



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Thursday, November 8, 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 [18-1929](#) Agenda Response Memo and eComments - November 8, 2018
(City Administrator - Howard S. Lazarus, City Administrator)
Attachments: Agenda Responses 11-8-18Final.pdf
(Added 11/8/18)

AC-2 [18-1930](#) City Administrator's Report - November 8, 2018
(City Administrator - Howard S. Lazarus, City Administrator)
Attachments: 181108 City Administrator's Update Final.pdf
(Added 11/8/18)

INT INTRODUCTIONS

INT-1 [18-1920](#) Proclamation for National Hunger and Homelessness Awareness Week
(Mayor's Office)
(Added 11/5/18)

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. Tom Stulberg - Trinitas Lawsuit (DC-4)
2. Ken Garber - Trinitas Lawsuit (DC-4)
3. Deborah Katz - Trinitas Lawsuit (DC-4)
4. Glen Nelson - City's Spending of County Mental Health & Public Safety Millage Proceeds (DC-3)
5. Kathy Griswold - City's Spending of County Mental Health & Public Safety Millage Proceeds (DC-3)

CC COMMUNICATIONS FROM COUNCIL

MC COMMUNICATIONS FROM THE MAYOR

- MC-1** [18-1900](#) Appointments and Nominations
(Mayor's Office)
(Added 11/5/18)

CA CONSENT AGENDA

- CA-1** [18-1793](#) Resolution to Accept a Water Main Easement at Kingsley Condominiums from Kingsley Condominiums LLC **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Kingsley Condominiums Water Main.pdf
- CA-2** [18-1829](#) Resolution to Accept a Water Main Easement at 1958 S. Industrial Highway from Colonial Lanes Plaza, L.L.C. **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: 1958 S. Industrial Watermain Map.pdf
- CA-3** [18-1726](#) Resolution to Approve a Purchase Order to Dell Marketing L.P. for Replacing Server Equipment (\$34,675.82)
(Information Technology Services - Tom Shewchuk, IT Director)
Attachments: 2018-09 Dell WTP Server Storage
Quote_US_PC_SC_3000029151704.1_2018-09-24.pdf
- CA-4** [18-1648](#) Resolution to Approve the Purchase and Replacement of Carbon from Carbon Activated Corporation for Odor Control Units at the Wastewater Treatment Plant (\$82,000.00)
(WWTP - Craig Hupy, Public Services Area Administrator)

Attachments: Awarded Carbon Activated Bid Packet.pdf, General Services Agreement Carbon Replacement 2018.pdf, ITB_4549 Carbon Replacement.pdf, ITB_4549_Addendum1.pdf, ITB_4549_Addendum2.pdf

- CA-5 [18-1724](#) Resolution to Award Contract for the WTP Ozone Building Chiller Replacement Project to Erie Welding & Mechanical Contractors, Inc., ITB 4550 (\$474,920.00)

(Water Treatment Services Unit - Craig Hupy, Public Services Area Administrator)

Attachments: Erie welding Bid.pdf, Ozone Chiller Bid Documents Front End for Council.pdf

- CA-6 [18-1845](#) Resolution to Approve Change Order No. 1 with Kiser Hydro LLC for Barton Dam Hydroturbine Project and Appropriate Funds (\$151,260.63) **(8 Votes Required)**

(Water Treatment Plant Services - Craig Hupy, Public Services Area Administrator)

Attachments: Kiser_Change Order 1.pdf

- CA-7 [18-1661](#) Resolution to Approve the Purchase of a Stump Cutter from Vermeer Corporation (Sourcewell - \$51,182.00)

(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)

Attachments: Vermeer Stump Grinder Quote.pdf, Sourcewell - Contract 062117-VRM.pdf

- CA-8 [18-1723](#) Resolution to Approve the Purchase of Vehicles from Signature Ford (Macomb County Bid, MiDeal Bid - \$244,536.00)

(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)

Attachments: MiDeal 071B7700180.pdf, Signature - PU Truck Quotes.pdf, Macomb Contract 71-15.pdf, Signature - Police Vehicle Quotes.pdf

- CA-9 [18-1728](#) Resolution to Approve the Purchase of a Pickup Truck from Berger Chevrolet (Oakland County Bid - \$30,691.00)

(Fleet & Facilities Services - Craig Hupy)

Attachments: Berger - PU Truck Quote.pdf, Oakland Contract 005218.pdf

- CA-10 [18-1684](#) Resolution to Re-Petition the Washtenaw County Water Resources Commissioner (WCWRC) for Design and Construction of Stormwater Management Control Measures for the Churchill Park Pond (\$3,200,000.00)

(Systems Planning Services - Craig Hupy, Public Services Area Administrator)

Attachments: petition1

- CA-11 [18-1704](#) Resolution to Approve the Purchase of a Henderson BrineXtreme Infinity Brine Making System from Knapheide Truck Equipment (Sourcewell - \$101,157.50) and Appropriate Funding from the Unobligated Major

(\$84,112.50) and Local Street's (\$17,045.00) Fund Balances **(8 Votes Required)**

(Public Works - Craig Hupy, Public Services Area Administrator)

Attachments: Knapheide Conflict of Interest and Non-Discrimination Forms.pdf, Ann Arbor Brine Extreme Infinity and install NJPA qte. JF00000333-1 Sept. 28, 2019.pdf

CA-12 [18-1820](#)

Resolution of Intent to Vacate the Alley in Block 7 of the Plat of Hamilton, Rose and Sheehan's Addition to the City of Ann Arbor

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

Attachments: Map - Alley as platted.pdf, Map - Alley and Stadium Blvd.pdf, Map - Alley parcel overlay.pdf, Map - Alley aerial overlay.pdf, 1505 White Alley Vacation Staff Report.pdf

CA-13 [18-1834](#)

Resolution to Approve Amendment No. 2 to the Agreement with White Buffalo, Inc. for Wildlife Management Services (\$182,198.50)

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

Attachments: White Buffalo Amendment No 2 EXT.pdf
(Attachment added 11/5/18)

CA-14 [18-1776](#)

Resolution to Approve an Interim Right-of-way License Agreement with Bird Rides, Inc., for the Operation of Electric Scooters in the City of Ann Arbor

(City Administrator - Howard S. Lazarus, City Administrator)

Attachments: Final Agreement with Bird.pdf

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-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 (Ordinance No. ORD-18-31)

(City Council)

Sponsors: Warpehoski

Attachments: ORD-18-31 Animals Ordinance Briefed.pdf, Amendment adding ducks to chicken ordinance.pdf, Amendment adding ducks to chicken ordinance.pdf, ORD-18-31 Animals Ordinance Briefed.pdf

(See B-1)

PH-2 [18-1693](#)

Resolution to Approve Midtown Ann Arbor Condominium Site Plan and Development Agreement, 1420 South Maple Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

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

Attachments: Midtown Condominium SR 080218 and maps for CC.pdf, Midtown Development Agreement DRAFT 080118.docx, Midtown Development Agreement 110818.pdf, Midtown Development Agreement 110818.docx, Notice to City Council - Surrey Park Apartments (003).pdf

(See DB-1)

PH-3 [18-1721](#) Resolution to Approve 132 Hill Street Site Plan (CPC Recommendation: Approval - 8 Years and 0 Nays)

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

Attachments: 132 Hill Staff Report1.pdf, 132 Hill Revised SP 10-5-18.pdf

(See DB-2)

A APPROVAL OF COUNCIL MINUTES

A-1 [18-1910](#) Regular Session Meeting Minutes of October 15, 2018

(City Clerk - Jacqueline Beaudry)

Attachments: 10-15-18 Draft Minutes.pdf, Council Emails 10-15-2018.pdf

B ORDINANCES - SECOND READING

B-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 (Ordinance No. ORD-18-31)

(City Council)

Sponsors: Warpehoski

Attachments: ORD-18-31 Animals Ordinance Briefed.pdf, Amendment adding ducks to chicken ordinance.pdf, Amendment adding ducks to chicken ordinance.pdf, ORD-18-31 Animals Ordinance Briefed.pdf

(See PH-1)

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-1 [18-1695](#) Resolution to Approve Bylaws of the Independent Community Police Oversight Commission

(City Council)

Sponsors: Taylor

Attachments: REVISED Police Commission Bylaws reflecting amendments passed.pdf, Bylaws-ICPOC.pdf

(Postponed from the 10/1/18 and 10/15/18 regular sessions)

DC New Business - Council:

- DC-2 [18-1856](#) Resolution Directing Planning Commission and City Administrator Review of Accessory Dwelling Unit Ordinance Amendments

(City Council)

Sponsors: Warpehoski

Attachments: ADU_Suggested ordinance and policy amendments.pdf

(Attachment added 11/6/18)

- DC-3 [18-1909](#) Resolution to Conduct a Survey of Ann Arbor Residents to Assess Community Preferences Regarding the City's Spending of County Mental Health & Public Safety Millage Proceeds

(City Council)

Sponsors: Lumm

- DC-4 [18-1923](#) Resolution to Approve the Professional Services Agreement with Rosati, Schultz, Joppich, & Amtsbuechler P.C., for Legal Services Relative to Trinitas Development, LLC (\$150,000.00) **(8 Votes Required)**

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

Sponsors: Taylor

(Added 11/5/18)

- DC-5 [18-1924](#) Resolution to Fund Three Outdoor Ice Rinks for FY2019 **(8 Votes Required)**

(City Council)

Sponsors: Grand

(Added 11/6/18)

- DC-6 [18-1926](#) Resolution Requesting ICE Stay the Deportation of Mohamed Soumah

(City Council)

Sponsors: Warpehoski, Smith, Grand, Taylor and Ackerman

(Added 11/7/18)

DB New Business - Boards and Commissions:

- DB-1 [18-1693](#) Resolution to Approve Midtown Ann Arbor Condominium Site Plan and Development Agreement, 1420 South Maple Road (CPC Recommendation: Approval - 6 Years and 0 Nays)

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

Attachments: Midtown Condominium SR 080218 and maps for CC.pdf, Midtown Development Agreement DRAFT 080118.docx, Midtown Development Agreement 110818.pdf, Midtown Development Agreement 110818.docx, Notice to City Council - Surrey Park Apartments (003).pdf

(See PH-2) (Attachments added 11/8/18)

DB-2 [18-1721](#) Resolution to Approve 132 Hill Street Site Plan (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

Attachments: 132 Hill Staff Report1.pdf, 132 Hill Revised SP 10-5-18.pdf

(See PH-3)

DS **New Business - Staff:**

DS-1 [18-1737](#) Resolution Authorizing 2019 Capital Improvement Refunding Bonds (Limited Tax General Obligation) **(8 Votes Required) (Roll Call Vote Required)**

(Financial and Administrative Services - Tom Crawford, CFO)

Attachments: 18-1737 Resolution.pdf

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 [18-1778](#) Non-Discrimination Ordinance Contractor Compliance Summary - Calendar Year 2017

(Financial and Administrative Services - Tom Crawford, CFO)

F-2 [18-1802](#) Third Quarter 2018 Investment Portfolio Report

(Financial and Administrative Services - Matthew V. Horning, Treasurer)

Attachments: Third Quarter 2018 Investment Portfolio Report.pdf

F-3 [18-1813](#) Ann Arbor Area Transportation Authority Board Meeting Minutes of September 20, 2018

(AAATA)

Attachments: AAATA Minutes 9-20-18.pdf

F-4 [18-1827](#) Resignation from the Local Officers' Compensation Commission by Robert Picken

(City Clerk - Jacqueline Beaudry)

Attachments: Picken - Resignation from LOCC.pdf

- F-5 [18-1828](#) Resignation from the Housing and Human Services Advisory Board by Nicholas Yribar

(City Clerk - Jacqueline Beaudry)

Attachments: Yribar - Resignation from HHSAB.pdf

- F-6 [18-1853](#) City of Ann Arbor Public Act 202 of 2017 Pension Report

(Financial and Administrative Services - Karen Lancaster, Finance Director)

Attachments: PA 202 cover memo - 2018.pdf, Pension_and_OPEB__Reporting_City of Ann Arbor FY2018_812010.pdf

- F-7 [18-1808](#) Traffic Calming Program Update - Revised

(Transportation Commission)

Attachments: Draft Resolution.pdf, Traffic Calming Program Update - Process Overview_UPDATED.pdf, Traffic Calming Program Update - Process Overview_UPDATED_tracked changes.pdf

(Added 11/8/18)

G The following minutes were received for filing:

- G-1 [18-1074](#) Design Review Board Meeting Minutes of April 18, 2018

(Design Review Board)

Attachments: 4-18-2018 DRB Minutes Amended .pdf

- G-2 [18-1512](#) City Planning Commission Meeting Minutes of June 19, 2018

(Planning and Development Services)

Attachments: 6-19-2018 CPC Meeting Minutes with Live Links.pdf

- G-3 [18-1575](#) Historic District Commission Meeting Minutes of August 16, 2018

(Planning and Development Services)

Attachments: 8-16-2018 HDC Minutes with Live Links.pdf

- G-4 [18-1601](#) Parks Advisory Commission Meeting Minutes of July 17, 2018

(Parks Advisory Commission)

Attachments: 7-17-2018 PAC Minutes .pdf

- G-5 [18-1681](#) City Planning Commission Meeting Minutes of August 8, 2018

(Planning and Development Services)

Attachments: 8-8-2018 CPC Minutes .pdf

- G-6 [18-1682](#) City Planning Commission Meeting Minutes of September 5, 2018

(Planning and Development Services)

Attachments: 9-5-2018 CPC Minutes .pdf

- G-7 [18-1706](#) Downtown Development Authority Board, Executive, Partnerships, Capital Improvements, Operations and Finance Committees Minutes September 2018

(Downtown Development Authority - Susan Pollay)

Attachments: DDA Minutes September 2018

- G-8 [18-1709](#) Downtown Area Citizens Advisory Council Meeting Minutes for October 2, 2018

(Downtown Development Authority - Susan Pollay)

Attachments: CAC Minutes October 2 2018

- G-9 [18-1710](#) Greenbelt Advisory Commission Meeting Minutes of July 12, 2018

(Community Services)

Attachments: 07-12-18.pdf

- G-10 [18-1711](#) Greenbelt Advisory Commission Meeting Minutes of January 4, 2018

(Community Services)

Attachments: GAC Minutes 01-04-18.pdf

- G-11 [18-1801](#) Election Commission Meeting Minutes - August 24, 2018 Special Meeting

(Election Commission - Jacqueline Beaudry)

Attachments: EC Minutes 2018-08-24.pdf

- G-12 [18-1848](#) Employees' Retirement System Board Meeting Minutes of September 20, 2018

(Employees' Retirement System Board)

Attachments: B 9.20.18 Board Minutes.pdf

- G-13 [18-1849](#) Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of September 20, 2018

(Retiree Health Care Benefit Plan & Trust Board)

Attachments: B VEBA 9.20.18 Minutes.pdf

- G-14 [18-1632](#) Zoning Board of Appeals Meeting Minutes of August 22, 2018

(Zoning Board of Appeals)

Attachments: 8-22-2018 ZBA Minutes .pdf

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: THURSDAY, NOVEMBER 8, 2018 @ 7:00 P.M.

REPLAYS: FRIDAY, NOVEMBER 10, 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.