

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

<http://a2gov.legistar.com/Calendar.aspx>



Meeting Minutes - Draft

Tuesday, January 18, 2022

7:00 PM

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

Larcom City Hall, 301 E Huron St, Second floor, City Council
Public commentary can be made in person or by calling: 877 853

Chambers
5247 or 888 788 0099

City Council

Enter Meeting ID 942 1273 2148

CALL TO ORDER

Mayor Christopher Taylor called the meeting of the Ann Arbor City Council to order at 7:01 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

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 - Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Jeff Hayner, Councilmember Kathy Griswold, Councilmember Elizabeth Nelson, Councilmember Ali Ramlawi, Councilmember Erica Briggs, Councilmember Lisa Disch, Councilmember Linh Song, Councilmember Jen Eyer and Councilmember Travis Radina

APPROVAL OF AGENDA

A motion was made by Councilmember Radina, seconded by Councilmember Briggs, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Interim City Administrator Milton Dohoney Jr. submitted the following written reports for the information of Council:

AC-1 [22-0030](#) Memorandum from City Administrator - Response to Resolution R-18-291 - FY22Q2 Equity & Inclusion Report - January 18, 2022

Received and Filed

AC-2 [22-0038](#) Gelman Plume and 1,4-Dioxane Update: August - October and October - December 2021

Received and Filed

AC-3 [22-0112](#) Agenda Response Memo and eComments - January 18, 2022

Received and Filed

AC-4 [22-0136](#) City Administrator's Report - January 18, 2022

Received and Filed

INT INTRODUCTIONS

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**

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

1. **Rabbi Nadav Caine - Resolution Condemning Antisemitism (DC-1) (in-person)**
Rabbi Nadav Caine, resident, spoke in support of DC-1, the Resolution Condemning Antisemitism.

2. **Eileen Freed - Resolution Condemning Antisemitism (DC-1) (in-person)**
Eileen Freed, resident, spoke in support of DC-1, the Resolution Condemning Antisemitism.

3. **Deborah Ball - Resolution Condemning Antisemitism (DC-1) (in-person)**
Deborah Ball, of Dexter, Michigan, spoke in support of DC-1, the Resolution Condemning Antisemitism.

4. **Roger Cone - Resolution Condemning Antisemitism (DC-1) (in-person)**
Roger Cone, resident, spoke in support of DC-1, the Resolution Condemning Antisemitism.

5. Zackariah Farah - Resolution Requesting the Completion of a Feasibility Study to Advance SEU (DC-6) (in-person)

Zackariah Farah, resident, spoke in support of DC-6, the Resolution Requesting the Completion of a Feasibility Study to Advance a Local Municipal Sustainable Energy Utility.

6. Robert Joerg - Resolution Requesting the Completion of a Feasibility Study to Advance SEU (DC-6) (in-person)

Robert Joerg, resident, spoke in support of DC-6, the Resolution Requesting the Completion of a Feasibility Study to Advance a Local Municipal Sustainable Energy Utility.

7. Adam Jaskiewicz - Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter (DC-3) (phone)

Adam Jaskiewicz, resident, spoke in support of DC-3, the Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter.

8. Erich Zechar - Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter (DC-3) (phone)

Erich Zechar, resident, spoke in support of DC-3, the Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter.

9. Rita Mitchell - Resolution Requesting the Completion of a Feasibility Study to Advance SEU (DC-6) (phone)

Rita Mitchell, resident, spoke in support of DC-6, the Resolution Requesting the Completion of a Feasibility Study to Advance a Local Municipal Sustainable Energy Utility.

10. Ian Robinson - Resolution Requesting the Completion of a Feasibility Study to Advance SEU (DC-6) (phone)

Ian Robinson, resident, spoke in support of DC-6, the Resolution Requesting the Completion of a Feasibility Study to Advance a Local Municipal Sustainable Energy Utility.

Alternates:

1. **Jonah Seinfeld-Chopp - Resolution Condemning Antisemitism (DC-1) (in-person)**

2. **Zachary Storey - Resolution to Begin Discussions with U-M for 2,000 Units of Workforce Housing on U-M's North Campus (DC-2) (in-person)**

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER GRISWOLD

Councilmember Griswold stated Senator Irwin is working on legislation to allow for continued virtual meetings. She noted that Council was currently meeting in person due to the requirements of the OMA.

Councilmember Griswold urged residents to use A2FixIt.

COUNCILMEMBER RADINA

Councilmember Radina dedicated his moment of silence to local activist Doug Kelley.

COUNCILMEMBER BRIGGS

Councilmember Briggs spoke about the fact that race-based restrictions still exist in deeds throughout the City.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [22-0005](#) Appointments - Confirmations

Mayor Taylor requested confirmation of the following appointments that were presented at the January 3, 2022 Regular Session of Council:

Downtown Area Citizens' Advisory Council

John Splitt

207 W. William St.

Ann Arbor, Michigan 48104

Term End Date: May 31, 2024

Housing Board of Appeals

Todd Ciesielski - Partial Term

403 Snyder Avenue

Ann Arbor, Michigan 48103

Term End Date: May 31, 2023

Robin Grosshuesch - Partial Term

719 Spring Street

Ann Arbor, Michigan 48103

Term End Date: May 31, 2023

A motion was made by Councilmember Radina, seconded by Councilmember Griswold, that the Appointments be approved. On a voice vote, the Mayor declared the motion carried.

MC-2 [22-0137](#) Appointments - Confirmations

Mayor Taylor presented the following nomination to City Council for approval at a later date:

Downtown Citizens' Advisory Commission

Steve Palms - Partial Term

505 E. Huron St.

Ann Arbor, MI 48104

Term Ending: May 31, 2024

Referred to the City Council due back on 2/7/2022

CA **CONSENT AGENDA**

Passed on consent agenda

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

CA-1 21-2213 Enactment No: R-22-007 Approved

Resolution to Award a Construction Contract to SAK Construction, LLC (\$5,946,305.00, Bid No. ITB-4693) for the 2020 & 2021 Sewer Lining Project

CA-2 21-2266 Enactment No: R-22-008 Approved

Resolution to Approve the Purchase of One Vehicle from Signature Ford (MiDeal Bid - \$47,400.00)

CA-3 22-0029 Enactment No: R-22-009 Approved

Resolution to Approve Street Closings for the Shamrocks and Shenanigans 5K Run/Walk - Sunday, March 13, 2022

CA-4 22-0031 Enactment No: R-22-010 Approved

Resolution to Approve Street Closings for the University of Michigan Big House 5K on Sunday, April 10, 2022

CA-5 22-0034 Enactment No: R-22-011 Approved

Resolution Authorizing Summary Publication of Ordinance 21-37 - An Ordinance to Amend Sections 5.22.3 (Storm Water Management and Soil Erosion) and 5.29.6 (Site Plans) of Chapter 55 (Unified Development Code) of Title V of the code of The City of Ann Arbor - Amendments to Storm Water Management and Soil Erosion and Site Plans

CA-6 22-0048 Enactment No: R-22-012 Approved

Resolution to Approve the DDA Board's Hire of an Executive Director

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 [21-1752](#) An Ordinance to Amend Chapter 55 (Unified Development Code) Zoning of 0.4 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), 559 Riverview Drive (CPC Recommendation: Approval - 9 Years and 0 Nays) (ORD-21-40)

A public hearing was conducted on the proposed amendment to Chapter 55 (Unified Development Code) Zoning of 0.4 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), 559 Riverview Drive (CPC Recommendation: Approval - 9 Years and 0 Nays) (ORD-21-40). Notice of public hearing was published on December 30, 2021.

Seeing no one present for comment, the Mayor declared the hearing closed.

Held and Closed

PH-2 **21-2255** An Ordinance to Repeal and Replace Section 9:62 of Chapter 108 (Disorderly Conduct) of Title IX (Police Regulations) of the Code of the City of Ann Arbor (ORD-22-01)

A public hearing was conducted on the proposed Ordinance to Repeal and Replace Section 9:62 of Chapter 108 (Disorderly Conduct) of Title IX (Police Regulations) of the Code of the City of Ann Arbor. Notice of public hearing was published on January 6, 2022.

The following persons were present to speak at the hearing:

An unknown speaker spoke on behalf of victims of human trafficking crimes.

Peg Talbert, Ward 5, spoke as a policy and victim advocate. She urged Council to leave the current ordinance as is and wait to see what changes are made in Lansing.

An unknown speaker stated she is a former human trafficking victim. She spoke in support of laws against these crimes.

Seeing no further comment, Mayor Taylor declared the hearing closed.

Held and Closed

PH-3 **21-2250** **Enactment No:** **Held and Closed**

Held and Closed

Resolution to Approve the Annexation of 5 properties Associated with The Village of Ann Arbor Site Plan for City Council Including 1680 Dhu Varren (67.599 acres), 2670 Pontiac Trail (1.859 Acres), 2672 Pontiac Trail (1.256 Acres), 2678 Pontiac Trail (1.245 Acres), and 2682 Pontiac Trail (1.248 Acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve the Annexation of 5 properties Associated with The Village of Ann Arbor Site Plan for City Council Including 1680 Dhu Varren (67.599 acres), 2670 Pontiac Trail (1.859 Acres), 2672 Pontiac Trail (1.256 Acres), 2678 Pontiac Trail (1.245 Acres), and 2682 Pontiac Trail (1.248 Acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays). Notice of public hearing was published on January 6, 2022.

Ken Garber, Haverhill Court, spoke about the need to enforce

sustainability requirements on new development.

Seeing no further comment, Mayor Taylor declared the public hearing closed.

A APPROVAL OF COUNCIL MINUTES

A-1 [22-0046](#) Regular Session Meeting Minutes of January 3, 2022

A motion was made by Councilmember Griswold, seconded by Councilmember Disch, that the Regular Session Meeting Minutes of January 3, 2022 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

B-1 [21-1752](#) An Ordinance to Amend Chapter 55 (Unified Development Code) Zoning of 0.4 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), 559 Riverview Drive (CPC Recommendation: Approval - 9 Years and 0 Nays) (ORD-21-40)

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

B-2 [21-2255](#) An Ordinance to Repeal and Replace Section 9:62 of Chapter 108 (Disorderly Conduct) of Title IX (Police Regulations) of the Code of the City of Ann Arbor (ORD-22-01)

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

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DB New Business - Boards and Commissions:

DB-1 21-2250 Enactment No: R-22-013 Approved

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

Yeas: 10 - Mayor Taylor, Councilmember Grand, Councilmember Griswold, Councilmember Nelson, Councilmember Ramlawi, Councilmember Briggs, Councilmember Disch, Councilmember Song, Councilmember Eyer and Councilmember Radina

Nays: 1 - Councilmember Hayner

Resolution to Approve the Annexation of 5 properties Associated with The Village of Ann Arbor Site Plan for City Council Including 1680 Dhu Varren (67.599 acres), 2670 Pontiac Trail (1.859 Acres), 2672 Pontiac Trail (1.256 Acres), 2678 Pontiac Trail (1.245 Acres), and 2682 Pontiac Trail (1.248 Acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

DC New Business - Council:

DC-1 22-0022 Enactment No:

Sponsors: Taylor, Grand, Song, Radina, Eyer, Griswold and Briggs

A motion was made by Councilmember Grand, seconded by Councilmember Song, that the Resolution be approved.

Resolution Condemning Antisemitism

22-0022 Enactment No: **Amended**

A motion was made by Councilmember Ramlawi, seconded by Councilmember Griswold, that the Resolution be amended as follows:

Amend RESOLVED Clause:

...each of whom has the right to worship, gather, and celebrate free from [intimidation, harassment, and fear of violence.] **INTIMIDATING AND HARASSING EXPRESSIONS OF ANTISEMITISM AND WITHOUT FEAR.**

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

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

Yeas: 3 - Councilmember Hayner, Councilmember Griswold and Councilmember Ramlawi

Nays: 8 - Mayor Taylor, Councilmember Grand, Councilmember Nelson, Councilmember Briggs, Councilmember Disch, Councilmember Song, Councilmember Eyer and Councilmember Radina

Resolution Condemning Antisemitism

22-0022 Enactment No: **Amended**

A motion was made by Councilmember Ramlawi, seconded by Councilmember Griswold, that the Resolution be amended as follows:

Amend RESOLVED Clause:

...and cease their weekly show of [aggressive] bigotry;

[Brackets] indicate deleted language.

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

Yeas: 2 - Councilmember Hayner and Councilmember Ramlawi

Nays: 9 - Mayor Taylor, Councilmember Grand, Councilmember Griswold, Councilmember Nelson, Councilmember Briggs, Councilmember Disch, Councilmember Song, Councilmember Eyer and Councilmember Radina

Resolution Condemning Antisemitism

22-0022 Enactment No: R-22-014 Approved

The question being, the motion that was made by Councilmember Grand, seconded by Councilmember Song, that the Resolution be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously.

***It was clarified that Councilmember Hayner who temporarily stepped away from the table intended to vote in the affirmative on the voice vote.**

Resolution Condemning Antisemitism

RECESS

Mayor Taylor declared a recess at 9:10 p.m. and reconvened the meeting at 9:15 p.m.

DC-2 22-0095 Enactment No:

Sponsors: Griswold and Hayner

A motion was made by Councilmember Griswold, seconded by Councilmember Disch, that the Resolution be approved.

Resolution to Begin Discussions with University of Michigan (U-M) for 2,000 Units of Workforce Housing on U-M’s North Campus and Agreement on Additional Student and Employee Residential Units Commensurable with U-M’s Growth

22-0095 Enactment No: Referred

A motion was made by Councilmember Eyer, seconded by Councilmember Song, that the Resolution be referred to the City Planning Commission, EDC, Transportation Commission, Energy Commission, and Environmental Commission. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Taylor, Councilmember Grand, Councilmember Griswold, Councilmember Briggs, Councilmember Disch, Councilmember Song, Councilmember Eyer and Councilmember Radina

Nays: 3 - Councilmember Hayner, Councilmember Nelson and Councilmember Ramlawi

Resolution to Begin Discussions with University of Michigan (U-M) for 2,000 Units of Workforce Housing on U-M's North Campus and Agreement on Additional Student and Employee Residential Units Commensurable with U-M's Growth

The motion to refer the resolution including a referral to the following Boards and Commissions:

- Planning Commission*
- Transportation Commission*
- Economic Development Corporation*
- Energy Commission*
- Environmental Commission*

DC-3 22-0097 Enactment No: R-22-015 Approved

Sponsors: Briggs, Grand and Griswold

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

Yeas: 11 - Mayor Taylor, Councilmember Grand, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson, Councilmember Ramlawi, Councilmember Briggs, Councilmember Disch, Councilmember Song, Councilmember Eyer and Councilmember Radina

Nays: 0

Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter

DC-4 22-0099 Enactment No:

Sponsors: Griswold and Briggs

A motion was made by Councilmember Grand, seconded by Councilmember Briggs, that the Resolution be approved.

Resolution Concerning the Need for Reliability Improvements and Technical

Upgrades for DTE Streetlights

22-0099 Enactment No: **Postponed**

A motion was made by Councilmember Griswold, seconded by Councilmember Ramlawi, that the Resolution be postponed until 3/7/2022. On a voice vote, the Mayor declared the motion carried.

Resolution Concerning the Need for Reliability Improvements and Technical Upgrades for DTE Streetlights

DC-5 22-0101 Enactment No: R-22-016 **Approved**

Sponsors: Griswold and Briggs

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

Resolution Concerning the City's Streetlight System, Prioritization of Equipment Upgrades, and Improvements to Outage Reporting and Minimizing Repair Times

DC-6 22-0076 Enactment No: R-22-017 **Approved**

Sponsors: Radina, Briggs, Eyer, Ramlawi, Taylor, Nelson, Griswold and Disch

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

Resolution Requesting the Completion of a Feasibility Study Regarding Creation of a Traditional Municipal Electric Utility and an Evaluation of Other Energy Pathways to Achieve the City's Clean Energy Goals, Along with Initiation of Next Steps to Advance a Local Municipal Sustainable Energy Utility (SEU)

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).

None.

E & F CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

E The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Ramlawi, seconded by Councilmember Radina, that the Clerk's Report of Communications, Petitions and Referrals be approved as presented. On a voice vote, the Mayor declared the motion carried.

- E-1** [22-0010](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) regarding the issuance and completion of Permit No. WRP031893 - Ann Arbor Public Services - Sustainability

- E-2** [22-0011](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) regarding the issuance and completion of Permit No. WRP031953 - Ann Arbor Public Services - Sustainability

- E-3** [22-0037](#) Stephen Dolen - Resignation from the Transportation Commission

- E-4** [22-0066](#) Nathaniel Graulich - Resignation from the Independent Community Police Oversight Commission

- E-5** [22-0070](#) Molly McFarland - Resignation from the Downtown Development Authority

- E-6** [22-0090](#) Charlotte Wilson - Resignation from the Zoning Board of Appeals

F The following minutes were received for filing:

- F-1** [21-2267](#) Insurance Board Meeting Minutes - December 16, 2021
- F-2** [22-0006](#) The City of Ann Arbor Employees' Retirement System Board Meeting Minutes of November 18, 2021
- F-3** [22-0007](#) The City of Ann Arbor Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of November 18, 2021
- F-4** [22-0009](#) Board of Review December 14, 2021 Minutes

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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

Henry Herskovitz, resident, spoke in opposition to the recently approved Resolution regarding Antisemitism, stating concerns with Jewish power.

Donnell Wyche, resident, spoke about B-2, stating transactional sex work should not be considered a crime.

Adam Goodman, resident, stated he was encouraged by the passage of DC-3.

Ralph McKee, Ward 5, spoke about the latest Salvatore report.

Petals Sandcastle, resident, spoke about the City proposals for spending the ARPA funds. He urged Council to consider projects that supported the arts.

Abdulrahman Ateya, resident, spoke about affordable housing.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER GRISWOLD

Councilmember Griswold spoke about the Peace Corps.

COUNCILMEMBER GRAND

Councilmember Grand urged residents to sign up for free COVID-19 test kits at Covidtest.gov

COUNCILMEMBER HAYNER

Councilmember Hayner thanked the public who called in or came to speak.

ADJOURNMENT

A motion was made by Councilmember Eyer, seconded by Councilmember Nelson, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:59 p.m.

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

**LIVE: TUESDAY, JANUARY 18, 2022 @ 7:00 P.M.
REPLAY: FRIDAY, JANUARY 21, 2022 @ 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.