

1. Council Meeting Agenda

Documents:

[07-17-18 REVISED FINAL AGENDA.PDF](#)

2. Council Meeting Packet

Documents:

[JULY 17TH COUNCIL PACKET.PDF](#)

3. Council Action Minutes

Documents:

[ACTION MINUTES 07-17-18.PDF](#)



**CITY OF YPSILANTI
CITY COUNCIL REGULAR MEETING
CITY COUNCIL CHAMBERS - ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, JULY 17, 2018
6:30 p.m.**

I. CALL TO ORDER –

II. ROLL CALL –

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

III. INVOCATION –

IV. PLEDGE OF ALLEGIANCE –

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

V. AGENDA APPROVAL –

VI. CLOSED SESSION – 6:30-7:00 p.m.

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

VII. INTRODUCTIONS

VIII. PRESENTATIONS –

IX. AUDIENCE PARTICIPATION –

X. REMARKS BY THE MAYOR –

XI. ORDINANCES - FIRST READING –

Ordinance No. 1317

1. 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.

- A. Resolution No. 2018-160, determination
- B. Public Hearing
- C. Resolution No. 2018-161, close public hearing

Ordinance No. 1318

2. An ordinance to amend Chapter 58, Article IV, Division 2 of the Ypsilanti City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises.
 - A. Resolution No. 2018-162, determination
 - B. Public Hearing
 - C. Resolution No. 2018-163, close public hearing

Ordinance No. 1319

3. 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.
 - A. Resolution No. 2018-164, determination
 - B. Public Hearing
 - C. Resolution No. 2018-165, close public hearing

XII. CONSENT AGENDA –

Resolution No. 2018-166

1. Resolution No. 2018-167, approving minutes of June 13 and June 19, 2018.
2. Resolution No. 2018-168, approving appointments to boards and commissions.
3. Resolution No. 2018-169, approving Ordinance No. 1314 to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties. ***(Second Reading)***
4. Resolution No. 2018-174, approving contract with Saladino Construction Co. for Sidewalk Ramp Replacement Program. ***(Moved)***
5. Resolution No. 2018-175, accepting the bid from Severance Electric Co., Inc. for traffic signal improvements for the Prospect/Maus Intersection. ***(Moved)***
6. **Resolution No. 2018-183, awarding bid to Morawski's Roofing & Restoration for the replacement of the City Hall roof. (Added)**
7. **Resolution No. 2018-184, approving of Stormwater, Asset Management, and Wastewater (SAW) Grant Scope of Work proposed by Orchard, Hiltz & McCliment, Inc. (OHM). (Added)**

XIII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2018-170, approving Ordinance No. 1315 to amend the Zoning Ordinance to add "apartments located below the ground floor of permitted non-residential uses" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC) and Historic Corridor (HC). ***(Second Reading)***
2. Resolution No. 2018-171, approving Ordinance No. 1316 to amend the Zoning Ordinance to add "Automobile repair, less than 5,000 square feet" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC), and Historic Corridor (HC) with the specific regulations that all repair and storage be within a fully enclosed building and that business hours be limited to 7:00 a.m. to 10:00 p.m. ***(Second Reading)***

3. Resolution No. 2018-172, to support hanging the 'Black Lives Matter' flag in Council Chambers.
4. Resolution No. 2018-173, approving the 2018-2019 Administrative Contract for the Fire and Police Pension.
5. Resolution No. 2018-154, approving the Sponsorship Request for the 2018 Heritage Festival.
6. Resolution No. 2018-176, amending the 2018-2019 fee schedule.
7. Resolution No. 2018-177, approving Property and Liability Insurance Renewal with Michigan Municipal League (MML) Liability and Property Pool.
8. Resolution No. 2018- 178, approving Automatic Mutual Aid Agreement Revision between the City of Ypsilanti, Ypsilanti Township and Superior Township Fire Departments.
9. Resolution No. 2018-179, approving the Huron/Hamilton Road Diet proposal.
10. Resolution No. 2018-180, accepting Armstrong Drive Right-of-Way and Warranty Deed.
11. Resolution No. 2018-181, authorizing the Acceptance of the Scope of Services Proposal from OHM for the completion of the Feasibility Study and Environmental Categorical Exclusion Submittal phases of the Train Station Amtrak Rail Platform Project.
12. Resolution No. 2018-185, approving a second lease-buy agreement with Chart House Energy for solar array equipment at the Ypsilanti Fire Department to install additional kilowatts of solar generating power to the existing 50 kilowatts system.

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 –

Community Benefits Ordinance (CBO) Work Session - August 29, 2018

Nominations:

Ypsilanti Downtown Development Association

Kayia Robinson (vacancy – exp. 7/1/2022)
36 N. Washington St.
Ypsilanti, MI 48197

Danielle Milner Brehmer (vacancy – exp. 7/1/2022)
731 W. Cross
Ypsilanti, MI 48197

Yolanda Portis (replacing Diana Wong – exp. 7/1/2019)
8763 Trillium Drive
Ypsilanti, MI 48197

Sustainability Commission

Ashanti Proffit – (youth appointment – exp. 5/1/2019)
444 Second
Ypsilanti, MI 48197

Police Advisory Commission

Bill Riccobono (vacancy)
503 Roosevelt
Ypsilanti, MI 48197

Parks and Recreation Commission

Lisa Voelker (vacancy)
117 Pearl St
Ypsilanti, MI 48197

Delois Wilson (reappointment)
418 Ainsworth
Ypsilanti, MI 48197

Cherisa Allen
450 Burton Ct.
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XVII. COMMUNICATIONS FROM THE CITY MANAGER –

XVIII. COMMUNICATIONS –

- June 19, 2018 Traffic Review Committee minutes
- Human Relations Commission Annual Report

XX. AUDIENCE PARTICIPATION –

XXI. REMARKS FROM THE MAYOR –

XXII. CLOSED SESSION –

Closed Session to discuss City Manager evaluation. OMA 15.268. Section 8(a)

XXIII. ADJOURNMENT –

Resolution No. 2018-182, adjourning the City Council meeting



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

REQUEST FOR LEGISLATION

DATE: July 11, 2018

FROM: John M. Barr, Ypsilanti City Attorney

SUBJECT: Ordinance to amend provisions of Code relating to members of the Board of Ethics

SUMMARY/BACKGROUND

Section 9.01(c) of the City Charter provides that members of the Board of Ethics may not hold elected or appointed office with the City or any other government and that the term of office for a member be five years. The enacting article of the Code of Ordinances places further limitations so that a member may not be an employee of any governmental unit and provides that a member may not serve more than one term, unless they are appointed to a partial term of two years or less.

The proposed ordinance removes these restrictions contained in the code that are not present in the Charter, per the request of the Mayor.

DATE RECEIVED:_____ AGENDA ITEM NO. Resolution No. 2018-160

CITY MANAGER COMMENTS:_____

FOR AGENDA OF:_____ FINANCE DIR. APPROVAL: _____

COUNCIL ACTION TAKEN:_____



Resolution No. 2018-160
July 17, 2018

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 First Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1317

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

1. THE CITY OF YPSILANTI HEREBY ORDAINS that Chapter 46, Article II, Sections 46-31 and 46-32 of its Code of Ordinances be amended to read as follows:

Sec. 46-31. - Creation; members.

- (a) In order to provide an orderly procedure for consideration and review of the issues which may arise concerning questions of standards of conduct for public officers and employees, there is hereby created a board of ethics for the city. The board of ethics shall consist of five members appointed by the mayor with the approval of the city council.
- (b) ~~No official, whether elected or appointed, or employee of the city council member, officer or employee and no officer or employee of any other governmental unit shall be a member of the board ethics.~~ An employee of a governmental unit other than the city may be a member of the board of ethics, so long as he or she does not hold an elected or appointed office with a governmental unit.
- (c) No more than three members of the board of ethics shall be members of the same political party. Each member of the board of ethics shall file an affidavit of party affiliation prior to taking office. The board member need not be a member of any political party and may serve as an independent with no political party affiliation.

Sec. 46-32. - Appointment; term; officers; rules of procedure.

- (a) Members of the board of ethics shall be city residents. The mayor shall, with the majority consent of the city council, appoint members of the board of ethics. The first five persons shall be appointed to the board of ethics for terms of one year, two years, three years, four years and five years so that one member's term shall expire each year. Thereafter all terms shall be five years.
- ~~(b) No person shall serve more than one full five year term, provided that a person serving an initial term of two years or less, and a person appointed to fill a vacancy of a remaining term of two years or less shall be eligible for appointment to one additional five year term.~~
- (eb) One initial board member shall be selected by the mayor to serve as board chair until a new chair is elected by a majority of the board of ethics. The term of board chair shall be one year.

(dc) If any issue before the board of ethics involves any member of the board of ethics, the mayor with majority consent of the city council shall appoint an additional member or members to sit for the purpose of that determination in place of the member or members involved.

(ed) The board of ethics shall adopt its own rules of procedure not inconsistent with this article, other city ordinances, and other laws of the state and federal government.

(fe) Members of the board of ethics shall not be elected or appointed officers or employees of the city nor be nominees or candidates for any elective city office for two years prior to their appointment or two years after their term.

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____ DAY OF _____, 2018.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published according to Section 11.13 of the City Charter on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



Resolution No. 2018-161
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That a public hearing on 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 officially closed.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



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ATTORNEYS AT LAW

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

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

REQUEST FOR LEGISLATION

DATE: July 11, 2018

FROM: John M. Barr, Ypsilanti City Attorney

SUBJECT: Ordinance to provide for right of residential tenants to post signs on leased premises

SUMMARY/BACKGROUND

Councilmembers Robb and Murdock requested that the Code of Ordinances provide a right of tenants to post signs on residential premises. The proposed ordinance so provides, by amending the Division of Chapter 58, Article IV relative to tenant's privacy rights. A new Section 58-147 is added and the rest of the Division is amended to provide for damages upon violation of this prohibition and others already contained therein.

DATE RECEIVED: _____ AGENDA ITEM NO. Resolution No. 2018-162

CITY MANAGER COMMENTS: _____

FOR AGENDA OF: _____ FINANCE DIR. APPROVAL: _____

COUNCIL ACTION TAKEN: _____



Resolution No. 2018-162
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to amend Chapter 58, Article IV, Division 2 of the Ypsilanti City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises" be approved on First Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1318**

An ordinance to amend Chapter 58, Article IV, Division 2 of the Ypsilanti City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises

- 1. THE CITY OF YPSILANTI HEREBY ORDAINS** that Chapter 58, Article IV, Division 2 of its Code of Ordinances be amended to read as follows:

DIVISION 2. - TENANT'S RIGHTS TO PRIVACY

Sec. 58-136. - Definitions.

The following words, terms and phrases when used in this division shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Agent means any employee, or any person with implied or apparent authority or acting under color of authority of the landlord or of a housing cooperative board or other governing entity.

Dwelling unit means a structure or the part of a structure that is used as a home, residence or sleeping place by one person who maintains a household or by two or more persons who maintain a common household.

Imminent danger means a condition exists which, if not curtailed immediately, will cause serious structural damage or expense.

Landlord means the owner, lessor or sublessor of residential premises; or his agent, or any person authorized by him to manage the premises or to receive rent from a tenant under a rental agreement.

Rental agreement means any agreement or lease, written or oral, which establishes or modifies the terms, conditions, rules, regulations or any other provisions concerning the use and occupancy of residential premises.

Residential premises means a dwelling unit for residential use and occupancy and the structure of which it is a part, the facilities and appurtenances therein, and the grounds, areas and facilities for the use of the tenant generally or the use of which is promised the tenant.

Tenant means the person entitled under a written or oral rental agreement to the use and occupancy of rental or cooperative residential premises.

Sec. 58-137. - Privacy rights.

- (a) Tenant's right to privacy includes, but is not limited, to the following:
 - (1) Right to exclusive use and occupancy of the dwelling unit.
 - (2) Right to no entries by landlord or agent without notice and tenant's permission except in case of an extreme condition.
 - (3) Right to respect for their personal possessions when the landlord or the agent has legally entered the unit.
 - (4) Right to be free from sexual harassment by the landlord or his agent.
 - (5) Right to require identification of any person seeking to enter the unit.
 - (6) Right to install additional locks.
- (b) A tenant is entitled to both agreed upon or legally required maintenance and repairs and to privacy. A tenant may not be evicted or denied services or repairs for asserting his right to privacy.

Sec. 58-138. - Regulation of entry.

- (a) The landlord or agent may enter the dwelling unit only after the landlord:
 - (1) Gives any tenant in the dwelling unit a three-day written notice (72 hours); or 24 hours' written notice if the building is for sale, or the lease term is within its last three months; or
 - (2) Gains the permission of any tenant in the dwelling unit.
- (b) The tenant may not unreasonably withhold permission.
- (c) The landlord and tenant may agree to a notice period of less than 72 hours for a particular entry, but a general waiver of the 72-hour notice is prohibited.
- (d) The landlord shall include in the notice the reason for entry, the person making the entry, the approximate time of entry and a notice of tenant's right to privacy as found in section 58-142.
- (e) The landlord or agent shall not abuse the right of access or use it to harass the tenant. Repeated demands for entry otherwise lawful, but which have the effect of harassing the tenant, shall constitute a violation of this division.
- (f) The landlord or agent shall not look through personal possessions of the tenant.
- (g) When an entry is made after proper notice and the tenant is not present, the landlord or person making entry shall leave a notice indicating the time of entry, the person making entry and actions taken.
- (h) City officials entering the unit under the provisions of articles V and VI of chapter 18 shall provide notice as required therein. When the tenant is not present during the entry, the city official shall leave a notice pursuant to this section.

Sec. 58-139. - Proof of identification.

The person requesting entry shall have been identified by the landlord in the notice and shall provide proof of identification at the time of entry. If the person fails to provide such proof and is not known to the tenant, the tenant shall be presumed reasonable in denying access to the unit.

Sec. 58-140. - Right to be free from sexual harassment.

- (a) As used in this section the term "tenant" means the person entitled under a written or oral rental agreement to the use and occupancy of rental or cooperative residential premises, and their guests.
- (b) If a landlord or agent requests or demands that the tenant perform or permit sexual activities, this shall be an invasion of the right of privacy and shall be considered a violation of this division.
- (c) Sexual activities includes unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct or communication of a sexual nature.
- (d) In cases of sexual harassment, a tenant shall have the right to obtain:
 - (1) Injunctive relief:
 - a. Restraining order;
 - b. Termination of lease;
 - (2) Damages as provided in Section 58-144 of this division; and
 - (3) Such additional damages as may be provided in other local, state and federal laws.

Sec. 58-141. - Entry in event of extreme condition.

- (a) The notice provisions in section 58-138 shall not apply in extreme conditions when:
 - (1) Entry is made solely to preserve life or limb; or
 - (2) When property is in imminent danger.
- (b) If a tenant is not present when entry is made, the landlord or person making entry shall provide the tenant with a written notice within 24 hours of the entry describing reason for entry, the person making entry, time of entry and actions taken.

Sec. 58-142. - Notice in lease.

The following notice shall be included in the lease or, if there is no written lease, provided to the tenant at the time of rental. Such notice should be in bold type no smaller than 14-point:

YOU HAVE THE RIGHT TO PRIVACY IN YOUR RENTAL HOME. CITY LAW PERMITS THE LANDLORD TO ENTRY ONLY IF THE LANDLORD HAS:

(1) PROVIDED THREE DAYS' (72 HOURS') WRITTEN NOTICE UNLESS THE BUILDING IS FOR SALE OR THE LEASE TERM IS IN ITS FINAL THREE MONTHS, IN WHICH CASE 24 HOURS' WRITTEN NOTICE; OR

(2) GAINED YOUR PERMISSION AS REQUIRED BY CITY LAW.

A LANDLORD MAY ONLY ENTER WITHOUT NOTICE TO RESPOND TO AN EXTREME CONDITION.

Sec. 58-143. - Additional locks.

(a) The tenant has the right to install additional locks at any time provided the installation is done in a manner that does not damage the structure, is in compliance with all applicable city codes, and a key is provided to the landlord.

(b) All locks so installed shall be installed by a licensed locksmith. Notice must be given to the landlord prior to installation. The landlord shall approve the placement and style of the locks on the door. If this cannot be agreed upon, then either party may appeal to the building code board of appeals.

(c) The landlord must rekey locks between tenancy.

Sec. 58-144. - Damages for illegal entry.

(a) Upon written notice to the landlord of an entry violation by the landlord or agent by an act either prohibited or not permitted under this division, the tenant may:

(1) Deduct one month's rent and place it in an escrow account to be held by the city treasurer, pursuant to sections 58-145, 58-146 and 58-147. This amount shall be deposited on the date that the month's rent is due; or

(2) May bring an action for damages which shall be the greater of one month's rent, \$500.00 or actual damages, plus actual attorney's fees.

(b) Upon written notice of a second violation entry and any additional violations entries by the landlord or agent not permitted by under this division, tenant shall have the right to:

(1) The greater of actual damages, three times one month's rent or \$1,500.00, and actual attorney's fees;

(2) Terminate the lease; and

(3) Any other relief provided by local, state or federal law.

(c) If rent is withheld, the landlord may bring suit under state law for nonpayment of rent. The tenant may defend the suit by citing violation of this division.

(d) A tenant, tenants' union or group of tenants may bring an action for injunctive relief for threatened or actual violation of this division.

(e) In addition, after a court judgment deciding the landlord or agent has violated this division or after an undisputed deduction by the tenant for violation of this division,

the tenant shall have the right to install additional locks on windows and/or doors in the unit to improve their security. Upon request by the landlord, if additional locks are installed, the tenant shall furnish a key that shall be sealed in an envelope and signed across the seal. The landlord shall open the envelope to use the key only in the event of an extreme condition, as explained in this division.

Sec. 58-145. - Escrow agent.

The city treasurer or authorized agent is hereby authorized to act as escrow agent and to receive all monies deposited as security for damages pursuant to a standard landlord-tenant escrow agreement signed by the tenant or tenants (where a single apartment or housing unit is leased or rented to more than one tenant) and filed with the city treasurer.

Sec. 58-146. - Escrow agreement; information.

The standard landlord-tenant escrow agreement, which shall be prepared by the city treasurer, shall include the following items of information, authorizations and instructions for action by the city treasurer or authorized agent:

- (1) The date of execution of the agreement.
- (2) The names and addresses of the landlord and the tenant or tenants respectively.
- (3) The location of the leased or rented premises to which the agreement applies.
- (4) The dates of beginning and of termination of the tenancy to which the agreement applies.
- (5) The amount of money deposited under the agreement.
- (6) Instructions for the city treasurer or authorized agent to deposit the amount received by the city treasurer pursuant to the agreement in a special account in a local savings institution, to be known as the landlord-tenant escrow account, wherein it may be commingled and authorization for the city treasurer to use any interest earned on such deposit for defraying costs of maintaining the escrow account.
- (7) Instructions for the city treasurer or authorized agent to pay out the amount deposited in this fashion:
 - a. If the landlord and tenant shall jointly instruct the city treasurer or authorized agent in writing to pay out some or all of the money to a certain person, this joint instruction shall be obeyed.
 - b. If the landlord instructs the city treasurer or authorized agent in writing to pay out some or all the money to the tenant, this instruction shall be obeyed.
 - c. If the tenant instructs the city treasurer or authorized agent in writing to pay out some or all the money to the landlord, this instruction shall be obeyed,

except that in instances of leasing to more than one tenant, the instruction must come from all tenants.

- d. If the landlord files a verified written statement with the city treasurer or authorized agent that the tenant or tenants have withheld rent other than in accordance with section 58-144, and more than 60 days has elapsed since the lease terminated, the city treasurer or authorized agent shall pay to the landlord that portion of the deposit equal to the withheld rent.
- e. In accordance with instructions of the court.
- f. If tenant files a copy of the notice of violation which was served upon the landlord with the city treasurer showing that more than 60 days has elapsed since the notice was provided to the landlord and the tenant provides a verified statement to the city treasurer stating that he has not been served and to the best of his knowledge no action has been filed by the landlord against him for nonpayment of rent or any other claim arising out of the tenancy, the city treasurer shall pay to the tenant the amount held in escrow, less interest.
- g. Failure to escrow money voids claim.

Sec. 58-147. - Defraying cost of escrow service.

The city treasurer or authorized agent is authorized to use the interest paid on the landlord-tenant escrow to defray the cost of providing the escrow service authorized by this division.

Sec 58-148. – Right to expression

- (a) A landlord shall not prohibit a tenant from posting non-commercial signs on a residential premises leased or rented from the landlord and under the control and occupancy of the tenant.
- (b) All such signs must conform to local, state, and federal law, and the tenant is responsible for any violation of law caused by a tenant's actions under this section.
- (c) In cases of a violation of this section, a tenant shall have the right to obtain:
 - (1) Injunctive relief;
 - (2) Damages as provided in Section 58-144 of this division; and
 - (3) Such additional damages as may be provided in other local, state, and federal laws.

Secs. 58-149 – 58-199. – Reserved.

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or

circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____ DAY OF _____, 2018.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published according to Section 11.13 of the City Charter on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



Resolution No. 2018-163
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public regarding an ordinance to amend Chapter 58, Article IV, Division 2 of the Ypsilanti City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises" be officially closed.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



REQUEST FOR LEGISLATION

July 13, 2018

To: Mayor and City Council

From: Daniel J. DuChene, Assistant City Attorney

Subject: Medical Marihuana Application Process

SUMMARY & BACKGROUND:

City Council considered and adopted Resolution No. 2018-135 on June 5, 2018, which provided that marihuana facilities permitted by the City may continue to operate after June 15, 2018, pending application for state licensure and directed staff to present an ordinance to amend Chapter 7 of the Code consistent with that resolution. For information as to the circumstances necessitating this legislation, I have attached that resolution.

At the time this resolution was considered, a proposed ordinance was also presented to City Council for review. This same ordinance is now being presented for Council consideration and determination.

RECOMMENDED ACTION: Review and consideration.

ATTACHMENTS: - Resolution No. 2018-135
- Proposed Ordinance

CITY MANAGER APPROVAL: _____ COUNCIL AGENDA DATE: 7/17/18

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2018-164
July 17, 2018

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 First Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1319

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

1. THE CITY OF YPSILANTI HEREBY ORDAINS that Chapter 7 "Medical Marijuana" of its Code of Ordinances be amended to read as follows:

Sec. 7-3. - Adoption of state rules and regulations.

All activities related to medical marijuana shall be in compliance with the General Rules of the Michigan Department of Community Health, the MMMA, the MMFLA, MTA, as well as any and all administrative rules or regulations contained or adopted under the authority therein.

Pursuant to the MMFLA, the City of Ypsilanti authorizes the operation in the city of the following marijuana facilities, provided they possess a state operating license issued under the MMFLA and they comply with the additional requirements of this chapter, chapter 122 of this Code, and all other applicable laws and ordinances:

- (1) Grower, including Class A, Class B, and Class C grower.
- (2) Processor.
- (3) Provisioning center.

No later than February 15, 2018, all previous medical marijuana dispensaries and medical marijuana growing/manufacturing facilities licensed by the City of Ypsilanti previous to the adoption of the MMFLA are required to apply for a state operating license to operate in the city. Such a state operating license must be issued on or before June 15, 2018 the deadline for state operating licensure established by the administrative rules or regulations of the State of Michigan adopted under the MMFLA regarding "temporary operation," as defined therein. Likewise, all licenses issued by the city for medical marijuana dispensaries and medical marijuana growing/manufacturing facilities current and valid as of December 31, 2017, shall be continued under the same rules and regulations as issued until June 15, 2018, the issuance of a permit under this chapter, or the denial of an application under this chapter, whichever occurs first.

Sec. 7-4. - Permit required.

- (a) No person shall own, operate, or maintain a marihuana facility in the city without first applying for and receiving a permit from the city clerk's office.

- (b) Any medical marijuana dispensary or medical marijuana growing/manufacturing facility licensed by the City of Ypsilanti and opened prior to the adoption of the MMFLA must file for a permit under this chapter no later than February 1, 2018. No other applications will be accepted by the city until March 1, 2018. Within 30 days after a pre-existing application is denied, the pre-existing dispensary or growing/manufacturing facility shall discontinue all operation unless the building or other code official determines it must be closed sooner for safety reasons.
- (c) For the purposes of the permit required by this chapter, a processor and grower are treated as one permit. More than one state operating license(s) required for the operation of such may be combined at the same location under one permit.
- (d) The number of permits issued and renewed in any year shall be capped at seven for provisioning centers and three for growers/processors.
- (e) Effective upon the issuance of a state operating license ~~June 15, 2018~~, any permit shall automatically terminate and become void if the use permitted by this chapter stops for 90 days or more.
- (f) A permit shall be issued or renewed upon payment of the required fee and submission of a completed application in compliance with the provisions of this chapter, and compliance with all provisions and requirements of this chapter, the MMFLA, and the MTA. Application to renew a permit under this chapter shall be filed at least 30 days prior to the date of expiration. Such renewal shall be annual and shall be accompanied by the annual fee.
- (g) Every applicant shall pay a fee at the time of the application for an initial or renewal permit, which fee shall be set by council resolution. Said fee is non-refundable if the application is reviewed.
- (h) The permit requirements set forth in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state, or local law.
- (i) The issuance of any permit pursuant to this chapter does not create an exception, defense, or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution, or possession of marijuana, possession of drug paraphernalia, or presence in places where drugs are being used, stored, or kept.
- (j) All marihuana facilities shall have a sign measuring at least 11 × 17 inches installed and maintained in a conspicuous location visible to all persons entering the premises located inside the building that reads as follows:

THE MICHIGAN MEDICAL MARIHUANA ACT ACKNOWLEDGES THAT "FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT UNDER VERY LIMITED CIRCUMSTANCES." SEE MCL 333.26422(c). IF YOU HAVE ANY QUESTIONS OR CONCERNS PLEASE CONSULT WITH YOUR ATTORNEY.

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____ DAY OF _____, 2018.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published according to Section 11.13 of the City Charter on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



Resolution No. 2018-165
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That a public hearing on 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 officially closed.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The City had been previously licensing medical marijuana facilities under Chapter 7 of the Code of Ordinances; and

WHEREAS, in accordance with the adoption of the Medical Marijuana Facilities Licensing Act ("MMFLA"), City Council adopted Ordinance No. 1298 to amend this chapter of the Code of Ordinances; and

WHEREAS, under the amended language of this Chapter, all medical marijuana facilities are required to be in compliance with, in pertinent part, the MMFLA, Michigan Medical Marijuana Act, as well as any and all administrative rules or regulations contained or adopted under the authority therein; and

WHEREAS, based on the emergency rules promulgated by the Department of Licensing and Regulatory Affairs ("LARA") under the MMFLA, the amended language of the Code provides that marijuana facilities operating in the City are required to be licensed by the State of Michigan on or before June 15, 2018; and

WHEREAS, on May 30, 2018, Governor Rick Snyder signed new emergency rules submitted by LARA that allows currently operating marijuana facilities that have timely submitted an application for licensure by the State to continue to operate with local approval until September 15, 2018, pending consideration of the application.

WHEREAS, it is possible under Chapter 7 of the Code of Ordinance that marijuana facilities currently operating under permit from the City may have to cease operation if they do not a State license by June 15, 2018, even though this deadline was extended by LARA; and

NOW, THEREFORE, BE IT RESOLVED THAT marijuana facilities permitted by the City of Ypsilanti may continue to operate after June 15, 2018, pending application for state licensure, so long as the marijuana facility is otherwise in compliance with Chapter 7 of the Code of Ordinances for the City of Ypsilanti and the pertinent administrative rules promulgated by the State of Michigan or other relevant body or agency.

BE IT FURTHER RESOLVED that staff is directed to draft and present, as soon as possible, a proposed amendment to Chapter 7 of the Code of Ordinances consistent with this resolution.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



Revised 7-16-18
Resolution No. 2018-166
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the following items be approved:

1. Resolution No. 2018-167, approving minutes of June 13 and June 19, 2018.
2. Resolution No. 2018-168, approving appointments to boards and commissions.
3. Resolution No. 2018-169, approving Ordinance No. 1314 to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties. ***(Second Reading)***
4. Resolution No. 2018-174, approving contract with Saladino Construction Co. for Sidewalk Ramp Replacement Program. ***(Moved)***
5. Resolution No. 2018-175, accepting the bid from Severance Electric Co., Inc. for traffic signal improvements for the Prospect/Maus Intersection. ***(Moved)***
6. **Resolution No. 2018-183, awarding bid to Morawski's Roofing & Restoration for the replacement of the City Hall roof. (Added)**
7. **Resolution No. 2018-184, approving of Stormwater, Asset Management, and Wastewater (SAW) Grant Scope of Work proposed by Orchard, Hiltz & McCliment, Inc. (OHM). (Added)**

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



Resolution No. 2018 - 167
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the minutes of June 13 and June 19, 2018 be approved.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



**CITY OF YPSILANTI
COUNCIL WORK SESSION AGENDA
CITY COUNCIL CHAMBERS, 1 S. HURON ST.
WEDNESDAY, JUNE 13, 2018
7:00 P.M.**

I. CALL TO ORDER –

The meeting was called to order at 7:04 p.m.

II. ROLL CALL –

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

III. INVOCATION –

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

IV. PLEDGE OF ALLEGIANCE –

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

V. AGENDA APPROVAL-

Mayor Edmonds stated the goal is prior to 10:00 p.m. staff will have received enough direction to submit an ordinance for first reading. The intent of the format is to allow REDY members to join Council at the table, to allow a back and forth dialogue. Council as a body has formalities and allowing REDY a place at the table. Multiple Council Members have expressed a need for more dialogue between Council and the community.

Council Member Murdock moved, seconded by Council Member Richardson to waive Council Rules and adopt the process listed in Mayor Edmonds memo.

Council Member Bashert voiced concern about inviting another group to the table for a number of reasons. First she only learned of this possibility at 4:00 p.m. today, which is not helpful nor enough time for such a large change in procedure. Secondly, in her time on City Council she has never seen another group invited to the table. The city has long time partners who have decades of established work with the city who have never been invited to the table. There are citizen groups who have completed extensive work for the city and have never been invited to the table. She does not think this is a precedent Council should set, but does welcome REDY participation from the podium during the discussion.

Council Member Vogt stated REDY is a lobbying group, and it is grossly inappropriate for a lobbying group to be invited to the table, or otherwise be equivalent to the decision making body at any level of government. He asked where organizations that might have an opposing view from REDY are, this is not what the voters voted for when the Charter was passed. This is totally and completely inappropriate. He

is not against being more than usually relaxed since this is a work session, but this is not a public forum, nor a joint meeting. He strongly objects to the motion.

Council Member Richardson stated she does not think of REDY as a lobbying group, they are a community group. REDY is the group that requested the work session, and suggested rather than REDY being allowed at the table Council step down from the table to allow an exchange. She believes there needs to be open discussion in order for the CBO to be developed properly.

Council Member Vogt stated there are rules regarding Council process for a reason, which is that Council is to maintain ultimate authority. There is time allowed for the public to participate and to provide Council with a presentation. There is nothing in this specific process that would need to alter the rules so substantially for a lobbying group. It might not be a formal lobby group, but it is none the less a lobbying group. He stated if another group with an opposing view of REDY they would not be invited to sit at the table.

Mayor Edmonds stated a work session does not follow normal Council procedures and was hoping this would provide structure. She does not disagree this group has an interest in the CBOs development, it does not include all interests and should not be the only interest Council should be considering. Her proposed process allows Council to have a dialog with REDY. Council Member Vogt replied he welcomes a dialog just not allow the group a seat at the table. Council Member Bashert interjected allowing REDY to be at the mic as presented, with easy access to participate. This process has worked adequately with every other group Council has worked with and should be adequate for REDY.

Council Member Richardson asked the Assistant City Attorney for his opinion. Council Member Robb interjected the motion is for Council to suspend its rules. Assistant City Attorney Dan DuChene responded he does not have a legal opinion on the matter, it is a policy issue. Council Member Bashert asked how many votes are needed to suspend the rules. Mr. DuChene responded two-thirds of the body.

Council Member Bashert moved amend the motion to rather than suspend the rules, Council offer two members of REDY full access to the podium for presentations, questions, and feedback during the work sessions.

Council Member Vogt stated one group should not take precedent over another and asked Council Member Bashert to revise her motion to allow any group or individual the same access. The point is to allow all interested parties that opportunity, not a single lobbying, or special interest group.

Council Member Murdock stated he does not see a need for Council Member Bashert's motion, Council has the ability to call on anyone from the audience. He would prefer to start talking about the ordinance and stop talking about the process.

Council Member Murdock moved to withdraw his motion to suspend Council rules.

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

Council Member Richardson moved, seconded by Council Member Vogt to move the first Audience Participation following Section IX, Presentations.

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

Council Member Murdock moved, seconded by Council Member Richardson to add a presentation by REDY.

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

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

~~VI. AUDIENCE PARTICIPATION~~ (Moved Following Section IX)

VII. REMARKS FROM THE MAYOR –

VIII. PRESENTATION -

IX. COMMUNITY BENEFITS ORDINANCE (CBO) WORK SESSION -

- Interim Economic Development Director Joe Meyers introduced Kathleen Duffy and Carmine Avantini from Smith Group and CIB Planning.

Kathleen Duffy and Carmine Avantini from Smith Group and CIB Planning provided a presentation regarding facilitating a discussion regarding a Community Benefits Ordinance.

Mayor Edmonds asked for clarification of what is meant by “a CBA can negotiate items a city cannot legally do.” Mr. Avantini there are certain things such as an offsite benefit.

Council Member Vogt asked if there are any potential strategies that have succeeded in reliving the risks, or perceived risks for developers. Mr. Avantini responded the more you can do to quantify, and make what is sought from the developer the easier it is for them. Mr. Vogt stated that sounds like something staff would do early on in the process with the developer. Mr. Avantini responded that is one potential, but understanding what is trying to be achieved by the agreement makes the process smoother. Mr. Vogt stated asked how staff and city officials will know what the community wants in order to inform the developer. Ms. Duffy responded staff can review a communities Master Plan, and once the goals for the community benefits ordinance are established it is good practice to adopt a policy statement for future developments. Developers are looking for predictability and to understand what a city is looking for.

Council Member Richardson stated Ypsilanti has been in the lead in many things in this state, and this is just another thing.

Mayor Edmonds asked if staff could share the amount of pressure the city is under in terms of development later in the meeting. She specifically speaking towards the need for subsidies in order to develop in the city.

Council Member Vogt asked if only higher end developments, with higher project margins, and being constructed. Mr. Avantini responded there is some truth to that. Ms. Duffy added higher end developers are more likely to take risks.

Mayor Edmonds stated Ypsilanti is situated between Ann Arbor and Detroit and it is difficult to attract contractors. Ms. Duffy agreed, and explained it depends on who the developer is and who they have on their team.

Council Member Richardson stated depending on what the incentive the city is providing the developer it could decrease the risk of the developer. Ms. Duffy responded in the affirmative. Mr. Avantini stated many projects under a CBO have been given incentives based on TIFs, and the amount given is tied to the completion of the project.

Mayor Edmonds asked the scale of projects involved in a CBO threshold. Mr. Avantini stated most developers are willing to work with communities, regardless size. The key is what scale the city is looking for versus the size of the project and the benefits that can be obtained.

Mayor Edmonds asked if segments of the city’s draft CBO might be better suited as a different ordinance. Ms. Duffy replied much can be included in the zoning ordinance, but it depends on what the city wants.

Council Member Vogt asked if the presenters have witnessed a CBA applied to a site such as Water Street. Ms. Duffy responded no, there are not that many available examples. Mr. Vogt asked how large the neighborhood groups were in the other comparison cities. Ms. Duffy responded neighborhood associations are usually self-created, and are usually based on walking distance. Mr. Vogt asked if there have been any smaller scale cities that have developed a CBO. Ms. Duffy responded she believes New Haven would be the smallest city with a CBO. Mr. Vogt asked if developers have been surveyed regarding how they feel about the CBO process. Ms. Duffy responded no, not a formal survey. Mr. Vogt asked if any feedback was given by developers. Mr. Avantini responded no. Ms. Duffy suggested a local developer round table to understand what their realities are. Mr. Avantini added smaller communities are building a developer base from within because large developers are not looking at communities of that size.

- Presentation and Discussion Points – Joe Meyers, Interim Economic Development Director and Dan DuChene, Assistant City Attorney

Interim Economic Development Director Joe Meyers and Assistant City Attorney Dan DuChene provided a presentation regarding the development of a CBO.

Mayor Edmonds asked if an Equal Opportunity Employer must follow the city's requirements. Mr. Meyers responded he believes it is.

Mayor Edmonds asked if the city has any pull over brownfield TIFs. Mr. Meyers responded a brownfield is approved locally, but it is also approved at the county level. Ms. Edmonds asked if the city has any pull in the criteria of the brownfield. Mr. Meyers responded yes, but it could not be revoked by the city.

Council Member Robb stated the data provided in the valuation of the building open completion of the OPRA are not accurate. Mr. Meyers replied he updated the numbers but they are still estimates. Mr. Robb stated his point is these are not incentives. Mr. Meyers replied that is why it is difficult to set thresholds for the CBO.

Council Member Bashert stated SPARK East has been given a relatively small number by the city, but they are providing no business development and Ypsilanti is not given a seat on their board. Mr. Meyers replied the building owner was given the incentive, not the business.

Council Member Murdock stated when OPRAs are approved the only information Council makes a determination on is what is provided by the applicant. The applicant often inflates its number to make it more likely to receive a bank loan. It seems any incentives the city provides through an OPRA is going to be over \$50,000. Mr. Meyers responded possibly.

Mayor Edmonds asked if the public participation plan is an ordinance. Mr. Meyers responded no, it is an internal policy on how to engage the public. However, it is something he would like Council to review for adoption.

Council Member Bashert asked if there is a way to but more 'teeth' in the current incentives, such as OPRAs. Mr. Meyers responded in the affirmative. Mayor Edmonds asked if the brownfield is included in that possibility. Mr. Meyers responded the brownfield is different because it is overseen by the county, and there is not a way to revoke a brownfield. Ms. Bashert asked what would happen to the development process if the city added further checks. Mr. Meyers responded the process would maintain a similar length. Ms. Bashert stated the problem is the community is not a part of that process. Mr. Meyers replied community engagement could become a part of the process through the public participation plan.

- REDY Representatives Desirae Simmons and Mike Auerbach provided a presentation regarding REDY's suggestion for the development of a CBO.

Council Member Vogt asked how this can be presented to potential developers to not dissuade possible development. He asked what would happen if the city attracts a developer and during the public meeting an agreement is unable to be negotiated. Mr. Auerbach responded his hope is the timeline for meetings could be included in the incentive approval process. The ordinance would stipulate what benefits would be expected to garner public support. He is not sure what would happen if no benefits are negotiated. Ms. Simmons added their proposal is not intended to provide clarity and it is not a bad thing to set certain standards. The process should begin prior to the city attracting a developer and really think about what type of development would work in this city. Mr. Vogt replied neither questions was answered, but he is unable to answer them either because they are not answerable at this point. There is more work to do in order to answer those questions. He is not criticizing and likes much of what REDY has prepared. The point of having a Council Member, Planning Commissioner, and Housing Commissioner because they do represent the whole city, and are chosen by the voters. Ms. Simmons replied Commissioners are not chosen by the voters. Mr. Vogt replied they are accountable to Council and Council is accountable to voters. An Ad hoc committee is not accountable in any way to the voters. Ms. Simmons replied the Commissions are not closely related to the demographics of the city other than the Human Relations Commission. The HRC is not included in the city's draft ordinance as a part of the Ad hoc committee. The REDY proposal attempts to include more people in the processes than are currently represented. The Planning Commission already is in a position to view any development in the city through its own process.

Council Member Vogt asked what happens if decisions are not being made, and the process slows down for any number of reasons. He asked what some potential fail safes that can be put into place to avoid circumstances like that are. Ms. Simmons responded REDY is recommending forty-five to sixty days for the recommendation process. Mr. Vogt asked what happens if there is no decision made in that timeframe. Ms. Simmons responded it is important to ensure certain processes are followed prior to including a failsafe. The REDY has not addressed that concern at this point, however, there are ways to move past that as a group. The community group wants development, and sees it as unlikely to stall in that manner. Mr. Vogt agreed that a mediation process could assist in navigating around any stalemate. However, mediation is very expensive and it can be very slow. Ms. Simmons responded there are some unknowns because there is only one model, if there are issues the ordinance can be adapted. Mr. Vogt asked if Ms. Simmons agrees there is much more work to do. Ms. Simmons responded in the affirmative. Council Member Richardson stated hopefully the residents that are appointed to the Ad hoc committee because they want to be there, and are committed to what the group is trying to accomplish. The coalition has worked through many obstacles the city would have ran into, and asked if the Assistant City Attorney agreed. Mr. DuChene agreed, and said the current draft includes both REDY and staff input.

Council Member Bashert asked what is more important to the REDY coalition; the goal or the tactic. Meaning is the development of a Community Benefits Ordinance (CBO) more important than a development in the city that has had robust community involvement in preparation. Mr. Auerbach responded it is difficult to differentiate the two, but the lesson from the International Village Development was a process problem. The ordinance currently being worked on, can achieve that goal. Ms. Simmons added the goal has multiple layers; transparency and trust, community involvement, and efficiency that a CBO can provide. Ms. Bashert believes Council and the community share the same goals, in terms of benefits, for the most part. There are questions of degree, process, and representations. If there was another way to accomplish the same goals would REDY be on board. Ms. Simmons responded a CBO is a tool at the community's disposal, however, there might be other tools that could accomplish the same goal. Ms. Bashert stated her primary concern with the development of a CBO is a developer's timeline is very key to the success of a project. She hasn't heard REDY discuss much of a sensitivity to a developers timeline and would like to. Mr. Auerbach replied REDY still has work to do to decide where best to place the forty-five days for community review in the process. However, REDY is operating in the scenario outlined by the former Economic Development Director in that it could be included in the development process. Ms. Simmons stated the challenges for developers all come down to money, which is a conflict in policy. Ms. Bashert responded she would like REDY to continue to be a credible partner in the process. However, the lack of any sensitivity to the needs of the developer causes a loss in credibility. Council

needs to balance the needs of all stakeholders. Ms. Simmons replied she is not insensitive to the needs of the developers, but they already have a voice and Council has already been given that perspective. Ms. Bashert stated the biggest concern with the development of a CBO is the timeframe.

Council Member Richardson stated if the city had a CBO in place during the International Village development, there would have been a deeper conversation with the developer. The CBO would hold the developer accountable. Mayor Edmonds agreed.

Mayor Edmonds stated much of the development that occurs in the city is largely homegrown. She is trying to understand how they would be separate, and how to separate between scales of projects. Council Member Richardson stated she sees the openness in both drafts of the ordinance that would allow the city to deal with those scenarios. Ms. Simmons added she was excited to see most of the development is homegrown. Most of those businesses already know community members and would be more open to having these conversations. A CBO is not a demand it is a process and the city should not be afraid of these conversations. Ms. Edmonds encouraged REDY to have those conversations in order to find a situation that all involved leave the table happy. Mr. Auerbach stated he hopes the city will begin to ask the question on what community benefits can be offered, he hopes this process will expand who will be asked that question.

Council Member Vogt appreciated all four presentations heard by Council. They were all extremely well prepared and reasoned, and have found many helpful things for this process.

Mayor Edmonds asked for a motion to extend the meeting by a half hour.

Council Member Vogt moved, seconded by Council Member Bashert to extend the meeting until 10:30 p.m.

On a roll call, the vote to extend the meeting until 10:30 p.m. was as follows:

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

VOTE:

YES: 3 NO: 3 ABSENT: 0 VOTE: Failed

X. AUDIENCE PARTICIPATION –

1. Tad Wysor, 610 N. Miami, stated he represents WROC, and as a community organizing process when more are participating economically and politically. WROC supports the work of REDY to bring a larger group of residents into the decision making process.

Council Member Bashert moved, seconded by Council Member Vogt to extend the meeting until the completion of Audience Participation.

On a roll call, the vote to extend the meeting until the end of audience participation 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	Yes
Council Member Bashert	Yes		

VOTE:

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

2. Bill Teepe, 718 Lowell, stated he is frustrated with Water Street projects not being completed. The only thing on Water Street is a Family Dollar and there is very little communication with the community.
3. Sam Jones-Darling, The Village A102A, stated a CBO set standards for a community. When developers are aware of a community standards it reduces barriers. REDY is not a special interest group there are constituents.
4. Jeri Dodge, No Address, stated there is no affordable housing in the city for her, and Council only does not work for all of city residents. CBOs are for people to feel represented that do not currently feel represented.
5. Amber Fellows, Ward 3, stated it is okay to acknowledge there is tension in these discussions, but even in competing interests there can be alignment. The MEDC presentation outlined a developers need to understand what is being asked of them. A CBO will be another tool to show values of the community. Most groups can see the good in full filling the CBO.
6. Finn Bell, 1123 Pearl St., stated equitable process matter, and much of this was caused by what happened with International Village. A CBO gives a clear process to a developer. The Smith Group claim that development is based on profit is flawed, many developments do not follow that model. The new economy is not based solely on profit.
7. Adam Gainsley, 409 N. Adams, stated he supports the development of a CBO to address the issue of transparency. This is a good way to make processes clear to developers and build a way to have constructive conversations. The CBO begins to address the need for sites and it is a separate process.
8. Erica Mooney, Huron River Watershed, stated the majority of developers who have worked under the Detroit's CBO have appreciated the process. She sees the goal and the tactic as the same because the goal is an equitable community process. She does not see that the CBO process will increase time for development, but that is to be seen. She asked what is so threatening about being equals at a table with community members. She would like to see more groups able to come to Council.

XI. REMARKS FROM THE MAYOR –

XII. ADJOURNMENT -

On a voice vote, the motion carried, and the meeting adjourned at 10:20 p.m.



**CITY OF YPSILANTI
CITY COUNCIL REGULAR MEETING
CITY COUNCIL CHAMBERS - ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, JUNE 19, 2018
7:00 p.m.**

I. CALL TO ORDER –

The meeting was called to order at 7:03 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	Present
Council Member Richardson	Present		

Council Member Murdock moved, seconded by Mayor Pro-Tem Brown to excuse the absence of Council Member Vogt.

On a voice vote, the motion carried, and the absence was excused.

III. INVOCATION –

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

IV. PLEDGE OF ALLEGIANCE –

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

V. AGENDA APPROVAL –

Council Member Bashert moved, seconded by Mayor Pro-Tem Brown to approve the agenda.

Council Member Bashert removed Resolution No. 2018-149, approving appointments to boards and commissions, from the Consent Agenda.

Council Member Murdock moved to remove the appointments to the DDA, non-residents, from Resolution No. 2018-149 and hear them as Resolution No. 2018-149A.

Council Member Robb moved to remove Resolution No. 2018-160, approving Ordinance 1309 to Rezone 720 Norris, and the west 65' of 715 N River, 717 N. River, 719 N. River, 721 N. River, 723 N. River and 725 N. River to GC-General Corridor, from the Consent Agenda.

Council Member Richardson moved to add Resolution No. 2018-161, condemning the separation of immigrant families, under Presentations.

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

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

VI. INTRODUCTIONS –

Mayor Edmonds introduced the following individuals; City Manager Darwin McClary, Deputy Clerk Darwin McClary, City Attorney John Barr, Police Chief Tony DeGiusti, Fire Chief Max Anthouard, Interim Economic Development/DDA Director Joe Meyers, City Planner Bonnie Wessler, Fiscal Services Director Marilou Uy, and Accounting Supervisor Rheagan Basabica.

VII. PRESENTATIONS –

1. Resolution No. 2018-137, supporting the 2018 AAATA millage

WHEREAS, the Ann Arbor Area Transportation Authority (AAATA) received voter support in 2014 for a 5-year, 0.7 mill property tax for the purpose of expanding public transit services, and

WHEREAS, the AAATA has implemented all aspects of service identified as part of the 2014 plan, and

WHEREAS, the Board of Directors of the AAATA has approved ballot language and is seeking renewal of the 0.7 mill millage at the August 2018 election in order to maintain the new services,

WHEREAS expanded transit service helps to advance the mission of the City of Ypsilanti by increasing access for all residents, reducing pollution and increasing sustainability

NOW, THEREFORE, BE IT RESOLVED that the Ypsilanti City Council formally endorses the 2018 AAATA millage.

OFFERED BY: Mayor Pro-Tem Brown
SECONDED BY: Council Member Bashert

Ypsilanti Representative to the AAATA Gillian Ream Gainsley provided a presentation regarding the AAATA Millage.

Council Member Richardson asked if the AAATA has been involved in discussions regarding the Regional Transit Authority (RTA). Ms. Gainsley responded in the affirmative, the politics of the RTA are at a regional level it is being blocked by Oakland and Macomb counties. The AAATA will enthusiastically support any RTA proposals that are able to make it to the ballot.

Mayor Edmonds stated Ms. Gainsley's term is up in a couple of months, and she is actively recruiting for her replacement on the AAATA Board.

Council Member Bashert stated she was proud to serve as one of the co-chairs the last time this millage was on the ballot. Public transportation is very important to this community, the residents of this city who work outside of the city, and the economic development of this city. She is excited how AAATA has increased its services for this community, and to see the millage pass. Mayor Edmonds agreed.

On a roll call, the vote to approve Resolution No. 2018-137 was as follows:

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

VOTE:

YES: 5 NO: 0 ABSENT: 1 (Vogt) ABSTAIN: 1 (Robb) VOTE: Carried

2. Resolution No. 2018-138, supporting The National Liberty Memorial

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, African Americans served honorably in the Revolutionary War and the War of 1812; and

WHEREAS, After the War of 1812, the South passed laws and rules that restricted service until the Civil War, and many people are aware of their service in the Civil War; and

WHEREAS, It is important that the world is made aware that African Americans were critical to the success of the Revolutionary War at the Founding of the Nation; and

WHEREAS, The National Liberty Memorial will commemorate the 5,000 African Americans that served in the Revolutionary War that most people are unaware of; and

WHEREAS, there were Revolutionary War battles fought in Michigan, and there are graves of soldiers in this state; and

WHEREAS, if approved, the City of Ypsilanti will be the second Michigan city to approve such a resolution.

NOW THEREFORE BE IT RESOLVED that the Ypsilanti City Council strongly supports the creation of The National Liberty Memorial site and urge the U.S. Congress to support and approve this endeavor.

AND FURTHER BE IT RESOLVED that a copy of this resolution be sent to the Governor and The National Liberty Memorial committee.

OFFERED BY: Council Member Richardson

SECONDED BY: Mayor Pro-Tem Brown

Sons of the American Revolution Representative Elijah Shalis provided an overview to why the resolution is being asked for approval.

Council Member Richardson stated the city missed being the first city to approve a resolution of support. Mr. Shalis replied he was shocked Detroit moved so quickly, but in a positive note today is Juneteenth a day that celebrates the end of slavery. Ms. Richardson agreed, and said the city should pause and recognizes this holiday, and this is being approved on this day for a reason.

On a roll call, the vote to approve Resolution No. 2018-138 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. 2018-161, condemning the separation of immigrant families. **(added)**

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

WHEREAS, Chapter 58, Article V, Section 58-200 of the Code of Ordinances for the City of Ypsilanti provides, in part, that it is the policy of the City of Ypsilanti to respect the rights of all persons, regardless immigration status, promote community safety, and to promote acceptance; and

WHEREAS, on April 6, 2018, U.S. Attorney General Jeff Sessions announced a “zero-tolerance policy” and commitment to criminal immigration enforcement pursuant to 8 USC § 1325(a); and

WHEREAS, since this policy announcement, the U.S. Department of Homeland Security has treated the minors of adults prosecuted under 8 USC § 1325(a) as “unaccompanied alien children” under federal law; and

WHEREAS, U.S. Department Homeland Security estimates that 1,995 minors traveling with 1,940 adults, were so processed during six weeks between April and May and by all accounts continues today; and

WHEREAS, this treatment of children and families, which has drawn strong criticism from national legislators, political figures, former first ladies, and religious leaders from both major political parties and across the political spectrum, is not only against the values of the City of Ypsilanti, as provided in its previously stated policy, but is inhumane and runs counter to the values of the United States of America; and

WHEREAS, President Donald Trump and members of his administration have called for this policy and practice to be ended by an act of the U.S. Congress rather than reverting to previous procedures; and

WHEREAS, reforms to U.S. immigration laws have been debated for decades and the cries of traumatized children separated from their families should not be used as a tool to address this issue;

NOW, THEREFORE, the City Council for the City of Ypsilanti adds its voice to others to condemn and decry the policy of separating immigrant children from their families and to call upon the White House, U.S. Congress, the Department of Justice, and the Department of Homeland Security to end this cruel and barbaric practice.

BE IT FURTHER RESOLVED that this resolution be forwarded to President Donald Trump, Attorney General Jeff Sessions, Secretary Kirstjen Nielsen, Senators Debbie Stabenow and Gary Peters, and Representative Debbie Dingell.

OFFERED BY: Council Member Richardson
SECONDED BY: Council Member Murdock

Mayor Edmonds thanked Council Member Richardson for quickly putting together this resolution.

Council Member Bashert stated this practice is appalling and she is horrified, and it is appropriate Council passes this resolution. She added this practice makes her appalled to be an American.

Mayor Edmonds added an hour ago the United States withdrew from the United Nations Human Rights Council.

Council Member Richardson stated she heard the tape of children crying, and can't this is happening in the United States. However, when a person thinks about other things that have occurred under the guise of justice it isn't hard to believe. Unless changes are made in Washington the people of this country can expect more of these policies.

On a roll call, the vote to approve Resolution No. 2018-161 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

VIII. AUDIENCE PARTICIPATION –

1. Gail Wolkoff, 1728 Whittier, stated mental health does not mean absence of disorder. She is the director of Educate Youth and works with many area teens that have been through a lot in their lives. She asked Council to allocate funds to provide services for the community.
2. Mark Hergott, 111 Miles, stated thousands of Michiganders have fought and died for this country and should be recognized.
3. Brett Snyder, 1216 S. Congress, invited everyone to attend the kids triathlon at Rutherford Pool on August 11th starting at 7:00 a.m.

IX. REMARKS BY THE MAYOR –

X. PUBLIC HEARING –

XI. ORDINANCES - FIRST READING –

Ordinance No. 1313

1. 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.
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

City Attorney John Barr provided an overview to why this ordinance is being submitted for approval.

Mayor Edmonds asked how other communities have approached this issue. Mr. Barr responded some communities have an ordinance, but many do not. Ms. Edmonds stated the City Manager has had conversations with the Potawatomi Tribe regarding finding artifacts, especially on Water Street. Mr. McClary replied during a Town Hall regarding Water Street representatives from the Potawatomi tribe were present. The tribe commented their concerns that the city needs to be sensitive to any development on the Water Street property. They asked for assurances the city would do what it could reasonably do to protect the sacred nature of that property. The city has also had discussions with the State Historic Preservation Office (SHPO) regarding the Water Street property. The city is aware there were burials on that property and during the early 1900s some of those burials were unearthed, and the artifacts were taken. The city owns several properties in the community and does not know the entire history of those properties, the city is aware Prospect Park was a cemetery and there is questions if the graves were properly exhumed and transferred to Highland Cemetery. He recommends this ordinance to prevent any disruption of potential artifacts, or historical sites. At the point the city has a functional Parks and Recreation Department in order to monitor any treasure hunting activities this is the best policy.

B. Public Hearing

1. Mark Hergott, 111 Miles, stated treasure hunting is basically a cleaning of aluminum cans in the park. An ordinance would essentially keep a person from examining their own personal history. A too restrictive ordinance, or permitting scheme would reduce the joy of people coming to the parks and playing with a piece of equipment passed down through generations.

C. Resolution No. 2018-140, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on 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 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.

Mayor Edmonds asked if the Potawatomi tribe could issue a formal statement regarding this issue, and how to appropriately handle this it. She added when she spoke with the tribe regarding Water Street they chose not to make a statement. She said the city might want to specifically prohibit the Water Street site in this ordinance, given the safety concern caused by the contamination.

Council Member Bashert stated there are two issues being discussed; one is about metal detecting and the other is about digging. She agrees the metal will not be an issue regarding Native American artifacts, but it does not remove the need to be sensitive. She is curious how much digging happens in the parks yearly. DPS Director Stan Kirton responded allowing

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people to dig in the park will result in bare spots in city parks. Ms. Bashert asked how many times this is an issue during the summer months. Mr. Kirton replied he does not have that information due to lack of staff allocated to parks.

Council Member Murdock stated he is disappointed because it seems this ordinance came about with little warning. It seems there are a lot of park systems that control this activity and might even prohibit it in certain areas. He agrees an ordinance could be created that prohibits this activity in certain parks, such as Water Street. The city has the staff for Geo Caching, why would it not have the staff to provide a permitting process for this activity. Mr. McClary replied the city does have a policy for geo caching, but that does not require any digging and the search is for a pre-established item. The problem with treasure hunting is a person is looking for the unknown.

Mayor Edmonds stated she is in favor of tabling this item until staff can provide additional information.

Council Member Richardson moved, seconded by Mayor Pro-Tem Brown to table Resolution No. 2018-139.

On a roll call, the vote to table Resolution No. 2018-139 until the August 14th meeting was as follows:

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

VOTE:

YES: 3 NO: 3 (Robb, Murdock, Bashert) ABSENT: 1 (Vogt) VOTE: Carried

Council Member Bashert stated her motion will allow staff time to amend the proposed ordinance to include a permitting process and what parks will be off limits to this activity. Since Council was not given the extent this activity damages city parks she must assume it is minimal.

Council Member Richardson moved, seconded by Council Member Murdock to postpone Resolution No. 2018-139 until the August 14th meeting, at which Council can be provided an amended ordinance.

On a roll call, the vote to Postpone Resolution No. 2018-139 until the August 14th meeting 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

Ordinance No. 1314

2. An ordinance to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties.

A. Resolution No. 2018-141, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the proposed ordinance entitled, "An ordinance to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties" be approved on First Reading.

OFFERED BY: Council Member Bashert

SECONDED BY: Council Member Richardson

Fire Chief Max Anthouard provided an overview to why this resolution is being submitted for Council approval.

Council Member Bashert stated many residents have raised and enclosed fire pits on their property. She asked if they will be allowed under this ordinance change. Chief Anthouard responded in the affirmative.

Council Member Murdock asked when Council adopts the code can it do so that when new provisions are released they automatically incorporate into the city's code of ordinances. Mr. Barr responded no.

B. Public Hearing

None

C. Resolution No. 2018-142, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on the proposed ordinance entitled, "An ordinance to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties" be officially closed.

OFFERED BY: Council Member Bashert

SECONDED BY: Mayor Pro-Tem Brown

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

On a roll call, the vote to approve Resolution No. 2018-141 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. An ordinance to amend the Zoning Ordinance to add "apartments located below the ground floor of permitted non-residential uses" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC) and Historic Corridor (HC).
 - A. Resolution No. 2018-143, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, an application has been made to amend Section 122-451 of the Zoning Ordinance to add "apartments located below the ground floor of permitted nonresidential uses" as a permitted use to Neighborhood Corridor ; and

Whereas, Planning Commission has unanimously recommended that this use also be added as a permitted use in General Corridor and Historic Corridor; and

Whereas, the proposed amendment is consistent with the guiding values of the Master Plan;

Now therefore be it resolved that the Ypsilanti City Council adopt the ordinance entitled "CORRIDOR LOWER LEVEL APARTMENTS" on First Reading.

OFFERED BY: Mayor Pro-Tem Brown
SECONDED BY: Council Member Murdock

City Planner Bonnie Wessler provided a synopsis to why this has been submitted for approval.

- B. Public Hearing

None
- C. Resolution No. 2018-144, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on the proposed ordinance entitled, "An ordinance to amend the Zoning Ordinance to add "apartments located below the ground floor of permitted non-residential uses" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC) and Historic Corridor (HC) be officially closed.

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

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

Mayor Edmonds stated this ordinance amendment is in line with the city's need to increase density.

Council Member Murdock asked if radon testing can be required for residential units in basements, but he is not certain the requirement would be best suited in the Zoning Ordinance. Ms. Wessler responded that would be best suited in Chapter 18 of the City Code.

On a roll call, the vote to approve Resolution No. 2018-143 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

Ordinance No. 1316

4. An ordinance to amend the Zoning Ordinance to add "Automobile repair, less than 5,000 square feet" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC), and Historic Corridor (HC) with the specific regulations that all repair and storage be within a fully enclosed building and that business hours be limited to 7:00 a.m. to 10:00 p.m.

A. Resolution No. 2018-145, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, Planning Commission has unanimously recommended that "Automobile repair, less than 5,000 square feet" be added as a permitted use in Neighborhood Corridor, General Corridor, and Historic Corridor, with conditions restricting storage and hours of operation; and

Whereas, the proposed amendment is consistent with the guiding values of the Master Plan;

Now therefore be it resolved that the Ypsilanti City Council adopt the ordinance entitled "CORRIDOR SMALL AND SPECIALTY AUTO REPAIR" on First Reading.

OFFERED BY: Council Member Murdock

SECONDED BY: Council Member Bashert

City Planner Bonnie Wessler provided a synopsis to why this has been submitted for approval.

Council Member Bashert asked if this amendment will change anything for existing businesses. Ms. Wessler responded this change would be a positive for existing businesses. Ms. Bashert asked if all vehicles will be required to be covered. Ms. Wessler responded in the affirmative, they would need to be enclosed. Ms. Bashert asked if a currently operating business needs to enclose vehicles at the location. Ms. Wessler responded they would be allowed to continue operating, however, if they wished to expand they would need to comply with the ordinance.

B. Public Hearing

1. Michael Furbacher, 730 Norris, stated the passage of this ordinance would allow his business to expand.
2. Michael Michalik, 45667 Ann Arbor Rd., stated his support for the passage of this ordinance.

3. Melissa Hinderlighter, Café Racer, stated her business has been located in Depot Town for nine years. The business has grown to the point it needs to expand, and the only place to do so would be in the neighborhood corridor. She encouraged Council to approve this ordinance.
4. Paul Nuoffer, 728 Norris, stated specialty shops are a neat part about this community. There is great knowledge in this community and it can be shared with younger generations.

C. Resolution No. 2018-146, close public hearing

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on the proposed ordinance entitled, "Zoning Ordinance to add "Automobile repair, less than 5,000 square feet" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC), and Historic Corridor (HC) with the specific regulations that all repair and storage be within a fully enclosed building and that business hours be limited to 7:00 a.m. to 10:00 p.m. 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.

Mayor Edmonds stated the first philosophy of economic development she abides by is to work to grow what already exists in the city. This ordinance amendment is a perfect reflection of that principle.

Council Member Bashert stated small and large engine repair is experiencing a crisis of finding talented people in the industry. If the city energizes people in this industry it is a valuable commodity.

Council Member Robb stated it makes no sense to include Historic Corridor in this ordinance.

Council Member Robb moved to remove Historic Corridor (HC) from the ordinance amendment.

Ms. Wessler stated there is currently a business operating in the Historic Corridor.

With no support the motion fails.

On a roll call, the vote to approve Resolution No. 2018-145 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

XII. CONSENT AGENDA –

Resolution No. 2018-147

1. Resolution No. 2018-148, approving minutes of June 5, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the minutes of June 5, 2018 be approved.

OFFERED BY: Mayor Pro-Tem Brown

SECONDED BY: Council Member Bashert

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

~~2. Resolution No. 2018-149, approving appointments to boards and commissions. (moved)~~

~~3. Resolution No. 2018-160, approving Ordinance 1309 to Rezone 720 Norris, and the west 65' of 715 N River, 717 N. River, 719 N. River, 721 N. River, 723 N. River and 725 N. River to GC General Corridor. (Second Reading) (moved)~~

XIII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2018-150, approving Ordinance No. 1310, an ordinance entitled, "2018-2019 Tax Levy Ordinance". *(Second Reading)*

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the proposed ordinance entitled "2018-2019 Tax Levy Ordinance", be approved on Second and Final Reading.

OFFERED BY: Council Member Robb

SECONDED BY: Mayor Pro-Tem Brown

On a roll call, the vote to approve Resolution No. 2018-150 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. 2018-152, approving Ordinance No. 1312, an ordinance entitled, "An ordinance to adopt budget appropriations by department and major organizational unit for 2018-2019 and 2019-2020 fiscal years. *(Second Reading)*

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled, "An Ordinance to Adopt Budget Appropriations by Department and Major Organizational Unit for the Fiscal Years 2018-2019 and 2019-2020", be approved on Second and Final Reading.

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

Fiscal Services Director Marilou Uy provided a synopsis of changes made following the first reading of the budget.

Mayor Pro-Tem Brown moved, seconded Council Member Richardson by to amend the budget and allocate \$25,000 in both FY 2018-19 and FY 2019-2020 to support mental health training, programing, and outreach to Ypsilanti youths for currently existing 501©3.

Mayor Edmonds suggested a mini grant application for currently existing 501©3s in the community currently serving the youth in this community. She sees this as a roll the city can play regarding mental health.

Council Member Bashert asked if the city currently, or has ever offered mini grants like this proposed grant. Council Member Richardson responded many years ago, but not very common. Council Member Murdock added many years ago the city allocated funds to various organizations.

On a roll call, the vote to amend Resolution No. 2018-152 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	No		

VOTE:

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

Council Member Murdock stated his an issue with the Public Safety Fund still being listed in the budget. Ms. Uy clarified the fund was eliminated, but the difference is the Penn Dam removal project is included in an account in the General Fund.

Mayor Edmonds asked for estimates for restroom renovations in city parks, included costs for temporary facilities. Mr. McClary responded DPS is still seeking estimates. Ms. Edmonds stated the time is now to find temporary solutions.

Council Member Murdock stated park restrooms go beyond just repairs, the city needs to find solutions on how to monitor them to keep them in workable condition. Mr. McClary replied once estimates are received they will be brought to Council, along with possible monitoring strategies.

Mayor Edmonds asked if there is an estimated timeline for having working facilities in the parks. Mr. McClary asked how quickly the city can receive price quotes for restroom repairs. Mr. Kirton responded it will take time to provide accurate estimates. Ms. Edmonds asked how much it would cost for temporary facilities. Council Member Murdock stated the city is paying \$150 a month for port-a-johns at Prospect Park. Mr. McClary replied staff will set that up as soon as possible.

Council Member Bashert stated she would like to see additional picnic tables in the park, and the tables at Recreation Park replaced.

Council Member Richardson asked what exactly has been budgeted for furniture replacement. Mr. McClary replied \$70,000 for technology upgrades and furnishings. The furnishings will cost roughly \$17,000. Mayor Edmonds stated the County has budget around \$1 million to refurbish the Board of Commissioners Chambers.

On a roll call, the vote to approve Resolution No. 2018-152 was as follows:

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

VOTE:

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

3. Resolution No. 2018-151, approving Ordinance 1311, an ordinance entitled, "An Ordinance to Amend Budget Appropriations by Department and Major Organizational Unit for FY 2017-2018". ***(Second Reading)***

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

OFFERED BY: Council Member Robb

SECONDED BY: Council Member Bashert

On a roll call, the vote to approve Resolution No. 2018-151 was as follows:

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

VOTE:

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

4. Resolution No. 2018-153, approving contract with Rehmann Robson for professional and auditing services

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti Council under the Ypsilanti City Code requires a change in auditing firm after a five-year continuous annual auditing of the City; and

WHEREAS, the City posted on March 13, 2018, a Requests for Proposals for Professional Services to conduct the annual audit for years ending on June 30, 2018 through June 30, 2020 was posted at www.bidnetdirect.com/mitn; and

WHEREAS, six bids were received and after review and evaluation of proposals, reference checks, and audit fees, the bids submitted by Rehmann Robson (\$101,650) for audit, and Clark, Schaefer, Hackett (\$15,000) for CAFR assistance are the best qualified to serve and meet the City needs, and it meets the best interest of the City; and

WHEREAS, Rehmann Robson's three-year contract includes audit of the City's comprehensive annual financial report including primary government and component units, audit of the City of Ypsilanti Fire and Police Retirement System including issuance of separate report on the system. Also, if required, compliance audit of the City's federal program in accordance with the Federal Single Audit Act and the Uniform Guidance if needed, required communication with those charged with governance, and advice and assistance with the implementation of new accounting and auditing standards, as applicable to the City; and

WHEREAS, Clark, Schaefer, Hackett three-year contract includes assistance in the preparation of comprehensive annual financial reports for submission to Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting; and

NOW BE IT HEREBY RESOLVED that the Ypsilanti City Council approve a three-year contract with Rehmann Robson in the amount of \$101,650 for Professional Auditing Services beginning with fiscal year ending June 30, 2018, through June 30, 2020; and approve a three-year contract with Clark, Schaefer, Hackett in the amount of \$15,000 for CAFR Assistance Service beginning with fiscal year ending June 30, 2018, through June 30, 2020.

OFFERED BY: Council Member Richardson

SECONDED BY: Council Member Bashert

Ms. Uy provided a synopsis to why this is being submitted for approval.

Mayor Edmonds asked if the consideration follow the local procurement policy. Ms. Uy responded the Request for Proposals (RFP) was created by the Attorney's Office. City Attorney John Barr responded it is addressed in the addendum. Ms. Edmonds stated the local preference law is supposed to provide extra points to companies that have employees living in the city. Mr. Barr replied he cannot answer if that protocol was followed in this process. Ms. Edmonds stated this brings up an issue that the Procurement Ordinance is not being followed. Mr. McClary asked if any of the bidding companies are local. Ms. Uy responded the closest bidder is located in Ann Arbor. Most of the bidding companies are over twenty miles away.

On a roll call, the vote to approve Resolution No. 2018-153 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. 2018-154, approving sponsorship request for the 2018 Heritage Festival

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti adopted a Special Events Policy, and pursuant to the policy, the City may co-sponsor an event if it is of general interest to the public and advances the City's public image; and

WHEREAS, this year the Heritage Festival will take place August 24-26 in Riverside Park; and

WHEREAS, the Heritage Festival is requesting that the City be a co-sponsor of the 2018 Festival; and

WHEREAS, City Council agrees that becoming a co-sponsor of the 2018 Ypsilanti Heritage Festival would be in the general interest of the public and advance the City's public image.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council approves the request to be a sponsor of the 2018 Heritage Festival in the amount of \$3,000 to be deducted from city fees.

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

Mayor Edmonds stated the resolution put before Council included a blank for amount and Council Member Murdock has inserted "\$3,000 to be deducted from city fees". Council Member Murdock explained that was the determination of Council two years ago, and as he understands is being requested this year.

Council Member Richardson asked if Council is willing to make the same contribution to the Joe Dulin Festival at Parkridge Park. Council Member Murdock responded the festival would need to submit a request to Council.

Council Member Bashert stated the amount is appropriate, but asked if there are not festival activities on Cross Street the street should not be closed.

Mayor Edmonds stated there is not a representative from the festival in attendance, and her support for this resolution will be based on answers to questions she has. She asked if the festival is going to continue its practice of banning teenagers. Council Member Bashert agreed.

Council Member Murdock withdrew his motion.

Council Member Bashert withdrew her second.

Mayor Edmonds stated she has spoken with community members that would like to be a part of the festival such as Native American groups.

Council Member Bashert stated there is no recreation from community youths to do in the city. To have the largest festival of the year exclude youth furthers that issue. Mr. McClary asked if Council would like a representative to be present during the next meeting to address Council. Ms. Bashert responded in the affirmative. Mayor Edmonds responded Council would need a simple yes or no answer to if the festival's policy regarding youth is going to be continued this year.

Mr. McClary asked if Council agrees to sponsor the event and reduce permit fees would that require a service agreement. Mr. Barr responded the festival committee would need to submit a permit application to the city, the city then would approve or deny the application. This resolution would reduce fees by \$3,000, if approved. He explained the permit application delineates what the festival can and cannot do, and would not require an additional service agreement.

Mayor Edmonds stated to exclude young people from the festival would be a violation of the city's Non-discrimination Ordinance. Council Member Robb replied young people are not excluded from the festival, they only need to be accompanied by an adult. Mr. Barr responded as he understands the festival's policy on youth is a response to an incident that occurred a couple of years ago, he would need to examine their policy prior to providing a determination.

Council Member Richardson stated the policy would deter a number of young people from attending the festival because they do not have an adult to accompany them. She added there are a number of excellent kids in Ypsilanti, they need to be able to attend a festival as a group and not be excluded. A group should not be judged by a couple of individuals that do ugly things. Mr. Robb stated if the city wants this practice to be stopped the city needs to amend its policy. The city allows groups to rent city parks, and Council gets upset when the renters do certain things. Ms. Edmonds responded she would support that policy change.

6. Resolution No. 2018-155, authorizing the City Treasurer to levy and assess unpaid special assessments on the July 2018 tax roll

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That, the City Treasurer be authorized to levy and assess on the July 2018 tax roll the attached listing of unpaid bills totaling \$22,448.56.

OFFERED BY: Council Member Bashert

SECONDED BY: Mayor Pro-Tem Brown

On a roll call, the vote to approve Resolution No. 2018-155 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

7. Resolution No. 2018-156, approving Sub-recipient Agreement with Washtenaw County Community Development Block Grant Program (CDBG) for Public Facility Improvements

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Washtenaw County administers CDBG funds received through the United States Department of Housing and Urban Development's (HUD) Community Development Block Grant Entitlement Communities Grant (CDBG); and

WHEREAS, the City of Ypsilanti is a member of the Washtenaw County, Urban County Program; and

WHEREAS, the Urban County Program disperses Community Development Block Grant (CDBG) funding to participating members; and

WHEREAS, the 2017 Urban County CDBG Funding includes funds for Public Facility Improvement Projects, including funds to install ADA compliant sidewalk ramps in various location within the City limits; and

WHEREAS, it is necessary to enter into a subrecipient agreement with the Washtenaw County Community Development Block Grant Program to receive the funds to install ADA compliant ramps.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the subrecipient agreement with the Washtenaw County Community Development Block Grant Program for the amount of \$50,000.00.

FURTHER, that the Mayor and City Clerk are authorized to sign this agreement, subject to approval by the City Attorney.

OFFERED BY: Mayor Pro-Tem Brown
SECONDED BY: Council Member Bashert

Council Member Murdock asked if this is a prevailing wage job since it uses federal funds. Mr. Kirton responded in the affirmative. Mr. Murdock stated the attachment includes the ramps the city is hoping to due, assuming the funds are sufficient. Mr. Kirton responded in the affirmative. Mr. Murdock asked if the ramp program will include more than the fifty listed. Mr. Kirton responded in the affirmative.

On a roll call, the vote to approve Resolution No. 2018-156 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

8. Resolution No. 2018-157, approving 2018-2019 fee schedule

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the attached fee schedule is adopted pursuant to the Ypsilanti City Code, and the following fees relating to various sections of the City Code and activities of the City are hereby established, and the various City Departments are authorized to charge and collect such fees effective immediately.

OFFERED BY: Council Member Robb
SECONDED BY: Mayor Pro-Tem Brown

On a roll call, the vote to approve Resolution No. 2018-157 was as follows:

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

VOTE:

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

9. Resolution No. 2018-158, directing staff to release the Request for Proposals (RFP) for the development of a universal access play scape at 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 playground at Riverside Park; and

WHEREAS, the Riverside Park Playground is contained within the City of Ypsilanti Parks Master Plan; and

WHEREAS, the city has obtained funding of 125,000 from Washtenaw County Urban County and \$60,000 from Washtenaw County Parks and Recreation Commission.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council directs staff to release the Request for Proposals for the development of a universal access play scape at Riverside Park.

OFFERED BY: Council Member Bashert

SECONDED BY: Mayor Pro-Tem Brown

Interim Economic Development Director Joe Meyers provided a synopsis to why this has been submitted for approval.

Council Member Bashert stated there has been an interest among Council to name the playground after Liz Dahl MacGregor, who was a major partner in moving this initiative forward.

On a roll call, the vote to approve Resolution No. 2018-158 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

10. Discussion - Frog Island Parking Improvement Design

Mr. Meyers provided a synopsis of the Frog Island Improvement Design.

Mayor Edmonds asked the difference between the two estimates provided to Council. Mr. Meyers replied one estimate includes a complete reconstruction of the parking lot and the second was a mill and overlay.

Council Member Murdock asked when a public hearing will be scheduled for the design of the parking lot. Mayor Edmonds responded staff's intent is to get the blessing of Council prior to scheduling a public hearing. Mr. Meyers added staff does not want to set unrealistic expectations to the public.

Council Member Bashert asked why only ten spaces were added as a result of the recycling center. Mr. Meyers replied because of the turn radius needed for parking. City Planner Bonnie Wessler added the design created is for a parking lot that actual will function properly. The north end of the lot does not function the way it should, based on modern standards. Currently, the lot allows a driver to back into a roadway, which is a safety concern, this would eliminate that practice.

Council Member Murdock asked what the plan is for a walkway up Rice St, currently it ends at the Freighthouse. Ms. Wessler replied Rice does not have a walkway now, nor is there a connection on Forest. The design is a slight improvement being that there is crosswalk being proposed at the south end of the parking lot. Otherwise people would need to use the Border to Border Trail if they do not feel comfortable walking in the parking lot. Mayor Edmonds stated it seems like a walk, or ramp to the Border to Border Trail would be needed and does not appear to be included. Ms. Wessler replied that is one of the fine tuning pieces that would need to be completed in the final design.

Council Member Murdock asked what the proposed lighting is for the parking lot. Mr. Meyers replied that is not a part of this design. Mr. Murdock responded the lot will need a plan for lighting at some point. Mr. Meyers responded in the affirmative.

Council Member Murdock asked if the train stop could be accounted for this proposal. Mr. Meyers responded in the affirmative.

11. Resolution No. 2018-149, approving resident appointments to boards and commissions.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

<u>NAME</u>	<u>BOARD</u>	<u>EXPIRATION</u>
Julia Bayha 401 W. Michigan Ave #614 Ypsilanti, MI 48197 (Reappointment)	Sustainability Commission	5/1/2021
Avonte Browning – Youth Member 940 W. Michigan #5 Ypsilanti, MI 48197 (New Appointment)	Human Relations Commission	7/1/2019
Josie Hicks 605 Hoyt Hall Ypsilanti, MI 48197 (New appointment)	Human Relations Commission	7/1/2021

OFFERED BY: Mayor Pro-Tem Brown
SECONDED BY: Council Member Murdock

Council Member Bashert stated she removed this from the Consent Agenda because she would like the appointment of Josie Hicks removed from the resolution. She does not feel the commission needs another young white member.

Council Member Bashert moved, seconded by Council Member Richardson to remove the appointment of Josie Hicks to Boards and Commission.

Mayor Edmonds explained Ms. Hicks was recommended by someone on the Commission as a person with the potential to calm and even the commission. Council Member Bashert responded that is good to know, and a concern of hers for that commission.

Council Member Bashert withdrew her motion.

Council Member Richardson withdrew her second.

Council Member Bashert stated the commissions are exceedingly becoming unrepresentative of Ypsilanti. She asked Council to take its time with nominations and appointments. Mayor Edmonds stated she would be happy to talk about that more at another time. She explained she has specifically made appointments to try and balance commissions. Ms. Bashert replied it is not her attempt to be critical of nominations, boards and commissions have been fuller than they have been in some time. Now that membership is at this level nominations should be more carefully thought out.

On a roll call, the vote to approve Resolution No. 2018-149 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

12. Resolution No. 2018-149A, approving non-resident appointments to boards and commissions.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

<u>NAME</u>	<u>BOARD</u>	<u>EXPIRATION</u>
Jessica French 2339 South Circle Dr. Ann Arbor, MI 48103 (Reappointment)	Downtown Development Authority	7/7/2021
Mark Teachout 974 Prospect Rd. Ypsilanti, MI 48197 (Reappointment)	Downtown Development Authority	7/7/2021

OFFERED BY: Mayor Pro-Tem Brown
SECONDED BY: Council Member Bashert

On a roll call, the vote to approve Resolution No. 2018-149A was as follows:

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

VOTE:

YES: 4 NO: 2 (Robb, Murdock) ABSENT: 1 (Vogt) VOTE: Failed

13. Resolution No. 2018-160, approving Ordinance 1309 to Rezone 720 Norris, and the west 65' of 715 N River, 717 N. River, 719 N. River, 721 N. River, 723 N. River and 725 N. River to GC-General Corridor.
(Second Reading)

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, an application has been made to rezone 720 Norris and a portion of certain North River St. parcels from NC and CN-Mid to GC; and

Whereas, a guiding value of the adopted Master Plan is "Ypsilanti is a good place to do business, especially the green and creative kind;" and

Whereas, the Planning Commission has reviewed the application for rezoning and recommended approval.

Now therefore be it resolved that the Ypsilanti City Council adopt the ordinance entitled "Norris and North River rezoning" on Second and Final Reading.

OFFERED BY: Mayor Pro-Tem Brown

SECONDED BY: Council Member Murdock

Council Member Robb stated he removed this from the Consent Agenda because he would like to vote no based on discussion with neighbors of the business. Council Member Richardson asked if neighbors were not in favor of this proposed rezoning. Mr. Robb responded in the affirmative.

On a roll call, the vote to approve Resolution No. 2018-160 was as follows:

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

VOTE:

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

XIV. LIAISON REPORTS –

- A. SEMCOG Update – Meeting is scheduled for June 28th.
- B. Washtenaw Area Transportation Study – Meeting is scheduled for June 20th.
- C. Urban County – Mayor Edmonds stated the final allocations from HUD were larger than expected.
- D. Ypsilanti Downtown Development Authority – Mayor Edmonds stated the DDA has been a well-functioning body and it is a shame to not have the Chair and Vice-Chair reappointed.
- E. Eastern Washtenaw Safety Alliance - None
- F. Friends of Rutherford Pool - None
- G. Housing Equity Leadership Team - None

XV. COUNCIL PROPOSED BUSINESS –

Robb

— Asked if a meeting has been scheduled to perform the evaluation of the City Manager.

Mayor Edmonds responded the evaluation will be held during the July 17th meeting. Council Member Robb asked when Council will receive the summary. Ms. Edmonds responded a week prior to the meeting.

Murdock

- Stated it appears the contracted negotiations for the bargaining units is moving very slowly. He asked is there anything Council could do to assist in the process.

Mr. McClary responded he does not believe so, he thought the city had reached an agreement with AFSCME but it was voted down. The city has met with POAM to begin negotiations for that bargaining unit contract that expires at the end of this year. The first session was positive. He is not optimistic a contract will be negotiated soon with the IAFF.

- He thought the OHM contract for the train stop would have been on this agenda.

Mr. McClary replied he is still waiting on OHM and anticipates it will be on the July 17th agenda. Council Member Murdock replied Council could have approved a resolution tonight. Mayor Edmonds asked what the resolution would be for. Mr. Murdock replied to approve a contract. Ms. Edmonds responded the city has not received a contract to approve.

- He asked why the transfer of the parking lot from EMU was not on this agenda.

Mr. Barr responded the contract is being held up by EMU.

- He asked what is happening with the Huron and Hamilton road diet.

Mr. Meyers responded that item will be on the next agenda in July.

- He asked the status of the 220 N. Park development.

Mr. Meyers responded staff has been working with the Attorney's Office to put together a proper agreement. The developer is now working to review that agreement and staff hopes to hear back soon.

Council Member Robb moved, seconded by Mayor Pro-Tem Brown to extend the meeting until 10:30 p.m.

On a voice vote, the motion carried, and the meeting was extended. Mayor Pro-Tem Brown and Council Member Bashert dissented.

- Stated the Road Program Committee does not look like it will meet again until July, he is worried about the timing and would hate for it to affect possible future projects.

- He asked about the status of the Water Street Border to Border Trail.

Mr. Meyers responded the final testing has been completed and the stone has been ordered. Once the stone is laid the Department of Environmental Quality will determine if the city is in compliance with the Due Care Plan. Once that occurs the city will receive a Certificate of Completion and will be able to open the trail. Mr. McClary asked when the stone will be installed. Mr. Meyers responded hopefully within two weeks.

- He asked about the alley behind Huron, and the concrete blocks.

Mr. McClary responded he does not have any additional information, but he does believe the concrete blocks were installed by an owner of one of the buildings, which appear to be on her property. Council Member Murdock stated he is baffled being that the city owns the alley. Mr. McClary replied the owner of the building owns the middle of the alley. Mr. Murdock stated there are things in the alley that should not be there. Mr. McClary stated the structures in the alleyway are fire escapes for that building. He can't imagine Council will give a directive to remove the fire escapes.

Richardson

- She believes it is time for the city to discuss with Mlive about their reporting of this city and the YCS graduation.
- She mentioned this is Juneteenth which is a day to celebrate the emancipation of the slaves.
- She asked for an itemized list of the furniture that will be purchased from the allocated funds in the budget.

Brown

- Stated she was asked to participate in a trauma summit in Wayne County. At that summit she was asked to introduce Brian Stevenson, and to highlight Ypsilanti and Washtenaw County. The audience of the summit will be elected officials and other public service providers.

XVI. COMMUNICATIONS FROM THE MAYOR –

- Discussion on scheduling Community Benefits Ordinance (CBO) Work Session

XVII. COMMUNICATIONS FROM THE CITY MANAGER –

- Stated he will be on vacation from June 21st until July 2nd.
- He provided an update on the collective bargaining negotiations.
- The Emerick Street resurfacing agreement has been approved.
- He provided an update regarding the meeting with the Township to use their recycling center, and the discussion was very positive.
- The DPS Director followed up with MDOT regarding the Harriet and Hamilton intersection, and was directed to solicit price quotes for repairs.

Council Member Murdock asked for a similar request for the Hamilton and Cross intersection.

- He noted the DPS Director will solicit quotes for repairs to the restrooms in the city parks.

Mayor Edmonds asked that Port-s-Johns be installed as quickly as possible.

XVIII. COMMUNICATIONS –

- Sustainability Commission resolution adopting 2018 goals

Nomination:

Planning Commission

Jelani McGadney - (replacing Liz Dahl MacGregor) Exp. – 5/1/2020

XX. AUDIENCE PARTICIPATION –

1. Sue Melke, 330 Chidester #409, asked what is going on the apartment building on Washington that burnt down. She thanked Council for discussing the age discrimination that occurs at the Heritage Festival. She asked if the Border to Border Trail would be contaminated by the recycling center. She said REDY is not the only organization that has opinions on the development of a community benefits ordinance.

XXI. REMARKS FROM THE MAYOR –

XXII. ADJOURNMENT –

Resolution No. 2018-159, 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: Mayor Pro-Tem Brown
SECONDED BY: Council Member Bashert

On a voice vote, the motion carried, and the meeting adjourned at 10:15 a.m.



Resolution No. 2018 – 168
July 17, 2018

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>
Jelani McGadney (replacing Liz Dahl MacGregor) 221 N. Normal, #A1 Ypsilanti, MI 48197	Planning Commission	5/1/2020

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



Resolution 2018-169
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That Ordinance No. 1314, "An ordinance to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties" be approved on Second and Final Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1314**

AN ORDINANCE TO AMEND CHAPTER 50 OF THE YPSILANTI CITY CODE, ENTITLED “FIRE PREVENTION AND PROTECTION,” BY AMENDING ARTICLE II, “FIRE PREVENTION CODE,” SECTION 50-31 TO ADOPT THE 2018 EDITION OF THE NFPA 1, FIRE CODE, SECTION 50-32 TO UPDATE THE CONFLICT PROVISIONS; SECTION 50-33 TO MAKE ADDITIONS, INSERTIONS, AND CHANGES TO NFPA 1, FIRE CODE, 2018 EDITION, AND SECTION 50-34 TO PROVIDE FOR PENALTIES.

THE CITY OF YPSILANTI HEREBY ORDAINS:

Section 1: Amendments, additions, and deletions to the Code of Ordinances, City of Ypsilanti, Michigan.

That Chapter 50, “Fire Prevention and Protection,” of the Ypsilanti City Code, Article II, “Fire Prevention Code,” Section 50-31, “Adoption of code,” is hereby amended as follows:

Sec. 50-31. - Adoption of code.

There is hereby adopted by the city the NFPA 1, ~~Uniform~~ Fire Code, 2018 ~~2006~~ Edition, and documents adopted by [Chapter 2](#) and each and all of the regulations, provisions, penalties, conditions and terms of the NFPA 1, ~~Uniform~~ Fire Code, 2018 ~~2006~~ Edition are hereby referred to, adopted and made a part hereof, as if fully set out in this section with the additions, insertions, deletions and changes, if any prescribed in section 50-~~33~~36. Three copies of the NFPA 1, ~~Uniform~~ Fire Code, 2018 ~~2006~~ Edition, will be on file in the office of the city fire department, the City Clerk’s office, and the city building department and shall be appropriately marked and designated as such. In addition, a link to the NFPA 1, Fire Code 2018 Edition and other pertaining adopted NFPA codes will be made available on the City’s website.

That Chapter 50, “Fire Prevention and Protection,” of the Ypsilanti City Code, Article II, “Fire Prevention Code,” Section 50-32, “Conflicts,” is hereby amended as follows:

Sec. 50-32. - Conflicts.

In the event of a conflict between the ordinance from which this section was derived and the Fire Prevention Code, the Building Code, or Property Maintenance Code, the aforementioned codes will govern to the extent that the ordinance from which this section was derived is preempted in its application. Additionally, for as long as the ~~1997~~ NFPA rules are the rules adopted by the state, the ~~1997~~ state adopted NFPA edition rules govern where the ordinance from which this section was derived and the ~~1997~~ state adopted NFPA edition rules conflict.

That Chapter 50, “Fire Prevention and Protection,” of the Ypsilanti City Code, Article II, “Fire Prevention Code,” Section 50-33, “Additions, insertions, and changes,” is hereby amended as follows:

Sec. 50-33. - Additions, insertions, and changes.

The NFPA 1, ~~Uniform~~ Fire Code, 2018 ~~2006~~ Edition is amended and changed in the following respects:

Section 1.10.1, page 1-15. Delete section and replace with:

Section 1.10.1. Establishment of Fire Code Board of Appeals. The Washtenaw County Construction Board of Appeals is designated as the Fire Code Board of Appeals for the city. Any person affected by any notice or order given by the City of Ypsilanti Fire Department pursuant to the Fire Prevention Code adopted by the City of Ypsilanti may request an appeal to the Washtenaw County Construction Board of Appeals.

Section 1.10.1.1.1, page 1-15. This section is deleted.

Section 1.10.1.1.2, page 1-15. This section is deleted.

Section 1.10.1.1.2.1, page 1-15. This section is deleted.

Section 1.10.1.1.3, page 1-15. This section is deleted.

Section 1.10.1.1.4, page 1-15. This section is deleted.

Section 1.10.1.1.5, page 1-15. This section is deleted.

Section 1.10.1.1.5.1, page 1-15. This section is deleted.

Section 1.10.1.1.5.2, page 1-15. This section is deleted.

Section 1.10.1.1.5.3, page 1-15. This section is deleted.

Section 1.10.1.1.6, page 1-15. This section is deleted.

Section 1.10.1.1.7, page 1-15. This section is deleted.

Section 1.10.1.1.8, page 1-15. This section is deleted.

Section 1.10.5.1, page 1-16. This section is deleted.

Section 1.10.5.2, page 1-16. This section is deleted.

Section 1.10.5.3, page 1-16. This section is deleted.

Section 1.10.5.4, page 1-16. This section is deleted.

Section 1.10.5.5, page 1-16. This section is deleted.

Section 1.13 Certificates of Fitness, pages 1-21 to 1-2322, line 4. Change "Certificates of Fitness" to read "Certificates of Occupancy" in the title and all further references to "Certificate of Fitness" found in sub-sections of Section 1.131.13.1, 1.13.2, 1.13.3, 1.13.4, 1.13.5.1, 1.13.5.2, 1.13.5.3, 1.13.5.4, 1.13.6, 1.13.7, 1.13.8, 1.13.9, 1.13.10 and (1), (3), (4), 1.13.11, 1.13.12.1, and 1.13.12.3 change to "Certificate of Occupancy."

Section 2.2, page 1-25. Change "NFPA 101®, Life Safety Code®, 2018 edition" to "NFPA 101, Life Safety Code, 2018 edition excepting Chapters 12, 14, 16, 18, 22, 28, 30, 32, 36, and 38 pertaining to new occupancies or construction as those are regulated by the International Building Code."

Section 10.10.1, page 1-66. 10.1.5, page 1-54. Delete section and replace with:

Section 10.10.1 10.1.5 Open source fires or open Burnings. Open source fires or open burnings are prohibited within the city except where specifically permitted as follows:

A. No person may kindle, authorize or maintain a rubbish fire or bonfire on public or private land or on any street or alleyway.

B. The burning of leaves, trees, logs, brush or stumps is prohibited.

C. ~~Cooking fires using solid fuel such as charcoal, wood and wood like materials, are prohibited on balconies or covered patios or within 10 feet of any structure. Gas fired cooking units such as propane grills are permitted.~~

D. ~~Use of an outdoor fireplace equipped with a spark arrester is permitted if it complies with the following:~~

~~1. The outdoor fireplace must be used in accordance with the manufacturer's recommendations;~~

~~2. The fireplace is not located within 25 feet of any structure; and~~

~~3. The fireplace is maintained in good condition.~~

E. ~~Barbecues, outdoor fireplaces, and grills may not be used for the disposal of rubbish, trash, or combustibles.~~

F. ~~Any burning~~ Burning that is offensive or objectionable because of smoke or odor emission must be extinguished immediately. The Fire Department is authorized to order the extinguishment of illegal open burning or fires and any burning or fires creating a hazard.

G. The use of sky lanterns is prohibited. For the purposes of this subsection, a sky lantern means any airborne paper lantern, also known as Kongming Lantern or Chinese lantern, sky candle, or fire balloon which is constructed from oiled rice paper on a bamboo frame, and contains a small candle or fuel cell composed of a waxy flammable

~~material, which when lit, the flame heats up the air inside the lantern, thus lowering its density and causing the lantern to rise into the air, or any similar device.~~

D. H. The following fires are approved:

1. Small cooking fire contained in a vessel designed for that use so long as it complies with the subsections above.
2. Outdoor fireplaces that comply with the subsections above.
3. Salamanders or other devices used for heating construction or other workers so long as no nuisance is created.
4. Controlled wild fire burns may be allowed by the Fire Marshall when this action is necessary to protect rare plants dependent on fire for seed production.
5. Open fire for recognized ceremonial purpose only may be permitted after obtaining approval from the Fire Official subject to the following:
 - a. The fire must be constantly attended; and
 - b. A garden hose, fire extinguisher or other approved fire extinguishing equipment must be available for immediate use.
6. Small fires used by municipal firefighters for training purposes.

E.I. Fees. Persons who cause the fire department to respond due to a violation of this section are responsible for the Fire Department's costs and expenses as set forth in [Chapter 38](#) "Emergency Services," Article III "Recovery of certain emergency response costs," Division 4 "Incidents involving the response of the Fire Department."

Section 10.13 Seasonal and Vacant Buildings and Premises, page 1-6858. Delete sections 10.12.143.1 through 10.12.313.3 and replace with a reference stating "See Ypsilanti City Code, [Chapter 18](#), Article VI, Division 5, Vacant Buildings."

Section 13.7.1.13.6* Annunciation Zoning, page 1-134. Add a new subsection 13.7.1.13.6.4 that reads as follows:

Section 13.7.1.13.6.4 The geographical location for each zone and/or initiating device shall be worded in a fashion that easily identifies the precise location of the triggering device. For large structures, a reference map or sketch placed by the annunciating panel may be required.

Section 18.6 Fire Department Connections (FDC), page 1-223. Add a new Section 18.6 Fire Department Connections (FDC) that reads as follows:

Section 18.6 Fire Department Connections (FDC). Fire Department Connections (FDC) shall comply with the following:

- A. Fire Department connections shall be located not more than 100 feet from a fire hydrant connected to an approved water supply unless approved by the authority having jurisdiction.
- B. Fire Department connections shall be located between 18 and 48 from ground level.
- C. Fire Department connections shall be 4 inch storz.
- D. Each Fire Department connection to a sprinkle system shall be designated by a sign having raised or engraved letters at least 1 inch (25.4 mm) in height on plate or fitting reading service design, for example, AUTOSKR., OPEN SPKR., AND STANDPIPE.
- E. When several Fire Department connections exist, a sign shall indicate which area(s) each connection feeds.

That Chapter 50, "Fire Prevention and Protection," of the Ypsilanti City Code, Article II, "Fire Prevention Code," Section 50-34, "Penalties," is hereby amended as follows:

Sec. 50-34. - Penalties.

Any person who violates any of the provisions of the following sections of this Code, sections ~~1.7.8; 1.7.9; 1.7.10; 1.8; 1.8.1; 1.8.2; 1.8.3; 1.8.4; 1.8.5; 4.1.5; 4.1.5.1; 4.1.5.2; 10.1.4; 10.1.5; 10.4; 10.4.1; 10.4.2; 10.5; 10.5.1; 10.5.2; 10.6.1; 10.6.1.2; 10.6.1.3; 10.6.4; 10.7; 10.7.1; 10.7.2; 10.7.3; 10.7.4; 10.8; 10.8.1; 10.8.2; 10.8.3; 10.14.11.4; 10.14.11.4.1; 10.14.11.4.2; 10.15.11.13; 10.15.11.13.1; 10.15.11.13.2; 17.3; 17.3.1; 17.3.2; 17.3.3; 17.3.3.1; 17.3.3.2; 17.3.3.3; 17.3.4.4; 19.1; 19.1.1; 19.1.2; 19.1.3; 19.1.4; 19.1.5; 20.1.4.3; 20.1.4.3.1; 20.1.5.3; 20.1.5.3.1; 24.1; 24.1.1; 24.1.2; 24.2;~~ or standard hereby adopted for those sections or who fail to comply with any order made thereunder; or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder; or failed to operate in accordance with any certificate or permit issued thereunder; and from which no appeal has been taken; or who shall fail to comply with such an order within the time fixed herein, shall severally for each and every such violation and noncompliance, respectively, be guilty of misdemeanor, punishable by a fine of not less than \$100.00 nor more than \$500.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified the application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions. Each day that prohibited conditions are maintained shall constitute a separate offense.

Any person who shall violate any provision of all other sections of this Code or standard hereby adopted or fail to comply therewith; or who shall violate or fail to comply with any order made thereunder; or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder; or failed to operate in accordance with any certificate or permit issued thereunder; and from which no appeal has been taken; or who shall fail to comply with such an order within the time fixed herein, shall severally for each and every such violation and noncompliance, respectively, be guilty of a blight violation, subject to payment of a civil fine as set forth in [section 71-73](#). Repeat offenses under this chapter shall be subject to increased fines as set forth in [section 71-73](#). The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified the application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions. Each day that prohibited conditions are maintained shall constitute a separate offense.

2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not effect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance.

3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the extent of such inconsistencies, hereby repealed.

4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

5. Copies to be available. Copies of the Ordinance are available at the office of the city clerk for inspection by, and distribution to, the public during normal office hours.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____
DAY OF _____, 2018.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published according to Section 11.13 of the City Charter on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



REQUEST FOR LEGISLATION
July 17, 2018

From: Stan Kirton, Public Services Director

Subject: Contract with Saladino Construction Co. for Sidewalk Ramp Replacement Program

SUMMARY & BACKGROUND:

To comply with the consent judgment handed down in the Ann Arbor Center for Independent Living vs. the City of Ypsilanti, the City along with Orchard Hiltz and McCliment, Inc. has developed the Sidewalk Ramp Replacement Program. The program began in September of 2008 and continues annually.

The 2018 Sidewalk Ramp Replacement Program will include the removal and replacement of approximately 1,400 square ft. of ADA sidewalk ramps and associated work throughout the City.

Two (2) sealed bids (see attached bid tabulation) were received by the June 28, 2018 deadline and publicly opened by the Deputy City Clerk. The bid was reviewed for compliance with the City's advertised specifications, including ordinance requirements and bond requirements.

City Staff and OHM recommend that the City Council award the 2018 Sidewalk Ramp Replacement Program Contract to Saladino Construction Co., Inc., 3303 N. territorial Road, Ann Arbor, MI 48106 for the amount of \$85,000.00.

Attachments: Resolution, Bid Tabulation, OHM Letter

Recommended Action: Approval

Date Received: July 11, 2018 Agenda Item No.: Res. No. 2018-174

For Agenda of July 17, 2018

City Manager Comments: _____

Finance Director Approval: _____

Council Action Taken: _____



Resolution No. 2018 - 174
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, bids were duly advertised for The Sidewalk Ramp Replacement Program; and

Whereas, two (2) bid was publicly opened on Thursday, June 28, 2018 at 2:00 p.m. and reviewed for compliance with bidding qualifications and project specifications; and

WHEREAS, the bid submitted by Saladino Construction Co., Inc., 3303 N. Territorial Road, Ann Arbor, MI 48106, best meets the project specifications and qualifications and is in the best interests of the City; and

WHEREAS, 2017 Community Development Block Grant Funds have been allocated for the Sidewalk Ramp Replacement Program;

Now Therefore Be It Resolved That the City awards the bid to Saladino Construction Co., Inc. in the amount of \$85,000.00 for the construction of ADA sidewalk ramps throughout the City during the 2018 construction season; and

THAT the Mayor and City Clerk are authorized to sign the necessary contract documents, subject to approval by the City Attorney, to facilitate the completion of this work.

FURTHER, that the City Manager is authorized to sign change orders for additional ramp repairs subject to the approval by the City Attorney.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

Tabulation for Bids Received in June 2018**2018 CDBG Ramps****City of Ypsilanti, Washtenaw County, State of Michigan****OHM Job No: 0094-18-0060**

Saladino Construction Co., Inc.

3303 North Territorial Rd. W

Ann Arbor, MI 48105

Phone: 734-665-5913

JB Contractors Inc.

3201 Livernois Ave

Detroit, MI 48210

Phone: 313-995-8301

Item No.	Description	Estimated Quantity	Unit Price	Amount	Unit Price	Amount
1	Mobilization, Max 5%	1 LS	\$ 2,200.00	\$ 2,200.00	\$ 5,000.00	\$ 5,000.00
2	Traffic Control and Maintenance	1 LS	\$ 1,650.00	\$ 1,650.00	\$ 5,000.00	\$ 5,000.00
3	Curb and Gutter, Rem	400 Ft	\$ 12.00	\$ 4,800.00	\$ 15.00	\$ 6,000.00
4	Pavt, Rem	45 Syd	\$ 16.00	\$ 720.00	\$ 78.00	\$ 3,510.00
5	Sidewalk, Rem	445 Syd	\$ 14.00	\$ 6,230.00	\$ 21.00	\$ 9,345.00
6	HMA, 13A, Repair	18 Ton	\$ 200.00	\$ 3,600.00	\$ 500.00	\$ 9,000.00
7	Curb and Gutter, Conc, Det F3	400 Ft	\$ 42.00	\$ 16,800.00	\$ 64.00	\$ 25,600.00
8	Detectable Warning Surface	200 Ft	\$ 45.00	\$ 9,000.00	\$ 40.00	\$ 8,000.00
9	Sidewalk Ramp, Conc, 6 inch	2000 Sft	\$ 8.00	\$ 16,000.00	\$ 10.20	\$ 20,400.00
10	Sidewalk, Conc, 4 inch	2000 Sft	\$ 6.00	\$ 12,000.00	\$ 6.35	\$ 12,700.00
11	Pavt Mrkg, Polyurea, 6 inch, Crosswalk	1200 Ft	\$ 7.00	\$ 8,400.00	\$ 2.40	\$ 2,880.00
12	Surface Restoration	600 Syd	\$ 6.00	\$ 3,600.00	\$ 3.00	\$ 1,800.00
Total Bid Amount				<u>\$ 85,000.00</u>		<u>\$ 109,235.00</u>



REQUEST FOR LEGISLATION
July 17, 2018

From: Stan Kirton, Public Services Director

Subject: Bid Approval for Traffic Signal Work for the Prospect/Maus Intersection Improvements Project

SUMMARY & BACKGROUND:

After an unsuccessful bid letting for the Prospect/Maus Intersection Improvements Project, the City of Ypsilanti has chosen to be the prime contractor for this project. The scope of work for this project includes ADA Improvements, HMA resurfacing, pedestrian signal improvements and restoration.

Bids were solicited by direct mail for the traffic signal improvements specified for this project. Three (3) bids were submitted. J. Ranck Electric, Inc., Mt. Pleasant, MI, submitted a bid in the amount of \$38,125.; Rauhorn Electric, Inc., Macomb, MI, submitted a bid in the amount of \$39,351.; and Severance Electric Co., Inc., Kalamazoo, MI submitted a bid in the amount of \$28,580.

The construction services costs will be expended from account #202-7-9064-975-04. Staff recommends council accept the proposal submitted by, Severance Electric Co., Inc. for the amount of \$28,581.

RECOMMENDED ACTION: Approval

Attachments: Resolution, Bids,

Date Received: July 11, 2018 Agenda Item No.: Res. No. 2018-175

City Manager Comments: _____

For Agenda of July 17, 2018 Finance Director Approval _____

Council Action Taken: _____



Resolution No. 2018 - 175
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Funds have been programmed in the 2018-2019 FY-Budget for Improvements to the Prospect/Maus Intersection; and

WHEREAS, bids were solicited by direct mail for the traffic signal improvements identified for this project; and

WHEREAS, three sealed bids were received and ranged between \$39,351 to \$28,580 and

WHEREAS, Staff recommends accepting the bid submitted by Severance Electric Co., Inc., Kalamazoo, MI for the amount of \$28,580; and

WHEREAS, the construction services will be expended from account number 202-7-9064-975-04; and

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the bid submitted by Severance Electric Co., Inc.; and

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.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



REQUEST FOR LEGISLATION
July 17, 2018

From: Stan Kirton, Public Services Director

Subject: Bid Approval for City Hall Roof Replacement

SUMMARY & BACKGROUND:

Bids were solicited by direct mail to remove and replace the city hall roof including the roof on the elevator shaft room. Three (3) bids were submitted. Morawski's Roofing & Restoration, Milan, MI, submitted a bid to include 1.5" insulation boards in the amount of \$30,300; Neighborhood Roofing, Ann Arbor, MI, submitted a bid in the amount of \$43,000.; and Duke Roofing, Ypsilanti, MI submitted a bid in the amount of \$33,200.

The construction services costs will be expended from account #101-7-2650-818. Staff recommends council accept the proposal submitted by, Morawski's Roofing & Restoration, for the amount of \$30,300.

RECOMMENDED ACTION: Approval

Attachments: Resolution, Bids,

Date Received: July 12, 2018 Agenda Item No.: 2018-183

City Manager Comments: _____

For Agenda of July 17, 2018 Finance Director Approval _____

Council Action Taken: _____



Resolution No.2018 - 183
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the 2017-2018 FY-Budget was amended to add funds to remove and replace the City Hall Roof; and

WHEREAS, bids were solicited for the roof replacement; and

WHEREAS, three bids were received and ranged between \$30,300 to \$43,000;
and

WHEREAS, Staff recommends accepting the bid submitted by Morawski's Roofing & Restoration, Milan, MI for the amount of \$30,300; and

WHEREAS, the construction services will be expended from account number 101-7-2650-818-00; and

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the bid submitted by Morawski's Roofing & Restoration.; and

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.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

MORAWSKI'S

SECOND GENERATION

ROOFING & RESTORATION

Joseph Morawski
Builders License #2101153674
Phone #734-439-ROOF (7663)

ESTIMATE TO:

Name: City of Ypsilanti
Street: 1 S. Howard
City: Ypsilanti
Phone: [REDACTED]

JOSEPH R MORAWSKI SOLE PROP
LGA MORAWSKI SECOND GENERATION ROOFING
7373 ROSSBOLT RD
MILAN, MI 48160

ESTIMATE ADDRESS

Name: City Hall
Street: 1 S. Howard
City: Ypsilanti

csimmons @ cityof ypsilanti

We hereby propose to provide all materials, pull all permits, and perform all the labor necessary for the completion of:

Estimate For:

Upper main flat roof; and Elevator shaft Roof

Remove all existing rubber roofing from parapet walls and all rubber that is pulling loose from existing ISO insulation board.

Install new 1/2" hardboard insulation on all parapet walls from roof line up to concrete ledge to prevent new rubber from pulling loose on walls. Install 1/2" hardboard insulation on the entire roof area. Install new deep in style 4" scum drain in the early scum on the roof deck, and install fast system on the roof area around scum drains.

Fully adhere new Versar rubber roofing up to bonding adhesive to the hardboard insulation on the entire roof area, and on all parapet walls from roof line up to concrete ledge. Terminate perimeter with 1 inch termination bar. Seal all roof penetrations with rubber and rubber flashing.

Seal joints of gutters with rubber flashing (inside only nothing on exterior)

For upgrade to 1" insulation Board add \$2,500.00
For upgrade to 1 1/2" insulation Board add \$2,800.00

Total \$ 27,500.00

Contract Agreement

Our workmanship is guaranteed for 10 years. All materials come with manufacturers warranties. All work described above will be performed in a substantial workman like manner for the sum of: \$ 27,500.00 with a down payment of 50% due at the start of work and material present on job site, balance of the total cost is due upon completion of work.

30,300

Signature

Date

6/6/18

Signature

Date

DUKE ROOFING

6195 CARPENTER ROAD

YPSILANTI MI 48197

FAX 734-434-4952
PHONE 734-434-2957**Estimate**

Date	Estimate #
3/15/2018	00279-18

Name / Address
CITY OF YPSILANTI STAN KIRTON ONE SOUTH HURON ST YPSILANTI, MI 48197 ATTN: Chris Simmons

JOB
New Roof Top Floor

Description	Total
We propose to furnish all labor material equipment and insurance required to complete the installation of a new roof to meet the following specifications. Remove and dispose of the existing EPDM wall flashings from main roof body. Remove and properly dispose of the entire roof system from the elevator penthouse. Install new 1.5" insulation R 8.7 over the entire roof deck. Install New 50 mil Duro Tuff PVC roofing installed per the manufactures mechanically attached system meeting their requirements for their 15 year material and labor warranty. Install new Term bar at the outside edge of the parapet wall and in gutters. Install new 4" edge metal on the parapet wall of the penthouse. Flash all roof penetrations. Install walk pads from roof access door to the roof top equipment. Bid Notes: crane to be parked on Huron St in side lane. To add a 20 year labor and material add the sum of \$1200.00 to the project cost(15 year warranty included in base cost) To install 1" insulation over entire roof deck instead of the proposed 1.5" insulation deduct the sum of \$400.00 R 5.6	33,200.00
THANK YOU FOR YOUR BUSINESS	Total \$33,200.00

Signature _____

NEIGHBORHOOD ROOFING

www.neighborhoodroofing.com

OFFICE AND SHOWROOM

832 Phoenix Drive, Ann Arbor MI 48108

Phone: 734-994-6500

Phone: 734-944-1328

Fax: 734-994-6502

PROPOSAL

City of Ypsilanti 1 S Huron_06-07-18

DATE

ESTIMATE PREPARED BY:

06/07/18

Tom Meadows

PROPOSAL SUBMITTED TO: (Name & Billing Address)

City of Ypsilanti

1 S Huron Ypsilanti MI 48197

csimmons@cityofypsilanti.com

EMAIL

PHONE

734-483-1018

CELL

734-368-1076

WORK TO BE PERFORMED AT:

1 S Huron upper roof areas

S RC P RR
45 NA NA N

SPECIAL ORDER:

BP

WE HEREBY PROPOSE TO FURNISH THE MATERIALS AND PERFORM THE LABOR NECESSARY TO COMPLETE THE INSTALLATION OF THE ROOFING PACKAGE OUTLINED BELOW. Work includes complete clean up of all work areas, disposal of all job related scrap/waste and **NEIGHBORHOOD ROOFING 10 YEAR SERVICE WARRANTY.**

1	Tear off and disposal of existing roofing MEMBRANE ONLY on low sloped/flat section of building. Existing 1.5" ISO to remain in place.	1
2	Inspection of roof deck for weakened areas or rotted wood: Re-nail if needed.	2
3	Replacement of damaged or rotted decking = \$60.00/SHEET	3
	Replacement of damaged or rotted roof boards = \$6.00/LIN. FT.	
4	Install (1) layer of 2" thick isocyanurate (ISO) insulation board over roof deck using factory approved MECHANICALLY FASTENED method. Install 1/4" per foot tapered ISO at drain location. Install 1/2" per foot tapered ISO at saddle locations and high side of curbs. ISO insulation board has a UNITED STATES DEPARTMENT OF ENERGY 5 year aged "R" value of 5.7 per inch (2014)	4
5	Install new solid wood nailer the thickness of the insulation, around perimeter edges. Wood nailer is required to anchor membrane and new edge metal to building.	5
6	Install 60 mil Black EPDM single-ply membrane over ISO insulation board using factory approved FULLY ADHERED method. Extend over edge to provide waterproof edge. Install EPDM walkway protection mat at penthouse door and serviceable sides of RTU.	6
7	Install all 24ga prefinished steel roof edge trim, counter flashings, terminations, flashings and tie-ins as needed. Install 24ga prefinished steel box gutter system at (2) locations. Install 24ga prefinished steel downspouts at (3) locations.	7

60 mil EPDM Total =

\$43,000.00

15 YEAR MATERIAL SYSTEM WARRANTY

10 YEAR LABOR WARRANTY

RELATED WORK & OPTIONS / NOTES / SPECIAL INSTRUCTIONS:

CUSTOMER INITIALS HERE TO ACCEPT ADDITIONS

A Includes Building Permit
B Owner to provide parking lot access for crane and equipment
C
D
E

RESPECTFULLY SUBMITTED BY:

Tom Meadows

DATE:

6/7/18

ROOFING PACKAGE =

All agreements must be secured by a 1/3 deposit

This deposit is used to secure materials and is non-refundable once the job's start date is agreed upon. The balance is due immediately upon substantial completion of the work. Unpaid balances are subject to an 18% annual fee. Credit card transactions will be charged a 3.5% processing fee.

DEPOSIT INFORMATION

OTHER =

TOTAL =

DEPOSIT =

ESTIMATED BALANCE DUE UPON COMPLETION =

Please mail signed contract and deposit check to: Neighborhood Roofing, Inc. 832 Phoenix Dr., Ann Arbor MI 48108

OWNER'S SIGNATURE:

DATE

OWNER'S SIGNATURE:

DATE

Any alteration or deviation from the above specifications involving extra cost(s) will only be executed on written and signed change orders and will become an additional charge over and above this estimate. All agreements are contingent upon adverse weather, acts of God / Nature, strikes, accidents or delays beyond our control. Property owner agrees to carry theft, fire, tornado or any other insurance necessary to protect the property and material. Snow and ice build up that covers the intake or exhaust vents must be removed to help minimize / prevent ice dams that can occur during periods of extended cold or heavy snow fall.



REQUEST FOR LEGISLATION
July 17, 2018

From: Stan Kirton, Public Services Director

Subject: Approval of SAW Grant Scope of Work Proposed by Orchard, Hiltz & McCliment, Inc.

SUMMARY & BACKGROUND:

The City of Ypsilanti with the assistance of OHM, applied for the MDEQ Stormwater, Asset Management, and Wastewater (SAW) Grant Program in 2013. The MDEQ SAW Grant award for the City of Ypsilanti for the amount of \$376,288 along with the City's match of \$41,810 brings the project total to \$418,098.

OHM has submitted a proposal to provide the services outlined in the scope of work in the 2013 grant application to MDEQ. The services are outlined in the attached proposal.

The costs will be expended from account #202-7-9069-975-00, 202-7-9069-818 and 202-7-9069-757-00grant .

Attachments: OHM Proposal

Recommended Action: Approval

Date Received: July 11, 2018 Agenda Item No.: 2018-184

City Manager Comments: _____

For Agenda of July 17, 2018 Finance Director Approval _____

Council Action Taken: _____



Resolution No. 2018-184
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The Michigan Department of Environmental Quality (MDEQ) has awarded the City of Ypsilanti a Stormwater, Asset Management, and Wastewater (SAW) Grant; and

WHEREAS, Orchard, Hiltz and McCliment has submitted a proposal to provide the services outlined in the SAW Grant award; and

WHEREAS, Orchard, Hiltz and McCliment has provided similar services to several municipalities and possesses a depth of experience with these projects; and

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the proposal submitted by Orchard, Hiltz & McCliment, Inc., 34000 Plymouth Road, Livonia, MI to provide the services outlined in the grant at a not to exceed cost of \$418,098; and

FURTHER THAT, the costs for these services will be expended from account numbers 202-7-9069-757-00, 202-7-9069-818, 202-7-9069-975-00; and

THAT the City Manager and City Clerk are authorized to sign this proposal.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



July 9, 2018

Stan Kirton
Director of Public Services
City of Ypsilanti
14 W Forest Avenue
Ypsilanti, MI 48197

RE: MDEQ SAW Grant – Stormwater Asset Management Plan

Dear Mr. Kirton:

OHM Advisors is pleased to submit this proposal to provide the services as outlined in the SAW Grant Application, attached Scope of Work, (attached as Exhibit 1) and summarized below by the Scope of Work tasks. OHM Advisors would perform all services referred to as a responsibility of the “consultant”. Below is a cost breakdown summary of our services.

Stormwater SAW Scope of Work Item	Estimated Total Costs
Inventory	\$37,963
Condition Assessment	\$114,000
AM/GIS Software, Training & Hardware	\$81,635
Metering/Modeling	\$45,000
Cleaning & Televising	\$139,500*
Project Total	\$418,098

* CCTV Inspection costs include consultant/sub-consultant costs for PACP MACP. The actual cost for this work will be determined after bids are received for the CCTV PACP task.

Stormwater SAW Services will be provided on an hourly rate basis for a fee not-to-exceed *Four Hundred Eighteen Thousand Ninety Eight Dollars (\$418,098.00)*. The City will be invoiced monthly for the value of services completed to date, based on OHM’s current hourly rate schedule. All invoices are payable upon receipt. Each invoice will be prepared in a format that can be forwarded to the MDEQ for SAW Grant project reimbursement.



Schedule

The project will be completed within three years of acceptance by the City or three years from MDEQ grant agreement with the City, whichever is later. Once the grant award is made, OHM will develop a detailed schedule with milestones and deliverables.

Approval and Acceptance

Approval and acceptance of this Scope of Services is effective upon the City's signature. CONSULTANT is authorized to begin performance upon its receipt of a copy of this document signed by CLIENT. OHM will invoice the City on a monthly basis in accordance with the continuing services agreement between OHM and the City.

Sincerely,
OHM Advisors



John Tanner, P.E.

Accepted for City of Ypsilanti

(Signature)

(Printed Name)

(Title)

(Date)

Encl: Exhibit 1 – Proposed Scope of Work

cc: Darwin McClary, City Manager
Kent Early, OHM Advisors
Jessica Katers, OHM Advisors

CITY OF YPSILANTI – PROPOSED SCOPE OF WORK

STORM WATER ASSET MANAGEMENT (SAW GRANT – EXHIBIT 1)

1. Inventory

- a. Create updated Stormwater Collection System Map– Utilizing existing historical system mapping and GPS Field Data collection.
- b. Import to GIS
- c. GIS maps will be created off of existing data and spot checks will be made to ensure accuracy of data using a handheld GPS instrument. In addition, City utility staff will review GIS maps and will note areas of known deficiency with data. A memorandum documenting the data gaps will be prepared for use in later phases of the work.
- d. Geo-reference Site Plans – Scan approximately 300 record drawing sheets and spatially align the drawings A digital library will be developed of all pertinent record information on file at the City of Ypsilanti. The scanned documents will include as-built drawings and easements. The work is intended to occur at the beginning of the process to facilitate efficient information gathering and data entry during later phases.
- e. GIS Development – Storm Utility Network – Populate GIS database with the following information for each feature; latitude, longitude, hyperlink to engineering plan, rim elevation, pipe inverts, diameter, size, material, date of installation
- f. Meetings, Quality Assurance, Quality Control , Delivery – Coordination meetings with consultant and City, error checking during each task to ensure accurate database, final delivery

2. Condition Assesment (Excluding Televising)

- a. A project initiation meeting will be held with City Staff to confirm the goals, objectives, schedules and resource needs for the project. The meeting will include key staff from the Consultant team and City.
- b. Portions of the drainage system, especially those in the historic portions of the City are known to be in poor condition. To ensure that improvements proposed during later tasks replace old or failing infrastructure that has reached the end of its useful life, a condition assessment will be completed on a representative sample of the City's existing storm water infrastructure. This will be done under the CCTV task below. The PACP inspection data gathered from the CCTV task will be analyzed. The inspection data and the age and material data gather from the record plan information will be used to extend the sample condition data across the entire network in order to estimate an average system condition.
- c. Asset Management Plan
 - i. Determine a desired level of service (LOS) for the storm water system. This task will be completed by reviewing drainage complaint history and discussions/coordination with city staff to identify the appropriate LOS for the storm water system. The LOS will generally accomplish the following:
 - a. Establish metrics such as flooding, complaints and failures to ensure that the services delivered to meet the expectations of customers.
 - b. Determine operational metrics such annual maintenance costs.
 - c. Account for existing and future regulatory requirements to ensure long term compliance.
 - ii. A criticality analysis will be completed for all City infrastructure components that will establish a prioritized ranking that considers the probability and the consequence of failure.
 - iii. A deterioration forecast model will be developed for system infrastructure.
 - iv. Develop costs for anticipated operational and maintenance tasks for system components.

- v. Develop costs for replacement or rehabilitation of various system components and determine reasonable lifecycle information based on previous City records where available or industry standards.
 - d. Capital Improvements Plan - A capital improvements plan will be developed that implements the following data:
 - i. Replacement improvements based on existing conditions of the system, deterioration forecasting, predicted component lifecycles and the desired level of service
 - ii. Regulatory agency compliance projects driven by observed deficiencies in the storm water system.
 - iii. Forecasted annual maintenance costs of the existing storm sewer system based on desired level of service and current regulatory requirements.
 - e. Prepare a 10-year CIP that includes the improvements necessary to maintain the desired level of service.
 - f. Funding Feasibility Analysis - Under this task, a comprehensive summary will be developed of the City storm water financial needs. It is anticipated that these needs would include current and future operations / maintenance, permitting / regulatory compliance as well as capital improvement projects identified in the previous task. With an accurate understanding of anticipated obligations, funding alternatives would be explored. These alternatives will be evaluated against several metrics to determine the effectiveness of each. Specific tasks include the following:
 - i. Identify current funding gap based on CIP and AMP.
 - ii. Evaluate additional annual revenues necessary to maintain an adequate Level of Service.
 - iii. Identify revenue options for future funding (i.e. connection fees, storm water utility, etc.)
3. Metering / Modeling
- a. Drainage Area Determination - Using the updated GIS data from the Asset Management Plan project, perform work to delineate major drainage districts within the City. This task will be completed through use of the Washtenaw County's 2010 high resolution 2 foot contour data. The task will also include a field verification task to ensure accuracy of the boundaries. Each drainage area will be delineated working upstream from a known or suspected outfall location.
 - b. Existing Conditions Hydraulic Analysis - An existing condition hydraulic analysis will be completed for the existing drainage infrastructure. The hydraulic analysis will focus on the trunk sewer for each drainage area determined during the criticality analysis in the asset management plan. A peak flow rate for the 10 year design event will be developed for each drainage area based on the current land use. This flow will then be routed through the trunk sewer using hydraulic modeling software. The results will be logged and presented within a technical memorandum. The technical memorandum will summarize conditions for each drainage area and note the locations of potential bottle necks that may require improvements.
4. AM/GIS Software
- a. Purchase ESRI license for GIS
 - b. Purchase Trimble GPS Software for field data collection unit
 - c. Purchase CMMS system to manage data and monitor progress towards AMP moving forward. CMMS will be used to track complaints, system failures, work orders, etc.
5. AM/GIS Training
- a. Onsite training will be provided for the City staff that will be responsible for the GPS and GIS systems, as well as the CMMS

6. AM/GIS Hardware
 - a. Two GIS workstations are included. One Production GIS Station that will serve as the primary workstation for the GIS and CMMS data input and management and one additional secondary station for desktop GIS use.
 - b. One ruggedized Ipad/Tablet for use in field data collection
 - c. One Trimble GPS collection unit for use in field data collection and structure locating
 - d. One plotter to provide the ability to print maps of the GIS data for use by various departments
7. Cleaning & Televising Contracted Costs, Equipment Rental Costs, Labor Costs
 - a. Storm sewer will be inspected using PACP closed circuit television (CCTV) to observe the condition of sewers. The CCTV inspection task includes the following estimate lengths of pipe. The actual lengths of pipe inspected will be based upon project bidding results:
 - i. 12" to 18" Sewer – 32,000 Lft
 - ii. 21" to 27" Sewer – 5,000 Lft
 - iii. 30" to 42" Sewer – 2,000 Lft
 - iv. Over 95% of the storm sewers in the City were constructed prior to 1993. The analysis will not include any newer sewers.
8. Level of Service Agreement Development, Public Meeting Cost, Ordinance Cost
 - a. None
9. Training/Certification for PACP, MACP
 - a. None
10. Rate Structure Development Costs
 - a. None
11. Other
 - a. None



Resolution No. 2018 - 170
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, an application has been made to amend Section 122-451 of the Zoning Ordinance to add "apartments located below the ground floor of permitted nonresidential uses" as a permitted use to Neighborhood Corridor ; and

Whereas, Planning Commission has unanimously recommended that this use also be added as a permitted use in General Corridor and Historic Corridor; and

Whereas, the proposed amendment is consistent with the guiding values of the Master Plan;

Now Therefore be It Resolved that the Ypsilanti City Council adopt the ordinance entitled "CORRIDOR LOWER LEVEL APARTMENTS" on Second and Final Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

Ordinance No. 1315

An Ordinance Entitled "CORRIDOR LOWER LEVEL APARTMENTS"

THE CITY OF YPSILANTI ORDAINS:

That Section 122-451 of the Zoning Ordinance be amended to add "apartments located below the ground floor of permitted nonresidential uses" as a permitted use to Neighborhood Corridor, General Corridor, and Historic Corridor.

MADE, PASSED, AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____ DAY OF _____, 2018

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published in the Washtenaw Legal News on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



Resolution No. 2018 - 171
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, Planning Commission has unanimously recommended that "Automobile repair, less than 5,000 square feet" be added as a permitted use in Neighborhood Corridor, General Corridor, and Historic Corridor, with conditions restricting storage and hours of operation; and

Whereas, the proposed amendment is consistent with the guiding values of the Master Plan;

Now therefore be it resolved that the Ypsilanti City Council adopt the ordinance entitled "CORRIDOR SMALL AND SPECIALTY AUTO REPAIR" on Second and Final Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

Ordinance No. 1316

An Ordinance Entitled "CORRIDOR SMALL AND SPECIALTY AUTO REPAIR"

THE CITY OF YPSILANTI ORDAINS:

That Section 122-451 of the Zoning Ordinance be amended to add "Automobile repair, less than 5,000 square feet" as a permitted use to Neighborhood Corridor, General Corridor, and Historic Corridor, with the specific regulations that all repair and storage be within a fully enclosed building and that business hours be limited to 7:00am to 10:00pm.

MADE, PASSED, AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS _____
DAY OF _____, 2018

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _____ was published in the
Washtenaw Legal News on the _____ day of _____, 2018.

Frances McMullan, City Clerk

CERTIFICATE OF ADOPTING

I hereby certify that the foregoing is a true copy of the Ordinance passed at the regular
meeting of the City Council held on the _____ day of _____, 2018.

Frances McMullan, City Clerk

Notice Published: _____

First Reading: _____

Second Reading: _____

Published: _____

Effective Date: _____



Resolution to Support Hanging the Black Lives Matter Flag in Council Chambers

WHEREAS, Ypsilanti has a proud heritage of Diversity, considers this a key strength of our community, and includes this as one of our core values in our city motto;

WHEREAS, The City of Ypsilanti has a history of passing ordinances and resolutions to support diversity in all aspects of living, working and recreating in our community;

WHEREAS, 30% of our community is Black and many neighborhoods in our city are historically black and proudly so;

WHEREAS, the Black Lives Matter movement has gained powerful traction in conjunction with many tragic events involving, in particular, police brutality and systemic racism that target the black community;

WHEREAS, Tanisha Anderson, Rekia Boyd, Michael Brown, Miriam Carey, Michelle Cusseaux, Shelly Frey, Eric Garner, Freddie Gray, Trayvon Martin, Renisha McBride, Kayla Moore, Tamir Rice, Aura Rosser, Aiyana Stanley-Jones, and David Ware are just a few names of people who were recently killed by the racism that exists in the United States today;

WHEREAS, people of all ages and races are killed by law enforcement, yet black people ages 20-24 are seven times more likely to be killed by law enforcement;

WHEREAS, the school-to-prison pipeline is an urgent concern because 40% of students expelled from U.S. public schools are black and one out of three black men is incarcerated during his lifetime;

WHEREAS, mass incarceration fueled by for-profit prisons and racially-biased police practices drive the disproportionate imprisonment of black and brown Americans;

WHEREAS, we must continue to support the Black Lives Matter movement and Black-led racial justice organizations;

THEREFORE, BE IT RESOLVED That the City of Ypsilanti recognizes the importance of the Black Lives Matter Movement in the United States, Michigan and our own Black communities; and

BE IT FURTHER RESOLVED; that the City of Ypsilanti will hang a Black Lives Matter flag in our council chambers in honor of the Black Lives Matter movement, the community they represent, and that values we all must work for.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



REQUEST FOR LEGISLATION
7/17/2018

To: Mayor and Council
From: Finance Department
Subject: Fire and Police Pension Administrative Contract 2018-2019
Date: July 17, 2018

SUMMARY & BACKGROUND:

The Finance Department of the City of Ypsilanti serves as an independent contractor of the Ypsilanti Fire and Police Pension Board who performs administrative services on behalf of the Board.

The services shall be performed at 1 South Huron, Ypsilanti, Michigan or as otherwise determined by mutual agreement of the parties.

The Contract is effective for a term commencing on July 1, 2018, and shall continue until terminated as provided herein.

The Board agrees to pay the City **\$31,632.79** for services to be performed for the period beginning July 1, 2018 to June 20, 2019

RECOMMENDED ACTION: (Approval)

ATTACHMENTS: Contract

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: 7/17/2019

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2018 - 173
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Finance Department of the City of Ypsilanti serves as an independent contractor of the Ypsilanti Fire and Police Pension Board who performs administrative services on behalf of the board; and

WHEREAS, the services shall be performed at 1 South Huron, Ypsilanti, Michigan or as otherwise determined by mutual agreement of the parties; and

WHEREAS, the Contract is effective for a term commencing on July 1, 2018, and shall continue until terminated as provided herein; and

WHEREAS, the Board agrees to pay the City \$31,632.79 for services to be perform for the period beginning July 1, 2018 to June 20, 2019.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council approve the contract for the Fire and Police Pension Administrative Contract 2018-2019.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

EXHIBIT A
BOOKKEEPING CHARGES TO FIRE & POLICE PENSION
FY 2018-2019

Employee	Responsibilities	# of Hours/Year	Average Daily Rate	Total per Year
1. Finance Director	Budget Preparation	16.00	48.33	773.28
	Calculate Millage Rate	4.00	48.33	193.32
	Audit Presentation Meeting	2.00	48.33	96.66
	Review AFC & GRS actuarial data	8.00	48.33	386.64
	Quarterly Reports	8.00	48.33	386.64
				<u>1,836.53</u>
2. Accounting Supervisor	Reconciling investment accounts	96.00	48.34	4,640.35
	Prepare data for Actuarial Calculations	20.00	48.34	966.74
	Audit Preparation	45.00	48.34	2,175.16
	Annual contribution letters	8.00	48.34	386.70
	Drop program valuations record keeping	34.00	48.34	1,643.46
	Misc. (Retirement estimates, general questions etc.)	54.00	48.34	2,610.20
				<u>12,422.60</u>
3. Payroll Administrator	Print envelopes, stuff & mail checks	83.00	36.19	3,003.38
	Enter Adjustments, prepare & mail 1099s	24.00	36.19	868.45
	Prepare data for Actuarial Calculations	28.00	36.19	1,013.19
	Record keeping for DROP program	24.00	36.19	868.45
	Annual report of retirees bi-monthly amt to IRS	3.00	36.19	108.56
	Keep running total of current employee contributions	38.00	36.19	1,375.04
	Misc. requests	18.00	36.19	651.34
				<u>7,888.39</u>
4. Finance Gen-Accounts Payable	Review accounts payable packet. Print checks, mail checks	40	28.32	<u>1,132.81</u>
5. Other Costs				
Equipment & Software	Incode Software Support	20,032.00	3%	600.96
	Washtenaw Computer Support	79,140.00	3%	2,374.20
Depreciation	F&P Pension Share of Fixed Cost	41,896.01	7.60%	3,184.10
Supplies	1099R			80.00
	1096			0.98
	1099 env			22.11
	Check stock			44.82
	Check envelopes			368.64
	Toner for Printer			338.30
	Postage to mail checks & 1099Rs			1,252.35
	Paper for payroll reports etc			80.00
	Payroll Reports			6.00
				<u>8,352.46</u>
TOTAL ESTIMATED COST				<u>31,632.79</u>

**BOARD OF TRUSTEES OF THE CITY OF YPSILANTI
FIRE AND POLICE RETIREMENT SYSTEM**

ADMINISTRATIVE SERVICES CONTRACT

THIS CONTRACT made this 12th day of June, 2018, by and between the **BOARD OF TRUSTEES OF THE CITY OF YPSILANTI FIRE AND POLICE RETIREMENT SYSTEM** ("Board") and the **CITY OF YPSILANTI** ("City").

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

NOW, THEREFORE, for and in consideration of the promises and of the mutual covenants herein contained, the parties agree as follows:

- I. **ENGAGEMENT OF CITY AS INDEPENDENT CONTRACTOR**
 - 1.01 The Board hereby engages the City as an Independent Contractor who agrees to perform administrative services on behalf of the Board
- II. **RELATIONSHIP OF THE PARTIES**
 - 2.01 The relationship of the City to the Board is to be that of an independent contractor and no liability or benefits such as retirement benefits or liabilities, pension rights or liabilities, holiday pay, sick pay, vacation pay, personal injury or property insurance rights or liabilities or such other rights, provisions or liabilities arising out of a contract of hire or employer-employee relationship, either express or implied, shall arise or accrue to either party as the result of this agreement and undertaking. Employees of the City shall not be, nor shall they represent to be, employees of the Board.
- III. **SCOPE OF SERVICES**
 - 3.01 The City shall perform in a satisfactory and proper manner the services as set forth in Exhibit A. The City shall, during the contract term or any extension thereof, use best efforts and endeavors to promote the interests of the Board and devote such time, attention, skill, knowledge and professional ability as is necessary to most effectively and efficiently carry out and perform the services as described below.
 - 3.02 The services shall be performed at 1 South Huron, Ypsilanti, Michigan or as otherwise determined by mutual agreement of the parties.

IV. CONTRACT TERM

- 4.01 The City will have no authority to start work, and no payments will be authorized by the Board and the Board will not be liable for any services rendered by the City prior to the signing of the Contract by all parties.
- 4.02 This Contract is effective for a term commencing on July 1, 2018, and shall continue until terminated as provided herein.

V. COMPENSATION

- 5.01 The Board agrees to pay the City **\$31,632.79** for services performed hereunder. It is understood and agreed by the parties hereto that the compensation stated above is inclusive of any and all remuneration to which the City may be entitled and includes all fees and expenses incurred by the City on behalf of the Board. The parties will review the compensation to be paid on an annual basis.

VI. TERMINATION

- 6.01 Either party may terminate this contract without cause by giving thirty (30) days notice to the other party of such termination, specifying the effective date thereof and this contract shall terminate in all respects as if such date were the date originally given for the expiration of this contract.
- 6.02 Any compensation due and owing the City at the time of any termination shall be paid as soon thereafter as can be authorized by the Board.

VII. LIABILITY

- 7.01 The Board shall not be liable for, and shall be indemnified by the City against, any and all losses, damages, costs, expenses, liabilities, claims and demands, for any action, omission, information or recommendation in connection with this Agreement.

VIII. CONFIDENTIAL INFORMATION

- 8.01 All information regarding the operations and investments of the Retirement System shall be regarded as confidential by the City.

IN WITNESS WHEREOF, the Board and City have executed this Agreement as of the first date above written.

CITY

BOARD OF TRUSTEES OF THE
CITY OF YPSILANTI FIRE AND
POLICE RETIRMENT SYSTEM



Resolution No. 2018-154
June 19, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti adopted a Special Events Policy, and pursuant to the policy, the City may co-sponsor an event if it is of general interest to the public and advances the City's public image; and

WHEREAS, this year the Heritage Festival will take place August 24-26 in Riverside Park; and

WHEREAS, the Heritage Festival is requesting that the City be a co-sponsor of the 2018 Festival; and

WHEREAS, City Council agrees that becoming a co-sponsor of the 2018 Ypsilanti Heritage Festival would be in the general interest of the public and advance the City's public image.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council approves the request to be a sponsor of the 2018 Heritage Festival in the amount of \$_____.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



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

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Ypsilanti, MI 48197
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John M. Barr
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Daniel J. DuChene

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

REQUEST FOR LEGISLATION

DATE: July 13, 2018

FROM: Dan DuChene, Assistant Ypsilanti City Attorney

SUBJECT: Complus Data Innovations, Inc. Parking Services Contract

SUMMARY/BACKGROUND

The City of Ypsilanti Parking Violations Bureau has been operating since December of 2015. Since its inception, the Bureau has been utilizing CLEMIS (Courts and Law Enforcement Management Information System) for its hardware (handhelds and printers) and data tracking software. The Bureau has been able to function with this system, despite some issues and inefficiencies which have been continually evaluated and attempted to be resolved by staff. However, the City has been notified by CLEMIS that it is phasing out its hardware for parking violations and has suggested that agencies find other solutions for its parking needs.

For these reasons, City Council authorized the issuance of an RFP. While discussing the RFP, Council expressed an interest in providing a per-ticket compensation structure to the contractor so that any costs to the City could be made up in the fines for parking violations. Subsequent to the issuance of the RFP, City Council selected Complus Data Innovations (CDI) as the successful bid and then approved an agreement. Below are the calculations of the per-ticket amount for contract costs based on parking data from March 2017 to March 2018.

There was a total of 13,963 tickets issued. Of these, 7,224 were paid, for revenue in the amount of \$186,595. Additionally, the City has been spending an average of \$6,333 for software services under the current system, which would be replaced and upgraded by CDI. A \$1.71/ticket compensation to CDI with these figures results in an estimated annual payment of \$23,876.73. In addition, the estimated annual data costs for connection of the handhelds is \$1,080. Combining these figures, the overall estimated cost of this contract is \$18,623.73. The per-ticket amount to recoup these costs is an estimated \$2.58.

Keep in mind, however, that the enforcement abilities added to the bureau through the services in the contract should eventually increase the portion of tickets paid.



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

July 13, 2018
Page 2

This is both through information shared with the Secretary of State through the system as well as the eventual ability to coordinate with the 14A2 District Court for the issuance of citations and judgments.

Approval of the attached resolution would amend the fee schedule in order to adjust violation fees to provide for a cost-neutral contract with CDI.

ATTACHMENTS: Proposed resolution and line-item amendments to the fee schedule.

RECOMMENDED ACTION: Review and consideration

DATE RECEIVED: _____ AGENDA ITEM NO. Res. No. 2018-176

CITY MANAGER COMMENTS: _____

FOR AGENDA OF: _____ FINANCE DIR. APPROVAL: _____

COUNCIL ACTION TAKEN: _____



Resolution No. 2018-176
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, City Council approved the publication of a Request for Proposal (RFP) to solicit bids for a third-party parking ticket processing service; and

WHEREAS, on April 17, 2018, City Council approved an agreement with CDI, which was executed by the parties on April 23, 2018; and

WHEREAS, under this agreement, CDI is compensated at an amount of \$1.71 per ticket issued; and

WHEREAS, the City of Ypsilanti Parking Violations Bureau is also responsible for the data costs to connect the handheld devices used by enforcement officers, which is estimated to be \$1,080 per year; and

WHEREAS, the estimated per-ticket amount to recoup the costs of this contract is \$2.58, based on tickets paid from the past year; and

WHEREAS, increasing fines for parking violations in the City by this amount will achieve the desired result of contract costs with CDI being cost-neutral for the City; and

WHEREAS, Chapter 102, Article III, Division 2, Section 102-82 of the Code of Ordinances for the City of Ypsilanti provides that the schedule of fines and fees for parking violation notices and citations is set by resolution of City Council;

NOW, THEREFORE BE IT RESOLVED that the fee schedule for the City of Ypsilanti is amended to increase the fee for parking violations under Section 102-82 of the Code by \$2.58, to provide as attached.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

Ordinance Sec. No.	Type of Fee	2017/18 Fee (\$)			2018/19 Fee (\$)		
102-82	Schedule of violation fees:						
	Blockading: alley, sidewalk, crosswalk, driveway, emergency exit, fire escape, traffic	40.00	60.00	80.00	42.58	62.58	82.58
	Blockading: traffic	45.00	65.00	85.00	47.58	67.58	87.58
	Display advertising	30.00	50.00	70.00	32.58	52.58	72.58
	Displaying cars "for sale" on City property	30.00	50.00	70.00	32.58	52.58	72.58
	Improper parking	30.00	50.00	70.00	32.58	52.58	72.58
	Parking alongside/opposite street excavation	30.00	50.00	70.00	32.58	52.58	72.58
	Parking for over 48 hours	30.00	50.00	70.00	32.58	52.58	72.58
	Parking in Fire lane	35.00	55.00	75.00	37.58	57.58	77.58
	Parking in emergency snow route	150.00	170.00	190.00	152.58	172.58	192.58
	Parking in handicapped zone	125.00	145.00	165.00	127.58	147.58	167.58
	Parking in prohibited zone, including bus stop, taxi stand and loading zone	30.00	50.00	70.00	32.58	52.58	72.58
	Parking left side to curb (except on one-way streets)	30.00	50.00	70.00	32.58	52.58	72.58
	Parking motor running, car unattended	30.00	50.00	70.00	32.58	52.58	72.58
	Parking not fully within metered space	30.00	50.00	70.00	32.58	52.58	72.58
	Parking of inoperative vehicle	30.00	50.00	70.00	32.58	52.58	72.58
	Parking on a bridge	30.00	50.00	70.00	32.58	52.58	72.58
	Parking on front or side lawn	30.00	50.00	70.00	32.58	52.58	72.58

Parking on margin	30.00	50.00	70.00	32.58	52.58	72.58
Parking on private property	30.00	50.00	70.00	32.58	52.58	72.58
Parking on street during maintenance hours (2 am to 6 am)	30.00	50.00	70.00	32.58	52.58	72.58
Parking opposite a fire station curb	30.00	50.00	70.00	32.58	52.58	72.58
Parking over 12" from curb	30.00	50.00	70.00	32.58	52.58	72.58
Parking over legal limit:	25.00	45.00	65.00	27.58	47.58	67.58
Parking to wash/polish/grease/repair vehicle	30.00	50.00	70.00	32.58	52.58	72.58
Parking w/o permit / residential permit required	60.00	80.00	100.00	62.58	82.58	102.58
Parking w/ expired meter:	15.00			17.58		
By next business day	20.00	40.00	60.00	22.58	42.58	62.58
Parking within 15 ft. of a fire hydrant	60.00	80.00	100.00	62.58	82.58	102.58
Parking within 20 ft of a cross walk	30.00	50.00	70.00	32.58	52.58	72.58
Parking within 200 ft of a crash scene	30.00	50.00	70.00	32.58	52.58	72.58
Parking within 30 ft of stop sign	30.00	50.00	70.00	32.58	52.58	72.58
Parking within 50 ft of R/R crossing	30.00	50.00	70.00	32.58	52.58	72.58
Parking within 500 ft of a fire scene	30.00	50.00	70.00	32.58	52.58	72.58
Parking: blocking fire hydrant	60.00	80.00	100.00	62.58	82.58	102.58
Parking: double parking	30.00	50.00	70.00	32.58	52.58	72.58

	Parking: night parking in prohibited zone	30.00	50.00	70.00	32.58	52.58	72.58
	Safety zone and curb	30.00	50.00	70.00	32.58	52.58	72.58
	Selling merchandise from vehicle	60.00	80.00	100.00	62.58	82.58	102.58
	Unauthorized parking on city property	30.00	50.00	70.00	32.58	52.58	72.58



REQUEST FOR LEGISLATION
July 13, 2018

TO: Mayor and City Council

FROM: Frances McMullan, City Clerk

SUBJECT: Resolution to Approve MML Renewal Premium for 2018

SUMMARY & BACKGROUND:

The renewal premium for the Property and Liability insurance renewal for the City of Ypsilanti effective August 1, 2018-2019 with the MML Liability & Property Pool is **\$299,762.** compared to the expiring premium of **\$285,266.** This is a premium increase of \$13,936 or 4.89%.

Reasons for the change in premium:

- Annual Payroll -- \$5,091,896 (was \$6,418,654 in 2017)
- Property -- \$22,143,958 (was same in 2017)
- Number of Law Enforcement Officers – 28 (was 26 in 2017)
- Number of Vehicles – 61 (was 63 in 2017)
- Option One – Agreed Amount – 2 vehicles with agreed amount values totaling \$1,519,800 (was 4 in 2017)
- Option Two – Agreed Amount— 10 vehicles with agreed amount values totaling \$1,847,800
- MCCA – Michigan Catastrophic Claims Assessment á (passes through to the State)
- Experience Factor – 1.11 (was 1.10 in 2017) á
- Loss Ratio—219% (was 86% in 2017) á
- There was a slight increase in the property and liability rates

The Board of Directors of the MML Liability & Property Pool voted to return another dividend in 2018 to renewing Members. The City's portion of the dividend return is **\$28,806.** The City will receive the dividend after paying your renewal premium.

RECOMMENDED ACTION: Approval

ATTACHMENTS: Resolution
MML Proposal

CITY MANAGER APPROVAL: _____ COUNCIL AGENDA DATE: 07/18/2017

CITY MANAGER COMMENTS: _____

FINANCE DIRECTOR APPROVAL: _____



Resolution No. 2018 - 177
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT, the premium for the Property and Liability insurance renewal for the City of Ypsilanti effective August 1, 2018-2019 with the Michigan Municipal League (MML) Liability and Property Pool be approved in the amount of \$299,762.00 be approved.

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

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

MICHIGAN MUNICIPAL LEAGUE LIABILITY AND PROPERTY POOL
Automobile Schedule for the City of Ypsilanti
as of 8/1/2018

City Of Ypsilanti
1 South Huron Street
Ypsilanti, MI 48197-5453

Policy #: MML001185534

Effective From: 8/1/2018 to 8/1/2019

Michigan Municipal League Liability
and Property Pool
PO Box 2054
Southfield, MI 48037-2054

VEH	INSD#	YEAR	MAKE/MODEL/BODY TYPE			VIN
1	117	1990	Doolittle/Trailer			31490
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
2	118	1991	Doolittle/Trailer			31191
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
3	127	2001	Sterling/Dump Truck			2FZAAWAKX1AJ45981
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
4	33	2002	Chevy/Astro Van			2P4F[2534TR832502
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
5	150	2003	Sterling/Utility Dump Truck			2FZAATAK43AK40876
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
6	139	2004	Sterling/Utility Street Sweeper			49HAADB64DM34602
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
7	36	2003	Gmc/Van Incl Equip			5B4KP42R833368068
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
8	22	2005	Chevy/Impala			2G1WH52K659211353
	Dept: City Hall		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
9	B-2	2006	Ford/Ranger			1FTZR44UX6PA45450
	Dept: Bldg		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
10	472	2007	Int'l Truck W/lift			1HTMMAAN77H348091
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
11	609	2007	Freightliner/Dump Truck			1FVAC3DC17HY17866
	Dept: Envir Service		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
12	B-3	2007	Dodge/Dakota			1D7HE22K67S242469
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
13		2008	Ford/Taurus			1FAHP24W58G127375
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
14	C-10	2008	Ford/Taurus			1FAHP24W78G127376
	Dept: City Hall		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
15		2008	Ford/Taurus			1FAHP24W58G127377
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
16		2008	Kme/Fire Truck			1K9AF64888N058496
	Dept: Fire		Comp Deduct: \$250		Coll Deduct: \$500	Agreed Amount: \$1,060,800

MICHIGAN MUNICIPAL LEAGUE LIABILITY AND PROPERTY POOL
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as of 8/1/2018

City Of Ypsilanti
1 South Huron Street
Ypsilanti, MI 48197-5453

Policy #: MML001185534

Effective From: 8/1/2018 to 8/1/2019

Michigan Municipal League Liability
and Property Pool
PO Box 2054
Southfield, MI 48037-2054

VEH	INSD#	YEAR	MAKE/MODEL/BODY TYPE			VIN
17		2008	Dodge/Mangum			2D4GV47V48H134576
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
18	121	2008	Ford/Ranger			1FTYR15E78PA33308
	Dept: Envir Service		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
19	473	2007	Sterling/Grapple Truck W/dump			2FZACGDC27AY06688
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
20	603	2009	Ford/F550 Chassis Rear Packer			1FDAF57Y79EA27493
	Dept: Envir Service		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
21		2011	Chevy/Tahoe			1GNLC2E05BR151043
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
22		2011	Chevy/Tahoe			1GNLC2E07BR151206
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
23		2011	Ford/Taurus			1FAHP2JW9BG127505
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
24		2011	Ford/Taurus			1FAHP2GW0BG127506
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
25	Eng 3	2011	Spartan/Fire Truck			4S7CT2B98BC074049
	Dept: Fire		Comp Deduct: \$250		Coll Deduct: \$500	Agreed Amount: \$459,000
26	103	2009	Gmc/Sierra 1500			1GTEK19099E154702
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
27	120	2009	Bnm/Trailer			1B9CT20269E216010
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
28	110	2011	Frtliner/Dump Truck			1FVAC3BS7BDAW5751
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
29	612	2011	Leach/Rear Loader, Garbage Truck			1FVFCYBS8BDAZ4548
	Dept: Envir Service		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
30	31H	2012	Ford/Escape			1FMCU9DG1CKA23198
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
31	102	2012	Ford/Escape			1FMCU9DG6CKA30220
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
32	108	2012	Frtliner/Dump Truck			1FVAC3BS0CHBL4256
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value

MICHIGAN MUNICIPAL LEAGUE LIABILITY AND PROPERTY POOL
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1 South Huron Street
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Michigan Municipal League Liability
and Property Pool
PO Box 2054
Southfield, MI 48037-2054

VEH	INSD#	YEAR	MAKE/MODEL/BODY TYPE	VIN	
33	126	2011	Gmc/Stake Truck	1GD322CG2BF152188	
	Dept: Dpw		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
34	U-3	2012	Ford/F150 Supercab	1FTVW1EF7CKE08740	
	Dept: Fire		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
35	142	2012	Johnson/Street Sweeper	1FVACXDT9CHBU0330	
	Dept: Dpw		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
36	B4	2014	Ford/Escape	1FMCU0F77EUA78535	
	Dept: Building		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
37	122	2014	Ford/F-550 With Aerial Life	1FDAF5GYXEEA34805	
	Dept: Dpw		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
38	100	2014	Ford/Taurus	1FAHP2MK7EG170334	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
39	104	2014	Ford/Taurus	1FAHP2MK5EG170333	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
40	119	2008	Trailer/Trailer		
	Dept: Dps		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
41	105	2015	Ford/Taurus	1FAHP2MK2FG135637	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
42	103	2015	Ford/Taurus	1FAHP2MK4FG135638	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
43	452	2015	Ford/F350	1FDRF3H60FEB12403	
	Dept: Dps		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
44	CH1	2016	Ford/Escape Se	1FMCU0G91GUA13604	
	Dept: Fire		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
45	101	2015	Ford/Interceptor	1FAHP2MK2FG196552	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
46	107	2015	Ford/Interceptor	1FAHP2MK4FG196553	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
47	B-6	2015	Ford/Cmax Hybrid	1FADP5AU4FL114866	
	Dept: Building		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value
48	106	2012	Chevy/Tahoe	1GNLC2E02CR241767	
	Dept: Police		Comp Deduct: \$250	Coll Deduct: \$500	Actual Cash Value

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Michigan Municipal League Liability
and Property Pool
PO Box 2054
Southfield, MI 48037-2054

VEH	INSD#	YEAR	MAKE/MODEL/BODY TYPE			VIN
49	104	2016	Gmc/Sierra			1GD32VCG9GZ114450
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
50	109	2015	Frtliner/Dump Truck			1FVAG5CY5FHGK5848
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
51	111	2015	Frtliner/Dump Truck			1FVAG5CY3FHGK5847
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
52	112	2015	Frtliner/Dump Truck			1FVAG5CY7FHGL3238
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
53	131	2015	Gmc/Sierra			1GD321CGXFZ537948
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
54	607	2015	Frtliner/Dump Truck			1FVFCYCY9FHGL6824
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
55	610	2016	Gmc/Sierra			1GTN2LEC4GZ129837
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
56	U-1	2016	Ford/Utility F250			1FT7X2B63GED28940
	Dept: Fire		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
57		2003	Chevy/Astro Van			AGME;19X33B110124
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
58	101	2018	Gmc/Pickup			1GTV2LEC3JZ140965
	Dept: Dpw		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
59	2-1	2017	Spartan/Fire Truck			4S7CU2D97HC083165
	Dept: Fire		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
60		2018	Ford/Taurus			1FAHP2MK6JG114363
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value
61		2018	Ford/Taurus			1FAHP2MK6JG114364
	Dept: Police		Comp Deduct: \$250		Coll Deduct: \$500	Actual Cash Value

61 Vehicles



michigan municipal league

Liability & Property Pool

Proposal

for the

City of Ypsilanti

.Presented By:

Judith A. Thomson-Torosian, CPCU, CIC, ARM

Service Provider: Meadowbrook, Inc.

(248) 204-6137

July 12, 2018

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This proposal is intended to be only a summary of coverages and services. For specific details on coverage terms and conditions, please refer to the Michigan Municipal League Liability and Property Pool coverage document.

Executive Overview

The Michigan Municipal League Liability and Property Pool is administered by the Risk Management staff of the Michigan Municipal League, and serviced by Meadowbrook, Inc. Since 1982, the Pool has been a stable source of comprehensive municipal insurance and risk management services. It is financially secure and positioned for long-term stability.

The ***City of Ypsilanti*** has been a Pool member since **August 1, 1983**.

The League administrative staff and the dedicated Pool staff at Meadowbrook, Inc. are municipal insurance experts. Municipal risk management is our only business, and we're proud of it!

The Pool provides insurance coverage designed specifically for Michigan municipal exposures, combined with a package of loss control programs, claims administration, legal defense and membership services that you won't find anywhere else in Michigan.

This quotation is based on the limits of coverage requested by the **City of Ypsilanti**. Higher limits may be available, subject to underwriting review by Pool Management. Please submit requests for higher limits in writing to your Account Executive. Your request will be considered by Pool Management.

The insurance and related services described more fully in this proposal are being offered to the **City of Ypsilanti** for an annual premium of **\$299,202 with terms as expiring**. When compared to last year's cost of \$285,266, it represents a premium increase of \$13,936, or 4.89%. Pages 7 and 8 offer a \$299,762 option that includes \$41,000 Agreed Amount per 2013 or Newer Police Vehicle – for 8 police vehicles. (In addition, the MML Liability & Property Pool Board of Trustees voted to return another post-renewal dividend for Members renewing in 2018. The City's portion of the dividend return is \$28,806. The City will receive this dividend in the month following payment of your 2018 renewal premium.)

We encourage you to compare the Pool with our competition. Compare us based on price, coverage, service, financial security, experience and commitment to municipal risk management. When you do, the advantages of Pool membership become clear.

Thank you for being a Pool member. We look forward to servicing your risk management program for many years to come.

Our Mission

To be a long-term, stable, cost-effective risk management alternative for members of the Michigan Municipal League Liability and Property Pool.

Introduction

What You Can Expect Of Us

- ✓ A commitment to learn, understand and respond to your insurance needs;
- ✓ Continuous planning and innovation in product development and service delivery;
- ✓ Products that meet your needs in terms of price, coverage and service;
- ✓ Prompt, accurate, and courteous response to your questions, problems and claims; and
- ✓ Knowledgeable and professional staff serving your needs consistently and with integrity.

Your Pool Insures More Than . . .

- | | |
|--------------------------------|----------------------------------|
| ✓ 425 Public Entity Members | ✓ 16 Electric Utilities |
| ✓ 141 Fire Departments | ✓ 24 Municipal Marinas |
| ✓ 172 Law Enforcement Agencies | ✓ \$5 Billion of Property Values |
| ✓ 2,217 Police Officers | ✓ 195 Water Service Operations |
| ✓ 5,772 Miles of Streets/Roads | ✓ 215 Sewer Plant Operations |
| ✓ 6,617 Vehicles | |

Option One – with Terms as Expiring



michigan municipal league
Liability & Property Pool

Coverage and Cost Summary City of Ypsilanti

Effective 08-01-2018 to 08-01-2019

Coverages	Limit of Liability	Aggregate Limit	Per Occurrence Deductible
Municipal General Liability (Coverage A)	\$2,000,000	N/A	\$0
Sewer Back-Up Sublimit	No Coverage	N/A	N/A
Personal Injury Liability (Coverage B)	\$2,000,000	N/A	\$0
Medical Payments (Coverage C)	\$10,000	N/A	N/A
Public Officials Liability (Coverage D)	\$2,000,000	N/A	\$0
Law Enforcement Liability (Coverages A, B, and D)	\$2,000,000	N/A	\$0
Employee Benefit Liability	\$1,000,000	\$1,000,000	\$0
Fire Legal Liability	\$100,000	N/A	N/A
Cyber Liability & Data Breach Response	\$100,000	\$100,000	See Declaration
Dam Liability	\$500,000	\$500,000	\$0
Marina Operator Liability	No Coverage	N/A	N/A
Automobile Liability (Coverages A and B)	\$2,000,000	N/A	\$0
<u># Vehicles</u>	<u>Comp</u>	<u>Coll</u>	
61	\$250	\$500	
Agreed Amount, if applicable 2 Vehicles for a total of \$1,519,800			
<i>Coverages A, B, and D are provided with a combined single limit of liability. The most the Pool will pay for any one occurrence is \$2,000,000 regardless of the number of coverages involved in the occurrence.</i>			

Property

Property - Blanket Basis	\$22,143,958	N/A	\$250
Boiler and Machinery	Included	N/A	\$250
Building(s)	Included	N/A	\$250
Contents	Included	N/A	\$250
Property in the Open	Included	N/A	\$250
Protection & Preservation	Included	N/A	N/A
Property - Actual Cash Value	N/A	N/A	N/A
Property - Limited Replacement Cost	N/A	N/A	N/A
Property - No Coverage	See Schedule	N/A	N/A
Property - Replacement Cost	See Schedule	N/A	\$0
Accounts Receivable	\$100,000	N/A	\$250
Consequential Damage	\$100,000	N/A	N/A
Contractor's Equipment	\$1,064,622	N/A	\$250
Debris Removal - the lesser of 25% of physical damage loss or	\$5,000,000	\$5,000,000	N/A
Demolition & Increased Costs of Construction Limit	\$100,000	N/A	N/A

Option One – with Terms as Expiring



michigan municipal league
Liability & Property Pool

Coverage and Cost Summary City of Ypsilanti

Effective 08-01-2018 to 08-01-2019

Coverages	Limit of Liability	Aggregate Limit	Per Occurrence Deductible
Earth Movement	\$2,000,000	\$2,000,000	\$5,000
Electronic Data Processing Equip	\$493,626	N/A	\$250
Expediting Expense	\$100,000	N/A	N/A
Extra Expense	\$100,000	N/A	N/A
Fine Arts	\$175,000	N/A	\$250
Flood (Except for Members located in Flood Zone A, AO, AH, A1-A999, AE, or AR)	\$1,000,000	\$1,000,000	\$5,000
Fungal Pathogens	\$25,000	\$25,000	\$250
Golf Cart Equipment	\$5,238	N/A	\$250
Loss of Income	\$100,000	N/A	N/A
Loss of Rents	\$100,000	N/A	N/A
Ornamental Trees, Shrubs, Plants or Lawn	\$5,000	\$10,000	\$250
Personal Effects & Property of Others	\$500	\$2,500	\$250
Police Equipment	\$17,049	N/A	\$250
Radio Equipment	\$11,712	N/A	\$250
Valuable Papers	\$100,000	N/A	\$250
<u>Comprehensive Crime Coverage</u>			
Employee Dishonesty Blanket/Faithful Performance	\$100,000	N/A	N/A
Computer Fraud	\$100,000	N/A	N/A
Depositors Forgery	\$100,000	N/A	N/A
Funds Transfer Fraud	\$100,000	N/A	N/A
Impersonation Fraud	\$100,000	N/A	N/A
Money and Securities Inside	\$100,000	N/A	N/A
Money and Securities Outside	\$100,000	N/A	N/A
Money Orders and Counterfeit Paper	\$100,000	N/A	N/A
<u>Bonds</u>			
Bond #: A Treasurer	\$100,000	N/A	N/A

Only one deductible applies to claims involving two or more property coverages.

The Michigan Municipal League Liability and Property Pool is pleased to offer all coverages and services described in this proposal for an annual premium of \$299,202.

Option Two – with \$41,000 Agreed Amount for each 2013 or newer Police Vehicle



Coverage and Cost Summary City of Ypsilanti

Effective 08-01-2018 to 08-01-2019

Coverages	Limit of Liability	Aggregate Limit	Per Occurrence Deductible
Municipal General Liability (Coverage A)	\$2,000,000	N/A	\$0
Sewer Back-Up Sublimit	No Coverage	N/A	N/A
Personal Injury Liability (Coverage B)	\$2,000,000	N/A	\$0
Medical Payments (Coverage C)	\$10,000	N/A	N/A
Public Officials Liability (Coverage D)	\$2,000,000	N/A	\$0
Law Enforcement Liability (Coverages A, B, and D)	\$2,000,000	N/A	\$0
Employee Benefit Liability	\$1,000,000	\$1,000,000	\$0
Fire Legal Liability	\$100,000	N/A	N/A
Cyber Liability & Data Breach Response	\$100,000	\$100,000	See Declaration
Dam Liability	\$500,000	\$500,000	\$0
Marina Operator Liability	No Coverage	N/A	N/A
Automobile Liability (Coverages A and B)	\$2,000,000	N/A	\$0
<u># Vehicles</u>	<u>Comp</u>	<u>Coll</u>	
61	\$250	\$500	
Agreed Amount, if applicable 10 Vehicles for a total of \$1,847,800			
<i>Coverages A, B, and D are provided with a combined single limit of liability. The most the Pool will pay for any one occurrence is \$2,000,000 regardless of the number of coverages involved in the occurrence.</i>			

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Property - Blanket Basis	\$22,143,958	N/A	\$250
Boiler and Machinery	Included	N/A	\$250
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Contents	Included	N/A	\$250
Property in the Open	Included	N/A	\$250
Protection & Preservation	Included	N/A	N/A
Property - Actual Cash Value	N/A	N/A	N/A
Property - Limited Replacement Cost	N/A	N/A	N/A
Property - No Coverage	See Schedule	N/A	N/A
Property - Replacement Cost	See Schedule	N/A	\$0
Accounts Receivable	\$100,000	N/A	\$250
Consequential Damage	\$100,000	N/A	N/A
Contractor's Equipment	\$1,064,622	N/A	\$250
Debris Removal - the lesser of 25% of physical damage loss or	\$5,000,000	\$5,000,000	N/A
Demolition & Increased Costs of Construction Limit	\$100,000	N/A	N/A

Option Two – with \$41,000 Agreed Amount for each 2013 or newer Police Vehicle



Coverage and Cost Summary City of Ypsilanti

Effective 08-01-2018 to 08-01-2019

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Golf Cart Equipment	\$5,238	N/A	\$250
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Police Equipment	\$17,049	N/A	\$250
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Employee Dishonesty Blanket/Faithful Performance	\$100,000	N/A	N/A
Computer Fraud	\$100,000	N/A	N/A
Depositors Forgery	\$100,000	N/A	N/A
Funds Transfer Fraud	\$100,000	N/A	N/A
Impersonation Fraud	\$100,000	N/A	N/A
Money and Securities Inside	\$100,000	N/A	N/A
Money and Securities Outside	\$100,000	N/A	N/A
Money Orders and Counterfeit Paper	\$100,000	N/A	N/A
<u>Bonds</u>			
Bond #: A Treasurer	\$100,000	N/A	N/A

Only one deductible applies to claims involving two or more property coverages.

The Michigan Municipal League Liability and Property Pool is pleased to offer all coverages and services described in this proposal for an annual premium of \$299,762.

Your Team of Experts



Judy Thomson-Torosian
Service and Sales Manager
(248) 204-6137



Michael J. Forster
Pool Administrator
(734) 669-6340



Ellen Skender
248-204-8582



Joan Opett
248-204-8579

Customer Service Representatives



Mark Ott
Claims Supervisor
(616) 942-0311, ext. 4123



Rod Pearson
Loss Control Supervisor
(248) 204-8036

Benefits of Pooling with the MML

- ✓ Proven long-term availability and stability
- ✓ Broad coverage document written specifically for Michigan municipalities
- ✓ Services tailored to unique needs of Michigan municipalities
- ✓ Member assets controlled by an elected Board of municipal officials
- ✓ Equitable rating based on Pool experience in Michigan
- ✓ Aggressive defense strategy – positive impact on case law
- ✓ Professional, dedicated, and experienced local management, oversight and service
- ✓ Decisions made and problems resolved by a group of your peers
- ✓ Investment income and underwriting surplus used to benefit members
- ✓ Lower expenses through tax-exempt and non-profit status
- ✓ Special loss avoidance training sessions including:
 - ✓ Safety aspects of emergency vehicle operations
 - ✓ Accident investigation for supervisors
 - ✓ Confined spaces training

The advantages of pooling can be summarized by:

Service + Control + Value

City of Ypsilanti Has . . .

- ✓ \$5,091,896 Annual Payroll
- ✓ \$22,143,958 of total values for real and personal property
- ✓ 28 Law enforcement officers
- ✓ 61 Vehicles
- ✓ Option One: 2 Vehicles with agreed values totaling \$1,519,800
- ✓ Option Two: 10 Vehicles with agreed values totaling \$1,847,800

Increased Liability Limits

We cannot guarantee the adequacy of any limit of liability. Due to the following factors, it may be prudent to consider higher limits:

- ✓ Increased jury awards in your jurisdiction
- ✓ Increased litigation trends
- ✓ Protection of tax base against judgments in excess of your policy limits

If you are interested in increasing your liability limits, please contact your Account Executive.

Highlights of Coverages Provided

Who Is Insured?

The Pool member entity, elected and appointed officials, employees and authorized volunteers, and any person officially appointed to a Board or Commission

General Liability

In addition to standard liability coverages (bodily injury, property damage, products and completed operations) the Pool provides coverages that municipalities need on an **occurrence basis with no aggregate liability limits**:

- ✓ Liability resulting from mutual aid agreements
- ✓ Premises medical payments
- ✓ Host liquor liability
- ✓ Watercraft liability, owned less than 26' and non-owned less than 50'
- ✓ Special events **excluding** -
 - Fireworks (unless endorsed)
 - Liquor Liability
 - Mechanical Amusement Rides
- ✓ Fire legal liability for real property
- ✓ Ambulance and EMT malpractice

Fireworks Coverage Options: (Fireworks application must be completed before coverage is endorsed)

1. The MML Liability & Property Pool is primary (the Member is not added as an additional insured on a pyrotechnician's coverage):

Annual Aggregate Sublimit	Additional Premium
\$500,000	Yes
\$1,000,000	Yes
2. The MML Liability & Property Pool is excess (the Member is added as an additional insured on a pyrotechnician's coverage):

NO ADDITIONAL PREMIUM

- ✓ Athletic participation liability
- ✓ Employee benefit liability
- ✓ Cemetery operations coverage
- ✓ Marina Operators coverage available
- ✓ Up to \$10 million in liability limits available
- ✓ Pollution coverage for Hazardous Response Teams
- ✓ Cyber Liability and Data Breach Response Coverage – as described on MMLCYD (09/17)

General Liability Exclusions . . .

The following is a partial list of general liability coverage exclusions. Consult the coverage document for the complete listing:

- ✓ Pollution (except for Hazmat operations).
- ✓ Nuclear energy / nuclear material hazards
- ✓ Expected or intended injury
- ✓ Breach of contract
- ✓ Failure of dams (unless endorsed)
- ✓ Backup of Sewers and Drains
- ✓ Aircraft Liability – (Unless Endorsed -- Limited Coverage for Unmanned Aircraft—MML236)
- ✓ Contractual Liability
- ✓ Failure to supply utilities
- ✓ Electromagnetic radiation
- ✓ Medical malpractice for doctors and physicians
- ✓ Criminal activity--Intentional acts w/knowledge of wrongdoing

Cyber Liability and Data Breach Response Coverage

- ✓ Information Security and Privacy Liability
- ✓ Privacy Breach Response Services
- ✓ Regulatory Defense and Penalties
- ✓ Website Media Content Liability
- ✓ PCI Fines, Expenses and Costs
- ✓ Cyber Extortion
- ✓ First Party Data Protection
- ✓ First Party Business Interruption

Public Officials Liability Coverage

“Wrongful Acts”, including intentional acts, defined as any actual or alleged error, misstatement, act of omission, neglect or breach of duty including:

- ✓ Neglect of duty
- ✓ Zoning defense and land use litigation
- ✓ Malfeasance
- ✓ Violation of civil rights
- ✓ Discrimination
- ✓ Employment practices
- ✓ Misfeasance
- ✓ Cable TV broadcasting

Public Officials Liability Exclusions

The following is a partial list of public officials’ liability coverage exclusions. Consult the coverage document for the complete listing:

- ✓ Pollution and Nuclear Energy
- ✓ Fraud, dishonesty, intentional and criminal acts
- ✓ Failure to purchase coverage or adequate coverage
- ✓ Return of governmental grants or subsidies
- ✓ Intentional acts with knowledge of wrongdoing
- ✓ Eminent domain / takings
- ✓ Illegal profit
- ✓ Labor union actions
- ✓ ERISA violations
- ✓ Backup of Sewers and Drains

Personal Injury & Advertising / Broadcasters Liability Coverage

- ✓ Mental anguish and stress
- ✓ Libel, slander or defamation of character; violation of an individual’s right of privacy
- ✓ Proactive services for non-monetary damage claims

Police Professional Liability Coverage

Police Professional Liability coverage is contained within the General Liability and Public Official Liability Coverage Parts

- ✓ Discrimination
- ✓ Violation of civil rights
- ✓ Jail operations
- ✓ False arrest, detention or imprisonment, or malicious prosecution
- ✓ Wrongful entry or eviction or other invasion of the right of private occupancy
- ✓ Assault or battery
- ✓ Improper service of suit
- ✓ Coverage assumes officers act with intent

Property Coverage

In addition to covering buildings, contents and personal property, the Pool provides:

- ✓ Blanket coverage -- All member-owned property insured (unless specifically excluded)
- ✓ Coverage based on ownership rather than on a “schedule on file” avoids coverage gaps due to errors or oversight
- ✓ Property of others in custody of the Member for which the Member has an obligation to provide coverage
- ✓ Boiler & Machinery coverage, including Boiler certification inspections
- ✓ Replacement Cost or Actual Cash Value available
- ✓ Fungal Pathogens (Mold) Limited Coverage
- ✓ Demolition/increased cost of construction
- ✓ No coinsurance
- ✓ Valuable papers
- ✓ Loss of Rents
- ✓ Property in the open
- ✓ Extra expense
- ✓ Expediting expense

Property Exclusions

The following is a partial list of property coverage exclusions. Consult the coverage document for the complete listing:

- ✓ Nuclear reaction/ contamination
- ✓ War
- ✓ Cyber Risk
- ✓ Fungal Pathogens (Mold) excess of sub-limit
- ✓ Failure to supply utilities
- ✓ Transmission Lines and Poles
- ✓ Dishonest acts
- ✓ Acts of Terrorism excess of Pool’s Aggregate Sublimit -- MMLC TR (9/1/10)
- ✓ Wear and tear
- ✓ Computer failures/ viruses

Only one deductible applies to claims involving two or more property coverages.

Comprehensive Crime Coverage

- ✓ Employee Dishonesty/ Faithful Performance of Duty coverage provided on a blanket basis
- ✓ Loss Inside the Premises
- ✓ Loss Outside the Premises
- ✓ Money Orders/ Counterfeit Currency
- ✓ Depositors Forgery
- ✓ Position Fidelity Bonds
- ✓ Computer Fraud
- ✓ Funds Transfer Fraud

Automobile Coverage Highlights

What Is Covered?

Coverage is afforded while operating land motor vehicles, trailers or semi-trailers designed for travel on public roads.

Auto Coverages Provided

- ✓ Michigan No-Fault Coverage, includes mini-tort coverage for no extra charge
- ✓ Excess protection for use of personal automobile for municipal business
- ✓ Uninsured motorist for municipally owned vehicles
- ✓ Underinsured motorists
- ✓ Non-owned and hired auto
- ✓ Comprehensive - actual cash value basis
- ✓ Collision - actual cash value basis
- ✓ Volunteer firefighter auto accident liability coverage
- ✓ Agreed value coverage for emergency vehicles is available
- ✓ Fire or Rescue Vehicle Rental Reimbursement Coverage

Pool Risk Management Services

- ✓ Review and service of all municipal insurance matters
- ✓ Public entity experts address various liability issues
- ✓ Aggressive, member-oriented defense strategy
- ✓ Former police officials address law enforcement risks
- ✓ Physical inspection by municipal loss control consultants
- ✓ Law enforcement risk control programs (LEAF and LERC)
- ✓ Property appraisal services available

Online Services

www.mml.org (click on the *Insurance* button) – offers Pool members an outstanding resource for municipal risk management information and self-help tools in one attractive, simple-to-navigate location. File a claim on line. Download your renewal application. Request a loss control service visit. E-mail us a question. Other services available online:

- ✓ Online Forms (including Sewer Backup Sample Documents)
- ✓ Risk Resources:
 - ✓ Risk Control Solutions
 - ✓ Safety & Health Manual
 - ✓ Risk Management is Good Management Program
 - ✓ Law Enforcement Newsletters
 - ✓ Access to Safetysurance website -- <http://www.safetysurance.com/>
- ✓ MML Pool Audited Financial Statements
- ✓ Intergovernmental Contract
- ✓ Board of Directors, Pool Administrator and Staff Profiles and Contact Information

Membership Responsibilities

Membership in the Michigan Municipal League Liability and Property Pool provides numerous benefits. Likewise, individual members have certain responsibilities to the other members, which are detailed in the Intergovernmental Contract. The following is a summary of the membership responsibilities. Please refer to the Intergovernmental Contract, Articles 5 and 6, for more information.

- ✓ If a Member intends to leave the Pool, the Member must send a written notice to the Pool at least 60 days prior to its next renewal date.
- ✓ A Member must pay its premium when due. The Pool must give each member 20 days written notice of intent to terminate membership for nonpayment of premium. Payment of premium before the 20 days notice is effective will entitle the Member to reinstatement.
- ✓ Members must maintain membership or associate membership status in the Michigan Municipal League.
- ✓ A Member will allow attorneys employed by the Pool to represent the Member in defense of any claim made against the Member within the scope of coverage provided by the Pool. A Member will cooperate with the assigned attorneys, claims adjusters, service company or other agents of the Pool relating to the defense of claims for which the Pool is providing coverage.
- ✓ A Member will follow loss reduction and prevention measures established by the Pool.
- ✓ A Member will report to the Pool as promptly as possible all incidents that the Member reasonably believes may result in a claim against the Member.



REQUEST FOR LEGISLATION
July 13, 2018

To: Mayor and Council

From: Chief Max Anthouard

Subject: Automatic Mutual-Aid (AMA) Agreement Revision

On January 2015, the City of Ypsilanti, Ypsilanti Township and Superior Township fire departments entered into an Automatic Mutual aid agreement for fire structure response. This agreement is being revised to extend the areas of response of Ypsilanti Township and Superior Township fire departments. There is no change in the area of response for the City of Ypsilanti Fire Department. The attached agreement details the new areas of response for both Ypsilanti Township and Superior Township.

RECOMMENDED ACTION: (Approval)

ATTACHMENTS: Fully executed agreement from Ypsilanti Twp.

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: 7/17/18

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2018-178
July 17, 2018

**A RESOLUTION FOR APPROVAL OF THE AUTOMATIC MUTUAL AID
AGREEMENT REVISION BETWEEN THE CITY OF YPSILANTI, YPSILANTI
TOWNSHIP AND SUPERIOR TOWNSHIP FIRE DEPARTMENTS**

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, on January 1st, 2015 the City of Ypsilanti, Ypsilanti Township and Superior Township Fire Departments entered into an Automatic Mutual Aid agreement for structure fire response; and

WHEREAS, upon demand of Ypsilanti Township and Superior Township a revision to upgrade the response areas where both Ypsilanti Township and Superior Township will respond; and

WHEREAS, the new areas of response will be as follow:

- Superior will respond to the entire City of Ypsilanti and to the entire Ypsilanti Township jurisdictions.
- Ypsilanti Township will respond to the entire City of Ypsilanti and the entire Superior Township jurisdiction.
- The City will respond to Superior Township sections 13 to 36 between Clark and Ford Roads and to Ypsilanti Township sections 1 to 24 between Clark and Textile Roads.

NOW, THEREFORE BE IT RESOLVED that the City of Ypsilanti does hereby approve the Automatic Mutual Aid Agreement Revision between the City of Ypsilanti, Ypsilanti Township and Superior Township Fire Departments.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



REQUEST FOR LEGISLATION
July 17, 2018

To: Mayor and City Council

From: Joe Meyers, Interim Director of Community and Economic Development

Subject: Traffic Engineering for Road Diet of Huron, Hamilton, Washtenaw, and Michigan Avenue RFP Results

SUMMARY & BACKGROUND:

The potential for a road diet in the areas of Huron Street, Hamilton Street, M-17 (Washtenaw Avenue) and I-94 BL (Michigan Avenue) in the Downtown Ypsilanti area has been discussed for several years locally and with WATS (Washtenaw Area Transportation Study).

Recent meetings with MDOT have confirmed that the Huron/Hamilton intersection and reconstruction of Huron St. and Hamilton Street are still being programmed for 2020. In order to make or suggest any changes to the rights-of-way, the City will need to provide a traffic engineering study to prove need and impact to MDOT.

At your February 20, 2018 meeting, the City Council approved the release of the RFP for Traffic Engineering Study.

In April 2018, the City received four (4) RFP's for the services of a traffic engineering study to complete the project. A team including representatives from the City, MDOT, Washtenaw County Road Commission and WATS reviewed the proposals scored each proposal (Bid tabulations attached).

The review team is recommending HRC from Bloomfield Hills proposal be accepted at a cost of \$55,000 to \$65,000. While this firm is not the least expensive it scored the highest. The review team also feels that this firm has the strongest understanding of the service needed and the MDOT Process for road diets. They were also the only firm that's proposal understood the need to have MDOT be a partner in the project from start to finish.

RECOMMENDED ACTION: Staff recommends approval of the HRC RFP for Traffic Engineering Services for Road Diet capacity analysis along Huron St., Hamilton St., Washtenaw Ave., and Michigan Ave., in Downtown Ypsilanti.

ATTACHMENTS: Bid Tabs, HRC's RFP and Resolution

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: _____

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



(Revised 7-16-18)
Resolution No. 2018 - 179
7/18/2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The Michigan Department of Transportation is programming road repairs to Huron and Hamilton for 2020; and

WHEREAS, The City of Ypsilanti has interest in the future design and possible changes to the design of the roadways of Huron Street, Hamilton Street, Washtenaw Avenue, and Michigan Avenue; and

WHEREAS, In order to make recommendations for future changes to the rights of way, the City is responsible for the submission of traffic engineering analysis;

WHEREAS, The City Council authorized an RFP be released a RFP for Traffic Engineering Study on February 20, 2018 meeting, and

WHEREAS, Four proposals were submitted, reviewed and scored by a review team consisting of representatives of City, MDOT, Washtenaw County Road Commission and WATS, and

WHEREAS, The review team is recommending awarding the proposal to HRC from Bloomfield Hills for a cost of \$55,000 to \$65,000, and

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council accepts the proposal from HRC for Traffic Engineering Services for Road Diet capacity analysis along Huron St., Hamilton St., Washtenaw Ave., and Michigan Ave., in Downtown Ypsilanti.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

Proposal Tabulations for Traffic Engineering Services for Road Diet capacity analysis along Huron St., Hamilton St., Washtenaw Ave., and Michigan Ave., in Downtown Ypsilanti.

Company	Score	Estimated Price	Notes
HRC Bloomfield Hills, MI	85 out of 110 Points	\$55,000 to \$65,000	Strong understanding of the service and experience with MDOT Process for road diets. 581 Hours to complete
AECOM Southfield, MI	70 out of 110 Points	\$100,000	Good understanding of project but most of team has limited experience on road diets. 886 Hours to complete
Flies & Vanderbrink Farmington Hills, MI	60 out of 110 Points	\$13,000 to \$16,000	Decent understanding of service and most of the team have limited experience with road diets. Low number of hours to complete. 182 Hours to complete
DLZ Lansing, MI	55 out of 110 Points	\$75,500	Generic proposal with a low understanding of the proposal. The team is qualified but no similar experience in the service. 580 Hours to complete.

SCORE SHEET

The selection team will complete one consensus score sheet.

This score sheet will be used to score proposals. This is not to be used for low bid.

MDOT PROJECT MANAGER HRC		JOB NUMBER	CONTROL SECTION	DESCRIPTION (if no JN/CS)	
CROSSED OUT = NOT REQUIRED		** = OPTIONAL		ALL OTHER SPACES REQUIRED	
**** ALL VENDORS MUST BE SCORED ****					
SELECTION CRITERIA		VENDOR NAME:		TIER II	
☐ Vendor does not appear to have any conflicts of interest concerning this service. ☐ Vendor has met DBE goal or has approved waiver if DBE goal was assigned.		TIER III TOTAL POSSIBLE SCORE **		TIER III TOTAL POSSIBLE SCORE **	
***Understanding of Service. Describe understanding of the service, innovations, and/or safety program intended to be proposed. This information is to be based on the scope of services.		COMMENTS Strong understanding of the service including need for public meeting. Understand MDOT buy-in and meeting our design deadline. Miovision data collection for ped/bike		35 35 35	
Qualifications of Team. Provide organization chart, if required. Describe the structure of the project team including the roles of all key personnel and sub vendors. For each sub vendor, describe role in service and include what percent of the named role that the sub vendor is expected to provide. Provide resumes for each of the key staff of the prime and sub vendors stated above.		COMMENTS Good team. Experienced with MDOT processes for road diets in coordination with future road projects.		50 50 50	
The Average Project Score must be obtained from CTRAK for each submitting prime vendor, for the past three years, and the number doubled. Perform reference checks when no scores are listed in CTRAK.		COMMENTS		20 20 20	
***Quality Assurance/Quality Control Process. Outline plan for this service including background information of selected manager for this service. Person performing the quality control review must have extensive experience with MDOT standards and practices.		COMMENTS		10 10 10	
Location. The percentage of work performed in Michigan will be used for all selections unless the project is for on-site inspection or survey activities, then location should be scored using the distance from the consultant office to the on-site inspection or survey activity. The combination of location and percentage of work performed in Michigan should not exceed 5 points. (See guideline for scoring above).		COMMENTS		5 5 5	
***Presentation. General evaluation of quality of presentation and technical proposal.		COMMENTS		20 20 20	
SELECTION TEAM NAME		Minimum/Maximum Subtotal prior to Presentation (if required)		75/110	
SELECTION TEAM NAME		Minimum/Maximum Grand Total Following Presentation		85	
SELECTION TEAM NAME		SELECTION TEAM MEMBER SIGNATURE		DATE	
SELECTION TEAM NAME		SELECTION TEAM MEMBER SIGNATURE		DATE	
SELECTION TEAM NAME		SELECTION TEAM MEMBER SIGNATURE		DATE	
SELECTION TEAM NAME		SELECTION TEAM MEMBER SIGNATURE		DATE	



REQUEST FOR LEGISLATION
July 12, 2018

From: Bonnie Wessler, City Planner

Subject: Armstrong Road; Acceptance as Public Road

SUMMARY & BACKGROUND

In 2014, the Ypsilanti Housing Commission, with Chesapeake Community Advisors, began the long process of demolishing Parkridge Homes and rebuilding with modern homes and infrastructure. As part of this process, we transferred the property to them, including the portion of Armstrong Road that runs east-west and now connects to First Street, with the agreement that this portion would be transferred back to the City once the project was complete.

They have reconstructed Armstrong Road to our standards. They are offering it back to us via a warranty deed, with a maintenance and guarantee bond for 50% of the construction cost for two years, per our standards.

RECOMMENDED ACTION: Approval

ATTACHMENTS: Warranty Deed and attachments
Road Dedication Agreement (2016)

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: 7/17/18

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2018 - 180
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Whereas, the construction of Armstrong Road has been completed; and

Whereas, the construction of those items within the right of way under the City's jurisdiction have been accepted as complete; and

Whereas, the current owner has submitted a Maintenance and Guarantee surety for an amount of 50% of the cost to construct, good for a duration of two years;

Now therefore be it resolved that the portion of Armstrong Drive and the associated right-of-way as described in the attached warranty deed is accepted by the City of Ypsilanti.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:

WARRANTY DEED

The Grantor, **NEW PARKRIDGE LIMITED DIVIDEND HOUSING ASSOCIATION LIMITED PARTNERSHIP, a Michigan limited partnership**, whose address is 601 Armstrong Drive, Ypsilanti, MI 48197, warrants and conveys to **CITY OF YPSILANTI**, a Michigan municipal corporation, whose address is One South Huron Street, Ypsilanti, MI 48197 the following described premises situated in the City of Ypsilanti, County of Washtenaw and State of Michigan:

See Attached Exhibit A

for the sum of One and 00/100 (\$1.00) Dollar. Subject to restrictions, rights of way, easements and buildings and use restrictions of record, if any.

The Grantor grants to the Grantee the right to make all division(s) under Section 108 of the Land Division Act, Act No. 288 of the Public Acts of 1967.

This property may be located within the vicinity of a farmland operation. Generally accepted agricultural and management practices which may include general noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act.

Signature page to follow.

Dated this ____ day of June, 2018

Signed by:

NEW PARKRIDGE LIMITED DIVIDEND
HOUSING ASSOCIATION LIMITED
PARTNERSHIP, a Michigan limited partnership

By: YHC-New Parkridge, LLC, a Michigan limited
liability company, its Managing General Partner

By: The Ypsilanti-Washtenaw Housing Corporation,
its Sole Member

By: _____
Zachary D. Fosler, Secretary

STATE OF MICHIGAN)
) ss.
COUNTY OF WASHTENAW)

The foregoing instrument was acknowledged before me this ____ day of June, 2018, by Zachary D. Fosler, the Secretary of The Ypsilanti-Washtenaw Housing Corporation, the Sole Member of YHC-New Parkridge, LLC, the Managing General Partner of New Parkridge Limited Dividend Housing Association Limited Partnership, a Michigan limited partnership.

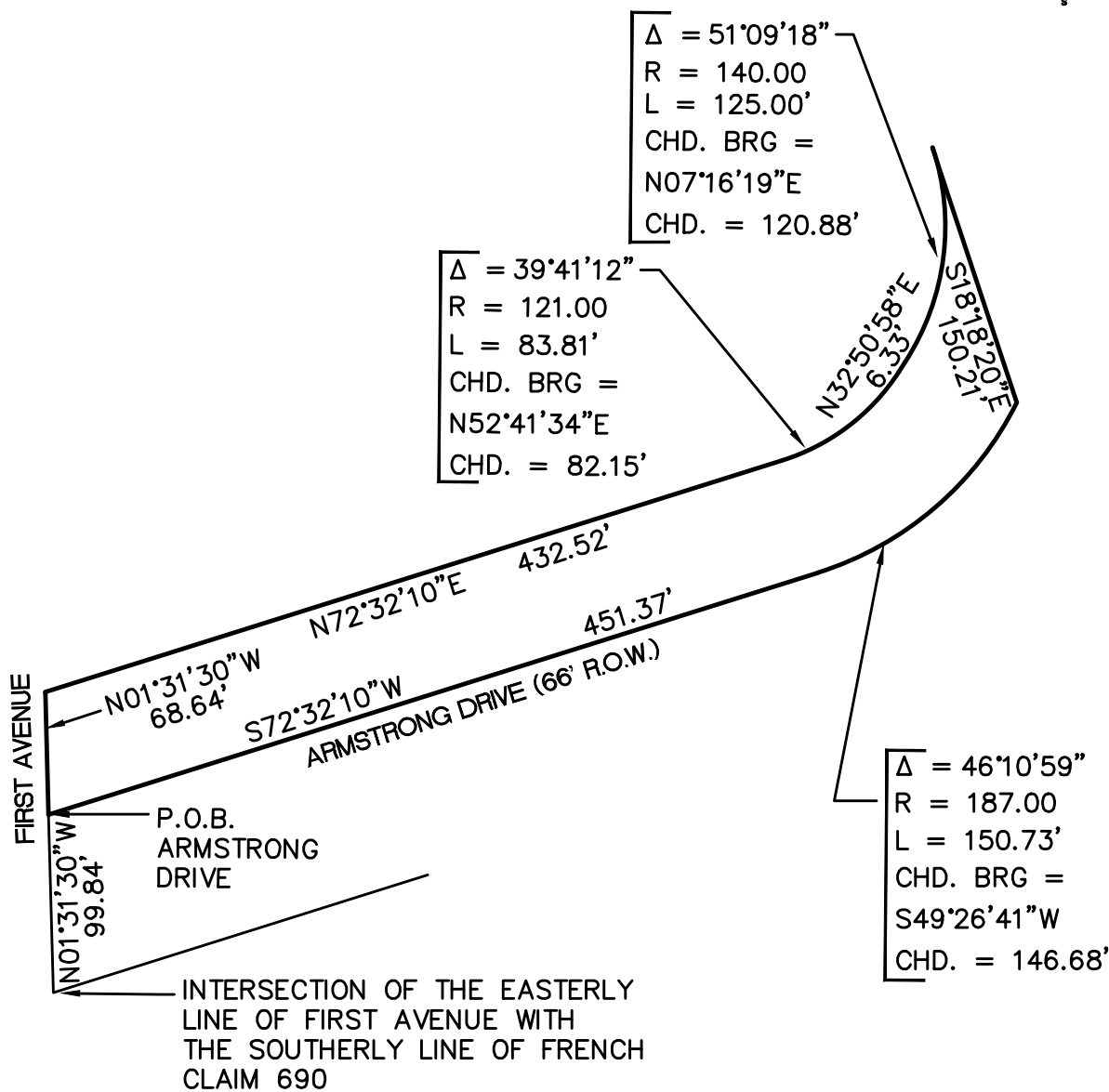
_____, Notary Public
_____ County, Michigan
Acting in _____ County
My commission expires: _____

Drafted By and Upon Recording Return To:
Thomas L. Lapka
MALLORY, LAPKA, SCOTT & SELIN, PLLC
605 South Capitol Avenue
Lansing, Michigan 48933
(517) 482-0222

Send subsequent tax bills to: Grantee
Tax Parcel #11-11-39-468-010 Contains more land
Recording Fees: \$30
Transfer Tax \$0 – Exempt under MCL 207.505(a) and 207.526(a)

Exhibit A

ARMSTRONG DRIVE (66.00 FOOT WIDE)



NOWAK & FRAUS ENGINEERS
46777 WOODWARD AVE.
PONTIAC, MI 48342-5032
TEL. (248) 332-7931
FAX. (248) 332-8257

PREPARED FOR:
CLIENT NAME
CLIENT NAME

SCALE
1" = 100'

DATE
06-29-2018

DRAWN
N.N.

JOB NO.
H802-02

SHEET
1 of 2

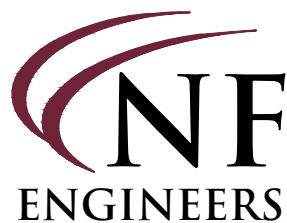
Exhibit A

ARMSTRONG DRIVE (66.00 FOOT WIDE)

LEGAL DESCRIPTION: ARMSTRONG DRIVE (66.00 FOOT WIDE)

Land situated in the County of Washtenaw, State of Michigan City of Ypsilanti, is described as follows:

Beginning at a point distant N.01° 31' 30" W. 99.84 feet from the intersection of the Easterly line of First Avenue, as it now exists 66.00 feet wide with the Southerly line of French Claim 690; thence along said Easterly line of First Avenue N.01° 31' 30"W. 68.4 feet; thence N.72° 32' 10"E. 432.52 feet; thence 83.81 feet along an arc of a curve to the left, (radius 121.00 feet, central angle 39° 41' 12", chord bears N.52° 41' 34"E., chord 82.15 feet); thence N.32° 50' 58"E. 6.33 feet; thence 125.00 feet along an arc of a curve to the left, (radius 140.00 feet, central angle 51° 09' 18", chord bears N.07° 16' 19"E., Chord 120.88 feet); thence S.18° 18' 20"E. 150.21 feet; thence 150.73 feet along an arc of a curve to the right, (radius 187.00 feet, central angle 46° 10' 59", chord bears S.49° 26' 41"W., chord 146.68 feet); thence S.72° 32' 10"W. 451.37 feet to the point of beginning. Containing 39,919 square feet or 0.916 acres..



NOWAK & FRAUS ENGINEERS
46777 WOODWARD AVE.
PONTIAC, MI 48342-5032
TEL. (248) 332-7931
FAX. (248) 332-8257

SCALE	DATE	DRAWN	JOB NO.	SHEET
	06-29-2018	N.N.	H802-02	2 of 2

ROAD DEDICATION AGREEMENT

This Agreement (this "Agreement") is made as of the 21 day of January, 2016 by and between Ypsilanti Housing Commission, a Michigan municipal housing commission ("YHC"), 601 Armstrong, Ypsilanti, Michigan 48917, and City of Ypsilanti, a Michigan home rule city (the "CITY") the address of which is 1 S. Huron Street, Ypsilanti, Michigan 48197.

RECITALS:

A. YHC and the City entered into a certain Option to Purchase Land dated as of February 4, 2014, as amended (the "Purchase Option Agreement") pursuant to which the City has or shall convey to YHC by Quit Claim Deed a parcel of land situated in the City of Ypsilanti, described in Exhibit A attached hereto (the "Housing Site").

B. YHC intends to re-develop the Housing Site as contemplated by the Purchase Option Agreement, and as part of such re-development has or shall cause to be constructed at no expense to the City, certain roadway and utility improvements in conformity to specifications provided by the CITY. The re-developed roadway and utility improvements to be constructed within the Housing Site are described in Exhibit B attached hereto (the "ROW's").

C. Pursuant to the terms of the Quit Claim Deed, the City reserved its rights in public road right-of-ways and public utilities as may be located in the ROW's to be dedicated back to the City, and it is the intent of the parties that such rights and obligations run with the land and be transferred to subsequent owners of the Housing Site.

D. YHC, on behalf of itself and it assigns, desires to dedicate the road and utility improvements within the ROW's to the CITY, and the CITY desires to accept such dedication.

AGREEMENTS:

Accordingly, the parties agree as follows:

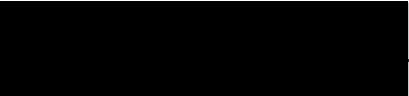
1. The Recitals above are incorporated as terms of this Agreement.
2. YHC by this Agreement dedicates the roadway and utility improvements with the ROW's, whether now existing and as may be constructed in the future, presently known as Armstrong Court and Armstrong Drive, to the CITY for public use as a public street; and the CITY hereby accepts such dedication. The CITY affirms that by acceptance of the dedication, by execution of this Agreement, the CITY has assumed responsibility for maintenance, repair and replacement of roadway and utilities improvements, and traffic controls, in the ROW's in the same manner as with all dedicated roads in the CITY.

3. The parties acknowledge and agree that this dedication does not convey title to the ROW's, and that if the roadway is vacated as a public right of way, the reversionary interest in the ROW's belongs to YHC, or its successors and assigns as owner of the Housing Site.

4. It is the intent of the parties that this Agreement be binding on the parties, their successors and assigns, and shall run with the land.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

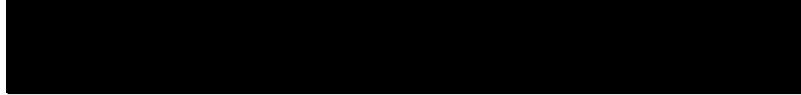
CITY:
CITY OF YPSILANTI


Amanda Edmonds
Mayor of the City of Ypsilanti

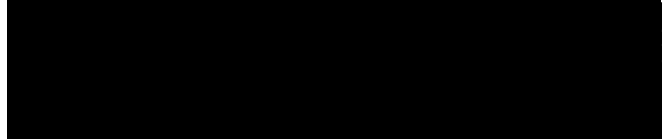
Dated: 12/15/15

STATE OF MICHIGAN)
COUNTY OF Washtenaw)ss.

The foregoing instrument was acknowledged before me on this 15th day of December, 2015, by AMANDA EDMONDS, who being duly sworn, did say that she is the Mayor of the City of Ypsilanti and did represent that she was duly authorized to execute this document on behalf of said Michigan municipality.


FRANCES M. McMullan, Notary Public
Washtenaw County, Michigan
Acting in Washtenaw County, Michigan
My commission expires: 10/25/2019

Dated: 12/15/2015


Frances McMullan
Ypsilanti City Clerk

STATE OF MICHIGAN)
COUNTY OF Washtenaw)ss.

The foregoing instrument was acknowledged before me on this 17th day of February, 2016, by FRANCES McMULLAN, who being duly sworn, did say that she is the Clerk of the City of Ypsilanti and did represent that she was duly authorized to execute this document on behalf of said Michigan municipality.


FRANCES M. McMullan, Notary Public
Washtenaw County, Michigan
Acting in Washtenaw County, Michigan
My commission expires: December 23, 2017

YHC:

YPSILANTI HOUSING COMMISSION

By
Zac

Date: 03 FEB 2016

STATE OF MICHIGAN)
COUNTY OF Washtenaw)ss.

The foregoing instrument was acknowledged before me on this 3rd day of February, 2016 by Zachary Fosler, who being duly sworn, did say that she is the Executive Director of the Ypsilanti Housing Commission, a Michigan municipal housing commission, and did represent that he was duly authorized to execute this document on behalf of said limited partnership.

Washtenaw County, Michigan
Acting in Washtenaw County, Michigan
My commission expires: 04/18/2019

Date: 2-3-16

STATE OF MICHIGAN)
COUNTY OF Washtenaw)ss.

The foregoing instrument was acknowledged before me on this 3rd day of February, 2016 by E. Renee Smith, who being duly sworn, did say that she is the Chairperson of the Ypsilanti Housing Commission, a Michigan municipal housing commission, and did represent that he was duly authorized to execute this document on behalf of said limited partnership.

Washtenaw County, Michigan
Acting in Washtenaw County, Michigan
My commission expires: 04/18/2019

Prepared by and when recorded return to:
Eric DeGroat
Clark Hill PLC
151 S. Old Woodward, Suite 200
Birmingham, MI 48009

203718001.3 49982/184600

EXHIBIT A

Land situated in the City of Ypsilanti, County of Washtenaw, State of Michigan, as follows:

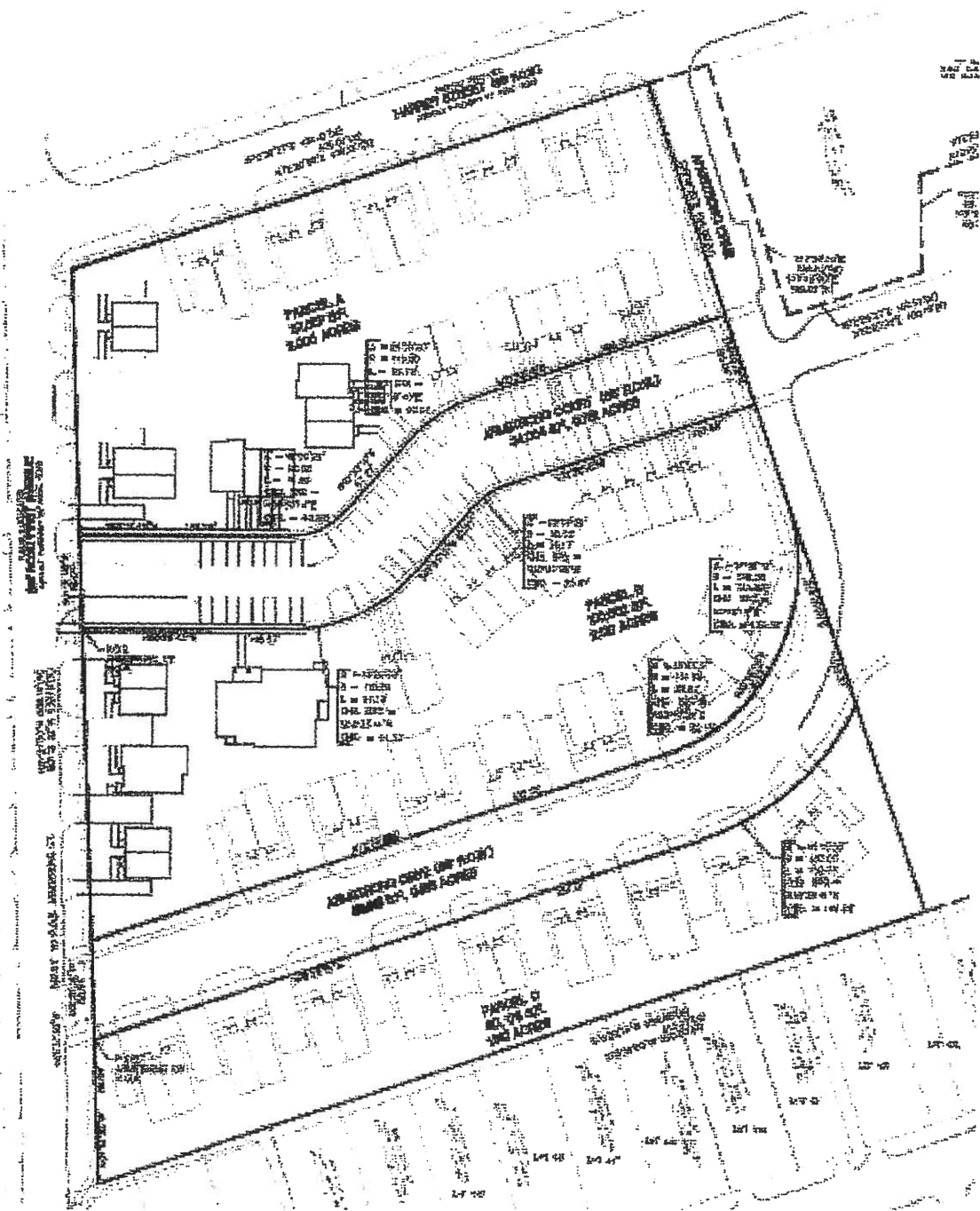
Beginning at the intersection of the easterly line of First Avenue, as it now exists 66 feet wide with the southerly line of French Claim 690; thence along said easterly line of First Avenue, North 1 degree 31 minutes 30 seconds West 639.16 feet to the southerly line of Harriet Street, as same now exists, 66 feet wide; thence along said southerly line of Harriett Street North 72 degrees 20 minutes East 476.07 feet; thence South 17 degrees 40 minutes East 185.82 feet; thence North 72 degrees 20 minutes East 100.19 feet; thence North 1 degree 4 minutes 5 seconds West 68.77 feet; thence North 72 degrees 20 minutes East 165.74 feet; thence North 72 degrees 25 minutes East 190.94 feet; thence South 2 degrees 2 minutes 17 seconds East 517.45 feet to a point in the Southerly line of French Claim 690; thence along said Southerly line of French Claim 690 South 72 degrees 36 minutes 5 seconds West a distance of 990.8 feet to the point of beginning.

Less any lands in the above description lying to the East of the following described line. Beginning at the intersection of the easterly line of First Avenue with the southerly line of French Claim 690. Then northerly along the east right of way line of First Avenue 639.16 feet to the southerly line of Harriet Street; thence easterly along the southerly right of way line of Harriet Street 431.41 feet to the point of beginning of said line; thence southeasterly to the southerly line of French Claim 690 at a point 615.97 feet East of the intersection of the South line of French Claim 690 and the East right of way line of First Avenue, being the point of ending of this line.

Tax Parcel No. 11-11-39-468-010 (covers more land)

Commonly known as 601 Armstrong Drive, Ypsilanti, MI

EXHIBIT B





REQUEST FOR LEGISLATION

July 17, 2018

To: Honorable Mayor and Ypsilanti City Council

From: Darwin D. P. McClary, City Manager

**Subject: ACCEPTANCE OF SCOPE OF SERVICES PROPOSAL – TRAIN STATION
AMTRAK RAIL PLATFORM PROJECT ENGINEERING SERVICES**

SUMMARY & BACKGROUND:

City council is being requested to authorize the acceptance of the Scope of Services Proposal with OHM Advisors to provide engineering services for the scope of work outlined in the firm's proposal dated July 10, 2018, associated with the Depot Town train station Amtrak rail platform project. Bergmann Associates would serve as a subcontractor under OHM for this project. The contract covers the following work items associated with the project:

- Feasibility Study – completion of the remaining items from the 2016 scope of work, including public input meeting on conceptual designs; assistance to council on selection of preferred design option; refining of concept to demonstrate minimal environmental impact; revision of cost estimates; review of site circulation and parking lot improvements with revised cost estimates
- Environmental Phase, Categorical Exclusion (CE) Submittal – prepare and submit application to MDOT and Federal Transit Agency for finding of Environmental Categorical Exclusion.

If the federal agency determines that an Environmental Assessment (EA) or an Environmental Impact Statement (EIS) is required, that work would be completed under a separate contract at additional cost.

OHM Advisors will be in attendance at council's July 17 meeting to answer any questions regarding this project, the firms' qualifications, or the proposal for services.

PREVIOUS COUNCIL ACTION:

2018-06-19 – City Council adopted the FY 2018-19 and 2019-20 budgets, which include appropriations of \$100,000 each fiscal year to assist in the funding of the planning work for the train station Amtrak rail platform project.

FINANCIAL IMPACT:

The scope of work associated with this contract is estimated to be \$108,000.

RECOMMENDED ACTION:

Authorize the acceptance of the Scope of Services proposal from OHM Advisors dated July 10, 2018, in the amount of \$108,000, and authorize the City Manager to execute the acceptance of the proposal on behalf of the city after approval by the City Attorney as to form.

ATTACHMENTS:

Scope of Services Proposal from OHM Advisors dated 7/10/18 – Amtrak Rail Platform Project

CITY MANAGER APPROVAL: DDPM

COUNCIL AGENDA DATE: 07/17/18

CITY MANAGER COMMENTS: Recommends approval

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2018 - 181
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti desires to establish a commuter train station platform in Depot Town to provide alternative transportation options for city residents and the commuting public and to provide a vital transportation link between the city, region, state, and interstate; and

WHEREAS, the city has been undertaking efforts over the past few years to help make a train station rail platform in Depot Town a reality; and

WHEREAS, the city has identified as the next steps in this project planning process to be (1) the completion of the feasibility study for the project; and (2) the application for finding of Environmental Categorical Exclusion for the project as outlined in OHM Advisors' July 10, 2018, Scope of Services proposal; and

WHEREAS, the City of Ypsilanti desires to move forward with these next steps in the project planning process;

NOW THEREFORE BE IT RESOLVED BY THE CITY OF YPSILANTI that the Ypsilanti City Council does hereby authorize the acceptance of the Scope of Services proposal from OHM Advisors of Livonia, Michigan, dated July 10, 2018, for the completion of the Feasibility Study and Environmental Categorical Exclusion Submittal phases of the Train Station Amtrak Rail Platform Project in the amount of \$108,000; and

BE IT FURTHER RESOLVED that the city council does hereby authorize the City Manager to execute the acceptance of the Scope of Services Proposal on behalf of the city after approval by the City Attorney as to form.

OFFERED BY: _____

SUPPORTED BY: -----

YES: NO: ABSENT: VOTE:



July 10, 2018

Darwin McClary
City Manager
City of Ypsilanti
One S Huron Street
Ypsilanti, MI 48197

RE: City of Ypsilanti Amtrak Rail Platform Project

Dear Mr. McClary:

OHM Advisors and Bergmann are pleased to submit this proposal to provide the services to complete the feasibility study and apply for a Environmental Categorical Exclusion (CE) for the construction of an Amtrak Rail Platform at a location in Depot Town between Cross Street and Forest Avenue.

Project History

The City of Ypsilanti (the City) began collaborating with the Southeast Michigan Council of Governments (SEMCOG), the Michigan Department of Transportation (MDOT) and Amtrak to develop a rail platform in Depot Town. The proposed users of the platform are the Amtrak Wolverine Line in the short term, and ultimately the proposed Commuter Rail Transit (CRT#1- Modified) Ann Arbor to Downtown Detroit inner-city commuter service.

The conceptual planning process began in the spring of 2016 with a feasibility study that lead to the development of three options (with three additional sub-options). These options range from a single platform with at grade pedestrian crossings to dual platforms with either an underground pedestrian tunnel or a pedestrian bridge connecting the two platforms. Along with the platform infrastructure, nearby parking lot improvements and local traffic circulation patterns were also analyzed. These options were presented to the City Council and the general public for comment in the summer of 2016. A preferred option was not selected during this time period.

In conjunction with the feasibility study, a construction project that closed two at-grade crossings, located at Grove and Park Streets, was completed in the fall of 2016. These closures decreased the travel time of the trains through the City, allowing for the anticipated stopping time needed at the rail platform.

Recently, the City has revived the rail platform project concept and asked for a summary of next steps. OHM and Bergmann appreciate the opportunity to assist the City through this development process.

Feasibility Study

A majority of this phase was complete in 2016 and culminated with the Council presentation and the removal of two at-grade crossings along the railway route. In order to resume the process, the options need to be revisited and vetted by the City Council and City staff. It is anticipated that a public meeting will be held to present the concepts and provide information to assist the City in choosing their favored option. Once an option is selected, our project team will refine the concept to demonstrate minimal or no environmental impacts, and the cost estimate will be revised to reflect current market costs. Site circulation and parking lot improvements will also be revisited at this time to provide updated project costs. OHM anticipates that only minimal revisions will be required based upon



comments received from the public and the City and no new alternatives will be proposed. If necessary, OHM will provide an amendment to cover any newly proposed alternatives.

This task will be setting the foundation for the application for a Categorical Exclusion in the Environmental Phase of the project. If the project is granted a CE, further analysis is not typically required. If the project is determined to need an Environmental Assessment, further analysis may be required. We propose as part of this task to complete a high level analysis of the section of the City to the west of Depot Town in regards to alternate locations. This analysis will be included in the Purpose and Need Statement for the CE application.

Time to complete 3 to 4 months from authorization
 Study Cost \$43,000

Environmental Phase, Categorical Exclusion (CE) Submittal

The next required task is to prepare and submit an application for a finding of Environmental Categorical Exclusion through MDOT and the Federal Transit Agency (FTA). Categorical Exclusion means a category of actions which do not individually or cumulatively have a significant effect on the human environment and which generally do not require the preparation of either an Environmental Impact Statement (EIS) or an Environmental Assessment (EA). Decisions to prepare EAs or EISs are made by the FTA. The FTA has two categories of CE Determinations; C-List and D-List. C-List is merely an administrative review of routine projects with no findings of adverse impacts. D-List require specific documentation demonstrating that the specific conditions for CEs are satisfied and that significant environmental effects will not result.

This task will include the completion of the Categorical Exclusion Worksheet for initial consideration, along with all the associated documentation (considerations noted below):

- Phase 1 is required due to the project being along railroad property
- Cultural Resources – SHPO coordination (Archeology / Architectural Historian required)
- Native American coordination – Federal coordination only

Time to complete (includes resubmittal) 6 to 8 months
 Review time by federal authority 2 months (assumed 2 reviews at 30 days each)
 Design Cost \$65,000

Scope of Work Item	Estimated Total Costs
Feasibility Study	\$43,000
CE Submittal	\$65,000
Project Phase Total (Feasibility Study and CE Submittal Only)	\$108,000

Future Tasks (not included in this scope)

Additional Environmental Tasks (if required by FTA)

IF the Federal Authority finds this project does **NOT** meet criteria for a CE (i.e. has the potential for significant impacts), the environmental phase of the project would be required to continue by completing an Environmental Assessment (EA). An EA is prepared for actions in which the significance of the environmental impact is not clearly established. Should environmental analysis and interagency review during the EA process find a project to have no significant impacts on the quality of the environment, a Finding of No Significant Impact (FONSI) is



issued. The timeline for an EA is a minimum of 1 year with an estimated minimum design cost for this project of \$100,000.

An additional possible requirement is the completion of an Environmental Impact Statement (EIS). This document is required by the National Environmental Policy Act (NEPA) for certain actions “significantly affecting the quality of the human environment”. An EIS is a tool for decision making. Though unlikely for this project, an EIS may be determined to be necessary. If that is the case, a minimum of 2 years will be needed to complete the process, and an estimated minimum design cost for this process is \$150,000.

Detailed Design Phase

An estimated schedule and budget for the design phase of this project can be determined once a concept is chosen by the stakeholders.

Approval and Acceptance

Approval and acceptance of this Scope of Services is effective upon the City’s signature. CONSULTANT is authorized to begin performance upon its receipt of a copy of this document signed by CLIENT. OHM will invoice the City on a monthly basis in accordance with the continuing services agreement between OHM and the City.

Sincerely,
OHM Advisors



Kent Early, P.E.

Accepted for City of Ypsilanti

(Signature)

(Printed Name)

(Title)

(Date)

cc: Joe Meyers, Interim Director of Community Development
Rick Chelotti, P.E., Bergmann
Jessica Katers, P.E., OHM Advisors



REQUEST FOR LEGISLATION
July 17, 2018

To: Mayor and Council

From: Chief Max Anthouard

Subject: Fire Station Solar Array Extension

SUMMARY & BACKGROUND:

Project Information:

To benefit from a governmental tax credit incentive, the purchase of the existing fire station solar array equipment was made on a lease-buy option where the cost of the materials is owned by Chart House Energy Investment Fund (the supplier) through a tax benefit period of six years, and the city will own the pre-purchased equipment at the end of this period.

The current solar panel array installation provides approximately 70% of the fire station electrical need. Last year, we estimated that it would cost approximately \$18,000 to add additional panels to make the fire station 100% solar powered. The \$18,000 allocation is approved in this year's budget.

Supplier and Contractor:

We would like to use the same suppliers and electrical contractor that we used two years ago for the following reasons:

- The supplier will combine the existing "lease-buy" agreement to include the new purchased equipment.
- The electrical contractor will be subcontracted by Chart House Energy. This will allow the city to take advantage of the 40% tax credit incentive for both the equipment we need to purchase and the electrical contractor work. This arrangement reduces the price of the project.
- We will be working with the same supplier for warranty work or material replacement.
- The electrical contractor S.U.R Energy is an Ann Arbor based company NA BCEP certified.

Cost:

The total cost for the project is \$33,000. Taking advantage of the 40% tax credit incentive for the equipment and electrical contractor, and providing the labor by using volunteers and fire department personnel reduces the cost to \$24,750. Unfortunately, an additional \$6,750 is still necessary for the realization of this project.

Because of the low quotes received from Chart House Energy and their ability to include an addendum to our current lease-buy agreement, no bid request was submitted.

Request summary:

This request is to:

- a. Allocate \$6,750 in addition to the \$18,000 budgeted for this project.
- b. Authorize the Fire Department to enter into a second lease-buy agreement with Chart House Energy for the purchase of the necessary equipment and electrical contractor work.

RECOMMENDED ACTION: (Approval/Denial)

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: 7/17/2018

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the City of Ypsilanti has a goal of maximizing the use of alternate sources of energy; and

WHEREAS, the City of Ypsilanti Fire Department would like to partner with SolarYpsi to install an additional 15 kilowatts of solar generating power to the existing 50 kilowatts system; and

WHEREAS, the overall system will save over 90% of our electrical energy consumption, and

WHEREAS; the total cost of the project is \$33,000, and will be reduced to \$24,750 by taking advantage of a governmental intensive and by having fire department personnel and volunteers installing the non-technical part of the system; and

FURTHER, allocate \$6,750 in addition to the \$18,000 budgeted for this project.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council authorizes an additional \$6,750 to the \$18,000 previously budgeted for this project then authorize the Fire Department to enter into a second lease-buy agreement with Chart House Energy for the purchase of the necessary equipment and electrical contractor work for a total cost of \$24,750; and

THAT, the City Manager is authorized to sign the purchase proposal with Chart House Energy.

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



Ypsilanti Fire Station Expansion – 11.8 or 15 kW Solar Project

Proposal

- 11.8 or 15 kW solar energy system
- Net metered service from Utility would supply the additional energy needed.
- City of Ypsilanti contribute pre-purchase price of solar system.
- Chart House Energy and City of Ypsilanti enter into a five-year equipment lease for the solar system.
- Chart House Energy will fund the remainder of the system, operate and maintain the system through the lease period.
- City of Ypsilanti will receive all the benefits generated by the solar system power generation.
- After tax benefit / financing period (5 yrs) City of Ypsilanti takes title to solar system.

Details

We would like to fund this project using existing tax equity investors. Chart House Energy will hold the lease, title, monetize the tax benefits and provide operations and maintenance. This way City of Ypsilanti can take advantage of the tax benefits available and reduce the net project cost.

Option 1	Option 2
15.3 kW	11.8 kW

52	40	295 W SolarWorld Panels
14.4 kW	14.4 kW	208V 3 phase SolarEdge Inverter
26	20	P730 SolarEdge Inverter

Unirac ballasted racking and all the balance of system required to install the solar array.

Engineering for permitting

Licensed Electrician

Assuming volunteer labor to install panels and racking

\$33,000	\$24,360	Total solar system as described above
----------	----------	---------------------------------------

\$24,750	\$18,270	City price
----------	----------	------------

From: noreply@civicplus.com [mailto:noreply@civicplus.com]

Sent: Tuesday, June 26, 2018 12:36 AM

To: Frances McMullan <fmcmullan@cityofypsilanti.com>; Andrew Hellenga <ahellenga@cityofypsilanti.com>

Subject: Online Form Submittal: Citizen Advisory Boards and Commissions Participation Resume

Citizen Advisory Boards and Commissions Participation Resume

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name	Kayia Robinson
Email Address	[REDACTED]
Address	[REDACTED]
City	Ypsilanti
State	MI
Zip Code	48198
Phone Number	[REDACTED]
Fax Number	Field not completed.
Number of Years in the Community	11
Ward You Live In	3
Education	4 year degree
Occupation	Real Estate Broker
Employer	Co-Owner
Are you applying for youth membership?	No

I would like to be considered and could devote sufficient time to serve on the following board or commission:

Ypsilanti Downtown Development Authority

Party Affiliation

Field not completed.

Field not completed.

Why are you interested in serving on these boards/commissions?

I would like to serve with the DDA because I have a vested interest in the city, and new ideas I believe would be beneficial to contribute to the group.

Work/volunteer experience related to the board or commission:

Field not completed.

I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.

Yes

I hereby certify that all of the information above is true.

Yes

Email not displaying correctly? [View it in your browser.](#)

Print**Citizen Advisory Boards and Commissions Participation Resume - Submission #397****Date Submitted: 6/26/2018**

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name*

Kayia Robinson

Email Address***Address****City**

Ypsilanti

State

MI

Zip Code

48198

Phone Number***Fax Number****Number of Years in the Community**

11

Ward You Live In

3

Education

4 year degree

Occupation

Real Estate Broker

Employer

Co-Owner

Are you applying for youth membership?

Three Commission Allow Youth Membership (Sustainability, Parks and Recreation, & Human Relations)

☐ Yes☒ No**I would like to be considered and could devote sufficient time to serve on the following board or commission:**☐ Review and Tax Assessment Board☐ Board of Ethics☐ Fire Civil Service Commission☐ YCUA☒ Ypsilanti Downtown Development Authority☐ Economic Development Corporation/Brownfield Redevelopment Authority☐ Historic District Commission☐ Ypsilanti Housing Commission☐ Human Relations Commission☐ Planning Commission☐ Non-motorized Advisory Committee☐ Zoning Board of Appeals☐ Property Maintenance Construction Board of Appeals☐ Parks and Recreation Commission☐ Ann Arbor Area Transit Authority☐ Police and Fire Pension Board☐ Huron River Watershed Council☐ Sustainability Commission☐ Police Advisory Commission**Party Affiliation**

If you are applying to serve on the Ethics Board please provide your political affiliation

Why are you interested in serving on these boards/commissions?*

I would like to serve with the DDA because I have a vested interest in the city, and new ideas I believe would be beneficial to contribute to the group.

Work/volunteer experience related to the board or commission:

Print**Citizen Advisory Boards and Commissions Participation Resume - Submission #396****Date Submitted: 6/25/2018**

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name*

Danielle Milner Brehmer

Email Address***Address****City**

Ypsilanti

State

MI

Zip Code

48197

Phone Number***Fax Number****Number of Years in the Community**

Two

Ward You Live In

Three

Education

Masters of Business Administration, Bachelors of Arts - Advertising

Occupation

Partner, DO:BETTER

Employer

DO:BETTER, LLC

Are you applying for youth membership?

Three Commission Allow Youth Membership (Sustainability, Parks and Recreation, & Human Relations)

☐ Yes☒ No**I would like to be considered and could devote sufficient time to serve on the following board or commission:**☐ Review and Tax Assessment Board☐ Board of Ethics☐ Fire Civil Service Commission☐ YCUA☒ Ypsilanti Downtown Development Authority☐ Economic Development Corporation/Brownfield Redevelopment Authority☐ Historic District Commission☐ Ypsilanti Housing Commission☐ Human Relations Commission☐ Planning Commission☐ Non-motorized Advisory Committee☐ Zoning Board of Appeals☐ Property Maintenance Construction Board of Appeals☐ Parks and Recreation Commission☐ Ann Arbor Area Transit Authority☐ Police and Fire Pension Board☐ Huron River Watershed Council☐ Sustainability Commission☐ Police Advisory Commission**Party Affiliation**

If you are applying to serve on the Ethics Board please provide your political affiliation

Why are you interested in serving on these boards/commissions?*

I am the co-owner of DO:BETTER, a brand studio that designs simple, emotional and intelligent brands for those businesses who are brave enough to want more. We specialize in creating brand identities, strategies, campaigns, and web designs.

We've worked with Ypsilanti-area organizations like Engage@EMU, Revalue, TinkerTech, Habitat for Humanity of Huron Valley, and the United Way of Washtenaw County, and grown to serve businesses in Ann Arbor, Canton, Dearborn Heights, Detroit, Lansing, Pinckney, Troy and others.

When we started DO:BETTER, my partners and I looked across Michigan, including into Detroit, Ann Arbor and Lansing, for a community that not only had a need for the type of work that we do, but more importantly, matched our gritty disposition and hope for the future. Ypsilanti was an easy choice.

The first lease we signed in Ypsilanti in July 2017 fell through several months later when the buildout project was cancelled. We found ourselves in the market for a space once again, and while we searched we pitched at Cultivate and B-24's, took client meetings at Beezy's and Sidetrack, and hosted presentations at Spark East and GoWork CoWork. We made the city our workshop, and in retrospect, while that was a challenging and frustrating time for us, it was amongst the most important investments we made into DO:BETTER and Ypsilanti.

After about 18 months, when our search came to an end in March, we considered ourselves incredibly fortunate. We're so happy to call 731 W. Cross Street the home of DO:BETTER.

Our experience during that time is one reason I want to serve on the Downtown Development Authority. We saw the goodwill and reciprocity of the community at work, and we also saw the challenges in the disparate identities and factions of the community. It was, and sometimes still is, a struggle to find reliable resources we could trust and that wanted to help.

I see great opportunities to engage the Cross Street community in the growth of Ypsilanti. I would like to ensure that Cross Street business owners no longer feel forgotten, or are referenced as such by others. I want to gather and share their perspectives, bridge the gaps in understanding and communication, and most importantly, create synergy between the revival of Downtown, the thriving of Depot Town, and the becoming of Cross Street.

At times, I have sensed some skepticism about my commitment to Ypsilanti because I don't live here. What I don't always mention is that I'm a divorced parent sharing custody of two children, which makes moving from my home in Howell nearly impossible.

Yet, I am sincerely happy to spend nearly 2 hours every day commuting to and from this great city and pledge all of my volunteer time, approximately 40 hours every month, and financial support to an Ypsilanti non-profit. It is my hope those factors, amongst my company's Pitch Ypsi donations, would help put any doubts about my loyalty to rest.

It would be both an honor and great responsibility to serve on the Downtown Development Authority, and I appreciate being considered for the appointment.

Work/volunteer experience related to the board or commission:

Prior to starting DO:BETTER, Danielle was the Senior Vice President, Strategy, Brand + Culture at a \$2 billion credit union with over 170,000 members. She was directly responsible for developing the organization's strategic plan and leading the effort toward differentiation. During her tenure, she was a key contributor to the organization's growth, which more than doubled in assets, membership and locations. Danielle identified and subsequently led the implementation of several functions and strategic initiatives critical to these advancements.

Danielle spent several years at Kolt Communications, an independent public relations and advertising agency where she specialized in shaping the stories of private, public and non-profit clients through both massive celebrations and difficult situations, earning the respect of clients and the media and a few dozen awards along the way.

Danielle also served as an Instructor at Michigan State University where she taught public relations writing and public relations campaigns courses. She is a featured financial services and innovation speaker around the country. Danielle earned her MBA from Cleary University and her BA from Michigan State University. Danielle is also a graduate of the Filene Research Institute's highly-esteemed i3 innovation program.

She currently gives her time to helping eliminate the circumstances of poverty, serving as the Big View Committee Chair of Circles of Washtenaw County. She's also served as Director for the Michigan Chamber of Commerce Foundation, a Trustee for the Michigan Credit Union League's Political Action Committee, a Meals on Wheels volunteer, and a Komen Mid-Michigan Director and Race Chair. In her spare time, Danielle enjoys running, historical fiction, and political commentary. At DO:BETTER, she says "Strategy" more than anyone else.

I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.

☒ Yes

I hereby certify that all of the information above is true.

☒ Yes

Citizen Advisory Boards and Commissions Participation Resume

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name	Ylondia Portis
Email Address	
Address	
City	Ypsilanti
State	Michigan
Zip Code	48197
Phone Number	
Fax Number	Field not completed.
Number of Years in the Community	16
Ward You Live In	Township
Education	BS Economics & Applied Stats Minor; Currently pursuing a MS in Communications @ EMU
Occupation	Self-Employed
Employer	Founder, BrandHrt Digital Insights & Strategy, located Downtown Ypsilanti
Are you applying for youth membership?	No
I would like to be considered and could devote sufficient time to serve on the following board or commission:	Ypsilanti Downtown Development Authority

Party Affiliation	Field not completed.
	Field not completed.
Why are you interested in serving on these boards/commissions?	I have a vested interest in the growth of Ypsilanti. As a local resident, I'm passionate about Ypsilanti, as it is our urban center of the area. As a business owner in the city, I'm equally excited to see it grow and thrive. I could have located my business in Detroit and possibly receive supporting funding from the city. I chose Ypsilanti because of its energy, friendliness, and non-pretentiousness. I really love the city and believe in its potential! I want to be a part of its growth.
Work/volunteer experience related to the board or commission:	Advisory Board for Runway Lansing
I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.	Yes
I hereby certify that all of the information above is true.	Yes

[Print](#)**Citizen Advisory Boards and Commissions Participation Resume - Submission #394****Date Submitted: 6/24/2018**

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name*

Ashanti Proffit

Email Address***Address****City**

Ypsilanti

State

Michigan

Zip Code

48197

Phone Number***Fax Number****Number of Years in the Community**

5

Ward You Live In

House

Education

Still in high school

Occupation

None

Employer

None

Are you applying for youth membership?

Three Commission Allow Youth Membership (Sustainability, Parks and Recreation, & Human Relations)

☒ Yes☐ No**I would like to be considered and could devote sufficient time to serve on the following board or commission:**

- | | | |
|--|---|---|
| ☐ Review and Tax Assessment Board | ☒ Ypsilanti Housing Commission | ☐ Parks and Recreation Commission |
| ☒ Board of Ethics | ☒ Human Relations Commission | ☐ Ann Arbor Area Transit Authority |
| ☐ Fire Civil Service Commission | ☒ Planning Commission | ☐ Police and Fire Pension Board |
| ☐ YCUA | ☐ Non-motorized Advisory Committee | ☐ Huron River Watershed Council |
| ☐ Ypsilanti Downtown Development Authority | ☐ Zoning Board of Appeals | ☒ Sustainability Commission |
| ☐ Economic Development Corporation/Brownfield Redevelopment Authority | ☐ Property Maintenance Construction Board of Appeals | ☐ Police Advisory Commission |
| ☐ Historic District Commission | | |

Party Affiliation

If you are applying to serve on the Ethics Board please provide your political affiliation

Why are you interested in serving on these boards/commissions?*

To learn more about them and be more involved in the community

Work/volunteer experience related to the board or commission:

None

I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.

☒ Yes

I hereby certify that all of the information above is true.

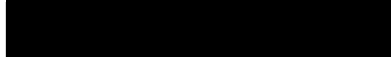
☒ Yes

Print**Citizen Advisory Boards and Commissions Participation Resume - Submission #331****Date Submitted: 12/6/2017**

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name*

Bill Riccobono

Email Address***Address****City**

Ypsilanti

State

MI

Zip Code

48197

Phone Number***Fax Number****Number of Years in the Community**

40+

Ward You Live In**Education**

Masters

Occupation

Retired YHS School Counselor

Employer

NA

Are you applying for youth membership?

Three Commission Allow Youth Membership (Sustainability, Parks and Recreation, & Human Relations)

☐ Yes☒ No**I would like to be considered and could devote sufficient time to serve on the following board or commission:**☐ Review and Tax Assessment Board☐ Board of Ethics☐ Fire Civil Service Commission☐ YCUA☐ Ypsilanti Downtown Development Authority☐ Economic Development Corporation/Brownfield Redevelopment Authority☐ Historic District Commission☐ Ypsilanti Housing Commission☐ Human Relations Commission☐ Planning Commission☐ Non-motorized Advisory Committee☐ Property Maintenance Construction Board of Appeals☐ Parks and Recreation Commission☐ Ann Arbor Area Transit Authority☐ Police and Fire Pension Board☐ Huron River Watershed Council☐ Sustainability Commission☒ Police Advisory Commission**Why are you interested in serving on these boards/commissions?***

I know a number of people in the community and am well aware of the issues both above and below the surface. I believe I am fair minded and would be effective in communicating with all involved parties. Lastly, I would like to serve and assist in this challenging area.

Work/volunteer experience related to the board or commission:

I am a facilitator for R.A.C.E., a free dialogue group open to the public, a volunteer in Peacemaking Circles via the Dispute Resolution Center which serves the Washtenaw district courts system. I am a member of the AA Friends Meeting (Quakers) and am active in their racial justice initiatives.

I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.☒ Yes

I hereby certify that all of the information above is true:

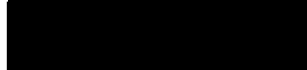
☒ Yes

Print**Citizen Advisory Boards and Commissions Participation Resume - Submission #342****Date Submitted: 1/6/2018**

The people of Ypsilanti are involved in their City government and are an important part of the community's achievements. Individuals interested in receiving more information in regards to serving on an advisory board or commission are invited to contact the City Clerk's Office at 734-483-1100. Alternatively, citizens who would like to participate can submit their information in the form below.

Name*

Lisa Voelker

Email Address***Address****City**

Ypsilanti

State

MI

Zip Code

48197

Phone Number***Fax Number****Number of Years in the Community**

16

Ward You Live In

3

Education

Master's Degree in Social Foundations of Education, BA Art Education

Occupation

Assistant Director of education organization

Employer

Southeast Michigan Stewardship Coalition, Eastern Michigan University

Are you applying for youth membership?

Three Commission Allow Youth Membership (Sustainability, Parks and Recreation, & Human Relations)

☐ Yes☐ No**I would like to be considered and could devote sufficient time to serve on the following board or commission:**

- | | | |
|--|---|---|
| ☐ Review and Tax Assessment Board | ☐ Historic District Commission | ☒ Parks and Recreation Commission |
| ☒ Board of Ethics | ☐ Ypsilanti Housing Commission | ☐ Ann Arbor Area Transit Authority |
| ☐ Fire Civil Service Commission | ☐ Human Relations Commission | ☐ Police and Fire Pension Board |
| ☐ YCUA | ☐ Planning Commission | ☐ Huron River Watershed Council |
| ☐ Ypsilanti Downtown Development Authority | ☐ Non-motorized Advisory Committee | ☐ Sustainability Commission |
| ☐ Economic Development Corporation/Brownfield Redevelopment Authority | ☐ Property Maintenance Construction Board of Appeals | ☐ Police Advisory Commission |

**Why are you interested in serving on these boards/commissions?***

I am committed to the social and ecological health of Ypsilanti. The Board of Ethics should be well rounded, and full. It's an entity that barely meets and I believe this needs to change. As of now I believe it has 2 members. I am a committed researcher and will always learn more about an issue before making a judgement on it, or a situation. I would like to use my creative problem solving skills to support a healthier, more just community.

Re: P&R Commission, I would like to work with the P&R Commission to connect youth and outdoor spaces somehow. In the summers I teach art at FLY Children's Art Center, at the RAC, and I would love to be able to use arts education to connect youth to our local greenspaces/public parks.

Work/volunteer experience related to the board or commission:

Board of Ethics: I taught for 5 years in K-8 position/s, and have worked with many different families/teachers in Ypsi and the surrounding areas (Lincoln, Saline, Ypsi Township, Willow Run). Often this position required objectivity and compassion, trust and tolerance, and a willingness to learn more about any given situation. I possess a Social Foundation of Education Master's Degree that focuses on identifying the foundations of social inequality and how communities can respond humanely and effectively.

P&R Commission: As AD for a stewardship-based K-12 education organization I have knowledge of local ecology, green spaces, history of these, and an interest in youth, science, outdoor education, and creative problem solving through the arts and through collaboration. I love and cherish our local public parks and spaces, and am committed to working to sustain these spaces for this community. I have many years experience facilitating school-community partnerships and supporting the development of meaningful relationships among groups working on shared issues. I enjoy working in groups that think creatively about how to work together to protect, grow, and maintain our shared public spaces.

I understand that appointment to a City of Ypsilanti board or commission requires regular attendance at board meetings.

☒ Yes

I hereby certify that all of the information above is true.

☒ Yes

**TRAFFIC REVIEW COMMISSION
MEETING MINUTES
June 19, 2018
4th floor Conference Room – 3:00 p.m.**

I. CALL TO ORDER

The meeting was called to order at 3:10 pm

II. ROLL CALL

Present: Chief DeGiusti, Interim Dir. Meyers, City Planner Wessler,

Staff: Exec. Secretary Nan Schuette

III. APPROVAL OF MINUTES

City Planner Wessler moved to approve the minutes of May 4, 2018 (Support: J. Meyers) and the motion carried unanimously.

IV. OLD BUSINESS

1. Alley, North Thompson Building

Council Member Murdock had concerns regarding the decision that was made on this item at the Traffic Review committee meeting in April. It was his opinion that the complaint went beyond tree trimming – it also impedes snow removal and unlike the other two buildings, the building under discussion has a fenced in yard with no on-site parking available and has made the section under discussion his permanent private parking spot. Police Department has stated they cannot ticket because there is no signage.

After further discussion by committee members, Chief DeGiusti agreed to meet with the parties of the three houses involved to determine if they can come up with a reasonable solution, prior to taking further action.

At the meeting held on June 19, 2018, Chief DeGiusti stated that Greg Swafford, Parking Enforcement Officer, spoke with the party involved. The tenant was not aware of ordinance requirements but after being informed, he agreed that he would no longer park in the alley with the understanding that if he did, it would warrant issue of a parking ticket.

2. Parkridge Center - Update

At a recent visit to the Parkridge Center, Chief DeGiusti was asked to investigate the "No Parking" signs on Armstrong on both sides of the street. This severely limits the parking for the Center especially during events. He questioned the decision on their installation since he had not seen any Traffic Control Orders requesting their installation. Some discussion was held on viability of same and Fire Chief Anthouard will check to ensure that fire trucks would be able to get down there prior to any decision being made.

At the meeting held today, it was agreed that the existing two parking spaces for vehicles with a handicap placard will be preserved, and parking on the east side of Armstrong Street, north of Armstrong Court/Hilyard Robinson Way would be permitted. Parking on both sides of Armstrong Street south of Armstrong Court/Hilyard Robinson Way would be prohibited until after the road turns to the west, due to concerns about truck clearances for snow removal and rubbish pickup. Signage may be provided by the developer.

3. New Parkridge Community - Update

This is a request to check for a possible crosswalk installation and signage for better access to the Center by residents of the New Parkridge Community. The committee discussed this in detail at the May meeting and were in favor of doing something. Director Kirton of Department of Public Services agreed to see if he would have money in his budget to accomplish this request.

Director Kirton gave an update on this issue at the June meeting and after some discussion, it was agreed that he would get a cost estimate from OHM to investigate the possibility of a crosswalk.

V. NEW BUSINESS

1. Street Parking on N. Huron

City Planner Wessler reviewed photographs of the area on N. Huron on the west side near the alley. There is enough room for one double parking space south of the alley, and one single parking spot north of the alley and south of the parking lot entrance. After some discussion, the committee agreed to install meter parking on both sites. Director Kirton will have meters installed.

2. Congress N/S Split intersection

This item was brought to the attention of TRC by Councilmember Bashert who had received a number of complaints from residents that drivers are ignoring the stop sign. She asked that a cross walk be considered at that area. After discussion, it was agreed that a painted crosswalk and other potential upgrades will be considered in the planned resurfacing of that area for 2019.

VI. FUTURE BUSINESS DISCUSSION/UPDATES

None.

VII. ADJOURNMENT

Since there was no further business, chief DeGiusti moved to adjourn the meeting (Support: J. Meyers) and the motion carried unanimously. The meeting adjourned at 3:32 p.m.

DRAFT

City of Ypsilanti Human Relations Commission

Annual report to the Mayor and City Council

The members of the Human Relations Commission (HRC) respectfully submit the following report to inform the Mayor and City Council of Ypsilanti, Michigan what the Commission accomplished in 2017 and has set as priorities for 2018.

Commissioners:

The Commission finished 2017 with the following individuals are commissioners: Amber Fellows, Ka'ron Gaines, Kyle Hunter, Sam Jones-Darling, Willow Krupin-Carter, Tanasia Morton, Theresa Saunders and John Shuler. Throughout 2017 we saw D'Real Graham, Krista Nordberg, and Jennifer Symanns depart the Commission.

We were delighted to have Dr. Devika Choudhuri join us in early 2018. Our current number as of June 4, 2018 is 7 commissioners and 1 youth Commissioner, this leaves two regular commissioner vacancies and one youth vacancy.

Accomplishments of the 2017 year:

- **Goals:**

The HRC conducts our goal setting session as our first meeting in January. In 2017, we set forth three major goals for the 2017 years and I am happy to report that each of them have found resounding success within our community.

1. Immigration Enforcement Forum

- This forum hosted in September brought together members of law enforcement, policy makers and the community to discuss the rising presence of the Immigration and Customs Enforcement Agency in the Ypsilanti area. In addition, members of the community were briefed on city ordinances preventing the disclosure of information related to immigration status and city non-discrimination ordinance protections for immigration status. The forum was attended by over 50 individuals at Ypsilanti Community High School.

2. Strategies to Combat Gentrification and Housing Discrimination

- The Commission agreed that Housing is considered a basic human right and that the right to be secure and safe within one's housing is as important as being physically and psychologically safe in the workplace. The Commission is uniquely aware that implicit racism and classism exists within all economic development due to systemic issues within our country. The Commission has acknowledged that the City of Ypsilanti cannot be insulated from the effects of housing discrimination and the forces of gentrification being conducted in other portions of the county. As part of this discussion, we agreed also that source of income discrimination includes the refusal of acceptance for federal housing vouchers (Section 8) and student loans.
- The Commission met in joint session with the Planning Commission and Sustainability Commission to discuss how each commission could act within their

jurisdictions to combat gentrification. This meeting has resulted in a master plan update process.

3. Amendment to the City's Non-Discrimination Ordinance

- The HRC provided City Council with an amendment to the City's Non-discrimination ordinance in mid-2017. The updated NDO included language from the Michigan Department of Civil Rights' model ordinance with the addition of Immigration Status as a protected class.
- The HRC believes to date that the Ypsilanti NDO is the most progressive ordinance to protect minority and historically disadvantaged persons anywhere within the State of Michigan.
- In addition to adding several more protected classes, the ordinance cleaned up language and specified some ambiguity which will allow the HRC and the City to enforce the ordinance to the best of our ability.

Goals for 2018:

For 2018, the Commission has determined the following goals:

1. Implementation of Commission Bylaws

- The Commission has drafted and is preparing to adopt a set of bylaws. The bylaws will set out standards for compliance with policies, how the Commission approaches discrimination cases, and how the Commission handles the behavior of its members.
- The Bylaws are expected to be adopted at the regular meeting to take place at the end of June 2018.

2. Housing Discrimination and Gentrification

- The Commission has determined that housing discrimination and gentrification are two of the most important issues to the City of Ypsilanti's long-term future as a diverse community. Housing, which in our belief is the ability to have a solid roof over one's head that is hazard free and enables the person to develop naturally is a basic human right.
- The Commission has determined that as a body there is little we can do in the way of development aside from ensure our community is educated on historical patterns of discrimination which includes gentrification.
- The Commission has directed the Chair and Vice-Chair to work closely with the Planning Commission to ensure a coordinated citywide effort on affordability.
- The Commission has directed the Chair and Vice-Chair to work with the City of Ann Arbor's Human Rights Commission to establish a future time and day for a joint-session of the two bodies to discuss Housing Affordability and Source of Income discrimination within our two communities.

3. Cultural Competency

- The Commission has determined that the need for cultural competency training is an ongoing concern for the city. We are currently evaluating options for potential policy and training opportunities which the Commission may wish to engage in.

Statement on Community Input:

As a Commission, we believe that the right of the community to provide valuable input into the workings of their government is beneficial to the City of Ypsilanti. We wish to see continuing opportunities for dialog between neighbors both within the city and within our surrounding communities. The Commission believes this type of input is the best possible method to ensure that tensions between the citizenry and the City are minimal and to expand the base of understanding that is required within our diverse and growing community. As part of the bylaw discussions we have determined that our public comment procedures were arcane, we have reformed them and sought to grant a person a minimal of three minutes and granted the Chairperson the ability to extend that time based on the amount of people wishing to participate in public comment.

On Gendered Language:

It is the intent of the Commission to eliminate all gendered references within city ordinances as is legally possible to do. This is to ensure that we may seek to be inclusive of the diversity within our community and acknowledge that gendered language seeking to establish a binary which does not exist except within a social construct.

Finally, on behalf of the Human Relations Commission I would like to thank the community for being supportive of our initiatives. We as a Commission know that some of the issues we discuss are not always easy conversations to have, politically correct, and many topics are loaded with a vile history of intolerance. We must continue to look forward as a community to develop the best possible outcomes for every person that resides within our community whether it be for a day or for decades. It is upon each of us to think about these decisions we make now and look to the future.

Respectfully,
Sam Jones-Darling
Chairperson, Human Relations Commission



Resolution No. 2018-182
July 17, 2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



ACTION MINUTES

CITY OF YPSILANTI
CITY COUNCIL REGULAR MEETING
CITY COUNCIL CHAMBERS - ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, JULY 17, 2018
6:30 p.m.

I. CALL TO ORDER –

The meeting was called to order at 6:30 p.m.

II. ROLL CALL –

Council Member Bashert	(6:39) Present	Council Member Robb	Present
Mayor Pro-Tem Brown	Present	Council Member Vogt	Present
Council Member Murdock	Present	Mayor Edmonds	Present
Council Member Richardson	Present		

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. AGENDA APPROVAL –

The agenda was approved as amended

Change:

Removed: Resolution No. 2018-162 and Resolution No. 2018-163, an ordinance to amend Chapter 58, Article IV, Division 2 of the City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises.

Moved: Resolution No. 2018-180, accepting Armstrong Drive Right-of-Way and Warranty Deed, to the beginning of Section XIII, Resolutions/Motions/Discussions.

VI. CLOSED SESSION – 6:30-7:00 p.m.

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

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 6; No – 0; Absent – 1 (Bashert)

Adjourned to Closed Session at 6:35 p.m.

Reconvened to Open Session at 7:08 p.m.

VII. INTRODUCTIONS

VIII. PRESENTATIONS –

IX. AUDIENCE PARTICIPATION –

X. REMARKS BY THE MAYOR –

XI. ORDINANCES - FIRST READING –

Ordinance No. 1317

1. 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.

- A. Resolution No. 2018-160, determination

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved as Amended: Yes – 7; No – 0; Absent – 0

- B. Public Hearing

- C. Resolution No. 2018-161, close public hearing

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 7; No – 0; Absent – 0

Ordinance No. 1318

- ~~2. An ordinance to amend Chapter 58, Article IV, Division 2 of the Ypsilanti City Code of Ordinances to provide for a right of tenants to post signs on leased residential premises.~~

- ~~— A. Resolution No. 2018-162, determination~~

- ~~— B. Public Hearing~~

- ~~— C. Resolution No. 2018-163, close public hearing (Removed)~~

Ordinance No. 1319

3. 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.

- A. Resolution No. 2018-164, determination

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 7; No – 0; Absent – 0

- B. Public Hearing

- C. Resolution No. 2018-165, close public hearing

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 7; No – 0; Absent – 0

XII. CONSENT AGENDA –

Resolution No. 2018-166

1. Resolution No. 2018-167, approving minutes of June 13 and June 19, 2018.
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
2. Resolution No. 2018-168, approving appointments to boards and commissions.
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
3. Resolution No. 2018-169, approving Ordinance No. 1314 to amend Chapter 50 of the Ypsilanti City Code to adopt the 2018 Edition of the NFPA (Sections 50-32); to update the conflict provisions (Section 50-33) ; and to make additions, insertions and changes (NFPA 1: 2018 Edition, Section 50-34) to provide for penalties. *(Second Reading)*
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
4. Resolution No. 2018-174, approving contract with Saladino Construction Co. for Sidewalk Ramp Replacement Program. (Added)
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
5. Resolution No. 2018-175, accepting the bid from Severance Electric Co., Inc. for traffic signal improvements for the Prospect/Maus Intersection. (Added)
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
6. Resolution No. 2018-183, awarding bid to Morawski's Roofing & Restoration for the replacement of the City Hall roof. *(Added)*
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
7. Resolution No. 2018-184, approving of Stormwater, Asset Management, and Wastewater (SAW) Grant Scope of Work proposed by Orchard, Hiltz & McCliment, Inc. (OHM). *(Added)*
Offered By: Council Member Robb; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0

XIII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2018-180, accepting Armstrong Drive Right-of-Way and Warranty Deed.
Offered By: Mayor Pro-Tem Brown; Seconded By: Council Member Vogt
Approved: Yes – 7; No – 0; Absent – 0
2. Resolution No. 2018-170, approving Ordinance No. 1315 to amend the Zoning Ordinance to add "apartments located below the ground floor of permitted non-residential uses" as a

permitted use to Neighborhood Corridor (NC), General Corridor (GC) and Historic Corridor (HC). ***(Second Reading)***

Offered By: Council Member Richardson; Seconded By: Council Member Bashert

Approved: Yes – 6; No – 1 (Robb); Absent – 0

3. Resolution No. 2018-171, approving Ordinance No. 1316 to amend the Zoning Ordinance to add "Automobile repair, less than 5,000 square feet" as a permitted use to Neighborhood Corridor (NC), General Corridor (GC), and Historic Corridor (HC) with the specific regulations that all repair and storage be within a fully enclosed building and that business hours be limited to 7:00 a.m. to 10:00 p.m. ***(Second Reading)***
Offered By: Mayor Pro-Tem Brown; Seconded By: Council Member Bashert
Approved as Amended: Yes – 7; No – 0; Absent – 0
4. Resolution No. 2018-172, to support hanging the 'Black Lives Matter' flag in Council Chambers.
Offered By: Council Member Bashert; Seconded By: Mayor Pro-Tem Brown
Approved as Amended: Yes – 7; No – 0; Absent – 0
5. Resolution No. 2018-173, approving the 2018-2019 Administrative Contract for the Fire and Police Pension.
Offered By: Mayor Pro-Tem Brown; Seconded By: Council Member Richardson
Approved: Yes – 7; No – 0; Absent – 0
6. Resolution No. 2018-154, approving the Sponsorship Request for the 2018 Heritage Festival.
Offered By: Council Member Richardson; Seconded By: Council Member Bashert
Approved as Amended: Yes – 7; No – 0; Absent – 0
7. Resolution No. 2018-176, amending the 2018-2019 fee schedule.
Offered By: Council Member Robb; Seconded By: Council Member Murdock
Approved: Yes – 6; No – 0; Absent – 1 (Richardson)
8. Resolution No. 2018-177, approving Property and Liability Insurance Renewal with Michigan Municipal League (MML) Liability and Property Pool.
Offered By: Council Member Vogt; Seconded By: Council Member Murdock
Approved: Yes – 7; No – 0; Absent – 0
9. Resolution No. 2018- 178, approving Automatic Mutual Aid Agreement Revision between the City of Ypsilanti, Ypsilanti Township and Superior Township Fire Departments.
Offered By: Council Member Murdock; Seconded By: Council Member Bashert
Approved: Yes – 7; No – 0; Absent – 0
10. Resolution No. 2018-179, approving the Huron/Hamilton Road Diet proposal.
Offered By: Mayor Pro-Tem Brown; Seconded By: Council Member Bashert
Approved as Amended: Yes – 7; No – 0; Absent – 0
11. Resolution No. 2018-180, accepting Armstrong Drive Right-of-Way and Warranty Deed.
(Moved)

11. Resolution No. 2018-181, authorizing the Acceptance of the Scope of Services Proposal from OHM for the completion of the Feasibility Study and Environmental Categorical Exclusion Submittal phases of the Train Station Amtrak Rail Platform Project.

Offered By: Council Member Vogt; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 7; No – 0; Absent – 0

12. Resolution No. 2018-185, approving a second lease-buy agreement with Chart House Energy for solar array equipment at the Ypsilanti Fire Department to install additional kilowatts of solar generating power to the existing 50 kilowatts system.

Offered By: Council Member Richardson; Seconded By: Mayor Pro-Tem Brown

Approved: Yes – 7; No – 0; Absent – 0

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 –

Community Benefits Ordinance (CBO) Work Session - August 29, 2018

Nominations:

Ypsilanti Downtown Development Association

Kayia Robinson (vacancy – exp. 7/1/2022)

36 N. Washington St.

Ypsilanti, MI 48197

Danielle Milner Brehmer (vacancy – exp. 7/1/2022)

731 W. Cross

Ypsilanti, MI 48197

Yolanda Portis (replacing Diana Wong – exp. 7/1/2019)

8763 Trillium Drive

Ypsilanti, MI 48197

Sustainability Commission

Ashanti Proffit – (youth appointment – exp. 5/1/2019)

444 Second

Ypsilanti, MI 48197

Police Advisory Commission

Bill Riccobono (vacancy)
503 Roosevelt
Ypsilanti, MI 48197

Parks and Recreation Commission

Lisa Voelker (vacancy)
117 Pearl St
Ypsilanti, MI 48197

Delois Wilson (reappointment)
418 Ainsworth
Ypsilanti, MI 48197

Cherisa Allen
450 Burton Ct.
Ypsilanti, MI 48197

XVII. COMMUNICATIONS FROM THE CITY MANAGER –

XVIII. COMMUNICATIONS –

- June 19, 2018 Traffic Review Committee minutes
- Human Relations Commission Annual Report

XX. AUDIENCE PARTICIPATION –

XXI. REMARKS FROM THE MAYOR –

XXII. CLOSED SESSION –

Closed Session to discuss City Manager evaluation. OMA 15.268. Section 8(a)

Offered By: Council Member Richardson; Seconded By: Mayor Pro-Tem Brown
Approved: Yes – 7; No – 0; Absent – 0

Adjourned to Closed Session at 10:56 p.m.

Reconvened to Open Session at 12:15 a.m.

XXIII. ADJOURNMENT –

Resolution No. 2018-182, adjourning the City Council meeting
The meeting adjourned at 12:20 a.m.