

City of Ann Arbor

301 E. Huron St.

Ann Arbor, MI 48104

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Meeting Minutes - Final

Monday, November 15, 2021

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: 877 853 5247 or 888 788 0099

City Council

Enter Meeting ID ~~542 1273~~ 2148

CALL TO ORDER

Mayor Christopher Taylor called the electronic meeting of the Ann Arbor City Council to order at 7:00 p.m. in accordance with County and local health orders.

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 Hayner, 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

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

AC-1 [21-2026](#) City Administrator's Report - November 15, 2021

Received and Filed

AC-2 [21-2027](#) Agenda Response Memo and eComments - November 15, 2021

Received and Filed

INT INTRODUCTION

None.

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. Dave DeVarti - Ordinance to Rezone Casa Dominick's Development PUD (C-2)

Dave DeVarti, 1231 Baldwin, spoke in support of the Ordinance to Rezone Casa Dominick's, noting that it was a family business started by his father many years ago.

2. Scott Munzel - Ordinance to Rezone Casa Dominick's Development PUD (C-2)

Scott Munzel, 9 Jefferson Court, stated he is the attorney representing Green Planet in the Casa Dominick's PUD site plan. Mr. Munzel stated he was available to answer any questions of Council.

3. Blaine Coleman - We are Against Military Aid to Israel

Blaine Coleman, resident, spoke in support of Palestine and against military aid to Israel.

4. Mozhgan Savabieasfahani - We are Against Military Aid to Israel

Mozhgan Savabieasfahani, resident, spoke against military aid to Israel.

5. Michelle Hughes - Trans Awareness Week

Michelle Hughes, 214 Charles, spoke about Trans Awareness Week. She urged Council to require posting of non-discrimination rights in Ann Arbor to help further educate the community.

6. Steve Sonntag - Traffic Lights: Environmental Concerns

Steve Sonntag, 2130 Pauline, thanked Council for its history of passing environmentally friendly ordinances. He urged Council to look at the

environmental impacts of unnecessarily stopping at traffic lights late at night.

7. Glenn Nelson - Unarmed Public Safety Response

Glenn Nelson, 1323 S. Forest, spoke in support of unarmed police response and a 24/7 crisis response team.

8. Amir Fleischmann - Early Leasing Ordinance Enforcement

Amir Fleischmann, 407 N. Ashley, spoke about the recently approved early leasing ordinance, stating enforcement has been a total failure.

9. Amanda Carlisle - New Human Services Partnership

Amanda Carlisle, Director of the Washtenaw Housing Alliance, spoke about the human services contracts in the County and the need for an extension.

CC COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER GRISWOLD

Councilmember Griswold spoke about Liberty Plaza. She stated a Hustle for Homeless Walk was taking place this Saturday to raise awareness of the issue.

Councilmember Griswold stated better communication is needed regarding new ordinances and Council decisions.

COUNCILMEMBER RAMLAWI

Councilmember Ramlawi spoke about the problems at Liberty Plaza, including safety concerns.

Councilmember Ramlawi addressed the ongoing construction project on Liberty Street near S. Seventh. He stated the project is near completion.

COUNCILMEMBER SONG

Councilmember Song thanked Amanda Carlisle for speaking tonight regarding human services funding.

COUNCILMEMBER GRAND

Councilmember Grand also addressed the changes with human services funding and stated many non-profits are panicking about continued funding.

MC COMMUNICATIONS FROM THE MAYOR

Mayor Taylor stated he intends to sponsor a resolution at the next meeting of Council to call a special election on May 3, 2022, in support of a millage question to fund A2Zero.

MC-1 [21-2034](#) Nominations and appointments for November 15, 2021

Mayor Taylor presented the following appointment for approval in a one-step process:

Local Officers Compensation Commission

*Elizabeth Janovic - Partial Term
(one step appointment-8 Votes Required)
1720 Longshore Drive
Ann Arbor, MI 48105
Term Ending: September 30, 2028*

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

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-2 Resolution to Award a Construction Contract for Galvanized Water Service Line Replacements to SWT Excavating, Inc. in the amount of \$1,013,116.15 per Year for a Period of Two Years (\$2,026,223.30 ITB No. 4694)

CA-3 Resolution of Support for a Transportation Economic Development Funds Category A Grant for Research Park Drive

Passed on consent agenda

A motion was made by Councilmember Griswold, seconded by Councilmember Disch, 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-9.

- | | | | | |
|-------------|----------------|----------------------|--|-----------------|
| CA-1 | 21-1724 | Enactment No: | | |
| | | | Resolution to Award a Contract to Margolis Companies, Inc. for the As-Needed Purchase, Delivery and Planting of Trees on City Property and Along Street Rights-of-Way for the Elizabeth Dean Fund Tree Planting Projects (Not to Exceed \$55,000.00; Bid No. ITB-4692) | |
| CA-4 | 21-1785 | Enactment No: | R-21-408 | Approved |
| | | | Resolution to Approve the Purchase of a Wirtgen Asphalt Milling Machine from AIS Construction Equipment Corp. (MiDeal - \$289,225.00) | |
| CA-5 | 21-1786 | Enactment No: | R-21-409 | Approved |
| | | | Resolution to Approve the Purchase of Vehicles from National Auto Fleet Group (Sourcewell Bid - \$60,640.00) | |
| CA-6 | 21-1796 | Enactment No: | R-21-410 | Approved |
| | | | Resolution to Approve the Purchase of Vehicles from Signature Ford (Macomb County Cooperative Purchasing - \$360,892.00) | |
| CA-7 | 21-1830 | Enactment No: | R-21-411 | Approved |
| | | | Resolution to Approve a Professional Services Agreement with Accelerated Technology Laboratories, Inc. for Sample Master, a Replacement Lab Information Management System (RFP No. 21-12) (\$185,748.50) | |
| CA-8 | 21-1885 | Enactment No: | R-21-412 | Approved |
| | | | Resolution to Approve the Professional Services Agreement with Stantec Consulting Services, Inc. for RFP 21-24 - City of Ann Arbor Hazard Mitigation Plan Update (\$145,238.00) | |

CA-9 21-1919 Enactment No: R-21-413 Approved

Resolution to Approve the Professional Services Agreement with Rosati, Schultz, Joppich, & Amtsbuechler P.C., for Legal Services Relative to Platt Convenience, Inc. Litigation **(8 Votes Required)**

CA-2 21-1823 Enactment No: R-21-415 Approved

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

Resolution to Award a Construction Contract for Galvanized Water Service Line Replacements to SWT Excavating, Inc. in the amount of \$1,013,116.15 per Year for a Period of Two Years (\$2,026,223.30 ITB No. 4694)

CA-3 21-1850 Enactment No: R-21-416 Approved

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

Resolution of Support for a Transportation Economic Development Funds Category A Grant for Research Park Drive

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 [21-1545](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.24 Acres from TWP (Township District) to R2A (Two-Family District), Issa Property, 201 Scio Church (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-21-31)

A public hearing was conducted on the proposed amendment to Chapter 55 (Zoning), Rezoning of 1.24 Acres from TWP (Township District) to R2A (Two-Family District), Issa Property, 201 Scio Church. Notice of public hearing was published October 28, 2021.

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

Held and Closed

PH-2 [21-1813](#) An Ordinance to Add Chapter 74 to Title VI of the Code of the City of Ann Arbor Which Shall Be Entitled “General Health” and to Add Sections 6:650 - 6:653 (Sanitation Supplies in Public Restrooms) (ORD-21-32)

A public hearing was conducted on the proposed amendment to Chapter 74 to Title VI of the Code of the City of Ann Arbor Which Shall Be Entitled “General Health” and to Add Sections 6:650 - 6:653 (Sanitation Supplies in Public Restrooms). Notice of public hearing was published October 28, 2021.

The following persons were present to speak at the hearing:

A representative of Eastern Michigan University spoke in support of the ordinance and thanked Council for considering the need to supply products in all bathrooms, due to trans and non-binary individuals who may menstruate. She also stated period poverty among college students is real.

Nancy Kramer spoke in support of the ordinance, stating she has advocated for access to menstruation products for years as a public health need.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

PH-3 **21-1827** **Enactment No:** **Held and Closed**

Held and Closed

Resolution to Approve Grace Bible Church Site Plan, 1300 South Maple Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve Grace Bible Church Site Plan, 1300 South Maple Road. Notice of public hearing was published October 28, 2021.

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

A APPROVAL OF COUNCIL MINUTES

A-1 [21-1944](#) Regular Session Meeting Minutes of November 1, 2021

A motion was made by Councilmember Ramlawi, seconded by

Councilmember Grand, that the Regular Session Meeting Minutes of November 1, 2021 be approved as presented. On a voice vote, the Mayor declared the motion carried.

B ORDINANCES - SECOND READING

B-1 [21-1545](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.24 Acres from TWP (Township District) to R2A (Two-Family District), Issa Property, 201 Scio Church (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-21-31)

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

B-2 [21-1813](#) An Ordinance to Add Chapter 74 to Title VI of the Code of the City of Ann Arbor Which Shall Be Entitled “General Health” and to Add Sections 6:650 - 6:653 (Sanitation Supplies in Public Restrooms) (ORD-21-32)

A motion was made by Councilmember Eyer, seconded by Councilmember Briggs, that the Ordinance be adopted at Second Reading.

Councilmember Ramlawi moved the following amendment, supported by Councilmember Disch:

Add Section 6:652 (2):

(2) A provision of this ordinance shall not apply to mosques, temples, churches, and other places of worship for which compliance with the provision would conflict with the entity’s sincerely held religious beliefs, practices, or observances.

The amendment was considered friendly by the Body.

Amended

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

C ORDINANCES - FIRST READING

C New Business - Staff:

- C-1** [21-1794](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Zoning of 32.6 Acres from R3 (Townhouse Dwelling) to R4B (Multiple-Family Dwelling), Mill Creek Townhomes Rezoning, 3002 Chelsea Circle, (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-21-34)

A motion was made by Councilmember Disch, seconded by Councilmember Grand, that the Ordinance be approved on First Reading and should be returned by 12/20/2021. On a voice vote, the Mayor declared the motion carried.

- C-2** [21-1814](#) An Ordinance to Amend Chapter 55 (Unified Development Code), Rezoning of 0.61 Acres from PUD (Planned Unit Development District) to PUD (Planned Unit Development District), Casa Dominicks Development PUD Zoning and Supplemental Regulations, 800, 812, 814 Monroe, 705 Oakland, 700, and 706 Tappan (CPC Recommendation: Approval - 0 Yeas and 8 Nays) (ORD-21-35)

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

A motion was made by Councilmember Grand, seconded by Councilmember Hayner, that the Ordinance be amended as follows:

- 1. Strike the language about the rain gardens.**
- 2. Add the following language: "All impervious surface between 700 Tappan Ave. and Monroe St. shall be removed."**

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

Yeas: 8 - Mayor Taylor, Councilmember Grand, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson, Councilmember Song, Councilmember Eyer and Councilmember Radina

Nays: 3 - Councilmember Ramlawi, Councilmember Briggs and Councilmember Disch

The question being, the motion that was made by Councilmember Grand, seconded by Councilmember Radina, that the Ordinance be approved on First Reading, due back on 12/20/2021. On a roll call,

the vote was as follows with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Taylor, Councilmember Grand, Councilmember Hayner, Councilmember Griswold, Councilmember Nelson, Councilmember Song, Councilmember Eyer and Councilmember Radina

Nays: 3 - Councilmember Ramlawi, Councilmember Briggs and Councilmember Disch

D MOTIONS AND RESOLUTIONS

DB New Business - Boards and Commissions:

DB-1 21-1827 Enactment No: R-21-417 Approved

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

Resolution to Approve Grace Bible Church Site Plan, 1300 South Maple Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

DC New Business - Council:

DC-1 21-1965 Enactment No: R-21-418 Approved

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

Resolution to Continue Electronic Meetings for Certain City Boards and Commissions After December 31, 2021

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).

A motion was made by Councilmember Radina, seconded by Councilmember Song, that Council enter into Closed Session under the Michigan Open Meetings Act, MCLA 15.268 (e) for pending

litigation to discuss the following cases:

Jonker v. City of Ann Arbor

Dortch v. City of Ann Arbor

On a roll call, the vote was as follows with the Mayor declaring the motion carried and the meeting adjourned in Closed Session at 9:15 p.m.:

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

MEETING RECONVENED

A motion was made by Councilmember Griswold, seconded by Councilmember Hayner, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 9:50 p.m.

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 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 [21-1904](#) HRC Annual Report 2020 Parts I & II

E-2 [21-1925](#) Kathryn Levasseur - Resignation from the Building Board of Appeals

E-3 [21-1870](#) Bradley Parsons - Resignation from the Transportation Commission

- E-4** [21-1929](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) regarding the issuance and completion of Permit No. WRP031219 - Ann Arbor Public Services - Sustainability
- E-5** [21-1880](#) Communication from Michigan Department of Environment, Great Lakes, and Energy (EGLE) regarding the issuance and completion of Permit No. WRP031196 - Ann Arbor Public Services - Sustainability
- E-6** [21-1930](#) Communication from the State of Michigan Public Service Commission regarding Notice of a Public Hearing for Electric Customers of DTE Electric Company in Case No. U-21087 Scheduled for November 17, 2021 - Sustainability - City Attorney
- E-7** [21-2015](#) Communication from Sartorius BioAnalytical Instruments, Inc. dated October 18, 2021 and Received November 12, 2021 Regarding a Request to Establish an Industrial Development District on Research Park Drive - cc. City Assessor

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

- F-1** [21-1660](#) Minutes of the August 25, 2021 ZBA Meeting
- F-2** [21-1733](#) September 21, 2021 City Planning Commission Meeting Minutes
- F-3** [21-1759](#) Transportation Commission September 2021 Meeting Minutes
- F-4** [21-1817](#) CODI September Meeting Minutes
- F-5** [21-1818](#) HRC August Meeting Minutes
- F-6** [21-1836](#) October 5, 2021 City Planning Commission Meeting Minutes
- F-7** [21-1857](#) Ann Arbor Housing Commission Board Minutes September 15, 2021
- F-8** [21-1868](#) Budget and Labor Committee, June 2 Meeting Minutes

F-9 [21-1886](#) LDFA Board Meeting Minutes - September 23, 2021

F-10 [21-1914](#) Insurance Board Meeting Minutes - October 28, 2021

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.

None.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER BRIGGS

Councilmember Briggs noted that there was a vacancy on the Transportation Commission, due to the resignation of Brad Parsons. She thanked Mr. Parsons for his service to the City and wished him well.

COUNCILMEMBER RAMLAWI

Councilmember Ramlawi expressed concern about the way that some members of Council are treated in Closed Session discussions.

COUNCILMEMBER GRISWOLD

Councilmember Griswold thanked staff for their attention to street light outages

COUNCILMEMBER HAYNER

Councilmember Hayner provided an update regarding the testing of wells in the Gelman Plume.

ADJOURNMENT

A motion was made by Councilmember Song, seconded by Councilmember Griswold, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 9:57 p.m.

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

LIVE: MONDAY, NOVEMBER 15, 2021 @ 7:00 P.M.
REPLAY: FRIDAY, NOVEMBER 19, 2021 @ 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.

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

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A hard copy of this Council packet can be made available upon request.