



Approved

**CITY OF YPSILANTI
REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
THURSDAY, AUGUST 4, 2016
7:00 p.m.**

I. CALL TO ORDER – The meeting was called to order at 7:06 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	Absent
Mayor Pro-Tem Richardson	Present		

Council Member Dan Vogt moved, Seconded by Council Member Anne Brown to approve the absence of Mayor Amanda Edmonds.

Voice vote carried to approve the absence of the Mayor from this meeting.

III. INVOCATION –

Mayor Pro-Tem Lois Richardson 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 –

Assistant City Attorney Mr. Dan DuChene, Mr. Stan Kirton who is the Director of DPS, Ms. Marylou Uy who is the Director of Fiscal Services, Ms. Ericka Savage former Assistant to the City Manager, and Mr. Joe Meyers Director of DDA., Beth Bashert is present.

VI. AGENDA APPROVAL –

Council Member Anne Brown moved, seconded by Council Member Nicole Brown to approve the agenda.

On a voice vote, the motion carried, and the agenda was approved as amended

Council Member Ann Brown moved to add Proclamation for City Manager Ralph Lange under final remarks from the Mayor, Seconded by Council Member Nicole Brown.

On a voice vote, the motion carried, and the proclamation was added to the agenda.

VII. AUDIENCE PARTICIPATION –

1. Steve Gray-1939 Roosevelt, 24 year resident and candidate for the Ypsilanti Community School Board of Education came to thank the council for their commitment to the community and stated that If he is elected one of the things he is wanting to do is strengthen the relationship with the school district and the city council as well as the other two townships and government. He stated that he believes the key to a strong public school is a strong community and he just wanted to say Hello.
2. D'Real Graham with ReImagine Community- States that there are a political campaign designed to inspire today's youth and empower black youth to be more involved in their community. Are you willing to Re-Imagine Community? We must ReImagine community in order to successfully erode white ignorance about Black Life and its many Plights. I would like to share a few Tweets; excerpts from the National Association of Counties website- NACO.org. "Counties operate 91% of local jails"; "11.4 Billion people where admitted to county and other local jails in 2014"; " Counties should approve the caliper of law enforcement through a revision of personnel practices by raising education and training"; " Law enforcement misconduct damages the criminal justice system as a whole by undermining public confidence and the trust in local officials"; " It is the responsibility of counties to make sure of public safety and at the same time protect the rights of pre-trial and convicted persons"; Counties should identify gaps in services and develop a systemic plan for implementing a range of alternatives for people in incarceration"; "Correctional Institutions of any Jurisdiction, State, County or City should provide humane living conditions and rehabilitation programs as well as providing services for other offenders well-being, e.g. medical care, recreation, counseling." ReImagine what we can accomplish together in pursuit of justice and equity. Washtenaw County's correctional system needs to be re-evaluated, its info structure isn't designed to rehabilitate, it is designed to demobilize and detain. Reducing access to enrichment limits non-violent transgressors from developing life skills and confidence in their capabilities. Housing non-violent youth in repressive environments produces fear, uncertainties and insecurities. Expecting youth and detained individuals to return to society prepared for reintegration without the proper tools in place to aid in the transition is inhumane. Let devote energy towards establishing partnerships with existing youth servicing agencies and other organizations committed to providing Washtenaw County residents opportunity toward upward mobility. Elect officials willing to propose legislation that offers reprobation to victims and their families for law enforcement violence. Support a candidate willing to redirect policing and prison funds to social good alternatives. Vote for leadership that advocates for legislative proposals that require police officers to carry personal liability insurance to cover cost of brutality and death claims. Thats disinvesting from massive incarceration and hyper policing and the criminalization of Males and Female people of color, Young and the LGBT Community. They should not have to daily recommit their citizenship in their daily walk. Challenge our County Sheriff and other to develop new revenue streams instead of allowing current standards to reduce the population.

VIII. REMARKS BY THE MAYOR –

IX. ORDINANCES – FIRST READING -

Ordinance No. 1271

An ordinance to amend the Ypsilanti City Code to establish a truck route and regulate commercial vehicle traffic within the City of Ypsilanti; to prohibit truck and commercial vehicle traffic on other roads; and to provide penalties for the violation thereof, pursuant to its authority under Article VII, Section 29 of the Michigan Constitution of 1963 and Section 726 of the Michigan Vehicle Code, Act, Act 300 of 1949 (MCL 257.1 ET SEQ)

A. Resolution No. 2016-162, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "AN ORDINANCE TO AMEND THE YPSILANTI CITY CODE TO ESTABLISH A TRUCK ROUTE AND REGULATE COMMERCIAL VEHICLE TRAFFIC WITHIN THE CITY OF YPSILANTI; TO PROHIBIT TRUCK AND COMMERCIAL VEHICLE TRAFFIC ON OTHER ROADS; AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF, PURSUANT TO ITS AUTHORITY UNDER ARTICLE VII, SECTION 29 OF THE MICHIGAN CONSTITUTION OF 1963 AND SECTION 726 OF THE MICHIGAN VEHICLE CODE, ACT 300 OF 1949 (MCL 257.1 ET SEQ)" be approved on First Reading.

OFFERED BY: Council Member Murdock

SECONDED BY: Council Member Robb

Dan DuChene, Assistant City Attorney stated that this ordinance in front of us advises that the city has the authority to institute a truck route. The idea behind it is to try to keep commercial traffic on certain routes within the city as much as possible to help distribute the weight of the service vehicles and to help maintain the work on the roads. There are some exceptions to this; the truck can come into communities for deliveries as long as they come in and leave through routes as quick as possible in the most direct manner to get to his home base. There are a couple of exceptions as to what is and what is not a commercial vehicle, as well as a couple ways to define what is a commercial vehicle under the law, with the help of the Ypsilanti police department with enforcement through weight or axel count. The Truck route proposed is listed on the map attached as well as the ordinance. He advised that the ordinance has been circulated to City Staff members and all there suggestion were appropriate and have been drafted before you.

Council Member Robb requested to look at the staff suggestion. Attorney DuChene stated that there had been discussion about the routes, and it was determined that the route was adequate. He advises that some of the staff he spoke with was the Director of DPS and the Police Department. Council Member Robb asked did he speak with the planning department and the Attorney DuChene stated no, but stated that he can forward to planning department before the next meeting. Council Member Vogt asked if the Attorney had seen Mr. Gainsleys letter of concern, and questioned if designating the

routes lock us in and put limits on us in the future? The Attorney stated that Council can re-designate routes, adopt and or appeal the ordinance as they are doing now, he thought about having the routes approved by resolution as appose to an ordinance; however for enforcement purposes he thought this way would be better. However in the future if you wanted to change the route in any manner you can do so by amending the ordinance like you would do any other ordinance.

Council member Vogt asked Mr. Lange as stated in the letter of concern from Mr. Gainsley, if we were to designate streets that are one way streets to two way street, what are the safe street concerns, would it be pedestrian friendly with more trucks on these routes? Mr. Lange stated that if it's a Truck line route MDOT will have jurisdiction if it's a primary street, if it's a local street they are usually not built to the standards that can handle the heavy trucks except occasionally. The issue of safety of that in concern of our background is if the street is strong enough to handle that, and that would be an OHM decision. They would evaluate if the streets could handle the caliber of traffic on the road. He gave an idea example of the work done on the street Prospect, when we spent the money(2 million dollars) to repair and then the trucks come through and makes it dust, that is our primary issue, Civil Engineering type of the road issue. The safety part of it would be monitoring the weight of the trucks that enter the streets. The Attorney stated that in response of safety and pedestrian access, If the City decides to alter the reconfiguring the streets, they need to keep in mind that this is predominantly MDOT truck lines, not all but most of it.

Council member Anne Brown asked what about Hewitt Road? The Attorney stated that Hewitt road is not a state truck line. Mr. Stan Kirton, Director of DPS stated that Hewitt Rd is a shared county street. It's a boarder and could handle the weight. Mayor Pro-temp Lois Richardson asks in the rebuilding of Prospect was it built to be a truck route? Mr. Stan Kirton, Director of DPS stated that it was designed for trucks to drive on it. Attorney DuChene stated that the problem would be the bridge. Mr. Stan Kirton, Director of DPS stated that the bridge has weight restrictions on it; all of our bridges have weight restrictions on them. It could possibly affect the trucks that are going to drive over there. City Manager Lange stated that they have a weight master which is usually governed by the Road Commission or by the State Police, it's a specialized training.

Mayor Pro-temp Lois Richardson asked "If we don't monitor Prospect, could it end up back like it was?" Mr. Kirton stated that that is always a possibility, but it was re-built really well. The last time it was build the sub-grade was not as good so the water sat there and that what cause the road to deteriorate, but we have more consistent sub-grade and payment this time. Attorney DuChene stated that this bridge is not on the current truck route that being proposed. They would go right up Michigan Ave to 94, advised Mr. Kirton.

Council Member Murdock advised that the truck would be to go 275 to Michigan Ave to 94. Attorney DuChene stated that they could also come through LeForge through Clark. Mr. Kirton advised that that has weight restriction as well. Attorney DuChene advised that LeForge is on the proposed route; trouble is that you have to have entrances and exits to your street routes. Council Member Murdock stated to just give a brief history on Prospect, this has been going on for years, repaving of the truck traffic, we have been having conversation on what we could do and it was suggested that the only way we could try to resolve this issue is to make the truck routes.

B. Open public hearing

1. Becky Lewis-416 Cross; States that she lives on the corner of Cross and Prospect, and requested to see the map that is being referenced. Map was placed on

the overhead for public viewing. She stated that she is very much in favor of no truck on Prospect. It's horrible living on Prospect, particularly since the City saw fit to close Grove Rd and Park Rd the traffic has increased drastically. It's a 25MPH Zone, if the Police would sit they would make a ton of money; when the trucks go by the windows rattle, you can't even sit on the porch and talk. She stated she would be more than happy if Prospect was NOT on that truck route. There were other truck routes when prospect was closed, they found another way to go. She asked was all of Prospect paved the same, the whole stretch, from Clark to Michigan Ave? Mr. Kirton advised NO. She asked is all of it designed for truck traffic? Mr. Kirton advised from Cross to Holmes, but from Cross to Michigan Ave is not, and the bridge is not.

2. Jason Chapel-706 N Prospect; States that he lives on Forrest and Prospect, They moved into their place 3 years ago. 3 years ago you could almost see the gravel underneath the asphalt. 2 1/2 years ago they had such huge pot holes that they did damage to all 4 axels of both of their cars, 2 tires blew out from hitting pot holes and there was no way around them getting to their drive way. So, the resurrection of the road is appreciated. However, it's not all the way down the road on Forrest and they are not rerouted down Forrest the Trucks are going down Michigan Ave over that Bridge and it's not designed for that weight. The trucks are moving at least 35-40MPH at the minimum when in our neighborhood it's supposed to be 25MPH. It doesn't matter what the weight of the truck is, it's the distribution and how many axels that causes that damage. An empty truck is still heavier than 4 cars of the same size. I am definitely for changing the routes in that area and as what was stated earlier when we had that block off there during the street repair we did not see trucks, trucks going around and I did not hear of any major complications because of that so I can't see a reason not to.

3. Marie Chapel-706 N Prospect; I just wanted to point out that I am sympathetic to the truckers as my brother is a trucker and frequently like going through Michigan Ave and he stated that all Truck Drivers like to go through Michigan Ave. because there are no weight station and no tolls. I would also like to point out that with Prospect being 25 MPH, not only with regular traffic going over 40MPH, our windows and house are constantly shaking and not only that there is an elementary school and a large park where children are playing and these huge trucks are speeding by and can't stop quick enough. If somebody's child runs out into the street it's not only a road issue it's a safety issue. There are lots of houses down that street with children in them.

4. Chris Hardy-719 N Prospect; I have lived there for 25 years and I concur with my other N. Prospect neighbors. Our house shook to the foundation before the roads where fixed so we do appreciate the rebuild, it has made it much nicer. However, I would still be extremely in favor of this being taking off the route. I was cutting my grass and 3 R&L Trucks rode past 10MPS above the speed limit and that was right where I was cutting so I had to stop cutting and step aside to make sure I was out of the way and safe. I have lived in the area long enough to see it go from a neighborhood of young families to empty nesters and now back to a neighborhood of young families. There are many young children around and if we could get those trucks off the road then we could preserve prospect to be a nice, quiet, safe road for years to come. The 25 years I have been there, there has been at least 2 rebuilds and perhaps one resurfacing and if we could get those trucks off the road it would keep that road in

great shape for years to come and save us tons of money so please keep the trucks of Prospect, we would appreciate it.

C. Resolution No. 2016-163, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on an ordinance entitled "AN ORDINANCE TO AMEND THE YPSILANTI CITY CODE TO ESTABLISH A TRUCK ROUTE AND REGULATE COMMERCIAL VEHICLE TRAFFIC WITHIN THE CITY OF YPSILANTI; TO PROHIBIT TRUCK AND COMMERCIAL VEHICLE TRAFFIC ON OTHER ROADS; AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF, PURSUANT TO ITS AUTHORITY UNDER ARTICLE VII, SECTION 29 OF THE MICHIGAN CONSTITUTION OF 1963 AND SECTION 726 OF THE MICHIGAN VEHICLE CODE, ACT 300 of 1949 (MCL 257.1 ET SEQ)" be officially closed.

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

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

Council Member Vogt stated he is strongly opposed to the Hewitt Street section of this, He sees any reason for it, The sport traffic, the boarder trail is very busy foot traffic and pedestrians and bicyclist already have a hard time crossing as is. Truly a Pedestrian and College area ad he sees no reason to add to what is already occasionally gridlocked or to further obstruct which is already an emergency route to St Joseph Hospital and for our Fire and Police vehicles. He would like to move that that particular part of the road be removed from the list.

Council Member Murdock advised that he is not opposed to it, However 94 to Hewitt is a direct drive to St Joseph and WCC and thought that would be available for that but we will figure it out, but they will end up going through Ypsilanti.

Council Member Robb suggested that we pass it on first reading, and table the ordinance give to Planning Department to look at it for suggestions with 2nd reading on August 16th as additional traffic data is needed. Mayor Pro-Temp Lois stated that we will vote as read and table until next meeting. Hewitt and Leforge will go in list that is going to staff for review. All Suggestions have been noted.

On a roll call, the vote to approve Resolution No. 2016-162 was as follows:

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

VOTE:

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

X. CONSENT AGENDA –

Resolution No. 2016-164

1. Resolution No. 2016-165, approving the Restated and Amended Hazardous Materials Response Authority (HMRA) Agreement for Washtenaw County and Adjacent Communities.
A RESOLUTION TO APPROVE THE RESTATED AND AMENDED HAZARDOUS MATERIALS RESPONSE AUTHORITY AGREEMENT FOR WASHTENAW COUNTY AND ADJACENT COMMUNITIES FOR FIFTEEN (15) YEAR, EXPIRING IN 2031

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

WHEREAS, Washtenaw County has experienced 71 fixed-site and 301 transportation-based hazardous materials accidents since 1992 and is home to 48 commercial facilities that possess significant quantities of chemicals that are immediately dangerous to life and health if released; and

WHEREAS, on August 7, 1996 the Washtenaw County Board of Commissioners approved Resolution # 96-0157 authorizing the Chair of the Board to sign an Inter-local Agreement pursuant to the Urban Cooperation Act (MCLA 124.501 et. Seq.) to create a new legal entity known as the Washtenaw County Hazardous Material Response Authority (“Hazmat Authority”); and

WHEREAS, the City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township also approved the Inter-local Agreement to create the Hazmat Authority; and

WHEREAS, beginning in 1997 the Hazmat Authority recruited members from Washtenaw County’s fire departments that would attend extensive training and serve on the Hazmat Team; and

**WHEREAS, the HazMat Team currently responds to chemical emergencies anywhere in Washtenaw County 24-hours a day, 7-days a week with 40 highly trained team members and
It has responded to 125 chemical emergencies over the past ten years; and**

WHEREAS, the Inter-local Agreement provided that the Agreement would be for a ten (10) year duration, and each of the five enabling governmental entities subsequently extended this Agreement (Resolution #06-0070) for an additional ten (10) years; and

WHEREAS, On April 19, 2016, the Washtenaw County Hazardous Materials Response Team Authority Board unanimously agreed to continue to work collaboratively under the Urban Cooperation Act for an additional 15 (fifteen) year duration.

NOW, THEREFORE BE IT RESOLVED: That the Council of the City of Ypsilanti finds it is the best interest of its citizens from a safety and fiscal standpoint to approve the restated and amended Hazardous Material Response Authority Agreement for the Washtenaw County and adjacent communities for a period of fifteen (15) years, expiring in 2031.

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

2. Resolution No. 2016-166, approving renewal of property and liability insurance coverage with Michigan Municipal League (MML).

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT, the invoice submitted for payment to the Michigan Municipal League Liability and Property Pool for issuance of coverage beginning August 1, 2016 and ending July 31, 2017 in the amount of \$273,075.00 be approved.

BE IT FURTHER RESOLVED THAT the City Manager is authorized to sign and approve payment of the invoice.

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

3. Resolution No. 2016-167, declaring the month of September as, "Turn the Town Teal" in the City of Ypsilanti and approving teal ribbons be placed in observance of the campaign to create awareness of ovarian cancer.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, *Turn the Town Teal* is a national campaign to create awareness of ovarian cancer and its symptoms;

WHEREAS, ovarian cancer is the deadliest of gynecologic cancers and a leading cause of cancer-related death in women. There is no early detection test for ovarian cancer; It is referred to as "The Silent Disease"; and

WHEREAS, each year the Michigan Ovarian Cancer Alliance (MIOCA), a nonprofit and partner member of the Ovarian Cancer National Alliance, sponsors "*Turn the Towns Teal*", a national campaign to create awareness of ovarian cancer; and

WHEREAS, this is the 10th year of the "*Turn the Towns Teal*" campaign which is held in conjunction with National Ovarian Cancer Awareness Month, from September 1 to September 30; and

WHEREAS, the Michigan Ovarian Cancer Alliance would like to tie teal ribbons throughout the city, post awareness posters at establishments, and distribute information cards; and

WHEREAS, the Michigan Ovarian Cancer Alliance (MIOCA), will cover all expenses incurred by this campaign and there will be no cost to the city.

THEREFORE BE IT RESOLVED THAT the Mayor and City Council supports this national campaign and approves of teal ribbons being tied throughout the city

September 1st - September 30, 2016, along with lawn signs, awareness posters and information cards being provided for establishments that are interested.

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

On a roll call, the vote to approve Resolution No. 2016-164 was as follows:

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

VOTE:

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

XI. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2016-168, approving contract with Mannik Smith Group for Construction Engineering Services for the Michigan Avenue Mid-Block Crossing Project.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Transportation Alternatives Program (TAP) funding has been programmed for the installation of a mid-block Hawk Signal just east of the Michigan Avenue Bridge, in the 2016 construction season; and

WHEREAS, the Mannik & Smith Group, Inc. has provided engineering services on several prior projects for the City; and

WHEREAS, it is necessary to secure construction engineering services to keep this project on schedule for the 2016 construction year;

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the construction engineering services contract with M & S Group, Inc., 2365 Haggerty Road South, Canton, MI 48188 in an amount not to exceed \$30,500.00; and

THAT the Mayor and City Clerk are authorized to sign this contract, subject to review and approval by the City Attorney; and

THAT the City Manager is authorized to sign any change orders that may be needed to maintain the project's schedule, subject to review and approval by the City Attorney.

OFFERED BY: Council Member Nicole Brown

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SECONDED BY: Council Member Anne Brown

Council Member Murdock asked if any of the funds used for this project can be used for debt? City Manager Lange stated no. Mr. Kirton advised that the bid came under previous estimate and is now \$319k. City Manager Mr. Lange stated that they reduced the cost by \$3500, so under what was budgeted. City Manager Lange stated that this is a projected he wanted to have exempted as it would be a tremendous hazard because we don't have safe crossing, Also it was a condition of the County Money that that be a prevision of that, and now we will have the mid-block but not have the other, the fence has been approved and the money that DNR is holding for this project will come back to general fund. This is actual a critical part to other items and note that it is extremely under budget. This is a TAP Grant. You have to put the money put but they will reimburse us.

On a roll call, the vote to approve Resolution No. 2016-168 was as follows:

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

VOTE:

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

2. Resolution No. 2016-161, approving salary changes for Interim City Manager and Interim City Clerk. ***(Tabled 7/19/16)***

RESOLUTION ADJUSTING PAY FOR ACTING CITY MANAGER AND ACTING CITY CLERK

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

Whereas Mr. Ralph A. Lange has resigned his positon as city manager, and

Whereas the Ypsilanti City Charter provides that the City Clerk become acting city manager when the City Manager is absent, and

Whereas the positon if City Manager has a higher pay grade than City Clerk, and

Whereas when the City Clerk becomes acting City Manager the Deputy City Clerk becomes acting City Clerk and the City Clerk has a higher pay grade than the Deputy City Clerk, and

Whereas the City Charter provides that the City Manager is the chief administrative officer of the City and should be compensated with the highest rate of pay, and

Whereas City Council requested a study of the matter and the City Manager and City Attorney have reviewed and studied the matter and the City Finance Officer has provided guidance,

Now Therefore, based on the above, the pay of Frances McMullan shall be adjusted from 35.5240 per hour to 43.269 for the time she is acting City Manager starting August 8, 2016, and the pay of Andrew Hellenga shall be adjusted from 20.00 per hour to 28.846 for the time he is acting City Clerk starting August 8, 2016.

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

On a roll call, the vote to approve Resolution No. 2016-161 was as follows:

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

VOTE:

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

XII. LIASON REPORTS –

- A. SEMCOG Update- No updates
- B. Washtenaw Area Transportation Study- No updates
- C. Urban County-No updates
- D. Freight House-No updates
- E. Parks and Recreation- Stan Kirton from DPS advised Play equipment has been ordered, 6 week wait. Mayor Pro-Temp added that some people had some comments on the access of the park and if city employees will block or damage their driveway when the pavement will be put down, Mr. Kirton stated that he will talk to them. If there are any damages by the city they will take care of it.
- F. Ypsilanti Downtown Development Authority-No meeting
- G. Eastern Washtenaw Safety Alliance- Meeting is the end of September, we will pass the date on when we get it.
- H. Police-Community Relations/Black Lives Matter Joint Task Force- Meeting Monday August 8th
- I. Friends of Rutherford Pool- Meeting next week, they had (2) Subcommittee meeting to change the name of oversight committee, we are going to remove the word oversight and bring the recommendation to the task force.

XIII. COUNCIL PROPOSED BUSINESS –

Robb

— Asked if without having the Prospect Rd ADA ramps are we violating some kind of law.

Attorney DuChene stated that there shall be two curb ramps at every corner; 4th variation of the consent decree, the way it reads currently these are requirements. Council Member Vogt asked have we been in contact with the parties to see if we can alter the consent agreement. Attorney DuChene stated that the proposed work is the

result of ongoing conversations of this discussions of which OHM, DPS and our office. Council Member Vogt asked can we seek a declaratory judgement? Attorney DuChene stated it is a possibility. Litigation was discussed with the plaintiff's council.

Council Member Vogt stated he needed more clarity on this as he doesn't understand. Attorney Barr stated this is Classic case of an unfunded mandate when the federal government has ADA requirements regarding streets and so on and this particular law firm is going around the county suing Monroe, Ann Arbor, and other communities to enforce the ADA requirements. Mr. DuChene has negotiated to reduce the cost and this is another example that if we go to court, what we are trying to do is reducing the cost; court cost, clerk cost, and so on. However we were able to reduce some of their demands down. This was the result; we can go back again if you want us to.

Council Member Robb stated at the last council meeting I lobbied to do all the ADA required ramps on that street for an extra \$106,000, we would have paved the road properly, instead of patching up and we would have put in all the ADA expectable ramps but here we are going to spend \$100,000 on something else not needed and still not going to get the ADA acceptable ramps on Hamilton at this time and I just want you to think about that.

Council Member Vogt asked if this issue arose on prospect because we did the project and didn't do the side walk correctly to the satisfaction of the consent agreement? Mr. DuChene stated that this is generally and allegedly correct. There is a bigger bone that they are picking and this was kind of a satellite issue, but certainly one of interest to them. Mr. Kirton added, Where ever an able body person can cross the street a disabled person should be able to as well.

- Stated The DDA is here, Trash is blowing up; the landlords have revolted, and asked if this being resolved.

Joe Meyers from DDA Department stated that some of they brought the Landlords to the table, we asked them for their input and they decided that they were not going to participate and so we have to set our fee schedule as it is. We spoke to our City Attorney and they have every lawful right to put trash on the curb, Mr. Kirtons crew has been great. We are at a catch 22 where legally they can do it; they don't want to spend another dollar. The majority of the businesses downtown are paying into our system. Mr. Robb stated that my question to DDA is if I have a four unit apartment how many cans of trash can I put out? Mr. Meyers stated 9. So everyone is capped at 9, ok. Mr. Robb asked, if they don't cooperate are we going to enforce the rules? Mr. Meyers stated yes, we will put stickers on them which mean this is your last warning. Council Member Robb asked us to start the enforcement process.

XIV. COMMUNICATIONS FROM THE MAYOR –

None

XV. COMMUNICATIONS FROM THE CITY MANAGER –

City Manager Lange introduced possible budget amendments and the votes of City Council are as follows:

REVENUE OPTIONS:

- \$350,000 Street Light Special Assessment for 3 years

On a roll call, the vote to approve \$350,000 Street Light Special Assessment for 3 years was as follows:

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

VOTE:

YES: 0 NO: 6 (N. Brown, A. Brown, Murdock, Robb, Richardson, Vogt)
ABSENT: 1 (Edmonds) VOTE: Carried

- Place Water Street item on November ballot

On a roll call, the vote to approve to place Water Street item on November ballot was as follows:

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

VOTE:

YES: 0 NO: 6 (N. Brown, A. Brown, Murdock, Robb, Richardson, Vogt)
ABSENT: 1 (Edmonds) VOTE: Carried

PERSONNEL OPTIONS:

- Freeze on hiring for 45 days ((3) police officers; (3) PT police positions; HR Manager; Assistant to City Manager; (1) firefighter retired effective 7/2/2016 and (2) more in April or May of 2017 (DROP program)

On a roll call, the vote to approve Freeze on hiring for 45 days ((3) police officers; (3) PT police positions; HR Manager; Assistant to City Manager; (1) firefighter retired effective 7/2/2016 and (2) more in April or May of 2017 (DROP program) was as follows:

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

VOTE:

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

- Hiring of Building Inspector for the Building Dept.

On a roll call, the vote to approve hiring Building Inspector for the building Department was as follows:

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

VOTE:

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

CAPITAL EXPENDITURES:

- New Fire Truck

On a roll call, the vote to approve New Fire Truck was as follows:

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

VOTE:

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

- Two Police cars

On a roll call, the vote to approve Two Police Cars was as follows:

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

VOTE:

YES: 0 NO: 6 (N. Brown, A. Brown, Murdock, Robb, Richardson, Vogt)
ABSENT: 1 (Edmonds) VOTE: Carried

- Underground Tank Removal and Replacement at DPS

On a roll call, the vote to approve Underground Tank Removal and Replacement was as follows:

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

VOTE:

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

- Michigan Mid-Block Crossing

On a roll call, the vote to approve Michigan Mid-Block Crossing was as follows:

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

VOTE:

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

- Washtenaw Mid-Block Crossing

On a roll call, the vote to approve Washtenaw Mid-Block Crossing was as follows:

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

VOTE:

YES: 6 NO: 0 ABSENT: 1 VOTE: Carried

- Rail Closing Work (Marsh Plating and (3) corners)

On a roll call, the vote to approve Rail closing Work was as follows:

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

VOTE:

YES: 6 NO: 0 ABSENT: 1 VOTE: Carried

- Prospect St. and Michigan Ave. safety improvement project

On a roll call, the vote to approve Prospect St. and Michigan Ave safety Improvement was as follows:

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

VOTE:

YES: 6 NO: 0 ABSENT: 1 VOTE: Carried

- Continued work on the design for a new rail platform in Depot Town

On a roll call, the vote to approve continued work on the design for a new rail platform was as follows:

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

VOTE:

YES: 5 NO: 1 (Vogt) ABSENT: 1 VOTE: Carried

- Urgent Road Repair Program - 2016

On a roll call, the vote to approve Urgent Road Repair Program was as follows:

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

VOTE:

YES: 6 NO: 0 ABSENT: 1 VOTE: Carried

XVI. AUDIENCE PARTICIPATION –

XVII. REMARKS FROM THE MAYOR –

Ralph Lange Proclamation (added)

XVIII. ADJOURNMENT -

Resolution No. 2016-169, 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 Anne Brown
SECONDED BY: Council Member Nicole Brown

On a voice vote, the motion carried, and the meeting adjourned at 10:30 p.m.
City Council Meeting Minutes
August 4, 2016