

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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



Meeting Minutes - Final

Monday, January 22, 2024

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
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.

City Council

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

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

Councilmember Eyer arrived at 7:03 p.m.

Present: 9 - Mayor Christopher Taylor, Councilmember Erica Briggs, Councilmember Lisa Disch, Councilmember Linh Song, Councilmember Jen Eyer, Councilmember Travis Radina, Councilmember Ayesha Ghazi Edwin, Councilmember Chris Watson and Councilmember Jennifer Cornell

Absent: 2 - Councilmember Cynthia Harrison and Councilmember Dharma Akmon

APPROVAL OF AGENDA

A motion was made by Councilmember Briggs, seconded by Councilmember Cornell, that the Agenda be approved. 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 [24-0091](#) Agenda Response Memo and eComments

Received and Filed

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

Received and Filed

AC-3 [24-0113](#) City Administrator's Report - January 22, 2024

Received and Filed

INT INTRODUCTIONS

INT-1 [23-2125](#) Downtown Development Authority (DDA) Update

Maura Thomson, Interim Director of the DDA, was present to provide an update from the organization. A copy of the presentation is on file in the City Clerk's Office.

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**

**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)

Luis Vazquez, resident, spoke in support of progressive development in the downtown.

2. **Alan Haber - Resolution to Hire DDA Executive Director (DC-1) (in person)**
Alan Haber, resident, spoke about the downtown.

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)**
Alex Lowe, resident, spoke about downtown development.

4. **Michelle Julet - The WCC Entrepreneurship Center Expanded Pitch Competition and New Incubator Program (in person)**
Michelle Julet, of Washtenaw Community College, spoke about WCC's Entrepreneurship program.

5. **Jeff Hayner - Local Officers Compensation Board (in person)**
Jeff Hayner, resident, spoke about the Local Officers Compensation Board. He spoke about the salary raises proposed for Mayor and Council by the LOCC Board.

6. **Peter Eckstein - Parking Structures in the DDA (in person)**
Peter Eckstein, resident, spoke about suicides from the top of City-owned parking structures. He urged Council to put up additional physical barriers on the structures.

7. **Mozhgan Savabieasfahani - We Are Against Military Aid to Israel (in person)**
Mozhgan Savabieasfahani, resident, spoke in opposition to military aid to Israel.

8. **Blaine Coleman - We Are Against Military Aid to Israel (in person)**
Blaine Coleman, resident, spoke in opposition to military aid to Israel.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER CORNELL

Councilmember Cornell urged residents to join the GetDowntown program and stated there will be a friendly competition between Wards 4 and 5.

COUNCILMEMBER DISCH

Councilmember Disch stated Councilmember Akmon is absent due to a recent accident. She wished her well. Councilmember Disch thanked the City's Public Works staff for their work.

COUNCILMEMBER EYER

Councilmember Eyer addressed some of the criticisms levied at City Council regarding their work and commitment to public service. She stated this is amongst the youngest and most diverse Council. She stated Councilmembers have other priorities including family and careers and absences from time to time do not mean they aren't committed.

COUNCILMEMBER SONG

Councilmember Song spoke about the City's response to recent snowfall events. She talked about the prioritization of various streets.

COUNCILMEMBER RADINA

Councilmember Radina announced an ambassador program from the Office of Sustainability.

COUNCILMEMBER BRIGGS

Councilmember Briggs spoke about the redevelopment of the Kline Lot and an upcoming public meeting on the plans for development of the site.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [24-0104](#) Appointments and Nominations for January 22, 2024

Mayor Taylor presented the following nominations for consideration at a later date:

Transportation Commission

*Lisa Campbell
Term Ending: May 31, 2027*

*Commission on Disability Issues
Lorraine Buis
Term Ending: May 31, 2027*

*Board of Review
Elizabeth Martin-Partial Term
Term Ending: January 31, 2026*

*Planning Commission
Daniel Adams
Term Ending: June 30, 2027*

Referred to the City Council due back on 2/5/2024

CA CONSENT AGENDA

CONSENT AGENDA ITEMS REMOVED

With unanimous consent of Council, the following Consent Agenda items were removed from the Consent Agenda and placed at the end of same:

DC-7 Resolution to Approve the 121 Catherine Street Development Agreement (CPC Recommendation: Approval - 8 Yes, 0 No)

Passed on consent agenda

A motion was made by Councilmember Cornell, seconded by Councilmember Eyer, 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-3, CA-4 and CA-6.

CA-1 [23-2123](#) Enactment No: R-24-022 **Approved**

Resolution to Approve Street Closings for the Shamrocks and Shenanigans 5K Run/Walk - Sunday, March 10, 2024

CA-2 [23-2128](#) Enactment No: R-24-023 **Approved**

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)

CA-3 [24-0011](#) **Enactment No: R-24-024** **Approved**

Resolution to Vacate a Water Main Easement at 1300 S. Maple Road from Grace Bible Church of Ann Arbor, Michigan (**8 Votes Required**)

CA-4 [23-2134](#) **Enactment No: R-24-025** **Approved**

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**)

CA-5 [23-2131](#) **Enactment No: R-24-026** **Approved**

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)

CA-6 [23-2127](#) **Enactment No: R-24-027** **Approved**

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**)

CA-8 [23-2110](#) **Enactment No: R-24-028**

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)

CA-7 [23-2010](#) **Enactment No: R-24-029** **Approved**

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

Resolution to Approve the 121 Catherine Street Development Agreement (CPC Recommendation: Approval - 8 Yes, 0 No)

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)

A public hearing was conducted on the proposed 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). Notice of public hearing was published January 4, 2024.

The following persons were present to speak at the hearing:

Gordon Barnett, resident, spoke in opposition.

A student residing on Plymouth Road

Luiz Vazquez, Ward 1, spoke in support.

A representative of Concordia University requested that the University's property in this area be included in the proposed district.

Jeff Hayner, resident, spoke in opposition.

Adam Jaskiewicz, Ward 4, spoke in support.

Alex Lowe, resident, spoke in support.

Seeing no one further present to speak, Mayor Taylor declared the hearing closed.

Held and Closed

- 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)

A public hearing was conducted on the 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). Notice of public hearing was published January 4, 2024.

The following persons were present to speak at the hearing:

Jeff Hayner, Ward 1

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

Held and Closed

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)

A public hearing was conducted on the 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). Notice of public hearing was published January 4, 2024.

The following persons were present to speak at the hearing:

*Jamie Magiera, Ward 3, spoke about the scaling of homes.
Adam Jaskiewicz, Ward 4, spoke in support of solar panels.*

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

Held and Closed

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)

A public hearing was conducted on the 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). Notice of public hearing was published January 18, 2024.

Alan Haber, resident, spoke in support.

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

Held and Closed**A APPROVAL OF COUNCIL MINUTES**

- A-1** [24-0072](#) Special Session of January 5 and Regular Session Meeting Minutes of January 11, 2024

A motion was made by Councilmember Watson, seconded by Councilmember Radina, that the Special Session of January 5 and Regular Session Meeting Minutes of January 11, 2024 be approved. On a voice vote, the Mayor declared the motion carried.

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)

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

- 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)

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

- 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)

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

- 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)

A motion was made by Councilmember Ghazi Edwin, seconded by Councilmember Eyer, 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:

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) (ORD-24-02)

A motion was made by Councilmember Disch, seconded by Councilmember Eyer, that the Ordinance be approved on First Reading and should be returned by 2/20/2024. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-24-02

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [24-0085](#) **Enactment No: R-24-030** **Approved**

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

Resolution to Approve the Hiring of Maura K. Thomson as the Executive Director of the Downtown Development Authority (DDA)

DC-2 [24-0089](#) **Enactment No: R-24-031** **Approved**

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

Resolution to Recognize the City of Lubny, Ukraine as a Sister City of the City of Ann Arbor

DB New Business - Boards and Commissions:

DS New Business - Staff:

DS-1 [23-2129](#) Enactment No: R-24-032 Approved

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

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)

DS-2 [23-2130](#) Enactment No: R-24-033 Approved

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

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)

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** [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
- 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

F **The following minutes were received for filing:**

- F-1** [23-1969](#) October 17, 2023 PAC Meeting Minutes
- F-2** [23-2050](#) Election Commission Meeting Minutes of October 3, 2023
- F-3** [23-2078](#) December 5, 2023 City Planning Commission Meeting Minutes
- F-4** [23-2083](#) Human Rights Commission Minutes - December 13, 2023

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.**

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

(Not necessary.)

ADJOURNMENT

A motion was made by Councilmember Disch, seconded by Councilmember Ghazi Edwin, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried.

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.