



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, January 22, 2024

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 [24-0091](#) Agenda Response Memo and eComments
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: 240122 Agenda Response Memo.pdf
(Added 1/18/24)

AC-2 [24-0092](#) Response to R-23-192 - Resolution Directing City Administrator to Identify Incentives that Would Support Voluntary Efforts to Increase Emissions Reductions
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: 240122 Beneficial Electrification MemorandumFinal.pdf
(Added 1/18/24)

AC-3 [24-0113](#) City Administrator's Report - January 22, 2024
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: 240122 City Administrator's Report Final.pdf
(Added 1/22/24)

INT INTRODUCTIONS

INT-1 [23-2125](#) Downtown Development Authority (DDA) Update
(City Administrator - Milton Dohoney Jr., City Administrator)
Attachments: JanCouncilUpdateDDA.pdf
(Attachment Added 1/12/24)

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. Luis Vazquez - The Downtown Development Authority (INT-1) (in person)
2. Alan Haber - Resolution to Hire DDA Executive Director (DC-1) (in person)
3. Alex Lowe - Resolution to Approve the 121 Catherine Street Development Agreement (CA-7); Ordinance Amending Ch. 55 – Conflicting Land Use Buffer (C-1) (phone)
4. Michelle Julet - The WCC Entrepreneurship Center Expanded Pitch Competition and New Incubator Program (in person)
5. Jeff Hayner - Local Officers Compensation Board (in person)
6. Peter Eckstein - Parking Structures in the DDA (in person)
7. Mozghan Savabieasfahani - We Are Against Military Aid to Israel (in person)
8. Blaine Coleman - We Are Against Military Aid to Israel (in person)

CC COMMUNICATIONS FROM COUNCIL

MC COMMUNICATIONS FROM THE MAYOR

- MC-1** [24-0104](#) Appointments and Nominations for January 22, 2024
(Mayor's Office)
(Added 1/19/24) (Updated 1/22/24)

CA CONSENT AGENDA

- CA-1** [23-2123](#) Resolution to Approve Street Closings for the Shamrocks and Shenanigans 5K Run/Walk - Sunday, March 10, 2024
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Shamrocks and Shenanigans Map.pdf
- CA-2** [23-2128](#) Resolution to Approve Five-Year Professional Services Agreements for As-Needed Engineering Services for Parks & Recreation with SmithGroup, ROWE Professional Services Company, OHM Advisors, and Beckett & Raeder, Inc. (NTE Annual \$300,000.00 Per Firm)
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: OHM ADVISORS - Professional Services Agreement (PSA) (1).pdf, ROWE PROFESSIONAL SERVICES COMPANY INC - Professional Services Agreement (PSA) (1).pdf, SMITHGROUP INC - Professional Services Agreement (PSA) (1).pdf, Beckett & Raeder Inc - Professional Services Agreement (PSA) (1).pdf
- CA-3** [24-0011](#) Resolution to Vacate a Water Main Easement at 1300 S. Maple Road from Grace Bible Church of Ann Arbor, Michigan (**8 Votes Required**)
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: Grace Bible Church Watermain and Vacation.pdf
- CA-4** [23-2134](#) Resolution to Approve the Tenth Amendment to Professional Services Agreement with Bodman, PLC, for Legal Services Relative to 1,4-Dioxane from Gelman Sciences, Inc., dba Pall Life Sciences (\$200,000.00) (**8 Votes Required**)
(City Attorney Services - Atleen Kaur, City Attorney)
Attachments: BODMAN PLC GELMAN AM #10.pdf
- CA-5** [23-2131](#) Resolution to Approve Amendment 1 to the Master Content Subscription Agreement with OpenSesame Inc., for Learning and Development Content integrated into the UKG Learning and Development module for FY2024 - FY2026 (\$16,188.00)
(Information Technology Services - Tom Shewchuk, ITSU Director)

Attachments: 2023-09-19_OpenSesame Inc - License Agreement - Fully Executed.pdf, Ann Arbor OpenSesame sales order 20231220.pdf

- CA-6** [23-2127](#) Resolution to Approve Purchase of Splash Pad and Playground Equipment for Bicentennial Park from Penchura, LLC and Appropriate Funds (\$757,664.29) **(8 Votes Required)**
(Community Services - Derek Delacourt, Community Services Area Administrator)
- CA-7** [23-2010](#) Resolution to Approve the 121 Catherine Street Development Agreement (CPC Recommendation: Approval - 8 Yes, 0 No)
(Planning and Development Services - Derek Delacourt, Community Services Area Administrator)
Attachments: March 21, 2023 Planning Staff Report (121 Catherine Site Plan), March 21, 2023 Planning Commission Minutes, 12-5-23_121 CATHERINE STREET DEVELOPMENT AGREEMENT - INTERNAL.pdf
- CA-8** [23-2110](#) Resolution to Award Construction Contracts for Galvanized Water Service Line Replacements to All Seasons Underground Construction Inc (Not-to-Exceed \$1,117,640.00 per year) and D'Angelo Bros., Inc. (Not-to-Exceed \$1,117,640.00 per year) for Two Years (ITB No. 4740)
(Public Works - Brian Steglitz, Public Services Area Administrator)
Attachments: ITB_4740_Document.pdf, ITB_4740_Addendum1.pdf, All_Seasons_Underground_Construction_Bid.pdf, DAngelo_Brothers_BID.pdf, Copy of Iron Service Bid Tab.pdf, D'Angelo Brothers Inc Contract Draft.pdf, All Seasons Underground Contract Draft.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.**
- PH-1** [23-1973](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 45 Parcels in the Plymouth Road Area to TC1 (Transit Corridor District), City-Initiated Rezoning, (CPC Recommendation: Approval as Amended - 7 Yeas and 0 Nays) (ORD-23-36)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
Attachments: REVISED Ordinance 2024-01-22 (TC1 Plymouth Rezoning).pdf, ORD-23-36 Briefed As Amended and Approved at First Reading.pdf, TC-1 Rezoning as Amended and Approved at First Reading.pdf, Ordinance 2023-12-15 (TC1 Plymouth Rezoning).pdf, November 1, 2023 Planning Staff Report, November 1, 2023 Planning Staff Presentation, November 1, 2023 Planning Commission Minutes, Proposed TC1 Plymouth Rd Zoning Map.pdf
(See B-1)
- PH-2** [23-1983](#) An Ordinance to Amend Sections 5.15, 5.16 and 5.37 of Chapter 55

(Unified Development Code) of Title V of the Code of the City of Ann Arbor
(Banquet Hall, Personal Services, Veterinary Uses) CPC
Recommendation: Denial (5 yes, 0 no) (ORD-23-37)

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

Attachments: ORD-23-37 Briefed.pdf, Ordinance 2023-11-21 (Banquet Hall).pdf, June 6, 2023 Planning Staff Report, June 6, 2023 Planning Staff Presentation, June 6, 2023 Planning Commission Minutes

(See B-2)

PH-3 [23-1990](#)

An Ordinance to Amend Sections 5.16 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Personal Scale SES) CPC Recommendation: Approval (8 yes, 0 no) (ORD-23-38)

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

Attachments: ORD-23-38 Briefed.pdf, Ordinance 2023-11-21 (Personal Scale SES).pdf, December 6, 2022 Planning Staff Report, December 6, 2022 Planning Commission Minutes

(See B-3)

PH-4 [23-2034](#)

An Ordinance to Amend Section 9:158 of Chapter 112 (Non-Discrimination) of Title IX of the Code of the City of Ann Arbor to Prohibit City Contractors' Inquiry Into Job Applicants' Criminal History Until After Conditional Offer of Employment; and Require City Contractors to Document Efforts to Employ Local Persons for City Construction Contracts (ORD-24-01)

(City Council)

Sponsors: Ghazi Edwin, Harrison, Song, Eyer, Briggs, Disch and Radina

Attachments: ORD-24-01 Briefed.pdf, CHAPTER 112 SECTION 9_158 ORDINANCE AMENDMENT REDLINED V3.pdf

(See B-4)

A **APPROVAL OF COUNCIL MINUTES**

A-1 [24-0072](#)

Special Session of January 5 and Regular Session Meeting Minutes of January 11, 2024

(City Clerk - Jacqueline Beaudry)

Attachments: 01-05-24 Special Session Minutes.pdf, 01-11-24 Draft Minutes.pdf, Council Emails 1.11_Redacted.pdf

(Added 1/15/24)

B **ORDINANCES - SECOND READING**

B-1 [23-1973](#)

An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 45 Parcels in the Plymouth Road Area to TC1 (Transit

Corridor District), City-Initiated Rezoning, (CPC Recommendation: Approval as Amended - 7 Yeas and 0 Nays) (ORD-23-36)

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

Attachments: REVISED Ordinance 2024-01-22 (TC1 Plymouth Rezoning).pdf, ORD-23-36 Briefed As Amended and Approved at First Reading.pdf, TC-1 Rezoning as Amended and Approved at First Reading.pdf, Ordinance 2023-12-15 (TC1 Plymouth Rezoning).pdf, November 1, 2023 Planning Staff Report, November 1, 2023 Planning Staff Presentation, November 1, 2023 Planning Commission Minutes, Proposed TC1 Plymouth Rd Zoning Map.pdf

(See PH-1) (Revised 1/22/24)

B-2 [23-1983](#)

An Ordinance to Amend Sections 5.15, 5.16 and 5.37 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Banquet Hall, Personal Services, Veterinary Uses) CPC Recommendation: Denial (5 yes, 0 no) (ORD-23-37)

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

Attachments: ORD-23-37 Briefed.pdf, Ordinance 2023-11-21 (Banquet Hall).pdf, June 6, 2023 Planning Staff Report, June 6, 2023 Planning Staff Presentation, June 6, 2023 Planning Commission Minutes

(See PH-2)

B-3 [23-1990](#)

An Ordinance to Amend Sections 5.16 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Personal Scale SES) CPC Recommendation: Approval (8 yes, 0 no) (ORD-23-38)

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

Attachments: ORD-23-38 Briefed.pdf, Ordinance 2023-11-21 (Personal Scale SES).pdf, December 6, 2022 Planning Staff Report, December 6, 2022 Planning Commission Minutes

(See PH-3)

B-4 [23-2034](#)

An Ordinance to Amend Section 9:158 of Chapter 112 (Non-Discrimination) of Title IX of the Code of the City of Ann Arbor to Prohibit City Contractors' Inquiry Into Job Applicants' Criminal History Until After Conditional Offer of Employment; and Require City Contractors to Document Efforts to Employ Local Persons for City Construction Contracts (ORD-24-01)

(City Council)

Sponsors: Ghazi Edwin, Harrison, Song, Eyer, Briggs, Disch and Radina

Attachments: ORD-24-01 Briefed.pdf, CHAPTER 112 SECTION 9_158 ORDINANCE AMENDMENT REDLINED V3.pdf

(See PH-4)

C **ORDINANCES - FIRST READING**

C New Business - Staff:

- C-1 [23-1981](#) An Ordinance to Amend Sections 5.20.3, 5.20.4 and 5.20.6 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Conflicting Land Use Buffer) - CPC Recommendation: Approval (6 yes, 0 no)
(City Planning Commission - Derek Delacourt, Community Services Area Administrator)
- Attachments:** Ordinance 2023-11-21 (CLUB) rev.pdf, June 6, 2023 Planning Staff Report, June 6, 2023 Planning Staff Presentation, June 6, 2023 Planning Commission Minutes

D MOTIONS AND RESOLUTIONS**DC New Business - Council:**

- DC-1 [24-0085](#) Resolution to Approve the Hiring of Maura K. Thomson as the Executive Director of the Downtown Development Authority (DDA)
(City Council)
- Sponsors:** Taylor, Cornell and Radina
- Attachments:** DDA Resolution - ED Hire and Employment Agreement - Thomson.pdf
(Added 1/18/24)
- DC-2 [24-0089](#) Resolution to Recognize the City of Lubny, Ukraine as a Sister City of the City of Ann Arbor
(City Council)
- Sponsors:** Taylor and Radina
(Added 1/18/24)

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

- DS-1 [23-2129](#) Resolution Authorizing Summary Publication of Ordinance 23-37 - An Ordinance to Amend Sections 5.15, 5.16, and 5.37 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Banquet Hall, Personal Services, Veterinary Uses)
(Community Services - Derek Delacourt, Community Services Area Administrator)
- DS-2 [23-2130](#) Resolution Authorizing Summary Publication of Ordinance 23-38 - An Ordinance to Amend Section 5.16 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Personal Scale SES)
(Community Services - Derek Delacourt, Community Services Area Administrator)

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 [24-0029](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) Regarding the Issuance of Permit No. WRP040020 - Ann Arbor Public Services - Sustainability
(City Clerk - Jacqueline Beaudry)
Attachments: EGLE Resources Individual Permit - WRP040020 v1.pdf, EGLE Approved Plans - WRP040020.pdf, EGLE Placard - WRP040020.pdf

E-2 [24-0030](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) Water Resources Division Regarding a Public Hearing Notice Concerning Submission No. HPX-KQ1G-2AS15 - Ann Arbor Public Services - Sustainability
(City Clerk - Jacqueline Beaudry)
Attachments: EGLE Submittal No. HPX-KQ1G-2AS15 v2.pdf

F The following minutes were received for filing:

F-1 [23-1969](#) October 17, 2023 PAC Meeting Minutes
(Park Advisory Commission)
Attachments: 10_17_23 PAC MEETING MINUTES.pdf

F-2 [23-2050](#) Election Commission Meeting Minutes of October 3, 2023
(City Clerk - Jacqueline Beaudry)
Attachments: EC Meeting Minutes 100323.pdf

F-3 [23-2078](#) December 5, 2023 City Planning Commission Meeting Minutes
(City Planning Commission)
Attachments: December 5, 2023 City Planning Commission Meeting Minutes.pdf

F-4 [23-2083](#) Human Rights Commission Minutes - December 13, 2023
(Human Rights Commission)
Attachments: Human Rights Commission Minutes - December 13, 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, JANUARY 22, 2024 @ 7:00 P.M.

REPLAY: FRIDAY, JANUARY 26, 2024 @ 8:00 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network live televised public meetings are also available to watch online live and on-demand from CTN's website, www.a2gov.org/watchctn <<http://www.a2gov.org/watchctn>>, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

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.