Approved

CITY OF YPSILANTI
COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, JULY 2, 2013
7:00 P.M.

I. CALL TO ORDER –

The meeting was called to order at 7:05 p.m.

II. ROLL CALL –

Council Member Jefferson	Present	Council Member Robb	Present
Council Member Moeller	Present	Council Member Vogt	Present
Council Member Murdock	Present	Mayor Schreiber	Absent
Mayor Pro-Tem Richardson	Present		

Council Member Murdock moved, supported by Council Member Vogt to excuse the absence. On a voice vote the motion carried and the absence was excused.

III. INVOCATION –

Mayor Pro-Tem Richardson asked all to stand for a moment of silence.

IV. PLEDGE OF ALLEGIANCE –

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

V. INTRODUCTIONS –

Mayor Pro-Tem Richardson introduced EMU Student Leadership President Desmond Miller and welcomed those who present with him.

Council Member Murdock introduced Gillian Ream, AAATA Board Nominee

Mayor Pro-Tem Richardson acknowledged and welcomed Parkridge Community Center and Washtenaw Community College staff members.

VI. AGENDA APPROVAL –

At the request of Council Member Robb, Resolution No. 2013-112 was moved from the Consent Agenda to Motions/Resolutions/Discussions.

Agenda approved as amended.

VII. PRESENTATIONS –

None

VIII. AUDIENCE PARTICIPATION-

None

IX. REMARKS BY THE MAYOR –

X. MINUTES –

Resolution No. 2013-109, approving minutes of June 18, 2013.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Minutes of June 18, 2013 be approved.

OFFERED BY: Council Member Moeller
SUPPORTED BY: Council Member Vogt

On a voice vote the minutes were approved as submitted.

XI. CONSENT AGENDA Resolution No. 2013-110

1. Resolution No. 2013-111, approving 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:

NAME	**BOARD**	**TERM TO EXPIRE**
Cathy Thorburn (reappointment) **1212 Sherman** **Ypsilanti, MI 48197** **Term Expires: 6/19/2016**	**Recreation Commission**	**6/19/2016**
Alex Easley (reappointment) **8500 Lawrence Ave.** **Ypsilanti, MI 48197**	**YDDA**	**7/7/2017**

~~2. Resolution No. 2013-112, increasing number of AAATA park and ride spaces in Washington Street parking lot.~~ ***(Moved to Motions/Resolutions/Discussions)***

3. Resolution No. 2013-113, authorizing the Mayor and Clerk to sign Ann Arbor Transportation Authority Amendment #2 to Articles of Incorporation.

WHEREAS, the City of Ypsilanti desires to join the Ann Arbor Transportation Authority, and has approved Amendment # 2 of the Articles of Incorporation of Ann Arbor Transportation Authority, and

WHEREAS, the City of Ann Arbor and the Ann Arbor Transportation Authority are in the process of approving and signing Amendment # 2 of the Articles of Incorporation of the Ann Arbor Transportation Authority, now Ann Arbor Area Transportation Authority,

Now Therefore;

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the Mayor and City Clerk are authorized to sign and execute Amendment # 2 of the Articles of Incorporation of the Ann Arbor Transportation Authority for and on behalf of the city, subject to the approval of the city attorney.

OFFERED BY: Council Member Murdock
SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried and the consent agenda (Resolution No. 2013-110) was approved.

XII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2013-114, requesting City Manager prepare a report to the extent and necessity of a special assessment project.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS pursuant to Ypsilanti City Code section 90-31 City Council passed a resolution authorizing the commencement of a special assessment project to determine the feasibility and value of creating a streetlight special assessment district;

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council hereby refers the matter to the City Manager to prepare a report to include all necessary and pertinent information for Council to ascertain the cost, extent and necessity of the special assessment project and what proportion should be borne by the property benefited, and what proportion should be paid by the City.

OFFERED BY: Council Member Vogt
SUPPORTED BY: Council Member Jefferson

SUMMARY & BACKGROUND:

Due to the City's budgetary challenges as well as its established commitment to green initiatives, City Council previously requested staff to proceed with a special assessment district for streetlights. In February 2013, an initial City Manager's Report was submitted. Based on City Council input, revised numbers from DTE, and additional research, staff is seeking to submit a revised report.

Ypsilanti City Code Section 90-36 requires a City Council resolution to authorize the City Manager to prepare a report on any proposed assessment district in order to ascertain the cost, extent and necessity of the project as well as establish what proportion of the assessment should be borne by the properties benefited.

Created in consultation with the City Attorney, below is a tentative schedule outlining next steps should City Council approve this resolution for the report to be submitted.

TENTATIVE TIMELINE:

- July 2, 2013 - Resolution requesting submittal of a City Manager report
- July 16, 2013 - Report of City Manager submitted
  - Resolution of Necessity and establishment of public hearing date regarding objections
- August 6, 2013 - Public presentation and public hearing regarding objections

- Resolution approving project and ordering roll
- Review and certification of roll and establishment of two public hearing dates regarding objections to roll

- August 20, 2013 - Public hearing regarding objections to roll and review by Council

- September 3, 2013 - Second public hearing regarding objections to roll
  - Confirmation of roll by City Council

City Manager Lange explained that earlier this year the City Manager submitted a report on this issue, however after careful review it was determined by Attorney O'Jack that the resolution before Council is necessary prior to the City Manager's report in order to begin and move forward with the streetlight special assessment project.

Council Member Murdock asked about the timeline and how the requirements would be met.

Mr. Lange answered he understands the city would need to place the notice in a newspaper of circulation and mail a notice to every property owner.

Council Member Murdock asked when would the notice go out.

Ms. Gillotti stated she doesn't have the date with her but confirmed that notices will be sent to all property owners along with the process for objecting. She said staff is suggesting two public hearings to give residents ample time to address the project.

Council Member Murdock questioned the time line for the public hearings.

Ms. Gillotti explained that the first public hearing is a general one about the assessment process and it is required before the roll is established, and it is separate from the two which solicit public feedback regarding the roll. She said the notices will include both public hearing dates and the timeline meets the date requirements as set forth in the city charter.

Council Member Robb said the second public hearing scheduled for September 3 is a very bad day and said historically Council has been accused of having a secret meeting when held on the day before or after Labor Day.

Mr. Lange stated that the timeline is tight. He said that the DTE conversion contract has to be approved before July 31 so he will request a special meeting. He said he is trying to make the winter tax season.

Council Member Murdock asked if there are any other options for objection besides verbal.

City Attorney Barr answered any citizen can file an objection, however if there is a certain percentage of objections the charter says there must be a super majority to proceed. If Council approves then they can elect to go to court.

Ms. Gillotti stated that if 40% or 50% of property owners object, Council needs a supermajority to approve.

Council Member Robb asked if a ballot referendum to appeal the ordinance could occur.

City Attorney Barr replied yes and said if that occurred the ordinance would be suspended until after the election.

Mr. Barr said the dates can be changed by the next meeting if Council desires.

On a roll call, the vote to approve Resolution No. 2013-114 was as follows:

Mayor Pro-Tem Richardson	Yes	Council Member Jefferson	Yes
Council Member Robb	Yes	Council Member Moeller	Yes
Council Member Vogt	Yes	Council Member Murdock	Yes
Mayor Schreiber	Absent		

VOTE:

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

2. Resolution No. 2013-105, approving fee schedule. ***(Tabled June 18, 2013)***

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
SUPPORTED BY: Council Member Vogt

Assistant to the City Manager Ericka Savage gave a brief summary and stated that all of the special event fees have been added to the fee schedule. She said the additions were mostly informational and not as much actual fees. She said the policy was created in order to combine all of the applications into one. She said the differences were listed in the summary.

Council Member Vogt asked if any contact was made with the major event organizers and are they on board with the policy and fees?

Ms. Savage answered she spoke with the Heritage Festival coordinator. She said the policy is not on the agenda because more vetting with organizers is needed. She said she recently finished the policy and the only thing it changes is how things are done, designates profit, non-profit, city-sponsored, etc. She said the policy defines and clarifies what is done for each type of event and the things that are required. She said if the fees are adopted without the policy, staff will continue to operate as in the past.

Council Member Murdock stated that the fees and policy are interconnected. He asked if an event could be held outside of the defined event season from May through October.

Ms. Savage replied yes it is possible they would have to contact the Special Event Coordinator before completing the application.

Ms. Savage explained how Class 3, Class 3A and Class 4 events would be handled.

Council Member Murdock stated that other than the Color Run he cannot think of any event that is not non-profit.

Ms. Savage said the fee schedule stands on its own and is based on what it takes for the city to cover the event and gives the city discretion on deciding to contribute or co-sponsor an event.

Council Member Robb noted that policy is created by City Council.

Council Member Murdock recalled that historically most fees were there to cover the cost of DPW, Police and administrative fees. He said the capital parks fee is what caused the repercussions. He said the new fees are for the smaller events.

Ms. Savage said the recommendation is based on the possibility that the size of a class 3 event could vary.

Council Member Murdock stated that the Heritage Festival was created by ordinance and the city has historically supported it.

Ms. Savage said events designated as city-sponsored or co-sponsored events are listed in the policy.

In summary, Ms. Savage clarified that security deposits remain the same unless it is a Class 4 event or it is an event that requires a street closure.

Council Member Murdock asked about the Heritage Festival and the Color Run.

Ms. Savage said the Heritage Festival would be classified as 4A because it serves alcohol and the Color Run would be classified as a 4.

Ms. Savage indicated that nothing was changed on Class 3 events except the $250 park improvement fee was added due to the hazards and labor fees. She said there are various things that establish the level of hazard.

Council Member Robb asked staff to explain the hourly rate plus 10%.

Mr. Barr answered the city cannot charge fees to make money but to cover costs. He said the city can charge less than it costs, however in the past with prosecution cases, Council has rejected to having the additional burden.

> Council Member Robb moved to amend the Clerk section regarding FOIA costs to indicate that electronic copies are free.

The motion died for lack of support.

> Council Member Robb moved to amend the Clerk section regarding the fee for the charter and code and ordinance to indicate that electronic copies are free.

The motion died for lack of support.

> Council Member Robb moved to change the fee for Snow Removal from $50 to $15 for the first violation.

The motion died for lack of support.

> Council Member Robb moved, supported by Council Member Vogt, to amend the events policy regarding defaults to state that a person/organization in default is not eligible for special events until balance is paid in full.

Events Coordinator Amanda Holsinger recalled only one application that did not make a full payment.

Council Member Murdock commented that if someone doesn't pay after an annual event a late fee penalty should be applied as an incentive to pay up.

Ms. Holsinger said most pay in full within the 30 day invoice. She said the city does give the event the option to deduct costs from the security deposit and sometimes the deposit is held.

Mr. Barr said a penalty could be added but staff would have to go back and figure out what it would be, it could not be done arbitrarily.

Ms. Holsinger said there was a turnover in the Girls on the Run event that caused payment to be delayed.

On a roll call, the vote to approve the amendment regarding defaults was as follows:

Council Member Robb	Yes	Council Member Moeller	No
Council Member Vogt	Yes	Council Member Murdock	Yes
Mayor Schreiber	Absent	Mayor Pro-Tem Richardson	No
Council Member Jefferson	No		

VOTE:

Yes: 3 No: 3 (Jefferson, Moeller, Richardson) Absent: 1 (Schreiber) Vote: Failed

Council Member Robb moved to eliminate non-resident fee rates.

The motion died for lack of support.

Council Member Robb moved, supported by Council Member Murdock to amend the alarm fees to state that the 2nd occurrence is $100 and the 3rd, 4th and 5th is $300 for Police and Fire , and 6 or more is $1,000 for Police.

Mayor Pro-Tem suggested tabling this amendment. Council Members Robb and Murdock objected.

On roll call, the vote on the amendment was as follows:

Council Member Vogt	No	Council Member Murdock	Yes
Mayor Schreiber	Absent	Mayor Pro-Tem Richardson	No
Council Member Jefferson	No	Council Member Robb	Yes
Council Member Moeller	No		

VOTE:

Yes: 2 No: 4 (Vogt, Jefferson, Moeller, Richardson) Absent: 1 (Schreiber) Vote: Failed

Council Member Robb moved, supported by Council Member Vogt to add the fee of $50 for marriages performed by the Mayor.

Council Member Moeller felt that residents who pay taxes should not have to pay for the Mayor to perform a marriage.

On a roll call the vote to approve the amendment to add $50 for marriages to the fee schedule was as follows:

Mayor Schreiber	Absent	Mayor Pro-Tem Richardson	Yes
Council Member Jefferson	Yes	Council Member Robb	Yes
Council Member Moeller	No	Council Member Vogt	Yes
Council Member Murdock	Yes		

VOTE:

Yes: 5 No: 1 (Moeller) Absent: 1 (Schreiber) Vote: Carried

Council Member Robb moved to add a fee of $10 for same sex marriages.

The motion died for lack of support.

Council Member Robb asked what a sign or banner fee is.

Mr. Barr explained the fee is related to the sign ordinance.

On a roll call, the vote to approve the fee schedule as amended was as follows:

Council Member Jefferson	Yes	Council Member Robb	No
Council Member Moeller	Yes	Council Member Vogt	Yes
Council Member Murdock	No	Mayor Schreiber	Absent
Mayor Pro-Tem Richardson	Yes		

VOTE:

Yes: 4 No: 2 (Murdock, Robb) Absent: 1 (Schreiber) Vote: Carried

***** The approved fee schedule is on file in the Clerk's Office and is available on city website.***

3. Resolution No. 2013- 115, approving engagement letter between the City of Ypsilanti and Abraham & Gaffney, P.C. for the annual audit for fiscal year ended June 30, 2013.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the certain engagement letter between the City of Ypsilanti and Abraham & Gaffney, P.C., Certified Public Accountants, dated April 16, 2013, for the annual audit for the fiscal year ended June 30, 2013, be and the same hereby is approved. The City Manager is authorized to sign for and on behalf of the City of Ypsilanti.

OFFERED BY: Council Member Moeller
SUPPORTED BY: Council Member Jefferson

Fiscal Services Director Marilou Uy gave the background.

BACKGROUND:

Last April 9, 2013, City Council approved the professional services for conducting the City Audit by Abraham & Gaffney, P.C., for a period of three fiscal years starting with fiscal year ending 2013 to 2015. The engagement letter dated April 16, 2013, outlines the services the new auditors will provide and the audit objectives, management responsibilities, audit procedures, audit administration, fees, and others for the annual audit for fiscal year ending June 30, 2013.

Council Member Murdock asked why the City Manager is authorized to sign the contract and suggested the contract signers be the Mayor and City Clerk as outlined in the charter.

Council Member Murdock moved, supported by Council Member Robb to amend the resolution to state the contract must be signed by Mayor and City Clerk.

Mr. Barr said he is not sure why the City Manager was authorized to sign. He said the city charter does prescribe that all contracts should be approved by Mayor and Clerk and recalled that over the years Council has given the Manager authorization to approve and sign contracts under $25,000 unless given additional authority by Council. He said he has reviewed and approved the engagement letter.

Council Member Murdock said he would like to continue with the standard practice that is consistent with the charter.

On a roll call, the vote to approve the amendment was as follows:

Council Member Jefferson	No	Council Member Robb	Yes
Council Member Moeller	Yes	Council Member Vogt	Yes
Council Member Murdock	Yes	Mayor Schreiber	Absent
Mayor Pro-Tem Richardson	No		

VOTE:

Yes: 4 No: 2 (Jefferson, Richardson) Absent: 1 (Schreiber) Vote: Carried

On a roll call the vote to approve Resolution No. 2013-112 as amended was as follows:

Council Member Moeller	Yes	Council Member Vogt	Yes
Council Member Murdock	Yes	Mayor Schreiber	Absent
Mayor Pro-Tem Richardson	Yes	Council Member Jefferson	Yes
Council Member Robb	Yes		

VOTE:

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

The resolution as approved reads as follows:

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the certain engagement letter between the City of Ypsilanti and Abraham & Gaffney, P.C., Certified Public Accountants, dated April 16, 2013, for the annual audit for the fiscal year ended June 30, 2013, be and the same hereby is approved. The ~~City Manager is~~ Mayor and City Clerk are authorized to sign for and on behalf of the City of Ypsilanti.

4. Resolution No. 2013-116, approving Memorandum of Understanding (MOU) between Washtenaw Community College and the City of Ypsilanti regarding Parkridge Community Center.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, funding for Parks and Recreation in the City is limited at this time;

WHEREAS, the City of Ypsilanti recognizes the importance of the maintenance of its Parks and Recreation resources to the quality of life of citizens;

WHEREAS, partnerships with organizations having an interest in those resources are necessary to accomplish goals for improving and maintaining the quality of life in the City;

WHEREAS, the Washtenaw Community College has informally operated Parkridge Community Center for a number of years and are prepared to

formally assume operational and management responsibilities for the Parkridge Community Center;

WHEREAS, the City wishes to enter into a contractual relationship with Washtenaw Community College to provide training, education and recreational programming at the Parkridge Community Center; and

NOW THEREFORE IT IS RESOLVED THAT the Mayor and the City Clerk are authorized to sign the attached Memorandum of Understanding allowing the Washtenaw Community College to operate the Parkridge Center on behalf of the City of Ypsilanti for two years, beginning on January 1, 2013.

OFFERED BY: Council Member Jefferson
SUPPORTED BY: Council Member Vogt

Ms. Gillotti gave an overview of the Memorandum of Understanding and said it is expected to go for two years.

SUMMARY & BACKGROUND:

Washtenaw Community College has provided programming at the Parkridge Community Center for several years at the request of the Parkridge Advisory Board. During that time WCC was able to increase the amount of programming, establish an annual summer camp at the Center as well as coordinate programming by others at the Center.

This operation has continued without a formal agreement for several years. City Council Goals from 2009-2010 identified the need to formalize partnerships with Friends groups and others for operation of City facilities. The 2008-2012 Parks and Recreation Plan also lists as a goal to formalize relationships with Friends groups and other operators. City staff worked with WCC to try to translate the current operations model into the attached Memorandum of Understanding (MOU).

Memorandum of Understanding (MOU)
The attached MOU will formally allow WCC to operate the Parkridge Community Center on behalf of the City of Ypsilanti for two years (starting Jan. 1, 2013), with the potential to extend for another year.

WCC will provide staffing including a full-time and part-time administrator to operate the center from 8:30 a.m. to 8:30 p.m. Monday through Friday during the school year, and with somewhat reduced hours in the summer. The administrator will not only coordinate WCC programming but also programming from outside groups that seek to provide programming/services at Parkridge Center.

WCC's programming will include educational and training programming as well as recreational programming. WCC will provide computers and support for the computer lab, which will be available to youth and adults. A brochure depicting a typical school-year schedule as well as a summer camp flier is attached.

Operational Costs
The agreement notes that the City will remain responsible for utilities, two part-time staff, janitorial services, and any capital improvements. Based on 3 years of expenditures at the Parkridge Center, the average cost to run the Parkridge Center for a month is $4,000-$5,000. In this amount are two part-time staff, payment for janitorial services, utilities, telephone and minimal office supply budget. This does not include any outside contractual services or operational supplies.

Outside Support

The City has received consistent support for the two part time positions and for half of the utility/janitorial costs from Mr. John Barfield on behalf of the Parkridge Advisory Board. Mr. Barfield has already provided for 2-years of operating expenses, which are currently being held at the Ann Arbor Community Foundation, and being release in the amount of $4,000 a month to the City to pay for expenses (see attached letter). The City intends to also develop and MOU with the Parkridge Advisory board to further clarify their contribution and role in creating a sustainable Parkridge Community Center.

The City has budgeted for half the utilities/janitorial a month, as well an additional $2,500. That estimate annual amount is approximately $12,500 for fiscal year 2013/2014.

Past contributions for the city for capital expenses are listed below. No additional capital expenditures are planned for the next two years.

City spent $282,857 in 2008, 2009 and 2011 on improvements

2008	Window & one exterior door replacement	$140,415
2009	Roof replacement	$ 52,215
2009	Bathroom renovations	$ 40,138
2009	Ceiling and Light replacements	$ 33,016
2009	Exterior door replacement	$ 5,973
2011	HVAC improvements	$ 11,100

In summary, while the attached agreement indicates that the City is responsible for capital improvements, utilities, janitorial services, etc., the City is not expecting to pay more than its previously allocated $12,500 for fiscal year 2013/2014, noting that additional contributions have already been made by Mr. Barfield on behalf of the Parkridge Advisory board.

Ms. Gillotti stated that this MOU is different from other agreements with friend groups in that there are two partners. She said both parties have reviewed the agreement which sets up responsibilities for WCC and the city.

Monique James, representing WCC, thanked Council for their consideration of continuing the partnership of Parkridge Community Center and WCC. She gave an overview of the programs provided.

Mayor Pro-Tem Richardson acknowledged the presence of Anthony Williamson, Parkridge Administrator.

Mr. Williamson stated that Parkridge is a community center with programming for all in the community.

Ms. James said she is a lifelong Ypsilanti resident and she is proud to be before Council on this issue tonight.

Council Member Jefferson thanked Mayor Pro-Tem Richardson for her efforts in 2003 in reviving the center and acknowledged the contributions of Mr. Williamson and his staff for giving the community hope and providing valuable activities.

On a roll call, the vote to approve Resolution No. 2013- 116 (Parkridge MOU) was as follows:

Mayor Pro-Tem Richardson	Yes	Council Member Jefferson	Yes
Council Member Robb	Yes	Council Member Moeller	Yes
Council Member Vogt	Yes	Council Member Murdock	Yes
Mayor Schreiber	Absent		

VOTE:

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

Mayor Pro-Tem thanked Council for passing the resolution unanimously.

5. Resolution No. 2013-117, approving listing agreement with Swisher Commercial for property located at 220 N. Park Street.

WHEREAS, the City Council has included disposition of property in council goals for 2011-2012 and 2012-2013 goal setting resolutions; and

WHEREAS, the City has property at 220 N. Park available for redevelopment; and

WHEREAS, the City desires to seek purchase offers through the a listing agent;

NOW, THEREFORE, BE IT RESOLVED THAT the Ypsilanti City Council approves the attached listing agreement with Swisher for the listing of 220 Park Street for sale; and

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

OFFERED BY: Council Member Robb
SUPPORTED BY: Council Member Vogt

Teresa Gillotti gave the background.

BACKGROUND/SUMMARY:

The Boys and Girls Club held a long term lease for the use and care of the facility at 220 Park Street. In December of 2010, the Boys and Girls Club asked to break their lease, and moved their operations to Chapelle School.

The City has had various groups interested in the same type of long-term arrangement where the facility would be operated by others, and leased for a $1 each year. As council has included in 2011/2012 and 2012/2013 council goals to sell assets including property, city staff has pursued listing the property for sale with Dave Hamilton of Swisher Realty.

The property will be listed at $285,000 to start, and listed only for sale, not for lease. A 6% commission will be provided upon sale. The property is currently zoned R-4, multi-family housing.

Mayor Pro-Tem Richardson asked if any improvements have been made to the building.

Ms. Gillotti replied no.

On a roll call, the vote to approve Resolution No. 2013-117 was as follows:

Council Member Robb	Yes	Council Member Moeller	Yes
Council Member Vogt	Yes	Council Member Murdock	Yes
Mayor Schreiber	Absent	Mayor Pro-Tem Richardson	Yes
Council Member Jefferson	Yes		

VOTE:

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

4. Resolution No. 2013-112, increasing number of AAATA park and ride spaces in Washington Street parking lot. ***(Added from Consent Agenda)***

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Ann Arbor Area Transportation Authority (AAATA) has requested the use of 22 spaces within the City-owned portion of the Washington Street parking lot for park and ride use; and

WHEREAS, the AAATA intends to utilize this Park and Ride area as one in a series of small Park and Ride lots along the #4 AATA bus route to accommodate increased bus service along that route; and

WHEREAS, the City had previously entered into an agreement for 11 Park and Ride spaces in 2011; and

WHEREAS, the City of Ypsilanti will contribute the value of the lease ($10,450) to AAATA for a period of 12 months beginning on July 1, 2013;

NOW, THEREFORE, BE IT RESOLVED THAT the Ypsilanti City Council approves the attached lease agreement with AAATA for 22 Park and Ride spaces in the Washington Street parking lot effectively replacing a similar agreement from 2011; and

FURTHER, that the $10,450 be considered an annual contribution to AAATA for its operations on behalf of the City of Ypsilanti

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

OFFERED BY: Council Member Robb
SUPPORTED BY: Council Member Murdock

Teresa Gillotti gave the background.

<u>BACKGROUND/SUMMARY</u>:

In the fall of 2011, the City Council entered into an agreement with AATA for leasing of 11 spaces for use as park and ride spaces for the transit station. This park and ride lot is one of a series of a small park and ride locations along the Washtenaw Avenue Corridor provided to accommodate increased bus service on the #4 route along Washtenaw Avenue

The initial agreement valued the leased spaces at $7,800 annually. The agreement did include a provision to evaluate this amount in light of the changes to the Washington Street parking lot related to the addition of meters in 2011, and resulting change in visitor use. The agreement automatically renews unless one or both party gives notice of a desire to terminate,

Near the end of the first year of agreement, AATA staff inquired as to whether or not they could increase the number of park and ride spaces. As well, they requested to change the compensation from a payment to a credit, and they requested that Ypsilanti staff provide an estimate for the increased cost from going from 11 to 22 spaces.

Calculating a lease value:

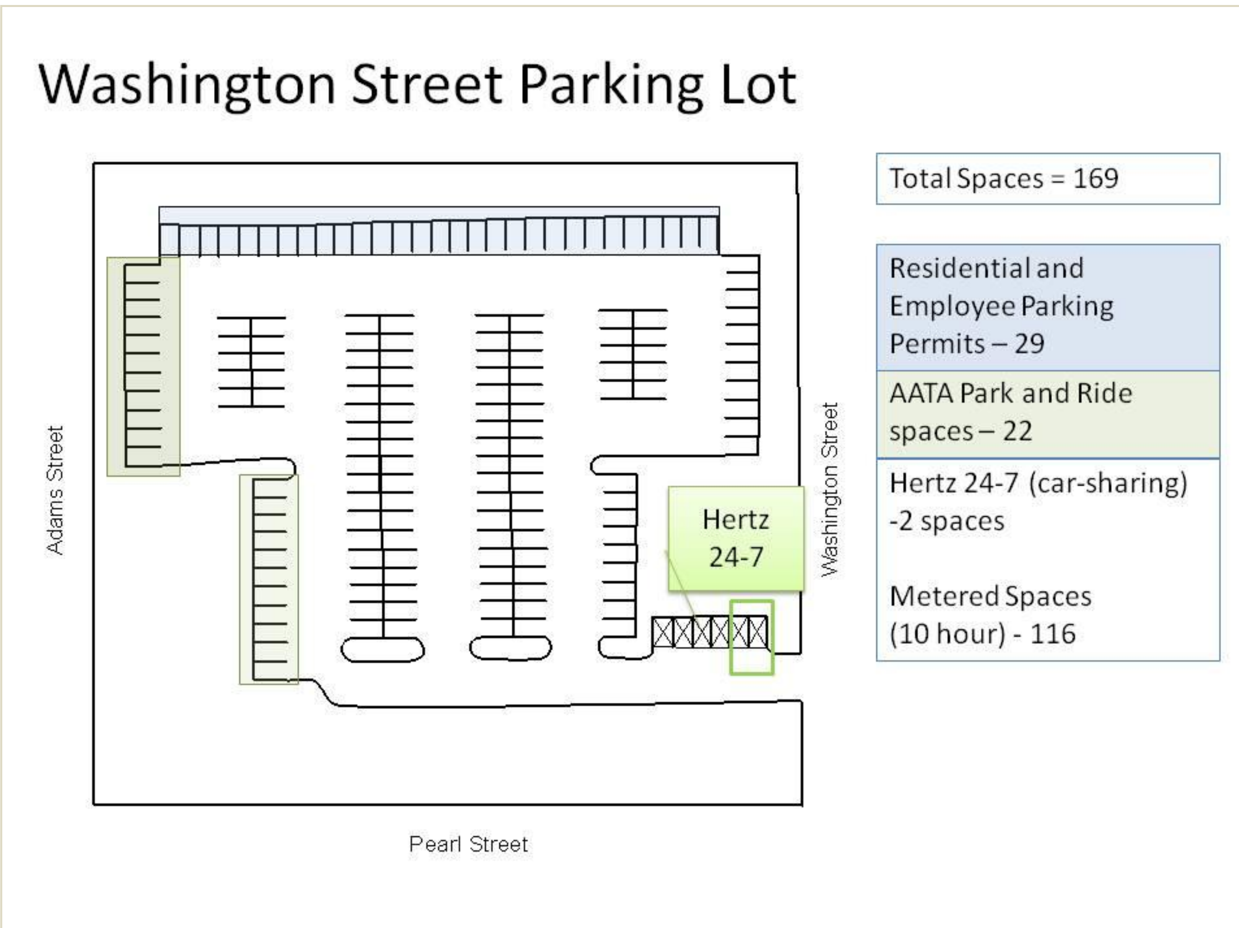
As mentioned, the initial amount charged to AATA in 2011 for an annual lease of 11 spaces was valued at $7,800. Here is how that amount was initially calculated:

> This amount was determined by considering the price for 10 hour parking, with a 50% use rate for the entire 10 hours between 8 a.m. and 6 p.m., 5 days a week.
>
> 11 meters at $5/hour = $55 a day x 285 days = $15,675 for maximum revenue for the year. $7,800 represents approximately half o f the theoretical maximum amount of return.

As noted, the lease indicates that the price should be reevaluated at the end of 12 months.

> As to the evaluation, parking enforcement documented collections in the Washington Street parking lot of a period of time and found large fluctuations in the meter revenue for the lot. Using the original rationale, the lease amount could be calculated as $15,675 for the year. In reviewing use and collections, staff is recommending a value based on a 1/3 of the potential maximum use of 22 parking spaces.
>
> 22 meters at $5/hour = $110 a day x 285 days = $31,350 for maximum revenue for the year. $10,450 represents one/third of the theoretical maximum amount of return.

Below is map indicating the proposed location for the 22 park and ride spaces as well as 2 proposed Hertz 24/7 car sharing spaces.



As the City of Ypsilanti is now a member of the Ann Arbor Area Transit Authority, a credit does not work for the exchange in value. Instead, staff is recommending that the value of the contribution, estimated at $10,450. The attached resolution and agreement detail the revised terms of the agreement, including the change from a payment to a contribution, and the increase in the number of spaces used for park and ride. City staff has requested that AATA renew use of the park and ride permits quarterly, to ensure that the spaces are getting use, and potentially minimizing any wait list.

Council Member Robb asked if the city has proof of receiving credit from prior months.

Ms. Gillotti answered yes and said the city does have the invoice.

Council Member Robb asked if the agreement was presented to the DDA.

Ms. Gillotti answered no.

Council Member Robb asked if it was presented to the downtown business owners.

Ms. Gillotti replied no and said the lot is monitored through AAATA on-site staff and the city parking enforcement officers do the ticketing.

On a roll call, the vote to approve Resolution No. 2013-112 was as follow:

Council Member Murdock	Yes	Council Member Vogt	Yes
Council Member Moeller	No	Mayor Schreiber	Absent
Mayor Pro-Tem Richardson	Yes	Council Member Jefferson	Yes
Council Member Robb	No		

VOTE:

Yes: 4 No: 2 (Moeller, Robb) Absent: 1 (Schreiber) Vote: Carried

XIII. LIASON REPORTS -

A. SEMCOG Update – Council Member Jefferson reported on the recent General Assembly meeting
B. Washtenaw Area Transportation Study – no report
C. Washtenaw Metro Alliance – Council Member Robb announced meeting in September.
D. Urban Counties – no report
E. Freight House – no report

XIV. COUNCIL PROPOSED BUSINESS –

MURDOCK

- Requested a list of identified trees for removal and a schedule a couple of meetings ago and hasn’t heard anything back.

- Speed bump policy requested

- Recent budget put money in to replace playground equipment. Saw estimates to do this economically.

- Last week court decisions handed down regarding marriage equality and domestic partner benefits. He asked how the recent decisions affects Ypsilanti. He suggested the city develop a policy adding domestic partner benefits into the city’s benefits policy.

ROBB

- Asked if the city is renewing the MOU with the County for the Recreation Center?

- Asked for a status on the Smith Furniture building

- Reported that 20 places were hit by graffiti and asked if code enforcement is responding.

Ms. Gillotti gave an update on the Smith Furniture building and said at a recent court date the owner wanted to pursue options for selling and indicated he had received offers.

Regarding graffiti, Ms. Gillotti stated that ordinance enforcement has been out and is following up with property owners.

- The location on W. Washington (next to skate shop) is in need of enforcement and asked if a ticket could be written. He said the same stuff has been going on there for 5 years.

MOELLER

- Fireworks: many neighbors upset. A number of residents called police and were told nothing could be done because Chief Walker didn't know about the ordinance. EMU Chief assisted. Some cities restrict the time and she wondered if the city is interested in doing so also. Wants an ordinance to ban them from 1:00 am to 8:00 am.

- VOGT

Asked who is responsible for the dead tree on Washtenaw, east of Cornell?

Mr. Lange replied he would get that information.

JEFFERSON

- Reported graffiti on 2 stop signs on Normal street.

XV. COMMUNICATIONS FROM THE MAYOR –

1. Nominations:

   - **Ann Arbor Area Transportation Authority**
     Gillian Ream (new appointment)
     726 N. Prospect Rd.
     Ypsilanti, MI 48198
     Term Expires: 5/1/2018

   - **SmartZone Local Development Finance Authority**
     Caryn Charter (new appointment)
     Address and Goals forthcoming
     Term Expires: 6/30/2017

   - **Planning Commission**
     Tony Bedogne (replacing Dan Lautenbach)
     717 Stanley
     Ypsilanti, MI 48197
     Term Expires: 5/1/2015

2. Recreation Commission request for name change to Parks and Recreation Commission.

Mr. Barr stated the request has been made and he is meeting with the Recreation Commission to determine the extend of the request.

Council Member Jefferson announced "It's Park Month" and encouraged all to complete a form or paste comments on Facebook.

3. Change previously scheduled meeting of Thursday, August 8th to Tuesday, August 6th.

XVI. COMMUNICATIONS FROM THE CITY MANAGER –

- Reported he made enormous progress on AFSCME contract. Coming to Council soon.
- American Broach abatement granted. Picture in time square.
- 10 computers at Parkridge stolen and 8 were recovered by YPD.
- Requested a Special Meeting on July 23rd to approve contract for the 500 light LED conversion.
- DDA moving into city hall, aiming for Sept. 1st move-in.
- Working on a lot of economic development projects.
- Grove Road project – need a special notice on it. Construction to begin within 2 weeks.
- Attended Rutherford Pool event
- 716 Harriet Street, $14,235 is price; $6,644 is city portion.

XVII. AUDIENCE PARTICIPATION -

XVIII. REMARKS FROM THE MAYOR –

XIX. ADJOURNMENT –

Resolution No. 2013-118, adjourning the City Council meeting.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the City Council Meeting be adjourned, on call, by the Mayor or two (2) members of Council.

OFFERED BY: Council Member Jefferson
SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried and the meeting adjourned at 9:38 p.m.