

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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



Meeting Minutes - Final

Monday, June 3, 2019

7:00 PM

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

City Council

Council meets in Caucus at 7:00 p.m. on the Sunday prior to each Regular Session.

CALL TO ORDER

Mayor Christopher Taylor called the meeting of the Ann Arbor City Council to order at 7:02 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 - Councilmember Jane Lumm, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Zachary Ackerman, Councilmember Chip Smith, Councilmember Anne Bannister, Councilmember Jeff Hayner, Councilmember Kathy Griswold, Councilmember Elizabeth Nelson and Councilmember Ali Ramlawi

APPROVAL OF AGENDA

A motion was made by Councilmember Smith, seconded by Councilmember Ramlawi, 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 Howard Lazarus submitted the following written reports for information of Council and provided the following updates:

Mr. Lazarus urged residents to avoid placing garbage and recycling carts in the bike lanes. Mr. Lazarus stated carts could be placed in the lawn extension on streets where there are bike lanes.

Mr. Lazarus announced the grant awards from the Office of Sustainability and Innovation. Awards were given to the Cobblestone Farm Farmer's

Market, Neutral Zone, Common Cycle, and Burns Park Elementary School.

A special Work Session is being held on June 6 with the Washtenaw County Board of Commissioners to discuss the 1,4 Dioxane Plume.

The Council's June 10 Work Session will focus on asset management.

A Transportation Open House is being held on Thursday, June 13 in the City Hall Lobby from 5 - 7 p.m.

The annual Police and Fire Open House will be held on Saturday, June 8 on Fifth Avenue beginning at 11 a.m.

The Police and Fire annual charity hockey game will be held at the Ann Arbor Ice Cube on Sunday, June 9 at 3 p.m.

Mr. Lazarus spoke about the "goat-scaping" project at Gallup Park, which will include live goats helping to clear invasive brush, noting it is an eco-friendly method of brush clearing.

Mr. Lazarus thanked the AAPD officer in attendance at tonight's meeting.

AC-1 [19-1130](#) June 3, 2019 Agenda Response Memo and eComments

City Administrator Howard Lazarus submitted his Agenda Response Memo for information of Council.

Received and Filed

AC-2 [19-1145](#) City Administrator's Report - June 3, 2019

City Administrator Lazarus submitted the City Administrator's Report for information of Council.

Received and Filed

INT **INTRODUCTIONS**

INT-1 [19-0708](#) Annual Historic District Commission Awards

Mayor Taylor and Susan Wineberg presented the annual historic preservation awards to local residents. Jill Thacher, City Planner, was

available to assist with the presentation as well.

A copy of the presentation is on file in the City Clerk's Office.

Received and Filed

INT-2 [19-1143](#) Ray Detter Local History Award to Ann Arbor High School Students

Sponsors: Taylor

Chris Crockett, resident, presented local Ann Arbor high school students with the annual Ray Detter Awards. The top prize was awarded to a student from Pioneer High School.

Received and Filed

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. Gil-Ad Schwartz - Brightdawn Village Rezoning C-3

Gil-Ad Schwartz, owner of 2805 Burton, spoke about the proposed Brightdawn project, noting that he is a private developer and is offering affordable housing units to the City.

2. Haim Schwartz - Brightdawn Village Rezoning C-3

Haim Schwartz, owner of 2805 Burton, spoke about the proposed Brightdawn project and its history. He expressed concern about the repeated delays caused by the City during the approval process.

3. Brian Smith - Brightdawn Village Rezoning (C-3)

Brian Smith, 2805 Lillian, spoke in opposition to the proposed Brightdawn Village development.

4. Gloria Jones - Brightdawn Village Rezoning C-3

Gloria Jones, resident of Forestbrooke, spoke in opposition to the proposed Brightdawn Village project.

5. **Peter Avram - Brightdawn Village Rezoning C-3**

Peter Avram, resident of Forestbrooke, spoke in opposition to the proposed Brightdawn Village Rezoning.

6. **Tom Covert - Brightdawn Village Rezoning C-3**

Tom Covert, Midwestern Consulting Inc., representing the developer of Brightdawn Village, spoke about the project and was available to answer any questions of Council.

7. **Rosemary Bogdan - Brightdawn Village Rezoning C-3**

Rosemary Bogdan, resident, spoke in opposition to the proposed Brightdawn Village development.

8. **Rob Vanrenterghem - Resolution No. 2 – 1425 Pontiac Sidewalk Special Assessment District (CA-3)**

Rob Vanrenterghem, resident, requested that item CA-13 be pulled from the agenda for further discussion.

9. **Laura Strowe - Broadway Park (C-5)**

Laura Strowe, resident, spoke about C-5, regarding the Broadway Park proposal, expressing concern about the proposed development of the riverfront with private projects that are not open to all residents.

10. **Mozhgan Savabieasfahni - Vote for the HRC Sanctions Against Israel**

Mozhgan Savabieasfahni, resident, spoke about Palestine and Israel.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER GRISWOLD

Councilmember Griswold spoke about transportation issues in the Nixon Road corridor, as well as the lane conversion evaluation of North Maple.

Councilmember Griswold reminded everyone of the June 6 joint Work Session with Washtenaw County, Scio and Ann Arbor Township, which is being facilitated by Congresswoman Debbie Dingell.

COUNCILMEMBER HAYNER

Councilmember Hayner also spoke about the upcoming joint Work Session, noting that it begins at 6:30 p.m. and would be held at the 2/42 Church on Wagner Road. He stated there is also a monthly CARD meeting at the County Building on Zeeb Road, being held tomorrow.

Councilmember Hayner spoke about Detroit and the revitalization of the city.

Regarding the Center of the City Task Force, Mr. Hayner stated 42 people applied for appointment. He stated nominations would come to Council on June 17.

Councilmember Hayner stated a resolution would be coming to Council from PAC to consider outdoor showers at Argo.

COUNCILMEMBER SMITH

Councilmember Smith stated there were concerns about the Dexter Ann Arbor Run's 5K route, which resulted in some streets in Water Hill being impassable for a period of time. Many residents were upset about being boxed in on the route.

COUNCILMEMBER RAMLAWI

Councilmember Ramlawi concurred with Councilmember Smith's concerns about the Dexter Ann Arbor Run's route. He also spoke about the weekend events that included the African American Festival and the new TreeVerb event.

Councilmember Ramlawi also recognized the celebration of Eid.

COUNCILMEMBER EATON

Councilmember Eaton highlighted Item F-1 on the agenda regarding the funding for Cable Franchise Fees and the effects the new funding models are having on the City's CTN operation.

COUNCILMEMBER LUMM

Councilmember Lumm stated she and Councilmember Ramlawi are presenting a nomination for a new member of the Independent Community Police Oversight Commission, with final approval at the June 17 meeting.

COUNCILMEMBER ACKERMAN

Councilmember Ackerman stated events are being held in the Third Ward to announce the Sustaining Ann Arbor Together Grant Awards at Burns Park and Cobblestone Farm. He encouraged the public to attend.

COUNCILMEMBER GRAND

Councilmember Grand stated a community meeting would be held this week at Allen Elementary School on June 6 from 7 - 9 p.m. She encouraged residents to attend.

COUNCILMEMBER BANNISTER

Councilmember Bannister spoke about one of the City's Sustainability Grants that was awarded to Ann Arbor Recycle. She stated the A-Z Recycling Guide would be reworked and updated to a Zero Waste Guide.

Councilmember Bannister stated she walked last weekend from Ypsilanti to Ann Arbor as part of a unity walk. The unity walk will be held annually on the first Saturday in June, she stated.

Councilmember Bannister reminded Council and the public about Caucus, stating the next meeting would be held on Sunday, June 16.

Councilmember Bannister stated any resident who needs their water rates reviewed while the online system is down could call Customer Service for a readout.

CC-1 [19-1147](#) Resolution to Appoint Anan Ameri to the Independent Community Police Oversight Commission (ICPOC)

Sponsors: Lumm, Ramlawi and Grand

Referred to the City Council due back on 6/17/2019

MC COMMUNICATIONS FROM THE MAYOR

MC-1 [19-1113](#) Appointments & Nominations

REFERRED

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

Economic Development Corporation Board

*Janet McDermott-Full term appointment
1355 King George Blvd.
Ann Arbor, MI 48104
Term: Ending May 31, 2025*

Energy Commission

*Teresa Hatcher-Full term appointment
3045 Lexington Dr.
Ann Arbor, MI 48105
Term: Ending May 31, 2022*

Housing and Human Services Advisory Board

*Josh Whinston-Full term appointment
2006 Ridge Avenue
Ann Arbor, MI 48104
Term: Ending May 31, 2022*

Referred to the City Council due back on 6/17/2019

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:

CA-19 - Resolution No. 2 - Dhu Varren Road Sidewalk Project - Special

Assessment

CA-7 - Resolution to Approve Amendment Number 4 to Contract with Recycle Ann Arbor for Interim Operations of the Ann Arbor Material Recovery Facility (MRF) (estimated \$2,300,000.00)

CA-8 - Resolution to Approve Amendment Number 6 to Contract with Recycle Ann Arbor for Municipal Resource Recovery Services (estimated \$2,350,000.00)

CA-9 - Resolution to Approve Amendment Number 2 to Contract with Waste Management of Michigan, Inc. for Commercial Refuse Collection Services (estimated \$1,850,000.00)

CA-10 - Resolution to Approve a General Services Agreement with Aclara Technologies LLC for Advanced Metering Infrastructure Upgrades and Water Meter and Meter Transmission Unit Supply (\$5,724,818.00, RFP No. 18-27) and Appropriate Sewage Disposal Share (\$2,862,409.00) (8 Votes Required)

CA-11 - Resolution to Approve a General Services Agreement with Utility Metering Solutions LLC for Project Management and Installation Services for the Water Meter Replacement Program (\$3,513,645.00, RFP No. 18-27) and Appropriate Sewage Disposal Fund Share (\$1,705,422.00) (8 Votes Required)

CA-13 - Resolution No. 2 - 1425 Pontiac Sidewalk Special Assessment District #54

CA-20 - Resolution to Approve a Contract with the Michigan Department of Transportation for the Dhu Varren Road Sidewalk Project (\$573,100.00)

Passed on consent agenda

A motion was made by Councilmember Lumm, seconded by Councilmember Ackerman, 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 requirement of CA-2, CA-3, CA-4, CA-5, CA-15, CA-17, and CA-22.

CA-1 19-0951 Enactment No: R-19-239

Approved

Resolution to Approve Temporary Outdoor Sales, Service and Consumption of Alcoholic Beverages during the 2019 Ann Arbor Art Fair

CA-2 19-0934 Enactment No: R-19-240 Approved

Resolution to Approve a Contract with Aquatic Source, LLC for the Mack Indoor Pool Improvements Project (\$143,500.00, ITB No. 4577) and Appropriate Funds (**8 Votes Required**)

CA-3 19-0962 Enactment No: R-19-241 Approved

Resolution to Approve a Participation Agreement with Washtenaw County Parks and Recreation Commission and Appropriate \$166,500.00 for Purchase of Fee Title to the Landau Property (**8 Votes Required**)

CA-4 19-0994 Enactment No: R-19-242 Approved

Resolution to Accept an Easement for Water Main and Storm Sewer at Mitchell Elementary School from the Public Schools of the City of Ann Arbor (AAPS) (**8 Votes Required**)

CA-5 19-1063 Enactment No: R-19-243 Approved

Resolution to Purchase 1250 Lincolnshire Lane from the Washtenaw County Treasurer for \$932.00 (**8 Votes Required**)

CA-6 19-1081 Enactment No: R-19-244 Approved

Resolution to Approve Amendment No. 1 to the Communications and Dispatching Services Agreement with Emergent Health Partners

CA-12 19-0904 Enactment No: R-19-245 Approved

Resolution to Approve a Grant Award for the Investigation and Treatment of Alternatives for Short-Chain Poly-and Perfluoroalkyl Substances and Related Contract (\$35,000.00)

CA-14 19-0746 Enactment No: R-19-246 Approved

Resolution to Extend the Contract with P.K. Contracting, Inc. for Pavement Marking Maintenance - FY20 (\$635,000.00)

CA-15 19-0952 Enactment No: R-19-247 Approved

Resolution to Approve a Sub-Contract with the University of Michigan for the

Leadership Circle Membership with MCity Project (\$52,203.00) (**8 Votes Required**)

CA-16 **19-0907** **Enactment No:** **R-19-248** **Approved**

Resolution to Approve a Professional Services Agreement with WSP Michigan, Inc. for the Traffic Signal Operational Study (\$367,961.00)

CA-17 **19-0911** **Enactment No:** **R-19-249** **Approved**

Resolution to Extend the Construction Contract with Strawser Construction, Inc. (ITB No. 4530, \$3,255,000.00) for the FY2020 Street Surface Treatment Project, and to Appropriate \$1,476,263.00 from the Major Street Fund and \$1,264,382.00 from the Local Street Fund (**8 Votes Required**)

CA-18 **19-0955** **Enactment No:** **R-19-250** **Approved**

Resolution to Approve the Installation of Traffic Calming Devices on Scio Church Service Drive

CA-21 **19-0988** **Enactment No:** **R-19-251** **Approved**

Resolution to Approve an Increase to the Sole-Source Purchase Order to Carrier and Gable, Inc. for the Purchase of Traffic Signal Materials (\$100,000.00)

CA-22 **19-0876** **Enactment No:** **R-19-252** **Approved**

Resolution No. 1 - Prepare Plans and Specifications for the Proposed Hollywood Drive Improvements - Special Assessment Project, and Appropriate \$200,000.00 from the General Fund Balance for the Design of the Project (**8 Votes Required**)

CA-23 **19-0884** **Enactment No:** **R-19-253** **Approved**

Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Materials Testing Consultants, Inc. for Material Testing Services for the 2018 Miscellaneous Utilities Projects (\$15,350.00)

CA-24 **19-1091** **Enactment No:** **R-19-254** **Approved**

Resolution to Appoint Jason Forsberg as the City of Ann Arbor Interim Police Chief

CA-19 **19-0881** **Enactment No:**

CA-10 19-0890 Enactment No: R-19-258 Approved

A motion was made by Councilmember Hayner, seconded by Councilmember Grand, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Resolution to Approve a General Services Agreement with Aclara Technologies LLC for Advanced Metering Infrastructure Upgrades and Water Meter and Meter Transmission Unit Supply (\$5,724,818.00, RFP No. 18-27) and Appropriate Sewage Disposal Share (\$2,862,409.00) **(8 Votes Required)**

CA-11 19-0891 Enactment No: R-19-259 Approved

A motion was made by Councilmember Hayner, seconded by Councilmember Griswold, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Resolution to Approve a General Services Agreement with Utility Metering Solutions LLC for Project Management and Installation Services for the Water Meter Replacement Program (\$3,513,645.00, RFP No. 18-27) and Appropriate Sewage Disposal Fund Share (\$1,705,422.00) **(8 Votes Required)**

CA-13 19-0727 Enactment No: R-19-260 Approved

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

Yeas: 9 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 2 - Councilmember Bannister and Councilmember Hayner

Resolution No. 2 - 1425 Pontiac Sidewalk Special Assessment District #54

CA-20 19-0982 Enactment No: R-19-261 Approved

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

Resolution to Approve a Contract with the Michigan Department of Transportation for the Dhu Varren Road Sidewalk Project (\$573,100.00)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** [19-0560](#) An Ordinance to Amend Section 5.15 (Table 5-15), Section 5.16.3, 5.16.7 and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Temporary Outdoor Activities) (ORD-19-15)

A public hearing was conducted on the proposed amendment to Section 5.15 (Table 5-15), Section 5.16.3, 5.16.7 and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Temporary Outdoor Activities). Notice of public hearing was published May 16, 2019.

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

Held and Closed

- PH-2** [19-0654](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 2.25 Acres from TWP (Township District) to R1A (Single Family Dwelling District), Admiraal/O'Brien Property, 1448 Warrington Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-19-14)

A public hearing was conducted on the proposed amendment to Chapter 55 - Unified Development Code, Rezoning of 2.25 acres from TWP (Township District) to R1A (Single Family Dwelling District), Admiraal/O'Brien Property, located at 1448 Warrington Drive. Notice of public hearing was published May 16, 2019.

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

Held and Closed

- PH-3** [19-0725](#) An Ordinance to Amend Section 5.15 (Table 5-15), Section 5.16.3, and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mobile Food Vending Service) (ORD-19-16)

A public hearing was conducted on the proposed amendment to Section 5.15 (Table 5-15), Section 5.16.3, and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mobile Food Vending Service). Notice of public hearing was published May 16, 2019.

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

- B-2** [19-0654](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 2.25 Acres from TWP (Township District) to R1A (Single Family Dwelling District), Admiraal/O'Brien Property, 1448 Warrington Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-19-14)
(The complete copy of the text of Ordinance No. ORD-19-14 is on file in the City Clerk's Office.)

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

- B-3** [19-0725](#) An Ordinance to Amend Section 5.15 (Table 5-15), Section 5.16.3, and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mobile Food Vending Service) (ORD-19-16)
(The complete copy of the text of Ordinance No. ORD-19-16 is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, 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** [19-0841](#) An Ordinance to Amend Section 5.18.1 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Front Porch Exception from Front Yard Setback) (Ordinance No. ORD-19-17)
(The complete copy of the text of Ordinance No. ORD-19-17 is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Lumm, that the Ordinance be approved on First Reading to the City Council and should be returned by 7/1/2019. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-19-17

- C-2** [19-0983](#) An Ordinance to Repeal Chapter 87 (Recreation, Amusements and Games) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-19-18)

(The complete copy of the text of Ordinance No. ORD-19-18 is on file in the City Clerk's Office.)

A motion was made by Councilmember Griswold, seconded by Councilmember Ackerman, that the Ordinance be approved on First Reading to the City Council and should be returned by 6/17/2019. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-19-18

- C-3** [19-0989](#) An Ordinance to Amend the Zoning Map, Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of Ann Arbor, Rezoning of 8 Acres from R4B (Multiple-Family Dwelling District) to R4D Multiple-Family Dwelling District) WITH CONDITIONS, Brightdawn Village Rezoning(2805 Burton Road) (CPC Recommendation: Denial - 0 Yeas and 7 Nays)

(The complete copy of the text of this ordinance is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved at First Reading.

A motion was made by Councilmember Grand, seconded by Councilmember Hayner, that the Ordinance be referred to the City Planning Commission. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 3 - Mayor Taylor, Councilmember Grand and Councilmember Ramlawi

Nays: 8 - Councilmember Lumm, Councilmember Eaton, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold and Councilmember Nelson

The question being, the motion made by Councilmember Ackerman, seconded by Councilmember Grand, that the Ordinance be approved on First Reading to the City Council, due back on 7/1/2019, on a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 4 - Mayor Taylor, Councilmember Grand, Councilmember Smith and Councilmember Hayner

Nays: 7 - Councilmember Lumm, Councilmember Eaton, Councilmember Ackerman, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

- C-4** [19-0957](#) An Ordinance to Amend Sections 8:513, 8:516, 8:517, 8:519, 8:525, 8:528, and 8:530 of Chapter 105 (Housing Code) of Title VIII of the Code of the City of Ann Arbor (Ordinance No. ORD-19-19)

(The complete copy of the text of Ordinance No. ORD-19-19 is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council and should be returned by 6/17/2019. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-19-19

- C-5** [19-0930](#) An Ordinance to Amend the Zoning Map Being a Part of Section 5:10.2 of Chapter 55 of Title V of the Code of the City of Ann Arbor, Rezoning of 13.81 Acres from M1 (Limited Industrial District) to PUD (Planned Unit Development District), 841 Broadway PUD Zoning and Supplemental Regulations (CPC Recommendation: Approval - 7 Yeas and 2 Nays) (Ordinance No. ORD-19-20)

(The complete copy of the text of Ordinance No. ORD-19-20 is on file in the City Clerk's Office.)

A motion was made by Councilmember Ackerman, seconded by Councilmember Smith, that the Ordinance be approved on First Reading to the City Council, due back on 7/1/2019. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 0

Enactment No: ORD-19-20

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 19-1044 Enactment No: R-19-262 Approved

Sponsors: Taylor

A motion was made by Councilmember Ackerman, seconded by Councilmember Grand, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried with ten members voting in the affirmative, thus satisfying the seven-vote requirement. (Councilmember Griswold dissented.)

Resolution to Appoint David Blanchard to the Housing and Human Services Advisory Board **(7 Votes Required)**

DC-2 19-1027 Enactment No: R-19-263 Approved

Sponsors: Eaton, Bannister, Ramlawi and Lumm

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

Yeas: 9 - Councilmember Lumm, Councilmember Eaton, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 2 - Mayor Taylor and Councilmember Grand

Resolution Directing the City Administrator to Develop an Interim Plan for the Use of the Library Lot to Support Community Activities

DB Unfinished Business - Boards and Commissions:

DB-1 19-0403 Enactment No: R-19-264 Approved

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

Yeas: 9 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 2 - Councilmember Bannister and Councilmember Hayner

Resolution to Approve Bristol Ridge Site Plan and Development Agreement, 2750 Pontiac Trail (CPC Recommendation: Approval - 8 Years and 0 Nays)

DB New Business - Boards and Commissions:

DB-2 19-0642 Enactment No: R-19-265 Approved

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

Resolution Authorizing Summary Publication of Ordinance No.19-15 - An Ordinance to Amend Section 5.15 (Table 5-15), Section 5.16 (Use Specific Standards), and Section 5.37.2 (Specific Terms) of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Car Storage and Temporary Outdoor Activities in P District)

DB-3 19-0840 Enactment No: R-19-266 Approved

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

Resolution Authorizing Summary Publication of Ordinance No. 19-16 - An Ordinance to Amend Section 5.15 (Table 5-15), Section 5.16.3, and 5.37.2 of Chapter 55 (Unified Development Code) of Title V of the Code of the City of Ann Arbor (Mobile Food Vending Service)

DS Unfinished Business - Staff:

DS-1 19-0604 Enactment No:

A motion was made by Councilmember Smith, seconded by Councilmember Nelson, that the Resolution be approved.

Resolution to Approve a Contract with Liberty Security Group Inc. for Guest Services at the Guy C. Larcom City Hall (\$102,500.00) RFP #19-01

19-0604 Enactment No: Referred

A motion was made by Councilmember Eaton, seconded by Councilmember Bannister, that the Resolution be referred back to staff. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 4 - Councilmember Eaton, Councilmember Bannister, Councilmember Griswold and Councilmember Ramlawi

Nays: 7 - Councilmember Lumm, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Hayner and Councilmember Nelson

Resolution to Approve a Contract with Liberty Security Group Inc. for Guest Services at the Guy C. Larcom City Hall (\$102,500.00) RFP #19-01

19-0604 Enactment No: R-19-204 Approved

The question being, the motion made by Councilmember Smith, seconded by Councilmember Nelson, that the Resolution be approved, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Councilmember Lumm, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Hayner and Councilmember Nelson

Nays: 4 - Councilmember Eaton, Councilmember Bannister, Councilmember Griswold and Councilmember Ramlawi

Resolution to Approve a Contract with Liberty Security Group Inc. for Guest Services at the Guy C. Larcom City Hall (\$102,500.00) RFP #19-01

DS New Business - Staff:

E COMMUNICATIONS FROM THE CITY ATTORNEY

None.

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

F The following communications were referred as indicated:

Passed on consent agenda

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

F-1 [19-1088](#) Cable Communications Commission - CTN Futuring Subcommittee

Recommendations

- F-2** [19-1124](#) S. Kerene Moore - Resignation from the Independent Community Police Oversight Commission
- F-3** [19-1136](#) Communications from the Department of Licensing and Regulatory Affairs State Boundary Commission regarding Notice of Public Hearings on Proposed Annexation of Lands from the Townships of Ann Arbor, Pittsfield and Scio

Filed.**G** **The following minutes were received for filing:**

- G-1** [19-0714](#) Zoning Board of Appeals Meeting Minutes of March 27, 2019
- G-2** [19-0908](#) Greenbelt Advisory Commission Meeting Minutes of April 4, 2019
- G-3** [19-0991](#) Elizabeth Dean Fund Committee Meeting Minutes April 9, 2019
- G-4** [19-1009](#) Local Officers Compensation Commission Meeting Minutes of October 11, 2017
- G-5** [19-1022](#) Ann Arbor Housing Commission Board Minutes April 10, 2019
- G-6** [19-1040](#) City Council Caucus Meeting Minutes of May 5, 2019
- G-7** [19-1067](#) City of Ann Arbor Employees' Retirement System Board Meeting Minutes of April 18, 2019
- G-8** [19-1068](#) Retiree Health Care Benefit Plan & Trust Board Meeting Minutes of April 18, 2019
- G-9** [19-0910](#) Council Rules Committee meeting minutes of April 23, 2019

Filed.**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

Kai Petainen, resident, spoke in favor of development alongside the river, stating he is always in favor of more eyes on the river.

An unknown speaker spoke about a previous discussion regarding the Lockwood masterplan.

An unidentified speaker urged Council not to make decisions out of fear.

An unidentified speaker talked about petroleum-contaminated limestone that is being spread by a contractor in her neighborhood. She stated City contractors are using this contaminated product and she has alerted the DEQ.

COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER BANNISTER**

Councilmember Bannister responded to the previous speaker's concerns about the contaminated limestone. She said test results on the product are due back tomorrow.

COUNCILMEMBER GRISWOLD

Councilmember Griswold addressed her reasons for voting no on appointments, stating she felt Vivian Chang was targeted for being a strong woman.

COUNCILMEMBER HAYNER

Councilmember Hayner also spoke about the contaminated limestone and stated he did his own testing.

COUNCILMEMBER RAMLAWI

Councilmember Ramlawi apologized for a remark about people making \$15/hour in security position. He stated he has the utmost respect for people working the front lines.

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).

A motion was made by Councilmember Lumm, seconded by Councilmember Ramlawi, that the Council enter into Closed Session to discuss attorney/client privileged communications as set forth or incorporated in MCLA 15.268 (H). On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting adjourned in Closed Session at 12:23 a.m.:

Yeas: 11 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 0

RECONVENE IN OPEN SESSION

A motion was made by Councilmember Smith, seconded by Councilmember Ramlawi, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened in Open Session at 12:38 a.m.

ADJOURNMENT

A motion was made by Councilmember Grand, seconded by Councilmember Hayner, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:38 a.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JUNE 3, 2019 @ 7:00 P.M.

REPLAYS: WEDNESDAY, JUNE 5, 2019 @ 8:00 A.M. AND FRIDAY, JUNE 7, 2019 @ 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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary