).pdf, September 6, 2023 Planning Staff Presentation (TC1 Front Setback).pdf, September 6, 2023 Planning Commission Minutes.pdf

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

- DC-1 [23-1706](#) Resolution to Appoint Anya Ganger to the Health and Human Services Advisory Board(7 Votes Required)

(Mayor's Office)

(Referred from 10/16/23 Regular Session)

DC New Business - Council:

- DC-2 [23-1799](#) Resolution to Approve a Subrecipient Agreement with IMEG Consultants Corp. for Technical Leadership in the Bryant District Geothermal Project as Awarded by the U.S. Department of Energy (\$246,250)

(Sustainability and Innovations Unit - Missy Stults)

Sponsors: Taylor

Attachments: Assistance_DE-EE0010665.pdf, Attachment 1, Statement of Project Objectives.pdf, Attachment 2, Federal Assistance Reporting Checklist.pdf, Attachment 3, Budget Information.pdf, Attachment 4, Intellectual Property Provisions.pdf, Attachment 5, Diversity, Equity, and Inclusion Plan.pdf, Special Terms and Conditions.pdf, ANN ARBOR DOE Grant Subrecipient Agreement Template-IMEG 10.24.23.pdf

(Added 11/2/23)

- DC-3 [23-1659](#) Resolution to Permanently Relocate Precinct 2-20 from the First United Method Church at 1001 Green Road to King Elementary School at 3800 Waldenwood Lane Beginning with the 2024 Presidential Primary Election

(City Clerk - Jacqueline Beaudry)

Sponsors: Watson

Attachments: Proposed 2-19 and 2-20 Polling Place Location changes Map.pdf

(Added 11/2/23)

- DC-4 [23-1851](#) Resolution to Accelerate Safety Improvements on Multilane Roads

(City Council)

Sponsors: Akmon, Briggs and Cornell

(Added 11/3/23)

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

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).

E & F CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**E The following communications were referred as indicated:**

- E-1 [23-1788](#) 2023 Annual Report of the Economic Development Corporation
(City Clerk - Jacqueline Beaudry)
Attachments: EDC Annual Report 2023.pdf
- E-2 [23-1796](#) Communication from the State of Michigan Public Service Commission
Regarding Notice of a Hearing for Electric Customers of DTE Electric
Company in Case No. U-21425 Scheduled for November 15, 2023 -
Sustainability - City Attorney
(City Council - Jacqueline Beaudry)
- E-3 [23-1561](#) Transportation Commission Resolution to Restore Community
Connections with Continuous, Comfortable Walking and Biking Facilities
across US-23
(Transportation Commission)
Attachments: US23 Bike Ped Access Resolution_Draft_2023.09.14.pdf
- E-4 [23-1563](#) Transportation Commission Traffic Calming Plan Grandview Dr (Jackson
Rd to Dexter Rd)
(Transportation Commission)
Attachments: Grandview Traffic Calming Final Plan.pdf
- E-5 [23-1821](#) Lucy Peterson- Resignation from the Renters Commission
(City Clerk)
Attachments: Peterson Resignation_Redacted.pdf
(Added 10/31/23)
- E-6 [23-1833](#) Risk Fund Claims Review Report - October 2023
(Insurance Administration, Board of - Michael Pettigrew)
Attachments: CITY OF ANN ARBOR RISK FUND CLAIMS REPORT 10.2023.pdf
(Added 11/2/23)
- F The following minutes were received for filing:**
- F-1 [23-1272](#) July 18 2023 City Planning Commission Meeting Minutes
(City Planning Commission)
Attachments: 7-18-2023 DRAFT CPC Meeting Minutes.pdf

- F-2 [23-1381](#) August 1, 2023 City Planning Commission Meeting Minutes
(City Planning Commission)
Attachments: 8-1-2023 DRAFT CPC Meeting Minutes .pdf
- F-3 [23-1559](#) Transportation Commission Meeting Minutes - AUG 2023
(Transportation Commission)
Attachments: August Meeting Minutes - 2023.pdf
- F-4 [23-1566](#) Minutes of the July 20, 2023 Renters Commission Meeting
(Renters Commission)
Attachments: 7-20-2023 Renters Commission Minutes 10.16.pdf
- F-5 [23-1569](#) August 15, 2023 PAC Meeting Minutes
(Park Advisory Commission)
Attachments: 8_15_32 PAC MEETING MINUTES.pdf
- F-6 [23-1613](#) 9/12/23 Energy Commission Meeting Minutes
(Energy Commission)
Attachments: Minutes_Energy_Commission_23-09-12.pdf
- F-7 [23-1675](#) ICPOC September 2023 Meeting Minutes
(Independent Community Police Oversight Commission)
Attachments: ICPOC September 2023 Meeting Minutes.pdf
- F-8 [23-1732](#) Council Administration Committee Minutes - September 12, 2023
(Council Administration Committee)
Attachments: 230912 Council Administration Committee Minutes Final.pdf
- F-9 [23-1782](#) The City of Ann Arbor Employees' Retirement System Board Meeting
Minutes for September 21, 2023
(Employees' Retirement System Board of Trustees)
Attachments: RS BDMTG September 2023.pdf
- F-10 [23-1783](#) The City of Ann Arbor Retiree Health Care Benefits Plan and Trust Board
Meeting Minutes from September 21, 2023
(Employees' Retirement System Board of Trustees)
Attachments: B VEBA BD September 2023.pdf

G COMMUNICATIONS FROM THE CITY ATTORNEY

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

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

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

ADJOURNMENT

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

LIVE: MONDAY, NOVEMBER 6, 2023 @ 7:00 P.M.

REPLAY: FRIDAY, NOVEMBER 10, 2023 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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

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

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

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

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

A hard copy of this Council packet can be made available upon request during regular business hours.