

1. City Council Regular Meeting Agenda

Documents: [12-3-13 FINAL AGENDA.PDF](#)

2. City Council Regular Meeting Packet

Documents: [SECOND REVISED COUNCIL PACKET 12-03-2013.PDF](#)

3. YDDA Presentation

Documents: [PARKING PRESENTATION FOR COUNCIL.PDF](#)

4. Parks And Recreation Master Plan

Documents: [COUNCIL MEETING PRESENTATION - COUNCILADOPT.PDF](#)



**CITY OF YPSILANTI
COUNCIL MEETING AGENDA
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, DECEMBER 3, 2013
7:00 p.m.**

I. CALL TO ORDER –

II. ROLL CALL –

Council Member Jefferson	P A	Council Member Robb	P A
Council Member Moeller	P A	Council Member Vogt	P A
Council Member Murdock	P A	Mayor Schreiber	P A
Mayor Pro-Tem 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. INTRODUCTIONS –

VI. AGENDA APPROVAL –

VII. PRESENTATIONS –

1. Ypsilanti Heritage Festival – David Nickerson, Chair
2. DDA Approved Parking Study – Tim Colbeck, DDA Director

VIII. PUBLIC HEARING –

City of Ypsilanti Parks and Recreation Master Plan

- A. Resolution No. 2013-251, determination
- B. Open the public hearing
- C. Resolution No. 2013-252, close public hearing

IX. ORDINANCES – FIRST READING –

Ordinance No.1206

An ordinance to amend mid-year budget appropriations by department and major organizational unit for FY 2013-2014.

- A. Resolution No. 2013-260, determination
(Public Hearing will be held at Second Reading on December 17, 2013)

X. ORDINANCES – SECOND READING –

Ordinance No. 1201

An ordinance to repeal Ordinances No. 965 and 1054, that amended the provisions of the city of Ypsilanti Fire and Police Retirement System, contained in Public Act 345 of 1937, as amended, to provide for retirement and post retirement pension improvements to retirees who have retired from the position of Police or Fire Chief.

- A. Resolution No. 2013-253, determination
- B. Open the public hearing.
- C. Resolution No. 2013-254, close public hearing

XI. AUDIENCE PARTICIPATION –

XII. REMARKS BY THE MAYOR –

XIII. MINUTES –

Resolution No. 2013-255, approving the minutes of November 15, 2013.

XIV. CONSENT AGENDA –

Resolution No. 2013-255A

1. Resolution No. 2013-256, approving Ordinance 1202, an ordinance to change the name of the Recreation Commission and add additional duties and powers. ***(Second Reading)***
2. Resolution No. 2013-257, approving Ordinance No. 1203, an ordinance to amend Ypsilanti City Code Chapter 94, "Streets, Sidewalks and Certain Other Public Places", Article V "Snow Removal" to reduce the time to clear ice and snow to 24 hours, to change the notice provisions to publication once prior to each Winter, and to otherwise clarify and cleanup the code sections. ***(Second Reading)***
3. Resolution No. 2013-258, approving Ordinance No. 1204 an ordinance to amend Chapter 71: Administrative Hearings Bureau (AHB) of the Ypsilanti City code to revise the rules and procedures. ***(Second Reading)***

XV. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2013-259, adopting Snow and Ice Removal policy and fees related to snow removal.

XVI. LIASON REPORTS –

- A. SEMCOG Update
- B. Washtenaw Area Transportation Study
- C. Washtenaw Metro Alliance
- D. Urban County
- E. Freight House

XVII. COUNCIL PROPOSED BUSINESS –

XVIII. COMMUNICATIONS FROM THE MAYOR –

Ypsilanti Downtown Development Authority

James Dauphine (open)
142 Glenwood Avenue
Ypsilanti, MI 48198
Term Expires: 7/7/2014

Parks and Recreation Commission

Macallan Winning (open)
1013 W. Cross St.
Ypsilanti, MI 48197
Term Expires: 11/1/2015

XIX. COMMUNICATIONS FROM THE CITY MANAGER –

XX. AUDIENCE PARTICIPATION -

XXI. REMARKS FROM THE MAYOR -

XXII. ADJOURNMENT –

Resolution No. 2013-261, adjourning the City Council meeting.



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Mayor Pro-Tem Richardson	P A		

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- A. Resolution No. 2013-253, determination
- B. Open the public hearing.
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XII. REMARKS BY THE MAYOR –

XIII. MINUTES –

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XX. AUDIENCE PARTICIPATION -

XXI. REMARKS FROM THE MAYOR -

XXII. ADJOURNMENT –

Resolution No. 2013-261, adjourning the City Council meeting.



Resolution No. 2013 - 251
December 03, 2013

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The City of Ypsilanti has prepared a Five Year Parks and Recreation Plan which describes the community's physical and demographic characteristics, existing recreation facilities, and desired actions to be taken to improve and maintain recreation facilities during the period between 2013 and 2018;

WHEREAS, The draft plan was made available to the community between July 22 and October 10, 2013; and

WHEREAS, A duly-noticed public hearing was held by the Recreation Commission of the City of Ypsilanti on October 10, 2013, at Ypsilanti City Hall; and

WHEREAS, After the public hearing, the Recreation Commission voted unanimously to recommend that the City Council adopt said Recreation Plan; and

WHEREAS, The City of Ypsilanti has developed the plan for the benefit of the entire community and intends that the plan be adopted as a document to assist in meeting the recreation needs of the community;

NOW THEREFORE BE IT RESOLVED, That the Council of the City of Ypsilanti adopt the City of Ypsilanti 2013-2018 Parks and Recreation Master Plan as a guideline for improving recreation for the residents of the City of Ypsilanti.

OFFERED BY: _____

SUPPORRTED BY: _____

YES: NO: ABSENT: VOTE:



Resolution No. 2013 - 252
December 03, 2013

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing on the Five Year Parks and Recreation Plan be officially closed.

OFFERED BY: _____

SUPPORRTED BY: _____

YES: NO: ABSENT: VOTE:



REQUEST FOR LEGISLATION
December 3, 2013

From: Ralph A. Lange, City Manager

Subject: Mid-Year Budget adjustments for FY 2013-14

Background Information:

On June 18, 2013, Council approved the revenue account in the Street Lighting Fund to assess the cost of street utilities and street lighting improvements. After several public hearings, on August 20, 2013, Council approved the street lighting improvements only to be assessed for two years. The Council action created a shortfall in the Street Lighting Fund revenues and it requires transfer from the General Fund to pay for the street utilities and 50% of the lighting improvements.

The budget for FY 2012-2013 included \$231,082 in contractual services in the Energy Efficiency Department (Account # 101-7-2651-818-00) for LED lighting conversion of all City buildings. The conversion plan was moved to FY 2013-2014 for \$239,308.

The overtime budget in the Police Services Department requires additional \$100,000 due to the overtime incurred because of vacant positions as well as the amount of time spent on recent crime activity in the city.

The FY 2013-2014 Capital budget of DPS Motorpool (Account # 641-7-9320-987-10) included equipment purchases of \$62,800. After the motorpool fleet study by Coleman Brown, it was recommended that the City will auction old equipments and replace four new equipments (three (3) Trucks with salter, 1 ton stake truck) for DPS costing \$311,000. Environmental Services is recommended to replace and purchase a packer with an estimated cost of \$146,000.

The auction is projected to generate \$210,000 in FY 2013-2014 and would increase the Motorpool Fund Miscellaneous Revenue (641-4-0000-694-01).

Recommended Action: It is recommended that City Council approved the amended budgets for FY 2013-2014.

Attachment: Coleman Brown equipment replacement schedule and Mid-Year Budget Itemized Adjustment (Attachment A).

CITY MANAGER APPROVAL: _____

COUNCIL AGENDA DATE: _____

CITY MANAGER COMMENTS:

FINANCE DIRECTOR APPROVAL: _____

MID-YEAR BUDGET ITEMIZED ADJUSTMENT (ATTACHMENT A)				
FOR FISCAL YEAR 2013-2014				
Description	Account #	Amended Budget # 1 FY 2013-2014	Proposed Mid-year Amended Budget # 2	Net Changes
GENERAL FUND (101)				
Fund Balance Appropriation	101-4-0000-699-91			534,812.00
Contribution to Street Lighting Fund	101-7-9670-999-07	328,000.00	766,769.00	438,769.00
Contractual services-Energy Efficiency	101-7-2651-818-00	-	239,308.00	239,308.00
Overtime-Police Field Services	101-7-3070-709-00	350,000.00	450,000.00	100,000.00
Adjusted Fund Balance Appropriation				1,312,889.00
STREET LIGHTING FUND (219)				
Contribution from General Fund	219-4-0000-699-01	328,000.00	766,769.00	(438,769.00)
Street Loght Special Assessment	219-4-4480-672-04	412,000.00	277,831.00	134,169.00
Office Supplies	219-7-4480-728-00	-	6,500.00	6,500.00
Contractual Services	219-7-4480-818-00	255,000.00	555,000.00	300,000.00
Legal Services	219-7-4480-826-10	-	6,100.00	6,100.00
Public Utilities	219-7-4480-920-00	485,000.00	477,000.00	(8,000.00)
Adjusted net changes				-
MOTORPOOL FUND (641)				
Total appropriation	641-4-0000699-95 to 99			1,089,021.00
Miscellaneous Revenue from auction	641-4-0000-694-01	-	210,000.00	(210,000.00)
Capital - Motorpool DPS	641-7-9320-987-10	62,800.00	311,000.00	248,200.00
Capital - Motorpool Envir. Services	641-7-9350-987-10	68,932.00	146,000.00	77,068.00
Adjusted Fund Balance Appropriation				1,204,289.00

Equipment Description	Vehicle #	Notes	Model Year	Year Purchased	Purchased Price	License #	VIN #	Current Mileage	Replacement Cycle (Yrs)	Amended # 1 2013-2014	Amended # 2 2013-2014	Request 2014-2015	Request 2015-2016	Request 2016 2017	Request 2017-2018	Request 2018-2019
GENERAL																
Ford taurus (City Manager, City Hall) from YPD #C10	C10		2008	Jan-09	\$23,145	067x097		60,258								
Chevrolet Impala (Blue Car at City Hall)	22		2005			084x091		62,689								
Ford Ranger with dog box-DPS #144	B-1		2000	Dec-99	\$15,902	084x051		50,903								
Ford Crown Victoria-DPS #25	25	25	25	25	25	25		25								
Ford Crown Victoria at DPS #26	26		2000			084x080		52,367								
Public Services																
Gas-Tester Neotronics #1	1		2004	Sep-95	\$1,760					\$ 2,800	\$ 2,800					
Truck Pick up - Ford F-150 #101	101		2008	Nov-08		084X079		32,535	10					\$ 26,250		
Sport Utility Vehicle - Ford #102	102		2012	8-Aug	\$20,832	084X095		10,346	10							
Truck Pick up - GMC Sierra 1500 #103	103		2009	Aug-10	\$24,820	084X087		18,743	10						\$ 26,750	
Truck - 1 Ton - Dump Truck GMC w/Front Snow Plow #104	104		2008	15-Sep	\$32,795	084X083		24,031	10			\$ 34,650				
Dump T. w/Salter and Plough Replace #105	105	*							10		\$ 92,000					
Dump Truck w/Salter - Freightliner M2 #106	106		2006	Jun-06	\$75,750	084X044		17,070	10		\$ 93,000					
Dump T. w/Salter and Plough Replace #107	107	*							10		\$ 92,000					
Dump Truck w/Salter - Freightliner M2 #108	108	*	2012	Jan-12	\$137,572	084x096		10,214	10							\$ 95,000
Dump Truck w/Salter - Freightliner #110	110	*	2011	Aug-10	\$68,550	084x089		7,083	10						\$ 93,500	
Truck - W. Front Plough Dodge Ram 2500 4x4 #121	121		2001	Jan-01	\$23,777	084X104		52,470	10							
Areal Ford DRW Super Duty truck w/retrofit fuel system #122	122		2013	Oct-13	\$99,000	099X326	1FDAF5YXEEA34805		15		\$ 99,000					
Truck - 1 Ton Stake W/Front Plow #126	126		2011	Jul-12	\$37,983	084X094		7,175	10						\$ 41,690	
Front End Loader - Caterpillar -Lease # 129	129	**	2002	Sep-02	\$103,900			-	10			\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000
Truck 1 Ton Stake - Ford #131	131		2006	Oct-05	\$29,645	084X068		37,244	10			\$ 34,000				
Street Sweeper #139	139		2004	Nov-03	\$149,000	084X066		20,842	10							
Street Sweeper Johnston #142	142		2012	Jun-12	\$214,909	084x097		2,250	10							
Tractor John Deere 2320 (with cab) #441	441		2009					-	7						\$ 21,840	
Tractor - Ferris Mower #444	444		2011	Aug-12	\$11,013			-	7						\$ 14,000	
Tractor - John Deere Wide Area Mower #448	448		2009					-	7					\$ 42,800		
Truck - 1 Ton Stake Ford F-350 #453	453		2005	May-05	\$28,376	084X075		34,651	10		\$ 34,000					
High Ranger Platform - International #472	472		2007	May-06	\$53,289	084X102		4,014	15							
Grapple Truck Sterling/ Petersen Lighting loader 473	473		2007	Sep-09		084X081		7,539	15							\$ 95,000
Sewer vactor 1 month lease \$13,000 + OT of \$3,000	150	**										\$ 16,000	\$ 16,000	\$ 16,000	\$ 16,000	\$ 16,000
Total Public Services 641-7-9320-987-10										\$ 2,800	\$ 412,800	\$ 109,650	\$ 41,000	\$ 110,050	\$ 238,780	\$ 231,000
Environmental Services																
Truck- 10 Cubic Yd Rear Packer #603	603								7			\$ 91,350				
Truck - Packer Leach on Freightliner Chassis #609	609								7		\$ 146,000					
Truck Ford Ranger #610	610								7				\$ 25,000			
Truck - Freightliner - Leach Rear Loader # 612	612								7						\$ 156,200	
Total Environmental services 641-7-9350-987-10										\$ -	\$ 146,000	\$ 91,350	\$ 25,000	\$ -	\$ 156,200	\$ -
BUILDING DEPARTMENT																
Dodge Dakota Pickup - James will be sold when James gets B-5	B-1		2002	2-May	\$12,047	084X053		72,848								
Ford Ranger - Deb	B-2		2005			084x052		24603								
Dodge Dakota Pickup - Frank will go to James	B-5		2007			084x050		17694								
Car for Frank									10	\$ 19,868	\$ 19,868					
TOTAL BUILDING VEHICLES 641-7-9360-987-10										\$ 19,868	\$ 19,868	\$ -	\$ -	\$ -	\$ -	\$ -
FIRE SERVICES																
Jeep Liberty (Fire Chief) C-1	CH1		2009	Oct-09	\$20,914	084x086		41,000	10							
Ford Pickup (Utility) U-1, 4wheel drive (replace in 2014)	U1		2000			084x054		53,860	10			\$ 25,000				
Ford Pickup (Utility) U-3, 4wheel drive (replaced arson van)			2012	2012		084x098		1,025	10							
Engine 1 - KME E-1	E1		1996	1996	\$263,600	084x055		5229 hrs	20			\$ 350,000				
Engine 3 - Crimson E-3 , FEMA Grant	E-3		2011	Apr-11	\$350,000	084x093		7,492	20							
Tower 1 - KME T-1, 2008 FEMA Grant	T-1		2008	Jun-05	\$820,000	084x055		7,593	25							
TOTAL FIRE SERVICES 641-7-9340-987-10										\$ -	\$ -	\$ 350,000	\$ 25,000	\$ -	\$ -	\$ -
POLICE SERVICES																
LEASED VEHICLES:																
Ford Focus (Parking Enforcement) #24	#24		2012			6525		3,385		\$3,192	\$3,192	\$3,192	\$3,192	\$3,192	\$3,192	\$3,192
Ford Focus (Parking Enforcement) #25	#25		2012			6526		4,451		\$3,192	\$3,192	\$3,192	\$3,192	\$3,192	\$3,192	\$3,192
PURCHASED VEHICLES:																

Equipment Description	Vehicle	Notes	Model Year	Purchased	Price	License #	VIN #	Current Mileage	Replacement Cycle (Yrs)	Amended # 1 2013-2014	Amended # 2 2013-2014	Request 2014-2015	Request 2015-2016	Request 2016 2017	Request 2017-2018	Request 2018-2019
Ford Taurus (Chief)	Chief's Car		2011			7506		24,904	7							
Ford Taurus (Administration/Pool)	3		2011			7505		8,648	7							
Chevrolet Impala (LAWN-DB)	23		2002			3380		62,133	7							
Chevrolet Astro Van	33		2003			124		32,907	7	\$40,000	\$40,000					
Ford Taurus (Invest-DB)	2		2008			7375		38,085	7							\$40,000
Ford Taurus (Invest - DB)	1		2008			7377		32,365	7							\$40,000
Ford Crown Victoria (black)	101		2011			587		7,116	7							
Chevy Tahoe (Black)	102		2011	Aug-10		1043		23,069	7						\$40,000	
Ford Crown Victoria (black)	103		2006	May-06		4484		79,247	7	\$40,000	\$40,000					
Ford Explorer (Black)	105		2007	Jan-07		7539		86,149	7				\$40,000			
Ford Explorer (Black)	106		2007	Jan-07		7538		55,132	7					\$40,000		
Chevy Tahoe (Black)	108		2011	Aug-10		1206		30,522	7						\$40,000	
Ford Crown Victoria (black)	109		2009			879		65,488	7					\$40,000		
Dodge Charger (black)	116		2008	Jan-08		4575		58,075	7			\$40,000				
Dodge Magnum (black)	115		2008	Jan-08		4576		57,661	7			\$40,000				
Mobile Command Unit	CP			Jan-04		680		3,580	7							
Ford Crown Victoria (black)	VSC		2006	May-06		4483		87,429	7				\$40,000			
Ford Escape	31h		2012			3918		6,192	7							
TOTAL POLICE SERVICES VEHICLES: 641-7-9330-987-10										\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000
TOTAL POLICE SERVICES VEHICLES: 641-7-9330-943-00										\$ 6,384	\$ 6,384	\$ 6,384	\$ 6,384	\$ 6,384	\$ 6,384	\$ 6,384
ALL DEPARTMENT TOTAL										\$ 109,052	\$ 665,052	\$ 637,384	\$ 177,384	\$ 196,434	\$ 481,364	\$ 317,384

Average Equipment purchases

\$ 412,501

*Cabin Chassis only

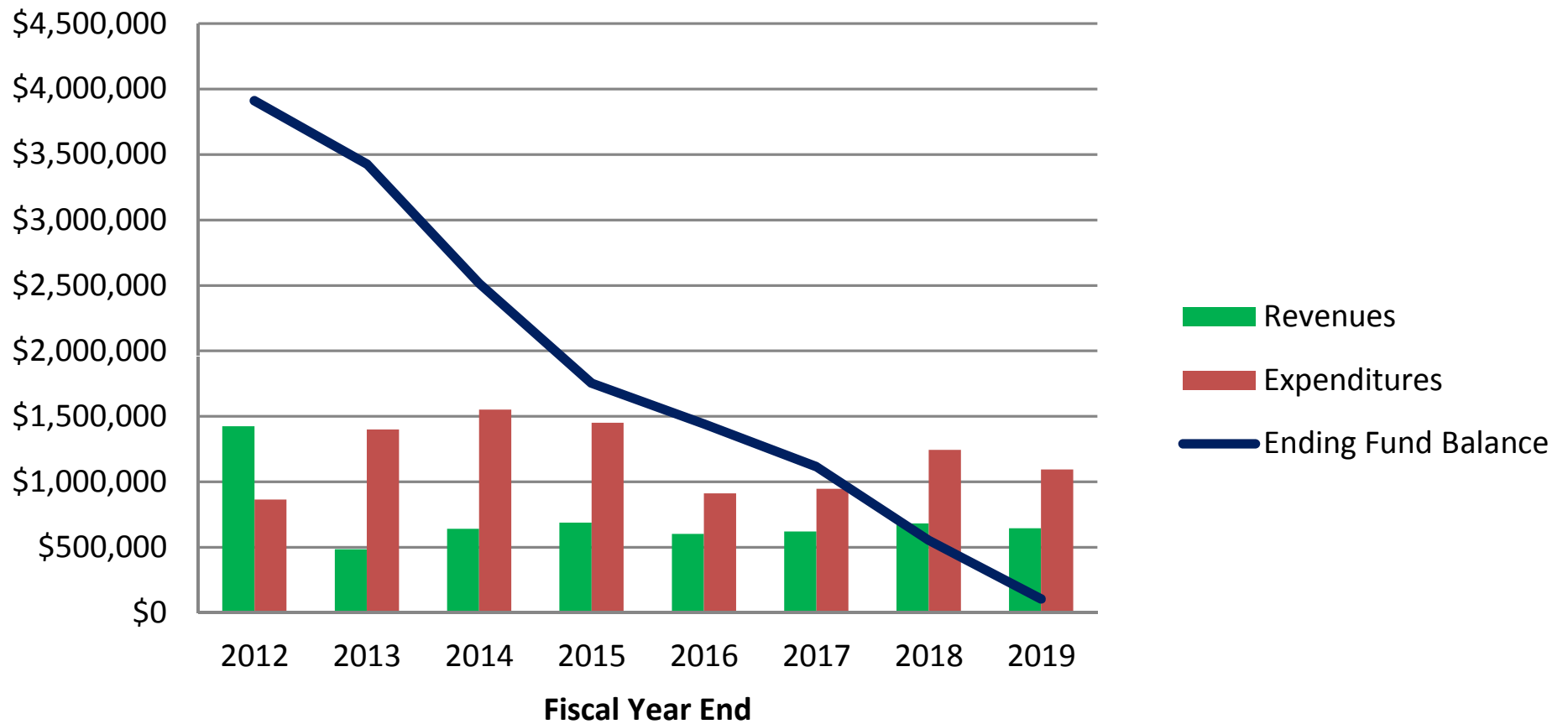
**We are looking to move from owning this equipment with an option to buy

We are no longer going to be owning the sewer jet/Vactor truck - we will be leasing those between 1-2 months a ye

S:\Budget 2014-2015\Capital\[5 Year Capital Plans Mid Year Adjustment 12-2-2013.xls]Sheet2

12/3/13 4:46 PM

City of Ypsilanti Motor Pool Fund Revenues, Expenditures and Fund Balance



City of Ypsilanti

Summary of Select Funds Revenues, Expenditures and Fund Balance

	Actual 2012	Actual 2013	Amended 2014	Estimated 2015	Estimated 2016	Estimated 2017	Estimated 2018	Estimated 2019
641 MOTOR POOL FUND								
Revenues	<u>1,424,132</u>	<u>485,140</u>	<u>641,139</u>	<u>689,406</u>	<u>603,079</u>	<u>620,525</u>	<u>682,901</u>	<u>645,518</u>
Expenditures								
9320 DPS - Motorpool	338,355	491,585	767,503	472,241	410,529	486,836	622,505	622,059
9330 Police Motorpool	142,536	189,741	220,813	225,766	228,470	231,252	234,024	236,886
9340 Fire Motorpool	62,143	196,249	59,477	410,667	86,880	63,117	64,380	65,667
9350 Environmental Services	137,691	229,476	296,205	245,591	181,804	159,579	318,171	164,643
9360 Building Motorpool	4,894	4,433	25,190	5,428	5,537	5,648	5,761	5,876
9670 Transfers & Contributions	<u>180,511</u>	<u>289,240</u>	<u>183,643</u>	<u>91,822</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total Expenditures	866,129	1,400,723	1,552,832	1,451,515	913,220	946,433	1,244,840	1,095,130
Revenues Over (Under) Expenditures	558,003	(915,583)	(911,693)	(762,109)	(310,141)	(325,907)	(561,939)	(449,612)
Beginning Fund Balance	<u>3,352,639</u>	<u>4,342,407</u>	<u>3,426,824</u>	<u>2,515,131</u>	<u>1,753,022</u>	<u>1,442,881</u>	<u>1,116,973</u>	<u>555,034</u>
Ending Fund Balance	<u>3,910,642</u>	<u>3,426,824</u>	<u>2,515,131</u>	<u>1,753,022</u>	<u>1,442,881</u>	<u>1,116,973</u>	<u>555,034</u>	<u>105,422</u>

Appendix (A3) - Equipment Replacement Schedule

Replacement Schedule (Inflation based)

	Equipment Description	Year:					
		2014	2015	2016	2017	2018	2019
1	Truck - 1 Ton - Dump Truck GMC Plow #104		\$34,650				
2	Dump Truck w/Salter - Freightliner M2 #106	\$93,000					
3	Dump Truck w/Salter - Freightliner M2 #108*						\$95,000
4	Dump Truck w/Salter - Freightliner #110*					\$93,500	
5	Grapple Truck loader 473						\$95,000
6	High Ranger Platform - International #472						
7	Street Sweeper #139						
8	Street Sweeper Johnston #142						
9	Truck - 1 Ton Stake Ford F-350 #453	\$34,000					
10	Truck - 1 Ton Stake W/Front Plow #126					\$41,690	
11	Truck 1 Ton Stake - Ford #131		\$34,000				
12	Truck Pick up - Ford F-150 #101				\$26,250		
13	Truck Pick up - GMC Sierra 1500 #103					\$26,750	
14	Sport Utility Vehicle - Ford #102						
15	Loader - Caterpillar #129	Lease **					
16	Tractor John Deere 2320 (with cab) #441					\$21,840	
17	Tractor - John Deere Mower #448				\$42,800		
18	Tractor - Ferris Mower #444					\$14,000	
19	Truck - 10 Cubic Yd Rear Packer #603		\$91,350				
20	Truck - Packer Freightliner #609	\$146,000					
21	Truck - Leach Rear Loader Freightliner #632					\$156,200	
22	Truck - W.Front Plough - Dodge Ram 2500 4x4 #121						
23	Truck Ford Ranger #610			\$25,000			
24	Dump T. w/Salter and Plough Replace #105*	\$92,000					
25	Dump T. w/ Salter and Plough Replace #107*	\$92,000					

Yearly Investment Needed: \$457,000 \$160,000 \$25,000 \$69,050 \$353,980 \$190,000

* Cabin Chassis only

** We are looking to move from owning this equipment with an option to buy
We are no longer going to be owning the sewer jet/Vactor truck - we will be leasing those between 1-2 months a year



Resolution No. 2013 - 260
December 3, 2013

A resolution amending the City of Ypsilanti budget for Fiscal Year 2013-2014
as previously adopted by resolution no. 2013-100

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI THAT:

Whereas, the City Council has previously established the budget for the City of Ypsilanti for the fiscal year beginning July1, 2013 and ending June 30, 2014; and

Whereas, at the time of its adoption, the budget properly reflected expected revenues and expenditures; and

Whereas, the Council approved the street lighting assessment for the capital improvement excluding the utilities, requiring fund transfer from the General Fund to the Street lighting Fund, and

Whereas, the Fiscal Year 2012-2013 Energy Efficiency Department budgeted expenditures will carry over to the Fiscal Year 2013-2014; and

Whereas, the Police Field Services overtime requires an additional increase of \$100,000 due to vacant positions and amount of time spent on recent crime activity in the city; and

Whereas, the Motorpool Miscellaneous Revenue, the DPS Motorpool Capital account, and the Environmental Services Motorpool Capital account will increase based on the recommendation of the motorpool fleet study by Coleman Brown; and

Now, therefore, be it resolved by the City Council that amendments are hereby approved and adopted as set forth in the attached Mid-Year Budget Itemized Adjustment (Attachment A)

OFFERED BY: _____

SUPPORTED BY: _____

YES:

NO:

ABSENT:

VOTE:



ORDINANCE No. 1206

AN ORDINANCE TO AMEND MID-YEAR BUDGET APPROPRIATIONS BY DEPARTMENT AND MAJOR ORGANIZATIONAL UNIT FOR FISCAL YEAR 2013 – 2014.

THE CITY OF YPSILANTI ORDAINS:

1. Pursuant to the City Charter Section 5.06 (a), budget appropriations by department and major organizational unit are hereby approved as recommended by the Administration, as approved by City Council, and as shown below by Funds.

Description	Account #	Amended Budget # 1 FY 2013-2014	Proposed Mid- year Amended Budget # 2	Net Changes
<u>GENERAL FUND (101)</u>				
Fund Balance Appropriation	101-4-0000-699-91			534,812.00
Contribution to Street Lighting Fund	101-7-9670-999-07	328,000.00	766,769.00	438,769.00
Contractual services-Energy Efficiency	101-7-2651-818-00	-	239,308.00	239,308.00
Overtime-Police Field Services	101-7-3070-709-00	350,000.00	450,000.00	100,000.00
Adjusted Fund Balance Appropriation				1,312,889.00

<u>STREET LIGHTING FUND (219)</u>				
Contribution from General Fund	219-4-0000-699-01	328,000.00	766,769.00	(438,769.00)
				-
Street Light Special Assessment	219-4-4480-672-04	412,000.00	277,831.00	134,169.00
Office Supplies	219-7-4480-728-00	-	6,500.00	6,500.00
Contractual Services	219-7-4480-818-00	255,000.00	555,000.00	300,000.00
Legal Services	219-7-4480-826-10	-	6,100.00	6,100.00
Public Utilities	219-7-4480-920-00	485,000.00	477,000.00	(8,000.00)
Adjusted net changes				-
<u>MOTORPOOL FUND (641)</u>				
Total appropriation	641-4-0000-699-95 to 99			1,089,021.00
Miscellaneous Revenue from auction	641-4-0000-694-01	-	210,000.00	(210,000.00)
Capital - Motorpool DPS	641-7-9320-987-10	62,800.00	311,000.00	248,200.00
Capital - Motorpool Envir. Services	641-7-9350-987-10	68,932.00	146,000.00	77,068.00
Adjusted Fund Balance Appropriation				1,204,289.00

Further, that in accordance with Section 19(2) of Public Act 621 of 1978, also known as the Uniform Budgeting and Accounting Act, parameters are hereby given to allow transfers between appropriation accounts and within fund totals and within those activities within the control of each department.

2. Copies of the ordinance are available at the office of the City Clerk for inspection by, and distribution to, the public during normal business hours.
3. Publication and effective date: The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the Ypsilanti Courier. 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 4th day of June, 2013.

Frances McMullan, City Clerk

ATTEST

I do hereby confirm that the above Ordinance No. ____ was published in the Ypsilanti Courier on the ____ day of November, 2013.

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 November, 2013.

Frances McMullan, City Clerk



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

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e-mail: jbarr@barrlawfirm.com

John M. Barr
Karl A. Barr
~~~~~

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

**REQUEST FOR LEGISLATION**

DATE: November 4, 2013

FROM: John M. Barr, Ypsilanti City Attorney

SUBJECT: Revoke ordinances regarding chief's retirement modifier

**SUMMARY/BACKGROUND**

A number of years ago the city increased the pension multiplier of members of the fire and police departments by collective bargaining. Two ordinances (#965 and 1054) were passed to provide the same increased multiplier for the chiefs, non union members. Since that time the multiplier has been reduced by collective bargaining for union members. The attached ordinance would revoke the previous ordinances that increased the retirement multiplier of future chiefs subject to Act 345. Previous chiefs would continue with their vested benefits.

This would be a new, late addition to the agenda for the November 5, 2013 meeting. The reason for the late addition is to have the legislation effective before the appointment of any new police chief. The public hearing would be held before the 2nd reading of the proposed ordinance.

ATTACHMENTS: Proposed Ordinance

RECOMMENDED ACTION: Adoption of the ordinance

---

DATE RECEIVED: \_\_\_\_\_ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF: \_\_\_\_\_ FINANCE DIR. APPROVAL



Resolution No. 2013-253  
December 3, 2013

Resolution to approve on Second Reading, an ordinance to repeal Ordinances No. 965 and 1054, that amended the provisions of the city of Ypsilanti Fire and Police Retirement System, contained in Public Act 345 of 1937, as amended, to provide for retirement and post retirement pension improvements to retirees who have retired from the position of Police or "Fire Chief.

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

An ordinance to adopt an ordinance to repeal **Ordinance No.1054** "An ordinance to amend the provisions of the city of Ypsilanti Fire and Police Retirement System, contained in Public Act 345 of 1937, as amended, to provide for post retirement pension improvements to retirees who have retired from the position of Fire Chief, and **Ordinance No. 965**, "An ordinance to amend the provisions of the City of Ypsilanti Fire and Police Retirement System, contained in Act 345 of 1937, as amended, to provide for Post Retirement Pension improvements to retirees who retired from the position of Police Chief, be approved on Second and Final Reading.

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:            NO:            ABSENT:            VOTE:



**CITY OF YPSILANTI  
NOTICE OF ADOPTED ORDINANCE  
Ordinance No. 1201**

An ordinance to repeal Ordinance No. 965 "An Ordinance to Amend the Provisions of the city of Ypsilanti Fire and Police Retirement System, contained in public act 345 of 1937, as amended, to provide for post retirement pension improvements to the retirees who retired from the position of police chief", and Ordinance No.1054 "An ordinance to amend the provisions of the city of Ypsilanti Fire and Police Retirement System, contained in Public Act 345 of 1937, as amended, to provide for post retirement pension improvements to retirees who have retired from the position of fire chief.

**THE CITY OF YPSILANTI HEREBY ORDAINS:**

A. That Ordinance No. 965 and 1054 are hereby repealed to the extent that said ordinances effect any fire or police chief assuming the position of fire or police chief after the effective date of this ordinance, but not to the extent that said ordinances have effected any fire or police chief assuming the position of fire or police chief prior to the effective date of this ordinance.

B. That this repeal shall not impair or affect any benefits of persons presently in the position of fire chief or any retired police or fire chief.

**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. A complete copy of the ordinance is also available for inspection on the City's website, [www.cityofypsilanti.com](http://www.cityofypsilanti.com).

**6. Publication and Effective Date.** The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the publication of record. 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 \_\_\_\_\_, 2013.

\_\_\_\_\_  
Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. \_\_\_\_ was published in The Ypsilanti Courier on the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
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 \_\_\_\_\_, 2013.

\_\_\_\_\_  
Frances McMullan, City Clerk

Notice Published: \_\_\_\_\_

First Reading: November 5, 2013

Second Reading: \_\_\_\_\_

Published: \_\_\_\_\_

Effective Date: \_\_\_\_\_



Resolution No. 2013-254  
December 3, 2013

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

That a public hearing on an ordinance to adopt an ordinance to repeal **Ordinance No.1054** "An ordinance to amend the provisions of the city of Ypsilanti Fire and Police Retirement System, contained in Public Act 345 of 1937, as amended, to provide for post retirement pension improvements to retirees who have retired from the position of Fire Chief, and **Ordinance No. 965**, "An ordinance to amend the provisions of the City of Ypsilanti Fire and Police Retirement System, contained in Act 345 of 1937, as amended, to provide for Post Retirement Pension improvements to retirees who retired from the position of Police Chief, be officially closed.

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:            NO:            ABSENT:            VOTE:



Resolution No. 2013 – 255  
December 3, 2013

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

That the Minutes of November 19, 2013 be approved.

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:            NO:            ABSENT:            VOTE:



DRAFT

**CITY OF YPSILANTI  
COUNCIL MEETING MINUTES  
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.  
YPSILANTI, MI 48197  
TUESDAY, NOVEMBER 19, 2013  
7:00 P.M.**

**I. CALL TO ORDER –**

The meeting was called to order at 7:09 p.m.

**II. ROLL CALL –**

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

A quorum was present.

Mayor Pro-Tem Richardson moved, supported by Council Member Jefferson to excuse the absence. On a voice vote, the motion carried and the absence was excused.

**III. INVOCATION –**

The Mayor 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 Schreiber introduced Attorney Jesse O'Jack, Interim Police Chief Tony DeGiusti, City Planner Teresa Gillotti, OHM Marcus McNamara, Executive Director of YHC Zachary Folser, YHC Commissioners Ariel Moore, and Renee Smith, Director of Public Services Stan Kirton, and EMU Students.

**VI. AGENDA APPROVAL –**

Council Member Murdock requested the following:

**Move: Resolutions 2013-243 and 2013-245 from Consent Agenda to Motions/Resolution/Discussions.**

Mayor Pro-Tem Richardson requested the following:

**Move: Resolution 2013-246 from Consent Agenda to Motions/Resolutions/Discussions**

With no objections, the items were moved and the agenda was approved as amended.

**VII. PRESENTATIONS –**

Ypsilanti Housing Commission Update – Ypsilanti Housing Executive Director Zachary Fosler and Vicki Vaughn of Chesapeake Community Advisors.  
**(PowerPoint Presentation on file in Clerk/Treasury Department)**

Traffic Calming Update – Planner Teresa Gillotti

Motor Pool Assessment Report – City Manager Ralph Lange

**VIII. ORDINANCES – FIRST READING -**

Ordinance No. 1202

1. An ordinance to change the name of the Recreation Commission and add additional duties and powers.

A. Resolution No. 2013-232, determination

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:**

**The certain ordinance entitled "An ordinance to change the name of the Recreation Commission and add additional duties and powers" be adopted on First Reading**

OFFERED BY: Mayor Pro-Tem Richardson

SUPPORTED BY: Council Member Jefferson

Attorney John Barr gave the background on the name change. He stated that the Recreation Commissions has asked for the name to be changed to Park and Recreation Commission and he has drafted legislation for those changes.

DPS Director Stan Kirton reiterated request from the Chair of the Recreation Commission Anne Brown.

B. Open the public hearing  
-None

C. Resolution No. 2013-233, close public hearing

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

**The public hearing on an ordinance entitled "An ordinance to change the name of the Recreation Commission and add additional duties and powers" be officially closed.**

OFFERED BY: Mayor Pro-Tem Richardson

SUPPORTED BY: Council Member Vogt

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

Council Member Robb questioned the powers and duties of the Recreation Commission. He asked if a duty is given to the Commission that they do not currently have or is this a technical observation.

Mr. Barr answered yes, it is a technical observation and the language is a carryover from the previous ordinance with "Parks" being added to the name.

Council Member Robb asked who actually does the updating of the Master Plan.

Ms. Gillotti confirmed that their task is offering recommendation.

Council Member Murdock stated that the way the proposed legislation reads, the Commission has the powers and duties to update the Recreation Plan.

Mr. Barr asked if Council would like to add, "Update recommendations for".

Ms. Gillotti asked if Council wanted to add "for Council approval". She went on to give the background of what the commission actually does.

Council Member Robb asked if in the near future the Recreation Commission will offer a Master plan.

Mayor Pro-Tem Richardson asked that the wording be changed to "make recommendations for updates to the City of Ypsilanti Parks and Recreation Program".

Council Member Vogt supported.

Mayor Schreiber read the Recreation Commission ordinance.

Council Member Robb stated that until Council adopts this the Recreation Commission only updates the Recreation Plan not the Master Recreation plan because it is not the same.

Ms. Gillotti stated that it is the same because the Commission does adopt the Recreation Plan.

Mayor Schreiber stated that he will not support.

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

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

VOTE:

Yes: 4      No: 1 (Mayor Schreiber)      Absent: 2 (Jefferson; Moeller)      Vote: Carried

On a roll call, the vote to approve Resolution No. 2013-232 as amended was as follows:

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

VOTE:

Yes: 5

No:

Absent: 1 (Moeller, Jefferson)

Vote: Carried

The meeting recessed at 9:06 p.m.

The meeting reconvened at 9:20 p.m.

Ordinance No. 1203

2. An ordinance to amend Ypsilanti City Code Chapter 94 "Streets, Sidewalks and Certain Other Public Places,"; Article V "Snow Removal" to reduce the time to clear ice and snow to 24 hours, to change the notice provisions to publication once prior to each Winter, and to otherwise clarify and cleanup the code sections.

A. Resolution No. 2013-234, determination

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**That a ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 94 "STREETS, SIDEWALKS AND CERTAIN OTHER PUBLIC PLACES," ARTICLE V "SNOW REMOVAL," TO REDUCE THE TIME TO CLEAR ICE AND SNOW TO 24 HOURS, TO CHANGE THE NOTICE PROVISIONS TO PUBLICATION ONCE PRIOR TO EACH WINTER, AND TO OTHERWISE CLARIFY AND CLEANUP THE CODE SECTIONS" be approved on First Reading.**

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

Planner Teresa Gillotti gave a brief overview of the ordinance.

SUMMARY BACKGROUND:

City Council had previously requested changes to the snow/ice removal ordinance to improve the timeliness in snow and ice being removed from sidewalks during the winter season. This goal is also documented in the City's Non-Motorized Transportation Plan.

To meet this goal, staff determined that the key to a successful change is reducing the time period between accumulation and snow removal. The changes recommended related to this are:

- Reducing the time frame for removal from 48 hours to 24 hours
- Change the policy requiring notice before every abatement/ticket to a single notice at the beginning of the season

**Snow/Ice Removal Ordinance**

The attached revised ordinance notes these changes.

- Time frame: Snow to be removed within 24 hours of first accumulation
- Notice to remove snow/ice: Two options are available:
  - o Newspaper notice prior to Oct. 1 (similar to weeds ordinance)

- Notification in person, by telephone, by mail or by written notice at the property (hang tags)
- Notice to clear snow/ice:
  - No additional notice required after initial notice to remove is provided.

### **Snow/Ice removal Policy**

- Under the previous policy, after 48 hours of non-compliance, the code official put a door warning for abatement allowing the owner/agent an additional 18 hours to comply. After 18 hours, the official returns to the property to confirm whether or not sidewalks are cleared. If not, the official orders the abatement.
- Under the changes, after 24 hours, the code official will provide a door warning, the first snow accumulation of the season. This one-time-per season warning will provide another 24 hours for the owner/agent to remove snow/ice on the sidewalk. If not removed, the ordinance officer will order the abatement and ticket the owner.
- For successive snows, the ordinance officer will wait the required 24 hours, and then proceed with ticketing and abatement as needed.
- The previous policy required a door warning for removal (allows 48 hours to remove). A repeat site visit by the code enforcement staff would be required to then tag the door and provide another 12 hours prior to ordering removal

### **Relationship to Weed Removal policy**

Staff has provided the weed removal policy as a reference. It has a similar noticing requirement (once per season) and is recommended to change to a single door warning per season prior to abatement and tickets. This will allow for a shorter waiting period before compliance.

Mayor Schreiber questioned what other communities are doing as far as warning.

Ms. Gillotti answered there policy is not necessarily in their ordinance which made it a little harder to get. We are looking at the abatements within 24 to 48 hours.

Council Member Vogt asked why the term ice was removed from Section 94-133.

Ms. Gillotti answered that it is moved to Section 94-134 in Removal of Ice.

Mr. Vogt said that it should read "ice and snow" because it could be a possible loop hole.

Council Member Murdock accepted the change as a friendly amendment.

Mayor Pro-Tem Richardson asked that "dwelling places" and "vacant property" be distinguished.

Ms. Gillotti stated that she is more interested in the sidewalks being cleared and she wants the areas cleared regardless.

Mayor Pro-Tem Richardson said she would like to see more warnings.

Ms Gillotti stated that the reason staff wants to give less warnings is because the City has only one Code Enforcement officer and the change would allow him to reach more properties, however if Council wanted to give more warnings they could revisit the decision.

B. Open the public hearing

1. Mark Hergott, 111 Miles, stated that currently the class of people that did not clear their sidewalks were the elderly and handicap. He asked how do we have a clean sidewalk network without penalizing the elderly and handicap for being elderly and handicap.
2. Patrick Johnston, 16 S. Normal, questioned the actual language regarding accumulation of one inch or more. He also wanted to know whose measurement the City is using to define one inch.

C. Resolution No. 2013-235, close public hearing

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**That the public hearing on an ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 94 "STREETS, SIDEWALKS AND CERTAIN OTHER PUBLIC PLACES," ARTICLE V "SNOW REMOVAL," TO REDUCE THE TIME TO CLEAR ICE AND SNOW TO 24 HOURS, TO CHANGE THE NOTICE PROVISIONS TO PUBLICATION ONCE PRIOR TO EACH WINTER, AND TO OTHERWISE CLARIFY AND CLEANUP THE CODE SECTIONS" be officially closed.**

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried to close the public hearing.

Council Member Robb stated that the most important thing about this is the policy however; they are not adopting the policy but the ordinance. He asked how Council could adopt the policy.

Ms. Gillotti stated that the previous policy was never adopted by Council but presented by someone else however; she could not remember who was in charge at that time.

Council Member Robb stated the ordinance is fine and can be shortened. He said in conversation, according to Ms. Gillotti, this is the way enforcement should be done. He goes on to give the process of abatements and states that the purpose of the code enforcement is not to make money but for compliance. He said that he wants to change the policy.

Ms. Gillotti asked him for some points of clarification on the warning to abate after 24 hour at each accumulation at an inch or more, or the first time.

Mr. Robb stated yes at the first accumulation only and to keep it at two trips for the Enforcement Officer.

Mayor Schreiber asked Ms. Gillotti to answer Mr. Johnston question about the one inch metric.

Ms. Gillotti answered that the City does not use airport standards but local standards.

Council Member Murdock asked Council Member Robb if he wanted to change the ordinance, policy, and fee schedule.

Ms. Gillotti stated that they can bring that concern up at the second reading.

On roll call, the vote to approve Resolution No. 2013-235, close public hearing was as follows:

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

VOTE:

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

Ordinance No.1204

3. An ordinance to amend Chapter 71: Administrative Hearing Bureau of the Ypsilanti City Code to revise the rules and procedures.

- A. Resolution No. 2013-236, determination

#### **RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI**

**That a ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 71 "ADMINISTRATIVE HEARINGS BUREAU," TO MAKE ADMINISTRATIVE HEARINGS MORE EFFICIENT BY ADDING RULES AND PROCEDURES FOR INFORMAL AND FORMAL AHB HEARINGS, TO SET FORTH ADDITIONAL STATUTORY REQUIREMENTS, TO CLARIFY THE CHAPTER AND CORRECT ERRORS AND OMISSIONS, AND TO ALLOW CITY COUNCIL TO SET BY RESOLUTION AN AMOUNT WHICH WILL BE SUBTRACTED FROM A JUDGMENT ENTERED IF THE JUDGMENT IS PAID TIMELY" be approved on First Reading.**

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

Attorney Jesse O'Jack gave a brief overview of the AHB procedures and hearing process.

Council Member Robb asked what makes the hearings formal or informal.

Mr. O'Jack explained how the formal versus informal will be handled.

Council Member Robb asked which sections were added regarding the Home Rule Act.

Mr. O'Jack gave the sections.

Council Member Robb asked if all those sections were listed in the Home Rule Act.

Mr. O'Jack answered yes and said this is what authorizes the creation of the Blight Court and he said it is statutory.

Council Member Robb asked what if the ordinance officer goes out for a Rental Inspection and notices that the grass has exceeded the limits, could a ticket be issued.

Mr. O'Jack explained the process and what is included in the ordinance.

Council Member Murdock questioned why AHB was holding so many hearings. He explained if a person does not show up in court then they automatically lose the case in court and the AHB should do the same.

Mr. O'Jack answered that AHB is switching to that same model. He said that AHB would do everything at one hearing. He said there may be times when a continuation is due because the resident is waiting for inspections of repairs that were needed.

- B. Open the public hearing  
-None
- C. Resolution No. 2013-237, close public hearing

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**That the public hearing for an ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 71 "ADMINISTRATIVE HEARINGS BUREAU," TO MAKE ADMINISTRATIVE HEARINGS MORE EFFICIENT BY ADDING RULES AND PROCEDURES FOR INFORMAL AND FORMAL AHB HEARINGS, TO SET FORTH ADDITIONAL STATUTORY REQUIREMENTS, TO CLARIFY THE CHAPTER AND CORRECT ERRORS AND OMISSIONS, AND TO ALLOW CITY COUNCIL TO SET BY RESOLUTION AN AMOUNT WHICH WILL BE SUBTRACTED FROM A JUDGMENT ENTERED IF THE JUDGMENT IS PAID TIMELY" be officially closed.**

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

On a voice vote, the motion carried to close the public hearing.

On a roll call, the vote to approve Resolution No. 2013-236 was as follows:

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

VOTE:

Yes: 6      No:      Absent: 1 (Moeller)      Vote: Carried

Ordinance No.1205

4. An ordinance to rezone from B3 (Central Business District), right-of-way, R1, single family residential and Historic Overlay (HO) to a Planned Unit Development (PUD) for the development of the former Thompson Block building (400 N. River St.), a portion of the public alley to the east, and 107 E. Cross St.

A. Resolution No. 2013-238, determination

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

**THAT An Ordinance Entitled, "THOMPSON BLOCK REDEVELOPMENT PROJECT ORDINANCE" be adopted on First Reading.**

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

Planner Teresa Gillotti gave brief overview.

SUMMARY BACKGROUND

Thompson Block Partners, LLC has applied for Planned Unit Development (PUD) rezoning and site plan approval for approximately 0.56 acres including the parcel at 400-412 N. River Street (Thompson Block parcel), the newly vacated alley east of the property and 107 E. Cross Street.

The 400-412 N. River parcel is comprised almost entirely of the two structures of the Thompson Block. Right-of-way improvements are proposed along the River Street frontage. The proposed reuse of the existing structure will include restoring the building and façade, with 16 upper story residential lofts, and a combination of commercial/retail uses on the first floor totaling approximately 10,000 sf. The vacated alley and the vacant 107 E. Cross will provide for parking, storm water management, and buffer between the development and adjacent properties.

**PUD Development requirements**

Section 122-575 of the Zoning Ordinance provides review procedures for Planned Unit Development applications:

- 1) Pre-application conference
- 2) Formal PUD Application
- 3) Planning Commission Review, Public hearing, and Recommendation
- 4) City Council Action

The project is currently at stage #4 above. Planning and Development staff held several meetings with the development team. The Planning Commission held a public hearing on Wednesday, August, 28, 2013 where they postponed action until the next meeting, pending some revisions of the site plan. On Wed., September 18, 2013, they recommended zoning and site plan approval with conditions.

**Remaining Conditions and site plan revision**

Staff received revised plans (attached) dated 11-11-13 which addressed the following conditions.

1. Install fencing in accordance with 122-703 along north side of structure in cooperation with adjacent owners
  - Staff met with one of the owners of 414 N. River (the immediately adjacent apartment house) and Stewart Beal of Thompson Block partners to discuss the pathway and egress on the north side of the property.

The primary residential ingress/egress will be to the east off the parking lot. A secondary ingress/egress will be located on the east of the building. Gates will be located to the east and west with a push bar for egress and a punch-code available to residents to limit pedestrian traffic.

To secure the gate on the east and west ends, a fence will be run along the property line to the edge of the property at 414 N. River. That property owner has agreed to let the fence then run north and affix to the house in two locations. This will limit the fencing and provide more space for building maintenance for both owners. This is shown on A-2. An easement will be required for access.

2. Detailed grading plans shall demonstrate how ADA requirements are met on River and Cross intersection
  - Plans will be submitted during the detailed engineering phase.
3. Sidewalk on Cross Street shall continue through drive at 6 feet width
  - Shown on sheet A-1.
4. Update required percentage to reflect entire project area and confirm calculation
  - Calculation provided and standard met (shown on sheet 4)
5. Add bicycle parking
  - Bicycle parking is shown in two locations, one along River Street (for visitors/customers) and a second on the north side of the parking area (presumably for tenants).
6. Consider a metal gate on the east side of the pedestrian access on north side of the building
  - Gates are provided and have been coordinated with adjacent neighbor.
7. All items from engineering review letter dated 9-13-13
  - Items will be addressed in detailed engineering, if not already addressed above.
8. A list of plantings for the bioswales should be provided.
  - Seed mix details have been provided to staff.
9. Provide a maintenance plan for bioswales,
  - Schedule provided on page 4
10. Provide height for all pole lights
  - Additional lights will be DTE Granville model which meets height requirements.
11. All fixtures on north side of building shall be down-directed and full cutoff.
  - Cut sheet requested prior to HDC application for staff review.

12. Add one additional tree to parking area
  - Requirement met.
13. Note all exemptions from zoning basis on the site plan.
  - Exemptions noted on cover sheet
14. HDC approval is required for all exterior work.
  - Noted on page

A few modifications are still needed on the site plan and will need to be corrected between the first and second reading should council move the project forward:

- Cover sheet – note about a mutual easement for ingress and egress between parking lots should be removed
- Cover sheet – note that copy of recorded easement for use of a portion of 414 N. River to add fence and attach to the house to help secure fence and gate will be needed prior to construction
- Fencing on north side to be shown on A-1 as well.

#### **Next Steps:**

The public hearing and first reading will occur on Nov. 19, 2013. At the Dec. 3 meeting, a second reading will be held as well as a resolution for approval of a PUD agreement.

#### **B. Open the public hearing**

1. Mark Hergott, 111 Miles, stated that Mr. Beal is non-compliant and wasting the Planning Department's time.
2. Tyler Weston, 302 N. Grove, on behalf of the Thompson Block Partners, stated that he was present to answer any questions the Council may have.

#### **C. Resolution No. 2013-239, close public hearing**

#### **IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**THAT the public hearing on an ordinance Entitled, "THOMPSON BLOCK REDEVELOPMENT PROJECT ORDINANCE" be officially closed.**

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried to close the public hearing.

Mayor Schreiber stated that he is in favor of the Thompson Block redevelopment.

Council Member Murdock asked if the property at 107 E. Cross would no longer be zoned R1 and if it would be a part of the DDA.

Ms. Gillotti said she would find out from the Assessor and get an answer for Council Member Murdock.

On a roll call, the vote to approve Resolution No. 2013-238 was as follows:

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

VOTE:

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

**IX. AUDIENCE PARTICIPATION –**

1. Patrick Johnston, 16 S. Normal, asked about the Traffic Calming proposal.
2. Mark Hergott, 111 Miles, commented on the traffic calming methods.

**X. REMARKS BY THE MAYOR –**

Mayor Schreiber appreciated remarks of Mr. Johnston and Mr. Hergott.

Mr. Lange asked Interim Police Chief Tony DeGiusti to make comments.

DeGiusti commented on Mayor Pro-Tem Richardson's statement from the November 5<sup>th</sup> meeting regarding the help from the Washtenaw County Sheriff Department. He explained that he investigated and found out that there was communication from Washtenaw County Sheriffs via text messages. He said however the information was not given to the actual decision makers of the Police Department. He stated, to make the record clear; the Sheriff Department did offer assistance. He said they have met and currently have an open dialogue.

Mr. Lange stated that he met with Washtenaw County in a one on one with the Sheriff.

**XI. MINUTES –**

Resolution No. 2013-240, approving the minutes of November 5, 2013.

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**That the Minutes of November 5, 2013 be approved.**

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried and the minutes were approved as submitted.

**XII. RESOLUTIONS/MOTIONS/DISCUSSIONS –**

1. Resolution No. 2013-242, approving agreement with the Washtenaw County CDBG grant program to utilize the appropriated CDBG funds for the 2012-2013 City of Ypsilanti Infrastructure Improvement Project.

**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 2011-2012 CDBG Urban Funding and 2012-2013 CDBG Urban Funding includes funds for Infrastructure Improvement Projects, including funds for ADA sidewalk ramp replacement in low to moderate income areas within the city (The City of Ypsilanti Sidewalk Ramp Replacement Program) in the amounts of \$46,000 in 2011-2012 funding and \$50,000 in 2012-2013 funding for a total of \$96,000; and**

**WHEREAS, an agreement is needed between the City and Washtenaw County in order to utilize the appropriated funds.**

**NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the proposed agreements; and**

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

OFFERED BY: Council Member Robb

SUPPORTE BY: Council Member Vogt

On a roll call, the vote to approve Resolution No. 2013-242 CDBG Grant was as follows:

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

VOTE:

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

2. Resolution No. 2013-243, approving City of Ypsilanti Limited English Proficiency Plan.

**RESOLUTION TO APPROVE LIMITED ENGLISH PROFICIENCY (LEP) PLAN**

**WHEREAS This Plan is implemented in compliance with Title VI of the Civil Rights Act of 1964; and**

**WHEREAS The City of Ypsilanti is the recipient of Federal funding that would require the City to comply with Title VI of the Civil Rights Act of 1964; and**

**WHEREAS The City of Ypsilanti desires to have the ability to implement a Limited English Proficiency (LEP) Plan; and**

**WHEREAS This Plan will provide LEP individuals with meaningful access to City services; and**

**WHEREAS The City of Ypsilanti has a need to enforce the provisions of that Plan, specifically with Identification of the LEP Population, and Recalculation of the City's Primary Language Groups; and**

**WHEREAS The City of Ypsilanti shall update this Plan as the needs of the City should require; and**

**WHEREAS The City of Ypsilanti shall remain in compliance with Federal and State Laws.**

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the Limited English Proficiency (LEP) Plan is hereby approved pursuant to the requirements of Title VI of the Civil Rights Act of 1964.**

OFFERED BY: Mayor Pro-Tem Richardson

SUPPORTED BY: Council Member Vogt

Mr. Barr gave brief background on the Limited English Proficiency plan.

On a roll call, the vote to approve Resolution No. 2013-243 LEP was follows:

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

VOTE:

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

3. Resolution No. 2013-244, 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:**

| <b><u>NAME</u></b>                                                          | <b><u>BOARD</u></b> | <b><u>TERM<br/>EXPIRATION</u></b> |
|-----------------------------------------------------------------------------|---------------------|-----------------------------------|
| <b>Richard Smith (open)<br/>1327 Elmwood Ct. Apt 6<br/>Ypsilanti, 48197</b> | <b>YDDA</b>         | <b>7/7/2016</b>                   |

OFFERED BY: Mayor Pro-Tem Richardson  
SUPPORTED BY: Council Member Murdock

On a roll call, the vote to approve Resolution No. 2013-244 was as follows:

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

VOTE:

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

4. Resolution No. 2013-245, approving Storm water, Asset Management and Wastewater (SAW) Grant Application.

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**WHEREAS, part 52 (strategic water quality initiatives) of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended ("Part 52"), provides at MCL 324.5204e that the Michigan Finance Authority (the "MFA") in consultation with the Michigan Department of Environmental Quality (the "DEQ") shall establish a strategic water quality initiative grant program; and**

**WHEREAS, in accordance with the provisions of 2012 PA 511, which provides grants to municipalities for sewage collection and treatment systems or storm water or nonpoint source pollutions control; and**

**WHEREAS, in accordance with the provisions of 1985 PA 227, as amended, Part 52, and other applicable provisions of law, the MFA, the DEQ, and the Municipality that is a grant recipient shall enter into a grant agreement (the "SAW grant Agreement") that requires the Municipality to repay the grant under certain conditions as set forth in MCL 324.5204e, as amended: and**

**WHEREAS, the Municipality does hereby determine it necessary to establish a(n) storm water management plan, of**

**disadvantaged community construction activities (up to \$500,000).**

**WHEREAS, it is the determination of the Municipality that at this time, a grant in the aggregate principal amount not to exceed \$420,000 ("Grant") be requested from the MFA and The DEQ to pay for the planning an/or design activities; and**

**WHEREAS, the Municipality shall obtain this Grant by entering into the SAW Grant Agreement with the MFA and the DEQ.**

**NOW THEREFORE, BE IT RESOLVED, that DPS Director, a position currently held by Stan Kirton, is designated as the Authorized Representative for purposes of the SAW Grant Agreement.**

**The proposed form of the SAW Grant Agreement between the Municipality, the MFA and DEQ (attached hereto as Appendix I) is hereby approved and the Authorized Representative is authorized and directed to execute the SAW Grant Agreement with such revisions as are permitted by law and agreed to by the Authorized Representative.**

**The Municipality shall repay the Grant, within 90 days of being informed to do so, with interest at a rate not to exceed eight percent per year, to the Authority if the Municipality is unable to, or decides not to, proceed with construction the project or implementing the asset management program for which the funding is provided within three years of the Grant award.**

**The Grant, if repayable, shall be first budget obligation from the general funds of the Municipality, and the Municipality is required, if necessary, to levy ad valorem taxes on all taxable property in the Municipality for the payment thereof, subject to applicable constitutional statutory and Municipality tax rate limitations.**

**The municipality shall not invest, reinvest, or accumulate any moneys deemed to be Grand funds, nor shall it use Grand funds for the general local government administration activities or activities performed by municipal employees that are unrelated to the project.**

**The Authorized Representative is hereby jointly or severally authorized to take any actions necessary to comply with the requirements of the MFA and the DEQ in connection with the issuance of the Grant. The Authorized Representatives is hereby jointly or severally authorized to other papers as may be required by the MFA or the DEQ or as may be otherwise necessary to effect the approval and delivery of the Grant.**

**The Municipality acknowledges that the SAW Grant Agreement is a contract between the Municipality, the MFA and the DEQ.**

**All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.**

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

Marcus McNamara, OHM gave overview on the SAW Grant.

SUMMARY BACKGROUND

The first part of the resolution explains the funding source, up to \$500,000 for stormwater management planning with a ten (10) percent match.

Council approval of the attached resolution is a necessary component of a complete application for the SAW Grant Funds. Basically, the resolution states that the Municipality will pay back, with interest the grant funds (if awarded) if the project is not completed within three (3) years of the grant award. The Municipality is not obligated to this stipulation with the application but, only if the grant is awarded and accepted by the Municipality.

The SAW Grant covers all costs including computer hardware, software, costs for data collection, CCTV (filming) storm mains, Asset Management Planning with a ten (10) percent match from the municipality. The total grant application is for the amount of \$420,000 with a maximum match of \$42,000.

Recommendation: That City Council considers approving the resolution for application purposes.

Council Member Murdock stated that they were going to do CCTV (filming) for approximately eight miles of system which really is not a lot for the City.

Mr. McNamara answered that the system is not for storm water because there is more value out of a larger sewer.

Council Member Murdock thanked Mr. McNamara.

On a roll call, the vote to approve Resolution No. 2013-245 was as follows:

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

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

5. Resolution No. 2013-246 approving 2014 Council Meeting schedule.

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**The Ypsilanti City Council will hold Regular Meetings at 7:00 p.m. in the City Council Chambers, located at One South Huron Street, Ypsilanti, Michigan 48197, for the year 2014 on the following dates:**

January 7  
January 21  
February 4  
February 18  
March 4  
March 18  
April 1  
April 15  
May 6  
May 20  
June 3  
June 17

July 1  
July 15  
August 7 (**Thursday**)  
August 19  
September 2  
September 16  
October 7  
October 21  
November 6 (**Thursday**)  
November 18  
December 2  
December 16

**The City of Ypsilanti encourages persons with disabilities to participate and will provide necessary reasonable auxiliary aids and services, such as signed for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon two (2) days notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling the following:**

**City Clerk's Office  
One South Huron Street  
Ypsilanti, Michigan 48197-5420  
(734) 483-1100**

**All persons are welcome to attend. Additional information may be obtained at the City Clerk's Office and written comments may be sent to the City Clerk's Office at the above listed address.**

OFFERED BY: Mayor Pro-Tem Richardson  
SUPPORTED BY: Council Member Vogt

Mayor Pro-Tem Richardson stated that she wanted to amend the resolution to have one meeting in July and one in August (remove 2<sup>nd</sup> meetings).

Mayor Pro-Tem Richardson moved and seconded by Council Member Dan Vogt to amend the resolution to have one meeting in July and one in August (remove 2<sup>nd</sup> meetings).

On a roll call, the vote to approve Resolution No: 2013-246 as amended was as follows:

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

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

On a voice vote Resolution 2013-246 was approved as follows:

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**The Ypsilanti City Council will hold Regular Meetings at 7:00 p.m. in the City Council Chambers, located at One South Huron Street, Ypsilanti, Michigan 48197, for the year 2014 on the following dates:**

January 7  
January 21  
February 4  
February 18  
March 4  
March 18  
April 1  
April 15  
May 6  
May 20  
June 3  
June 17

July 8  
August 7 (**Thursday**)  
September 2  
September 16  
October 7  
October 21  
November 6 (**Thursday**)  
November 18  
December 2  
December 16

**The City of Ypsilanti encourages persons with disabilities to participate and will provide necessary reasonable auxiliary aids and services, such as signed for the hearing impaired and audiotapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon two (2) days notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling the following:**

**City Clerk's Office  
One South Huron Street  
Ypsilanti, Michigan 48197-5420  
(734) 483-1100**

**All persons are welcome to attend. Additional information may be obtained at the City Clerk's Office and written comments may be sent to the City Clerk's Office at the above listed address.**

1. Resolution No. 2013-247, adopting the "80/20 Cap" health care option.

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

**WHEREAS, Public Act 152 of 2011 (hereinafter "the Act") establishes restrictions on how much public employers, including the City of Ypsilanti, can pay toward the medical benefit plans offered to employees; and**

**WHEREAS, the City of Ypsilanti has four (3) options as provided for in the Act under which compliance with all provisions of the Act can be achieved; and**

**WHEREAS, the City Council, by majority vote, may select an option under which it would pay no more than eighty percent (80%) of the "total annual costs" of the medical benefit plans it offers to employees; and**

**WHEREAS, the Act does not apply to medical benefit plans that include benefits provided to individuals retired from a public employer; and**

**WHEREAS, the Act applies to medical insurance (including prescription drugs) but does not apply to dental, vision or other insurance plans, such as life or disability insurance; and**

**WHEREAS, the Act states that groups of employees who are covered by a collective bargaining agreement or "other contract" which is in effect "on the effective date of the Act" are exempted from the "80/20 Cap" requirements; and**

**WHEREAS, the Act requires that no agreement "executed" after January 1, 2014, can include terms which are inconsistent with the requirements of the "80/20 Cap" option and that the collective bargaining agreement and "other contract" exemption last until the contract expires.**

**NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council does hereby approve and adopt the "80/20 Cap" option as provided for in Public Act 152 of 2011, to become effective January 1, 2014.**

OFFERED BY: Mayor Pro-Tem Richardson  
SUPPORTED BY: Council Member Vogt

Mr. Lange stated that he wanted to clear up two items. The first item was the typo in the Resolution because it should be three options, the hard cap, 80/20 rule, and the percentage of pay. He stated that the second item was that Mr. Fanning went to great lengths to protect the rights of the City employees. He went on to give an overview of the health care option.

Council Member Robb gave an overview of how the 80/20 program works. He went on to say that Council can adopt the 80/20 plan where the employee pays 5.322% of their salary.

Mayor Pro-Tem Richardson asked if there is a provision within the 80/20 an option that allows Council to set the percentage amount that the employee should pay.

Council Member Robb read the 80/20 Public Act.

Mr. Lange stated that he agreed with Council Member Robb. He went on to give his opinion on the benefits for 80/20 and the percentage options. He said that employees made no objections to the 80/20 plan in any of the negotiations.

Mayor Schreiber asked to delay this resolution until Mr. Fanning has a chance to review it.

Mayor Pro-Tem Richardson moved, supported by Council Member Vogt to table the resolution.

On a voice vote the motion carried and Resolution No. 2013-247 was tabled until next meeting.

2. Resolution No. 2013-248, approving purchase of two (2) patrol vehicles (2014 Ford Police Interceptors) from Gorno Ford.

**RESOLVED BY THE CITY COUNCIL OF THE CITY OF YPSILANTI:**

**WHEREAS, the City of Ypsilanti Police Department desires to replace two (2) Patrol Vehicle with 2014 Ford Police Interceptors, and**

**WHEREAS, the City of Ypsilanti Police Department has been allocated funds in the FY 2013-14 budget for the purpose of purchasing these vehicles, and**

**WHEREAS, Gorno Ford of Woodhaven, Michigan has provided State of Michigan bid pricing in the amount of \$49,040.00.**

**THEREFORE BE IT RESOLVED, that the Chief of Police be authorized to sign all necessary documents needed to execute the vehicle purchase.**

OFFERED BY: Council Member Murdock

SUPPORTED BY: Mayor Pro-Tem Richardson

Council Member Robb asked if new equipment was being purchased.

Mr. Degiusti stated that the fleet varied.

Council Member Murdock asked if the vehicles are alternative fuel.

Mr. Degiusti answered no.

On a roll call, the vote to approve Resolution No. 2013-248 was as follows:

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

VOTE:

Yes: 6      No: 0      Absent: 1 (Moeller)      Carried: Carried

3. Resolution No. 2013-249, approving Transportation Funding Agreement with AAATA.

**Resolution to approve Transportation Funding Agreement with Agreement with Ann Arbor Area Transportation Authority**

**WHEREAS the Ann Arbor Transportation Authority had provided public transportation services to the City of Ypsilanti under contract for many years; and**

**WHEREAS the voters of the City of Ypsilanti, in 2010, adopted a City Charter amendment to dedicate 0.9789 mills of approved millage each year to fund public transportation; and**

**WHEREAS in June of this year the City of Ypsilanti joined the Ann Arbor Transportation Authority as a member and the organization's name was changed to the Ann Arbor Area Transportation Authority; and**

**WHEREAS the City of Ypsilanti and the Ann Arbor Area Transportation Authority have been discussing an agreement to formally outline the operational relationship between the two organizations for some time; and**

**WHEREAS the attached Transportation Funding Agreement is the fruit of those discussions; and**

**WHEREAS this proposed Transportation Funding Agreement provides in part that the City will use the dedicated millage to fund public transportation services through the Ann Arbor Area Transportation Authority and that the Ann Arbor Area Transportation Authority will make regular reports to the City for input and recommendations.**

**Now Therefore, IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that the attached Transportation Funding Agreement between the City and the Ann Arbor Area Transportation Authority is hereby approved, and the City Clerk is directed and authorized to transmit a copy of this resolution to the Ann Arbor Transportation Authority.**

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

Council Member Robb asked if the 1% fee that Council objected to before will start being collected.

Mr. Lange stated that he did not know at this time.

On a roll call, the vote to approve Resolution No. 2013-249 was as follows:

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

VOTE:

Yes: 6      No:      Absent: 1 (Moeller)      Vote: Carried

**XIII. LIASON REPORTS –**

- A. SEMCOG Update-None
- B. Washtenaw Area Transportation Study-None
- C. Washtenaw Metro Alliance-None
- D. Urban County-None
- E. Freight House-None

**XIV. COUNCIL PROPOSED BUSINESS –**

Richardson

- Stated that she was very happy to see the street sweeper. She wanted to know if signs could be posted for "No Parking" during that time.
- She said that there is a badly repaired cut on Harriet Street east of Perry Street. She said that she remembers a clause that stated if any Utility company made a cut that was not repaired properly they had to pay the City of Ypsilanti.

Murdock

- Questioned when the Audit Report would be ready.
- Noticed that the Civil Service meeting was cancelled and asked what the status of the Fire Fighter list was.

City Clerk McMullan answered that the next meeting is scheduled for the first Friday in December.

Mr. Lange stated that they have interviews scheduled.

-Commented on if the repairs are ever going to be repaired on Cross Street. He stated that there is a tree that is falling down from the storm.

Robb

- Asked Council to move the last meeting in December to the 18<sup>th</sup>.
- Asked Mr. Lange to relay to Ms. Gillotti the Thompson Block issue.

Vogt

- Reminded Mr. Lange about the debris and weeds on North Mansfield and Washtenaw.

Jefferson

- Commented on the cut on Harriet Street and the pot holes that need to be repaired.
- Commented on the Michigan traffic light has become an issue and it needs to be shortened.

**XV. COMMUNICATIONS FROM THE MAYOR –**

None

Motion moved by Council Member Vogt, supported by Council Member Jefferson to change December meeting to the 18<sup>th</sup>.

On a roll call the vote to approve the motion to change the December meeting to the 18<sup>th</sup> was as follows:

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

VOTE:

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

**XVI. COMMUNICATIONS FROM THE CITY MANAGER –**

Commented on Prospect Road repairs.

**XVII. AUDIENCE PARTICIPATION –**

None

**XVIII. REMARKS FROM THE MAYOR –**

None

**XIX. ADJOURNMENT –**

Resolution No. 2013-250, 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) Member of Council.**

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

On a voice vote the motion carried and the meeting adjourned at 11:39 p.m.





Resolution No. 2013 – 255A  
December 3, 2013

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

That the following items be approved:

1. Resolution No. 2013-256, approving Ordinance 1202, an ordinance to change the name of the Recreation Commission and add additional duties and powers. **(Second Reading)**
2. Resolution No. 2013-257, approving Ordinance No. 1203, an ordinance to amend Ypsilanti City Code Chapter 94, "Streets, Sidewalks and Certain Other Public Places", Article V "Snow Removal" to reduce the time to clear ice and snow to 24 hours, to change the notice provisions to publication once prior to each Winter, and to otherwise clarify and cleanup the code sections. **(Second Reading)**
3. Resolution No. 2013-258, approving Ordinance No. 1204 an ordinance to amend Chapter 71: Administrative Hearings Bureau (AHB) of the Ypsilanti City code to revise the rules and procedures. **(Second Reading)**

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:            NO:            ABSENT:            VOTE:



**Barr,  
Anhut &  
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John M. Barr  
Karl A. Barr  
~~~~~

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

REQUEST FOR LEGISLATION

DATE: July 24, 2013

FROM: John M. Barr, Ypsilanti City Attorney

SUBJECT: Amendment to Recreation Commission Ordinance to change name to Parks and Recreation Commission and set out duties regarding parks

SUMMARY/BACKGROUND

The Recreation Commission desires to change the commission name to Parks and Recreation Commission. At my suggestion the commission has developed the additional duties and responsibilities of the commission as shown in the attached ordinance amendment.

The Recreation Commission is requesting that the ordinance be amended as shown, to change the name and add additional duties and powers.

ATTACHMENTS: Proposed Ordinance

RECOMMENDED ACTION: Adoption of the ordinance

DATE RECEIVED: _____ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF: _____ FINANCE DIR. APPROVAL

COUNCIL ACTION TAKEN: _____



Resolution No. 2013-256
December 3, 2013

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

The certain ordinance entitled "An **ordinance to change the name of the Recreation Commission and add additional duties and powers**" be adopted on Second Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:



**CITY OF YPSILANTI
NOTICE OF ADOPTED ORDINANCE
Ordinance No. 1202**

An ordinance to change the name of the Recreation Commission and add additional duties and powers

1. THE CITY OF YPSILANTI HEREBY ORDAINS That

that section 78-46 Recreation Commission of the Ypsilanti City Code, and following sections is hereby amended to change the name of the commission to Ypsilanti Parks and Recreation Commission and add duties and powers and to read as follows: (new language is underlined)

CITY OF YPSILANTI - PARKS AND RECREATION COMMISSION ORDINANCES

Sec. 78-46. - Composition; appointment. 

The parks and recreation commission shall consist of at least nine but not more than 11 members appointed by the mayor, subject to confirmation by a majority of city council.

(Code 1983, § 1.200; Ord. No. 825, § 1.200, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-46.01. - Youth members. 

Three members may be youth members, under the age of 18 years of age. Youth members shall have all powers of a member, including the power to vote and hold office in the recreation commission.

(Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-47. - Term. 

The term of the members of the parks and recreation commission shall be three years, except that of the members first appointed. Terms shall be staggered so that as far as practicable at least three member's terms expire each year.

(Code 1983, § 1.201; Ord. No. 825, § 1.201, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-48. - Residency. 

Members of the parks and recreation commission shall be residents of the city. At least three members shall be appointed from each of the three wards of the city.

(Code 1983, § 1.202; Ord. No. 825, § 1.202, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-49. - Powers and duties. 

The parks and recreation commission shall be an advisory board and shall have the following powers:

(1)

Make recommendations to the city manager, recreation director, and city council concerning the recreation and city parks needs of the city, including how park improvement funds are used.

(2)

Update the City of Ypsilanti Parks and Recreation Master Plan.

(3)

Review and approve "Adopt-A-Park" applications.

(4)

Expand park and recreational opportunities through Commission sponsored events when appropriate.

(5)

Set its own rules and regulations.

(6)

Report, at least annually to city council.

(Code 1983, § 1.203; Ord. No. 825, § 1.203, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-50. - Secretary and administrative help. 

The city manager shall, within budgetary appropriations, provide for secretarial and administrative help for the commission.

(Code 1983, § 1.204; Ord. No. 825, § 1.204, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

Sec. 78-51. - Vacancy in office. 

Vacancies shall be filled in the same manner that members are appointed. The office of any member shall be deemed vacant if that member has three or more unexcused absences from meetings of the commission. Absences may be excused by simple majority of a quorum.

(Code 1983, § 1.205; Ord. No. 825, § 1.205, 8-28-1995; Ord. No. 1061, § 1, 6-5-2007)

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. A complete copy of the ordinance is also available for inspection on the City's website, www.cityofypsilanti.com.

6. Publication and Effective Date. The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the publication of record. 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 _____, 2013.

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. ____ was published in The Ypsilanti Courier on the _____ day of _____, 2013.

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 _____, 2013.

Frances McMullan, City Clerk

Notice Published: November 6, 2013

First Reading: November 19, 2013

Second Reading: December 3, 2013

Published: _____

Effective Date: _____



REQUEST FOR LEGISLATION
December 3, 2013

From: Teresa Gillotti, Director of Community and Economic Development
Frank Daniels, Deputy Director of Community and Economic Development

Subject: Snow/Ice removal ordinance changes and updated Snow/ice removal policy and Weed abatement policy – updated from Nov. 19, 2013

At the November 19, 2013 council meeting, a few changes were suggested to the proposed snow ordinance, the snow/ice removal policy for sidewalks, and the fee schedule related to these items. Both the ordinance with changes and the revised snow policy are attached.

Two additional resolutions are included in the packet. One would formally adopt the "Sidewalk Snow/Ice Removal policy" and the second would adopt changes to the fee schedule as indicated below:

	Existing	Proposed
1 st offense	\$50, \$75 after 10 business days	\$15, \$40 after 10 business days
2 nd offense	\$100, \$125 after 10 business days	\$50, \$75 after 10 business days
3 rd and subsequent offenses	\$200: \$225 after 10 business days	\$200, \$225 after 10 business days

Please direct any questions or comments to Teresa Gillotti or Frank Daniels.

RECOMMENDED ACTION: Approval

ATTACHMENTS:

- Revised Snow/Ice removal ordinance
- Draft Snow/Ice removal policy
- Resolutions for adoption of fee schedule changes and resolution adopting "Sidewalk Snow/Ice Removal policy"

CITY MANAGER APPROVAL: _____ COUNCIL AGENDA DATE: _____

CITY MANAGER COMMENTS: _____

FISCAL SERVICES DIRECTOR APPROVAL: _____



Resolution No. 2013-257
December 3, 2013

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That a ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 94 "STREETS, SIDEWALKS AND CERTAIN OTHER PUBLIC PLACES," ARTICLE V "SNOW REMOVAL," TO REDUCE THE TIME TO CLEAR ICE AND SNOW TO 24 HOURS, TO CHANGE THE NOTICE PROVISIONS TO PUBLICATION ONCE PRIOR TO EACH WINTER, AND TO OTHERWISE CLARIFY AND CLEANUP THE CODE SECTIONS" be approved on Second and Final Reading.

OFFERED BY: _____

SUPPORTED BY: _____

YES: NO: ABSENT: VOTE:

The City of Ypsilanti

Ordinance No. 1203

AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 94 "STREETS, SIDEWALKS AND CERTAIN OTHER PUBLIC PLACES," ARTICLE V "SNOW REMOVAL," TO REDUCE THE TIME TO CLEAR ICE AND SNOW TO 24 HOURS, TO CHANGE THE NOTICE PROVISIONS TO PUBLICATION ONCE PRIOR TO EACH WINTER, AND TO OTHERWISE CLARIFY AND CLEANUP THE CODE SECTIONS.

THE CITY OF YPSILANTI HEREBY ORDAINS:

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

That Chapter 94 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Streets, Sidewalks and Certain Other Public Places," Article V "Snow Removal", Section 94-132 "Scope," is hereby amended as follows:

Sec. 94-132. Scope.

This article applies to ~~Those areas affected by this article are~~ sidewalks, ~~those~~ publicly owned rights-of-way that convey pedestrian traffic exclusively, parking lots, being those areas paved or unpaved that provide other than single-family or occupied two-family vehicular parking.

That Chapter 94 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Streets, Sidewalks and Certain Other Public Places," Article V "Snow Removal", Section 94-133 "Areas to be cleared," is hereby amended as follows:

Sec. 94-133. Removal of snow. ~~Areas to be cleared.~~

The occupant, manager, ~~or owner,~~ or owner/agent of every lot or parcel of land adjoining any sidewalk or publicly owned rights-of-way that convey pedestrian traffic exclusively and the owner, manager, or owner/agent of any parking lot within the scope of this article must ~~shall~~ clear from those surfaces all ice and snow, ~~fallen, drifted, or in any other manner accumulated,~~ from sidewalks adjoining such lot or parcel of land within ~~24~~ 48 hours from the first accumulation of 1 inch or more as measured at the parcel, ~~of such snow or ice. When any snow shall fall or drift upon any sidewalk, the owner,~~

~~occupant or manager of the lot or parcel of land adjacent the such sidewalk shall remove such snow within 48 hours from the first accumulation.~~

That Chapter 94 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Streets, Sidewalks and Certain Other Public Places," Article V "Snow Removal", Section 94-134 "Removal of ice," is hereby amended as follows:

Sec. 94-134. Removal of ice.

~~When any ice shall form on any sidewalk or parking lot, the owner, occupant or manager of the lot or parcel of land adjoining such sidewalk shall,~~ The occupant, manager, owner, or owner/agent of every lot or parcel of land adjoining any sidewalk or publicly owned rights-of-way that convey pedestrian traffic exclusively and the owner, manager, or owner/agent of any parking lot within the scope of this article must, if practicable, immediately remove from those surfaces any ice formed and/or accumulated: the ice and when When immediate removal of ice is impracticable, shall immediately ~~cause sand, salt or other chemicals or materials to~~ must immediately be spread upon the ice in such manner and in such quantity as to prevent the surfaces sidewalk or parking lot from being slippery and dangerous to pedestrians or motor vehicles, and then must shall remove such ice as soon thereafter as shall be removal is practicable.

That Chapter 94 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Streets, Sidewalks and Certain Other Public Places," Article V "Snow Removal", Section 94-135 "Removal of snow from parking lots," is hereby amended as follows:

Sec. 94-135. Notice to remove. ~~Removal of snow from parking lots.~~

~~The owner or manager of any parking lot shall remove all snow from the parking lot within 24 hours from the first accumulation of such snow.~~

Either of the following forms of notice to remove snow and ice are deemed sufficient notice alone for the city to enforce the provisions of this Article:

(a) Publication and contents of general notice to remove.

The city manager will give general notice of required snow and ice removal at least once each snow/ice season by public notice. For the purposes of this Article, the snow/ice season begins on October 1 each year and ends on May 31 the following year. Such notice must set forth the requirements of Sections 94-133 and 94-134 of the city code. This notice will become effective for the entire snow/ice season ten (10) days after its publication.

(b) Other notice.

At any time the notice by publication outlined in subsection 94-135(a) is not effective, notification may be made in person, by telephone, by mail, or by written notice left at the property. Notice under this subsection is effective if the owner or occupant fails to remove snow or ice prior to 12:00 noon of the day after notice is given (provided there has been at least 18 hours since delivery of the notice).

That Chapter 94 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Streets, Sidewalks and Certain Other Public Places," Article V "Snow Removal", Section 94-136 "Failure to clear," is hereby amended as follows:

Sec. 94-136. - Failure to clear.

(a) *Removal by city.* If snow or ice is not removed or treated as required in sections 94-133; and/or 94-134, ~~and/or 94-135, the city may notify the owner or occupant of the violation. This notification may be made in person, by telephone, by mail, or by written notice left at the property. If the owner or occupant fails to remove snow or ice prior to 12:00 noon of the day after notice is given (provided there has been at least 18 hours since delivery of the notice),~~ the city may cause such snow or ice to be removed. The owner of the adjacent property (as indicated by the records of the assessor) shall then be charged the actual cost of the sidewalk clearance, plus an administrative fee as set by resolution of council. If that charge is not paid within 45 days, it may be assessed against that parcel.

(b) *Blight violation .* A person who violates any provision of sections 94-133 and/or 94-134 is responsible for a blight violation. ~~If any occupant, owner or manager shall neglects or fails to clear ice or snow from a parking lot, or from a sidewalk adjoining his lot or parcel of land within the time limited and herein required, or shall otherwise permits ice or snow to accumulate on such sidewalk or parking lot, he shall be responsible for a blight violation,~~ subject to payment of a civil fine as set forth in section 71-73. Repeat offenses under this article shall be subject to increased fines as set forth in section 71-73. Each day that the condition of accumulation of ice or snow shall continue after the first day of violation shall constitute a separate offense and shall bear a separate penalty.

Section 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, is for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment will not affect, 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 will 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 has 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.

Section 3. Repeal.

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

Section 4. Savings Clause.

The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or heretofore amended, shall remain in full force and effect. The repeal provided herein will 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.

Section 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.

Section 6. Publication and Effective Date.

The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the Ypsilanti Courier. 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 _____, 2013.

Paul Schreiber, Mayor

Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. ____ was published in the Ypsilanti Courier on the ____ day of _____, 2013.

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 _____, 2013.

Frances McMullan, City Clerk

Notice Published ____ November 6, 2013 ____

First Reading ____ November 15, 2013 ____

Second Reading ____ December 3, 2013 ____

Published _____

Effective Date _____



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John M. Barr
Karl A. Barr
~~~~~

Jesse O'Jack ~ Of Counsel  
William F. Anhut ~ Of Counsel – Retired

## **REQUEST FOR LEGISLATION**

DATE: November 25, 2013

FROM: Jesse O'Jack, Assistant Ypsilanti City Attorney

SUBJECT: Amendments to the Administrative Hearings Bureau provisions of the Ypsilanti City Code; **2nd Reading**

### **SUMMARY/BACKGROUND**

The City of Ypsilanti in August of 2010 established an Administrative Hearings Bureau (AHB) and set forth its authority, rules, and procedures pursuant to the authority granted in the Home Rule Act in MCL sections 117.41, 117.4q, and 117.4r. Multiple chapters and sections of the Ypsilanti Code were also amended to convert violations of each to blight violations that would then fall within the jurisdiction of the Administrative Hearings Bureau.

These proposed amendments are primarily designed to make the Administrative Hearings Bureau more efficient and cost effective. The major change is the division of hearings into Formal AHB Hearings and Informal AHB Hearings similar to how the District Court divides civil infraction hearings. Informal AHB Hearings will not include attorneys and, therefore, will be more cost effective to the city.

The amendments also streamline the procedures which should assist in fewer hearings for each case and an additional cost savings.

Additionally, the amendments allow city council to set by resolution a set amount which a respondent can subtract from a judgment entered if the respondent timely pays the judgment. If this amendment passes, it is suggested that city council raise the AHB costs imposed in



a judgment by the same amount as this new subtraction. The result will be a double benefit: 1) An incentive to timely pay the judgment, and 2) if the judgment is not timely paid, the higher total judgment amount will reimburse the city for its collection costs.

Finally, for clarification and simplicity, additional statutory requirements have been set forth in the amendments for the sake of ease of use, and certain language has been clarified and corrected.

**At the First Reading of the ordinance amendment on Tuesday, November 19, 2013, a question arose as to whether the statutory language added as Section 71-36(c) applies to any inspection of a rental dwelling. To clarify that the limitation only applies to inspections which are performed pursuant to the rental inspection program the subsection has been amended from "The city shall not issue a blight violation notice during an inspection . . ." to "The city shall not issue a blight violation notice during a rental inspection program inspection . . ."**

ATTACHMENTS: Proposed Ordinance

RECOMMENDED ACTION: Adoption of the ordinance

---

DATE RECEIVED: \_\_\_\_\_ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF: \_\_\_\_\_ FINANCE DIR. APPROVAL

COUNCIL ACTION TAKEN:

## **The City of Ypsilanti**

Ordinance No. 1204

AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 71 "ADMINISTRATIVE HEARINGS BUREAU," TO MAKE ADMINISTRATIVE HEARINGS MORE EFFICIENT BY ADDING RULES AND PROCEDURES FOR INFORMAL AND FORMAL AHB HEARINGS, TO SET FORTH ADDITIONAL STATUTORY REQUIREMENTS, TO CLARIFY THE CHAPTER AND CORRECT ERRORS AND OMISSIONS, AND TO ALLOW CITY COUNCIL TO SET BY RESOLUTION AN AMOUNT WHICH WILL BE SUBTRACTED FROM A JUDGMENT ENTERED IF THE JUDGMENT IS PAID TIMELY.

### **THE CITY OF YPSILANTI HEREBY ORDAINS:**

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

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article I "In General", Section 71-1 "Purpose," is hereby amended as follows:

#### **Sec. 71-1. - Purpose.**

To define, prevent, reduce, and eliminate blight, factors, and causes of blight and address other quality of life violations in the city that negatively impact the public health, safety, and welfare of city residents. Pursuant to MCL §§ 117.4l, ~~117.41~~, 117.4q, and 117.4r, which authorize the creation of an administrative hearings bureau, the city finds that changing zoning, building or property maintenance, solid waste and illegal dumping, disease and sanitation, noxious weeds, vehicle abandonment, and inoperative vehicles from criminal misdemeanor or civil infraction offenses to blight violations punishable by a civil fine as determined following a hearing by the city administrative hearings bureau is a potentially more efficient and effective way of gaining compliance with laws concerning issues of blight.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article I "In General", Section 71-2 "Definitions," is hereby amended to add definitions for Formal AHB Hearing and Informal AHB Hearing to read as follows:

**Sec. 71-2. - Definitions.**

Formal AHB Hearing means a hearing before an Administrative Hearings Officer where either respondent or the city or both are represented by an attorney.

Informal AHB Hearing means a hearing before an Administrative Hearings Officer where neither respondent nor the city are represented by an attorney.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article II "Administrative Hearings Bureau", Section 71-36 "Instituting administrative adjudication proceedings," is hereby amended as follows:

**Sec. 71-36. - Instituting administrative adjudication proceedings.**

(a) Any authorized department or agency of the city may institute an administrative adjudication proceeding by forwarding a copy of the notice of blight violation and a notice of hearing, which has been properly served on the respondent, to the administrative hearings bureau.

(b) A violation notice shall be treated as made under oath if the violation alleged in the notice occurred in the presence of the authorized local official signing the violation notice and includes the information set forth in Section 71-38(b). If the violation did not occur in the presence of the authorized local official signing the violation, the official may issue the violation if, based upon investigation, the official has reasonable cause to believe that the person is responsible for a blight violation and if the city attorney or an assistant city attorney approves in writing the issuance of the violation notice.

(c) The city shall not issue a blight violation notice during a rental inspection program inspection of either a multiple dwelling or a one- or two-unit rental

dwelling if the landlord is properly registered with the rental inspection program, unless either of the following occurs:

(1) The landlord is given a written correction notice of the violation and a reasonable opportunity to correct the circumstances before a re-inspection of the premises or a date specified in the notice, or

(2) The violation is a direct result of the landlord's action or inaction and creates an emergency that presents an immediate risk of harm to people or damage to property, including, but not limited to, a flooded basement or premises without heat.

(d) The person served with the notice of blight violation and notice of hearing must be notified in writing whether the person can admit responsibility and pay the blight violation at the Administrative Hearings Bureau prior to appearing at the hearing or whether appearance at the hearing is required.

(e) The person served with the notice of blight violation and notice of hearing shall be notified in writing whether the scheduled hearing is an Informal AHB Hearing or a Formal AHB Hearing.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article II "Administrative Hearings Bureau", Section 71-39 "Administrative Hearings," is hereby amended as follows:

**Sec. 71-39. - Administrative hearings.**

(a) Any administrative adjudication proceeding conducted by the bureau must be conducted before an administrative hearing officer.

(b) An attorney who appears on behalf of any person must file a written appearance with the administrative hearing officer on a form provided by or approved by the administrative hearings bureau.

(c) Prior to the start of an Informal AHB Hearing, upon the receipt of an appearance by any attorney, any scheduled Informal AHB Hearing shall be rescheduled as a Formal AHB Hearing.

(d) Prior to the start of an Informal AHB Hearing, either the city or the person served with the notice of blight violation and notice of hearing may have an Informal AHB Hearing rescheduled as a Formal AHB Hearing upon written request.

(e) At any Informal AHB Hearing or Formal AHB, respondent may admit responsibility, admit responsibility with an explanation, or proceed with the hearing. Continuances may be requested by either party, however, the administrative hearing officer may only grant a continuance upon a finding of good cause.

(f) (e) The city may not be represented by an employee of the bureau; provided, however, that documentary evidence, including notice of violation, which has been prepared by another department or agency of the city, may be presented at the hearing by the administrative hearing officer.

(d) — The administrative hearing officer may grant a continuance only upon a finding of good cause.

(g) (e) All testimony must be given under oath or affirmation.

(h) (f) The administrative hearing officer may issue subpoenas to secure the attendance and testimony of relevant witnesses and the production of relevant documents. The issuance of subpoenas is subject to the restrictions contained in section 71-41

(i) (g) Subject to subsection (l) (j) of this section, the administrative hearing officer may, in unusual circumstances, permit a witness to submit testimony by affidavit or by telephone.

(j) (h) The formal and technical rules of evidence do not apply in the conduct of a hearing. Evidence, including hearsay, may be admitted only if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs.

(k) (i) The office of the city attorney at a Formal AHB Hearing or an authorized local official at an Informal AHB Hearing must prove the violation by a preponderance of the evidence; however, a violation notice, or a copy thereof, issued and signed in accordance with section 71-38 is prima facie evidence of the correctness of the facts specified therein.

(l) (j) Upon the timely request of any party to the proceeding, any person who the administrative hearing officer determines may reasonably expected to provide testimony that is material, and which does not constitute a needless presentation of cumulative evidence, must be made available for cross-examination before a final determination of liability.

(m) (k) The record of all hearings before an administrative hearing officer includes:

- (1) A record of the testimony presented at the hearing, which may be made by tape recording or other appropriate means;
- (2) All documents presented at the hearing, or scanned copies or digital copies thereof;
- (3) A copy of the notice of violation or notice of hearing; and

- (4) A copy of the findings and decision of the administrative hearing officer.
- (n) ~~(f)~~ Within ten days of the conclusion of a hearing, the administrative hearing officer must issue a final determination of liability. Upon the issuance of a final determination of liability the administrative hearing officer may:
- (1) Impose penalties and or fines that are consistent with applicable provisions of this Code;
  - (2) Issue orders that are consistent with applicable provisions of this Code; and/or
  - (3) Assess costs reasonably related to instituting the administrative adjudication proceeding; provided, however, that the administrative hearing officer may not impose a penalty of imprisonment or, except in cases to enforce the collection of any tax imposed and collected by the city, where this limitation does not apply, impose a fine in excess of \$10,000.00 exclusive of costs of enforcement and or costs imposed to secure compliance with this Code.
- (o) ~~(m)~~ In the issuance of a final determination of liability, an administrative hearing officer must inform the respondent of his or her right to seek judicial review of the final determination.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article II "Administrative Hearings Bureau", Section 71-40 "Default," is hereby amended as follows:

**Sec. 71.40. - Default.**

- (a) If at the time set for a hearing, informal AHB hearing, or formal AHB hearing, neither the recipient of a notice of hearing ~~for violation~~, nor his or her attorney of record, appears, the administrative hearing officer may find the recipient in default and proceed with the hearing, accept evidence relevant to the existence of a code violation, and conclude with a finding, decision, and order. A copy of the decision and order of default must be served in any manner permitted by 71.38(c). ~~section 71-41(a)~~.
- (b) The recipient of a notice of blight violation or a notice of hearing who is found to be in default may petition the administrative hearing officer to set aside the entry of decision and ~~the~~ order of default and set a new hearing date in accordance with section 71-49 of this chapter.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article II "Administrative Hearings Bureau", Section 71-48 "Fines payable to the city clerk," is hereby amended as follows:

**Sec. 71-48. - Fines payable to the city clerk.**

All fines and other monies paid to the city under this chapter must be remitted to the city clerk. For any judgment signed by an Administrative Hearings Officer, the city clerk must accept as full payment of the fines and other monies owed an amount less than the judgment amount, if city council by resolution has set the an amount which may be subtracted from the judgment if the fines and other monies owing on the judgment are paid in full within thirty (30) days, and the respondent pays the judgment in full, less that subtraction, within the thirty (30) days.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article II "Administrative Hearings Bureau", Section 71-49 "Petition to set aside default order," is hereby amended as follows:

**Sec. 71-49. - Petition to set aside the entry of a decision and order of default.**  
**default order.**

- (a) An administrative hearing officer may set aside any order of default and the entry of decision pursuant to that order ~~entered by default~~ and set a new hearing date, upon a petition filed within 21 days after the issuance of the entry of the decision and order of default, if the administrative hearing officer determines that the petitioner's failure to appear at the hearing was for good cause or, at any time, if the petitioner establishes that the petitioner was not provided with proper service of process. If the petition is granted, the administrative hearing officer must proceed with a new hearing on the underlying matter as soon as practical.
- (b) If any order is set aside under this section, the administrative hearing officer must enter an order extinguishing any lien which has been recorded for any debt due and owned to the city as a result of the vacated decision and default order and direct the city to refund any fines or penalties paid pursuant to the vacated decision and order.

That Chapter 71 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Administrative Hearings Bureau," Article III "Violations", Section 71-36 "General violations," is hereby amended as follows:

**Sec. 71-71. - General violations.**

Any act or omission regarding zoning, building or construction, building or property maintenance or condition in buildings or on the premises; fire

prevention; illegal dumping, disposal of solid waste; noxious weeds, and abandoned or inoperative vehicles, that is prohibited by this code or any ordinance of the city and designated a blight violation, including but not limited to those violations designated as blight violations in Chapter(s) 18, 42, 50, 86, 94, 110, and 122 are blight violations subject to the procedures and penalties outlined in this Chapter.

#### Section 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, is for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment will not affect, 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 will 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 has 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.

#### Section 3. Repeal.

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

#### Section 4. Savings Clause.

The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or heretofore amended, shall remain in full force and effect. The repeal provided herein will 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.

#### Section 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.

Section 6. Publication and Effective Date.

The City Clerk shall cause this Ordinance, or a summary of this Ordinance, to be published by printing the same in the Ypsilanti Courier. 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 \_\_\_\_\_, 2013.

\_\_\_\_\_  
Paul Schreiber, Mayor

\_\_\_\_\_  
Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. \_\_\_\_ was published in the Ypsilanti Courier on  
the \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
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 \_\_\_\_\_, 2013.

\_\_\_\_\_  
Frances McMullan, City Clerk

Notice Published November 6, 2013

First Reading November 19, 2013

Second Reading December 3, 2013

Published \_\_\_\_\_

Effective Date \_\_\_\_\_



Resolution No. 2013-258  
December 3, 2013

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

That a ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 71 "ADMINISTRATIVE HEARINGS BUREAU," TO MAKE ADMINISTRATIVE HEARINGS MORE EFFICIENT BY ADDING RULES AND PROCEDURES FOR INFORMAL AND FORMAL AHB HEARINGS, TO SET FORTH ADDITIONAL STATUTORY REQUIREMENTS, TO CLARIFY THE CHAPTER AND CORRECT ERRORS AND OMISSIONS, AND TO ALLOW CITY COUNCIL TO SET BY RESOLUTION AN AMOUNT WHICH WILL BE SUBTRACTED FROM A JUDGMENT ENTERED IF THE JUDGMENT IS PAID TIMELY" be approved on Second and Final Reading.

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:            NO:            ABSENT:            VOTE:



## **Sidewalk Snow/Ice Removal Enforcement and Abatement Process**

December 2013

**Annual Notice:** The proposed ordinance changes allow the City to provide public notice for each winter season, or to use one or more of the follow methods: in person, by telephone, by mail, or by written notice at the property (hang tags).

**Violations:** Twenty-four (24) hours after snow accumulation of 1 inch or more, the Code Enforcement officer monitors and responds to complaints of uncleared sidewalks.

**Process:**

1. Ordinance officer will ticket the owner or registered agent for the violation and leave notice that the snow/ice must be abated within 24 hours, or the city will order the abatement. This is a change from the previous policy.
2. Ordinance officer perform a site visit after 24 hours
  - a. If not abated, the officer will order the abatement (snow/ice removal).
  - b. Abatements (snow/ice removal) will be charged to the property owner or registered agent.
3. Repeat violation
  - a. For each repeat violation, abatement and ticket will occur immediately with increased fines.
  - b. Unpaid abatements will be transferred to property taxes with \$50 additional lien fee.



Resolution No. 2013 - 259  
December 3, 2013

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:**

WHEREAS, City Council has requested changes to the sidewalk snow/ice removal ordinance and policy with the goal of improving the timeliness of snow and ice removal on all sidewalks during the winter season; and

WHEREAS, this improved winter maintenance of sidewalks is also a goal documented in the City's Non-Motorized Transportation Plan; and

WHEREAS, City Council is approving amendments to the ordinance to achieve this goals,

NOW, THEREFORE, BE IT RESOLVED THAT the Ypsilanti City Council approve the attached policy titled, "Sidewalk Snow/Ice Removal Enforcement and Abatement Process (December 2013); and

FURTHER, that City Council approves the attached amendment to the City fee schedule related to ticket fines for the lack of removal of snow/ice.

OFFERED BY: \_\_\_\_\_

SUPPORTED BY: \_\_\_\_\_

YES:                      NO:                      ABSENT:                      VOTE:

**Statement from James Dauphine:**

I was born in Manhattan, New York and lived in Brooklyn, New York, attending Elementary School there. My father, Oscar James Dauphine was a member of the New York City Police department, and subsequently, after massive city lay-offs, was laid off himself and relocated our family to Ann Arbor, Michigan so that he could accept a position at General Motors Hydramatic Powertrain division in the late 70's.

I was always an avid music lover, and thus, pursued every opportunity to advance the art through vocal and piano performances during my Junior and Senior years of high school at Ann Arbor Huron High. After Graduation, by way of a former high school vocal group member I once worked with, I signed a small, less than substantial recording contract, that afforded me the opportunity to record with other artists who worked with Universal, Columbia, Qwest records and more performing across several states and venues.

It was during this period of time that I then realized that I longed to return to school and complete my college education but first I needed to earn money for college, and so I joined the United States Air Force, and was educated as a Medical Laboratory Technician until my discharge at the end of my 4 yr enlistment period, honorably.

After leaving the US Air Force, I moved back to New York City and earned money singing background for several up and coming recording artists from New York and Detroit, Michigan, ultimately, moving to Ypsilanti, MI where my family had relocated to during my tenure in the military.

I then completed degrees in Engineering Math and Computer Science at Washtenaw Community College and completed one of two degrees of a dual BSEE/CE MSEE/CE (Bachelors Science Electrical Engineering and Computer Engineering degree from the University of Michigan in early 2001, just before my father Oscar Passed away from Lung Cancer in March 2001.

I had worked in Computer Science and IT consulting from that time since, working on various contracts for several companies, such as Federal Mogul, Google, National Archives Publishing Company, before joining my companies, Intrinsic IT and Multimedia and Legendary Artists Entertainment Group with Marion Montgomery of The Studios of Castle Hill and Divine Associates to ultimately create Divine Intervention Associates of 124 Pearl Street #203, Ypsilanti, MI where we have been in business for over 8 years to date.

Marion Montgomery is the Managing Partner and Majority Owner  
James Dauphine is the Minority Partner and Co-Owner

**Services Include:**

Computer Repair, IT and Multimedia Consulting, Web design and hosting, Graphic Design, Recording Studio, Artist Management, and Music Production, Event Planning and much more.

I am also a volunteer member of the American Red Cross Disaster Services team and have been involved with the Red Cross in this capacity for the last several years, in addition to organizing community events for the underrepresented and disadvantaged of all ages and races, throughout Washtenaw County, both through my Church, Strong Tower Ministry under Pastor Michael Rosier and through my non-profit Exchange For Change-USA, founded in 2010.

I am engaged to be married in December 2013 and am the proud Father of 4 girls and one boy.

My interests are running, lifting weights, sports, education, computers, electronics, robotics, reading, creating music, singing, attending church, community outreach, local government.

My goals are quite simply to never settle for less than who I can truly be, to self actualize into a Renaissance Man in love with life, humanity, and all cultures and to make my mark in this life as someone who truly cares about his fellow man, woman, and child.

James Dauphine.

Dear Mayor Schreiber,

I would like to express my interest to join the Ypsilanti Parks and Recreation Commission to you. It is my understanding that you are looking for youth members currently, and I thought that this would be a great opportunity. I am currently a Sophomore in high school at Greenhills in Ann Arbor, where my mother is a teacher. I am part of the Greenhills varsity baseball team. Prior to joining the team at Greenhills, though, I played for the Ypsilanti Little League from the age of 7. After playing on the Ypsilanti fields for a number of years, believe I have a good view on how those parks are set up. I also live not that far from Recreation Park. I live on West Cross Street, only a few blocks away from it. As you may or may not be aware, Mr. Malmer of the Commission was the one who turned me towards applying to join the Commission. When you began looking for youth members, he contacted my parents asking if I would be interested, as indeed I am. I hope that you will take this into consideration and nominate me to become part of the Commission. Thank you.

Sincerely,  
Macallan Winning  
1013 W. Cross Street  
Ypsilanti, MI 48197  
[calwinning@gmail.com](mailto:calwinning@gmail.com)



Resolution No. 2013-261  
December 3, 2013

**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:

# PARKING RECOMMENDATIONS

Ypsilanti Downtown Development  
Authority

# IDEOLOGICAL FRAMEWORK

- As stewards of Downtown it is the role of the Downtown Development Authority to correct and prevent deterioration within the downtown districts; to encourage historic preservation; to create and implement development plans in the districts; and to promote the economic growth and strength of the districts. Appropriately the Authority views parking as an important tool in enhancing and achieving this end.

# GOALS

- Ensure that a sufficient supply of parking is available within the DDA districts that accommodate the needs of businesses, employees, residents, and visitors.
- Investigate opportunities to create an integrated parking system that allows for synergy between multiple modes of transportation.

# GUIDING PRINCIPLES

- ◉ Parking infrastructure should match the character and aesthetics of downtown.
- ◉ Parking is a part of a transportation system, and should be understood in that context.
- ◉ There is a cost and value associated with every parking space.
- ◉ Parking is not a silver bullet – no one ever came downtown to park. But the right balance of parking availability, location and price is essential to downtown's vitality and growth.
- ◉ It's the people we want downtown, not necessarily their cars. A “menu” should be created and constantly improved upon so people can make transportation and parking choices for themselves about the best way to come to and move through downtown, using such considerations as convenience, price, location and transportation purpose.

# GUIDING PRINCIPLES

- ◉ A well managed parking system allows people to take advantage of the strengths and appeals of the districts by highlighting its walkable form, and density of services, businesses and available uses.
- ◉ The public parking system operations can and should be financially self-sustaining, with no need for tax subsidy. The users of the system should pay for the system, including operations, maintenance, repair, and eventual additions to the system.
- ◉ Public parking policies should be based on quantified data and analysis.
- ◉ Parking is very different in an urban environment than in the suburbs, and it is important to understand the difference between the two settings.

# GUIDING PRINCIPLES

- Parking rates should be set to encourage different behaviors. For instance, the availability of on-street parking meters conveys a great deal about the perceived convenience of shopping or doing business downtown, thus regular turnover at the meters and long term parking off-street must be encouraged. Rate configuration can affect parking choices by making it less expensive to park in other areas.
- Parking revenues should be dedicated to the needs of the overall parking system.



Washington St. Lot

# METHODOLOGY

- **Parking Inventory:** YDDA Staff collected a public parking inventory for each DDA district. The inventory indicated the amount of spaces for both on and off street parking areas, the type of parking in each area (free, metered, handicapped, etc.), the time limits associated with each parking area, and noted the existence of signage relating to the parking area.

# METHODOLOGY

- ◎ **Parking Utilization:** YDDA Staff, City of Ypsilanti Parking Enforcement Officers, and EMU student volunteers surveyed each DDA district for a period of two weeks to gather information relating to parking usage.
- ◎ The counts were conducted Monday through Sunday at 12 p.m., 5p.m., and 10 p.m. The counts for the Depot Town district were conducted from November 7 – 20, 2011. Counts for the West Cross district were conducted between the March 5 – 18, 2012. Counts for the Downtown district were conducted between March 26 and April 15, 2012; The counts were scheduled so as to fall within dates that exhibited normal parking demand.
- ◎ Each surveyor was given a map that was divided into several parking zones in which all public parking spaces had been digitized on the map. Surveyors were directed to indicate the date and time of their count and to mark an “X” in an occupied parking space. Surveyors were also instructed to note any behavior they observed such as illegal parking, high turnover, poor lighting, etc.

# METHODOLOGY

- ◎ **Parking Lot Improvement/Maintenance Schedule:** The City of Ypsilanti Department of Public Services provided DDA staff with an improvement schedule and task list for each public parking lot within the DDA district. The schedule includes tasks such as crack sealing, paving, and striping in addition to the year in which each task is scheduled to take place.
- ◎ **Parking Revenue Data:** YDDA staff collected revenue data relating to employee permits, residential permits, parking enforcement, and parking meter revenue. Revenue relating to permits and enforcement were captured for fiscal years 2010 and 2011. Revenue relating to meter revenue was captured over a two week time period in March 2012. Before this time only bulk figures relating to meter revenue could be calculated; therefore staff and committee concluded that meter revenue figures relating to specific blocks or off street parking areas would be of greater value to the complete analysis of the parking layout within the district. This explains why meter revenue for this study only relates to the two week period in which revenue was collected on a block by block and lot by lot basis.

# METHODOLOGY

- **Mass Transit Options:** Data was collected regarding the Ann Arbor Transit Authority routes that provided service to the DDA district.
- **Public Input:** YDDA staff administered an online survey for two weeks in May 2012. The survey included questions ranging from primary methods of transportation, locations in which patrons park, to general conditions of lots as perceived by visitors.

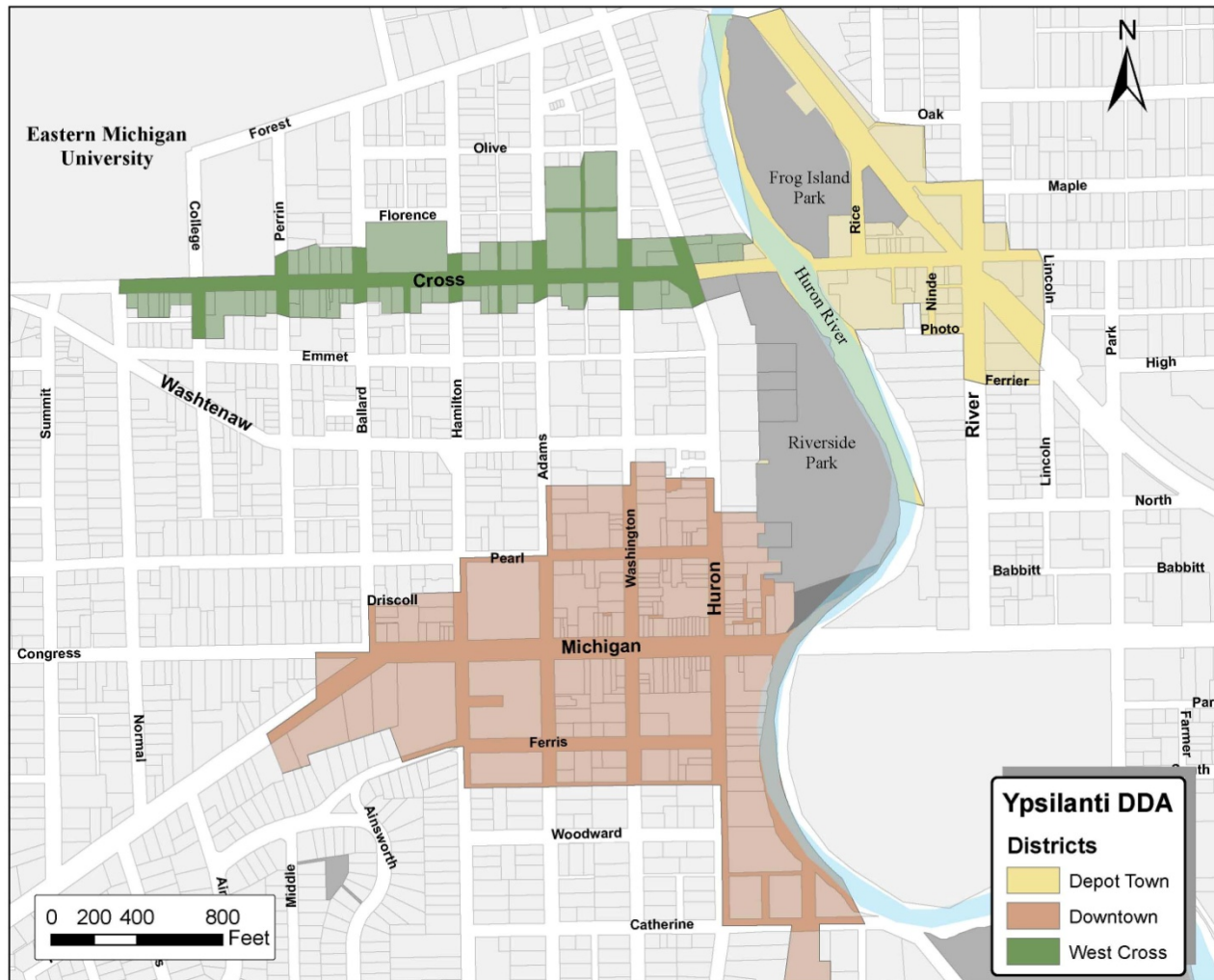


Maple St. Lot

Parking Inventory

# WEST CROSS, DEPOT TOWN, AND DOWNTOWN

# PARKING STUDY AREA



# STUDY AREA

- ◉ Approximately 1,530 public spaces
- ◉ 454 metered spaces
- ◉ 86 pay-by-hour
- ◉ 298 free, limited time
- ◉ 141 permit only
- ◉ 551 unrestricted
- ◉ 744 on-street
- ◉ 786 off-street

Parking Utilization

# WEST CROSS, DEPOT TOWN, AND DOWNTOWN

# PARKING THRESHOLD

- ⦿ “Parking should be free when occupancy is less than 85% at a zero price because it is then a public good in the sense that the marginal cost of adding another user is zero. But as demand increases, the public good becomes crowded, and it takes time to find a vacant space, so the marginal cost of adding another user increases.”
- ⦿ “Because curb parking is in fixed supply, the price must increase to keep spaces available.”
- ⦿ Donald Shoup, 2005 “The High Costs of Free Parking”
  - ⦿ When a parking reaches 85% occupancy it can be considered stressed.
  - ⦿ When a parking system reaches this threshold it negatively affects a person perception of parking availability.
  - ⦿ Once this point is met other possible parking options must be examined.

# DOWNTOWN UTILIZATION BY CATEGORY

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 50      | 50     | 59       | 40     |
| 5pm  | 43      | 45     | 47       | 32     |
| 10pm | 25      | 33     | 47       | 22     |

Downtown Time Limited (%)

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 67      | 73     | 86       | 38     |
| 5pm  | 62      | 77     | 69       | 38     |
| 10pm | 32      | 46     | 68       | 36     |

On vs. Off  
Street

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 45, 57  | 47, 60 | 62, 53   | 40, 38 |
| 5pm  | 39, 53  | 46, 53 | 47, 48   | 33, 27 |
| 10pm | 25, 25  | 34, 31 | 45, 36   | 23, 23 |

\*On Street % in bold

Downtown Metered Parking Usage (%)

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 39      | 40     | 62       | 48     |
| 5pm  | 37      | 38     | 51       | 38     |
| 10pm | 28      | 36     | 49       | 25     |

Downtown Capacity vs. Demand Factor

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 2.14    | 2.05   | 1.71     | 2.53   |
| 5pm  | 2.38    | 2.09   | 2.20     | 3.18   |
| 10pm | 4.05    | 3.03   | 2.22     | 4.62   |

Downtown Free Parking Usage (%)

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 66      | 71     | 71       | 38     |
| 5pm  | 60      | 67     | 59       | 27     |
| 10pm | 29      | 39     | 57       | 30     |

# DEPOT TOWN UTILIZATION BY CATEGORY

Depot Town Total Parking Usage (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 39      | 49     | 32       | 41     |
| 5 p.m.  | 52      | 53     | 49       | 44     |
| 10 p.m. | 36      | 57     | 60       | 29     |

Unrestricted Parking Usage (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 20      | 30     | 17       | 21     |
| 5 p.m.  | 31      | 29     | 29       | 25     |
| 10 p.m. | 17      | 35     | 39       | 10     |

Limited Time Free Parking Usage (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 65      | 77     | 52       | 71     |
| 5 p.m.  | 80      | 85     | 75       | 67     |
| 10 p.m. | 60      | 87     | 89       | 54     |

On-Street\* vs. Off-Street Parking

|         | Weekday        | Friday         | Saturday       | Sunday         |
|---------|----------------|----------------|----------------|----------------|
| 12 p.m. | <b>70</b> , 26 | <b>81</b> , 37 | <b>48</b> , 25 | <b>61</b> , 34 |
| 5 p.m.  | <b>75</b> , 43 | <b>84</b> , 45 | <b>63</b> , 37 | <b>65</b> , 36 |
| 10 p.m. | <b>50</b> , 30 | <b>87</b> , 45 | <b>83</b> , 51 | <b>44</b> , 23 |

\*On-Street in Bold

Depot Town Capacity vs. Demand

|      | Weekday | Friday | Saturday | Sunday |
|------|---------|--------|----------|--------|
| 12pm | 2.72    | 2.05   | 3.13     | 2.46   |
| 5pm  | 1.96    | 1.90   | 2.06     | 2.27   |
| 10pm | 2.94    | 1.75   | 1.67     | 3.44   |

# WEST CROSS UTILIZATION BY CATEGORY

West Cross Total Parking Usage (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 44      | 39     | 36       | 35     |
| 5 p.m.  | 39      | 30     | 41       | 29     |
| 10 p.m. | 33      | 37     | 39       | 30     |

West Cross Capacity vs. Demand Factor

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 2.34    | 2.56   | 2.86     | 2.87   |
| 5 p.m.  | 2.59    | 3.37   | 2.50     | 3.58   |
| 10 p.m. | 3.12    | 2.85   | 2.54     | 3.30   |

West Cross Metered Parking (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 36      | 42     | 45       | 49     |
| 5 p.m.  | 37      | 41     | 52       | 37     |
| 10 p.m. | 38      | 53     | 54       | 35     |

West Cross On-Street vs. Off-Street Parking (%)

|         | Weekday        | Friday         | Saturday       | Sunday        |
|---------|----------------|----------------|----------------|---------------|
| 12 p.m. | <b>36</b> , 65 | <b>38</b> , 45 | <b>39</b> , 25 | <b>42</b> , 7 |
| 5 p.m.  | <b>32</b> , 57 | <b>28</b> , 38 | <b>47</b> , 18 | <b>35</b> , 4 |
| 10 p.m. | <b>38</b> , 22 | <b>45</b> , 5  | <b>47</b> , 11 | <b>36</b> , 8 |

\*On-Street in Bold

West Cross Time Limited Parking (%)

|         | Weekday | Friday | Saturday | Sunday |
|---------|---------|--------|----------|--------|
| 12 p.m. | 66      | 41     | 27       | 36     |
| 5 p.m.  | 62      | 30     | 54       | 22     |
| 10 p.m. | 27      | 40     | 35       | 22     |

# Parking Lot

# MAINTENANCE

# MAINTENANCE SCHEDULE

**Lot: North - Riverside Park Parking Lot**

| Year | Patch | Sealcoat | Stripe | Mill | Overlay | Rebuild | Crackseal |
|------|-------|----------|--------|------|---------|---------|-----------|
| 2012 |       |          |        |      |         |         | X         |
| 2013 |       | X        | X      |      |         |         |           |
| 2014 |       |          |        |      |         |         |           |
| 2015 |       |          |        |      |         |         |           |
| 2016 |       | X        | X      |      |         |         | X         |

**Lot: North Adams Parking Lot**

| Year | Patch | Sealcoat | Stripe | Mill | Overlay | Rebuild | Crackseal |
|------|-------|----------|--------|------|---------|---------|-----------|
| 2012 | X     |          |        |      |         |         | X         |
| 2013 |       | X        | X      |      |         |         |           |
| 2014 |       |          |        |      |         |         |           |
| 2015 |       |          |        |      |         |         |           |
| 2016 |       | X        | X      |      |         |         | X         |

**Lot: North Huron Parking Lot**

| Year | Patch | Sealcoat | Stripe | Mill | Overlay | Rebuild | Crackseal |
|------|-------|----------|--------|------|---------|---------|-----------|
| 2012 |       | X        | X      |      |         |         | X         |
| 2013 |       |          |        |      |         |         |           |
| 2014 |       |          |        |      |         |         |           |
| 2015 |       | X        | X      |      |         |         |           |
| 2016 |       |          |        |      |         |         | X         |

**Lot: North Washington Parking Lot**

| Year | Patch | Sealcoat | Stripe | Mill | Overlay | Rebuild | Crackseal |
|------|-------|----------|--------|------|---------|---------|-----------|
| 2012 |       |          |        |      |         |         |           |
| 2013 |       |          | X      | X    | X       |         |           |
| 2014 |       |          |        |      |         |         |           |
| 2015 |       |          |        |      |         |         |           |
| 2016 |       | X        | X      |      |         |         | X         |

**Lot: South Huron Parking Lot**

| Year | Patch | Sealcoat | Stripe | Mill | Overlay | Rebuild | Crackseal |
|------|-------|----------|--------|------|---------|---------|-----------|
| 2012 |       |          | X      | X    | X       |         |           |
| 2013 |       |          |        |      |         |         |           |
| 2014 |       |          |        |      |         |         |           |
| 2015 |       | X        | X      |      |         |         | X         |
| 2016 |       |          |        |      |         |         |           |

# PARKING LOT REPAIR PRIORITY

## BALLARD LOT      AUBREE'S LOT

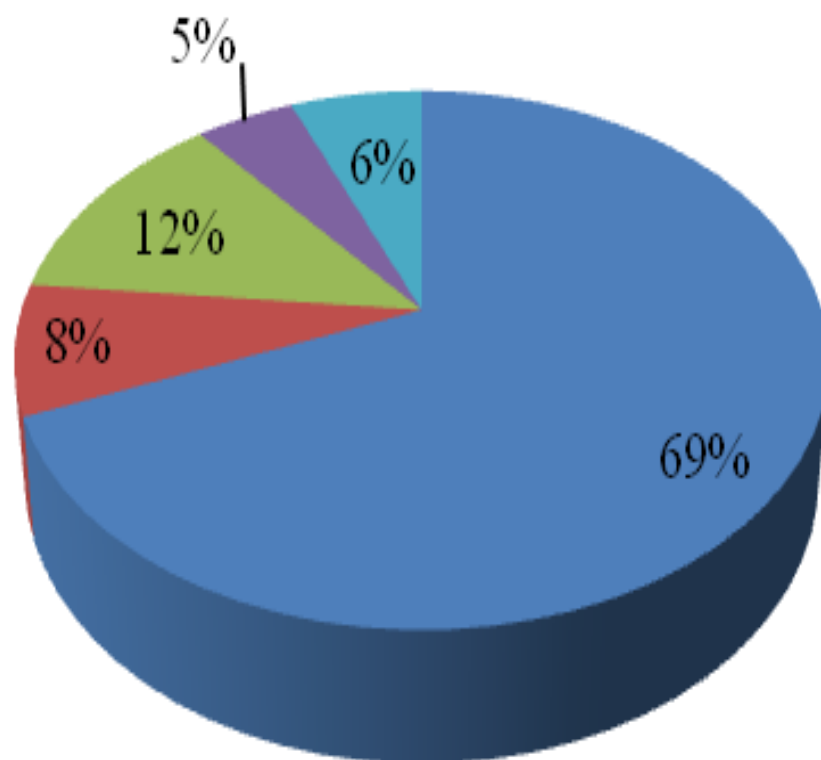


Community Perception

# YDDA TRANSPORTATION RESULTS

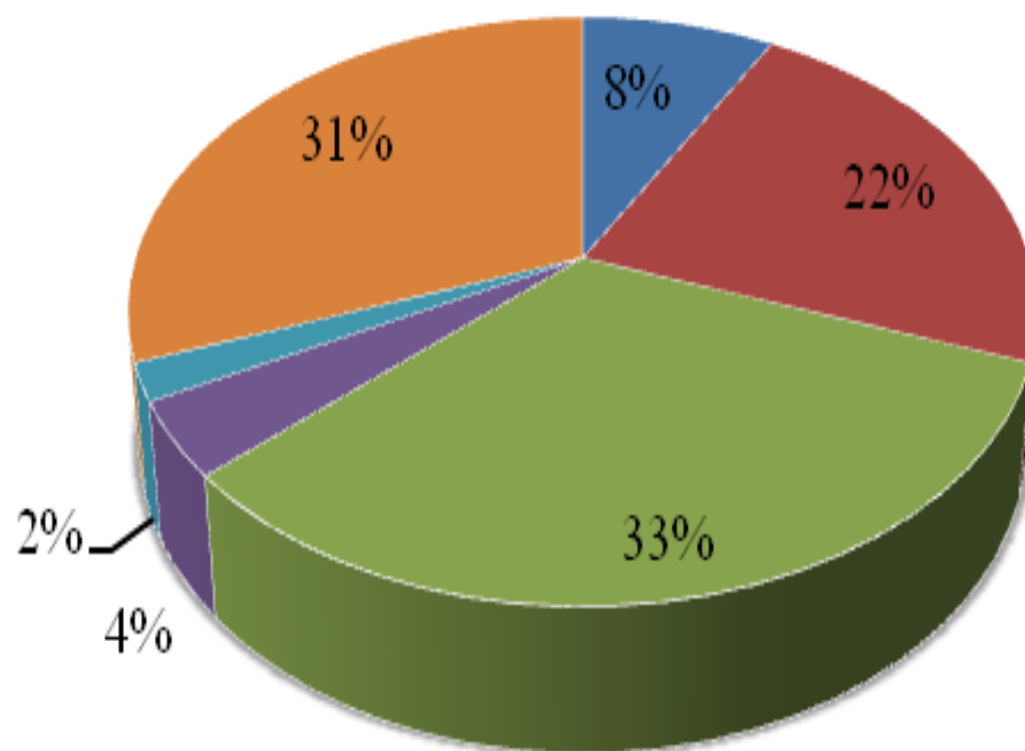
# Figure 5.8: Primary Mode of Transportation

■ Automobile ■ Bicycle ■ Walking ■ Transit ■ Other

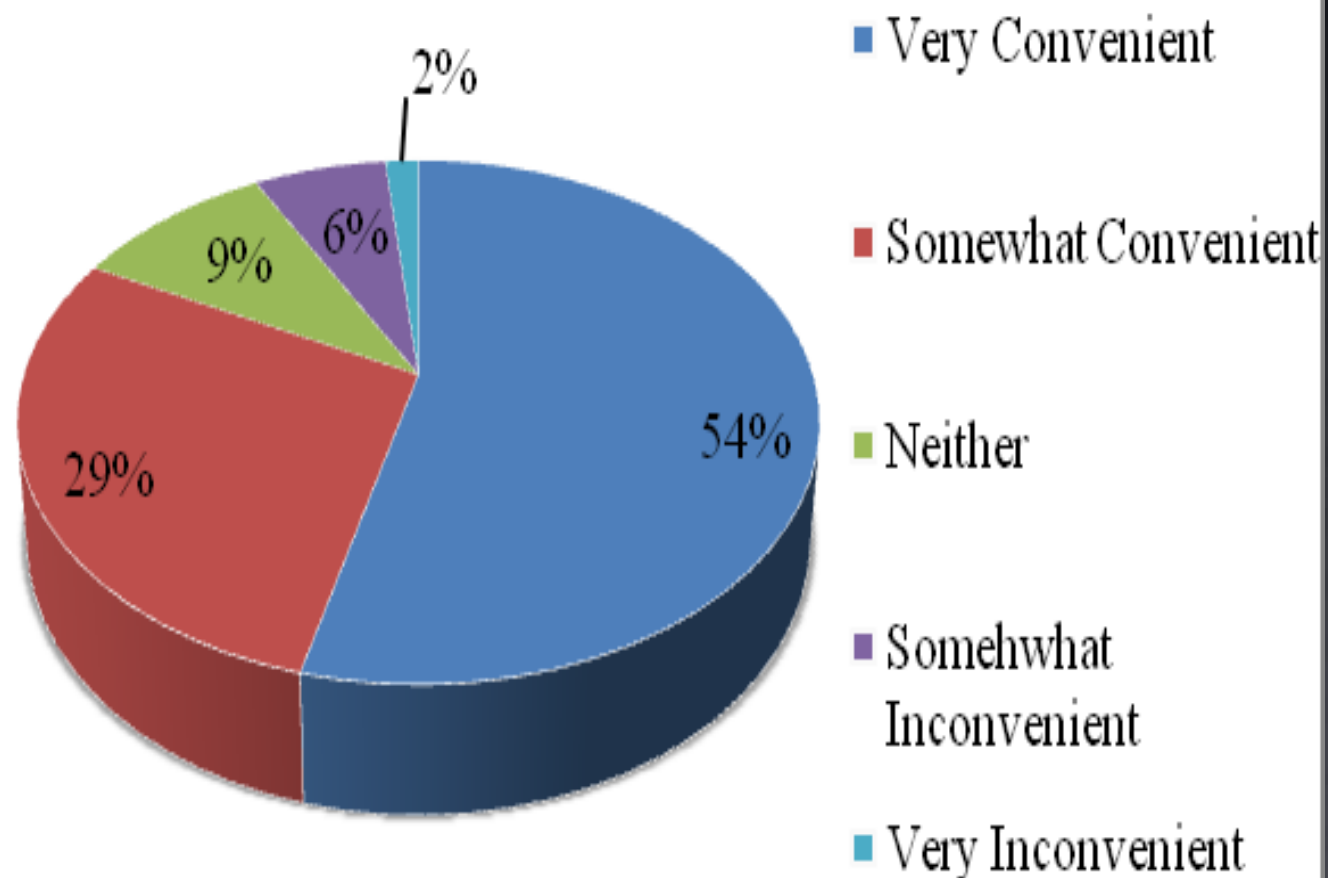


## Figure 6.2: Duration of Stay

■ Less than 1 hour   ■ 1-2 hours   ■ 2-4 hours  
■ 4-6 hours   ■ 6-8 hours   ■ 8 plus hours

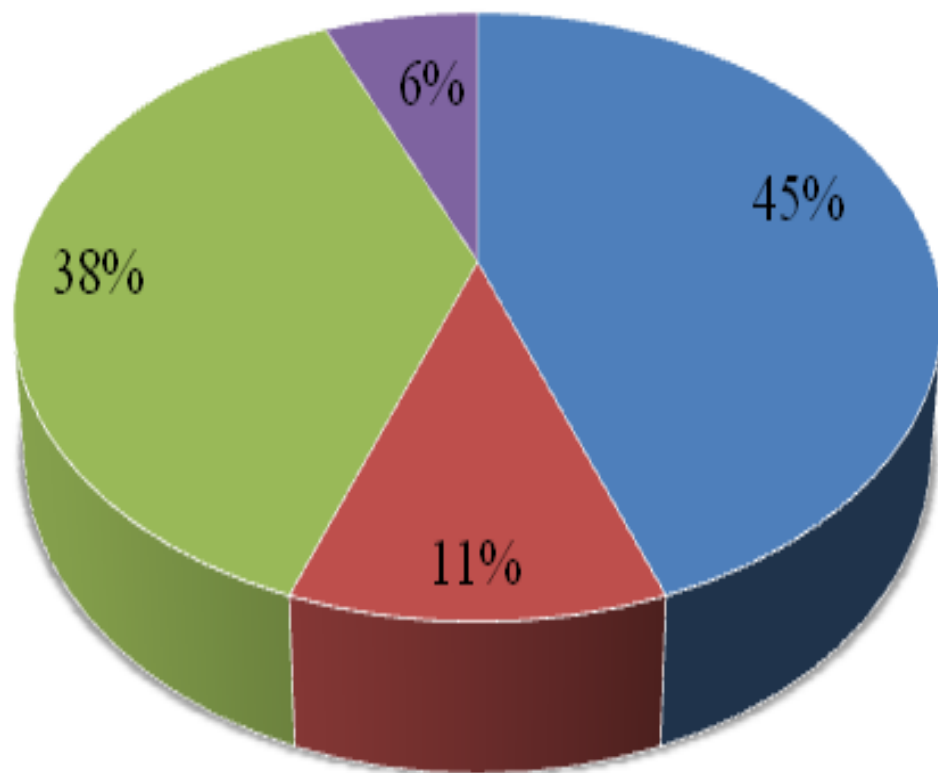


## Figure 6.5: Level of Convenience



# Figure 6.7: Price of Parking

■ Fair ■ Too High ■ No Opinion ■ Too Low

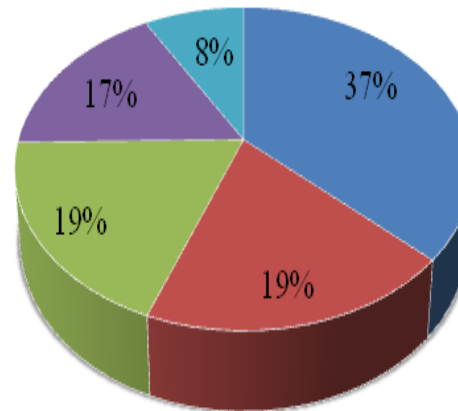


# PARKING HIERARCHY

- ⦿ **1. Location**
- ⦿ **2. Safety**
- ⦿ **3. Ease**
- ⦿ **4. Price**
- ⦿ **5. Condition**

**Figure 6.9: Most Important Consideration**

■ Location ■ Safety ■ Ease ■ Price ■ Condition



# PARKING STUDY FINDINGS

- ◉ Based on the data collection and survey, the Committee
  - There is sufficient parking within the DDA boundaries, however the parking system does not work as efficiently as it should. In order for the system to operate more effectively there needs to be a change in regulations and enforcement.
- ◉ Several Key parking lots are in a deteriorating condition and will need improvements.
- ◉ Signage needs to be improved
- ◉ The City should better coordinate parking systems between departments and DDA

Recommendations

KEY WORD:  
SUSTAINABILITY

# RECOMMENDATIONS - OVERSIGHT

- ◎ The City should create a single entity responsible for the oversight and operations of all municipal parking (lots and on-street)
  - ◎ Parking revenues (meters, tickets, etc.) should be put into a dedicated Parking Fund
  - ◎ A dedicated Parking Fund would allow for the City to streamline repairs and improve enforcement
  - ◎ A central parking authority would also allow for better detailed and ongoing data collection

# RECOMMENDATIONS- REGULAR DATA COLLECTION

- Annual utilization data collection
  - Annual data collection should be done to monitor changes in the parking system
  - This includes updating the inventory of spaces, meters, signage, etc.
  - Monitor residential and commercial permit parking requests
  - The City should implement block-by-block meter revenue collection to better monitor trends in utilization
  - Monitor other modes of transportation (bike, bus, car-sharing, etc...)

# RECOMMENDATIONS - INVENTORY

- ◉ Meter back-up inventory
  - ◉ The City has approximately 454 meters in use in the DDA districts
  - ◉ Should maintain a back-up inventory of 10% (45)
  - ◉ The City has budgeted this program for the 2013-2014 fiscal year
    - ◉ This will expedite replacements of broken meters and maintain consistent revenue

# RECOMMENDATIONS - ROAD DIET

- The City should continue to investigate one-way to two-way conversion being considered as part of the Shape Ypsi Master Plan process
- The City should continue with prioritizing proposed road diet implementation
  - This should increase on-street parking in select areas
  - This should also increase shared-use bike lanes

# RECOMMENDATIONS - ENFORCEMENT

- The City should examine the general extension of enforcement time and days
  - This should include potentially adding Saturday and evening enforcement
- The City should strategize parking enforcement that puts primary enforcement at key/core areas and lessen as parking moves to peripheral areas
- The City should consider incentivizing permit parking users to use less busy municipal lots
  - This would help alleviate overnight and extended stay parking using spaces that benefit from more turnover
- The City should consider developing a “day pass” program during events for the less busy municipal lots

# RECOMMENDATIONS - ALTERNATIVES

- ◎ The City and YDDA should work together to develop a strategy to encourage more long-term or extended stay visitor parking in the less busy municipal lots
  - ◎ This includes the S. Huron and Washington St. Lots Downtown, Ballard St. Lot along W. Cross St. and the Maple St. Lot in Depot Town
- ◎ The City and YDDA should examine potential shared parking opportunities with private partners
  - ◎ This may include the EMU College of Business, Key Bank Building, and St. John's Church
- ◎ All potential changes should consider long-term possibilities and potential as the districts grow and/or change

# RECOMMENDATIONS - SIGNAGE

- All parking and directional signage should be reviewed on a regular basis for accuracy
  - All parking requirements should be clearly labeled, consistent, and visible
  - The City, YDDA, and YACVB should continue to partner on the planned implementation of a comprehensive wayfinding/signage plan for the DDA districts

# RECOMMENDATIONS - NON-MOTORIZED FACILITIES

- The YDDA has moved forward with a plan to increase bicycle racks throughout the DDA districts, with 20 additional bicycle racks added in the 2013-14 fiscal year.
- The additional bike facilities will be located strategically to address the highest needs based on the 2012 Parking Study and recommendations of the City of Ypsilanti's Non-Motorized Advisory Committee
- The longer-term potential of bicycle sharing facilities should be considered when demonstrated need can be shown

# RECOMMENDATIONS - ON-STREET COMMERCIAL LOADING ZONES

- ◎ The City should consider implementing policy to enforce on-street commercial loading zones
  - Any policy should reflect the current and potential needs of area businesses as well as the visitors to the DDA districts
- ◎ YDDA Staff has provided the City with data concerning current loading practices among businesses with high loading frequency.

# RECOMMENDATIONS - PROMOTION

- The City and YDDA should partner to better market the locations and regulations of all public parking in the DDA districts
  - This includes potential paper and digital maps that are distributed/made available on-line, including access by smart devices
  - Possible partners include; SPARK East, Chamber of Commerce, merchant's groups, and business associations

# RECOMMENDATIONS - LONG-TERM POTENTIAL UPGRADES

- ◉ The City should consider creating a test area for the upgrade of existing parking enforcement to use Park Mobile payment technology
  - ◉ This is a system that allows visitors to pay for parking via a mobile device
  - ◉ This would increase the effectiveness of enforcement officers through the use of web enabled parking enforcement monitoring devices
  - ◉ The implementation of any new technology should allow for the continuation of traditional meter usage

# RECOMMENDATIONS - LONG-TERM CAR SHARING

- The City has recently implemented a test of the Hertz On-Demand Program in the Washington St. Lot
  - This service provides hourly car use options for registered users
  - This potentially will support more mass transit and non-motorized activity in the DDA districts
  - This program will reduce the demand for parking spaces.
  - As the program becomes successful the City should consider extending to other areas of the DDA

# RECOMMENDATIONS - LONG-TERM MONITORING OF USAGE

- When public parking reaches a threshold of 85% occupancy it is considered stressed
  - The City should regularly monitor the capacity of each district to identify potential problem areas
  - When an area is identified as stressed, the City should implement enforcement changes to encourage the use of less stressed areas in each district
  - Per the 2012 Parking Study two specific areas have been identified as being stressed at key periods, the N. Huron Lot in Downtown and E. Cross St. in Depot Town

# RECOMMENDATIONS - LONG-TERM MONITORING OF USAGE

- ◎ The City should also consider any potential use changes in the long-term that may affect parking needs and/or usage to be proactive on enforcement
  - ◎ This includes the expected Depot Town Train Stop and potential redevelopment projects (Thompson Block Redevelopment, Water St. Redevelopment, etc.)
- ◎ The YDDA is committed to maintaining its partnership with the City in all future projects regarding parking sustainability
- ◎ The full YDDA Parking Utilization Study can be found at: [http://ypsilantidda.org/about\\_dda](http://ypsilantidda.org/about_dda)



## PARKS AND RECREATION MASTER PLAN UPDATE 2013

**Parks and Recreation Master Plan update**

**City Council Meeting**

**Public Hearing**

**03 December 2013**



## Plan Basics

- Policy document
  - Identifies the recreation needs and goals of residents and visitors
  - Proposes means to address those needs
- Guide future choices in capital improvements and policy decisions
- Can act as a project management document
  - Identifies community goals, and the rationale behind them
  - Makes prioritized implementation recommendations based on community input
  - Identifies potential funding sources to support goals and recommendations
  - Can describe a rough “timeline to completion” for individual projects
- Supports institutional memory.
- Helps provide foundation & background info for grant and funding applications.



## Financial Incentives

- A current adopted Parks and Recreation Master Plan is required to apply for the State of Michigan Department of Natural Resources grants
  - Recreation Passport Grant (new in 2011)
  - Natural Resources Trust Fund Grants
  - Land and Water Conservation Fund Grants
  - Other DNR grants
- Acts as support materials when identifying and applying for other grants by providing demographic information, existing conditions, and goals for recreation facilities
  - Great Lakes Restoration Initiative (EPA)
  - Building Healthy Communities (State)
  - Connecting Communities (County)

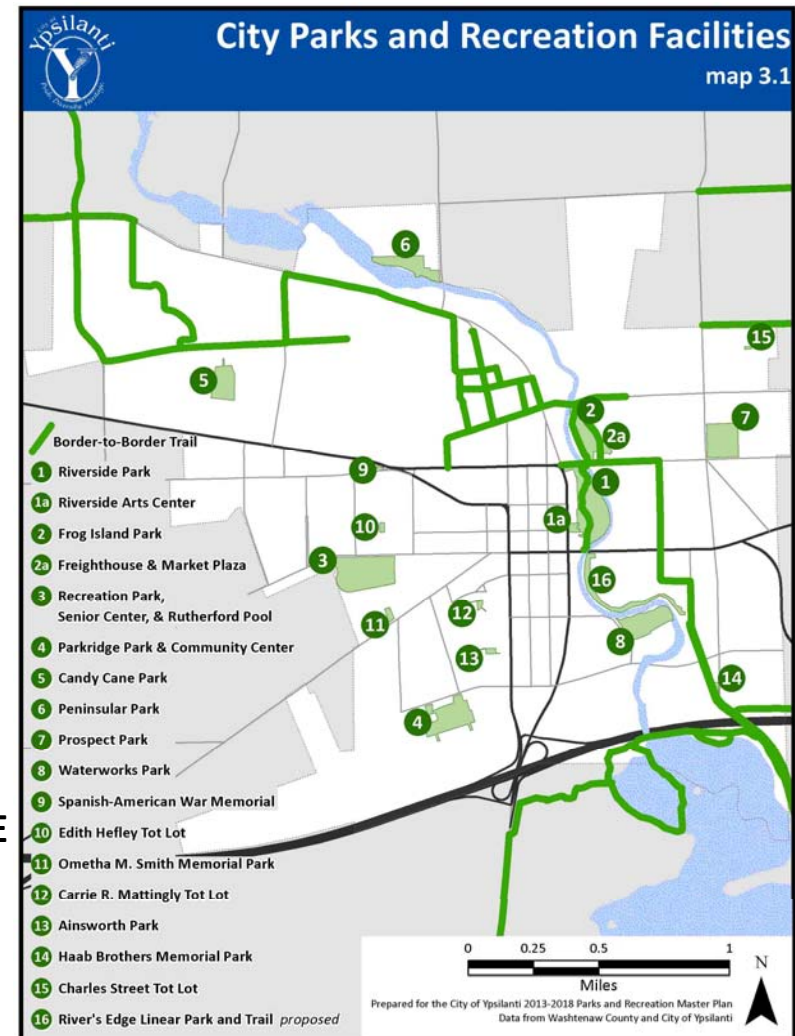


## Process

- Recreation Commission determination to update the plan
- Review existing plan & progress
- Update portions of existing plan
- Tour the parks with community members & volunteers
- Distribute survey & collect responses
- Develop goals and objectives
- Invite public input on draft plan
- Make revisions based on feedback
- Plan adoption by Recreation Commission
- Present adopted plan to City Council and hold public hearing
- Plan final adoption by City Council
- Submit adopted plan to DNR for acceptance



1. **GOAL 1: ENSURE PARKS ARE ATTRACTIVE AND ACCESSIBLE**
  
2. **GOAL 2: PROVIDE PARKS THAT MEET YPSILANTI'S RECREATION NEEDS**
  
3. **GOAL 3: WORK WITH VOLUNTEERS AND ORGANIZATIONS TO CONTINUE TO PROVIDE RECREATION OPPORTUNITIES TO CITY RESIDENTS**



## Goals and Objectives

### 1. **GOAL 1: ENSURE PARKS ARE ATTRACTIVE AND ACCESSIBLE**

- A. Ensure safe routes to parks and recreation facilities from neighborhoods, schools, and business districts, for people of all ability levels.**
- Ensures that people can get to the parks.
  - Focuses on gaps in the sidewalk network at parks, such as Rice Street (Frog Island/Market Plaza), Roosevelt (Candy Cane), and Catherine (Water Works)
- B. Ensure each park has a visible presence, entrance, and sign on adjacent rights-of-way.**
- Ensures that people can find the parks, and know that they are City-owned and operated.
  - Includes improving or providing signage at all parks, wayfinding for community parks, and making entrances visible.
- C. Ensure that each park presents a well-maintained and clean image.**
- Helps to attract users into the parks.
  - Includes recommendations to better incorporate volunteer effort and to review timing/structure of City pickups.
- D. Ensure all parks, park shelters, trails, and other facilities are physically accessible to people of all ages and ability levels.**
- Ensures that users of all ability levels can use City-provided facilities. Accessible facilities also help other users, such as large groups, families, and events.
  - Includes recommendations to improve specific deficient entrances, trails, parking lots, & other facilities.

## Goals and Objectives

**1. GOAL 2: PROVIDE PARKS THAT MEET YPSILANTI'S RECREATION NEEDS.****A. Ensure existing facilities can continue to meet the needs of park users.**

- Helps to retain the existing parks users.
- Incorporate all needed improvements into the upcoming Capital Improvements Plan, including stormwater improvements in Riverside and Frog Island, and continue to monitor parks and facilities at least annually.

**B. Ensure that parks are safe and appear to be safe.**

- Helps to attract more users to the parks.
- Includes recommendations for lighting upgrades, improved sightlines, and recommendations to continue to improve vandalism response.

**C. Provide upgrades to the parks that increase their long-term durability and reduce operation costs.**

- Aim to reduce both operating costs and to amortize capital improvements costs over a longer period.
- Includes recommendations for more durable facilities when technology is available, and to use landscaping solutions rather than engineered for stormwater when practical.

**D. Provide upgrades to the parks that increase recreation opportunities.**

- Helps to attract more users to the parks.
- Improvements include adding minor amenities, such as benches and tables, and major improvements, such as trails and playground equipment.

## Goals and Objectives

**1. GOAL 3: WORK WITH VOLUNTEERS AND ORGANIZATIONS TO CONTINUE TO PROVIDE RECREATION OPPORTUNITIES TO CITY RESIDENTS****A. Improve relationships with entities that provide recreation opportunities within the City.**

- Helps to ensure that recreation programming continues to be offered within the City.
- Includes recommendations to formalize relationships with such groups as the Friends of the Senior Center and to continue to work with others, such as Parkridge Community Center's many supporters.

**B. Encourage volunteerism.**

- Helps to both improve the function and appearance of the parks and to engage residents and visitors, leading to more usage.
- Includes recommendations to continue to work with existing groups, remove or reduce barriers for entry for new volunteers, and to help provide consistency and recognition for all volunteers and volunteer groups.

**C. Continue to improve the Special Events and park reservations program.**

- Helps to positively promote the City and to engage residents and visitors.
- Includes recommendations to improve the resources on the website, to publicize the program itself, and to continue work with partners that attract events and use the special events program.

## Action Plan

### Prioritization

- Improve recreation accessibility to children
- Improve recreation accessibility to people with disabilities
- Connect areas that lack access to amenities to parks that have amenities

### Funding

#### Ongoing funding sources

General fund  
Taxation  
User fees

#### Project funding sources

Federal, State, County, and private grants  
DDA , WCPRC, & other partnerships  
Private development  
Donations  
Special assessments



### Implementation:

| PROJECT                                                                                                                                                          | COST | VOLUNTEER INVOLVEMENT | TIME TO COMPLETE |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|-----------------------|------------------|
| <b>GOAL 1: ENSURE PARKS ARE ATTRACTIVE AND ACCESSIBLE</b>                                                                                                        |      |                       |                  |
| <b>Objective 1: Ensure safe routes to parks and recreation facilities from neighborhoods, schools, and business districts, for people of all ability levels.</b> |      |                       |                  |
| Frog Island, Freighthouse & Market Plaza                                                                                                                         |      |                       |                  |
| Construct sidewalk along west side of Rice Street.                                                                                                               | \$\$ | ★                     | ✓                |
| Construct pedestrian crossing from Frog Island parking to Freighthouse at Market Street.                                                                         | \$   | ★                     | ✓                |
| Riverside Park                                                                                                                                                   |      |                       |                  |
| Move gate at top of north entrance to end of parking area.                                                                                                       | \$   | ★                     | ✓                |
| Install bollards along drive (both sides) to prevent unauthorized access.                                                                                        | \$   | ★                     | ✓                |

Cost: \$ = <\$50,000; \$\$ = \$50-150,000; \$\$\$ = >\$150,000 | Volunteer Involvement: ★ = minimal, <25%; ★★ = moderate: 25-75%; ★★★ = high, >75%  
Time to Complete: ✓ = 1-3 years; ✓✓ = 3-5 years; ✓✓✓ = >5 years; (x) = ongoing

## Next Steps

- Public Hearing
- City Council for adoption
- Submit to Department of Natural Resources.





## PARKS AND RECREATION MASTER PLAN UPDATE 2013

Questions?





# City Parks and Recreation Facilities

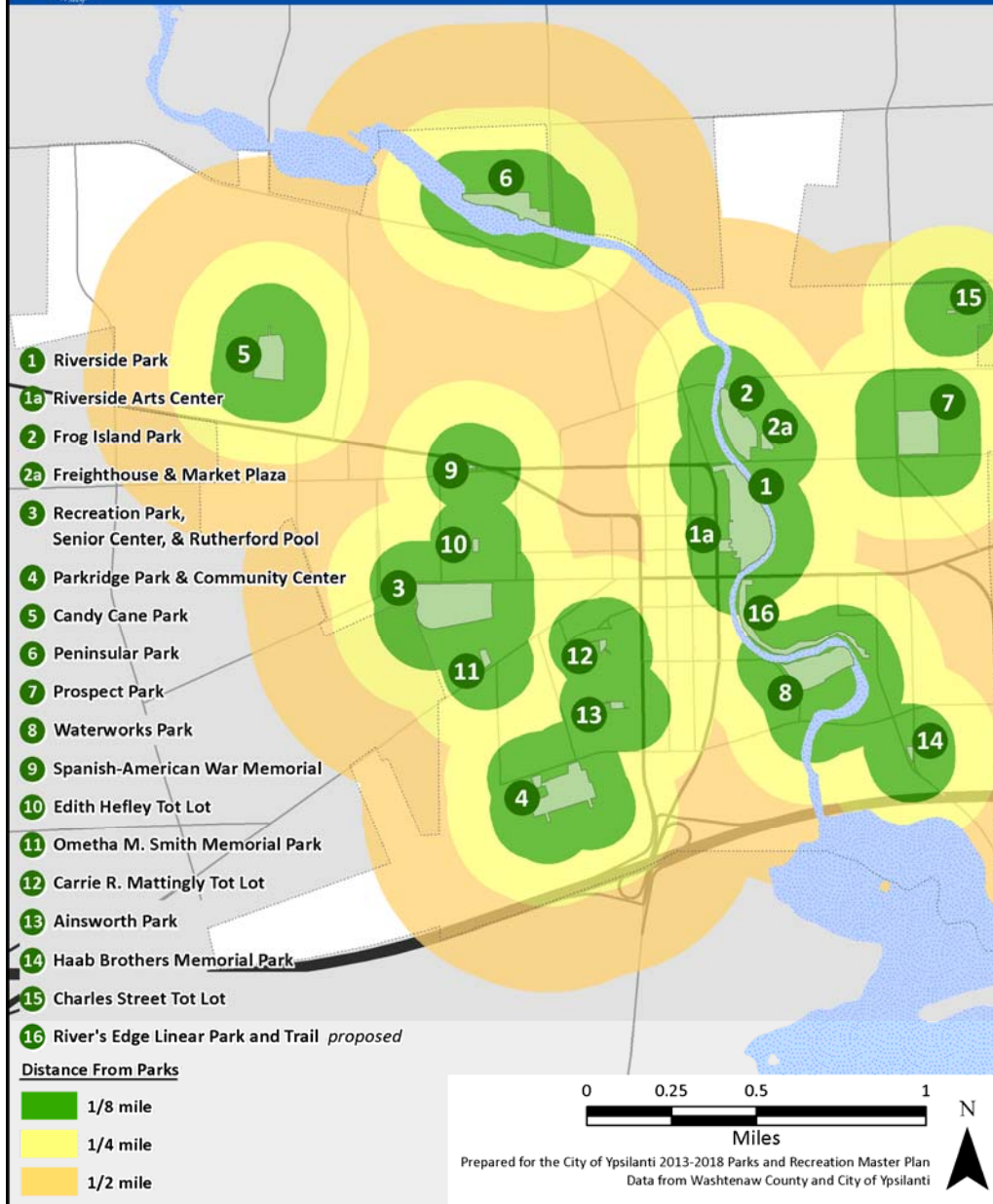
map 3.1





# Distance From Parks

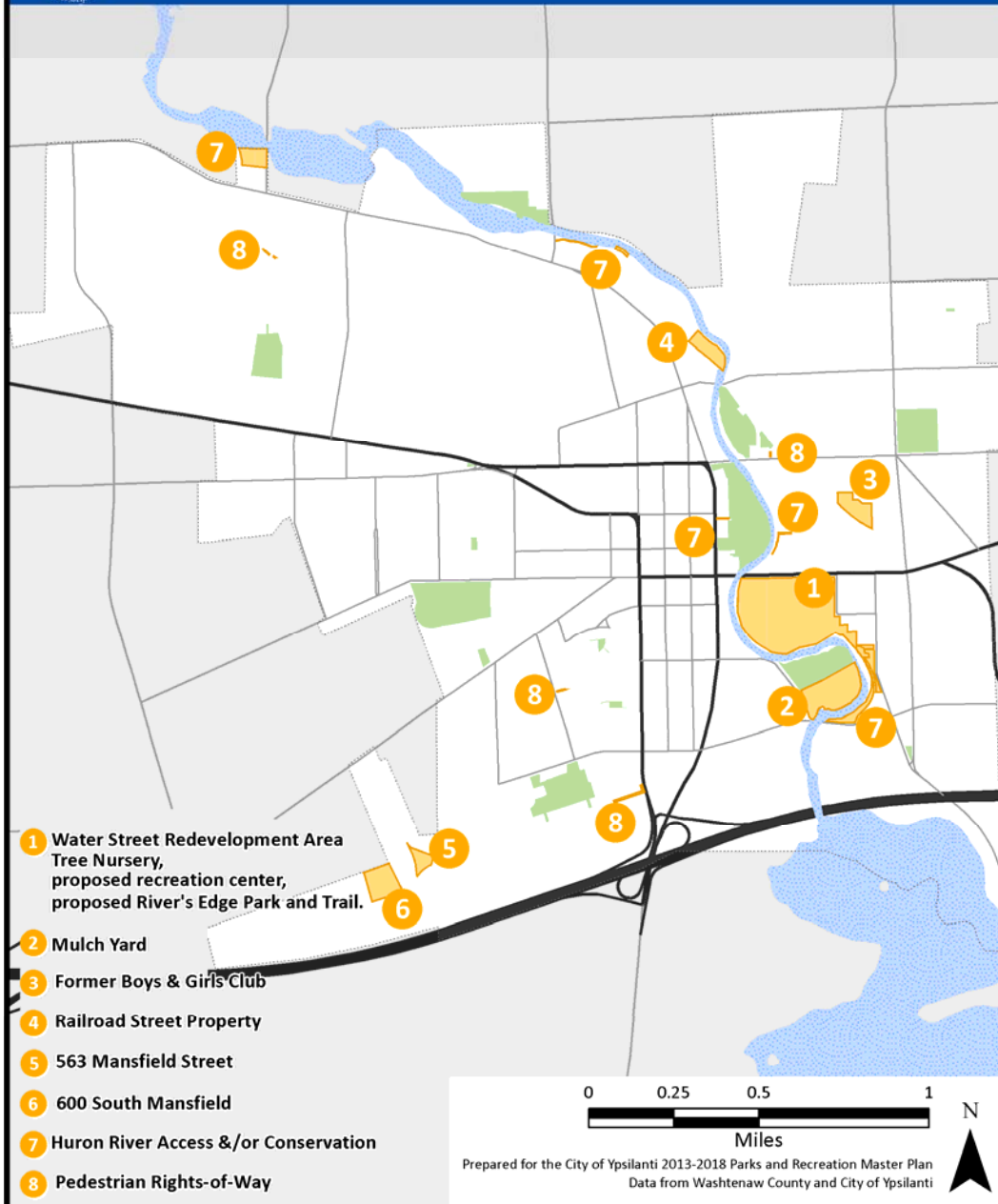
map 3.2





# City-owned Related Lands

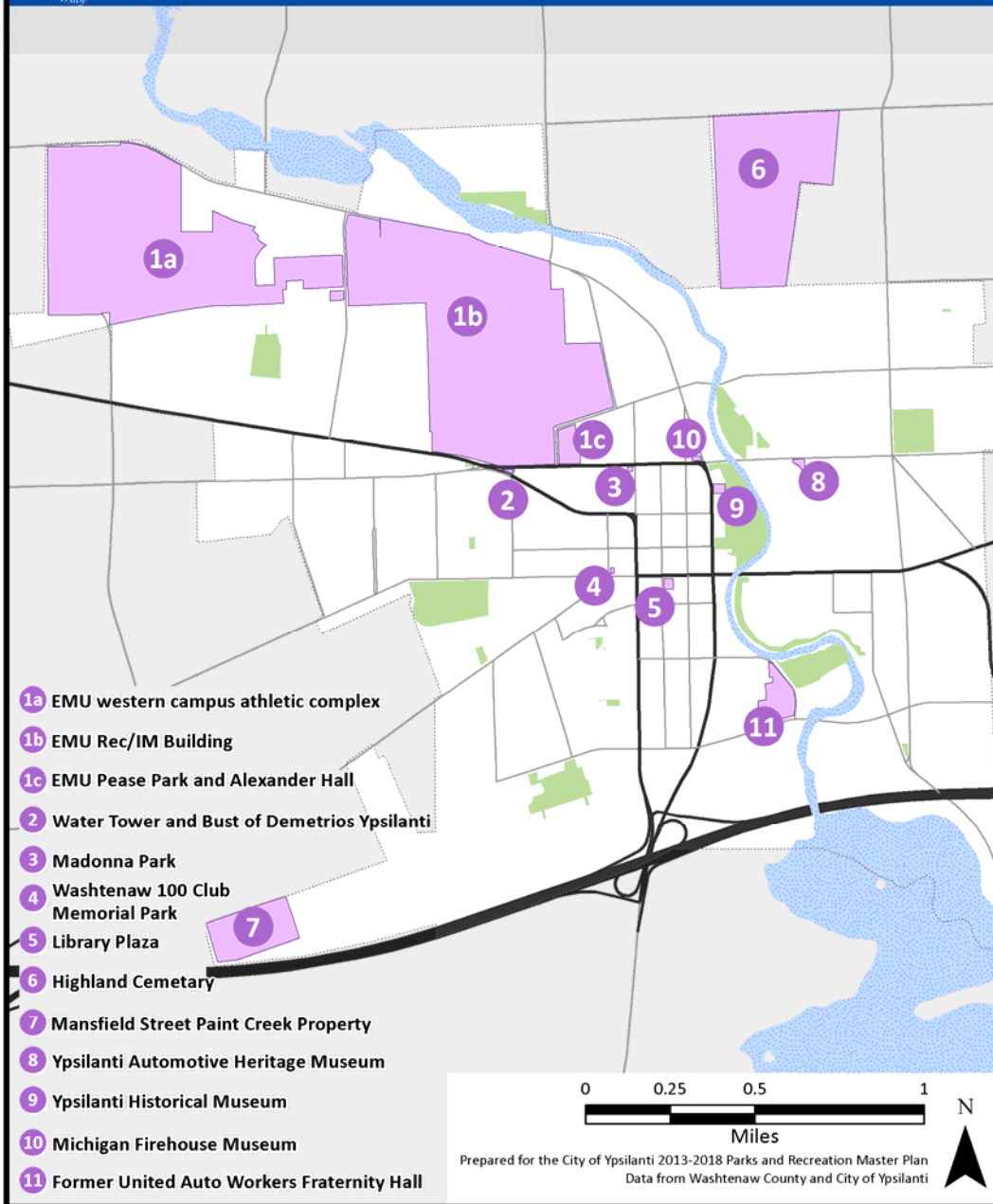
map 3.7





# Related Lands Under Other Ownership

map 3.8





# Water Resources

map 1.1

