

City of Ann Arbor

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



Action Minutes - Draft

Tuesday, September 8, 2020

7:00 PM

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

To speak at public comment call: 213 338 8477 or 206 337 9723
(800 numbers temporarily unavailable)

City Council

Enter Meeting ID: 938 5344 1231

Council will meet in Caucus at 7:00 p.m. on Sunday, August 30, 2020.

CALL TO ORDER

MOMENT OF SILENCE

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

Approved as presented

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [20-1338](#) Memorandum: Update Regarding Council Resolution R-20-225 - Resolution Directing Evaluation of City Pedestrian and Cycling Transportation Environment by a Professional Engineer with Vision Zero Expertise

Attachments: 200828 Memo R-20-225 Vision Zero Update.pdf

Received and Filed

AC-2 [20-1363](#) September 8, 2020 Agenda Response Memo and eComments

Attachments: 200908 Agenda Response MemoFINAL1.pdf, 9-8-20 ecomments_export.pdf

Received and Filed

AC-3 [20-1378](#) City Administrator's Report - September 8, 2020

Attachments: 200908 City Administrator's Update.pdf

Received and Filed

INT INTRODUCTIONS

INT-1 [20-1337](#) September 2020 Constitution Week Proclamation

Attachments: Constitution Week Proclamation 2020 Draft.pdf

Received and Filed

INT-2 [20-1353](#) Review of Draft Tentative Agreement with Ann Arbor Police Officers Association (AAPOA)

Attachments: 200908_AAPOA_Contract (002).pdf
Received and Filed

INT-3 [20-1249](#) Independent Community Police Oversight Commission (ICPOC)
Received and Filed

INT-4 [20-1348](#) Recovery Month proclamation 2020
Attachments: Recovery month 2020 final.pdf
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. **Joe Andraska - Police Department**
2. **Shannon Hautamaki - Parks**
3. **Donna Waters - "Survivors Speak"**
4. **Blaine Coleman - We want immediate City clean-up of the Gelman contamination.**
5. **Mozhgan Savabiesafahani - We want immediate City clean-up of the Gelman contamination.**

CC COMMUNICATIONS FROM COUNCIL

CC-1 [20-1320](#) Resolution to Appoint Elizabeth Lillard to the Greenbelt Advisory Commission

Sponsors: Grand
Referred

MC COMMUNICATIONS FROM THE MAYOR

MC-1 **20-1327** ~~Nominations and Appointments for September 8, 2020~~

CA CONSENT AGENDA

CONSENT AGENDA ITEMS REMOVED**Passed on consent agenda****Approved as presented**

- CA-2** [20-1207](#) Resolution Authorizing a Purchase Order to Washtenaw County for the City of Ann Arbor's FY 2021 Share of the Maintenance of the Shared 800 MHz Simulcast System (\$25,600.00)
Approved
Enactment No: R-20-329
- CA-3** [20-1199](#) Resolution to Approve a Contract with Seaway Painting, LLC to Rehabilitate the Pool Slide Stair Structure at Veterans Memorial Park (\$52,350.00)(ITB No. 4634).
Attachments: 2020 0807 - ITB 4634_Veterans Memorial Park Pool Waterslide Stair Improvements.pdf, Seaway Contract for ITB 4634 Vet's Pool Slide repair.pdf
Approved
Enactment No: R-20-330
- CA-4** [20-1195](#) Resolution to Name City Property at 385 E. Eisenhower "Willow Nature Area" and Designate as Park Land
Attachments: 385 E Eisenhower Pkwy Location Map.pdf, 385 E Eisenhower Pkwy Aerial Map.pdf
Approved
Enactment No: R-20-331
- CA-5** [20-1234](#) Resolution to Approve a Purchase Order to Michigan Supreme Court State Court Administrative Office for Judicial Information System Costs for FY 2021 (\$47,250.00)
Approved
Enactment No: R-20-332
- CA-6** [20-1235](#) Resolution to Approve a Purchase Order to Bellefeuil, Szur and Associates, Inc. ("BS&A") for Annual Software Maintenance and Support for FY2021 (\$27,813.00).
Attachments: A2 AP Invoice - - BS A SOFTWARE - -(1).pdf
Approved
Enactment No: R-20-333
- CA-7** [20-1250](#) Resolution to Approve the Location and Hours of a City Clerk Satellite Office on the University of Michigan Campus for the November 2020 General Election

Attachments: EDR MAP March 2020.pdf

Approved

Enactment No: R-20-334

- CA-8** [20-1192](#) Resolution to Approve an Amendment to the Reimbursement Agreement with the Federal Aviation Administration for Work Related to the Environmental Assessment Study for the Proposed Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$23,166.67)

Attachments: FAA RA 0920 Final.pdf, FAA RA 0918 executed.pdf

Approved

Enactment No: R-20-335

- CA-9** [20-1193](#) Resolution to Approve a Grant Contract with the Michigan Department of Transportation for the Reimbursement Agreement with the Federal Aviation Administration for Work Related to the Environmental Assessment Study for the Proposed Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$27,915.00)

Attachments: FAA RA 0918 executed.pdf, MDOT-Aero Grant 2020-0802.pdf

Approved

Enactment No: R-20-336

- CA-12** **20-1126** ~~Resolution to Approve Increasing the Purchase Order with Washtenaw County for SWAT Supplies (\$26,469.09)~~
Deleted from Agenda

- CA-10** [20-1329](#) Resolution to Direct the City Administrator to Create a Temporary Child Care Benefit for City of Ann Arbor Employees, and to Appropriate Funds (\$580,000) for the Child Care Benefit **(8 Votes Required)**

Approved

Enactment No: R-20-338

- CA-1** [20-0855](#) Resolution to Approve Amendment No 2 to the Recycling Plant Tours and School Recycling Education Contracts, with the Ecology Center (\$8,022.25 and \$106,859.00)

Attachments: Ecology Center MRF tours Contract signed.pdf, Ecology Center In School Recycling Contract Signed.pdf, Contract Extension letter Ecology Center 2019.pdf, Ecology Center Contract Extension_Recycling Plant Tours Open Houses_Executed Document.pdf, Ecology Center Contract Extension_In-School Education_Executed Document.pdf, Ecology Center Contract Extension_Recycling Plant Tours Open House Amendment 2.pdf, Ecology Center Contract Extension_In-School Education Amendment 2.pdf, SERV AGR 07-16-13_MRF Tours.pdf, R-18-285 Jul 16 2018 Amendment.pdf, R-18-284 Jul 16 2018 Amendment.pdf

Postponed

- CA-11** [20-1336](#) Resolution to Approve the City of Ann Arbor Affordable Housing Agreement for 1140 Broadway with Morningside Maiden Lane, LLC and Morningside Broadway, LLC
- Attachments:** 1140 Affordable Housing Agreement CITY Rev 8-26.pdf, 1140 Affordable Housing Agreement CITY Rev 8-26.doc
- Approved**
- Yeas:** 10 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi
- Nays:** 1 - Councilmember Hayner
- Enactment No: R-20-339

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** [20-1042](#) An Ordinance to Amend Title VII (Businesses and Trades) of the Code of the City of Ann Arbor by Adding a New Chapter Which Shall be Designated as Chapter 97 (Short-Term Rentals) (Ordinance No. ORD-20-24)
- Attachments:** ORD-20-24 As Amended and Approved at Second Reading.pdf, ORD-20-24 As Amended 080620.pdf, Short-Term Rental Ordinance - FINAL.pdf, Areas for Non Resident Occupied Short Term Rental Hosting Map.pdf, Areas for Principal Residence Occupied Short Term Rental Hosting Map.pdf, Communication regarding Short Term Rental Ordinance.pdf, Supplement to Communication regarding Short Term Rental Ordinance.pdf
- Held and Closed**
- Enactment No: ORD-20-24
- PH-2** [20-1136](#) Resolution to Approve Home2 Hotel Site Plan and Development Agreement, 361 West Eisenhower Parkway (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- Attachments:** Staff Report Home2 Hotel-361 W Eisenhower Pky.pdf, Home2Hotel - 361 W Eisenhower DA.pdf, 6-16-2020 CPC Approved Minutes w Links.pdf
- Held and Closed**
- Enactment No: R-20-340
- PH-3** [20-1236](#) Resolution to Approve the Valhalla Annexation, 9.8 Acres, 31, 50, 57, 77, 97, 98, 107, 145, 147, 151, 155, 159, 163 Valhalla Drive (CPC Recommendation: Approval - 8 Yeas and 1 Nay)
- Attachments:** Valhalla Staff Report 6-2-2020 w Attachments.pdf, Valhalla Staff Report w Maps 7-7 UPDATE memo.pdf, Valhalla Staff Report 7-21 UPDATE memo.pdf

Held and Closed

Enactment No: R-20-341

A APPROVAL OF COUNCIL MINUTES

A-1 [20-1311](#) Special Sessions of August 10 and Regular Session Meeting Minutes of August 17, 2020

Attachments: 08-10-20 Meeting Minutes 5PM.pdf, 08-10-20 Meeting Minutes 7pm.pdf, Council emails Special 1 8-10-2020.pdf, Council emails Special 2 8-10-2020.pdf, 08-17-20 Draft Minutes.pdf, Council Emails 8-17-2020.pdf

Approved

B ORDINANCES - SECOND READING

B-1 [20-1042](#) An Ordinance to Amend Title VII (Businesses and Trades) of the Code of the City of Ann Arbor by Adding a New Chapter Which Shall be Designated as Chapter 97 (Short-Term Rentals) (Ordinance No. ORD-20-24)

Attachments: ORD-20-24 As Amended and Approved at Second Reading.pdf, ORD-20-24 As Amended 080620.pdf, Short-Term Rental Ordinance - FINAL.pdf, Areas for Non Resident Occupied Short Term Rental Hosting Map.pdf, Areas for Principal Residence Occupied Short Term Rental Hosting Map.pdf, Communication regarding Short Term Rental Ordinance.pdf, Supplement to Communication regarding Short Term Rental Ordinance.pdf

Enactment No: ORD-20-24

Call The Question

Approved

Yeas: 6 - Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Griswold and Councilmember Nelson

Nays: 5 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Hayner and Councilmember Ramlawi

[20-1042](#) An Ordinance to Amend Title VII (Businesses and Trades) of the Code of the City of Ann Arbor by Adding a New Chapter Which Shall be Designated as Chapter 97 (Short-Term Rentals) (Ordinance No. ORD-20-24)

Attachments: ORD-20-24 As Amended and Approved at Second Reading.pdf, ORD-20-24 As Amended 080620.pdf, Short-Term Rental Ordinance - FINAL.pdf, Areas for Non Resident Occupied Short Term Rental Hosting Map.pdf, Areas for Principal Residence Occupied Short Term Rental Hosting Map.pdf, Communication regarding Short Term Rental Ordinance.pdf, Supplement to Communication regarding Short Term

Rental Ordinance.pdf

Amended

Enactment No: ORD-20-24

Adopted as Amended on Second Reading

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

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

Enactment No: ORD-20-24

DB-1 [20-1136](#)

Resolution to Approve Home2 Hotel Site Plan and Development Agreement, 361 West Eisenhower Parkway (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: Staff Report Home2 Hotel-361 W Eisenhower Pky.pdf, Home2Hotel - 361 W Eisenhower DA.pdf, 6-16-2020 CPC Approved Minutes w Links.pdf

Approved

Enactment No: R-20-340

DB-2 [20-1236](#)

Resolution to Approve the Valhalla Annexation, 9.8 Acres, 31, 50, 57, 77, 97, 98, 107, 145, 147, 151, 155, 159, 163 Valhalla Drive (CPC Recommendation: Approval - 8 Yeas and 1 Nay)

Attachments: Valhalla Staff Report 6-2-2020 w Attachments.pdf, Valhalla Staff Report w Maps 7-7 UPDATE memo.pdf, Valhalla Staff Report 7-21 UPDATE memo.pdf

Approved

Yeas: 10 - Councilmember Lumm, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Ackerman, Councilmember Smith, Councilmember Bannister, Councilmember Griswold, Councilmember Nelson and Councilmember Ramlawi

Nays: 1 - Councilmember Hayner

Enactment No: R-20-341

C ORDINANCES - FIRST READING

C New Business - Staff:

C-1 [20-1188](#)

An Ordinance to Amend Chapter 55 (Zoning), Zoning of .74 Acres from TWP (Township District) to R1C (Single-Family Dwelling District), 1780 Scio Church Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: 1780 Scio Church Zoning Ordinance.pdf, 1780 Scio Church A & Z Staff Report w Attachments.pdf, 2-4-2020 CPC Approved Minutes w Live

Links.pdf

Approved on First Reading

Enactment No: ORD-20-26

C-2 [20-1256](#) An Ordinance to Amend Sections 5.24, 5.29.2, 5.33.2, 5.35.2, 5.36.2 and 5.37 of Chapter 55 (Unified Development Code) Of Title V of The Code Of The City Of Ann Arbor - Sign Regulations

Attachments: Ordinance to Adopt New Sign Regulations-8-26-20 Ver.pdf, 8-5-20 Sign Ordinance Staff Report.pdf

Approved on First Reading

Enactment No: ORD-20-27

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [20-1083](#) Resolution to Amend the Other Postemployment Benefits (OPEB) Funding Policy

Sponsors: Ackerman

Attachments: Revised Other Postemployment Benefits (OPEB) Funding Policy - Clean.pdf, Revised Other Postemployment Benefits (OPEB) Funding Policy - Redline.pdf

Approved

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

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

[20-1350](#) Resolution to Refer Ordinance to Amend Sections 3:16 and 3:17 of Chapter 40 (Trees and Other Vegetation) of Title III of the Code of the City of Ann Arbor to the Environmental Commission for Consideration

Sponsors: Griswold

Enactment No: R-20-342

[20-1350](#) Resolution to Refer Chapter 40 (Trees and Other Vegetation) of Title III of the Code of the City of Ann Arbor to the Environmental Commission for Consideration

Sponsors: Griswold

Amended

Enactment No: R-20-342

DC-2 [20-1350](#) Resolution to Refer Ordinance to Amend Sections 3:16 and 3:17 of

Chapter 40 (Trees and Other Vegetation) of Title III of the Code of the City of Ann Arbor to the Environmental Commission for Consideration

Sponsors: Griswold

Approved as Amended

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: R-20-342

DB New Business - Boards and Commissions:

DS New Business - Staff:

E COMMUNICATIONS FROM THE CITY ATTORNEY

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

F The following communications were referred as indicated:

Passed on consent agenda

Approved as presented

F-1 [20-1242](#) Minutes of the July 2020 Transportation Committee Meeting

Attachments: July Meeting Minutes - DRAFT.pdf, July_Meeting Minutes - FINAL.pdf

Approved

F-2 [20-1247](#) Fernwood Avenue Traffic Calming Resolution

Attachments: Council Resolution - Fernwood_DRAFT.pdf, Fernwood Final Plan.pdf

Approved

F-3 [20-1299](#) Communication from the Michigan Attorney General's Office Regarding City of Ann Arbor Charter Amendment Proposals for the November 3, 2020 Ballot

Attachments: Communication from Governor regarding Charter Amendments.pdf

Approved

F-4 [20-1300](#) Communication from Michigan Governor Gretchen Whitmer Regarding Approval of City of Ann Arbor Charter Amendment Ballot Proposals for the November 2020 Ballot

Attachments: Communication from Governor regarding Charter Amendments.pdf
Approved

F-5 [20-1301](#) Communication from Michigan Public Service Commission Regarding Hearing for the Electric Customers of DTE Electric Company Case No. U-20723

Attachments: MI Public Service Commission Communication RE DTE Hearing.pdf
Approved

F-6 [20-1313](#) Investment Portfolio Report - 2nd Quarter 2020

Attachments: 06-30-2020 City of Ann Arbor.pdf
Approved

F-7 [20-1322](#) Communication from AT&T Michigan regarding Submittal of their Annual Video Report Dated July 31, 2020 - CTN, City Attorney

Attachments: AT&T Michigan Annual Video Report.pdf
Approved

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

G-1 [20-1177](#) Ann Arbor Public Art Commission Meeting Minutes -June 2020

Attachments: AAPAC Meeting Minutes - June 2020.pdf
Approved

G-2 [20-1209](#) 07.14.2020 EDFC Meeting Minutes

Attachments: July 14, 2020 Meeting Minutes - DRAFT.pdf
Approved

G-3 [20-1287](#) Budget and Labor Committee, July 16 Meeting Minutes

Attachments: Budget and Labor Committee Open Minutes 7.16.2020.pdf
Approved

G-4 [20-1303](#) Independent Community Police Oversight Commission Meeting Minutes from July 21, 2020

Attachments: Approved Independent Community Police Oversight Commission Minutes July 21 2020.pdf
Approved

G-5 [20-1335](#) Human Rights Commission, July 2020 Meeting Minutes

Attachments: HRC MeetingMinutes July 8, 2020.pdf
Approved

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

COMMUNICATIONS FROM COUNCIL

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).

ADJOURNMENT

Adjourn

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

**LIVE: TUESDAY, SEPTEMBER 8, 2020 @ 7:00 P.M.
REPLAY: FRIDAY, SEPTEMBER 11, 2020 @ 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 viewed at the front counter of the City Clerk's Office.