



CITY OF YPSILANTI
CITY COUNCIL REGULAR MEETING
CITY COUNCIL CHAMBERS - ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, AUGUST 14, 2018
6:30 p.m.

I. CALL TO ORDER –

The meeting was called to order at 6:36 p.m.

II. ROLL CALL –

Council Member Bashert	Present	Council Member Robb	Present
Mayor Pro-Tem Brown	Present	Council Member Vogt	Absent
Council Member Murdock	Present	Mayor Edmonds (8:46)	Present
Council Member Richardson	Present		

III. INVOCATION –

Mayor Pro-Tem Brown 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. AGENDA APPROVAL –

Council Member Bashert moved, seconded by Council Member Robb to approve the agenda.

Council Member Murdock moved to remove Resolution Nos. 2018-191, 2018-195, and 2018-197 from the Consent Agenda and add to Section XII, Resolutions/Motions/Discussions.

Council Member Richardson asked if a resolution regarding the city granting support for the Parkridge Summer Festival and Joe Dulin Day was on the agenda. City Clerk Frances McMullan responded she received an application but not a resolution of support. Mr. Richardson asked how Council should move forward with the application. Ms. McMullan responded support for the festival is on the agenda, but a resolution was not provided to her. She suggested moving it from the floor once the meeting reaches that part of the agenda.

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

VI. CLOSED SESSION – 6:30-7:00 p.m.

Closed Session to discuss pending litigation Yapp v. City of Ypsilanti. OMA 15.268. Section 8(e).

Council Member Bashert moved, seconded by Council Member Richardson to adjourn to Closed Session.

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

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Absent
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

The meeting adjourned to Closed Session at 6:42 p.m.

The meeting reconvened at 7:31 p.m.

VII. INTRODUCTIONS

None

VIII. PRESENTATIONS –

Chief DeGiusti provided an overview to why this resolutions is being submitted for approval.

Resolution No. 2018-186, recognizing the exemplary work done of K-9 Buky and Officer Schembri.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti, Ypsilanti Police Department (YPD) has previously established a K-9 Unit; and

WHEREAS, the YPD K-9 Unit consists of certain Officers of the Ypsilanti Police Department and patrol service dogs; and

WHEREAS, the YPD K-9 Unit purchased a patrol service dog named "Buky" in 2007; and

WHEREAS, "Buky" has developed health issues due to his age preventing him from fully performing his duties with the YPD; and

WHEREAS, "Buky" should be retired from police work due to the aforesaid health issues; and

WHEREAS, "Buky" has rendered faithful performance and conducted himself in a mostly exemplary manner while serving as a member of the YPD K-9 Unit; and

WHEREAS, "Buky's" handler is YPD Officer Anthony Schembri who has agreed to accept the donation of "Buky" and provide him with care and necessary upkeep, and release the City of Ypsilanti of all liability; and

WHEREAS, the Ypsilanti City Council is of the considered opinion that donation of "Buky" to his handler YPD Officer Schembri is in the best interests of all parties concerned;

NOW THEREFORE BE IT RESOLVED that the Ypsilanti City Council hereby commend the contributions made by K9 Buky, recognize his retirement from service and donate him to his handler, YPD Officer Schembri.

OFFERED BY: Council Member Bashert
 SECONDED BY: Council Member Richardson

Mayor Pro-Tem Brown thanked Officer Schembri for the work he and Buky have done for Ypsilanti.

On a roll call, the vote to approve Resolution No. 2018-186 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Absent
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

IX. AUDIENCE PARTICIPATION –

1. Tad Wysor, 610 N. Miami, represents Washtenaw Regional Organizing Coalition (WROC). WROC leadership have been working with mental health service providers and other members of the community to translate the clear need for the new dollars raised by the millage to address crisis in the county. The community has voiced its desire to quickly expand around the clock affordable mental health crisis services. To increase the capacity of law enforcement agency in the county to properly handle situations involving mental health crises. His organization is disappointed that funds raised by that millage were allocated for other projects. He asked Council, the City Manager, and Chief DeGiusti to consider a meeting with WROC to discuss reallocating funds for mental health issues.
2. Jim Anderson, 1655 Victor, supported the comments of Mr. Wysor and would appreciate Council to reconsider how the funds created by the millage are used.
3. Cindy Bodavis, 14108 E. Austin Rd., represents WROC and explained the organization got involved because faith based organizations became the center for mental health issues when governments began cutting programs from their budgets. Pastors are attempting to assist in mental health crises and are not trained professionals. Mental health and public safety are not just the county’s issue. There are ways municipalities can assist in addressing the need for greater mental health issues, such as community policing. The City of Chelsea is using its funds to support suicide prevention. The city could strengthen its ordinance enforcement since there is a concentration of group homes in this community. There are many reasons to redirect funds to things very specific to Ypsilanti regarding mental health.
4. Roderick Casey, 521 Belmont Dr., stated over the summer he has spoken to many people who have expressed concern regarding mental health. He was disappointed that Council did not spend the funds on mental health issues. He said the community was deceived regarding the millage by funds being allocated for different projects.
5. John Hollingsworth, 4463 Hunt Club Dr. Apt 2B, member of WROC and would like to see the assist veterans and community youth. He would like to see individuals provided proper mental

health care rather than being incarcerated. He asked Council consider a public commitment to meet with WROC leadership.

6. Vivian Phillips, 8525 Geddes Rd, stated she is concerned with the proposed Ordinance to require landlords share certain information with their tenants upon occupancy. She is not certain what is hoped to be accomplished and she is not in favor of its approval.
7. Judy Gardner, 8301 Berkshire Dr., stated she is in support of WROC. She stated the City of Ypsilanti is under represented in many of the programs offered in the county. There are many educational programs offered at low cost, the solution comes from everyone especially families. She asked that Council reallocate funds created by the millage to fund family educational programs.
8. Anthony Williamson, 591 Armstrong, stated The Parkridge Community Center is doing well and the newly constructed Parkridge Homes are beautiful, but the area has an issue of speeding. There are many children in the area and it is very dangerous at that location. He asked for Council to discuss possible speed calming methods on Armstrong.
9. Rev. Jeff Harold stated his church has members that live throughout the county including Ypsilanti. As a member of WROC he would like to address the allocation of funds created by the county millage. His son is on the Autism Spectrum and will walk for miles, and at times has crossed three different law enforcement jurisdictions. Often when he is walking he has something in mind and is singularly focused, and unless you knew how to address him there would be a confrontation. He has seen law enforcement officers de-escalate the situation well and has seen officers poorly address the situation. Training in de-escalation and implicit bias is needed for the police department. When he voted to approve the millage he was voting for municipalities to use these funds for mental health issues.
10. Amber Fellows, Ward 3, encouraged Council to provide in house live streaming. She echoed what has been said by WROC, and she also felt that she was voting for mental health issues. She supports the creation of the affordable housing trust Council allocated funds to because housing and mental health go hand in hand. She supported the two ordinances regarding the protection of renters.
11. Les Heddle, Co-coordinator of the Heritage Festival, stated during the last Council meeting the festivals request was increased to \$5,000 in fees forgiven for the festival. This was to cover additional costs to support opening the festival to unaccompanied youth. There is universal support from the committee to remove the policy. However, the committee needs to find a way to pay for the extra cost. He thanked Council for putting this issue on tonight's agenda.

X. REMARKS BY THE MAYOR PRO-TEM –

— Mayor Pro-Tem Brown thanked all those who spoke.

Council Member Richardson encouraged Council to respond to WROC's request for a meeting. Mayor Pro-Tem Brown agreed, and asked Council if they would agree to meet. Council Member Robb stated he is willing to meet with anyone, however, he doesn't think a Council meeting should be held for this purpose. He suggested meeting with the organization individually. Council Member Bashert stated if more than three Council Members are present a special meeting would need to be noticed. She has been to WROC meetings and would love to meet with the organization. Ms. Richardson stated she does not believe WROC was requesting a Council meeting be scheduled, she believes they were asking to meet with Council individually.

Council Member Bashert stated this is not the first time she has been approached regarding speeding on Armstrong. There is most definitely an issue and it needs to be addressed. Council Member Richardson added Armstrong is a new street and is very smooth, which attracts speeders. There needs to be something that offsets the temptation to speed on that street. City Manager McClary stated the Chief and Traffic Review Committee will be examining this issue. Council Member Murdock stated the city should have known that would be a problem, and the street could have been designed with permanent speed bumps. Moving forward the city should keep that in mind when it is constructing roads.

Council Member Murdock stated he is always open to meet with anyone, and would meet with WROC. The mental health millage created \$5.4 million which is held by the county, which no one is aware to how that is being allocated. The city needs to put its effort into getting the county to inform the jurisdictions inside of it how those funds will be spent. The city needs to ensure the county will be putting those resources in this part of the county. That is far more important than the funds that were allocated to the city. The city is more than willing to partner with outside organizations to provide facilities such as a warming center, but it does not have the capacity to do it alone. He thinks some people are looking at the city's budget short sided. The city added police officers, additional training for officers, and funds for youth mental health services. Some people take issue with allocating funds to parks, but there is a lot of research that good neighborhood parks contribute to the mental health of the community. The Housing Trust Fund will also help to combat mental health issues. He does not think the city avoided mental health issue. More could be done, but the majority should be done at the county level.

Council Member Bashert stated it was clear from the beginning that the mental health funds were not allocated to the city. That does not mean the city does not care deeply about the mental health issues in this city. However, the city does not have either the tools or funds to address these issues properly. The way the millage was constructed is the county would be allocated funds for mental health issues.

XI. ORDINANCES - FIRST READING –

Ordinance No. 1313

1. An ordinance to prohibit the removal of artifacts, digging-up of public lands or possession or use of metal detectors in public parks or public lands, ***(postponed 7/17/18)***

A. Resolution No. 2018-139, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the proposed ordinance entitled "An ordinance to prohibit the removal of artifacts, digging-up of public lands (treasure hunting) or possession or use of metal detectors in public parks or public lands without permission be approved on First Reading.

OFFERED BY: Council Member Murdock

SECONDED BY: Council Member Bashert

Assistant City Attorney Dan DuChene provided a synopsis to why this is being submitted for approval.

Council Member Bashert stated during the last time this was submitted to Council she explained what she would support, and this is not that. She would support was a permit based system. Mr. DuChene stated the ordinance reads 'without city approval'. Ms. Bashert responded she also expected to see what parts of the park system would be excluded in the ordinance. That would protect the artifacts this ordinance is intending to protect. Mr. DuChene asked if Council would like to see the bureaucratic permit system listed in the ordinance. Ms. Bashert

City Council Meeting Minutes

August 14, 2018

responded to an extent, but the ordinance should list what parks this activity is prohibited. Mr. DuChene stated he would not want the ordinance to expand on the reasons why metal detecting would be prohibited. He explained if the ordinance lists there could possibly be artifacts in a certain park it could insight the very thing the ordinance wishes to stop. Ms. Bashert suggested the ordinance list where metal detection would be allowed. Mr. DuChene responded that might be a better way to address it. Mr. McClary interjected the only problem he sees is he is not sure a comprehensive inventory of what parks could contain artifacts. Mr. DuChene replied an inventory to the degree could come with a heavy cost. He cautioned Council the intent should be the public would ask permission first prior to treasure hunting and to prohibit this activity until the proper mechanism is in place. Ms. Bashert stated in July she asked staff if there had been damage to the park system, and staff did not provide any information. This is a problem that cannot be quantified. Mr. McClary stated the city's policy now is it does not allow or disallow treasure hunting. If the city adopts an ordinance to permit the activity it would increase the activity.

Council Member Murdock stated when this first came before Council a memo was provided by the DPS Director and did not include concern regarding artifacts. He sent out several regulatory systems regarding parks system that employee a permit system, or prohibition of treasure hunting. He believes there should be a system to allow this and if there is a park the city does not want this activity to occur. This ordinance does not create a permit system. Mr. McClary responded the state has more resources at its disposal, including the State Historic Preservation Office (SHPO) to provide a permitting system for this activity. The city does know it has a rich history that goes well beyond European settlement and it comes down to the question of what the city's sentiments of protecting what might be here. He explained the DPS Director's concerns were regarding maintaining the park system because that is his role. Mr. McClary stated he is concerned with protecting possible artifacts in the park systems.

Council Member Murdock asked if changes are made to the proposed ordinance would the city need to hold another public hearing. Mr. DuChene responded it depends on how substantive the changes are. Mr. Murdock stated as the ordinance is currently drafted he would not support it.

Council Member Robb stated the city requires permits for geo caching but does not have an ordinance. Somehow the city has a permitting process without an ordinance. Mr. DuChene replied he is not certain and is unable to address that. Mr. Robb stated geo caching is a similar practice to permit an activity in the parks, and is not entirely certain there needs to be an ordinance. Mr. DuChene stated his understanding of geo caching is something is left in a park and people attempt to locate it. If it is not permitted it would likely be thrown away. In the case of metal detection if there is not an ordinance there is little reason for a person to acquire a permit. Mr. Robb asked why the city has a permit for geo caching. Mr. DuChene replied he is uncertain, but he thinks it is to notify the city they are there and to remove them. Mr. McClary added geo caching is a different practice than treasure hunting. Mr. Robb stated there is an issue with staff having the capacity to provide a permitting system for treasure hunting, or to enforce the ordinance. He asked if this is a social justice ordinance for Council to make a statement, or is it an ordinance to solve and prevent a problem.

Mr. McClary stated if a resident informs the city of a person digging in a park the city would enforce the ordinance. This ordinance would provide penalties the city could assess, allowing the city to take action is the issue. Council Member Bashert asked if a person is digging in a park now what could the city do. Mr. DuChene responded there is no prohibition for that practice. Council Member Robb stated there is a no prohibition of damaging city property. Mr. DuChene replied the city could make that argument, but there is no prohibition.

Council Member Bashert stated she would not support the ordinance as it is currently drafted.

Mayor Pro-Tem Brown stated the base issue for her is no one knows what is under the ground in the parks. She asked how a determination is made to where and where not people can treasure hunt.

Council Member Richardson stated as the ordinance is proposed any person that would like to treasure hunt in a city park would be required to get a permit. Mr. Duchene responded in the affirmative, and added currently there is nothing prohibiting the activity in city parks.

Council Member Murdock moved to Call the Question.

On a roll call, the vote to Call the Question was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	No
Council Member Murdock	Yes	Mayor Edmonds	Absent
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

YES: 4 NO: 1 (Robb) ABSENT: 2 (Edmonds, Vogt) VOTE: Carried

On a roll call, the vote to approve Resolution No. 2018-139 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	No	Mayor Edmonds	Absent
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	No		

VOTE:

YES: 3 NO: 2 (Murdock, Bashert) ABSENT: 2 (Edmonds, Vogt) VOTE: Failed

Ordinance No. 1320

2. An ordinance to amend Chapter 58, Article IV, Division 1 of the Ypsilanti City Code of Ordinances to require that landlords share certain information with their tenants upon occupancy.

A. Resolution No. 2018-187, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to amend Chapter 58, Article IV, Division 1 of the Ypsilanti City Code of Ordinances to require that landlords share certain information with their tenants upon occupancy" be approved on First Reading.

OFFERED BY: Council Member Robb

SECONDED BY: Council Member Bashert

Mr. DuChene provided an overview to why this resolution has been submitted for approval.

B. Public Hearing

1. Virginia, resident, asked what council is trying to accomplish with this ordinance.

C. Resolution No. 2018-188, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on an ordinance to amend Chapter 58, Article IV, Division 1 of the Ypsilanti City Code of Ordinances to require that landlords share certain information with their tenants upon occupancy” be officially closed.

OFFERED BY: Council Member Robb

SECONDED BY: Council Member Bashert

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

Council Member Robb stated it makes no sense to add this to Section 58 of the Code of Ordinances. Section 58 is about living conditions, and conditions of the property not about information. He doesn't necessarily disagree with the ordinance, but does not believe an information requirement belongs in Section 58. He asked why this only requires those renting their property and not realtors selling properties required to provide this information. Every new resident should be entitled to this information. Mr. DuChene responded the direction of Council was to provide this information to potential tenants, which is why it is located in that section of the code. If Council would like to expend this requirement that home purchasers know tenant's rights, or voter information he would need to research the city's authority to require that.

Council Member Murdock stated the intent of the ordinance is that a tenant would be provided this information at the time of entering into a lease. It is unfortunate the voter registration information section of this amendment was not complete for the Primary Election.

Mayor Pro-Tem Brown supports the ordinance because tenants need this information. The city can address home buyers being given this information at another time. Council Member Robb asked why it is more important for tenants to have this information than home buyers. Ms. Brown responded she does not think it is more important. Mr. Robb replied this ordinance only applies to tenants, if there is a need for one group to have information all people should have that same information. Council Member Murdock replied if someone purchases a home with the intent to live in it there is no need to provide them with information regarding tenant's rights. If the purchaser decides to lease the property then they would be subject to this ordinance.

Council Member Richardson stated she is not in favor of this ordinance. She explained landlords should be encouraged to provide this information. To charge them with a misdemeanor for not providing it is going too far.

Council Member Bashert stated renters move more often and may or may not remember to register to vote. Often renters are a part of a lower voting demographic and this may encourage everyone to vote which is better for democracy. This is simple for landlords to provide and is very important in a city with a high renting population. She is surprised there is objection to this amendment. Council Member Richardson replied she supports the ordinance until a landlord could be charged with a misdemeanor.

On a roll call, the vote to approve Resolution No. 2018-187 was as follows:

Mayor Pro-Tem Brown	No	Council Member Robb	No
Council Member Murdock	No	Mayor Edmonds	Absent
Council Member Richardson	No	Council Member Vogt	Absent
Council Member Bashert	No		

VOTE:

YES: 0 NO: 5 (Murdock, Brown, Richardson, Bashert, Robb) ABSENT: 2 (Edmonds, Vogt) VOTE: Failed

Ordinance No. 1321

3. An ordinance to amend Chapter 58, Article III, Division 1, Section 58-62 of the Ypsilanti City Code of Ordinances to provide further clarification of the definitions of the terms 'income' and 'disability' for the purposes of discrimination."

A. Resolution No. 2018-204, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to amend Chapter 58, Article III, Division 1, Section 58-62 of the Ypsilanti City Code of Ordinances to provide further clarification of the definitions of the terms 'income' and 'disability' for the purposes of discrimination." be approved on First Reading.

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Bashert

Mr. DuChene provided an overview to why this resolution has been submitted for approval.

B. Public Hearing

None

C. Resolution No. 2018-205, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on an ordinance entitled "An ordinance to amend Chapter 58, Article III, Division 1, Section 58-62 of the Ypsilanti City Code of Ordinances to provide further clarification of the definitions of the terms 'income' and 'disability' for the purposes of discrimination." be officially closed.

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Bashert

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

Council Member Murdock stated this resulted from an intent to clarify source of income. He added he thought it was clear before, but now it is much clearer.

On a roll call, the vote to approve Resolution No. 2018-204 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

XII. CONSENT AGENDA –

Resolution No. 2018-189

1. Resolution No. 2018-190, approving minutes of July 17, 2018.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the minutes of July 17, 2018 be approved.

- ~~2. Resolution No. 2018-191, approving appointments to boards and commissions. **(Moved to Section XIII)**~~
3. Resolution No. 2018-192, approving Ordinance No. 1317, to amend Chapter 46, Article II, Sections 46-31 and 46-32 of the Ypsilanti City Code of Ordinances to allow employees of governmental units other than the City of Ypsilanti to serve on the Board of Ethics, and to allow members to serve multiple terms. **(Second Reading)**

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to amend Chapter 46, Article II, Sections 46-31 and 46-32 of the Ypsilanti City Code of Ordinances to allow employees of governmental units other than the City of Ypsilanti to serve on the Board of Ethics, and to allow members to serve multiple terms" be approved on Second and Final Reading.

4. Resolution No. 2018-193, approving the recommendation from the Ypsilanti Senior Center Board of Directors to increase the rental rate for the Ypsilanti Senior Center.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Ypsilanti Senior Center Board of Directors has re-evaluated the facility rental fees for the senior center, including conducting extensive research and comparison between the fees levied by the city and those of other comparable facilities across Washtenaw County and some in Wayne County; and

WHEREAS, as a result of the review of fees, the Board of Directors is recommending to the City Council that the hourly rental rate for the Ypsilanti Senior Center be increased;

NOW THEREFORE BE IT RESOLVED BY THE CITY OF YPSILANTI that the city council does hereby accept and approve the recommendation from the Ypsilanti Senior Center Board of Directors to increase the hourly rental rate for the Ypsilanti Senior Center from \$50.00

per hour to \$60.00 per hour effective August 15, 2018, through December 31, 2018, and to increase the hourly fee by \$2.00 on January 1 of each year thereafter.

5. Resolution No. 2018-194, approving Ordinance No. 1319, to amend Chapter 7, "Medical Marijuana" of the Code of Ordinances of the City of Ypsilanti to provide for State Licensing deadlines as determined by the Administrative Rules set by the State of Michigan. **(Second Reading)**

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to amend Chapter 7 "Medical Marijuana" of the Code of Ordinances of the City of Ypsilanti to provide for state licensing deadlines as determined by the administrative rules set by the State of Michigan" be approved on Second and Final Reading.

- ~~6. Resolution No. 2018-195, accepting City Manager performance review. **(Moved to Section XIII)**~~

7. Resolution No. 2018-196, 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 event 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, 2018, along with lawn signs, awareness posters and information cards being provided for establishments that are interested.

- ~~8. Resolution No. 2018-197, approving Fireworks Display Permit Application from Andrew Espenshade of ACE Pyro, LLC on behalf of Eastern Michigan University to allow fireworks at Rynerson Stadium. **(Moved to Section XIII)**~~

OFFERED BY: Council Member Bashert
SECONDED BY: Council Member Richardson

On a voice vote, the motion carried, and the Consent Agenda was approved.

XIII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2018-198, approving non-resident appointment to the YDDA.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

<u>NAME</u>	<u>BOARD</u>	<u>EXPIRATION</u>
Yolanda Portis (replacing Diana Wong) 8763 Trillium Drive Ypsilanti, MI 48197	YDDA	7/1/2019
Danielle Milner Brehmer 731 W. Cross Ypsilanti, MI 48197 (added)	YDDA	7/1/2022

OFFERED BY: Council Member Richardson
SECONDED BY: Mayor Edmonds

Council Member Murdock moved a friendly amendment to add the nomination of Danielle Brehmer to the Downtown Development Authority to Resolution No. 2018-198.

Council Member Richardson accepted the friendly amendment.

On a roll call, the vote to approve Resolution No. 2018-198 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

2. Resolution No. 2018-191, approving appointments to boards and commissions. (added)

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

<u>NAME</u>	<u>BOARD</u>	<u>EXPIRATION</u>
Kayia Robinson 36 N. Washington St. Ypsilanti, MI 48197	YDDA	7/1/2022
Danielle Milner Brehmer 731 W. Cross Ypsilanti, MI 48197 (Moved to Resolution No. 2018-198)	YDDA	7/1/2022
Yolanda Pertis 8763 Trillium Drive Ypsilanti, MI 48197 (Removed)	YDDA (replacing Diana Wong)	7/1/2019
Ashanti Proffit 444 Second Ypsilanti, MI 48197	Sustainability Commission (youth appointment)	5/1/2019
Bill Riccobono (vacancy) 503 Roosevelt Ypsilanti, MI 48197 (Removed)	Police Advisory Commission	2/1/2021
Lisa Voelker (vacancy) 117 Pearl St Ypsilanti, MI 48197	Parks and Recreation	7/1/2021
Delois Wilson (reappointment) 418 Ainsworth Ypsilanti, MI 48197	Parks and Recreation	7/1/2021
Cherisa Allen 450 Burton Ct. Ypsilanti, MI 48197	Parks and Recreation	7/1/2021

OFFERED BY: Council Member Bashert
SECONDED BY: Council Member Richardson

Council Member Murdock moved, seconded by Council Member Robb to Split the Question by removing the nomination of Bill Riccobono to the Police Advisory Commission.

On a roll call, the vote to Split the Question was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

On a roll call, the vote to approve Resolution No. 2018-198 as amended was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

Council Member Murdock stated he split the question because the Police Advisory Board is not representative of all three wards in the city. He explained there is not representation from Ward 3 and no one representing the area north of Michigan Avenue and east of Summit. Those areas are where a lot of police activity takes place. Nor is there an active representative from the south side of the city. Mayor Edmonds stated she has worked on to have a balance of representation on this Commission. There is over representation from Ward 1, and the nomination of Herman Humes from Ward 2 would create greater balance. Mr. Murdock agreed, but the ordinance requires a member from each ward. Council Member Bashert stated Mr. Riccobono is a highly talented individual, but will have to vote against his nomination because of lack of representation from Ward 3. Mayor Edmonds responded there is a representative from Ward 3. Mr. Murdock replied that individual has not attend one meeting. Ms. Bashert replied if a person is not showing up to meetings that is not representation. Mr. Murdock suggested tabling the resolution instead of voting against it.

Council Member Murdock moved, seconded by Council Member Bashert to table the nomination of Bill Riccobono.

On a roll call, the vote to table the appointment of Bill Riccobono was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

3. Resolution No. 2018-199, approving the Clean and Green Pilot Program.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti has been working to find creative solutions to improve our neighborhoods; and

WHEREAS, staff has been working with Washtenaw County to create programs that benefit our residents in the SOMA area; and

WHEREAS, Left over CDBG Funding from the city's 2014/15 Tot Lot and the 2016/17 ADA Ramp and County's program income was available; and

WHEREAS, 47 residents applied for the program and 17 residents income qualify.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council authorizes the Mayor to sign an Agreement with Washtenaw County for the Clean & Green Program.

OFFERED BY: Council Member Richardson

SECONDED BY: Council Member Bashert

Interim Economic Development Director Joe Meyers provided an overview to why this resolution has been submitted for approval.

Mayor Edmonds stated it would be beneficial to of the Office of Community and Economic Development (OCED) provide a presentation regarding this program. Mr. Meyers stated staff will work with Interim Director Gilotti to schedule a presentation.

Council Member Murdock stated Council first heard of this program when it received this meeting's agenda. Mr. Meyers responded a letter was sent to all homeowner occupied houses in the district. The program has existed about a year and he assumed Council had heard of it. Council Member Richardson replied she lives in that district and has never received a notice. Mr. Meyers replied this is a pilot program and staff is hoping to expand the program. Ms. Richardson asked if Mayor Pro-Tem Brown had received notification. Mayor Pro-Tem Brown replied she believes she received a card about the program. Council Member Bashert stated at least 47 residents received the notice. Mayor Edmonds asked how many owner occupied homes there are in the NEZ. Mr. Meyers replied he is not certain. Ms. Brown understood mailings can be costly but it might be helpful to send more than one. Mr. Meyers stated staff is working to improve its processes. Ms. Brown asked if the program is on the website. Mr. Meyers responded no, because it is only targeted program to that neighborhood.

Council Member Murdock asked if the county developed a selection process. Mr. Meyers replied the county took the applications and is funding anyone who qualifies. Mr. Murdock asked for a list of available projects. Mr. Meyers responded he can supply that to Council. Mr. Murdock stated the resolution states the Mayor signs the contract, and asked if the Clerk should be included in the resolution. Mr. Meyers responded this is a Washtenaw County proposed program and would be signed by their Clerk. Mr. DuChene stated the Mayor and Clerk should sign the document.

Council Member Murdock moved a friendly amendment for the resolution to add the clerk's signature.

Council Member Richardson accepted the friendly amendment.

Council Member Bashert accepted the friendly amendment.

Council Member Richardson stated the resolution states there is leftover CDBG funds from the city's tot lots. Last year there was a request for new equipment in the Carrie Mattingly Tot Lot and she is not sure if new equipment was installed. She would like to make sure it was prior to using those funds for this program. Mr. Meyers replied staff will look into that. DPS Director Stan Kirton interjected Carrie Mattingly has all new equipment.

Council Member Robb asked when the city learned it had leftover CDBG funds, and if the remaining funds for ADA ramps could be applied to this year's program. Mr. Meyers replied he believes the county controls the funds and the city can use it as projects develop. Mr. Robb stated the city is given CDGB funds for the city to program projects, and asked if it can be used for any eligible programs. Mr. Meyers responded in the affirmative. Mr. Robb stated the city had a surplus of \$400,000 and allocated it to various projects, and the city had \$22,000 in CDGB funds that could have also been allocated. It is frustrating that Council is unaware these funds are available to spend. Council Member Richardson agreed, and stated there are still ADA ramps that need to be repaired and asked why these funds were not used for that purpose. Mr. Kirton replied there was very little money left from the ramp program. Mr. Robb stated the memo is dated from April and Council completed the budget in May and this was not included, and that is problematic.

Mr. McClary asked for an explanation of the process for the CDGB funds. Mayor Edmonds stated the Urban County has different formulas for what is allocated to each member community. There are priority projects that are decided upon as a body, as things change some funds go back into the pool. The county really manages the funding and Urban County does not complete an annual application. Mr. McClary stated the frustration among some Council Members is decisions are made by someone other than this body. Meaning that the full information does not come back to Council for review, discussion, and approval. Ms. Edmonds stated the funding does not follow the city's Fiscal Year, it follows that of the federal government. She does not have a sense that the other members allocation is decided on by their governing body. Council Member Robb responded this is basic budgeting, if there is a surplus it should be reflected in the budget. Mr. McClary stated these funds operate on a reimbursement basis, the city first must expend the money prior to receiving the funds. Council Member Bashert interjected this is a separate question from the original question. It appears staff has found additional funds and is trying to help the community with those funds. If there is a question regarding the budgeting process a meeting should be scheduled to have that discussion. She would now like to have a discussion on this issue, and if Council wants to spend the money on this project or not.

Council Member Bashert moved, Mayor Edmonds seconded to Call the Question.

On a roll call, the vote to Call the Question was as follows:

Mayor Pro-Tem Brown	No	Council Member Robb	No
Council Member Murdock	No	Mayor Edmonds	Yes
Council Member Richardson	No	Council Member Vogt	Absent
Council Member Bashert	No		

VOTE:

YES: 1 NO: 5 (Robb, Richardson, Murdock, Brown) ABSENT: 1 (Vogt) VOTE: Carried

Council Member Murdock stated it does matter that Council was not made aware of the available funds. Council just received a report from the Road Commission that they were looking for \$75,000 to see if they could install ADA Ramps. If Council was aware of those funds there could have been a discussion regarding that possibility. He said of course he will support this program, but Council not being informed of those funds is relevant to this discussion. Council Member Bashert replied it is relevant but not a discussion for this time. Council Member Richardson stated it is relevant and is important to this discussion. She said she will support this program but Council should have known about these funds. The process is just as important as the individual project. Council Member Robb agreed, and stated this is about setting budget priorities. As far as he knows staff did not think this was a budget priority, and now it is becoming a budget priority. That is why this is not separate from the budget because the budget is a result of Council goals for that Fiscal Year. Mayor Edmonds stated neighborhood stabilization and housing security has been an expressed goal of Council.

She feels like this is entirely in line with the goals that Council set in this most recent goal setting sessions, and past sessions. Ms. Richardson stated if staff new about the program during budget sessions Council should have been made aware. Mr. Meyers apologized, and send this should have been brought to Council prior, and he was under the impression that it was.

On a roll call, the vote to approve Resolution No. 2018-199 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	No
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

- 4. Resolution No. 2018-200, approving the Sub-Award Agreement with Washtenaw County for use of CDBG funding to purchase a playscape for Riverside Park.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti has been working for over three years to study and promote the idea of a play scape at Riverside Park; and

WHEREAS, City Council directed staff to release an RFP for a play scape on June 19, 2018; and

WHEREAS, an RFP was released on July 9, 2018 and due on July 30, 2018 and three responses were received; and

WHEREAS, the city has obtained funding of 163,776 from Washtenaw County Urban County; and

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council accepts the Bid from Sinclair Recreation in the amount of \$157,748 and directs the City Manager and Legal Counsel to draft a contract and agreement, and signed by the Mayor and City Clerk.

NOW THEREFORE BE IT FURTHER RESOLVED THAT the Ypsilanti City Council approve the Sub-award agreement with Washtenaw County for use of CDBG funding, and authorize the Mayor and City Clerk to sign the agreement.

OFFERED BY: Council Member Murdock
SECONDED BY: Mayor Edmonds

Interim Economic Development Director Joe Meyers provided an overview to why this resolution has been submitted for approval.

Council Member Richardson asked if the playscape will be ADA accessible. Mr. Meyers responded in the affirmative.

Mayor Pro-Tem Brown stated the sensory features are a need and a lot of community children will benefit from it.

Mayor Edmonds asked if there will be funds available for the dedication signage. Mr. Meyers responded in the affirmative. Ms. Edmonds asked for comment from the DPS Director regarding this project. Mr. Kirton stated there will need to be an accessible path to access the equipment, which he has already mentioned to Mr. Meyers.

Council Member Bashert asked how the labor cost is so much lower than all the other bids. Mr. Meyers responded this is a CDBG project of over \$100,000 and must abide by every federal requirement and all workers will be paid according to those guidelines, he does not know what caused the difference in cost.

Council Member Murdock stated the resolution actually is approving two things; the agreement with the county and awarding the bid to Sinclair. Mr. DuChene clarified the resolution and stated these necessary changes; 'RFP' should be changed to 'bid' in the second to last paragraph, add this language to the end of the second to last paragraph 'and directs the City Manager and Legal Counsel to draft a contract and agreement, and signed by the Mayor and City Clerk', and authorize the Mayor and City Clerk to sign the agreement.

Council Member Murdock accepted the friendly amendment.

Mayor Edmonds accepted the friendly amendment.

Council Member Murdock asked if the sub-agreement would need to be modified. Mr. DuChene responded legal counsel is comfortable with the sub-agreement.

On a roll call, the vote to approve Resolution No. 2018-200 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

- 5. Resolution No. 2018-201, approving bid for purchase of an A770 T4 Bobcat All-Wheel Steer Loader with 84" Snow Blower and Scraper Attachments and awarding contract to Diuble Equipment, Inc.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Funds have been programmed in the 2018-2019 FY-Budget to purchase a A770 T4 Bobcat All-Wheel Steer Loader; and

WHEREAS, the City of Ypsilanti is a member of the MI Deal State Coop and eligible to receive State Purchase Pricing; and

WHEREAS, Diuble Equipment, Inc. holds the State Contract for this equipment; and

WHEREAS, Diuble Equipment, Inc. has submitted a purchase proposal the amount of \$68,800.84; and

WHEREAS, this purchase will be expended from account number 641-7-9320-987-10.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the purchase proposal submitted by Diuble Equipment, Inc.

FURTHER THAT the City Manager is authorized to sign the purchase proposal.

OFFERED BY: Council Member Robb
SECONDED BY: Council Member Bashert

DPS Director Stan Kirton provided an overview to why this resolution has been submitted for approval.

On a roll call, the vote to approve Resolution No. 2018-201 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Absent	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

YES: 5 NO: 0 ABSENT: 2 (Murdock, Vogt) VOTE: Carried

- 6. Resolution No. 2018-202, approving bid for South Huron Municipal Parking Lot Project and awarding contract to Best Asphalt, Inc.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Funds have been programmed in the 2018-2019 FY-Budget for Improvements to the South Huron Parking Lot; and

WHEREAS, bids were solicited on BidNet for the pavement improvements identified for this project; and

WHEREAS, two sealed bids were received and reviewed; and

WHEREAS, Staff recommends accepting the bid submitted by Best Asphalt, Inc., Romulus, MI for the amount of \$47,553; and

WHEREAS, the construction and engineering services will be expended from account number 101-7-4442-818-00; and

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the bid submitted by Best Asphalt, Inc.

FURTHER THAT the City Manager is authorized to approve the bid and to sign any change orders that may be needed to maintain the project’s schedule, and authorize the Mayor and City Clerk to sign the agreement.

OFFERED BY: Council Member Robb
SECONDED BY: Council Member Bashert

DPS Director Stan Kirton provided an overview to why this resolution has been submitted for approval.

Mayor Edmonds stated the city needs to give notice to the community regarding this project. She requested the project not begin on Tuesday because of the Farmer’s Market vendors need for that lot.

Council Member Bashert asked why the cement blocks around the dumpster so large. Council Member Murdock stated the enclosure used to hold more dumpsters. Ms. Bashert suggested rebuilding the enclosure during the construction of that lot. Council Member Robb responded the enclosures cost \$150,000 when the DDA built them fourteen years ago.

Council Member Murdock asked if there was a contribution from the DDA for this project. Mr. Kirton responded no. Mr. Murdock stated the resolution needs to include 'and authorize the Mayor and City Clerk to sign the agreement'.

Council Member Robb accepted the friendly amendment.

Council Member Bashert accepted the friendly amendment.

On a roll call, the vote to approve Resolution No. 2018-202 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

Council Member Bashert moved, seconded by Council Member Richardson to extend the meeting until 10:45 p.m.

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

- 7. Resolution No. 2018-203, approving 2% wage increase for City Manager Darwin McClary and City Clerk Frances McMullan effective this fiscal year (7/1/2018).

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City Clerk and City Manager reports directly to the City Council and is supervised by the governing body; and

WHEREAS, the City Council has approved the fiscal year budget effective July 1st 2018 that all employees receive a 2% increase to their base salaries.

NOW THEREFORE, BE IT RESOLVED that the City Manager, Darwin McClary and Clerk, Frances McMullan receive each their 2% wage increase effective this fiscal year (7/1/2018).

OFFERED BY: Council Member Richardson

SECONDED BY: Council Member Bashert

Mayor Edmonds stated she was asked by staff to sign the change order, but felt this should come before Council.

Council Member Murdock stated he would be more comfortable to postpone this item until after the City Manager evaluation is approved. Council Member Richardson stated she would not have objection to that.

Council Member Murdock moved, seconded by Council Member Richardson to postpone Resolution No. 2018-203 until after hearing Resolution No. 2018-195, accepting the City Manager's performance review.

On a roll call, the vote to postpone Resolution No. 2018-203 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	No
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	No		

VOTE:

YES: 4 NO: 2 (Edmonds, Bashert) ABSENT: 1 (Vogt) VOTE: Carried

8. Resolution No. 2018-206, appointing delegate and alternate to the Michigan Municipal League Annual Convention to be held September 20-22, 2018 in Grand Rapids, Michigan.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT Council Member Richardson be appointed as Delegate and _____ be appointed as Alternate for the Annual Convention of the Michigan Municipal League to be held in Grand Rapids, Michigan, September 20-22, 2018.

OFFERED BY: Council Member Murdock
SECONDED BY: Council Member Bashert

On a roll call, the vote to approve Resolution No. 2018-206 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

9. Resolution No. 2018-208, approving request for sponsorship for the Parkridge Summer Festival and Joe Dulin Community Day (**added**)

Council Member Richardson provided an overview to why this is being submitted for approval.

Council Member Richardson moved, seconded by Council Member Bashert to grant the request of Parkridge Summer Festival and sponsor the festival in the amount of \$5,000.

Mayor Edmonds stated she was contacted this morning regarding the festival, and felt this is appropriate. The other festivals sponsored by the city have traditionally had fees waived, however, this festival only incurs fees through park rental. She suggested a cash contribution, which would still be in line with the policy.

Washtenaw County Commissioner Ricky Jefferson stated the festival has minimal fees other than food, park rental, and tents. He asked how the funds would be allocated. Mayor Edmonds responded that is unclear, it may be used to reimburse the county for the cost it incurs by the festival. Mr. Jefferson added there is also a cost for

security that could be funded by the sponsorship. He is concerned with how the funds will be distributed. Ms. Edmonds asked who the fiduciary is for the festival. Mr. Jefferson responded there is not a single entity acting as fiduciary. Mr. McClary stated he would have to consult with the Finance Department for the best way to distribute funds. Council Member Richardson stated when she held a fundraiser for Parkridge the City Attorney suggested the city be the fiduciary, she stated this could be a similar practice. Ms. Edmonds stated she would like to have Council decide on the policy and allow staff to figure out the best course of action to distribute funds.

Council Member Murdock asked if the city would be reimbursing for expenses, and he hopes the plan is to not reimburse the county for its expenses. Council Member Richardson stated the county is providing one of the tents for the festival. She cannot say specifically what the funds are used for, but they are needed and any funds not expended would be returned.

Council Member Robb stated the policy in place is that the city would reimburse the fees it charged for the festival. He is concerned with setting a precedent of giving cash to festivals. Mayor Edmonds replied she reviewed the policy and it only mentions financial contribution. Mr. Robb stated the city would do that if it co-sponsored the event, which is different than this. Mayor Pro-Tem Brown stated the city just needs to be named as a sponsor not included in the title of the event. Mr. Robb stated a co-sponsor would be in equal standing. Ms. Edmonds replied the event has many co-sponsors.

Council Member Bashert stated this is difficult because there is not much time, and the city was not provided information on what costs the funds would reimburse. It is also an event that is very important to many people in the city, and she wants to contribute. Mayor Edmonds suggested stipulating the contribution would be up to \$5,000 none of which would be paid to the county. Mr. DuChene is concerned with if there are uncovered expenses and what that would mean.

Council Member Murdock asked what the city fees are for the festival. Mayor Edmonds responded only the park rental fee. Mr. Murdock asked what the amount of the fees is. Mr. Jefferson responded roughly \$610.

Mr. McClary stated the easiest way to manage the contribution would be to approve a supplemental appropriation to the account in the General Fund for Parkridge. The vendors could send the invoices to the city directly to be paid as long as they are reasonable.

Council Member Robb asked if this would push the city into the red concerning the budget. Mr. McClary replied when the budget was passed there was a \$100,000 in surplus. Mr. Robb stated the last numbers he sent to the Finance Director was the surplus was \$55,500, which did not include the \$25,000 for the mini grant. Mr. McClary stated there is a certain amount of money in the General Fund that has not been allocated, but he would have to check with the Finance Department to get that amount. If the surplus is exhausted the city would pull from General Fund reserves. Council Member Murdock asked does the city know what it will do with the Heritage Festival. Council Member Bashert stated that is the next agenda item.

Mayor Edmonds moved, seconded by Council Member Bashert to approve a supplemental allocation to the Parkridge Fund for reimbursement of reasonable expenses approved by staff up to \$5,000 for the festival.

Council Member Richardson accepted the friendly amendment.

Council Member Bashert accepted the friendly amendment.

On a roll call, the vote to approve Resolution No. 2018-208 was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	No
Council Member Murdock	Yes	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

10. Discussion regarding the Heritage Festival Policing Cost.

Council Member Bashert stated she met with the Heritage Festival and developed a mediocre idea of how to include unaccompanied youth in the festival. There is not enough activities for community youths in the city and to deny them entry into the festival that has the name of the city is insulting. She found the festival committee open to ideas in allowing unaccompanied youth, but budget constraints, caused by previous festival organizers, make it difficult to fund the additional police presence needed for security.

Chief DeGiusti provided an overview of the Police Department's stance on how to fund security for the festival.

Mayor Edmonds stated her frustration is last month Council approved funding, which would have provided four additional weeks for planning. A week or so later it was found out that plan had changed, after the public had been informed. Chief DeGiusti replied after the meeting he spoke with Les Heddle and came to realize the issue was not resolved.

Council Member Richardson stated she also thought the matter had been settled. The contingency was the gift from the city was based on unaccompanied youths are to be admitted. If that is not followed through upon she is not in favor of increasing the gift to the Heritage Festival. She asked if the fight in front of Sidetrack in 2013 involved youth. Chief DeGiusti responded in the affirmative. Ms. Richardson stated it is interesting those problems do not occur at the Summerfest, and she has not noticed a security presence. The city needs to investigate what is causing these issues at the festival.

Council Member Bashert stated she is also frustrated it has taken this long to get to this point. She is disappointed there is a division between Council and the Police Department. Her understanding that in 2013 and 2014 the fight occurred at the time the High Schools were merging which caused tension. That is no longer an issue and she is not necessarily sure she would, and asked what could be done to allow unaccompanied youth. She asked how it can be made affordable to allow unaccompanied youth. Chief DeGiusti replied there is not a division between Council and the Police Department. The department is more than willing to cooperate, but it is his job to provide public safety. He believes that is also the goal of Council. He is willing to work on a plan to move this forward, but to simply open the festival without a plan in place would be ill advised. The staffing levels that would be needed are the same that were used during the years prior to the fight in 2013, he is not padding the numbers. Council Member Bashert asked what the attendance was for the heritage festival for the years prior to 2013. Mr. Heddle replied possible around 20,000, the numbers decreased in 2014 because the festival was a much smaller scale. In 2017 the festival was expanded and it will be further expanded this year. Ms. Bashert asked what the projected attendance is for this year. Mr. Heddle replied possibly 20,000 to 30,000.

Council Member Bashert moved, Council Member Robb seconded by to extend the meeting to 11:30 pm.

On a roll call, the vote to extend the meeting until 11:30 pm was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	No	Mayor Edmonds	No
Council Member Richardson	No	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

YES: 3 NO: 3 (Edmonds, Richardson, Murdock) ABSENT: 1 (Vogt) VOTE: Failed

Council Member Bashert moved, seconded by Mayor Edmonds to extend the meeting until 11:00 p.m.

On a roll call, the vote to extend the meeting until 11:00 pm was as follows:

Mayor Pro-Tem Brown	Yes	Council Member Robb	Yes
Council Member Murdock	No	Mayor Edmonds	Yes
Council Member Richardson	Yes	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

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

Council Member Bashert asked if the department is staffing at levels to manage an attendance of 20,000 to 30,000 people. Chief DeGiusti replied he is basing staffing at the levels of past festivals. Ms. Bashert is not certain there is a need for staffing at that level. She asked if there is a compromise that can be made with lower staffing levels. Chief DeGiusti replied he does not believe a compromise should be made when considering public safety. Ms. Bashert asked what would be the estimated charge for police services. Chief DeGiusti replied the charge in 2014 was \$12,038. Ms. Bashert asked what the police charge is for this year. Chief DeGiusti replied the estimate was the same as 2014. Ms. Bashert asked what the charge is without allowing unaccompanied youth. Mr. Heddle replied \$7,556. Ms. Bashert stated that amount is already built into the budget, and if unaccompanied youth are allowed it would increase by roughly \$5,000. Mayor Edmonds interjected she was under the impression the \$5,000 in forgiven fees was to cover the additional police charge. Ms. Bashert stated the original ask was for \$3,000 which would cover some of the fees for park rental, and other fees. Council added an additional \$2,000 to cover the additional cost for police services. Mayor Pro-Tem Brown asked if the department would be able to increase staff levels at this point. Chief DeGiusti replied it would be a struggle, but the department would make due.

Council Member Bashert asked the cost per hour for police staffing. Chief DeGiusti responded the cost for a normal patrol officer for an hour is \$53. Ms. Bashert stated that would account for 95 hours for police services. Chief DeGiusti replied the difference between this year and 2014 is 75.5 hours. Ms. Bashert asked if it could be done for 45 hours. Chief DeGiusti responded no.

Council Member Murdock asked if they plan to close the site to limit access points. Mr. Heddle responded in the affirmative. Mr. Murdock stated the resolution Council passed granting \$5,000 if unaccompanied youth are allowed is not enough to cover cost. Mr. Heddle responded in the affirmative, the original ask was for sponsorship for park fees. Even with the additional \$2,000 the festival would still be \$3,000 over budget.

Mayor Edmonds moved, seconded by Council Member Bashert to increase the sponsorship from \$5,000 to \$8,000 if unaccompanied youth are permitted.

Mayor Edmonds stated this is the city's largest festival, over three days, and this is more than appropriate.

Council Member Bashert stated she believes all of the constituency want youth to be able to participate in the festival.

Council Member Richardson stated the people she spoke with were opposed to increasing the sponsorship past \$5,000. She believes a precedent would be set, she would like youth to be allowed at the festival but cannot support the additional funds.

Council Member Robb stated the city needs to not continue deficit spending. There are other programs that could better benefit the city from that could be funded by that money.

Council Member Bashert stated the city could use the mini grant funds for this situation. Mayor Pro-Tem responded she isn't certain this would fit that program.

Council Member Murdock stated he is satisfied with the resolution that Council has already approved.

On a roll call, the vote to increase the sponsorship from \$5,000 to \$8,000 if unaccompanied youth are permitted was as follows:

Mayor Pro-Tem Brown	No	Council Member Robb	Yes
Council Member Murdock	No	Mayor Edmonds	Yes
Council Member Richardson	No	Council Member Vogt	Absent
Council Member Bashert	Yes		

VOTE:

YES: 3 NO: 3 (Murdock, Richardson, Brown) ABSENT: 1 (Vogt) VOTE: Failed

Mayor Edmonds asked what this means for the festival's policy of not allowing unaccompanied youth. Mr. Heddle responded the committee will not be removing the restriction.

11. Resolution No. 2018-195, accepting City Manager performance review. (added)

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT, the performance review of City Manager Darwin D.P. McClary conducted on July 17, 2018 be accepted.

Meeting adjourned prior to this item being heard.

12. Resolution No. 2018-197, approving Fireworks Display Permit Application from Andrew Espenshade of ACE Pyro, LLC on behalf of Eastern Michigan University to allow fireworks at Rynerson Stadium. (added)

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Andrew Espenshade of ACE Pyro, LLC, on behalf of the Eastern Michigan University Athletic Department has applied for a fireworks permit to allow a firework display at Eastern Michigan University Rynerson Stadium located at 799 North Hewitt Rd. on the following dates at approximately 7:00 pm: August 31, 2018, September 29, 2018, October 13, 2018, October 27, 2018, November 3, 2018 and November 10, 2018; and

WHEREAS, ACE Pyro, LLC will operate the display and has obtained public liability insurance in the amount of \$10,000,000 and has added the City of Ypsilanti as an additional insured.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council approves the Fireworks Display Permit to allow the requested display of fireworks on August 31, 2018, September 29, 2018, October 13, 2018, October 27, 2018, November 3, 2018 and November 10, 2018, subject to the inspection and approval of the Ypsilanti Fire Department.

Meeting adjourned prior to this item being heard.

XIV. LIAISON REPORTS –

- A. SEMCOG Update
- B. Washtenaw Area Transportation Study
- C. Urban County
- D. Ypsilanti Downtown Development Authority
- E. Eastern Washtenaw Safety Alliance
- F. Friends of Rutherford Pool
- G. Housing Equity Leadership Team

XV. COUNCIL PROPOSED BUSINESS –

XVI. COMMUNICATIONS FROM THE MAYOR –

Nominations:

Planning Commission

Jessica Donnelly (replacing Chris Madigan)
757 Mildred
Ypsilanti, MI 48197

Georgina Hickey (alternate) *(added)*
1001 Pearl St.
Ypsilanti, MI 48197

Ypsilanti Downtown Development Authority

Andrew French, **non-resident** (one-year term)
6138 Vineyard Ave.
Ann Arbor, MI 48108

Janette Rook (one-year term)
200 W. Michigan Ave.
Ypsilanti, MI 48197

Police Advisory Commission

Herman Humes, Jr. (filling vacancy)
1104 Grant S.
Ypsilanti, MI 48197

XVII. COMMUNICATIONS FROM THE CITY MANAGER –

XVIII. COMMUNICATIONS –

- Memo from City Attorney John Barr regarding the Community Benefits Ordinance (CBO) scheduled for a Special Meeting on August 29, 2018.
- June 19th Traffic Review Committee Minutes
- July 26th Traffic Review Committee Draft Minutes
- Amended HRC Annual Report

XX. AUDIENCE PARTICIPATION –

XXI. REMARKS FROM THE MAYOR –

XXII. ADJOURNMENT –

Resolution No. 2018-207, 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 Bashert

SECONDED BY: Mayor Edmonds

On a voice vote, the motion carried, and the meeting adjourned at 11:00 p.m.