



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, October 15, 2018

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [18-1746](#) Memorandum from City Administrator: 2019 Deer Management Plan
(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: 2019 Deer Management Plan Memo (Final) wAttachment.pdf

AC-2 [18-1753](#) Memorandum from City Administrator: Scio Church Road Improvements
Project Emergency Authorization - October 10, 2018
(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: 181010 Emergency PO Scio Church Memo.pdf

AC-3 [18-1797](#) City Administrator's Report - October 15, 2018
(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: 181015 City Administrator's Update Final.pdf
(Added 10/15/18)

AC-4 [18-1798](#) Agenda Responses and eComments - October 15, 2018
(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: Agenda Responses 10-15-18 Final.pdf, ecomments_export 10-15-18.pdf
(Added 10/15/18)

INT INTRODUCTIONS

- INT-1 [18-1691](#) City of Ann Arbor Recognized as a Gold Certified Community through the Michigan Green Communities Program
(Sustainability and Innovations Unit - Sustainability and Innovations Unit - Missy Stults, Manager)

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. Clark Charnetski - Ann Arbor Station Study (CA-12)
2. John Mirsky - Climate Control Funding (CA-22)
3. Wayne Appleyard - Climate Change Resolution (CA-22)
4. Knute Nadelhoffer - Climate Change Resolution (CA-22)
5. Catherine Garton - Climate Change Resolution (CA-22)
6. Glen Nelson - Budget Amendment for Sustainability Office (CA-22)
7. Henry Herskovitz - Palestine and the Holocaust
8. Lisa Abrams - Ann Arbor Deer Management Program
9. Robert McGee - Deer Culling

CC COMMUNICATIONS FROM COUNCIL

MC COMMUNICATIONS FROM THE MAYOR

- MC-1 [18-1673](#) Appointments - Confirmations
(Mayor's Office)

CA CONSENT AGENDA

- CA-1 [18-1665](#) Resolution to Accept an Easement for Storm Sewers at 479-481 Village Oaks Court from Christoph Zoller **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Village Oaks Storm Sewer Map.pdf
- CA-2 [18-1666](#) Resolution to Accept an Easement for Storm Sewers at 2285 Chaucer Court from Justin L. Bennett and Jennifer A. Bennett (\$26,500.00) **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: 2285 Chaucer Storm Sewer Map.pdf
- CA-3 [18-1685](#) Resolution to Accept a Sanitary Sewer Easement at 2625 Jackson Road from WF 2625 LLC **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: 2625 Jackson Sanitary Sewer Map.pdf
- CA-4 [18-1686](#) Resolution to Accept a Sanitary Sewer Easement at 2449 W. Stadium Boulevard from Westgate Enterprises, L.L.C. **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Westgate Sanitary Sewer Map.pdf
- CA-5 [18-1647](#) Resolution to Approve the Fuller Park Parking Lot Land Lease with the University of Michigan **(8 Votes Required)**
(Community Services - Derek Delacourt, Community Services Area Administrator)
Attachments: Exhibit_A-1[1].pdf, Fuller Park Lot Land Lease FINAL 10-8-18.pdf
- CA-6 [18-1568](#) Resolution to Accept and Appropriate Michigan Supreme Court State Court Administrative Office Mental Health Court Grant Award and Approve Grant Contract (\$168,000.00) **(8 Votes Required)**
(Fifteenth District Court Services - Fifteenth District Court - Shryl Samborn, Court Administrator)
Attachments: FY19AdultMentalHealthCourtGrantContract.pdf
- CA-7 [18-1610](#) Resolution to Accept and Appropriate Michigan Indigent Defense Commission Grant Award and Approve Grant Contract (\$197,122.68) **(8 Votes Required)**
(Fifteenth District Court Services - Fifteenth District Court Services - Shryl Samborn, Court Administrator)
Attachments: Grant Contract Template - Approved by MIDC.pdf

- CA-8 [18-1613](#) Resolution to Accept and Appropriate Michigan Supreme Court State Court Administrative Office Drug Court Grant Funds and Approve Grant Contract (\$150,000.00) **(8 Votes Required)**
(Fifteenth District Court Services - Shryl Samborn)
Attachments: D15-SCAO Hybrid Contract FY2019.pdf
- CA-9 [18-1660](#) Resolution to Accept and Allocate Michigan Supreme Court State Court Administrative Office Michigan Veterans Treatment Court Grant Award and Approve Grant Contract (\$43,000.00) **(8 Votes Required)**
(Fifteenth District Court Services - Shryl Samborn)
Attachments: FY19VeteransCourtGrantContract.pdf
- CA-10 [18-1595](#) Resolution to Approve the Purchase of the ONSSI Maintenance and Support from Washtenaw County through the Interagency Agreement for Collaborative Technology and Services “Schedule 25 Video Surveillance System (ONSSI System) Licensing” and Appropriate the Necessary Funds (\$35,856.82) **(8 Votes Required)**
(Information Technology - Tom Shewchuk, IT Director)
Attachments: Schedule 25 ONSSI.pdf, A2 AP Invoice-Washtenaw County.pdf
- CA-11 [18-1540](#) Resolution to Accept and Appropriate Emergency Management Performance Grant Funds and Approve FY 2018 Emergency Management Performance Grant Agreement for Ann Arbor Emergency Management Program (\$41,222.00) **(8 Votes Required)**
(Fire Services - Fire Services - Mike Kennedy, Fire Chief)
Attachments: OEM Performance Grant FY18
- CA-12 [18-1484](#) Resolution to Approve Amendment No. 3 to the Professional Services Agreement with URS Corporation Great Lakes Inc., for the Ann Arbor Station Environmental Review (\$99,022.00)
(Public Services - Craig Hupy, Public Services Administrator)
Attachments: URS PSA Amendment 3.pdf
- CA-13 [18-1538](#) Resolution to Approve the Purchase of Ice Control Salt through the Michigan Delivering Extended Agreements Locally (MIDEAL) from Compass Minerals America, Inc. for Early Fill (\$161,475.00)
(Public Works - Craig Hupy, Public Services Area Administrator)
Attachments: Compass Final Award-MiDeal - Early Fill.pdf

- CA-14** [18-1539](#) Resolution to Approve the Purchase of Ice Control Salt through the Michigan Delivering Extended Agreements Locally (MIDEAL) from Detroit Salt Company for Seasonal Backup Supply (\$192,320.00) and to Appropriate \$119,970.00 from the Central Stores Fund Balance **(8 Votes Required)**
(Public Works - Public Services - Craig Hupy, Public Services Area Administrator)
Attachments: Detroit Salt Final Award-MIDEAL - Seasonal Back Up.pdf
- CA-15** [18-1549](#) Resolution Authorizing a Purchase Order with Bell Equipment Company through the Michigan Delivering Extended Agreements Locally (MIDEAL) for the Rental of Two Elgin Pelican Street Sweepers (\$40,360.00)
(Public Works - Public Services - Craig Hupy, Public Services Area Administrator)
Attachments: Mi-Deal Contract Number 2017.pdf, Elgin Pelican Rental Rates Per MI-Deal Contract 2018.pdf
- CA-16** [18-1645](#) Resolution to Approve the Professional Services Agreement with LG Design, Inc., for Professional Engineering Services for the Water Treatment Plant Interim UV Disinfection System Project (\$145,060.00)
(Water Treatment Plant Services - Craig Hupy, Public Services Area Administrator)
Attachments: PSA_LG Design_WTP Interim UV System_20181015.pdf
- CA-17** [18-1683](#) Resolution to Ratify an Emergency Purchase Order to E.T. MacKenzie Co (\$30,000.00), and to Appropriate Funds of (\$72,000.00) for the Barton Dam Right Embankment Boil Repair. **(8 Votes Required)**
(WTP - Water Treatment Plant, Craig Hupy Area Administrator)
Attachments: Legistar File 18-1683 - Financial Breakdown.pdf, Amend2_PSA_NTH_20180927.pdf, EmergencyPOMemo_signed_September2018-BartonRightEmbankmentBoil.pdf
- CA-18** [18-1659](#) Resolution to Approve the Purchase of Electric Vehicles from Berger Chevrolet (MiDeal - \$98,337.00)
(Fleet & Facilities Services - Craig Hupy)
Attachments: Berger - Chev Bolt Quote.pdf, MIDEAL Contract 071B7700177.pdf
- CA-19** [18-1642](#) Resolution to Approve a Professional Service Agreement with Filmtools/VTP for the Community Television Network (CTN) Master Control Upgrade (\$105,815.00)
(Communications (CTN) Services - CTN - Greg McDonald)
Attachments: DRAFT_2_CTN_RFP_18-29_PSA.pdf, IA Schedule 1 - Executed.pdf

- CA-20** [18-1676](#) Resolution Authorizing General Obligation Capital Improvement Bonds (Downtown Development Project) and Amending the Budget by \$15,500,000 **(8 Votes Required)**
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-21** [18-1677](#) Resolution to Approve a Financing Contract with the Ann Arbor Downtown Development Authority for City of Ann Arbor Capital Improvement Bonds (Downtown Development Project)
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: A2 DDA Financing EXT.pdf
- CA-22** [18-1638](#) Resolution to Amend the Office of Sustainability and Innovations FY 2019 Budget and Appropriate Funds for New and the Scaling-Up of Existing Climate and Sustainability Programs in the City of Ann Arbor **(8 Votes Required)**
(Sustainability and Innovations Unit - Sustainability and Innovations Unit - Melissa Stults, Manager)
Attachments: Office of Sustainability and Innovations Work Plan_9.19.18.pdf, 100% Clean & Renewable MUNICIPAL OPERATIONS DRAFT STRATEGY_August 22.pdf
- CA-23** [18-1707](#) Resolution Authorizing Summary Publication of Ordinance No. 18-20 - An Ordinance to Amend Section 5.27.1 and 5.28.4 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Special Exception Use as a Type I Citizen Participation Application)
(Community Services - Derek Delacourt, Community Services Area Administrator)
- CA-24** [18-1708](#) Resolution Authorizing Summary Publication of Ordinance No. 18-22 - An Ordinance to Amend Section 5.15 (Table 5-15) and Section 5.37.2 Definitions of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor to define and add Marijuana-Infused Product Processor as a use.
(Community Services - Derek Delacourt, Community Services Area Administrator)
- PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**
- PH-1** [18-1591](#) Resolution to Approve the 1448 Warrington Drive Annexation, 2.25 Acres (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Planning Commission, City - Community Services - Derek Delacourt Area Administrator)
Attachments: August 21, 2018 Planning Staff Report
(See DB-1)

- PH-2 [18-1630](#) Resolution to Approve the Dantzler Annexation, 0.96 Acre, 2861 Stone School Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
(Planning Commission, City - Derek Delacourt, Community Services Area Administrator)

Attachments: 2861 Stone School Rd A & Z Staff Report w Attachments 9-5-2018.pdf
(See DB-2)

- PH-3 [18-1598](#) An Ordinance to Amend Section 8:413 of Chapter 103 (Historic Preservation) of the Code of the City of Ann Arbor Regarding Extension of Authorization for Work in Historic Districts (Ordinance No. ORD-18-29)
(Community Services - Derek Delacourt, Community Services Area Administrator)

Attachments: 18-29 Historic Preservation Ordinance Briefed.pdf, HDC Ord. 8.413.amendment.pdf

(See B-1)

- PH-4 [18-1690](#) An Ordinance to Create the Independent Community Police Oversight Commission (Ordinance No. ORD-18-30)

(City Council)

Sponsors: Taylor

Attachments: 18-30 Police Oversight Commission Ordinance Briefed.pdf, ORD-18-30 Police Oversight Commission As Amended 100118.pdf, Ordinance-10-1-18 substitute-track changes.pdf, Ordinance-10-1-18 substitute-clean.pdf, POAM Opposition letter Proposed Ordinance.pdf

(See B-2)

A APPROVAL OF COUNCIL MINUTES

- A-1 [18-1748](#) Work Session of September 13 and Regular Session Meeting Minutes of October 1, 2018

(City Clerk - Jacqueline Beaudry)

Attachments: 09-13-18 Draft Minutes.pdf, 10-01-18 Draft Minutes.pdf, Council Emails 10-1-2018.pdf

B ORDINANCES - SECOND READING

- B-1 [18-1598](#) An Ordinance to Amend Section 8:413 of Chapter 103 (Historic Preservation) of the Code of the City of Ann Arbor Regarding Extension of Authorization for Work in Historic Districts (Ordinance No. ORD-18-29)

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

Attachments: 18-29 Historic Preservation Ordinance Briefed.pdf, HDC Ord. 8.413.amendment.pdf

(See PH-3)

B-2 [18-1690](#)

An Ordinance to Create the Independent Community Police Oversight Commission (Ordinance No. ORD-18-30)

(City Council)

Sponsors: Taylor

Attachments: 18-30 Police Oversight Commission Ordinance Briefed.pdf, ORD-18-30 Police Oversight Commission As Amended 100118.pdf, Ordinance-10-1-18 substitute-track changes.pdf, Ordinance-10-1-18 substitute-clean.pdf, POAM Opposition letter Proposed Ordinance.pdf

(See PH-4)

C **ORDINANCES - FIRST READING****C-1** [18-1789](#)

An Ordinance to Amend Section 9:38 and 9:42 of Chapter 107 (Animals) of the Code of the City of Ann Arbor Regarding the Addition of Ducks to the Referenced Sections

(City Council)

Sponsors: Warpehoski

Attachments: Amendment adding ducks to chicken ordinance.pdf, Amendment adding ducks to chicken ordinance.pdf

(Added 10/12/18) (Revised 10/15/18)

D **MOTIONS AND RESOLUTIONS****DC** **Unfinished Business - Council:****DC-1** [18-1694](#)

Resolution to Increase the FY19 General Fund Budget of the Ann Arbor Police Department by \$30,000.00 to Provide for the Independent Community Police Oversight Commission **(8 Votes Required)**

(City Council)

Sponsors: Taylor and Warpehoski

(Postponed from the 10/1/18 regular session)

DC-2 [18-1695](#)

Resolution to Approve Bylaws of the Independent Community Police Oversight Commission

(City Council)

Sponsors: Taylor

Attachments: Bylaws-ICPOC.pdf

(Postponed from the 10/1/18 regular session)

DC-3 [18-1703](#) Resolution to Appoint Kelly Burris to the Airport Advisory Committee (**7 Votes Required**)

(Mayor's Office)

(Referred from the 10/1/18 regular session)

DC New Business - Council:

DC-4 [18-1754](#) Resolution to Approve the Master Deed for the Collective on Fifth Condominium at 319 S. Fifth Avenue

(City Attorney Services - Stephen K. Postema, City Attorney)

Sponsors: Taylor

Attachments: Master Deed - Collective on Fifth.pdf, Condominium Bylaws - Collective on Fifth.pdf, Condominium Subdivision Plan-Collective on Fifth.pdf

DC-5 [18-1777](#) Resolution Authorizing the City of Ann Arbor to be Listed as a Supporting Municipality in an Amicus Brief to be filed with the Michigan Court of Appeals in *RPF Oil Co v Genesee County and Genesee County Health Dep't* (Ct App Docket No. 344735)

(City Council)

Sponsors: Taylor and Grand

(Added 10/12/18)

DB New Business - Boards and Commissions:

DB-1 [18-1591](#) Resolution to Approve the 1448 Warrington Drive Annexation, 2.25 Acres (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

Attachments: August 21, 2018 Planning Staff Report

(See PH-1)

DB-2 [18-1630](#) Resolution to Approve the Dantzler Annexation, 0.96 Acre, 2861 Stone School Road (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: 2861 Stone School Rd A & Z Staff Report w Attachments 9-5-2018.pdf

(See PH-2)

DS New Business - Staff:

E COMMUNICATIONS FROM THE CITY ATTORNEY

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

- F-1 [18-1612](#) Ann Arbor Public Art Commission 2017-2018 Year-end Report
(Public Services - Craig Hupy)
Attachments: Ann Arbor Public Art Commission Year-end Report 2017-2018.pdf
- F-2 [18-1725](#) Resignation of Sarah Paleg from the Energy Commission
(City Clerk - Jacqueline Beaudry)
Attachments: Sarah Paleg Energy Commission Resignation.pdf
- F-3 [18-1738](#) Communication from the State of Michigan Public Service Commission regarding Public Hearing Notice to Customers of DTE Electric Company in Case No. U-20284, scheduled for October 16, 2018 - City Attorney, Energy (Systems Planning, City Attorney)
(City Clerk - Jacqueline Beaudry)
Attachments: DTE Public hearing Notice U-20284.pdf

G The following minutes were received for filing:

- G-1 [18-1082](#) June 5, 2018 City Planning Commission Meeting Minutes
(Planning and Development Services)
Attachments: 6-5-2018 CPC Minutes .pdf
- G-2 [18-1391](#) Minutes of the May 10, 2018, HDC Meeting
(Planning and Development Services)
Attachments: 5-10-2018 HDC Minutes with Live Links.pdf
- G-3 [18-1392](#) Minutes of the June 14, 2018, HDC Meeting
(Planning and Development Services)
Attachments: 6-14-2018 HDC Minutes with Live Links-rev.pdf
- G-4 [18-1393](#) Minutes of the July12, 2018, HDC Meeting
(Planning and Development Services)
Attachments: 7-12-2018 HDC Minutes with Live Links.pdf

- G-5 [18-1555](#) Transportation Commission Meeting Minutes 8-15-2018
(Transportation Commission - Transportation Commission)
Attachments: August Meeting Minutes_DRAFT.pdf
- G-6 [18-1609](#) LDFA Board Meeting Minutes - July 17, 2018
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: LDFA Board Meeting Minutes - July 17, 2018.pdf
- G-7 [18-1617](#) Airport Advisory Committee Minutes - July 18, 2018
(Fleet & Facilities Services - Matthew J Kulhanek)
Attachments: AAC Minutes 071818.pdf
- G-8 [18-1705](#) Insurance Board Meeting Minutes - September 27, 2018
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Insurance Board Loss Run August 23, 2018.pdf, Insurance Board Minutes 092718.pdf
- G-9 [18-1756](#) Administrative Committee Meeting Minutes - August 29, 2018
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Admin Committee Minutes 8-29-18.DOCX
- G-10 [18-1757](#) Administrative Committee Meeting Minutes - September 17, 2018
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Admin Committee Minutes 9-17-18.docx

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

COMMUNICATIONS FROM COUNCIL

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).

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, OCTOBER 15, 2018 @ 7:00 P.M.

REPLAYS: WEDNESDAY, OCTOBER 17, 2018 @ 8:00 A.M. AND FRIDAY, OCTOBER 19, 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; 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.