



APPROVED

**CITY OF YPSILANTI
COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, March 4, 2014
7:00 P.M.**

I. CALL TO ORDER –

The meeting was called to order at 7:11 p.m.

II. ROLL CALL –

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

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 Assistant City Attorney Jesse O'Jack, Community Development Director Teresa Gillotti, Assistant to the City Manager Ericka Savage, Police Chief Tony DeGiusti, City Clerk Intern Semaj Ray, Public Services Director Stan Kirton, OHM Contractor Kent Early, Historic District Commissioner Jane Schmiedeke, Planning Commissioner Gary Clark, Former Mayor Cheryl Farmer, and Human Relations Commissioner John Schuler.

VI. AGENDA APPROVAL –

Council Member Murdock moved to reconsider Resolution No. 2014-046.

Mayor Pro-Tem Richardson moved to put Resolution No. 2014-072 ahead of Resolution 2014-067.

Council Member Robb moved to postpone Resolution No. 2014-067, Resolution No. 2014-068, and Resolution No. 2014-069 to March 18th.

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

VII. PUBLIC HEARINGS –

1. Purchase agreement for Herman and Kittle Properties for 3.14 acres of Water Street for multi-family residential housing.
 - A. Resolution No. 2014-058, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The Ypsilanti City Council approved a Letter of Intent for the sale 3.14 acres at its regularly-scheduled January 21, 2014 meeting; and

WHEREAS, Ypsilanti City staff have been working with Herman Kittle Properties on a multifamily development in the south-east quadrant of the Water Street Redevelopment Area, adjacent to the intersection of the proposed River and South Street extensions; and

WHEREAS; Ypsilanti City Council approved an ordinance to sell Water Street on August 18, 2009; and

WHEREAS, Ypsilanti City Council passed a resolution requiring a public hearing with every purchase offer for the Water Street Redevelopment Area in July 21, 2009; and

WHEREAS; Ypsilanti City Council has held a public hearing for a sale of a 3.14 acre portion of the Water Street Redevelopment area to provide an opportunity for public input on March 4, 2014; and

WHEREAS: Herman Kittle Properties and the City have negotiated terms including a concept site plan, related building elevations, governmental approval periods as well as purchase price, and development of related infrastructure; and

WHEREAS Herman Kittle Properties has agreed to the attached purchase agreement for the purchase and development of 3.14 acres for \$157,000 for the development of multifamily housing;

NOW, THEREFORE, BE IT RESOLVED THAT the Ypsilanti City Council approve the attached Purchase Agreement with Herman & Kittle Properties to sell and develop 3.14 acres of the Water Street Redevelopment Area as presented in the agreement and attachments; and

FURTHER, that the Mayor and City Clerk are authorized to sign the Purchase Agreement

Ms. Gillotti gave a presentation on the Water Street Flats. *(Powerpoint is available in the Clerk's office)*

Mayor Pro-Tem Richardson asked for clarification of where the balconies are located on the structure.

Ms. Gillotti responded on the second and third floors.

Chief DeGiusti stated he visited three properties in the Indianapolis area built by Herman and Kittle Properties to observe their security measures. He stated all the properties had door key access, storage facilities were properly secured, adequate lighting, and limited video camera systems in the inside of the buildings only. One of the properties had overnight security, another had courtesy police patrol, and the other neighbored the Department of Defense. There's a tenant selection process which includes a credit/background check, and other requirements. He stated the developer is willing to work with the Police Department to ensure the proper amount of cameras in the best locations and the necessary physical security needed on the property. There would be an increase in demand for police patrols but he is still gaining the data. He listed off the amount of police dispatches for each property he visited and is gaining statics from law enforcement agencies in the area. He presented statistics which supported that there's not a difference in crimes when it comes to market rate housing and affordable housing.

Ms. Gillotti gave a background on the affordable housing components of the property.

Mayor Schreiber asked if any of the existing properties in the city were similar to the proposal.

Ms. Gillotti responded that Cross Street Village and Hamilton Crossing II had similar financing with the tax credits.

Council Member Moeller asked if any EMU students would qualify to live in the Water Street Flats.

Ms. Gillotti stated only part-time students could rent an apartment there.

Council Member Vogt asked what the minimum income requirements.

Herman and Kittle representative Mike Rodriguez stated that rent can't exceed more than 40% of your income.

Council Member Vogt which social class would meet the requirements.

Mr. Rodriguez responded lower middle class up from \$19,000-\$52,000 income per year.

Council Member Vogt asked how they keep track of tenants that may not be on the lease.

Mr. Rodriguez stated everyone 18 years and older must be on the lease.

Mr. Lange asked how the properties are managed.

Mr. Rodriguez responded two full-time employees would be on site.

Ms. Gillotti described the terms/conditions of the property.

Mr. Rodriguez stated that Herman & Kittle LLC is a fully integrated real estate company, in business for over 60 years, and managing 115 properties in nine states. The property is higher

quality compared to their other properties. He stated the project wouldn't be possible at market rate without the MSHDA tax credits but it isn't a section 8 HUD property. There will be no project based vouchers.

Council Member Moeller asked who would own the property and how much Herman & Kittle would be putting directly into the project.

Mr. Rodriguez responded that a bank would own the property once they buy the tax credits and Herman & Kittle are putting in only \$500,000 deferred developer fees. The owner would contribute \$3.4 million towards the project.

Mayor Schreiber asked for a description of how tax credits work.

Council Member Moeller asked how much Herman & Kittle would get from the rents.

Mr. Rodriguez gave a brief description of the tax credits and they would earn half of the rents but there isn't a significant amount of cash flow.

Mayor Pro-Tem Richardson asked if it was the same way Hamilton Crossing was financed.

Mr. Rodriguez responded the exact same way.

Mayor Schreiber asked about the financial oversight of the lending partners.

Mr. Rodriguez stated Herman & Kittle has to provide them with quarterly reports and they don't earn much until the end of the compliance period.

Mayor Schreiber asked if Herman & Kittle was a property manager and a developer.

Mr. Rodriguez responded yes and they would earn around \$20,000 per year.

Council Member Moeller asked what their incentive was to manage the project.

Mr. Rodriguez stated they have the opportunity to earn more tax credits after the compliance period.

Ms. Gillotti presented the financial impact of the city for the project.

Council Member Moeller asked if the developer was paying for the infrastructure.

Ms. Gillotti stated they would be paid back through the Brownfield Plan.

Council Member Murdock asked how much the city was earning for providing the services.

Ms. Gillotti said none until the debt is paid off.

Mr. Lange stated the benefits of the developer paying for the infrastructure instead of the city.

Mayor Schreiber asked if the property was paying full taxes.

Ms. Gillotti responded yes they paid 80 mills on \$1.675 million in taxes.

Council Member Vogt asked about adequacy of parking.

Ms. Gillotti responded the Planning Commission could decide on the final site plan for parking.

Council Member Vogt asked about the surveillance cameras.

Ms. Gillotti stated the developer would be willing to add more cameras and it was in the purchase agreement.

Mr. Lange asked about the value of tax credits.

Mr. Rodriguez stated the lending partner would earn 93% of the \$3.4 million in tax credits. The developer earns \$1 million in developer fees but defers half and \$30,000 to manage the property.

B. Open the public hearing.

1. Mark Hergott, 111 Miles, commented that there would be individual Section 8 vouchers in the property.

2. Former Council Member Richard Robb, 25 S. Huron St, believed Council should wait to act on the purchase agreement because it portrays the city as poor.

3. Steve Taylor, 413 Ferris Street, opposed the purchase agreement.

4. 491 Second Street resident supported having retail on Water Street in the future.

5. Dave Heikkinen, 133 W. Michigan Ave, opposed the purchase agreement and said he thinks city can do better.

6. Cheryl Farmer, 214 N. Huron St, opposed the purchase agreement and said the city shouldn't have to bear affordable housing for the entire county.

7. Steve Graus, 929 Pleasant, opposed the purchase agreement and said it is a hindrance and will prevent professional people from coming to the city.

8. John Baptist opposed the purchase agreement.

9. Lisa Waters, 12 W. Michigan Ave, opposed the purchase agreement and said the city hasn't set its expectations high enough.

10. Julia Collins, 206 Oak Street, opposed the purchase agreement and said the city is lowering the bar.

11. Gary Clark, 309 E. Cross, opposed the purchase agreement and said the city doesn't have a clear vision.

12. 213 E. Cross Street resident opposed the purchase agreement and said there's already a lot of affordable housing in the city.

13. Leslie Leelin, 103 Washtenaw, asked what the process is for development on Water Street.

14. Bob Doyle, 210 S. Washington, opposed the purchase agreement and said the city has too many affordable housing units already.

15. Tyler Weston, 302 N. Grove, opposed the purchase agreement and said it doesn't promote sustainability.

16. Gary Bowen opposed the purchase agreement and said the proposed project is bad marketing for the city.

17. Resident opposed the purchase agreement.

18. 210 College resident opposed the purchase agreement.

19. 108 N. Huron resident opposed the project and stated there are market rate developers.

20. Alexa Dietz opposed the purchase agreement.

C. Resolution No. 2014-059, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing to consider the "Purchase agreement with Herman & Kittle LLC, for purchase and development of 3.14 acres for Purchase and Development of multifamily apartment units" be officially closed.

OFFERED BY: Council Member Jefferson

SUPPORTED BY: Council Member Vogt

Mayor Schreiber asked for comparison of Water Street flats and affordable housing.

Mr. Rodriguez stated the developer weren't providing any section 8 project based vouchers and that the renter be accountable for all the rent.

Mayor Schreiber asked about percentages of housing buildings with section 8.

Mr. Rodriguez stated it varied depending on the location and demographics.

Mayor Schreiber asked what would happen in 20 years once the lenders are done.

Mr. Rodriguez stated they would rehabilitate the property and apply for more tax credits.

Council Member Vogt asked about changing the name.

Mr. Rodriguez stated that is still possible and they're open to suggestions.

Council Member Moeller asked how they take section 8 tenants.

Mr. Rodriguez stated it is illegal to deny tenants with individual section 8 project vouchers but they still go through the tenant selection process.

Council Member Jefferson asked how the infrastructure would be paid.

Mr. Rodriguez stated they would pay the deferred developer fee.

Council Member Jefferson asked if they would help pay for maintenance of the streets or police patrols.

Mr. Rodriguez stated they wouldn't be able to help with the maintenance but they may hire a private security.

Mayor asked about attractiveness and what their experience was going green.

Mr. Rodriguez stated they only have experience in enterprise green.

Ms. Gillotti described the Shape Ypsilanti plan.

Mayor Schreiber asked could the developer do first floor retail.

Mr. Rodriguez stated retail would go in the front of Water Street and they don't have any experience with misuse properties.

Ms. Gillotti described the Shape Ypsilanti plan.

Mayor asked how Water Street was marketed.

Ms. Gillotti stated multiple ways they market and who they target. She stated the difficulty.

Council Member Murdock gave a description of the Plan of Shape Ypsi and the process.

Council Member Jefferson asked about a task force to help with Water Street.

Ms. Gillotti stated there would be something coming to Council in March with a change in strategy of marketing Water Street.

Mr. Lange discussed the marketing strategy and financial problems of Water Street as well as the benefits of the purchase agreement.

Mayor Pro-Tem Richardson read a letter of support from Planning Commission Vice Chair Richard Murphy. She stated there are many residents within the city that fall within the income level required for the tenant selection.

Council Member Moeller opposed the purchase agreement because of the wishes of the citizens she heard during the public hearing, emails, and social media.

Council Member Vogt opposed the purchase agreement because they may get long term financial problems they may face. He believes we can find a developer with a higher market value to earn higher taxable value.

Mayor Schreiber supported the purchase agreement because its market rate, in the rear of Water Street, provides homes for families, and he believes it will have good management.

Council Member Jefferson opposed the purchase agreement because of the finances, police patrols, and parking.

Council Member Robb supported the purchase agreement because of the taxable value, gets people into downtown, doesn't think we should wait, and the merit of the proposal.

Council Member Murdock supported the purchase agreement because the city needs high density residential, helps pay for the debt by bringing in taxable value, supports the infrastructure, and brings development to the city.

City Council thanked the staff for their hard work on getting developers for Water Street.

On roll call, the vote to approve Resolution No. 2014-058 was as follows:

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

VOTE:

Yes: 4 No: 3 Absent: 0 Vote: Carried

Mayor Schreiber called for a 10 minute recess.

Council Member Jefferson moved, supported by Council Member Vogt to extend the meeting until 12:30 p.m.

On a voice vote, the motion carried.

2. New Obsolete Property Rehabilitation Act Exemption for Thompson Block Project
 - A. Resolution No. 2014-060, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Obsolete Property Rehabilitation Act, Public Act 146 of 2000 (the "Act"), provides for a tax incentive to encourage the redevelopment of obsolete buildings through the establishment of an Obsolete Property Rehabilitation District; and

WHEREAS, pursuant to PA 146 of 2000, the City of Ypsilanti is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, the Council of the City of Ypsilanti legally established an Obsolete Property Rehabilitation District that includes parcel #11-11-04-495-024 (400 N. River St.) as part of a broader district including the three DDA districts on June 5, 2012 after a public hearing held on the same date as provided by section 3 of Public Act 146 of 2000; and

WHEREAS, the combined parcel at 400 N. River Street has been certified functionally obsolete by the City Assessor per P.A. 146 in February 2014; and

WHEREAS, the application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of Public Act 146 of 2000 and that is situated within an Obsolete Property Rehabilitation District established in the City of Ypsilanti eligible under Public Act 146 of 2000 to establish such a district; and

WHEREAS, the owners of the above referenced parcels, Thompson Block Partners, LLC have submitted an application for an obsolete property as defined in section 2(h) of Public Act 146 of 2000 requesting an exemption for a period of 12 years as a function of the Act; and

WHEREAS, the application included all of the items described under "Instructions" (a) through (f) of the Application for Obsolete Property Rehabilitation Exemption Certificate; and

WHEREAS, Thompson Block Partners, LLC are not delinquent in any taxes related to the facility; and

WHEREAS, the owners of the above referenced parcel have proposed to rehabilitate currently vacant, fire-damaged, blighted, and functionally obsolete structure into first floor commercial space, and upper story residential lofts; and

WHEREAS, the commencement of the rehabilitation of the facility did not occur before the establishment of the Obsolete Property Rehabilitation District; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under Public Act 146 of 2000 and under Public Act 198 of 1974 (IFT's) does not exceed 5% of the total taxable value of the City of Ypsilanti; and

WHEREAS the rehabilitation includes improvements aggregating approximately 100% of the true cash value of the property at commencement of the rehabilitation as provided by section 2(I) of Public Act 146 of 2000.

WHEREAS, the review committee met on February 19, 2014 and recommends approval of the application for a period of twelve years (2015-2026); and

WHEREAS, the application is not recommended for an extension; and

WHEREAS the completion of the rehabilitated facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity, create employment, increase commercial activity, revitalize urban areas, and increase number of residents in the community in which the facility is situated.

WHEREAS, the application was approved at a public hearing as provided by section 4(2) of Public Act 146 of 2000 on March 4, 2014; and

NOW, THEREFORE, BE IT RESOLVED THAT the Ypsilanti City Council hereby grants an Obsolete Property Rehabilitation Exemption for a period of 12 years beginning December 31, 2014 and ending December 30, 2026 for the real property, excluding land, located in the Obsolete Property Rehabilitation District which include parcel #11-11-04-495-024 (400 N. River Street) pursuant to the provisions of PA 146 of 2000, as amended, subject to completion of the renovations by December 31, 2016, the final approval of exemption certificates by the State Tax Commission, and to the taxes on the property being paid on time.

OFFERED BY: Council Member Murdock

SUPPORTED BY: Mayor Pro-Tem Richardson

Ms. Gillotti explained the resolution as a request for a new Obsolete Property Rehabilitation Act (OPRA) Exemption to replace the existing one. It will be requested for 12 years and will freeze the taxable value of the building improvements to a base value that will be set this year. She also mentioned the Brownfield tiff that will go on a property to help pay for streetscape improvements and site preparation that will be funded by the State Education School tax which will be discussed at the next meeting.

B. Open the public hearing.

1. Mark Hergott, 111 Miles, expressed his opposition to renovations of Thompson Block and some of the developers involved.

C. Resolution No. 2014-061, recess public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing to consider the "New Obsolete Property Rehabilitation Act Exemption for Thompson Block Project" be officially recessed until March 18, 2014.

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

On a voice vote, the motion carried.

Council Member Murdock moved, supported by Mayor Pro-Tem Richardson to postpone Resolution No. 2014-060 until March 18, 2014.

On a voice vote, the motion carried.

VIII. ORDINANCES – FIRST READING –

1. Update to Uniform Traffic Code – formatting as well as changes to give mid-block pedestrian crossing same status as pedestrian crossings at intersections

A. Resolution No. 2014-062, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That a ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 102 "TRAFFIC AND VEHICLES" OF THE YPSILANTI CITY CODE, ARTICLE II "UNIFORM TRAFFIC CODE," SECTION 102-34 "CHANGES IN CODE," TO AMEND RULE 706 SO THAT IT DOES NOT REQUIRE PEDESTRIANS TO YIELD THE RIGHT-OF-WAY WITHIN A MARKED CROSSWALK THAT IS NOT AT AN INTERSECTION, AND TO DELETE PREVIOUS AMENDMENTS OF THE UNIFORM TRAFFIC CODE AND TO RE-PASS THOSE PREVIOUS AMENDMENTS WHICH PERTAIN TO THE CURRENT VERSION OF THE UNIFORM TRAFFIC CODE" be approved on first reading.

OFFERED BY: Mayor Pro-Tem Richardson

SUPPORTED BY: Council Member Murdock

City Attorney Jesse O'Jack explained the resolution as removing the restriction which require pedestrians to yield the right-of-way at crosswalk if isn't at an intersection.

Council Member Murdock mentioned "Stop for Pedestrian" crosswalk signs on Cross Street that he has been trying to get.

Council Member Vogt asked how citizens would know whether to stop or not due to the local ordinance and if signs would be posted to inform them.

Ms. Gillotti mentioned it is particularly for the Clock Tower in Depot Town where there's a mid-block crossing.

Mayor Pro-Tem Richardson stated there needs to be a sign to alert the drivers to stop at these crosswalks.

Council Member Moeller asked about a crosswalk near EMU campus.

Ms. Gillotti stated it doesn't apply to intersections.

B. Open the public hearing.

1. Mark Hergott, 111 Miles, asked if there was a way to fund the signs via a special assessment or the DDA.

C. Resolution No. 2014-063, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing to consider the "Update to the Uniform Traffic Code" be officially closed.

OFFERED BY: Mayor Pro-Tem Richardson

SUPPORTED BY: Council Member Jefferson

On a voice vote the motion carried.

On roll call, the vote to approve Resolution No. 2014-062 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: 7 No: 0 Absent: 0 Vote: Carried

2. Traffic Control Orders – making permanent 2013 TCOs

A. Resolution No. 2014-064, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Traffic Review Committee has reviewed several traffic control requests and made appropriate recommendations based on best practices, City ordinance, and City policy; and

WHEREAS, the City Manager has seen fit to issue temporary Traffic Control Orders 2013-01, 2013-02, 2013-04, 2013-05,

2013-06, 2013-07, 2013-08, and 2013-14 based on said recommendations; and

WHEREAS, the City Manager recommends City Council provide final approval for the Traffic Control Orders listed above.

NOW THEREFORE BE IT RESOLVED, THAT the City Council hereby approves Traffic Control Orders as listed above and authorizes the requested signage, pavement marking, and metering changes as approved by the Traffic Review Committee and City Manager.

OFFERED BY: Council Member Robb

SUPPORTED BY: Council Member Jefferson

Ms. Gillotti stated the resolution was a request from the City Manager to City Council to make Traffic Control Orders permanent.

Council Member Murdock asked if they had been previously done by ordinance.

Ms. Gillotti stated that in the past the Traffic Control Orders would be made permanent, and Mr. Barr said they could be done by ordinance but she previously found some done by resolution.

B. Open the public hearing.

Mark Hergott, 111 Miles, expressed his concern of an overflow of traffic when the railroad gets serviced.

C. Resolution No. 2014-065, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing to consider the "Traffic Control Orders" be officially closed.

OFFERED BY: Council Member Robb

SUPPORTED BY: Mayor Pro-Tem Richardson

On roll call, the vote to approve Resolution No. 2014-064 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: 7

No: 0

Absent: 0

Vote: Carried

IX. AUDIENCE PARTICIPATION –

None

X. REMARKS BY THE MAYOR –

None

XI. MINUTES –

Resolution No. 2014-066, approving the minutes of February 18, 2014.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Minutes of February 18, 2014 be approved.

OFFERED BY: Council Member Moeller

SUPPORTED BY: Council Member Jefferson

Council Member Murdock asked if his changes were made in the minutes.

City Clerk Intern Semaj Ray stated that the corrections were made in the minutes.

On a voice vote, the motion carried.

XII. RESOLUTIONS/MOTIONS/DISCUSSIONS –

1. Resolution No. 2014-067, to revoke 2006 OPRA tax exemption for Thompson Block project. (***Postponed to 3/18/14***)
2. Resolution No. 2014-068, of blight for Thompson Block project. (***Postponed to 3/18/14***)
3. Resolution No. 2014-069, of support for Brownfield Plan for Thompson Block Project. (***Postponed to 3/18/14***)
4. Resolution No. 2014-070, approving Title VI Non-Discrimination Plan.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Title VI of the City Rights Act of 1964 states that no person in the United States shall, on the grounds of race, color, national origin, sex, age, disability or socioeconomic status, be excluded from participation in, be denied the benefit of, or be subjected to discrimination under any program or activity receiving Federal financial assistance; and

WHEREAS, the Civil Rights Act of 1987 restored the full intent of Title VI to require compliance by all federal aid recipients and sub-recipients whether their programs are federally funded or not; and

WHEREAS, MDOT requires that if a local jurisdiction has ever entered into a contract with MDOT for federal highway funds, or has received assistance from the Federal Highway Administration in relationship to an MDOT project, or wishes to be eligible to receive federal financial assistance through MDOT, then that jurisdiction must have a Title VI Non-Discrimination Plan in place; and

WHEREAS, the primary goals and objectives of the City of Ypsilanti Title VI Program are:

- 1. To assign roles, responsibilities, and procedures for ensuring compliance with Title VI of the City Rights Act of 1964 and related regulations and directives;**
- 2. To ensure that people affected by the City of Ypsilanti's programs and projects receive the services, benefits, and opportunities to which they are entitled without regard to race, color national origin, age, sex or disability;**
- 3. To prevent discrimination in the City of Ypsilanti programs and activities, whether those programs and activities are federally funded or not;**
- 4. To establish procedures for identifying impacts in any program, service, or activity that may create illegal adverse discrimination on any person because of race, color, national origin, age, sex, or disability; or minority populations, low-income populations, the elderly, and all interested persons and affected Title VI populations;**
- 5. To establish procedures to annually review Title VI compliance within specific program areas within the City of Ypsilanti;**
- 6. To set forth procedures for filing and processing complaints by persons who believe they have been subjected to illegal discrimination under Title VI in the City of Ypsilanti services, programs or activities.**

THEREFORE, BE IT RESOLVED, that the City of Ypsilanti hereby approves and adopts the Title VI Non-Discrimination Plan for the City of Ypsilanti.

BE IT FURTHER RESOLVED that the City Manager, or designee, shall be authorized to enforce the procedures and provisions as provided therein, including a Title VI Sub-Recipient Annual Certification Form to MDOT by October 5th of each year.

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

Assistant to the City Manager Ericka Savage stated the City was contacted by MDOT to have a Title VI be approved and filed with the State of Michigan. It will be posted on the website if approved.

On roll call, the vote to approve Resolution No. 2014-070 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: 7 No: 0 Absent: 0 Vote: Carried

5. Resolution No. 2014-071, reconsidering the Special Events policy.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the Special Events Policy Resolution No. 2014-046 be reconsidered.

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

Council Member Murdock stated the policy was available for two weeks for citizens to review it.

On roll call, the vote to approve Resolution No. 2014-071 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: 7 No: 0 Absent: 0 Vote: Carried

6. Resolution No. 2014-046, approving the Special Events policy.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The City of Ypsilanti desires to become more efficient and streamline the Special Events application process; and

WHEREAS, City staff has created a Special Events Policy to combine all of the City's current policies, applications and fees related to special events; and

WHEREAS, a Special Events Application has also been created that combines all of the current special events permit applications.

NOW THEREFORE BE IT RESOLVED that the City of Ypsilanti hereby adopts a Special Events Policy that will govern the all requirements for special events, including, but not limited to the event details, classifications, required permits, insurance mandates, billing and estimate process.

BE IT FURTHER RESOLVED that the City of Ypsilanti Special Events Policy supersedes any previously approved permit applications or policies.

BE IT FURTHER RESOLVED that administrative updates to the Special Events policy (e.g., personnel changes, Council adopted fee amendments, etc...) may be incorporated by the City Manager, so long as the updates are is filed with the City Clerk and posted on the city's website.

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

Ms. Savage stated the information was posted on the website for citizens to review. She said she met with Mayor-Pro Richardson also to discuss her concerns.

On roll call, the vote to approve Resolution No. 2014-046 was as follows:

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

VOTE:

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

7. Resolution No. 2014-072, approving the design engineering and geotechnical testing services proposal submitted by Orchard, Hiltz & McCliment, Inc.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, Federal Surface Transportation Program - Urban funding has been programmed for repairs including full depth

reconstruction, asphalt milling and overlay, selective curb/gutter replacement and drainage improvements for Prospect Road between Holmes Road and South Grove Road in the 2015 construction season; and

WHEREAS, Orchard, Hiltz and McCliment has provided an exemplary level of service to the City of Ypsilanti on similar street improvement projects, and posses a depth of experience with the infrastructure in the project area; and

WHEREAS, it is necessary to secure construction engineering services to keep this project on schedule;

NOW, THEREFORE, BE IT RESOLVED THAT the City Council approves the design engineering and geotechnical testing services proposal submitted by Orchard, Hiltz & McCliment, Inc., 34000 Plymouth Road, Livonia, MI at a not to exceed cost of \$105,800; and

THAT the Mayor and City Clerk are authorized to sign this contract, subject to review and approval by the City Attorney; and

THAT the City Manager is authorized to sign any change orders that may be needed to maintain the project's schedule, subject to review and approval by the City Attorney.

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

Public Services Director Stan Kirton stated that the resolution will approve the engineering design to allow them to proceed with the project.

On roll call, the vote to approve Resolution No. 2014-072 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: 7 No: 0 Absent: 0 Vote: Carried

XIII. LIASON REPORTS –

A. SEMCOG Update

Mayor Pro-Tem Richardson stated there will be a general assembly meeting on March 27, 2014 at 3:45 p.m. in Cobo Arena.

B. Washtenaw Area Transportation Study

Council Member Murdock stated there were changes to the tiff plan to accommodate Prospect Road and an RFP for design engineering for the Huron and I-94 non-motorized crossing is being created.

C. Washtenaw Metro Alliance

D. Urban County

E. Freight House

Council Member Murdock stated the Freight House would be used for registration of the race by the VCB/Color Run.

XIV. COUNCIL PROPOSED BUSINESS –

Jefferson

- Expressed the concern of a citizen with people trespassing on their property and asked if the city had a Trespassing ordinance.
- Mr. O'Jack stated that if there's a "No Trespassing" or 'Keep Off" sign posted on a fence then it's a warning to the intruder. It is the same as the state law on trespassing.

XV. COMMUNICATIONS FROM THE MAYOR –

Mayor Schreiber stated his nominations for the Boards and Commissions (shown below).

Nominations:

Human Relations Commission
Jennifer Symanns (reappointment)
108 Oakwood
Ypsilanti, MI 48197
Term Expires: 4/5/2017

Planning Commission
Gary Clark (reappointment)
309 E. Cross
Ypsilanti, MI 48198
Term Expires: 5/1/2017

Planning Commission
Heidi Jugenitz (reappointment)
327 Miles
Ypsilanti, MI 48198
Term Expires: 5/1/2017

Planning Commission
Nicki Sandberg (replacing Brett Lenart)
910 Sheridan Apt. 2
Ypsilanti, MI 48197

Term Expires: 5/1/2017

Parks and Recreation Commission
Eric Maes (reappointment)
1004 Sherman
Ypsilanti, MI 48197
Term Expires: 5/1/2017

Zoning Board of Appeals
Tom Roach (reappointment)
912 Pearl
Ypsilanti, MI 48197
Term Expires: 5/1/2017

XVI. COMMUNICATIONS FROM THE CITY MANAGER –

- Stated the City received a Golden Spatula Award and expressed his gratitude for those that helped with the event.
- Something will be sent to City Council soon regarding the Recreational Center.
- Stated the firefighters hires should be completed by the week of March 17th which will meet the SAFER grant requirements.

XVII. AUDIENCE PARTICIPATION -

XVIII. REMARKS FROM THE MAYOR -

XIX. ADJOURNMENT -

Resolution No. 2014-073, adjourning the City Council meeting.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

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

On a voice vote, the motion carried and the meeting adjourned at 11:31 p.m.