



**CITY OF YPSILANTI
COUNCIL MEETING MINUTES
YPSILANTI SENIOR CITIZEN CENTER
1015 CONGRESS ST., YPSILANTI, MI 48197
TUESDAY, APRIL 18, 2006
7:30 P.M.**

I. CALL TO ORDER

The Council Meeting was called to order at 7:30 p.m.

II. ROLL CALL

Mayor Farmer	Present	Council Member Richardson	Absent
Council Member Gawlas	Present	Council Member Filipiak	Present
Council Member LaRue	Present	Mayor Pro-Tem Swanson	Present
Council Member Nickels	Present		

Moved by Mayor Pro-Tem Swanson, supported by Council Member Gawlas, to excuse the absence of Council Member Richardson. Motion carried.

III. INVOCATION

Mayor Farmer 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 Farmer introduced former mayor of Ypsilanti Peter Murdock and Fire Chief Jim Roberts as members of the audience. Also present in the audience was Washtenaw County Probate Judge Darlene O'Brien.

VI. AGENDA APPROVAL

Moved by Mayor Pro-Tem Swanson, supported by Council Member Nickels to approve the agenda.

Moved and supported to accept the Agenda as amended.

Minutes approved at May 2, 2006 Council Meeting

VOTE

Yes: 6 No: 0 Absent: 1 (Richardson) Vote: Carried

(Agenda as Amended)

CITY OF YPSILANTI
COUNCIL MEETING AGENDA
YPSILANTI SENIOR CITIZEN CENTER
1015 CONGRESS STREET, YPSILANTI, MI 48197
TUESDAY, APRIL 18, 2006
7:30 P.M.

I. **CALL TO ORDER** –

II. **ROLL CALL** –

Mayor Farmer	P A	Council Member Richardson	P A
Council Member Gawlas	P A	Council Member Filipiak	P A
Council Member LaRue	P A	Mayor Pro-Tem Swanson	P A
Council Member Nickels	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** –

VIII. **AUDIENCE PARTICIPATION** –

IX. **MINUTES** –

A. **Resolution No. 2006-85**, approving the minutes of April 4, 2006.

X. **ORDINANCE – FIRST READING**

A. An Ordinance entitled "539 and 569 South Huron Rezoning."

1. Open the Public Hearing.
2. **Resolution No. 2006-86**, close public hearing.
3. **Resolution No. 2006-87**, determination.

XI. **CONSENT AGENDA** - **Resolution No. 2006-88**

- A. **Resolution No. 2006-89**, approving on second reading an Ordinance entitled "Various Zoning Ordinance Text Amendments."
- B. **Resolution No. 2006-90**, approving on second reading an Ordinance revising Division 2, Residency Requirements for Certain Employees.
- C. **Resolution No. 2006-91**, approving the amendment of the "Agreement Creating a Hazardous Materials Response Authority for Washtenaw County and Adjacent Communities."
- D. **Resolution No. 2006-92**, setting fees for Wine Maker and Micro Brewer license to be included in the City General Fee Resolution."
- E. **Resolution No. 2006-92A**, authorizing submission of a grant application to the Secretary of State for the purchase of an additional voting equipment system.

(Amended Agenda Continued)

XII. COUNCIL PROPOSED BUSINESS -

XIII. LIAISON REPORTS -

- A. SEMCOG Update
- B. Recreation Commission
- C. Washtenaw Area Transportation Study
- D. Washtenaw Development Council
- E. Ypsilanti Area Community Fund
- F. Smart Zone Local Development Finance Authority
- G. Washtenaw Metro Alliance

XIV. COMMUNICATIONS FROM THE CITY MANAGER -

XV. COMMUNICATIONS FROM THE MAYOR -

XVI. ADJOURNMENT -

- A. **Resolution No. 2006-93**, adjourning the City Council Meeting.

VII. PRESENTATIONS

There were no presentations.

VIII. AUDIENCE PARTICIPATION

Council received public comments. Audience participation is recorded on audiocassette and is available to the public for up to sixty days following the City Council meeting.

IX. MINUTES

A. Resolution No. 2006 - 85, approving the Minutes of April 4, 2006.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the Minutes of April 4th, 2006, be approved.

OFFERED BY: Mayor Pro-Tem Swanson

SUPPORTED BY: Council Member Nickels

VOTE

Yes: 6 No: 0 Absent: 1 (Richardson) Vote: Carried

Minutes were approved with no corrections.

X. ORDINANCE – FIRST READING

A. An Ordinance entitled “539 and 569 South Huron Rezoning.”

1. Open the Public Hearing – Council received public comments. Audience participation is recorded on audiocassette and is available to the public for up to sixty days following the City Council meeting.
2. **Resolution No. 2006 – 86**, closing the public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing to consider the proposed Ordinance entitled "539-569 SOUTH HURON REZONING" be **officially closed**.

OFFERED BY: Mayor Pro-Tem Swanson
SUPPORTED BY: Council Member Nickels

VOTE

Yes: 6 No: 0 Absent: 1 (Richardsdon) Vote: Carried

3. **Resolution No. 2006 – 87**, Determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the proposed ordinance entitled "539-569 SOUTH HURON REZONING" be approved on **First Reading**.

OFFERED BY: Mayor Pro-Tem Swanson
SUPPORTED BY: Council Member Nickels

Mayor Pro-Tem Swanson made a motion to table the issue until the first meeting in June. Supported by Council Member Nickels.

VOTE on motion

Yes: 6 No: 0 Absent: 1 (Richardson) Vote: Carried

Tabled to first meeting in June.

XI. CONSENT AGENDA – Resolution No. 2006 – 88

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the following Consent Agenda items be approved.

- A. **Resolution No. 2006-89**, approving on second reading an Ordinance entitled "Various Zoning Ordinance Text Amendments."

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the proposed ordinance entitled "VARIOUS ZONING ORDINANCE TEXT AMENDMENTS" be approved on **Second and Final Reading and Declared Adopted.**

B. Resolution No. 2006-90, approving on second reading an Ordinance revising Division 2, Residency Requirements for Certain Employees.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an ordinance to revise the city's residency requirement by revising Division 2, Residency Requirements for Certain Employees, including City Code Sections 2-66 through 2-90, be approved on **second and final reading and declared adopted.**

C. Resolution No. 2006-91, approving the amendment of the "Agreement Creating a Hazardous Materials Response Authority for Washtenaw County and Adjacent Communities."

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT, A RESOLUTION APPROVING AN AMMENDMENT THEREBY EXTENDING THE HAZARDOUS MATERIALS RESPONSE AUTHORITY FOR WASHTENAW COUNTY AND ADJACENT COMMUNITIES BY AN ADDITIONAL TEN YEARS AND:

**WASHTENAW COUNTY
HAZARDOUS MATERIALS RESPONSE AUTHORITY**

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, the Hazmat Authority recruited members from various fire departments within the County to serve on a Hazmat Team to respond to hazardous material incidents; and

WHEREAS, by December 1999, the Hazmat Team was capable of responding to hazardous materials incidents on a 24-hour basis; and

WHEREAS, the Hazmat Team has grown from 38 members to 45 highly trained members and has successfully responded to 58 chemical emergencies over the past five years; and

WHEREAS, the 1996 Inter-local Agreement provided that the Agreement would be for a ten (10) year term; and

WHEREAS, each of the five governmental entities that created the Hazmat Authority and Team now desire to extend this Agreement by an additional ten (10) years to May 10, 2016; and

WHEREAS, pursuant to Section 8.7 of the Inter-local Agreement, the parties may amend the terms of the Agreement by written agreement signed by the governing boards of the respective entities.

NOW THEREFORE, BE IT RESOLVED that Ypsilanti City Council authorizes the attached amendment to the "Agreement Creating A Hazardous Materials Response Authority For Washtenaw County and Adjacent Communities" which amends Section 8.5 of the Agreement to extend the term of the Agreement for an additional ten (10) years, expiring on May 10, 2016.

BE IT FURTHER RESOLVED that all other provisions of the "Agreement Creating A Hazardous Materials Response Authority For Washtenaw County and Adjacent Communities" shall remain in full force and effect.

FIRST AMENDMENT TO THE "AGREEMENT CREATING A HAZARDOUS MATERIALS RESPONSE AUTHORITY FOR WASHTENAW COUNTY AND ADJACENT COMMUNITIES"

WHEREAS, in 1996, the five governmental entities of Washtenaw County, City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township, pursuant to the Urban Cooperation Act, (MCLA 124.501 et. seq.) approved an "Agreement Creating A Hazardous Materials Response Authority For Washtenaw County And Adjacent Communities" and

WHEREAS, pursuant to Section 8.5 of the Agreement, the initial term of the Agreement was for ten (10) years; and

WHEREAS, as the Agreement has an effective date of May 10, 1996, the initial term of the Agreement expires on May 10, 2006; and

WHEREAS, Section 8.7 of the Agreement provides that the parties to the Agreement may amend the Agreement by having their respective governing boards approve a written amendment; and

WHEREAS, the five governmental entities that created the Agreement now wish to extend the Agreement by an additional ten (10) years, so that the Agreement will expire on May 10, 2016.

NOW THEREFORE BE IT RESOLVED, that the governing boards of Washtenaw County, City of Ann Arbor, City of Ypsilanti, Charter Township of Ypsilanti and Pittsfield Charter Township, as evidenced by their respective signatures below, agree to amend the "Agreement Creating A Hazardous Materials Response Authority For Washtenaw County And Adjacent Communities" which was approved in 1996 with an effective date of May 10, 1996 as follows:

Amend Section 8.5 of the Agreement which is entitled, **Duration**, by replacing the first sentence of this Section with the following sentence:

"This Agreement shall continue in force for twenty years, expiring on May 10, 2016, unless earlier terminated by all of the Enabling Public Agencies."

All other terms and conditions of the "Agreement Creating A Hazardous Materials Response Authority For Washtenaw County And Adjacent Communities" shall remain in full force and effect.

D. Resolution No. 2006-92, setting fees for Wine Maker and Micro Brewer license to be included in the City General Fee Resolution."

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the following fees are adopted pursuant to the specific sections of the Ypsilanti City Code indicated to be included in the City General Fee Resolution

YPSILANTI CITY CODE

<u>SECTION NO.</u>	<u>TYPE OF FEE</u>	<u>CURRENT FEE</u>	<u>NEW FEE</u>
6-31	Wine Maker license	New	306
	Micro Brewer license	New	306

E. Resolution No. 2006-92A, authorizing submission of a grant application to the Secretary of State for the purchase of an additional voting equipment system.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Ypsilanti City Council wishes to apply to the Secretary of State for a grant to purchase an optical scan voting system and related Election Management System (EMS) software to comply with the Help America Vote Act (HAVA); and

WHEREAS, the Ypsilanti City Council have chosen to submit a grant application for a new optical scan voting system; and

WHEREAS, the Ypsilanti City Council authorizes its City Clerk to serve as the Grant Manager to sign the grant application on behalf of the City, maintain

records relating to the purchase, maintenance, and training of the new voting equipment; and

NOW, THEREFORE, BE IT RESOLVED, THAT the Ypsilanti City Council authorizes the submission of the grant application to the Secretary of State for the purpose of complying with the Help America Vote Act for the purchase of an additional voting equipment system, and authorizes the City Clerk to serve as the Grant Manager for the application and maintenance process.

OFFERED BY: Council Member Filipiak

SUPPORTED BY: Council Member LaRue

VOTE

Yes: 6 No: 0 Absent: 1 (Richardson) Vote: Carried

XII. COUNCIL PROPOSED BUSINESS

- A. Council Member Filipiak wished Council Member LaRue well in the future.
- B. Council Member LaRue mentioned a packet that was given to Council by City Manager Koryzno that discussed the proposed closing of College Place between Forest and Cross Streets. He wished to state his misgivings with regard to the issue. He thinks Council should think long and hard whether this is something that the city really wants to do. A discussion followed among Council regarding this subject.
- C. Council Member Gawlas spoke regarding the budget process scheduled for May. He wishes to ensure that bus service remain a core service. He wondered how soon a millage could likely be implemented if passed. He then discussed specific cuts to the budget.
- D. Council Member Nickels also brought up the proposed College Place vacation. He noted that there is a continuing issue regarding the BP station on Washtenaw Avenue. There is a meeting regarding this issue on Thursday afternoon at 2:00 p.m.
- E. Mayor Pro-Tem Swanson spoke regarding Parkview Apartments. She asked about addressing the Ypsilanti Housing Commission regarding ownership of Parkview Apartments. City Attorney John Barr provided an update what is happening in this regard. Mayor Pro-Tem Swanson also mentioned the talk that is occurring regarding the overtime for commander officers at the police department. She requested a breakdown of the pay for these officers. City Manager Koryzno informed her that Interim Chief Harshberger is compiling that information.

XIII. LIAISON REPORTS

- A. SEMCOG Update – Mayor Pro-Tem Swanson informed Council that there is a meeting at Congressman Dingell’s office regarding the CDBG grant.
- B. Recreation Commission – Council Member Nickels provided a report on the Recreation Commission. He said that the Commission is talking about the Ypsilanti Area Recreation Development group. They want to have an overseer of Recreation for Ypsilanti and perhaps the area. They discussed what it would take to create this organization. He said he was impressed with the enthusiasm of the body. Council Member Filipiak reminded Council that there is still ongoing discussion regarding a Regional Authority on Recreation. There is a meeting on Thursday, April 27, 2006 at 9:30 a.m. at the Eagle Crest Conference Center.
- C. Washtenaw Area Transportation Study – Council Member Nickels announced that there is a meeting Wednesday, April 19th. One of the agenda items is a Draft of Western Washtenaw Regional Coordination of Transit Study Report. They have been discussing a millage for Washtenaw County transportation. One of the concerns is getting support from the western part of the state.
- D. Washtenaw Development Council – There is nothing to report at this time.
- E. Ypsilanti Area Community Fund – There is nothing to report at this time.
- F. Smart Zone Local Development Finance Authority – There is nothing to report at this time.
- G. Washtenaw Metro Alliance – Council Member Gawlas spoke regarding a request for a joint meeting to do a presentation on the Open Space and Parklands Study that the Washtenaw Metro Alliance commissioned. Council decided that a good tentative date for a meeting would be Tuesday, June 13th or Thursday, June 15th, 2006.

XIV. COMMUNICATIONS FROM THE CITY MANAGER

City Manager Ed Koryzno had nothing to present at this time.

XV. COMMUNICATIONS FROM THE MAYOR

Mayor Farmer had nothing to present at this time.

XVI. ADJOURNMENT

- A. **Resolution No. 2006-93**, 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 LaRue
SUPPORTED BY: Council Member Gawlas

VOTE

Yes: 6 No: 0 Absent: 1 (Richardson) Vote: Carried

Meeting was adjourned at 9:45 p.m.