

City of Ann Arbor

*301 E. Huron St.
Ann Arbor, MI 48104
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Meeting Minutes - Draft

Monday, January 9, 2023

7:00 PM

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

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Enter Meeting ID 942 1273 2148

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

City Council

CALL TO ORDER

Mayor Christopher Taylor called the meeting of the Ann Arbor City Council to order at 7:00 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron Street.

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 Erica Briggs, Councilmember Lisa Disch, Councilmember Linh Song, Councilmember Jen Eyer, Councilmember Travis Radina, Councilmember Cynthia Harrison, Councilmember Ayesha Ghazi Edwin, Councilmember Chris Watson, Councilmember Dharma Akmon and Councilmember Jennifer Cornell

APPROVAL OF AGENDA

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

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Milton Dohoney Jr. presented the following written reports for information of Council.

AC-1 22-2149 Agenda Response Memo and eComments - January 9, 2023

Received and Filed

AC-2 22-2153 Memorandum Providing Update Regarding Resolution R-22-015 - Resolution to Improve the Safety and Accessibility of Sidewalks in the Winter

Received and Filed

AC-3 23-0020 City Administrator's Report - January 9, 2023
Received and Filed

INT INTRODUCTIONS

INT-1 22-2040 Independent Community Police Oversight Commission (ICPOC) Monthly Update
Frances Todoro-Hargreaves, Chair of the Independent Community Police Oversight Commission, gave her monthly update to City Council.
Received and Filed

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**

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

1. **Kasey Cline - Rezoning of 0.19 Acres from R4C (Multiple-Family Dwelling District) to PUD at 530 N. Division Street Zoning and Supplemental Regulations (C-1) (phone)**
Kasey Cline, resident of Traverse City, spoke about the proposed rezoning of 530 N. Division, expressing concern about the change in character of the neighborhood.

2. **Ed Mahony - Rezoning of 0.19 Acres from R4C (Multiple-Family Dwelling District) to PUD at 530 N. Division Street Zoning and Supplemental Regulations (C-1) (in person)**
Ed Mahony, resident, spoke in opposition to the proposed rezoning of 530 N. Division.

3. **Daniel Adams - Repealing the Center of the City Commons Charter Amendment (phone)**
Daniel Adams, resident, spoke about repealing the City Charter amendment that created the Center of the City Commons.

4. **Adam Goodman - Pedestrian Safety on Jackson Ave (in person)**

Adam Goodman, resident, spoke about a recent pedestrian accident on Jackson Avenue near Veteran's Memorial Park, stating he has previously expressed concern about the safety risks on this street and the fact that there aren't any marked pedestrian crossings at this location.

5. **Blaine Coleman - We Are Against Military Aid to Israel (in person)**

Blaine Coleman, resident, spoke against military aid to Israel and urged Council to pass a resolution stating the same.

6. **Mozhgan Savabieasfahani - We Are Against Military Aid to Israel (in person)**

Mozhgan Savabieasfahani, resident, spoke about human rights abuses in the Middle East and Palestine.

7. **Peter Allen - PROS Plan (DB-3)**

Peter Allen, resident, spoke about urban planning and the proposed PROS plan.

CC COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER SONG**

Councilmember Song updated the public on the current lunar year and the fact that 2023 is the year of the rabbit. UM will be hosting several events highlighting these celebrations.

COUNCILMEMBER GHAZI EDWIN

Councilmember Ghazi Edwin provided updates from the Commission on Disability Issues and the Human Rights Commission. She stated the Commission on Disability Issues is working with staff to create an ADA Coordinator position. The HRC is working on revisions to the current Non-Discrimination Ordinance, said Ghazi Edwin.

COUNCILMEMBER HARRISON

Councilmember Harrison announced her upcoming constituent coffee hour.

COUNCILMEMBER AKMON

Councilmember Akmon updated the public on the DDA's Get Downtown winter challenge. She encouraged Council and the public to participate.

Councilmember Akmon spoke about protected bike lanes and enforcement of illegal parking in the lanes. She stated AAPD is going to start tracking citations.

COUNCILMEMBER CORNELL

Councilmember Cornell updated the public regarding her upcoming coffee hour with Councilmember Briggs.

COUNCILMEMBER WATSON

Councilmember Watson updated the public regarding his upcoming

Ward 2 coffee hour. He also spoke about the Earhart Road improvement project.

COUNCILMEMBER BRIGGS

Councilmember Briggs updated the public regarding upcoming meetings on the City's proposed Unarmed Crisis Response. Two more sessions are scheduled in the coming weeks.

Councilmember Briggs encouraged residents who need assistance to look at the A2 Snow Match program.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 22-1963 Appointments - Confirmations

Mayor Taylor requested confirmation of the following Appointments that were presented to City Council for consideration at the December 19, 2022 Regular Session:

*Zoning Board of Appeals
Grace Whitney
Term Ending: May 31, 2025*

*Airport Advisory Committee
Frederick Hall
Term Ending: May 31, 2025*

*Rosemary Faulkner-Partial Term
Term Ending: May 31, 2024*

*Renter's Commission
Robert Droppelman - Landlord Non-voting
Term Ending: May 31, 2024*

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

CA CONSENT AGENDA

Passed on consent agenda

A motion was made by Councilmember Disch, seconded by Councilmember Ghazi Edwin, that the following Consent Agenda Items be approved as presented. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirements of CA-1, CA-2, CA-3, CA-4, CA-5, CA-6, CA-9, CA-10 and CA-11.

- CA-1 22-1931 Enactment No: R-23-001**
Resolution to Approve a Professional Services Agreement with Michigan State University to Create a Software Tool to Evaluate Water Quality and Appropriate \$250,000.00 (8 Votes Required)
- CA-2 22-1933 Enactment No: R-23-002** **Approved**
Resolution to Approve Amendment No. 3 to the License and Services Agreement with Tyler Technologies, Inc., Amend the FY23 Budget, and Appropriate Necessary Funds (\$169,764.00) (8 Votes Required)
- CA-3 22-1951 Enactment No: R-23-003** **Approved**
Resolution to Approve Participation in the Purchase of a Conservation Easement on the Larson Property in Webster Township, Approve a Participation Agreement with Webster Township, and Appropriate \$81,000.00 (8 Votes Required)
- CA-4 22-1952 Enactment No: R-23-004** **Approved**
Resolution to Approve Participation in the Purchase of a Conservation Easement on the Cares II Property in Webster Township, Approve a Participation Agreement with Webster Township, and Appropriate \$54,000.00 (8 Votes Required)
- CA-5 22-1904 Enactment No: R-23-005** **Approved**
Resolution to Award a Construction Contract to Metro Controls, Inc. for the Wheeler Service Center Building Management System Modernization Project (RFP 22-65, \$131,200.00), and to Appropriate \$131,200.00 from the Wheeler Service Center Fund Balance (8 Votes Required)

- CA-6 22-1955 Enactment No: R-23-006 Approved**
Resolution to Approve an Amendment to the Construction Contract with the Michigan Department of Transportation for the Scio Church Road Resurfacing Project (\$3,576,100.00) and to Appropriate \$85,000.00 from the Water Supply Fund (8 Votes Required)
- CA-7 22-1902 Enactment No: R-23-007 Approved**
Resolution to Approve a Professional Services Agreement with Arcadis of Michigan, LLC for the Source Water Master Plan - RFP No. 22-61 (\$242,420.00)
- CA-8 22-1870 Enactment No: R-23-008 Approved**
Resolution to Rescind Resolution R-22-214 for a Power Purchase Agreement with Enerlogics Networks, Inc., Approve a Construction Contract with Enerlogics Networks, Inc. for the Purchase and Installation of Solar at City Facilities, to Reallocate Funding for Solar Projects Previously Approved, and to Appropriate Necessary Funds (\$8,133,255.00) (8 Votes Required)
- CA-9 22-1920 Enactment No: R-23-009 Approved**
Resolution to Authorize the Purchase of Vehicles from Lunghamer Ford and to Appropriate \$40,295.00 in Funding from the General Fund Balance (State of Michigan MiDeal - \$538,721.00) (8 Votes Required)
- CA-10 22-2038 Enactment No: R-23-010 Approved**
Resolution to Accept an Amended Grant of Easement for 40 Foot Watermain from Maple Center Investments LLC at Maple Center Condominium (8 Votes Required)
- CA-11 22-2039 Enactment No: R-23-011 Approved**
Resolution to Accept an Amended Grant of Easement for 44 Foot Watermain from Maple Center Investments LLC at Maple Center Condominium (8 Votes Required)

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 22-1930 Enactment No: ORD-22-18 Held and Closed

An Ordinance to Amend Chapter 14 (Purchasing, Selling and Contracting Procedure) of Title I of the Code of the City of Ann Arbor related to the Best Value Procurement Program (ORD-22-18)

A public hearing was conducted on the proposed Ordinance to Amend Chapter 14 (Purchasing, Selling and Contracting Procedure) of Title I of the Code of the City of Ann Arbor related to the Best Value Procurement Program (ORD-22-18). Notice of public hearing was published December 22, 2022.

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

Held and Closed

PH-2 22-1945 Enactment No: R-23-015 Held and Closed

Resolution to Approve Annexation of 2118 Victoria Circle (0.394 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve Annexation of 2118 Victoria Circle (0.394 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays). Notice of public hearing was published on December 15, 2022.

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

Held and Closed

PH-3 22-1946 Enactment No: R-23-016 Held and Closed

Resolution to Approve Annexation of 2520 Pontiac Trail (1.836 acres) & 2540 Pontiac Trail (4.061 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve Annexation of 2520 Pontiac Trail (1.836 acres) & 2540 Pontiac Trail (4.061 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays). Notice of public hearing was published on December 15, 2022.

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

Held and Closed

- PH-4 22-2041 Enactment No: R-23-017 Held and Closed**
Resolution to Adopt the 2023-2027 Parks and Recreation Open Space Plan (Adopted by the CPC on January 4, 2023)

A public hearing was conducted on the proposed Resolution to Adopt the 2023-2027 Parks and Recreation Open Space Plan (Adopted by the CPC on January 4, 2023). Notice of public hearing was published December 22, 2022.

The following persons were present to speak at the hearing:

Larry Deck, resident.

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

Held and Closed

A APPROVAL OF COUNCIL MINUTES

- A-1 22-2052** Regular Session Meeting Minutes of December 19, 2022

A motion was made by Councilmember Disch, seconded by Councilmember Ghazi Edwin, that the Regular Session Meeting Minutes of December 19, 2022 be approved. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

- B-1 22-1930 Enactment No: ORD-22-18 Adopted on Second Reading**
An Ordinance to Amend Chapter 14 (Purchasing, Selling and Contracting Procedure) of Title I of the Code of the City of Ann Arbor related to the Best Value Procurement Program (ORD-22-18)

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

C ORDINANCES - FIRST READING

- C New Business - Staff:**

DC-3 22-2155 Enactment No: R-23-014 Approved
Resolution to Revise Previous Approval of Issuance of New Full-Year Class C Quota Liquor License in the City of Ann Arbor to A2WINEMAN, LLC

Sponsors: Council Liquor License Review Committee

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

DB New Business - Boards and Commissions:

DB-1 22-1945 Enactment No: R-23-015 Approved
Resolution to Approve Annexation of 2118 Victoria Circle (0.394 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

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

DB-2 22-1946 Enactment No: R-23-016 Approved
Resolution to Approve Annexation of 2520 Pontiac Trail (1.836 acres) & 2540 Pontiac Trail (4.061 acres) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

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

DB-3 22-2041 Enactment No: R-23-017 Approved
Resolution to Adopt the 2023-2027 Parks and Recreation Open Space Plan (Adopted by the CPC on January 4, 2023)

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

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 Disch, seconded by Councilmember Ghazi Edwin, 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 22-2049** Communication from the State of Michigan Department of Treasury - State Tax Commission Regarding the Issuance of an Industrial Facility Exemption Certificate to Sartorius Bioanalytical Instruments, Inc.
- E-2 22-2124** DDA Annual Report for the Fiscal Year Ending June 30, 2022 as Required by PA 57 of 2018
- E-3 22-2129** 2022 Annual Report of the Economic Development Corporation

F The following minutes were received for filing:

- F-1 22-2001** Budget and Labor Committee, April 13 2022 Meeting Minutes
- F-2 22-2037** Downtown Area Citizens Advisory Council Meeting Minutes for December 6, 2022
- F-3 22-2047** Council Administration Committee Minutes - October 11, 2022
- F-4 22-2055** Insurance Board Meeting Minutes - December 15, 2022

- F-5** **22-1601** Airport Advisory Committee Minutes - July 20, 2022
- F-6** **22-2019** November 8, 2022 Energy Commission Meeting Minutes
- F-7** **22-1954** COC Draft Minutes November 3, 2022

G **COMMUNICATIONS FROM THE CITY ATTORNEY**

None.

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.**

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(Not necessary.)

ADJOURNMENT

A motion was made by Councilmember Cornell, seconded by Councilmember Akmon, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 8:16 p.m.

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

**LIVE: MONDAY, JANUARY 9, 2023 @ 7:00 P.M.
REPLAY: FRIDAY, JANUARY 13, 2023 @ 8:00 P.M.**

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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.

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

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