1. City Council Agenda 2

   Documents: REVISED 07-05-16 FINAL AGENDA.PDF

2. City Council Meeting Packet 3

   Documents: JULY 5TH CITY COUNCIL MEETING PACKET.PDF

Revised (7-1-16)

CITY OF YPSILANTI
REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY JULY 5, 2016
7:00 p.m.

I. CALL TO ORDER –

II. ROLL CALL –

Council Member Anne Brown	P A	Council Member Robb	P A
Council Member Nicole Brown	P A	Council Member Vogt	P A
Council Member Murdock	P A	Mayor Edmonds	P A
Mayor Pro-Tem Richardson	P A		

III. INVOCATION –

IV. PLEDGE OF ALLEGIANCE –

"I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all."

V. INTRODUCTIONS –

VI. AGENDA APPROVAL –

VII. PRESENTATIONS –

Proclamation in recognition of National Pollinator Week

2016 Byrne Memorial Grant – Police Chief Tony DeGiusti

VIII. AUDIENCE PARTICIPATION –

IX. REMARKS BY THE MAYOR –

X. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2016-151, approving the minutes of June 21, 2016.

2. Resolution No. 2016-121, approving Memorandum of Understanding between the City of Ypsilanti and John Barfield for Parkridge Center. ***(Tabled June 7, 2016)***

3. Resolution No. 2016-141, approving fee schedule. ***(Tabled June 21, 2016)***

XI. LIASON REPORTS –

A. SEMCOG Update
B. Washtenaw Area Transportation Study
C. Urban County
D. Freight House
E. Parks and Recreation
F. Ypsilanti Downtown Development Authority
G. Eastern Washtenaw Safety Alliance
H. Police-Community Relations/Black Lives Matter Joint Task Force
I. Friends of Rutherford Pool

XII. COUNCIL PROPOSED BUSINESS –

XII. COMMUNICATIONS FROM THE MAYOR –

Nominations

Historic District Commission

Michael Davis Jr.
905 Grant St.
(exp. 2019)

XIV. COMMUNICATIONS FROM THE CITY MANAGER –

XV. AUDIENCE PARTICIPATION –

XVI. REMARKS FROM THE MAYOR –

XVII. ADJOURNMENT -

Resolution No. 2016-152, adjourning the City Council meeting.

Revised (7-1-16)

CITY OF YPSILANTI
REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY JULY 5, 2016
7:00 p.m.

I. CALL TO ORDER –

II. ROLL CALL –

Council Member Anne Brown	P A	Council Member Robb	P A
Council Member Nicole Brown	P A	Council Member Vogt	P A
Council Member Murdock	P A	Mayor Edmonds	P A
Mayor Pro-Tem Richardson	P A		

III. INVOCATION –

IV. PLEDGE OF ALLEGIANCE –

"I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all."

V. INTRODUCTIONS –

VI. AGENDA APPROVAL –

VII. PRESENTATIONS –

Proclamation in recognition of National Pollinator Week

2016 Byrne Memorial Grant – Police Chief Tony DeGiusti

VIII. AUDIENCE PARTICIPATION –

IX. REMARKS BY THE MAYOR –

X. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2016-151, approving the minutes of June 21, 2016.

2. Resolution No. 2016-121, approving Memorandum of Understanding between the City of Ypsilanti and John Barfield for Parkridge Center. ***(Tabled June 7, 2016)***

3. Resolution No. 2016-141, approving fee schedule. ***(Tabled June 21, 2016)***

XI. LIASON REPORTS –

A. SEMCOG Update
B. Washtenaw Area Transportation Study
C. Urban County
D. Freight House
E. Parks and Recreation
F. Ypsilanti Downtown Development Authority
G. Eastern Washtenaw Safety Alliance
H. Police-Community Relations/Black Lives Matter Joint Task Force
I. Friends of Rutherford Pool

XII. COUNCIL PROPOSED BUSINESS –

XII. COMMUNICATIONS FROM THE MAYOR –

Nominations

Historic District Commission

Michael Davis Jr.
905 Grant St.
(exp. 2019)

XIV. COMMUNICATIONS FROM THE CITY MANAGER –

XV. AUDIENCE PARTICIPATION –

XVI. REMARKS FROM THE MAYOR –

XVII. ADJOURNMENT -

Resolution No. 2016-152, adjourning the City Council meeting.

Resolution No. 2016 – 151
July 5, 2016

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the minutes of June 21, 2016 be approved.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

Draft

CITY OF YPSILANTI
REGULAR COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
Tuesday June 21, 2016
7:00 p.m.

I. CALL TO ORDER –

The meeting was called to order at 7:05 p.m.

II. ROLL CALL –

Council Member Anne Brown	Present	Council Member Robb	Present
Council Member Nicole Brown	Present	Council Member Vogt	Present
Council Member Murdock	Present	Mayor Edmonds	Present
Mayor Pro-Tem Richardson	Present		

III. INVOCATION –

Mayor Edmonds asked all to stand for a moment of silence.

IV. PLEDGE OF ALLEGIANCE –

"I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all."

V. INTRODUCTIONS –

Mayor Edmonds introduced the following individuals; Assistant to the City Manager Ericka Savage, Fiscal Services Director Marilou Uy, Economic Development Director Beth Ernat, City Attorney John Barr, City Clerk Frances McMullan, and City Manager Ralph Lange.

VI. AGENDA APPROVAL –

Mayor Pro-Tem Richardson moved, seconded by Council Member Ann Brown.

On a voice vote the motion carried and the agenda was approved.

VII. PRESENTATIONS –

Proclamation - recognizing the service of Rod Johnson to the Ypsilanti Planning Commission.

Mayor Edmonds stated Rod Johnson, a longtime member of the Planning Commission and Zoning Board of Appeals, has chosen to retire. Ms. Edmonds presented a proclamation honoring Mr. Johnson, who was unable to attend, to his wife, Sharon Johnson.

Sharon Johnson stated Rod prepared a statement that he would like her to read. In that statement, he thanked the Mayors that he served under; Mayors Edmonds, Schreiber, and Farmer. Ms. Johnson thanked the City Planners he worked with, Teresa Gillotti and Bonnie Wessler and Executive Secretary Nan Schuette for all the help and support they have given him through the years. Ms. Johnson thanked all of those he served with on the Planning Commission. Ms. Johnson said this experience was very rewarding to her husband and he is very appreciative for all of those who gave their time and expertise to Ypsilanti's planning efforts.

VIII. AUDIENCE PARTICIPATION –

1. Julie Angeli, 2139 Roosevelt, stated she is representing families who use the Rutherford Pool, stating that this week, children are being granted admission to the pool with their library cards; they are also able to borrow swimsuits to use at the pool; new lifeguards have been hired, many who have grown up at the pool. She stated the people that work at the pool really care about the children and families that use it.

2. Ariel Moore, 1 Oakwood St, stated she is here with her family to speak in support of the pool and said it is an excellent resource for the City. She thanked Council for supporting and asked for continued support.

3. Lisa Wozniak, 1018 Congress St., thanked Council for the support of the pool and said many thought it would not be possible to reopen the pool after it closed and it was a triumph to raise over a million dollars to reopen the pool. She said she sees the pool as a pivotal part of Ypsilanti's recreation possibilities, adding that she still remains a member of the pool board. Yesterday, Monday, June 20th there was a car accident involving a young patron of the pool on Congress and Ms. Wozniak stated that members of the pool staff responded immediately with the expertise to be able to help the injured child. The child will be fine and is currently in the hospital being treated for her injuries. She commended the pool staff for their immediate response. She continued stating that the beginning of the season has been a success because of the heat the attendance has been very high. One of the board's biggest concerns was after its hiatus reminding the community that the pool still existed and with each season there has been an increase in a diverse clientele from all over the City and beyond. She said she sees the pool as a partnership between the City and the pool and thanked Council for their support.

4. David Bates, 2637 Patricia Ct, stated he was been involved with the pool since the very beginning and said when the pool closed, it was devastating to the community. He said sometime good things come from very difficult experiences and the relationship between the City and the Pool is very positive and a tribute to the community. He thanked Council for their past support and encouraged them to continue that strong relationship.

5. Sue Melke, 330 Chidester #409, stated she has been using the See. Click. Fix. Option and it is not working properly. She stated on June 6th she reported huge holes in the crosswalk on Washington St. She said the holes are safety hazards and nothing has been done to fix the problem. She also asked what was happening as a part of her complaint on See. Click. Fix. Since she never received a response. She stated there are a lot of complaints that have not been addressed on See. Click. Fix.

6. Lee Tooson, Middle 107, congratulated the great job of those working with Rutherford Pool. He said three weeks ago went to three different police agencies and he was impressed with female leadership at those agencies. He said the police department that services this community is lacking in female leadership even though the City does have female officers that qualify for command positions. He stated the test required for promotions was designed by men making it more difficult for females to qualify. He said tests do not make a person more qualified to fill positions in the command. He said he wants the entire Council to look into this issue because that would bring some rest to the community. He said women have a different approach to leadership than a man and feels it would benefit the department and the City. He said he will not stop until there is a woman in a command position.

IX. REMARKS BY THE MAYOR –

- Thanked those who came to speak in favor of the Rutherford Pool and those who helped raise $1 million for the pool.

- Stated she will take a look into issues with See. Click. Fix.

- Said she appreciated Mr. Tooson's comment and said she was approached sometime in the winter from people from EMU who were examining gender equity in the City overall. She said there was some analysis done with assistance from the previous Human Resources Manager regarding gender equality and staff.

  Mayor Pro-Tem stated she spoke with the City Manager about the holes on the crosswalk at Washington who informed her he has a report on that issue. City Manager Lange apologized that nothing has been done but he will check on the progress tomorrow, June 22nd. Mayor Edmonds thanked Ms. Melke for informing the City about priority areas for people to get around.

  Mayor Edmonds said there have been emails circulating today about some emails about the crossing on Congress going to Rutherford pool as a result from the tragedy of the little girl being struck by a car.

X. PUBLIC HEARINGS –

1. Ordinance to Amend Budget Appropriations by Department and major Organizational Unit for FY 2015-16. ***(Ordinance No. 1271)***

   None

   A. Resolution No. 2016 - 127, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Public Hearing to consider an ordinance entitled, "An Ordinance to Amend Budget Appropriations by Department and Major Organizational Unit for the Fiscal Year 2015-2016, be officially closed.

OFFERED BY: Council Member Vogt
SECONDED BY: Council Member Nicole Brown

On a voice vote, the motion carried, and the public hearing was closed.

2. Ordinance to Adopt Budget Appropriations by Department and Major Organizational Unit for FY 2016-2017 and FY 2017-2018. ***(Ordinance No. 1272)***

   1. Sue Melke, 330 Chidester #409, stated she is concerned about allocating money to a rail stop when the City is not able to fill holes in the street. She said she does not understand why the City is considering this because of its budgetary issues.

   2. Lisa Wozniak, 1018 Congress St., stated Rutherford Pool's ability to exist is connected to the fundraising it can do through the community and partnership with the City and other entities. She said the City's contribution to the pool might be small in terms of the budget but it would be instrumental to the continued success of the pool. She added children in the area do not have access to an outdoor pool anywhere else in the community.

   A. Resolution No. 2016-128, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Public Hearing to consider an ordinance entitled, "An Ordinance to Adopt Budget Appropriations by Department and Major Organizational Unit for the Fiscal Years "2016 – 2017 and 2017 - 2018", be officially closed.

OFFERED BY: Council Member Vogt
SECONDED BY: Council Member Nicole Brown

On a voice vote, the motion carried, and the public hearing was closed.

3. "2016-2017 Tax Levy Ordinance". ***(Ordinance No. 1273)***

   None

   A. Resolution No. 2016-129, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on the proposed ordinance entitled, "2016-2017 Tax Levy Ordinance", be officially closed.

OFFERED BY: Council Member Robb
SECONDED BY: Council Member Vogt

On a voice vote, the motion carried, and the public hearing was closed.

XI. <u>CONSENT AGENDA</u> - Resolution No. 2016-130

1. Resolution No. 2016-131, approving the minutes of June 7, 2016.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the minutes of May 19, June 7, and June 8, 2016 be approved.

2. Resolution No. 2016-132, approving the use and carry of Naloxone/Narcan by the Ypsilanti Police Department (YPD).

WHEREAS, drug overdose is a leading cause of accidental deaths in the United States and deaths due to opioid overdose have increased dramatically in Washtenaw County. Sixty-seven Washtenaw residents died of opioid overdoses in 2014 and 16 during the first quarter of 2015; and

WHEREAS, Naloxone is a safe, potentially life-saving medication that quickly reverses opiate overdose, and can be easily administered intranasally by non-medical personnel; and the Centers for Disease Control and Prevention (CDC) recommends expanding training on the administration of naloxone to all emergency service staff to reduce overdose deaths; and

WHEREAS, deaths or brain damage due to opioid overdose may occur rapidly and delays may occur in calling for emergency assistance, it is imperative that first responders to arrive on scene administer Naloxone; and

WHEREAS, Michigan passed Public Act 462 in 2014, and Governor Snyder signed it into law in January of 2015, allowing peace officers to carry and administer Naloxone for opioid overdose, and providing civil and criminal immunity to those officers who do so; and

WHEREAS, the Washtenaw Health Initiative's Opioid Project, a coalition of Washtenaw County departments (public health, mental health and law enforcement), health care and substance abuse treatment providers, the HIV AIDS Resource Center (HARC) and other community stakeholders, recommends increasing the use of naloxone in our community; and

WHEREAS, at least three law enforcement agencies in Michigan as well as several community nonprofit organizations have already begun using Naloxone.

NOW THEREFORE BE IT RESOLVED that Ypsilanti City Council appreciates the Ypsilanti Police and Fire Departments for agreeing to begin the process of becoming trained in the use of Naloxone in order to carry it in the future, and directs the Police Department (YPD) to develop a policy for the administration of the medicine.

3. Resolution No. 2016-133, authorizing the City Treasurer to levy and assess the unpaid special assessments to the July tax roll.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That, the City Treasurer be authorized to levy and assess on the July 2016 tax roll the attached listing of unpaid bills totaling $88,026.31

4. Resolution No. 2016-134, approving agreement with the Ann Arbor YMCA to provide recreational opportunities during 2016 and 2017 to area youth in City parks at no cost to the City.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, due to reduced General Fund revenues, the City of Ypsilanti eliminated recreational programming for the City's youth; and

WHEREAS, financial contributions from foundations, businesses, non-profits and individuals, combined with contributions of time from many volunteers in the City, have kept the City's recreational facilities open; and

WHEREAS, the Ann Arbor YMCA desires to continue to provide recreational opportunities for area youth during 2016 and 2017; including youth basketball, youth flag football summer camps; and

WHEREAS, the City of Ypsilanti desires to offer the use of City park facilities to the Ann Arbor YMCA in return for providing recreational opportunities for area youth at no charge.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council approves the agreement with the Ann Arbor YMCA to provide recreational opportunities during 2016 and 2017 to area youth in City parks at no cost to the City.

5. Resolution No. 2016-135, establishing Indigenous Peoples Day in the City of Ypsilanti.

WHEREAS, The City of Ypsilanti recognizes that Indigenous peoples, including from the Odawa, Ojibwe, Potawatomi, and Wyandot tribes, lived upon the land and along the Huron River in our community for many hundreds of years before our city's founding;

WHEREAS, The City of Ypsilanti recognizes that dislocation, disease, war, disenfranchisement, and other atrocities devastated these communities at various times, causing most Indigenous peoples to be expelled from their homes in this area by the 1830s; and

WHEREAS, today's current quality of life for indigenous peoples across the country, and here locally are of great concern; and

WHEREAS, The City of Ypsilanti understands that in order to help close the equity gap, government entities, and other public institutions should change their policies and practices to better reflect experiences, culture, history, and contributions of the people they serve; and

WHEREAS, the second Monday of October is the federal holiday, Columbus Day, and is viewed by some as a celebration of our country's rich immigrant and, in particular, Italian and Catholic heritage; and

WHEREAS, the idea of Indigenous Peoples Day was first proposed in 1977 by a delegation of Native nations to the United Nations - sponsored International Conference on Discrimination Against Indigenous Populations in the Americas; and

WHEREAS, in 1990 representatives from 120 Indigenous Nations at the First Continental Conference on 500 Years of Indian Resistance unanimously passed a resolution to transform Columbus Day into an opportunity to educate the rest of the country about pre-existing Indigenous cultures that have survived an often violent colonization process and continue to exist and thrive in present day America; and

WHEREAS, the State of Alaska, the cities of Seattle, WA; Berkeley, CA; Minneapolis, MN; and many others have voted to rename Columbus Day as Indigenous Peoples Day to honor the culture, heritage and contributions of Native Americans; and

WHEREAS, in Michigan, Traverse City, Alpena, Ann Arbor, and Washtenaw County have voted to rename Columbus Day as Indigenous Peoples Day to honor the culture, heritage and contributions of Native Americans; and

WHEREAS, the Tribal Council of the Grand Traverse Band of Ottawa and Chippewa Indians has passed a Resolution (1) officially recognizing the Indigenous Peoples Day on the second Monday in October, and (2) that Indigenous Peoples Day shall be used to reflect upon the ongoing struggles of indigenous peoples on this land, and to celebrate the thriving culture and value that the Odawa, Ojibwe, Potawatomi, and other indigenous peoples and to communities.

NOW, THEREFORE, BE IT RESOLVED, that The City of Ypsilanti shall recognize Indigenous Peoples Day on the second Monday of October;

FURTHER BE IT RESOLVED, that Indigenous Peoples Day shall be used to reflect upon the ongoing struggles of Indigenous people on this land, and to celebrate the thriving culture and value that the Odawa, Ojibwe, Potawatomi, and other indigenous peoples add to communities throughout Michigan the Great Lakes, and all over the world.

FURTHER BE IT RESOLVED, The City of Ypsilanti encourages businesses, organizations, and other public entities to recognize Indigenous Peoples Day; and

FURTHER BE IT RESOLVED, The City of Ypsilanti encourages all Ypsilanti public schools, charter schools, and other educational facilities operated within the city to include Indigenous Peoples centered curricula.

6. Resolution No. 2016-136, approving contract with Governmental Consultant Services, Inc. (GCSI) for lobbying services.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the proposed retainer agreement with GCSCI (Governmental Consultant Services, Inc.) sets compensation at $2,850.00 per month for professional services beginning July 1, 2016 and commencing July 1, 2019 for (36) thirty-six months.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the retainer agreement between the City of Ypsilanti and Governmental Consultant Services, Inc. and authorizes the Mayor and City Clerk to sign the agreement.

7. Resolution No. 2016-137, approving appointments to Boards and Commissions.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT, the following individuals be appointed to the City of Ypsilanti Boards and Commissions as indicated below:

NAME	BOARD	TERM EXPIRATION
Michael Vincent (reappointment) **1923 Collegewood** **Ypsilanti, MI 48197**	**Fire Civil Service**	**1/10/2020**
Martha Cleary (replacing Cisco Garcia) **103 S. Huron** **Ypsilanti, MI 48197**	**YDDA (Resident)**	**7/7/2019**
Diana Wong (new appointment) **13 N. Washington** **Ypsilanti, MI 48197**	**YDDA**	**7/7/2019**
Jared Talaga **(replacing Rod Johnson as Planning Commission Representative)** **329 Worden** **Ypsilanti, MI 48197**	**ZBA**	**5/1/2019**

8. Resolution No. 2016-148, approving professional services contract between the City of Ypsilanti Fire and Police Retirement System and the City of Ypsilanti.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Board is vested with the authority and fiduciary responsibility for the administration, management and operation of the City of Ypsilanti Fire and Police Retirement System and may retain such professional and clerical services as are required for the proper administration of the Retirement System; and;

WHEREAS, the Board hereby desires to engage the City of Ypsilanti as an independent contractor to perform certain administrative services; and

WHEREAS, the City has the capacity and desires to provide said services to the Board of Trustees

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the City entering into the attached contract between the two parties and authorizes the City Manager to sign on their behalf.

OFFERED BY: Council Member Nicole Brown
SECONDED BY: Council Member Vogt

On a roll call, the vote to approve Resolution No. 2016-130 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

XII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2016 -138, approving MDOT contract for incentive payment for RR grade crossing closure at Park Street.

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

Whereas City Council approved Resolution 2016-105 on May 17, 2016 to close the railroad grade crossing at Park Street; and,

Whereas MDOT has agreed to pay the city $187,500 for the closure, $10,000 down and $177,500 when the grade crossing closure is complete; and,

Whereas City Council finds that it is in the best interest of the public to enter into the contact, MDOT contract No. 2016-343, attached hereto;

NOW THEREFORE, Ypsilanti City Council does approve said MDOT contract No. 2016-343 for the closure of the Park Street railroad grade crossing and the payment to the city of $187,500 by MDOT; and

Ypsilanti City Council DOES HEREBY AUTHORIZE Amanda Edmonds, Mayor and Frances McMullan, City Clerk to sign said contract for and on behalf of the city, subject to the approval of the City Attorney.

OFFERED BY: Council Member Anne Brown
SECONDED BY: Council Member Nicole Brown

Mr. Lange said this action is required in order to access the $375,000 divided equally between Grove and Park. Mr. Lange stated the work is expected to begin tomorrow with Marsh Plating.

Mayor Edmonds asked if the Township will also be closing roads. Mr. Lange responded he spoke with SEMCOG to see if there were any other communities closing road and they informed him the two closures in the City would suffice.

On a roll call, the vote to approve Resolution No. 2016-138 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

2. Resolution No. 2016 - 139, approving MDOT contract for incentive payment for RR grad crossing closure at Grove Street.

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

Whereas City Council approved Resolution 2016-105 on May 17, 2016 to close the railroad grade crossing at Grove Street; and,

Whereas MDOT has agreed to pay the city $187,500 for the closure, $10,000 down and $177,500 when the grade crossing closure is complete; and,

Whereas City Council finds that it is in the best interest of the public to enter into the contract, MDOT contract No. 2016-342, attached hereto;

NOW THEREFORE, Ypsilanti City Council does approve said MDOT contract No. 2016-342 for the closure of the Grove Street railroad grade crossing and the payment to the city of $187,500 by MDOT; and

DOES HEREBY AUTHORIZE Amanda Edmonds, Mayor and Frances McMullan, City Clerk to sign said contract for and on behalf of the city, subject to the approval of the City Attorney.

OFFERED BY: Mayor Pro-Tem Richardson
SECONDED BY: Council Member Anne Brown

Mr. Lange explained this is the second part to the Closure which is necessary to obtain the money.

Mayor Edmonds asked if the temporary barricades dropped yet. Mr. Lange responded no, and said they will drop July 18th. Mayor Edmond asked what notification residents will receive. Mr. Lange responded he will follow-up with staff to ensure there will be additional notification.

On a roll call, the vote to approve Resolution No. 2016-139 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

3. Resolution No. 2016-140, approving MDOT contract for Tap Grant for Border to Border Trail Michigan Avenue Mid-Block Crossing.

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

Whereas, the city supports the Border to Border (B2B) Trail and has constructed parts of the trail in Riverside Park, including a pedestrian bridge over the Huron River to Michigan Avenue and parts of the trail in River's Edge Park (Water Street Development Project area) and the B2B Trail plans include a mid-block crossing from the pedestrian bridge across Michigan Avenue to the trail in River's Edge Park; and,

Whereas, the city desires to complete the project with the B2B Michigan Avenue mid-block crossing; and,

Whereas, MDOT administers the federal Transportation Alternatives Program (TAP) grants and will contribute (up to) $196,000 toward the total project cost estimated at $244,900; and,

Whereas the city desires to accept the said grant to complete the mid-block crossing;

NOW THEREFORE, Ypsilanti City Council approves the MDOT contract # 16-5305, attached hereto, accepts the grant, and authorizes Amanda Edmonds, Mayor, and Frances McMullan, City Clerk, to sign the said contract for and on behalf of the City of Ypsilanti, subject to the approval of the City Attorney.

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Nicole Brown

Mr. Lange asked that the City Manager being able to sign change orders be added as a friendly amendment. Mr. Lange said he personally worked with MDOT on the budget for this project and he believes the project will be completed under budget. Mr. Lange said it is an essential piece for the support of Washtenaw County Parks and Recreation Association. Mayor Edmonds asked how long the work will take to complete. Mr. Lange responded no later than the end of October. Ms. Edmonds said she wants to be certain construction does not affect activities in the park. Mr. Lange responded other than the initial poles this is a relatively quick job.

Council Member Murdock motioned, seconded by Council Member Vogt for a friendly amendment to add the language "change orders to be approved by the City Manager and subject to the approval of the City Attorney" and to correct the spelling of border.

Council Member Murdock stated one of these is being installed by Eastern crossing Washtenaw and asked that it be observed in order to see how long it takes to complete. Mayor Edmonds asked if Mannik Smith is the contractor for that project. Mr. Murdock responded that it was not, and it might change the completion time. Mr. Murdock stated the City has been juggling TAP Grant funds around to complete these projects and asked where the other $48,000 dollars will be coming from. Mr. Lange responded it was budgeted in the 414 Account.

Mayor Edmonds stated last summer a lot of work went into creating project overview sheets and asked to see updated sheets for projects that are still in play. Mr. Lange responded in the affirmative.

On a roll call, the vote to approve Resolution No. 2016-140 as amended was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

4. Resolution No. 2016-141, approving fee schedule.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the FY 16-17 fee schedule amendments, highlighted below, are adopted pursuant to the Ypsilanti City Code, and all other fees relating to various sections of the City Code and activities of the City are hereby established and shall remain the same as the previous fiscal year, and the various City Departments are authorized to charge and collect such fees effective immediately.

OFFERED BY: Council Member Vogt
SECONDED BY: Council Member Anne Brown

Assistant to the City Manager Ericka Savage stated all the changes were detailed in the RFL.

Mayor Edmonds asked for clarification on renting smaller City facilities such as the amphitheater and the gazeebo. Ms. Savage responded the City had been turning many people away because in order to rent the amphitheater, they would be required to rent all of Frog Island Park. Ms. Savage said in order to allow people to rent that space by itself, it was priced the same as the gazebo. Ms. Edmonds asked how often people are renting the pavilions and the gazebo. Ms. Savage said the pavilions are rented much more often. Ms. Savage stated people use the gazebo a lot for events and hope they are not being used rather than rent them. Ms. Savage said that is what staff tells people but for weddings, staff tells people to rent to be certain the space is available for them. Ms. Edmonds responded she wonders if the gazebo would be rented more if

it were priced the same as the pavilions. Ms. Savage said she is open to it if Council wishes to amend the cost.

Council Member Anne Brown said the rental fee for the Senior Center is $55 and for Parkridge is $35 and said she thought the fee for Parkridge was $50. Ms. Edmonds said she believes the fees are set by the boards of those facilities.

Mayor Pro-Tem Richardson said fees for reservations for the Senior Center, Parkridge, and Rutherford Pool per hour and non-refundable are due 60 days in advance. Ms. Richardson said some people do not know 60 days in advance that they will need to reserve those places. Ms. Richardson asked if they must be rented 60 days in advanced. Ms. Savage responded the facilities set the rules for reservations but it is possible the rules could be waived. Mayor Edmonds said she has reserved those spaces and was not required to give 60 day notice however it is the preference of those facilities.

Mr. Lange said the City renovated the kitchen at the Senior Center which was supposed to help the Center increase revenue and asked if there is any record of that. Ms. Savage responded it did not affect their fees.

Council Member Anne Brown asked who set the $100 fee for the Freighthouse. Ms. Edmonds stated she wanted to make the Freight House Plaza comparable to the gazebo and the amphitheater.

Council Member Murdock asked if the entire section of the Freighthouse had been deleted. Mr. Murdock stated the fees for the Farmer's Market are now going to be determined by the operational agreement with the Friends of the Freighthouse. Ms. Savage responded she interpreted that as between the Freighthouse and the Farmer's Market but it can be changed to fees of the Freighthouse as it relates to the City. Mayor Edmonds stated the struck through part should state "and Farmer's Market" because the most recent operational agreement between the City and the Friends of the Freighthouse did not include the plaza.

Council Member Anne Brown stated once the Friends of Rutherford Pool determine what their fees are going to be, they will be added to the fee schedule. Ms. Savage responded she is unsure and will need to follow-up. Mayor Edmonds asked Lisa Wozniak if Rutherford Pool has a fee schedule for renting the pool. Ms. Wozniak responded it did, and she will forward it to Council. Ms. Edmonds said the fee schedule should reflect that these fees are determined by the facilities. Ms. Savage agreed.

Mayor Pro-Tem Richardson stated all fees applying to animals have been crossed off. Ms. Edmonds responded those services are no longer provided by the City.

Council Member Robb asked if this will be amended when the City is provided the pool fees. Mayor Edmonds responded in the affirmative. Mr. Robb asked why not just wait two weeks to approve the schedule.

Council Member Robb moved, seconded by Council Member Vogt to table Resolution No. 2016-141.

On a roll call, the vote to table Resolution No. 2016-141 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	No	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 6 NO: 1 (Murdock) ABSENT: 0 VOTE: Carried

5. Resolution No. 2016-142, approving contract renewal with Washtenaw County for IT Services.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti's current support services contract with Washtenaw County will expire on June 30, 2016; and

WHEREAS, the City of Ypsilanti and Washtenaw County are desirous to extend the current contract for a term of one year, to June 30, 2017, while both parties re-evaluate the contract; and

WHEREAS, the current contract pricing of $ 1,327 per PC was included in the City of Ypsilanti's 2016-2017 to be budget approved by City Council; and

WHEREAS, the contract extension drawn up between the City of Ypsilanti and Washtenaw County was approved by the Ypsilanti City Attorney as to form;

NOW, THEREFORE, BE IT RESOLVED, that the Ypsilanti City Council approves a one year extension to the City's IT Services contract with Washtenaw County for computer technology, network infrastructure and telephone support, and the Mayor and City Clerk are authorized to execute the agreement.

OFFERED BY: Council Member Anne Brown
SECONDED BY: Mayor Pro-Tem Richardson

Ms. Savage said all the terms of the current contract will remain the same. Ms. Savage said a survey was completed involving all of the City employees, as well as working with a consultant to understand what is missing in the contract. Ms. Savage said at the end of discussions it was determined it would be best for both parties to extend the contract for another year with the plan to extend a request for proposals in the next six months.

Mayor Edmonds asked for clarification of the employee surveys. Ms. Savage responded she provided survey results in the packet that are summarized by question. Ms. Savage said overall employees had some concerns such as timeliness of service which has been discussed with the Washtenaw County IT Manager

Andy Brush who said currently, the County IT Department is understaffed and is in the process of hiring more employees. Ms. Savage said another concern was the turnover of the IT Department results in the City not having a specific person to contact and once staffing levels are where they should be it should alleviate this concern.

Council Member Nicole Brown asked what can be done about the storage issue for email. Ms. Nicole Brown explained much of the time she is unable to use her email because the storage fills so quickly and when she is given additional storage it does little to alleviate the issue. Mayor Edmonds agreed that the Council emails are dysfunctional. Washtenaw County IT Manager Andy Brush responded the email system is designed for desktops and email can be deleted and accessed through Barracuda. Mr. Brush said Council, however, is not issued desktops or laptops from the County and even if storage is increased eventually this problem will occur again. Ms. Nicole Brown stated she is not saving many emails indefinitely but is still having issues seeing email. Council Member Robb stated the problem is xpop.ewashtenaw.org still exists but it has been deleted from the City of Ypsilanti. Mr. Robb explained he has spoken with the help desk about this issue who informed him that there is little they can do. Mr. Robb added in order for Council emails to function properly the City will need xpop.ewashtenaw.org back. Mr. Brush apologized and explained the County is in an in-between state and working on setting up Exchange 2013. Mr. Brush stated he would like to work together with Ypsilanti in order to increase storage limits for Council Members. Mr. Robb said a solution would be to have a laptop in Council's office at City Hall and use it to download all Council information into an OST File and then delete everything off of the server. Ms. Edmonds stated Council should not have to perform those tasks and said a better solution needs to be found. Mr. Brush said that is an issue that the County is trying to deal with and hopes to use a cloud in the future to navigate around these problems. Ms. Edmonds stated Council also does not have the ability to print anything and needs to ask staff to print documents. Mr. Brush responded the Citrix solution should work and should allow a printer from home to be brought to City Hall to fix the problem. Ms. Edmonds said she also has issues accessing the City Hall network. Mr. Brush responded that is working as it should. Ms. Edmonds said she is only given access to the public network. Mr. Brush responded correct and said only secure computers are allowed access to that network.

Council Member Robb stated the City pays a set price for laptops and asked how licensing works. Mr. Brush responded the County holds the license and the City are provided access to those licenses and if the City needs access to other licenses it can set those up through the County.

On a roll call, the vote to approve Resolution No. 2016-142 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Council Member Robb asked what the County equivalent of WebX is. Mr. Brush responded Microsoft Linx and it will eventually move to Skype for Office.

6. Resolution No. 2016-143, approving three-year contract with WSA Assessing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, per Section 4.03 (c) of the City of Ypsilanti Charter, the City Manager has the responsibility to hire the Assessor; and

WHEREAS, the City has been engaged in a professional services contract with WCA assessing since July 2011 and the contract expires on June 30, 2016; and

WHEREAS, the City is pleased with the services of WCA Assessing and would like to renew the agreement with CPI adjustment for each year of the contract; and

WHEREAS, the City has discussed ways that WCA can enhance its services to the City and employees in the execution of its duties; and these service enhancements have been included in the contract.

NOW, THEREFORE, be it resolved that the Ypsilanti City Council approves a three year Contract with WCA Assessing for $79,847, $81,843, and $84,216, respectively, with optional re-appraisal fees to be approved by City Council, and authorize the Mayor and City Clerk to sign and execute the agreement.

OFFERED BY: Council Member Robb
SECONDED BY: Council Member Anne Brown

Ms. Savage stated that the City received one bid from WCA who negotiated the CPI adjustment and an optional 20% appraisal with staff, which is recommended by the state but not required. Mayor Edmonds asked why it is recommended and Doug Shaw, WCA Assessing, responded the option was put in the contract because the State Tax Commission recommended communities visit 20% of the properties in accordance with EMAR. Mr. Shaw stated he does not believe there is a need but it is there if needed. Ms. Edmonds asked if it was an additional auditing step and Mr. Shaw responded in the affirmative. Council Member Murdock asked what could be gained or changed by reappraising. Mr. Shaw responded the positive of re-inspecting the properties is that it ensures complete accuracy.

Council Member Murdock stated before Proposition A, the City went through a series of reassessment and completed 20%, which resulted in a big outrage so the assessment halted. Mr. Murdock explained because of this, a section of the City had their taxes raised 15% to 20% and the remainder had no increase. Mr. Murdock said if the City goes through this process it would have to do the entire City in order to make it equitable. Mr. Shaw responded the state has made it clear to only inspect the exterior of the property and the inspector can be denied access to the property. Mr. Shaw stated WCA has reviewed 80% of the property and there have not been any signs of frustration from the community. City Manager Lange stated if staff feels there is a lot of new value the City is missing, then this would be worth the return.

Council Member Robb stated Council had a philosophical discussion recently when discussing the Herman Kittle project. Mr. Robb explained the developer proposed to create 14,000 square feet of commercial

property and when the assessor was asked to come up with a fair value for that, it was assessed $12 a square foot multiplied by 14,000, which would be very un-advantageous for the City. Mr. Robb stated the City hires WCA and it needs it to revise its philosophy to reflect the way the rest of downtown has been assessed so it does not hinder the City with potential developers. Mr. Robb said that might be WCA's strategy but it is not consistent with the strategy in the rest of downtown. Mr. Shaw responded there are guidelines as assessors that must be adhered to which dictate that values must be determined by December 31st of each year. Mr. Shaw explained the value for the 2016 is determined December 31, 2015 and required to use the market information that ends December 30th and goes to two years prior. Mr. Shaw said because historical market information is used, and because it is an increasing market in all sectors using historical market values, it leads to undervalued properties. Mayor Edmonds stated if there are no other commercial developments in the City how are valuations set when there is nothing else to compare to. Mr. Shaw responded the best comparable available would come from surrounding communities.

On a roll call, the vote to approve Resolution No. 2016-143 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

7. Resolution No. 2016-144, approving Ordinance No. 1271 to Amend Budget Appropriations by Department and major Organizational Unit for FY 2015-16. ***(Second Reading)***

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled, "An Ordinance to Amend Budget Appropriations by Department and Major Organizational Unit for the Fiscal Years 2015-2016", be approved on Second and Final Reading.

OFFERED BY: Council Member Nicole Brown
SECONDED BY: Council Member Vogt

Mr. Lange explained adjustments that had been made since the previous budget session.

Council Member Murdock asked the criteria used to fund the different recreation centers in the City and began with a chart from FY2015-16 and from there tried to make sense of how to operate moving forward. Mr. Murdock said then Council was informed that Parkridge Community Center fell significantly short of what they owed. Mr. Murdock stated $17,000 was budgeted for Parkridge and it needed $51,000, and in conversations with the City Manager, finding other sources to fill the shortfall was discussed. Mr. Murdock stated he does not believe anything was included in the budget for the pool for last year, other than $10,000, or this year. Mr. Murdock said the Senior Center received funding for half of the custodial and utilities plus $10,000 and this year the $10,000 has been removed from the budget. Mr. Lange responded the City pays the insurance for the Parkridge Center which accounts for $2,000 and Mr. Barfield is supposed to contribute $11,000, which added to other payments equaled $49,000. Mr. Murdock replied the building insurance was something the City paid for each facility and in his mind it is not a contribution. Mr. Lange replied if insurance is not be considered a contribution, then subtract $2,000 from each facility. Mr. Murdock said

facility maintenance is budgeted for under public buildings and outside of the budget specific to those facilities and the sources of funding was not all City funds. Mr. Lange said the two part-time employees for the Parkridge Center cost the City $29,000 annually leaving $31,000 base operating cost. Mr. Lange added if the Parkridge Center was sold, the savings to the City would include insurance and maintenance which is why it was included.

Mayor Edmonds asked why the cost changed to a different amount for the Parkridge Center. Mr. Lange responded the amended amount is an answer to the question of how much it costs to run Parkridge Center. Mr. Lange said another question is what the net cost to the City is, which would not include the contributions from other entities. Mr. Lange said the third question is how much the City will budget. Mr. Lange responded the data provided to Council answers these three questions and the budget can be amended so that the data is equal. Ms. Edmonds responded the answers to these questions concerning Parkridge is expenses are $60,000, $11,000 being contributed by Mr. Barfield. Mr. Lange interjected Mr. Barfield might contribute $11,000. Council Member Murdock stated the equation of how much the City contributes to Parkridge is half of janitorial and utilities plus three months of operations equals $23,000 and the City only budgeted $17,000. Mr. Lange responded the actual amount budgeted for Parkridge is $49,000. Mr. Murdock replied it was not in the budget that was submitted to Council. Fiscal Services Director Marilou Uy replied $11,000 was budgeted for revenue and $60,000 for expenses.

Mayor Edmonds stated when she looks at the three recreation centers together the budget amount is $53,000 for the Senior Center and $60,000 for both the pool and Parkridge. Ms. Edmonds said they each have a huge amount of merit and she supports each of them strongly. Ms. Edmonds said they each have different options for revenue streams but some more than others. Ms. Edmonds said the principal issue is how the City is supporting all three facilities and that is a discussion Council needs to have. Council Member Robb responded to support these facilities there must be offsets in the budget. Mr. Robb said the City is running a $1.3 million deficit and the more that is allocated to these facilities will increase that deficit. Mayor Edmonds responded currently there is zero budgeted for the pool and the Senior Center. Mr. Robb responded in six weeks there is an election and funding for those facilities can wait until after that election. Mr. Robb explained the reason people are against the Water Street Millage issue is because the City should operate within its own budget. Mr. Robb said increasing the deficit makes the City look foolish and sends the message to pass the millage simply because the City spends more than it brings in. Mr. Robb said it is a dangerous political position to take and if Council wants to fund those facilities what are the offsets. Ms. Edmonds responded canceling the Aerotropolis Membership offsets $5,000. Mr. Lange responded that membership can be eliminated. Economic Development Director Beth Ernat added the City does not receive a direct benefit from being a member and has no issue with ending the City's membership.

Council Member Murdock asked how the budget needs to be amended in order to fund the Parkridge Center. Mr. Robb responded it doesn't need to be amended. Mr. Lange responded if Council wants to be certain the City's contribution will cover another $11,000, it will need to be added to equal the $60,000. Mr. Lange asked that the budget not be adjusted because Mr. Barfield is meeting with him to see what can be negotiated. Mr. Lange added he is also meeting with Washtenaw Community College to see what their contribution will be. Mr. Murdock added the line items in the budget book equal $17,000. Mr. Robb said in the budget book there is $60,028 budget for Parkridge.

Mayor Pro-Tem Richardson asked how this will affect the agreement between the Parkridge Center and Washtenaw Community College (WCC). Mr. Lange responded he spoke with the president of WCC who informed him she understands the circumstances and she is willing to assist but if the City does not provide the support for the building it would not renew the contract. Council Member Anne Brown stated the programing provided by WCC is worth $275,000. Mr. Lange responded in the affirmative. Ms. Anne Brown

asked if the City funds two part-time employees. Mr. Lange responded in the affirmative and explained he asked WCC if they would be willing to fund those positions and they declined.

Mayor Edmonds stated she wants to continue funding the $10,000 for both the Senior Center and the Rutherford Pool and asked if a Council Member is willing to make a motion. Ms. Edmonds stated both of those entities do a lot of fund raising and are not just running on the operational income. Ms. Edmonds added the City support is really important for them to be successful. Ms. Edmonds said when examining capital projects leverage was discussed and she believes these facilities leverage development in the City.

Council Member Anne Brown asked when the City provided the subsidy. Mayor Edmonds responded it was done during last year's budget.

Council Member Nicole Brown moved, seconded by Mayor Pro-Tem Richardson to amend the budget adding $10,000 to the Senior Center and Rutherford Pool budgets for two years.

Mayor Edmonds stated if the City needed to add additional funding to the Parkridge Center. Council Member Robb stated that is not necessarily true. Ms. Edmonds replied through Council discussions it might be necessary. Mr. Robb responded the discussions are meaningless; the budget is what is important and said the issue is $60,000 is what is needed for Parkridge and the City should not increase the budget. Ms. Edmonds replied her thought is if the City is giving $60,000 to one then the $10,000 request of the other two should be the base.

Council Member Murdock stated the commitment to Parkridge of $60,000 leverages $275,000 worth of programming and if the City is going to make this amendment he would like to see some offsets to balance the increase. Mr. Lange requested Council to add increases and allow staff to find appropriate cuts in the budget.

Council Member Vogt stated he has always agreed to fund the Senior Center and the Pool in the past but made the point that the City would not be able to contribute at all this year. Mr. Vogt said perhaps a compromise of a smaller amount could be agreed upon. Mr. Vogt said he is not sure it is necessary to make a decision immediately however, he is not opposed to it either way but he does not agree to commit the entire $10,000. Mayor Edmonds asked if Mr. Vogt was suggesting that Council commit the $60,000 to Parkridge. Mr. Vogt responded he agrees with Mr. Murdock that what the $60,000 would leverage would make it worth it and said Parkridge address one of the direst needs in the City.

Council Member Robb asked if the amendment was for one year or two years. Mayor Edmonds responded one year. Mr. Robb responded that this does not make sense and said either the City creates a strategy or every year it addresses special interest. Mr. Robb said Council should hold a work session on how the City should fund these facilities. Mayor Pro-Tem Richardson agreed and said when the motion was made and she seconded she thought it was for two years. Council Member Nicole Brown stated she would amend her motion to two years. Ms. Edmonds agreed with Mr. Robb that Council should hold a work session to discuss how these three facilities should be funded. Ms. Edmonds said when these facilities are trying to manage their own budgets and leaving them not knowing if they will receive this funding is not right and if the millage does not pass, the City will need to review much of this budget.

Council Member Murdock stated what Council is trying to do is to find a funding strategy that is consistent and makes sense. Mr. Murdock stated Council was informed by the City Manager that Parkridge Center was underfunded and risked losing outside funding and support that is essential to the function of the Center and

now Council is being told that the Center is fully funded. Mr. Lange said it is funded except for the $11,000 that Mr. Barfield said he was going to contribute. Council Member Robb stated the City is budgeting for that revenue. Mr. Murdock said he would be glad to strategize how much funding and what to fund for each facility. Mr. Murdock said each facility is different and would benefit from a City contribution. Mr. Murdock suggested passing the budget as is and revisiting this at the July 5th meeting.

Council Member Nicole Brown withdrew her motion.

Mayor Pro-Tem Richardson asked if the Rutherford Pool and the Senior Center were in support of the Water Street Debt Millage. Mayor Edmonds responded it is her assumption they are in favor of the millage. Ms. Richardson said if we are going to postpone funding these facilities, it should be known that this is not the final budget. Ms. Richardson said she does not want to offend anyone but also does not want to make it seem that the City has the money to fund these facilities.

Council Member Nicole Brown said she would like to come back with a strategy and does not feel the City should fund Parkridge and not these other entities. Mayor Pro-Tem Richardson said if Council is not going to fund the pool or the Senior Center, it needs to be communicated that this will be revisited. Mayor Edmonds said the good will of those groups is at risk if the City decides not to assist those facilities.

Council Member Anne Brown stated her concern is if the millage is not passed, the City will need to withdraw funding and she does not want to give false hope. Ms. Anne Brown stated Council needs to develop a strategy that is more equitable to fund these facilities. Ms. Anne Brown stated there was discussion last Council meeting that the City had ended its Park and Recreation program and now Council is struggling with park and recreation and a work session is needed to set policy. Ms. Anne Brown added she sits on the board of the Senior Center and it also leverages funding from WCC and that needs to be factored into what the City's contribution is. Ms. Anne Brown stated the other entities create revenue through fundraising and Parkridge needs to step up and begin fundraising. Mayor Pro-Tem Richardson stated this is the first year that Parkridge has not raised revenue and said before WCC became involved, Parkridge was funding itself. Mayor Edmonds asked where the $30,000 in revenue came from in FY 2013-14 and FY 2014-15. Ms. Richardson responded it came from Mr. Barfield and the leveraging his donations to leverage additional find. Ms. Edmonds asked why there was no additional contribution from Mr. Barfield in FY 2015-2016. Ms. Richardson responded she is not sure.

Mayor Edmonds stated she is hearing a consensus from Council to wait on these decisions and on principal, funding for Parkridge should be removed. Council Member Murdock suggested deferring this discussion for the moment.

On a roll call, the vote to approve Resolution No. 2016-144 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

8. Resolution No. 2016-145, approving Ordinance No. 1272 to Adopt Budget Appropriations by Department and Major Organizational Unit for 2016-2017 and 2017-2018 fiscal years. ***(Second Reading)***

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled, "An Ordinance to Adopt Budget Appropriations by Department and Major Organizational Unit for the Fiscal Years 2016-2017 and 2017-2018", be approved on Second and Final Reading.

OFFERED BY: Council Member Nicole Brown
SECONDED BY: Council Member Anne Brown

Council Member Murdock stated he has several budget related issues that is generally related to funds already allocated. Mr. Murdock stated Ypsilanti has made a deep commitment to solar energy and Dave Strenski has informed him that he received an anonymous donation of $25,000 to install solar panels on the Fire Station. Mr. Murdock stated the City has an Energy Efficiency Revolving Fund and needs to make a commitment to use that fund to do this project. Mr. Murdock stated there are aspects of this project that are not worked out such as maximizing tax credits and what other funding mechanisms could be used.

Council Member Murdock moved, seconded by Council Member Robb to proceed with a plan for the installation of solar panels on the fire department building with Solar Ypsi using Energy Efficiency Funds and other non-City funding sources.

Council Member Vogt stated this amendment is based on Mr. Strenski having an anonymous donation and asked if that donation has been made. Council Member Murdock responded in the affirmative. Mr. Vogt asked if the City has the money. Mr. Murdock responded no, Mr. Strenski has the money and explained that he received several donations that the City has already used for public buildings. Mayor Edmonds asked if approval of this amendment would alter revenue and expenses in the budget. Mr. Murdock responded in the affirmative. Mayor Pro-Tem Richardson added the expenditure is already in the budget. Mr. Murdock explained this amendment would add the $25,000 revenue source to the budget and commit the funds in the Energy Efficiency Revolving Fund to this project. Mr. Lange stated Chief Anthouard has been working on this project off and on but he is out of town. Mr. Lange explained the Fire Chief also might have grants lined up and would prefer to wait until he returns to amend the budget so it can include those funding mechanisms. Mr. Lange added although it is in the budget, it is a subcomponent of the General Fund balance. Mr. Lange said he would like to speak with other solar experts to ensure the City would be getting the best negotiated plan. Mayor Edmonds responded Mr. Strenski is very knowledgeable on the topic and works diligently to ensure the best rates available. Mr. Murdock said it is not his intention to begin this project immediately, he simply wants to ensure that it is documented in the budget.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Council Member Murdock stated funding has been allocated both the Local and Major Street Funds for traffic calming measures and non-motorized projects. Mr. Murdock said the City currently has speed bumps purchased for Dwight, Stanley and Hemphill and he has received many emails form those neighborhoods regarding when the speed bumps will be reinstalled. Mr. Murdock said in addition to that, he believes the City should purchase additional speed bumps in case other opportunities arise.

Council Member Murdock moved, seconded by Council Member Robb to reinstall the speed bumps on Dwight, Stanley and Hemphill and that six additional speed bumps be purchased from Local Street Funds to be used at yet to be determined locations.

Mayor Edmonds asked if this would cause a net change to the budget. Council Member Murdock responded it is a directive. Council Member Robb added it says how the funds will be allocated.
Mayor Pro-Tem Richardson stated she thought there was an issue with speed bumps on Dwight, Stanley and Hemphill, which is why they were removed. Mr. Murdock stated he has never been informed of any issues, to which, Ms. Richardson said she had been informed by the Police Chief. Ms. Richardson explained during the last Heritage Park Association meeting, the Police Chief informed the residents there was an issue with the speed bumps while installed in those areas. Mr. Murdock said the Police Chief and the DPS Director claim there are issues with the speed bumps because they do not like them and do not want them installed, however, they are not a problem for the people that live there. Mr. Murdock added purchasing six more will also give the City options when other sections of the City ask for speed bumps. Ms. Richardson said at the Heritage Park meeting the Chief said the speed bumps created a problem. Mayor Edmonds added the Chief said that drivers would speed up as soon as they passed the speed bump. Mr. Lange said the speed bumps were removed during the winter months to avoid issues with snow plows.

Mayor Edmonds said there are two items to this amendment installing the speed bumps on the listed streets and the purchasing of speed bumps, which would require an increase in the budget. Mr. Murdock responded it would come from the funding already in the budget for traffic calming and would not require an increase. Mr. Lange agreed and said the budget includes $50,000 for traffic calming devices. City Attorney Barr asked what is meant by "six additional speed bumps". Council Member Murdock responded this would be six additional items not sets.

Council Member Anne Brown stated the Planning Department recently explained to Council the issue revolving around speed bumps and a process was to be designed on how to request a speed bump. Mayor Edmonds stated that policy is scheduled to be brought before Council in July. Ms. Ernat responded in the affirmative. Ms. Edmonds said she would prefer to wait until that policy is brought to Council and will not support this amendment. Mr. Murdock replied Council has revisited that policy three times and basically no street would be eligible. Ms. Edmonds responded which is why Council directed staff to amend the policy. Ms. Ernat responded staff is examining best practices from other communities and will be returning with this policy at

the July 19th meeting. Mr. Murdock said the residents requesting speed bumps at Dwight, Stanley and Hemphill have followed the processes set in the policy and have not been approved. Ms. Edmonds said this is not a budgetary issue. Mr. Murdock said Council gives direction and cannot get staff to react unless an amendment is made to the budget and if Council wishes to vote it down it may do so.
Ms. Ernat asked if the resolution is to specifically to purchase speed bumps for Dwight, Stanley and Hemphill. Mr. Lange responded the City currently is in possession of those speed bumps. Ms. Edmonds added the amendment also includes purchasing six additional speed bumps and the reinstallation is a different issue outside of this budget.

Mayor Pro-Tem Richardson asked if the speed bumps are still needed on Dwight, Stanley and Hemphill. Ms. Richardson questioned when Prospect was closed, traffic was diverted down those streets and now that Prospect is reopened are these necessary? Council Member Robb responded the residents living on those streets want speed bumps. Ms. Richardson asked if they are really needed.
Council Member Anne Brown asked if the amendment needs to state the speed bumps are seasonal. Council Member Murdock responded temporary speed bumps are always removed during the winter. Council Member Vogt asked if the amendment should list that they are temporary. Mr. Murdock responded the speed bumps are seasonal and it is implied that they are temporary. Mayor Pro-Tem Richardson stated she would prefer the amendment read temporary since everyone is asking for speed bumps. Ms. Richardson said the problem is such that six more speed bumps will not solve the issue and if the amendment reads 'temporary" it leaves the option that they can be moved around. Council Member Robb said the point Council Member Murdock made is the residents on Dwight, Stanley and Hemphill followed the process. Mayor Edmonds responded they followed a process under a previous condition specifically because there was a diversion from a major street closure. Mr. Robb said the residents petitioned and had the appropriate amount of signatures and said nowhere in the petition does it list the speed bumps as temporary until after Prospect was reopened. Mr. Robb said whether City approved it because of the closure of Prospect or not, it does not mean that is the only reason the speed bumps were needed.
Mayor Edmonds said she would like to move forward with the vote on this item and suggested if the millage passes, this would be an item that should be revisited. Ms. Edmonds said this would not affect thousands of people using the pool, Senior Center, and Parkridge. Council Member Robb responded this is an allocation of $50,000 that has already been budgeted and said funding for the pool and Senior Center does not exist. Ms. Edmonds replied she is more concerned with what was brought up during audience participation regarding accessibility on City streets.
Council Member Anne Brown stated it was her understanding that this amendment would be separated, one part being for the purchase of six speedbumps and the other to reinstall speedbumps on Dwight, Stanley and Hemphill. Mayor Edmonds responded to her they are two different items and now Council is discussing the budget but that is up to Council Member Murdock or another Council Member to make an amendment.
On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	No
Mayor Pro-Tem Richardson	No	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 5 NO: 2 (Richardson, Edmonds) ABSENT: 0 VOTE: Carried

Council Member Murdock explained the Energy Efficiency Revolving Fund, which was created in 2009, to complete energy efficiency projects and it has been a tremendous success. Mr. Murdock said when the fund was established, it was done as a revolving fund so that the savings went back into the fund. It was so

successful that it has increased from $250,000 to $321,000. Mr. Murdock said because this has been such a success he believes that the fund no longer needs to be replenished at 100% and suggested in be decreased to 50%.

Council Member Murdock moved, seconded by Council Member Vogt that beginning in FY 2016-17 the Energy Efficiency Revolving Fund be replenished annually with 50% of the cost savings achieved by the energy efficiency projects instead of the current 100% that is used now.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Council Member Murdock stating he has a suggestion which revolves in the funding of the City's recreation facilities. Mr. Murdock said if Council is interested in allocated $10,000 for each facility for the next two years it can be offset from the 50% of the revenue from the energy efficiency fund.

Council Member Murdock moved, seconded by Council Member Anne Brown to increase the budget for both Rutherford Pool and the Senior Center by $10,000 allocated from the savings from the Energy Efficiency Revolving Fund annually for FY2016-17 and FY2017-18.

Council Member Murdock stated the savings are not known until the end of the year.

Council Member Vogt asked what the savings are each year, to which, Council Member Murdock responded around $100,000 a year. Mr. Vogt asked if the 50% of the savings would flow into the General Fund. Mr. Lange responded the funds would be undesignated. Mr. Vogt said this would use $20,000 of the $50,000 and the remainder would go to the General Fund as undesignated. Mr. Lange responded in the affirmative. Mr. Vogt said perhaps there are additional funds in the Energy Efficiency Fund that could be transferred to the General Fund to assist in eliminating the debt. Mr. Murdock said he does not see the point in doing that at this time.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Council Member Murdock stated in FY2016-17 there is $500,000 reserved for Water Street Debt payment, which should be restructured to $850,000 and if the $200,000 remains, add it to that payment equaling a little over $1 million in reserves. Mr. Murdock said if the budget goes through and it does not have a $1.4 million deficit, the City should be in better shape. Mr. Murdock said by having those funds in the reserve it makes the City fund balance appear more real.

Council Member Murdock moved, seconded by Council Member Vogt that the fund balance starting FY2016-17 show a full payment of Water Street Debt restricted for that Fiscal Year plus the balance of $700,000, approximately $1,080,000.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Mayor Edmonds stated she would like to strike one of the City's memberships to the International Shopping Centers and Aerotropolis for a total savings of $5,100. Ms. Edmonds said she is curious as to the benefit in being a member in both the Michigan Rec and Park Association and the National Recreation and Park Association. Council Member Anne Brown responded the City receives a grant as a result of those memberships. Mayor Edmonds said she would like to be a member of the US Conference of Mayors and said there are many grant possibilities that would be made available. Council Member Vogt asked what the cost is for that membership. Ms. Edmonds responded $1,992.

Mayor Pro-Tem Richardson asked if the City should discontinue its membership to the Aerotropolis because they have provided the City with deals in membership. Ms. Richardson said many of the members were very gracious in extending the membership when many close neighbors to the City did not want to. Ms. Richardson said the City might not have seen the benefits yet from that membership but there will be some benefit in the future. Mayor Edmonds asked for an explanation of the benefits the City would receive. Council Member Murdock said he agrees with Mayor Pro-Tem and said the City had a lot of difficulty keeping up its membership. Mr. Murdock said it does not have a direct benefit to the City but if it is successful and the City's location between the Aerotropolis and Ann Arbor could create a lot of jobs for the residents of this City. Ms. Richardson said she believes eventually it will be a big benefit for the City.

Mayor Edmonds asked Economic Development Director Beth Ernat her opinion on holding a membership to Aerotropolis. Ms. Ernat responded unfortunately at this point, the City is not eligible under the Vantage Point programs because the City is categorized as urban county. Council Member Murdock asked if Ypsilanti Township is eligible and said they are a part of the urban county. Ms. Ernat responded Ypsilanti Township is eligible. Mayor Pro-Tem Richardson asked why the Township is eligible and not the City. Ms. Ernat responded because the Township is part of the overlay district and the City is not because it is a part of the Ann Arbor Smartzone. Ms. Ernat stated if she were to select a membership to drop the Aerotropolis provides, the City with the least benefit.

Council Member Murdock stated the City used to be a member of the US Conference of Mayors and when the Council budget was reduced, that was one of the items to be cut.

Council Member Nicole Brown moved, seconded by Council Member Vogt to extend the meeting until 11:00 p.m.

On a voice vote, the motion carried, and the meeting was extended.

Mayor Edmonds moved, seconded Council Member Nicole Brown by to amend the budget by adding US Conference of Mayors Membership totaling $1,992.

Mayor Edmonds stated she is happy to take the lead on identifying any grants the City might have access to as a part of this membership.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Council Member Anne Brown asked if the increase in the budget to $11,500 for professional development will be for all staff. Mr. Lange responded in the affirmative. Ms. Anne Brown said the Human Resource Department has a membership to ICMA asked if each department has that membership. Mr. Lange responded no, and said the former HR Manager had a subscription and that can be discontinued.

Mayor Edmonds moved, seconded by Council Member Vogt to discontinue the following memberships; one of the International Council Shopping Centers Inc., and ICMA under Human Resources.

On a roll call, the vote to amend Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

Mayor Edmonds move, seconded by Council Member Robb to discontinue the membership to the Aerotropolis.

Council Member Anne Brown asked if the City wanted to rejoin the Aerotropolis would the fee be increased. Mayor Pro-Tem Richardson responded the fee would be increased to $25,000 and said the City was given a really good deal for its membership. Council Member Robb responded the City has been given a really good deal on something that does not benefit it.

Council Member Murdock stated he is going to oppose removing the Aerotropolis at this point because he feels it is a mistake. Mr. Murdock explained the City has tenuous relationships with surrounding communities and discontinuing this membership would only strain those relationships further.

Council Member Anne Brown asked for City Manager Lange's opinion. Mr. Lange responded he likes regionalism but he is disappointed the City has not been able to leverage a benefit from its membership.

Council Member Robb asked when the dues are due for these memberships. Ms. Uy responded due dates vary from membership to membership. Mr. Robb said it might be wise to call a neighboring community to see how they react to the possibility of the City discontinuing its membership. City Clerk McMullan said Aerotropolis is sent a letter asking them to accept a reduced membership fee. Council Member Vogt said is there any reason that the City can't ask Aerotropolis to reduce the fee to $2,500. Mr. Vogt said he agrees with Mr. Robb that further inquiries need to be made.

Mayor Edmonds withdrew her motion.

Council Member Robb said if Council passes this budget, are stipends how things will funded from now on which means when an employee does extra work they will be paid extra money. Council Member Anne Brown said during the last meeting there was a consensus from Council on moving back to the step system. Mr. Robb said he is not entirely sure Council gave direction to do anything in the future. Mr. Lange stated there will be no more stipends moving forward and explained the stipends were used for very specific job functions. Mr. Lange said Council wanted that off the table and will not be part of future budgets. Mayor Edmonds asked if the stipends were removed from this budget. Mr. Lange responded they were not unless Council directs him to do so. Council Member Murdock asked if only the three people are getting the 2% increase in salary. Mr. Lange responded in the affirmative and explained Council approved that last year once these three employees reached a year of employment.

Mayor Pro-Tem Richardson asked if the stipends given mid-budget were rescinded. Mr. Lange responded they were not and said the DDA stipends were all mid-year. Mayor Edmonds responded that was a different item which was a result of a contract approved by Council. Council Member Robb stated this stipend was not in the contract, what was in the contract was $58,000. Ms. Edmonds asked for clarification to which stipends Mayor-Pro Tem Richardson was referring. Mayor Pro-Tem Richardson responded stipends not including the DDA operations. Ms. Edmonds asked the City Manager for a list of those positions awarded a stipend. Mr. Lange responded the Assistant to the City Manager, the DPS Office Manager, the YPD Administrative Services Coordinator, and the General Accountant II. Ms. Edmonds responded she thought the General Accountant II moved to a different pay scale because he moved to a different position. Mr. Lange responded no one authorized it but it was his decision to make. Ms. Edmonds replied that wasn't a stipend it was a pay increase. Mr. Lange responded that was a base salary increase. Ms. Uy added the DPS Office Manager pay increase was also not a stipend. Ms. Richardson asked what the reason was for a $3,500 increase for the YPD Administrative Services Coordinator. Mr. Lange responded the Police Chief specifically asked for this increase given the lack of staff resulting in extra work for the position, which is the same for both the Assistant to the City Manager and the DPS Office Manager. Ms. Richardson asked if the Administrative Services Coordinator is paid out of the Police Department budget. Mr. Lange responded in the affirmative.

Council Member Anne Brown asked if this conversation is violating a human resources process. City Attorney Barr responded this conversation is getting close to a violation. Mayor Edmonds asked for a clarification. Mr. Barr responded once something is given it is difficult to take it away unless there is a reason.

Council Member Murdock said there is not anything in the budget involving stipends and agreed with the attorney that it is difficult to take away pay once it has been given. Mr. Murdock said what this means is Council needs to develop a proposal in terms of how Council wants to organize administrative people and compensation. Mayor Edmonds said the way the stipend was described by the City Manager is something that can be taken away unlike base pay. Ms. Edmonds said as evidence in the salary survey employees in the Planning Department compensation is very low. Council Member Anne Brown responded the survey is based off of budget. Mr. Lange responded the cities used were comparable to Ypsilanti.

Council Member Murdock stated moving on from this should fix the issue. Council Member Robb stated everyone keeps talking about temporary work and he is not sure what that means. Mr. Robb said as employees mature and improve they are given more responsibility because they are better at their job. Mr. Robb added that,if the City uses stipends, what it says is an employee starts at a base pay then they are given a stipend for increased responsibility. Mr. Robb said there is no need to make an amendment if Council says stipends are the way to compensate employees. Mayor Edmonds responded no one is making that claim and there was a consensus of Council to create a policy of how to compensate employees. Mr. Murdock asked if Mr. Robb is proposing eliminating stipends in the next budget year. Mr. Robb said he isn't proposing anything he is asking Council to give their opinion on how it believes employees should be managed. Council Member Nicole Brown said an employee should not be compensated with incremental pay for incremental work but she does feel that there is a difference between certain stipends in the budget.

On a roll call, the vote to approve Resolution No. 2016-145 was as follows:

Council Member N. Brown	Yes	Council Member Robb	No
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 6 NO: 1 (Robb) ABSENT: 0 VOTE: Carried

9. Resolution No. 2016-146, approving Ordinance No. 1273, "2016-2017 Tax Levy Ordinance. ***(Second Reading)***

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the proposed ordinance entitled "2016-2017 Tax Levy Ordinance", be approved on Second and Final Reading.

OFFERED BY: Council Member Nicole Brown
SECONDED BY: Council Member Anne Brown

Mr. Lange said one of the goals Council set for him when he began as City Manager was to not let the Fire and Police Pension fund not get out of hand and it has improved since he started.

Council Member Murdock stated he was astonished that the City has "Hedleyized" when the revenue only increased by 1%.

On a roll call, the vote to approve Resolution No. 2016-146 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

XIII. LIASON REPORTS –

A. SEMCOG Update - None
B. Washtenaw Area Transportation Study - None
C. Urban County - None
D. Freight House -None
E. Parks and Recreation
F. Ypsilanti Downtown Development Authority - None
G. Eastern Washtenaw Safety Alliance - None
H. Police-Community Relations/Black Lives Matter Joint Task Force - None
I. Friends of Rutherford Pool - None

XIV. COUNCIL PROPOSED BUSINESS –

Richardson

- Stated a Town Hall meeting for Ward 1 is scheduled for Thursday, June 23rd at Perry School but the venue might need to be changed.

Anne Brown

- Stated she and Council Member Murdock attended the Anti-privatization Rally at EMU. She said the vote was to privatize food services and increase tuition 7%.
- Said last week Ypsilanti Community Schools had privatization of food services on its agenda but that was defeated.
- Said the house on the corner of Roosevelt and Bellevue is operating again and asked if they changed ownership. Ms. Ernat responded she would look into it.

Murdock

- Said there are residents that would like to install a stop sign on Congress by Rutherford Pool resulting from the recent accident.
- Stated Ms. Melke has been trying to get the crosswalk repaired at Washington for a couple of months now and it needs to be taken care of.
- Stated the resurfacing of M17 and US12 has been postponed for 10 years which will interfere with things the City wanted to specifically ADA ramps as well as some pedestrian crossings at Hamilton and Ferris. He said there are also serious issues on Huron at Cross and Adams for both vehicle and pedestrians.
- Asked the status of the Truck Route Ordinance.

Robb

- Asked if anything is being done about Bay Logistics, Lincoln Street, and Vivid Inks.

  Ms. Ernat responded staff has been working with Bay Logistics for the past two weeks. They were sent a 40 day notice which will be followed by a ticket for lack of compliance. Ms. Ernat said the will be removing the debris pile and the metal stacks within the month. Ms. Ernat said they will also be putting PVC slates in the fence and they have till the middle of July to complete these tasks. Mayor Edmonds said she witnessed the slates being put in the fence. Ms. Ernat said there is a hold on enforcement for Vivid Inks while the prohibition on lights goes to the Planning Commission and the Zoning Board of Appeals. Ms. Ernat said she met with the owner who was given a 14 day notice giving time to make a zoning appeal. Ms. Ernat said staff has notified LARA of the illegal business and the property owner of the illegal business.

XVI. COMMUNICATIONS FROM THE MAYOR –

- Said 11 N. Normal's temporary certificate of occupancy ended June 15th and no progress has been made. Ms. Ernat responded she would follow up with this matter.

- Said a home on Cross east of Garland is operating an illegal operation. Ms. Ernat asked if it was a massage parlor and said that might be in the Township. Mayor Edmonds said she will check the address and inform staff.

XVII. COMMUNICATIONS FROM THE CITY MANAGER –

- Said the solar field is moving forward and should be complete by the end of July.
- Stated Harriet St. will be closed for two days.
- Stated he was a breakout presenter at the Green Conference for MML.
- Said staff has diligently researched pay equity and found a few mistakes and will send a few supplemental pages to Council.
- Stated staff has been working with Mr. Barfield and WCC to negotiate final amounts.
- Stated construction will begin on Marsh Plating tomorrow June, 22nd.
- Said the spur line in front of the Freighthouse should begin this month.

XVIII. AUDIENCE PARTICIPATION –

None

XIX. REMARKS FROM THE MAYOR –

None

XX. CLOSED SESSION –

Closed Session to discuss attorney opinion. *OMA 15.268(h)* **(Added)**

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Nicole Brown

On a roll call, the vote to adjourn to Closed Session was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

YES: 7 NO: 0 ABSENT: 0 VOTE: Carried

XXI. ADJOURNMENT -

Resolution No. 2016-147, adjourning the City Council meeting.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the City Council Meeting be adjourned, on call, by the Mayor or two (2) members of Council.

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Nicole Brown

On a voice vote, the motion carried, and the meeting adjourned at 10:58 p.m.

Barr, Anhut & Associates, P.C.
ATTORNEYS AT LAW

105 Pearl Street
Ypsilanti, MI 48197
(734) 481-1234
Fax (734) 483-3871
www.barrlawfirm.com
e-mail: jhealy@barrlawfirm.com

John M. Barr
Karl A. Barr
Daniel J. DuChene

Jesse O'Jack ~ Of Counsel
William F. Anhut ~ Of Counsel – Retired
Jennifer A. Healy ~ Legal Assistant

REQUEST FOR LEGISLATION

DATE: July 27, 2016

FROM: John M. Barr, Ypsilanti City Attorney

SUBJECT: Grant agreement with John Barfield

SUMMARY/BACKGROUND:

City staff met with Mr. John Barfield and his attorney to refine Mr. Barfield's endowment proposal and go over the concerns of City Council expressed when this matter was discussed two meetings ago.

Mr. John Barfield desires to continue his help to Parkridge Center and has offered to fund an endowment for the center. His grant would provide for an endowment fund of $200,000 to be donated by Mr. Barfield and held by the Ann Arbor Area Community Foundation. The endowment earnings, but not less than $12,000 per year would be given the City to use for Parkridge, so long as the City also spent at least $40,000 per year on Parkridge. The City may solicit and use other donated funds as part of the City match. Mr. Barfield would contribute funds enough each year to insure the contribution was $12,000, even if the earnings did not amount to that amount. Mr. Barfield would spend up to $35,000 to purchase the next door property and deed the property to the City and the City would demolish the house and landscape the property, at City expense. Mr. Barfield will be reimbursed for the cost of the house purchase from other fund raising for Parkridge by Mr. Barfield.

City Manager Lange has reviewed the numbers and found that the total cost of Parkridge to the City at this time is about $63,000 per year.

Mr. Barfield will not agree to a "termination" clause as suggested by CM Robb. Note that there is a natural termination in the agreement as if the City does not spend $40,000 per year on Parkridge the endowment does not contribute. The agreement is that in this event the endowment is not restricted and may contribute to other causes.

RECOMMENDED ACTION: Review agreement and approve agreement and resolution to adopt.

DATE RECEIVED:_____ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF:_____ FINANCE DIR. APPROVAL

COUNCIL ACTION TAKEN:

Resolution No. 2016 - 121
June 7, 2016
July 5, 2016

RESOLUTION TO APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND JOHN BARFIELD FOR PARKRIDGE CENTER IMPROVEMENTS ENDOWMENT

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

The Memorandum of Understanding between the City of Ypsilanti and John Barfield for improvements and an endowment for Parkridge Center be approved and the Mayor and City Clerk are authorized to sign for and on behalf of the city, subject to the approval of the city attorney.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF YPSILANTI AND JOHN BARFIELD REGARDING PARKRIDGE COMMUNITY CENTER IMPROVEMENTS

This agreement is entered into on this _____ day of _____, 2016, by the City of Ypsilanti, a Michigan Home Rule City located at 1 South Huron Street, Ypsilanti, MI 48197 (hereinafter "City") and John Barfield, an individual residing at 2072 Valleyview Drive, Ann Arbor, MI 48105 (hereinafter "Mr. Barfield").

WHEREAS, the City owns the Parkridge Community Center, located at 591 Armstrong Drive in the City of Ypsilanti, State of Michigan (hereinafter "Center"); and

WHEREAS, the City also owns Parkridge Park, which is located adjacent to and southwest of the Center (hereinafter "Park"); and

WHEREAS, Mr. Barfield has expressed interest in cooperating with the City to establish a long-term plan to enhance the viability and sustainability of the Center to benefit the Parkridge neighborhood and the whole City; and

WHEREAS, the City is interested in so cooperating with Mr. Barfield.

NOW, THEREFORE, in consideration of the foregoing and in consideration of the agreements of the Parties hereto, the City and Mr. Barfield mutually agree as follows:

1. Center Operating Costs.
   A. The parties recognize that the annual cost of operation of the Center is approximately $63,000. In order to obtain funds to pay those costs, Mr. Barfield will establish an endowment, as stated below, and beginning in the City's 2016-2017 fiscal year, the endowment will contribute an amount equal to the earnings on the investment of the endowment and Mr. Barfield will contribute such additional sums as may be necessary such that the entire contribution from the endowment and Mr. Barfield is at least twelve thousand dollars ($12,000) toward the costs of operation of the Center in every year that the City contributes at least forty thousand dollars ($40,000) for payment of such costs. The City may solicit and use other donated funds as part of the City match.
   B. For the purposes of this agreement, operating costs for the Center include:
      i. Repair and maintenance of the building.
      ii. Custodial services, snow plowing, lawn mowing, and waste removal.
      iii. Employment costs for staff at the Center.
      iv. Costs to insure the building.
   C. Both parties agree and understand that the City owns and operates the Center and that Mr. Barfield is establishing an endowment for support of the Center. The parties shall establish a Parkview Advisory Committee (PAC) to

make recommendations to the City with respect to the operation of the Center and the budget for such operation. The City shall give due consideration to such recommendations, but the final decision with respect to the operation shall lie solely with the City Manager. The PAC may appeal any City Manager decision to the Ypsilanti City Council.

For every fiscal year that the costs of operation of the Center equal or exceed $63,000, provided that the City has paid at least $40,000 of such costs, the City will invoice the endowment and Mr. Barfield, collectively, for $12,000, to be applied to payment of operating costs of the Center in excess of $40,000. The City may solicit and use other donated funds as part of the City match. In addition to the invoice, the City shall provide a copy of the budget for the particular year and evidence of the payment of $40,000 by the City. The invoice shall be due and payable within 30 days of the date of delivery of said invoice. The City's fiscal year runs annually from July 1 to June 30. The first such invoice will be issued on or about January 1, 2017 for fiscal year 2016-17, and every year thereafter. In the event that the City fails to spend the sum of $40,000 per year on the costs of operation of the Center, the funds in the endowment may be applied to other charitable purposes as may be agreed by Mr. Barfield and the Foundation (defined below).

2. <u>Establishment of Endowment.</u>
   A. No later than June 30, 2016, Mr. Barfield will contribute $200,000 to the Ann Arbor Area Community Foundation ("Foundation"), which will serve as the first contribution to the Parkridge Community Center irrevocable endowment fund (the "Parkridge Endowment") held by the Foundation. The purpose of the Parkridge endowment will be to support the operation and improvement of the Center.
   B. Over the next 5 years, Mr. Barfield will use his best efforts to encourage others to make contributions to the Parkridge Endowment with a goal of increasing the amount held in the Parkridge Endowment by an additional $1.8 million. Any and all funds raised shall be part of the irrevocable Parkridge Endowment, notwithstanding that the total amount is not raised. This commitment by Mr. Barfield shall not be construed to require Mr. Barfield to provide funds in addition to his initial contribution of $200,000.
   C. Mr. Barfield and the City will work together and with the Foundation to establish procedures and guidelines on how this endowment will operate, how funds will be disbursed, and how decisions will be made. Both parties anticipate a further agreement or memorandum of understanding to this end.

3. <u>Property Acquisition and Improvement.</u>

A. Mr. Barfield will facilitate the acquisition by the City of the property located at 767 Harriet Street in the City of Ypsilanti, County of Washtenaw, State of Michigan; having the parcel ID number 11-11-39-468-008; and legally described as (hereinafter "the Property"):

   *OLD SID - 11 11-010-258-00 YP CITY 1-W237 REWRITE PER QCD L4520 P626 YP CITY 1-W237 LD COM ON CENT LINE HARRIET ST 666.24 FT E'LY OF CENT LINE FIRST AVE, TH S 24.75 FT TO POB, TH CONT S 134.91 FT, TH N'ELY PARALLEL TO HARRIET ST 107 FT, TH N'LY 134.32 FT TO A PT 103.84 FT E'LY OF POB, TH SW'LY 103.84 FT TO THE POB. PT OF FRENCH CLAIM 690.

B. Upon obtaining an agreement from the current owner to convey the Property to the City upon payment of purchase price not to exceed $35,000, and upon satisfaction of any conditions to close, Mr. Barfield agrees to pay the purchase price to the owner and to cause the owner to deed the Property directly to the City. The City shall not be obligated to pay the purchase price.

C. After the Property is conveyed to the City, the City agrees to demolish the existing structure on the Property and landscape both the Property and the City-owned adjacent parcel (Parcel ID number 11-11-39-007) according to City standards, at City expense.

D. Mr. Barfield will be reimbursed for the costs of acquisition of the Property from other fund raising for Parkridge by Mr. Barfield.

E. Mr. Barfield commits, over the next five years, to use his best efforts to encourage others to contribute additional funds to the Parkridge Endowment in an amount necessary to build an approximate 8,000- 12,000 square-foot building on the above-described parcels. The building will belong to the City. The funds collected will be irrevocably donated to the Foundation and held in the Parkridge Endowment and applied to pay the costs of construction and operation of the said building. In the event that sufficient funds to pay the costs of construction are not raised, the funds shall remain in the Parkridge Endowment, and applied to the other purposes of that endowment as described above.

F. This new building would be located adjacent, but not attached, to the Center to serve as a cultural, employment and job training center with the purpose of further enhancing educational opportunities for the residents of the community, to provide children an opportunity to understand their cultural heritage in a positive way, to teach children the value of entrepreneurship, and to serve as a job training center.

G. Once the funds are secured to construct this new building, Mr. Barfield and the City will cooperate with one another to determine the appearance and construction of the building and how this building will be operated and staffed. All construction will meet city codes. The City agrees to waive

building permit and inspection fees. Both parties anticipate a further agreement or memorandum of understanding to this end.

H. The parties recognize that the funds Mr. Barfield has agreed to pay for the acquisition of the property described in paragraph 3(A), will be considered a loan by Mr. Barfield, payable solely from funds obtained through other fundraising by Mr. Barfield for the benefit of the Center. When sufficient additional funds have been donated to repay this loan, such funds will be paid to Mr. Barfield as a reimbursement to Mr. Barfield for the amount paid to acquire this property, along with interest at the rate of 2% from the date advanced by Mr. Barfield to the date of repayment.

4. Miscellaneous Provisions.
   A. Each provision of this agreement shall be separately enforceable and in the event that a court of competent jurisdiction determines or adjudges that any provision of this agreement is invalid or illegal, such decision shall not affect the rest of the agreement, which shall remain in full force and effect.
   B. This agreement is to be performed in the City of Ypsilanti, County of Washtenaw, State of Michigan and all legal venue shall exclusively lie therein.
   C. This agreement shall be governed by and construed in accordance with the laws of the State of Michigan.
   D. This agreement shall bind the successors, assigns and heirs of the parties, but in the event of the death of Mr. Barfield, his estate shall not be responsible for any additional fund raising or have any commitment to make any contributions to the Parkridge Endowment. This agreement constitutes the entire agreement between the City and Mr. Barfield. It cannot be assigned by either party without the written consent of the other party. It cannot be amended or changed without the mutual written consent of both parties, following review and approval of the Ypsilanti City Attorney.

IN WITNESS WHEREOF, the parties have read, understand, and agree to the terms herein, having duly executed and delivered this agreement on the day and year referenced below. Each signor affirms that they are duly authorized to sign on behalf of their respective organization.

CITY OF YPSILANTI

_____ Dated: _____

Amanda Edmonds
Mayor of the City of Ypsilanti

_____ Dated: _____

Frances McMullan

Clerk of the City of Ypsilanti

MR. JOHN BARFIELD

_____ Dated: _____

John Barfield

APPROVED AS TO FORM:

_____

John M. Barr P-10475
Ypsilanti City Attorney
26766374.2\005942-00003

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF YPSILANTI AND JOHN BARFIELD REGARDING PARKRIDGE COMMUNITY CENTER IMPROVEMENTS

This agreement is entered into on this _____ day of _____, 2016, by the City of Ypsilanti, a Michigan Home Rule City located at 1 South Huron Street, Ypsilanti, MI 48197 (hereinafter "City") and John Barfield, an individual residing at 2072 Valleyview Drive, Ann Arbor, MI 48105 (hereinafter "Mr. Barfield").

WHEREAS, the City owns the Parkridge Community Center, located at 591 Armstrong Drive in the City of Ypsilanti, State of Michigan (hereinafter "Center"); and

WHEREAS, the City also owns Parkridge Park, which is located adjacent to and southwest of the Center (hereinafter "Park"); and

WHEREAS, Mr. Barfield has expressed interest in cooperating with the City to establish a long-term plan to enhance the viability and sustainability of the Center to benefit the Parkridge neighborhood and the whole City; and

WHEREAS, the City is interested in so cooperating with Mr. Barfield.

NOW, THEREFORE, in consideration of the foregoing and in consideration of the agreements of the Parties hereto, the City and Mr. Barfield mutually agree as follows:

1. Center Operating Costs.
   A. The parties recognize that the annual cost of operation of the Center is approximately $50,000. In order to obtain funds to pay those costs, Mr. Barfield will establish an endowment, as stated below, and beginning in the City's 2016-2017 fiscal year, the endowment will contribute ~~ten thousand dollars ($10~~an amount equal to the earnings on the investment of the endowment and Mr. Barfield will contribute such additional sums as may be necessary such that the entire contribution from the endowment and Mr. Barfield is at least twelve thousand dollars ($12,000) toward the costs of operation of the Center in every year that the City contributes at least forty thousand dollars ($40,000) for payment of such costs. The City may solicit and use other donated funds as part of the City match.
   B. For the purposes of this agreement, operating costs for the Center include:
      i. Repair and maintenance of the building.
      ii. Custodial services, snow plowing, lawn mowing, and waste removal.
      iii. Employment costs for staff at the Center.
      iv. Costs to insure the building.
   C. Both parties agree and understand that the City owns and operates the Center and that Mr. Barfield is establishing an endowment for support of the Center. The parties shall establish a Parkview Advisory Committee (PAC) to

make recommendations to the City with respect to the operation of the Center and the budget for such operation. The City shall give due consideration to such recommendations, but the final decision with respect to the operation shall lie solely with the City Manager. The PAC may appeal any City Manager decision to the Ypsilanti City Council.

For every fiscal year that the costs of operation of the Center equal or exceed $50,000, provided that the City has paid at least $40,000 of such costs, the City will invoice the endowment and Mr. Barfield, collectively, for $1~~0~~2,000, to be applied to payment of operating costs of the Center in excess of $40,000. The City may solicit and use other donated funds as part of the City match. In addition to the invoice, the City shall provide a copy of the budget for the particular year and evidence of the payment of $40,000 by the City. The invoice shall be due and payable within 30 days of the date of delivery of said invoice. The City's fiscal year runs annually from July 1 to June 30. The first such invoice will be issued on or about January 1, 2017 for fiscal year 2016-17, and every year thereafter. In the event that the City fails to spend the sum of $40,000 per year on the costs of operation of the Center, the funds in the endowment may be applied to other charitable purposes as may be agreed by Mr. Barfield and the Foundation (defined below).

2. Establishment of Endowment.
   A. No later than June 30, 2016, Mr. Barfield will contribute $200,000 to the Ann Arbor Area Community Foundation ("Foundation"), which will serve as the first contribution to the Parkridge Community Center irrevocable endowment fund (the "Parkridge Endowment") held by the Foundation. The purpose of the Parkridge endowment will be to support the operation and improvement of the Center.
   B. Over the next 5 years, Mr. Barfield will use his best efforts to encourage others to make contributions to the Parkridge Endowment with a goal of increasing the amount held in the Parkridge Endowment by an additional $1.8 million. Any and all funds raised shall be part of the irrevocable Parkridge Endowment, notwithstanding that the total amount is not raised. This commitment by Mr. Barfield shall not be construed to require Mr. Barfield to provide funds in addition to his initial contribution of $200,000.
   C. Mr. Barfield and the City will work together and with the Foundation to establish procedures and guidelines on how this endowment will operate, how funds will be disbursed, and how decisions will be made. Both parties anticipate a further agreement or memorandum of understanding to this end.

3. Property Acquisition and Improvement.

A. Mr. Barfield will facilitate the acquisition by the City of the property located at 767 Harriet Street in the City of Ypsilanti, County of Washtenaw, State of Michigan; having the parcel ID number 11-11-39-468-008; and legally described as (hereinafter "the Property"):

   *OLD SID - 11 11-010-258-00 YP CITY 1-W237 REWRITE PER QCD L4520 P626 YP CITY 1-W237 LD COM ON CENT LINE HARRIET ST 666.24 FT E'LY OF CENT LINE FIRST AVE, TH S 24.75 FT TO POB, TH CONT S 134.91 FT, TH N'ELY PARALLEL TO HARRIET ST 107 FT, TH N'LY 134.32 FT TO A PT 103.84 FT E'LY OF POB, TH SW'LY 103.84 FT TO THE POB. PT OF FRENCH CLAIM 690.

B. Upon obtaining an agreement from the current owner to convey the Property to the City upon payment of purchase price not to exceed $35,000, and upon satisfaction of any conditions to close, Mr. Barfield agrees to pay the purchase price to the owner and to cause the owner to deed the Property directly to the City. The City shall not be obligated to pay the purchase price.

C. After the Property is conveyed to the City, the City agrees to demolish the existing structure on the Property and landscape both the Property and the City-owned adjacent parcel (Parcel ID number 11-11-39-007) according to City standards, at City expense.

D. ~~The Parkridge Endowment shall reimburse~~ Mr. Barfield will be reimbursed for the costs of acquisition of the Property ~~and shall reimburse the City for demolition and initial landscaping costs~~from other fund raising for Parkridge by Mr. Barfield.

E. Mr. Barfield commits, over the next five years, to use his best efforts to encourage others to contribute additional funds to the Parkridge Endowment in an amount necessary to build an approximate 8,000- 12000 square-foot building on the above-described parcels. The building will belong to the City. The funds collected will be irrevocably donated to the Foundation and held in the Parkridge Endowment and applied to pay the costs of construction and operation of the said building. In the event that sufficient funds to pay the costs of construction are not raised, the funds shall remain in the Parkridge Endowment, and applied to the other purposes of that endowment as described above.

F. This new building would be located adjacent, but not attached, to the Center to serve as a cultural, employment and job training center with the purpose of further enhancing educational opportunities for the residents of the community, to provide children an opportunity to understand their cultural heritage in a positive way, to teach children the value of entrepreneurship, and to serve as a job training center.

G. Once the funds are secured to construct this new building, Mr. Barfield and the City will cooperate with one another to determine the appearance and

construction of the building and how this building will be operated and staffed. All construction will meet city codes. The City agrees to waive building permit and inspection fees. Both parties anticipate a further agreement or memorandum of understanding to this end.

H. The parties recognize that the funds Mr. Barfield has agreed to pay for the acquisition of the property described in paragraph 3(A), will be considered a loan by Mr. Barfield~~ to the Foundation~~, payable solely from funds ~~in the Parkridge Endowment~~obtained through other fundraising by Mr. Barfield for the benefit of the Center. When sufficient additional funds have been ~~contributed to the Parkridge Endowment as described in paragraph 2(B)~~donated to repay this loan, ~~the Foundation will be authorized and directed to reimburse~~such funds will be paid to Mr. Barfield as a reimbursement to Mr. Barfield for the amount paid to acquire this property, along with interest at the rate of __ % from the date advanced by Mr. Barfield to the date of repayment.

4. Miscellaneous Provisions.
   A. Each provision of this agreement shall be separately enforceable and in the event that a court of competent jurisdiction determines or adjudges that any provision of this agreement is invalid or illegal, such decision shall not affect the rest of the agreement, which shall remain in full force and effect.
   B. This agreement is to be performed in the City of Ypsilanti, County of Washtenaw, State of Michigan and all legal venue shall exclusively lie therein.
   C. This agreement shall be governed by and construed in accordance with the laws of the State of Michigan.
   D. This agreement shall bind the successors, assigns and heirs of the parties, but in the event of the death of Mr. Barfield, his estate shall not be responsible for any additional fund raising or have any commitment to make any contributions to the Parkridge Endowment. This agreement constitutes the entire agreement between the City and Mr. Barfield. It cannot be assigned by either party without the written consent of the other party. It cannot be amended or changed without the mutual written consent of both parties, following review and approval of the Ypsilanti City Attorney.

IN WITNESS WHEREOF, the parties have read, understand, and agree to the terms herein, having duly executed and delivered this agreement on the day and year referenced below. Each signor affirms that they are duly authorized to sign on behalf of their respective organization.

CITY OF YPSILANTI

_____ Dated: _____

Amanda Edmonds
Mayor of the City of Ypsilanti

_____ Dated: _____

Frances McMullan
Clerk of the City of Ypsilanti

MR. JOHN BARFIELD

_____ Dated: _____

John Barfield

APPROVED AS TO FORM:

_____

John M. Barr P-10475
Ypsilanti City Attorney
26766374.2\005942-00003

To: Mayor Edmonds & City Council
From: Ericka Savage, Assistant to the City Manager
Date: July 5, 2016
RE: **UPDATED:** FY 2016-2017 Fee Schedule Amendments

Office of the City Manager

REQUEST FOR LEGISLATION
SUMMARY/BACKGROUND

Several years ago, City Council removed fees from the Municipal Code Ordinances and currently the policy is to adopt fees and penalties annually, by resolution. Fees are now compiled into one document, eliminating the cost of reprinting ordinances each year.

City staff has reviewed the fees and compiled the following amendments, which are highlighted in yellow in the attached spreadsheet.

1. Building Department – Inspection Fees
    a. Added a new fee for afterhours inspections

2. Clerk's Office – Entertainment & Misc Fees
    a. In April 2016, City Council amended the City ordinances to eliminate the permitting process for these fees; accordingly, they are being removed from the fee schedule.
3. Planning and Development – Zoning
    a. Ally Closure- Amended to correct fee amount; also separated the application fee from the escrow fee, since the escrow fee is refundable
    b. Alley/Street Vacation – Amended to correct the fee amount

4. Planning and Development – General and Administrative
    a. Amended the fee for Code Compliance letters from being based on the FOIA policy to $100 – the letter is actually prepared by staff and takes a lot of time to prepare.

5. Planning and Development – Historic Preservation
    a. Added a new fee for a work permit application – flat fee for paint only.

6. Facilities and Public Property
    a. Deleted language about reservations and added language that the fees for each facility are set by operations management, and to contact each facility directly for reservations, terms and conditions.

One South Huron Street
Ypsilanti, MI 48197
esavage@cityofypsilanti.com
Tel (734) 483-1810
Fax (734) 483-7260
www.CityofYpsilanti.com

b. Added fees for the Rutherford Pool
c. Deleted language related to the Farmer's Market - Under the newest Operation and Management Agreement between the City and Friends of the Freighthouse, the area where the Farmer's Market traditionally takes place has been removed. Therefore, the City must identify the area in the fee schedule and set a fee.
d. Added a new fee for the Freighthouse Plaza – the fee was set to be comparable to renting the gazebo.
e. Deleted language that the Rutherford Pool fees are to be posted "in the Recreation office" and added that they are to be posted on the City's website.

7. Parks
    a. Added a new fee for the Frog Island Amphitheater – we receive several inquiries for the amphitheater only, and the capital park improvement fees and security deposit are based on renting the entire park for a public event. This fee would operate like a gazebo rental where the rental can be for a private event.
8. Animals
    a. In April 2016, City Council amended the City ordinances to eliminate the permitting process for these fees; accordingly, they are being removed from the fee schedule.
    b. Bee Permit Application – added to the fee schedule to be priced the same as chickens.

ATTACHMENTS: Resolution and Fee Schedule Amendments

RECOMMENDED ACTION: Approval

DATE RECEIVED:_____ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF:_____ FINANCE DIR. APPROVAL

COUNCIL ACTION TAKEN:

Resolution No: 2016 - 141

A RESOLUTION SETTING FEES

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the FY 16-17 fee schedule amendments, highlighted below, are adopted pursuant to the Ypsilanti City Code, and all other fees relating to various sections of the City Code and activities of the City are hereby established and shall remain the same as the previous fiscal year, and the various City Departments are authorized to charge and collect such fees effective immediately.

City of Ypsilanti Fee Schedule (PROPOSED FY 2016-2017 AMENDMENTS)

					CURRENT FEE	PROPOSED FEE
Dept./Div.	**Ordinance Sec. No.**	**Shortcut Code for Treasury**	**G/L ACCT #**	**Type of Fee**	**Fee ($)**	**Fee ($)**
Building	18-153		**Certificate of Compliance Inspection Fees (rental inspection/per apt./unit/or as noted)**			
				Multiple Family-3 or more dwelling units		
		100	101-4-3710-461-08	Initial certification inspection	50	
		100	101-4-3710-461-08	Re-certification inspection	42	
		100	101-4-3710-461-08	Re-inspection	40	
				Single Family and Duplex		
		100	101-4-3710-461-08	Initial certification inspection	75	
		100	101-4-3710-461-08	Re-certification inspection	65	
		100	101-4-3710-461-08	Re-inspection	55	
		100	101-4-3710-461-08	City scheduled inspection	42	
		100	101-4-3710-461-08	Search warrants obtained for inspection	65	
		100	101-4-3710-461-08	Rooming House - 1-3 sleeping rooms	55	
		100	101-4-3710-461-08	Rooming House - 4-7 sleeping rooms	100	
		100	101-4-3710-461-08	Rooming House - 8-11 sleeping rooms	160	
		100	101-4-3710-461-08	Rooming House - 12-15 sleeping rooms	210	
		100	101-4-3710-461-08	Rooming House - 16+ sleeping rooms	260	
		100	101-4-3710-461-08	Late cancellation or no-show inspection	55	
		100	101-4-3710-461-08	Commercial/residential certificate of occupancy	55	
		104	101-4-3710-461-00	After Hours Inspection (pre-approval required by inspector)		$30 per .5 hours
Clerk			**Entertainment & Misc. Fees**			
	~~10-47~~		~~101-4-2150-456-04~~	~~Amusement arcades: license application~~	~~165~~	
			~~101-4-2150-456-04~~	~~- transfer fee~~	~~30~~	
			~~101-4-2150-456-04~~	~~- multi-agents- each~~	~~30~~	
	~~10-51~~		~~101-4-2150-456-04~~	~~Fee per amusement machine~~	~~15~~	
	~~10-54~~		~~101-4-2150-456-04~~	~~License fee per device~~	~~15~~	
	~~10-72~~		~~101-4-2150-456-04~~	~~Application fee for amusement device license, application fee~~	~~25~~	
	~~10-75~~		~~101-4-2150-456-04~~	~~Application fee per machine~~	~~15~~	
			~~101-4-2150-456-04~~	~~Grant of license per machine~~	~~15~~	
	~~10-139~~		~~101-4-2150-456-04~~	~~Billiard room, pool hall, license fee~~	~~200~~	
			~~101-4-2150-456-04~~	~~per table~~	~~15~~	
	~~10-196~~		~~101-4-2150-456-04~~	~~Cabaret license fee, per year~~	~~80~~	
	22-76		101-4-2150-456-04	Bed and breakfast application fee	80	
	22-80		101-4-2150-456-04	Annual bed and breakfast, inn license fee	175	
	22-117		101-4-2150-456-04	Health club license application fee	80	

	22-121		101-4-2150-456-04	Annual health club fee	175	
	22-178		101-4-2150-456-00	Peddlers license application fee, investigation fee	100	
	82-47		101-4-2150-456-00	Secondhand dealer license application fee	100	
	82-49		101-4-2150-456-00	Issuance of annual 2nd hand dealer license	100	
	22-182		101-4-2150-456-00	House to house soliciting by established business, various fee (monthly	80	
			101-4-0000-694-01	Mayor Offciating Wedding Ceremony	25	
Planning and Development			**Zoning**			
		178	101-4-7210-607-01	Zoning Map amendment	1000	
	122-134	178	101-4-7210-607-01	Zoning Text amendment	1000	
		178	101-4-7210-607-01	Area Variance - SF Residential	200	
		178	101-4-7210-607-01	Area Variance - other use	450	
		178	101-4-7210-607-01	All variance types: each variance requested beyond first on same site/application.	450	
	122-134	120	101-283-00	Site Plan Review (*plus engineering review fees)	500+*	
		120	101-283-00	Site Plan review (additional revision review)	75	
		162	101-4-7210-676-05	Site inspections by P&D Dept. staff after first compliance inspection	25	
			101-4-7210-607-01	Alley ~~Vacation~~/Closure (Application + Construction Escrow)	~~2650~~	750 + 1000
			101-4-7210-607-01	Alley/Street Vacation	~~2500~~	1500
		162	101-4-7210-676-05	Pre-development meeting (related to site plan)	75	
	122-122	162	101-4-7210-676-05	Administrative fee for site work started without issuance of applicable permit	50	
	122-574	162	101-4-7210-607-01	PUD Application	1000	
		162		(*plus $5/1,000 sf of new or redeveloped non-residential or $5/unit of new or redeveloped residential construction and engineering review fees)(see note 1)		
		162	101-4-7210-607-01	PUD Application (Adaptive Re-Use) ~~and Historic only) new in 2012~~	550	
		162		Tax Abatement Application Fee Breakdown		
		162	101-4-3720-676-05	Creation of a District (public notice, preparation for City Council)	200	
		162	101-4-3720-676-05	Application Review and Recommendation	500	
		162	101-4-7210-676-05	Site inspections by P&D Dept. staff after first compliance inspection	25	
			101-4-7210-607-01	Lot split application	50	
			101-4-7210-607-01	Appeal of staff interpretation	250	
			101-4-7210-607-01	Specific interpretation	250	
			101-4-7210-607-01	Special Exception permit for fee in-lieu of providing off street parking (per space)	600	
	122-163		101-4-7210-607-01	Special Use permit	300	
	~~122-878~~ 122-	190	101-4-3710-461-05	Sign inspection fee, per sign	100	
		190	101-4-3710-461-05	Sidewalk Signs	25	
			101-4-7210-607-01	Modification of Standard Request	75	
	122-35(7)		101-4-7210-676-05	Temporary Use-Concession Sale Review	50	
	122-201		101-4-7210-676-05	Designation of Special Nonconforming Status	400	
	122-816		101-4-3720-607-06	Garden on vacant residential lot	25	
				Sketch Plan	100	
Planning and Development			**General & Administrative**			
			101-4-7210-676-05	Zoning Map Copies		
			101-4-7210-676-05	Zoning Map, per page	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Zoning Map and Details	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Zoning Map (specific section)	Actual cost; See FOIA Policy	
	1-15		101-4-7210-676-05	Zoning Ordinance Copy (250 pages)	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Zoning Ordinance, per page first through fifth	Actual cost; See FOIA Policy	

			101-4-7210-676-05	Zoning Ordinance, per page, sixth thru twenty-fifth	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Zoning Verification Letter	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Code Compliance Letter	~~Actual cost; See FOIA Policy~~	100
			101-4-7210-676-05	Master Plan Copy	Actual cost; See FOIA Policy	
			101-4-7210-676-05	Non-Motorized Plan	Actual cost; See FOIA Policy	
Planning and Development			**Historic Preservation**			
	54-81	222	101-4-8030-477-00	Historic District work permit application fee, filing (plus $5 per $3000 of labor and material)'	30+*	
			101-4-8030-676-02	Administrative Fee for HDC work started without issuance of applicable permit	50	
			101-4-8030-676-02	Historic District Map	Actual cost; See FOIA Policy	
			101-4-8030-676-02	Historic District work permit application fee, flat fee for paint-only application		35
Facilities			**Facilities and Public Propery**			
	78-124	184	101-273-11	Fees for rental of Senior Citizens center, Parkridge Community Center and Rutherford Pool ~~(Reservation Fees (per hour, non-refundable, due 60 days in advance)~~ **are hereby established, but set by operations management at each facility. Contact each facility directly for reservations, terms and conditions.**		
			101-273-11	Senior Center (2 hr min.)	55/hr	
			101-273-11	Parkridge Community Center (2 hr. min.)	30/hr	
				Rutherford Pool		
				SINGLE ENTRY		
				Youth (ages 3-17)	3	
				Adults (ages 18-54)	4	
				Youth during Family Swim	2.25	
				Seniors (ages 55 and above)	2.75	
				SEASON PASSES		
				Individuals (12 yrs and above)	110	
				Seniors (ages 55 and above)	75	
				Family (includes tot splash)	265	
				PUNCH CARD PASSES (5 ENTRIES)		
				Youth (ages 3-17)	12	
				Adult (ages 18-54)	16	
				Seniors (ages 55 and above)	11	
				TOT SPLASH	1.75/child	
				(Free with family season pass)		
			101-4-4420-676-05	Freighthouse Plaza		100/first 2 hours, 25 each additional hour
			101-273-11	Damage deposit (refundable, due 14 days in advance)	200	
			Fees for Rutherford Pool shall be determined by the Friends of Rutherford Pool based on cost of service, projected attendance and other cost factors. Fees shall be approved by the City Manager and posted ~~in the Recreation Department office~~ **on the City's website**.			

			Senior Center, Parkridge and Pool renters shall reimburse the City for actual costs of cleanup (including but not limited to Public Works employees) required if applicant fails to comply with cleanup agreement (employee costs shall be reimbursed at hourly rate +10% (non-profit events) or +15% (for-profit events)]			
			Fees for the Freighthouse ~~and Farmers Market~~ shall be determined by the Friends of the Ypsilanti Freighthouse based on the terms of the Operation and Management agreement.			
			Default: Any person in default for 30 days or more shall be ineligible for a park reservation, special event permit, noise permit, street closing permit or city facility rental for eighteen months			
Parks	78-125		**Park Reservation Fees**			
			101-4-4420-676-05	Gazebo Rental (Riverside Park)	100/ first 2 hours, 25 each additional hour	
			101-4-4420-676-05	Ampitheater Rental (Frog Island Park)		100/ first 2 hours, 25 each additional hour
			101-4-4420-676-05	Pavillion Rental (resident)	55/first 2 hours, 25 each additional hour	
			101-4-4420-676-05	Pavillion Rental (nonresident)	65/first 2 hours,	
			101-4-4420-676-05	Riverside Park Key (refundable deposit)	25	
			Security deposit for the Gazebo and Pavilions are merged into Class 1 and 2 application fees			
			Rental fees for Riverside and Frog Island park are merged into Class 3 and 4 permit application fees, and are subject to additional Capital Park Improvement and/or Administrative Fees for coordinating public park use, per day.			
			Special Event Applicant shall reimburse the City for actual costs of cleanup (including but not limited to Public Works employees) required if applicant fails to comply with cleanup agreement. [employee and equipment costs shall be reimbursed at hourly rate +10% (non-profit events) or +15% (for-profit events)]			
Animals			**Animals**			
	~~14-3~~	~~134~~	~~101-4-3110-607-09~~	~~Impoundment fees - reclaim fee~~	~~16~~	
	~~14-34~~	~~102~~	~~101-4-3720-461-06~~	~~Animal license, reapplication fee - human s.~~	~~11~~	
	~~14-53~~	~~102~~	~~101-4-3720-461-06~~	~~Various animal license fees - New Ordinances~~		
	~~14-54~~	~~102~~	~~101-4-3720-461-06~~	~~Animal license replacement fee~~		
	~~14-84~~	~~102~~	~~101-4-3720-461-06~~	~~Animal permit reapplication~~		
		~~102~~	~~101-4-3720-461-06~~	~~- If application made before March 1~~	~~12~~	
		~~102~~	~~101-4-3720-461-06~~	~~- Delinquent application~~	~~16~~	
		~~102~~	~~101-4-3720-461-06~~	~~- Application following July 10~~	~~6~~	
		~~102~~	~~101-4-3720-461-06~~	~~- Delinquent application following July 10~~	~~8~~	
	~~14-86~~	~~102~~	~~101-4-3720-461-06~~	~~Animal permit transfer~~	~~11~~	
	~~14-131~~	~~102~~	~~101-4-3720-461-06~~	~~Kennel license~~	~~78~~	
	14-13	102	101-4-3720-461-06	Chicken **or Bee** Permit Application	25	25
OFFERED BY:						
SUPPORTED BY:						

Resolution No. 2016 - 152
July 5, 2016

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the City Council Meeting be adjourned, on call, by the Mayor or two (2) members of Council.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE: