



Proposed

**CITY OF YPSILANTI
REGULAR COUNCIL MEETING
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, SEPTEMBER 20, 2016
7:00 p.m.**

I. CALL TO ORDER – Meeting called to order at 7:00 PM

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 everyone 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 City Staff, Interim Manager Frances McMullan, Interim Clerk Andrew Hellenga, City Attorneys John Barr and Dan Duschene, Director of Economic Development, Beth Ernat, Bonnie Wessler and Cynthia Kochanek, city planners, DPS Director Stan Kirton, Fire Chief Max Anthouard, Markus Macklemore, Treasurer Kim Teamer, Rhonda Walker, Clerk's office.

VI. AGENDA APPROVAL –

Moved by Mayor Pro-Tem Richardson seconded by Council Member Vogt

The Agenda is approved

VII. AUDIENCE PARTICIPATION –

Mayor Edmonds Opens Audience Participation

1. **Bob K 706 Dwight St.** Regarding road diets - this has been studied by MDOT – now they need to push on it . Potentially good things will happen if this is passed.
2. **Dave Strenski, 232 Oak St.** Referenced the solar project being presented tonight. Thinks it's a great project. Found a company that will lease us the equipment and pass the federal tax credit on to us.
3. **Ms. Melvin 401 West Michigan Ave** - wants to thank City Council for getting things done over at Town Center. There are few items missing that are important to the tenants; mold and mildew in the apartments, heating unit filters need to be replaced, intercom problem in the lobby, people cannot contact help in the building, TV in the community room needs to be fixed,

windows need to be sealed for winter, the heat units are linking, the laundry units need to be ordered, mildew and mold on the laundry room walls, every 2 to 3 years there is a fire, the staircase no longer has an alarm and people can walk in and out with no issue. Once a year, the Fire Inspector will teach what to do in case of a fire but does not fix it.

4. **George Wallace 301 S. Hamilton**, In attendance to discuss the resolution in support of non-motorized crossing on I-94. Second Baptist Church is on Hamilton Street, the church does understand the need for a pedestrian crossing on I-94, but they believe the narrowing of the lanes on Hamilton Street will increase congestion. There is a lot of traffic coming off of 94 and it would be an issue for people to get in and out of the traffic. We would hope that the traffic lights are set up so that traffic can flow freely.
5. **John Delcamp, 309 Oak St.** allowing historic district commission to be deputized and be allowed to issue 300 dollar fines for failure to comply, would be their opinion as to what's an historic transgression or not. I have not gone before the historic district for various reasons; felt the people on the commission made their decisions subjectively. We already have a system set up where people can be fined for their neglect. To deputize people who can give you a fine for a subjective point of view, I would not pay the fine if given to me but would hire a lawyer.
6. **Ms. Melke, Chidester Ct**, was in attendance to discuss ramps on Prospect. It is her opinion that are putting in three where only one is required.
7. **Matt Ouenbrook, 1213 S. Congress St.** Asked that council to go back to the 2013 amendment and ordinance capping the amount of growth and dispensing licenses available. Would encourage allowing more business licenses for growth facility. Feels as if the money from the cannabis industry coming to Michigan could be coming to Ypsilanti.
8. **Ann Stevenson, 707 Collegewood** - Stated that the historic district supports the beauty of the City of Ypsilanti and it is vital for City Council to support the district for the continued survival of these properties. We are not deputized and meet every month to discuss the development plan to ensure we are following the federal guidelines.

Mayor Edmonds closed audience participation

Mayor Edmonds stated she appreciates Ms. Melvin coming forward and bringing these issues to the attention of the people and the council. The city is working every day towards compliance for building requirements and permits. We continue to work closely with the Governor to help enforce these things. Working with the legal counsel with legal services in south east Michigan who are represent the citizens. Residents received notice their carpet was being replaced, but they would have to move their furniture, and if they couldn't, they would be charged. Staff is trying to find other political pressure that could come from the state. WE are working on a number of levels on the codes and other bodies.

Secondly, she wants to make note about Ms. Melke and the law suit the City is facing about the consent contract but the City does not have the ability to make this choice right now. This is why it was tabled last council meeting.

VIII. REMARKS BY THE MAYOR –

IX. PRESENTATIONS –

— Resolution No. 2016-222, Fight Against Racism. – Council Member Nicole Brown

Moved by Council Member Nicole Brown seconded by Council Member Vogt

Council Member Nicole Brown stated she would like to make more comments. EMU is her school and it is a community she holds near and dear to her heart. Painful these acts are happening in our yard, and hopes that those who did these acts are caught. It increases conversations about this on campus to eliminate it in our community. We work really hard on these issues and this is a few steps back for us and it hurts that it happened.

Council Member Vogt says he has zero tolerance for this type of this attitude or actions and even less tolerance for comments he saw on mlive. He feels that kind of behavior to be grossly immoral and can hardly talk about it when it happens but can think of no better purpose to spend time in this government body to fight this.

On a roll call, the vote to approve resolution No. 2016-222 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		

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

— Huron River Watershed Coalition – Healthy Fisheries. (Presentation Found on Website)

A question was asked about the rocks and whether one can be moved to get a little better water flow. Anita Dalia says that we have had a recent dry spell and when it starts raining, the water should start flowing again. Ms. Melvin asks if they would be putting any animals in the river since she hasn't seen any of them in years. Ms. Dalia responded that they are not putting animals in but with the restorations, they are hoping that the animals will begin to return to the river. She then asked if she is allowed to take questions from the audience and Mayor Edmonds responded that while they normally do not do that, she felt it would be OK.

Mayor Edmonds stated she had one question and it's something she discussed with HRWC partners. She asked about the signage where people fish and eat, and while there are recommendations about which fish people can eat, they do not know that. This is a basic public health issue. Ms. Dalia they have they can add the information on the signs and the DNR just came out with a new study on the effects of fish.

X. PUBLIC HEARING –

1. Approving the closure of the public alley, described as the north-south alley in the block bounded by Oak, Prospect, Maple, and River west from Prospect, are closed to through traffic via the installation of a physical barrier.
 - A. Resolution No. 2016-207, determination

Moved by Council Member Murdock, supported by Mayor Pro-Tem Richardson

Ms. Wessler stated that the City received an application from the neighbors that surround the area, to close the stretch of the alley between Oak Street and Maple Street. They are concerned about through traffic and the speed. They are worried about the children in the area.

B. Open public hearing

1. **Michael Kauzer** - all four neighbors have agreed to close off the alley. They feel it would be a good thing since children live there. There have been high speed police chases through there.
2. **Troy Abraham 324 Oak St.** Here to offer support to pass this resolution. This alley is a 100% safety issue to him since his family has small children. He would rather not see people fly up and down the alley by his home.

C. Resolution No. 2016-208, close public hearing

Moved by Council Member Murdock, supported by Mayor Pro-Tem Richardson

Council member Robb says he doesn't like passing resolution without any specifics in them. He would really like to narrow down why the alley would be closed. He understands what the neighbors are saying but those four neighbors aren't going to own those parcels forever. Wants council to change the wording to be more specific so that council is actually passing something tonight.

Ms. Wessler stated that generally speaking, if there is no preference from the residents, we just split it like we split the streets right down the middle. Mr. Kauzer stated that he has a carriage house which is at the back of is an easement. Mr. Kauzer says he'd have to drive all the way around to get to the back of his property. Troy said that he's okay for it not to be on the property line. Council Member Robb says this is more about zoning and they are trying not to create more issues in the future if they aren't the land owners.

Mayor Edmonds says that she agreed that they generally split it in the middle but because of alleys, that kind of thing happens. She added that she understands Council Member Robb's concerns but she's not worried about it. Council Member Murdock stated that there is an easement from one property to the next, but that's the line, so what's the difference. Council Member Robb said we just need to make the alley closing specific and if it's at the easement, it should go into the resolution. Council Member Murdock says that if that's what people want, it then it should be put in the resolution. Council Member Vogt says that both council members have made a point that this is not ready for vote unless we have something more concrete. He says he thinks he knows what Council Member Robb has in mind and remembers the last alley closing, but he has no clue what they are talking about and where they need to be. Council Member Robb says that Mr. Barr needs to weigh in on this with the language. Mayor Edmonds asked Mr. Barr to weigh in and he responded that while it is descriptive, there isn't a second for the motion yet.

Council Member Murdock moved to place the barrier 15 feet northeast side of the property line at 323 Oak St. Seconded by Council Member Anne Brown.

Council Member Vogt asked someone to point it out on the map. Mr. Kauzer pointed out where the easement is and where the barrier would go. Mayor Pro-Tem asked again where they are putting the barrier. Mr. Kauzer says it's just north of the carriage house. Mayor Pro-Tem Richardson asked for confirmation that it is not at the end of the alley but in the middle, to which Mr. Kauzer agreed?

On a roll call, the vote to amend resolution No. 2016-207 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		

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

Mayor Edmond asked Council if there is anything else that should be said about this resolution. Since there were no comments, On a roll call, the vote to approve resolution No. 2016-222 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		

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

XI. ORDINANCE - FIRST READING –

Ordinance No. 1276

1. Adopting an ordinance to prohibit coal tar sealants in the City of Ypsilanti, to be new City Code Section 94-3
 - A. Resolution No. 2016-209, determination

Moved by Council Member Anne Brown, supported by Council Member Murdock

Mr. Barr began by saying that several days ago, the Washtenaw Watershed gave a presentation on coal tar sealants. What this does is prevent the use of these harmful sealants on City properties.

- B. Open public hearing
 1. **Anita Dalia 1492 Ann Arbor**, stated that this is another alternative to products that cover asphalt that are reasonably priced. Many townships that have adopted this ordinance and are working with state on it.
- C. Resolution No. 2016-210, close public hearing

Offered by Council member Anne Brown, supported by Mayor Pro-Tem Richardson

Mayor Edmonds asked how we will inform the public that this is no longer a substance that can be used on their property. Council Member Robb responded that we can use the fertilizer broacher. Council Member Anne Brown added that we can go possibly through the Building Department. Mayor Edmonds asked if resealing the driveway is something that needs to go through the Building Department. She asked Manager McMullan to make a communication plan so we know who we need to send it out to. Manager McMullan responded that we can use Facebook or public media and do a notice. She also stated that putting it in a broacher as Council Member Robb said is a good idea. Mayor Edmonds asked if we can put it with the water bill since that goes out to homeowners and Manager McMullan responded that we should be able to do this.

Council Member Murdock asked if Ypsi Township has done this ordinance. It was stated that the City of Ann Arbor has.

Council Member Robb asks Mr. Barr if we can add items to ordinances and then void them after they become law. Mr. Barr responded that it is possible but you have to include a sunset prevention. Council Member Robb asked if we can do that for the second reading and Mr. Barr responded that it is within council’s power. Mayor Edmonds stated she would rather not have that be an issue, as it may be countered by state legislation. Council Member Murdock stated that in the past, we have had an agreement which went through issues with state not agreeing, which we then appealed but state changed their mind so it is his opinion that there is no reason to have a sunset. Council Member Vogt says he agrees with Council Member Murdock and should leave it on the book.

On a roll call, the vote to approve resolution No. 2016-209 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		

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

Ordinance No. 1277

- 2. Approving an Ordinance entitled “Thompson Block East Portion Rezoning” the rezoning for the east 0.2 acres of property addressed as 400 N. River from CN-SF, Core Neighborhood Single Family, to C, Center.
 - A. Resolution No. 2016-211, determination

Moved by Mayor Pro-Tem Richardson, supported by Council Member Anne Brown

Ms. Wessler stated that this a proposed rezoning of the rear portion of 400 N River from CN-SF to C-Center. CN-SF is a core neighborhood single family; c-center is the downtown business designation. When we were going through Shape Ypsi master plan, we also had a Planned Unit Development underway at this location that has since stalled out. The rezoning is being proposed to facilitate future redevelopment.

- B. Open public hearing
 - None
- C. Resolution No. 2016-212, close public hearing

Moved by Mayor Pro-Tem Richardson, supported by Council Member Anne Brown

Councilmember Murdock noted that he remembers that the rear portion of the lot was not in the DDA before, and wonders if it is now by virtue of the lot combination. Ms. Ernat and Mr Barr responded that they would look into it.

Councilmember Robb noted that this is one of the most unique parcels in the city with the downtown business district, allowing such things as bars directly adjacent to single-family zoning, and inquired as to the potential future use of this east portion separate from the west portion of the lot. Wessler responded that due to the requirements of development on the west portion of the parcel, the only practical use of the east portion would be to serve the west portion.

Councilmember Robb asked about other zoning possibilities, such as zoning the west portion of the lot CN-SF, changing the ordinance to allow PUDs in the CN-SF district, and simply pursuing a PUD on the entirety of the lot. Wessler responded that other properties in the CN-SF, such as the Highscope Institute, would likely also be interested in pursuing that option to expand their existing operations. He further asked about what zoning would do in the event that the Thompson Block building was unsalvageable, and asked staff's opinion on what would be the recommendation if the building were not present. Wessler responded that the recommendation for the central business zoning would remain the same, as it would still serve to define the Depot Town neighborhood.

Mayor Edmonds voiced support for the rezoning, given the City's status as a Redevelopment Ready Community, and appreciated the comprehensive recommendation of Planning Commission and staff.

- B. Resolution No. 2016-212, close public hearing

Moved by Mayor Pro-Tem Richardson, supported by Council Member Anne Brown

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Mayor Edmonds voiced support for the rezoning, given the City's status as a Redevelopment Ready Community, and appreciated the comprehensive recommendation of Planning Commission and staff.

On a roll call, the vote to approve resolution No. 2016-212 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		

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

XII. ORDINANCE - SECOND READING –

Ordinance No. 1275

1. RESOLUTION NO. 2016-213, APPROVING AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 54 "HISTORICAL PRESERVATION", ARTICLE II "HISTORIC DISTRICTS", DIVISION 1 "GENERALLY", SECTION 54-43 REGARDING PENALTIES AND DIVISION 4 "CONSTRUCTION, ALTERATION OR MAINTENANCE", SECTION 54-85 "DEMOLITION BY NEGLECT" SO THAT VIOLATIONS OF SECTION 54-81 "PERMIT REQUIRED" AND SECTION 54-85 "DEMOLITION BY NEGLECT" ARE BLIGHT VIOLATIONS.

Moved by Council Member Vogt, supported by Council Member Nicole Brown

Ms. Ernat began by clarifying public comments made earlier about the concern of the HDC being deputized, which is completely unfounded. The ordinance change is for the current system to use the local AHB versus going to circuit court for any and every complaint. No one is being deputized; it's where we file the ticket. We are not looking to go to circuit court as it is timely and costly to both the City and the person and we want to keep everything local and we are trying to make this more enforceable. Ms. Kochanek is now doing double duty as associate planner and HDC.

Council Member Murdock stated he's a little confused. As it stands now, the building permit is in HDC - you go to the HDC and they do whatever they do and they issue a permit saying you follow what they recommend. He asked if the enforcement on that is the Building Department, to which Ms. Ernat responded in the affirmative. Council Member Murdock went on to ask if something isn't done. then is it the Building Department that enforces it and Ms. Ernat responded it would be the Building Department that would enforce this permit, if it is not completed, the Building Department would have to issue an civil complaint ticket. As it stands now, it would go to circuit court as a civil infraction. By making this ordinance change, the Building Department would make it so that this goes to the AHB. Council Member Murdock says if the Building Department is expecting the permit then they don't finalize the inspection? Ms. Ernat stated it would but what enforcement mechanism would they use? She stated that the building code would allow the replacement the HD regulation does not. Council Member Murdock added the Building Inspector is our agent and we should incorporate the historic district into our building code. Ms. Ernat says they wouldn't be able to do that for the building code. She says we are not allowed to make that change to the building code.

Council member Murdock says we have made changes to the building code before. Ms. Ernat says we can't go against the state building code. Council Member Murdock says that this is something that he wanted to happen for a lot of reasons, he added that the question is what does it do and if there is any different way to do it and why do we have to do it this way. Ms. Ernat said that they looked into several different ways and through Mr. O'Jack, City Attorney, this is the most efficient way they could keep it local and was not able to add it to the building code; They were advised by the Chief Building Inspector.

Mayor Pro-Tem Richardson asked if a person can opt out of the Historic Emblem. Mayor Edmonds says the emblem is separate. Ms. Ernat says the historic sign is a different issue. Mayor Pro-Tem Richardson stated even if it's their house they own the property they are not allowed. Mayor Edmonds added that if you're in the district, you are in the district. Ms. Ernat says it is no different than zoning. Mayor Pro-Tem Richardson stated that doesn't hinder one making changes that are affordable. Mayor Edmonds stated interior changes are not regulated, but exterior changes are.

On a roll call, the vote to approve resolution No. 2016-213 was as follows:

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

YES: 5 NO: 2 ABSENT: 0 VOTE: Carried

XIII. CONSENT AGENDA –

Resolution No. 2016-214

1. Resolution No. 2016-214A, approving the School Resource Officer Contract.
2. Resolution No. 2016-215, approving the minutes of August 23, 2016 meeting.
3. Resolution No. 2016-216, approving delegate and alternate to the Municipal Employees' Retirement System (MERS) 70th Annual Meeting.
4. Resolution No. 2016-217, approving appointments to City Boards and Commissions.

Moved by Council Member Robb, seconded by Council Member Vogt

On a roll call, the vote to approve consent agenda 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		

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

XIV. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2016-200, approving Contract with Doan Construction, Inc. for Sidewalk Ramp Replacement Program. **(Tabled September 6, 2016)**

Moved by Council Member Nicole Brown, supported by Council Member Anne Brown

Mr. Duchene began by saying this was before council before and it was tabled to give the City some time to request some reduction for the amount of work for Prospect we reached out to the plaintiffs and the plaintiff was not open to reduction of work as proposed by the City Council. Council Member Murdock says we weren't trying to do a reduction of work but wanted to do other areas. Mr. Duchene says this was communicated to them, but they still said no. Council Member Murdock asked if we are still doing the ones on the list from last time, we're doing all the ones from Prospect road as well as the others. Mr. Duchene says yes the work that is proposed. Council Member Murdock says that the spent a lot of time talking about Cornell Road, it was supposed to be our next big project, but we reduced that down to doing basically the urgent road work. If you go down Cornell there are actually no curb cuts or walk ways going across Cornell. His thought was that possibly we could add some of those curb cuts and have nothing to do with the ABA thing and to get crosswalks on Cornell to create a traffic com which doesn't exist now. Mr. Duchene says he agrees with Council Member Murdock's intent. Mayor Edmonds says are you suggesting we amend what's on the table so that we can add other things to it. Mr. Duchene asks if he just asking about adding on Cornell, he says that if we work on the corner we have to complete that corner. If we put a ramp on Cornell we need a ramp going to the side street.

Council Member Murdock says he's just trying to get some ADA ramps. Mr. Duchene says that we need to do it right without stop gaps. Mr. Kirton says that with 16 ramps you're talking 4 grand easily, where is the money going come from. Mayor Pro-Tem Richardson asks if it's absolutely if we have to do Prospect now, can we do the cut on another street where they need to be done, instead of specifically on Prospect. Mr. Kirton says yes. Mr. Duchene says there are other corners that need to be done, he says that was the proposal we presented to the plaintiff and they said no. Council Member Murdock says what he is suggesting now is that they got a very good price for doing this. Mr. Duchene says it would be best if we had the engineers look at it before we moved forward.

Marcus says that the contract would be subjective to additional work and secondly we're setting up a work session so we can bring that up in that discussion. He says we can take a look at it and make some suggestions and talk about it with Council. Mayor Edmonds says that we tabled this specifically so we can go back to find out if there is any flexibility, the answer was no and we need to look at other possibilities in the Oct 11 Road session. Council Member Murdock says he wasn't trying to link these to the ADA ramps, Collegewood and Roosevelt there are stop signs but no stop lines, if nothing else happens I would hope we could do that. Mayor Edmonds says if there is anything else anyone would like Mr. Kirton or Marcus to look at please have it to them no later than the 30th.

On a roll call, the vote to approve Resolution No. 2016-200 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		

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

2. Resolution No. 2016-218, reaffirming support for the Non-motorized crossing of I-94 and Lane Reduction of Hamilton, Huron, and Washtenaw.

Moved by Council Member Murdock supported by Council Member Nicole Brown

Ms. Wessler says this is not a new action but a resolution of support. Towards the end of 2015 there was a breakdown of communication between us and MDOT when it was communicated we were not interested in these projects. This resolution just reaffirms that we are interested in continuing with the studies.

Mayor Edmonds says this isn't signing us up for some specific plan or piece, it's just saying that yes we think there are issues along that stretch, but we are not taking away any lanes. Council Member Murdock says that the modeling is still being done. Ms. Wessler says that we may have to engage with another consultant for the lane reduction. Council Member Murdock says there are a lot of issues with MDOT and the trunk state line to two lanes and a massive under taking, several issues with Cross Street and W. Cross with walkability. Also timing with ADA with when they are going to do their resurfacing. He says that some of these will all be on conjunction. Council Member Anne Brown said when they voted they wanted staff to discuss with second Baptist, has there been any feedback? Ms. Wessler says that once this gets going they are going to contact them for a special session. Mayor Pro-Tem Richardson says she's whole heartedly agree with Pastor Wallace, the hours from 3-6 is almost impassible and it can take as long as 20 to 30 minutes to get to the other side. She says she always felt they needed proper pedestrian crossing for 94 and when traffic isn't slowed down people do drive fast and accidents do happen. Even with the bike lane the delays on Michigan Ave is long. She says people take different routes in the morning and could in the evening if they could. She says something needs to be done but putting in bike lanes is not the answer, she says we just have a lot of cars on the road. She was talking to someone last week and if a family has a mother and father and 3 children that's driving age there might just be 5 cars at that house.

Mayor Edmonds says this resolution is just saying that we need to get moving again.

On a roll call, the vote to approve 2016-218 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		

YES: 7

NO: 0

ABSENT: 0

VOTE: Carried

Council Member Anne Brown asks Ms. Wessler if this would include the pedestrian crossing. Ms. Wessler says this project doesn't include that because this project will be 2022 and we want to finish the others before that.

3. Resolution No. 2016-219, extending the completion and certificate of occupancy deadline until March 2018 for the complete renovation of 13 norths Washington for the development of Back Office Studios.

Moved by Council Member Anne Brown, supported by Mayor Pro-Tem Richardson

Ms. Ernat starts by introducing Sim Cho from Back office studios, this was discussed at the last meeting and the packet lays out the delays.

Mayor Edmonds says that she would support this either way but because the owners are downtown everyday not because of that project but because they work for SPARK East it isn't hard to find where they are and what they are doing every day. These are already people well integrated the downtown area who is going bring back a long vacant project.

Council Member Robb asks how did this happen, who was supposed to be doing this and why didn't it happen. Ms. Ernat says we have new project management software that popped up after this and we will flag these projects so that we can continue to follow them. Council Member Robb says his next question is for Mr. Barr says he wants to approve this but wants to know that we are extending something that is 7 weeks late, his question is how we can extend something that is expired. Mr. Barr says the according to City Charter all the power is in this body so the short answer is yes you can amend it. Council Member Robb then says so what we did last November was meaningless because no one followed it. His concern is if it is extended then the resolution was made meaningless. Ms. Ernat says she wants to address this in the sense that she will take full responsibility for not tracking projects but in this case the person has been in full contact with them telling us their delays. When we're not in contact with people that were our tool to say now we have the chance to revoke this. She says she would disagree that it's meaningless as it provides us a mechanism to pull our support. Council Member Robb says no what we did in October was meaningless.

Mayor Edmonds asks him to clarify. He says in October we passed this saying that to receive the tax benefits you have to do certain things, those things weren't done 7 weeks later and now we're just no extending it. Everything we do we set precedence. Mayor Edmonds says she fully disagrees as we granted them an OPRA, as some pieces haven't moved forward as if they should, but they have stayed in touch about it and this is exactly the reason why we have this tool and ability to amend this tool. Mayor Pro-Tem Richardson says she remembers that we have extended this same kind of scenario in the past, one of the things that makes a difference is that staff is saying that it wasn't just ignored, but they did keep in touch with them.

Council Member Anne Brown says she believes council member Robb would have appreciated that in the 7 weeks council received more of an update. Council Member Robb says we have never extended and OPRA that is not a true statement we have

never done that, he says he guess if he could ask one thing would be could they do something about the partially reconstructed wood. Ms. Ernat says no as the OPRA was a piece of the CRB funding and that work cannot be completed until its approved, if it is completed beforehand it is no longer eligible. Council Member Robb asks why that was started if you weren't OPRA ready. Mr. Cho says they were OPRA ready when it started but because the com around the area is so low it cannot meet the SBA and get approved and they still want to invest in the community and put their own house up for collateral and had to restart an application. SBA is not happy about this and wants them refinance and they are currently in that phase, Chase told them 6 to 8 weeks two weeks ago.

Mayor Edmonds says that with these projects there are people who can tell you when to start and stop. Council Member Robb says he understands that but why are we giving them 18 months at this point when we gave them 9 before. Ms. Ernat says that at that point they were funded and prepared to move forward however at the final underwriting and issue came up that stopped the project. Council Member Robb asks if the state has the OPRA. Ms. Ernat says the state has the OPRA but has not approved it yet.

Council Member Murdock says the OPRA is granted right. Ms. Ernat says it's approved its not in effect as doesn't go into effect until the CRB is approved and construction commences.

On a roll call, the vote to approve Resolution NO. 2016-219 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		

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

4. Resolution No. 2016-220, approving the installation of solar paneling on the Fire Station Roof.

Moved by Council Member Vogt, supported by Council Member Nicole Brown

Chief Anthouard says the project was about two years ago when it started. The project will hit three goals, reduce cost, reduce the emission, and using some renewable energy, very large system that is going to be placed on the roof, by far the largest in the city as far on the building. It will produce 50K of energy which is 72% of the consumption of the fire department and will cover about little more than half the surface area of the roof. He says he doesn't need to convince the Council of the installation itself.

Mayor Edmonds says it makes sense and those who can't take the tax credit can take it. And we will be able to expand it to more non-profit organizations for the savings. Council member Vogt says this is an excellent use of City money you are leveraging the

20,000 donation and the tax credit which would be of no use to anyone. It's a tremendous result and saving for tax payers. Council Member Murdock says the pay back is going to be about 5 ½ years. He says he thinks it's a great project and this is our biggest undertaking for solar and it's well worth the expansion. Mayor Edmonds says she would note that DTE is being slow on activating systems once they get approved.

On a roll call, the vote to approve Resolution NO. 2016-220 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		

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

XV. LIASON REPORTS –

- A. SEMCOG Update
 - a. Meet Friday- doesn't know if they have a meeting since the tour
- B. Washtenaw Area Transportation Study
 - a. Meetings tomorrow
- C. Urban County
 - a. Met two weeks ago, not a lot to report bought up discussion on land bank
- D. Freight House
 - a. Slowly approaching the certificate of occupancy envisions is just about done. Couple of more things to do
- E. Parks and Recreation
 - a. Didn't attend last meeting trail town meeting scheduled for next Friday, Friends of Peninsular park will meet Monday, send draft bylaws to Mr. Barr for the Senior Center
- F. Ypsilanti Downtown Development Authority
 - a. no update
- G. Eastern Washtenaw Safety Alliance
 - a. Sending out a schedule
- H. Police-Community Relations/Black Lives Matter Joint Task Force
 - a. At last meeting subcommittee looking at forming citizen review came back with recommendation for mission and values and next steps, to include City of Ypsilanti and EMU
- I. Friends of Rutherford Pool
 - a. Two Saturdays ago met at city hall for strategic planning for the next five years for Rutherford pool and will be presented at next meeting to determine next steps

XIII. COUNCIL PROPOSED BUSINESS –

Mayor Pro-Tem Richardson- The flower pots in downtown this year was terrible and they just didn't pop, it was nothing there. That was something else I noticed on the tour, but they had their flower pots along the street. Ours left a lot to be desired this year. At the convention last week there were really a lot of good things that were presented one that came out of the presentation that was done at the women in government, the speaker was in Ferndale. They have fantastic things going on and we need to sit down and talk with them to find out how they

did it. They did something with health care in which they no longer have to pay health care. She goes on to say they are doing innovative things.

She wants to mention the fact that there is a human trafficking house on Madison Street and the Chief has been doing some tracking on it. The neighbors are very concerned about it. This needs to be taken care of.

Chief DeGiusti says the park associations meeting we had this discussion again. It's hard to get feds to work with them. Have had police car parked outside of house for 2 weeks no one has come or gone since then. He also says the EMU student's presentation was great.

Council Member Vogt- Interim City Manager sent a right of road email and trying to pin down a map or description that shows if superior is anywhere in the limits. Manager McMullan says Mr. Kirton seems to think it is. Council Member Vogt says the reason being is to determine if Superior should be involved in the truck route.

Council Member Murdock-Was going to ask for an update on the Town Center after the final inspection on the 26th. At the last meeting the Mayor said we would get a list of committee vacancies but that never arrived. Mayor Edmonds says she and Clerk Hellenga discussed that the other day and he was reaching out to other departments. She asks him to look at the word format that McMullan use.

Council Member Murdock and Robb are having a town meeting at the freight house. Friday friends of Prospect Park are having a meeting to dew the playground equipment.

Council Member Nicole Brown- reports she gave

Council Member Anne Brown- House on Roosevelt the man is still living in there the Sheriff was supposed to show up. Mr. Barr answered by stating that we went to court, a receiver was appointed, took over the house, has evicted the non-complaint owner and is selling the house.

Council Member Murdock says 203 Summit has been falling apart for years and asks if there is anything about that. Ms. Ernat explains that the property in question the owner has been notified several times and we are in the process of preparing the property complaint to go into circuit court.

Council Member Anne Brown asks for an update on the train stop. Ms. Ernat says we have been in contact with OHM and we are trying to get hard and dead timelines from MDOT and AMTRAK to enact public meetings to discuss the time line, and get the presentation prepared for council better decimated to the public.

Council Member Anne Brown says that Detroit just celebrated their DTE Solar Field so is there any plans for Ypsi. Manager McMullan says they wanted us to release our press releases together and DTE wanted to spear head that and Ms. Wessler was on hold about that.

Council Member Robb- Next meeting can we have a presentation on parking, want to understand how many tickets we're looking at when Duncan turns them over and what we've done with them in the interim and how many of those tickets have now expired. Dearborn has handheld devices connected to Clemence and when someone gets more tickets that have allowed the towing is called. Does the City have handheld devices such as this? Chief DeGiusti says they are connected but do not have the ability to tell you when it's 6 or more. Council Member Robb says we used to have that. McMullan says when we switched over we received new receivers.

Mayor Edmonds says we can look at this in the future. Council Member Robb says if we don't have a list we aren't turning anything over to the secretary of state office. Manager McMullan says that when we just got clearance we found out that currently it was only allowed through the police department so we are looking to remove some of those names off of there. She says we have access and authorization to look but no authority to place. Council Member Robb asks are we doing collection right now. Manager McMullan says we can only do collections based on our system and we were going to send to collective, but we were stopped and told we had to send it to the 14 A District Court. Manager McMullan says we can find out if we have tickets over 90 days, it's not true that we're not collecting we have sent them the letter. Council Member Robb says so after 90 days no one is paying tickets, he asks Ms. Uy if she can send month by month tickets to council. He asks if we appeal who does it go through us or the court house. It is answered the Court house. He asks if when we switched to them two years ago, they sent us money, so we are getting the same thing. Do they tell us what tickets are getting paid?

Manager McMullan says no. Manager McMullan says to talk about the revenue we're doing good and it would be more equivalent if we had Duncan. Council Member Anne Brown says she has a letter that was for a ticket in 2009. McMullan says it was generated here; we initiated the collection process for all of the old stuff that was done. Council Member Anne Brown says that we didn't know until that letter was sent in. Council Member Robb asks if we just given up on the Duncan. Manager McMullan says that we got all the tickets from the data from Duncan. Council Member Robb says if people don't voluntarily give us money we just don't receive money. He says we have no idea why they send us money. Manager McMullan says 14 A does not tell us what they collect money for. Council Member Robb says we have no way of doing collection no way of knowing how much anyone has paid or who has paid and there is no other way to know unless the Court says we waved them. Chief DeGiusti says even when Duncan had it there was no way to tell who was making the payment. Council Member Robb says that even if it comes through collection we have no idea who paid. Manager McMullan says we actually preferred to use a collection agency, but we were stopped the Attorney said it was a state law.

Moved to extend by council Member Vogt, seconded by Council Member Nicole Brown

XIV. COMMUNICATIONS FROM THE MAYOR –

Mayor Edmonds- had the chance to represent Ypsi at the American Legion with the Police and Fire Chief and several others and she appreciates all the others. We also had the chance to hear from Herman Kettle. She asks if Manager McMullan can follow up on the school districts building the bus garage. Something she mentioned back in spring was the budgetary hosted by the league of women voters. Something all over the country has used. Had a little time to go up to MML convention early and met with the former mayor of Ypsi from the 70s.

Nominations

Zoning Board of Appeals

Franciso Garcia – **(Alternate)**

306 N. Adams #3

Exp: September 2019

XV. COMMUNICATIONS FROM THE CITY MANAGER –

Manager McMullan just wanted to remind council about the Forum MML City Manager Search. Invitation is coming out, and people have been contacted though several said they are not able to make it due to scheduling. She says she too attended the MML Convention and found out a lot of Cities are much like Ypsi. She said she did enjoy the place making secessions and this time they were very motivational. There were a lot suggestions and encouraged us to stop looking for outsiders to come in and bail us out.

Mr. Barr says that there was article in the paper that many communities on the East Side of the state is suing the state because they claim the state of Michigan have deprived local government of about 2 billion dollars in state shared revenue over the years. Another article that said that wages of City employees have increased about 1/3 of the federal state and county government the state is not sending the money down until City cannot pay adequate wages to their employees. He says Ypsilanti is ahead of the curve. The thing that was done tonight was allowing the HD to go down to the hearing bureau which will save money in the long run.

Manager McMullan says she received a call from Suzanne Pauley and they are donating 500 parking meters with no cost to us.

Mayor Pro-Tem Richardson says the law suit Mr. Barr spoke about was on the MML agenda and they are looking for other municipalities to work with them on this. She says she believes that this should be on the agenda and we should get Tony from the League to come do a presentation and look to see if we want to get on the law suit.

XVI. COMMUNICATIONS –

- October 4th Council Meeting at E.M.U. – McKenny Hall Ballroom
- October 11th Special Meeting – Working Session on Roads (7:00 p.m.)
- November 15th Joint City Council and Ypsilanti Community Schools Board Meeting will be held at Ypsilanti International Elementary School (503 Oak St.)

XVII. AUDIENCE PARTICIPATION –

XVIII. REMARKS FROM THE MAYOR –

XIX. ADJOURNMENT -

Resolution No. 2016-221, adjourned the City Council meeting.

Motion by Council Member Nicole Brown, seconded by Council Member Vogt