1. City Council Regular Meeting Agenda

   Documents:

   FINAL AGENDA 9-1-15.PDF

2. City Council Regular Meeting Packet

   Documents:

   9-01-15 2 REVISED COUNCIL PACKET.PDF

3. City Council Regular Meeting Action Minutes

   Documents:

   ACTION MINUTES 9-1-15.PDF

REVISION #1 – 8/28/15

CITY OF YPSILANTI
COUNCIL MEETING AGENDA
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, SEPTEMBER 1, 2015
6:00 P.M. – WORK SESSION
7:00 P.M. – REGULAR SESSION

I. CALL TO ORDER –

II. ROLL CALL –

Council Member Anne Brown	P A	Council Member Robb	P A
Council Member Nicole Brown	P A	Council Member Vogt	P A
Council Member Murdock	P A	Mayor Edmonds	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. AGENDA APPROVAL –

VI. WORK SESSION: 6:00 – 7:00 p.m. – Capital Improvement Plan

VII. INTRODUCTIONS –

VIII. PRESENTATIONS –

1. Recognition of City of Ypsilanti Park Friends Groups
2. Property Disposition Policy – Economic Development Director Beth Ernat

IX. AUDIENCE PARTICIPATION –

X. REMARKS BY THE MAYOR –

XI. MINUTES –

Resolution No. 2015-197, approving minutes of August 18, 2015.

XII. ORDINANCES – FIRST READING:

Ordinance No. 1256

1. An ordinance to amend Ypsilanti City Code Chapter 102 "Traffic and Vehicles," Article III "Stopping, Standing and Parking, "Division 2, By Amending Division 2 To Be Titled "Parking Violations Bureau and Enforcement," and to Amend Division 2 To Create A Parking Violations Bureau, to set forth Rules and Procedures for the Parking Violations Bureau, and to have Fees set by Resolution of City Council.

   A. Resolution No. 2015-198, determination
   B. Open Public Hearing

C. Resolution No. 2015-199, close public hearing.

XIII. CONSENT AGENDA – Resolution No. 2015-200

1. Resolution No. 2015-203, approving Ordinance No. 1253, an ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund. ***(Second Reading)***

2. Resolution No. 2015-204, approving Ordinance No. 1254, an ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development*. (Little Bird Café)* ***(Second Reading)***

3. Resolution No. 2015-205, approving Ordinance No. 1255, an ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS). ***(Second Reading)***

XIV. RESOLUTIONS/MOTIONS/DISCUSSIONS -

1. Resolution No. 2015-201, approving Ordinance No. 1251, an ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates by 8% within the City of Ypsilanti. ***(Second Reading)***

2. Resolution No. 2015-202, approving Ordinance No. 1252, an ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti. ***(Second Reading)***

3. Resolution No. 2015-206, approving engineering services contract with OHM for design and review services for fiscal year 2015-2016.

XV. LIASON REPORTS –

A. SEMCOG Update
B. Washtenaw Area Transportation Study
C. Washtenaw Metro Alliance
D. Urban County
E. Freight House
F. Parks and Recreation
G. Millennial Mayors Conference
H. Ypsilanti Downtown Development Authority
I. Eastern Washtenaw Safety Alliance

XVI. COUNCIL PROPOSED BUSINESS –

XVII. COMMUNICATIONS FROM THE MAYOR –

XVIII. COMMUNICATIONS FROM THE CITY MANAGER –

XIX. COMMUNICATIONS –

- Monday, September 14th Work Session (7:00 p.m.) - YPD policies and related items
- September 15th Work Session (6:00-7:00 p.m.) - Health Care
- September 29th Work Session (7:00 -8:30 p.m.) – Roads
- October 27th Council Intragroup Relations Dialogue/Training (6:00-10:00 p.m.) at Marriott Eagle Crest Golf Conference Center and Dining Room

XX. REMARKS FROM THE MAYOR -

XXI. ADJOURNMENT –

Resolution No. 2015-207, adjourning the Council meeting.

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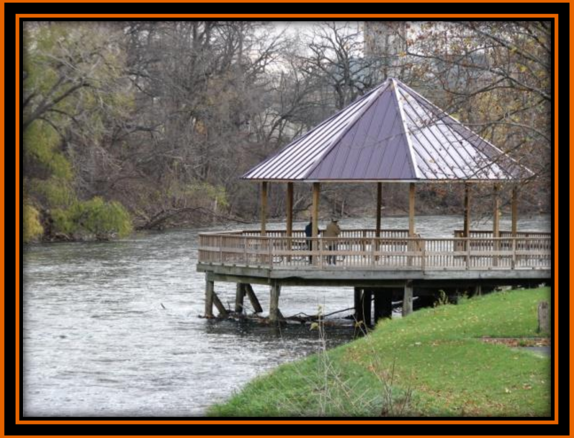


Capital Improvements Plan

FISCAL 2016/17 TO FISCAL 2021/22

CITY COUNCIL WORK SESSION 9/1/2015

Purpose

- **Identifies major capital expenditures**
  - A "major capital expenditure" is a project that results in a physical improvement, and is generally over $10,000
  - A capital expenditure can be a whole project, such as "replace all benches in parks"
  - Is a best guess estimate, generally not fully quoted out
  - Figures become less accurate the further ahead it is
- **Helps budgeting process**
  - Allows Council to see in one easy place planned or expected expenditures in future years
- **Communicates major projects to public**
  - Having a publicly-accessible document, separate from the budget, helps to communicate to involved citizens and businesses what projects are on the City's radar
- **Required for Redevelopment Ready Certification**
  - This is the last step in the process to receive MEDC's RRC status.
- **Required by Charter (5.11)**
- **Required by PA 33 of 2008**

Process

- **Designed to complement budget process**
  - Coordinated with Finance on timing, forms
  - Also draws from MEDC's Capital Improvements Plan Guide
- **Current draft CIP takes information from current, adopted budget book**
  - RAP FY2014-15 and FY2015/16
- **Includes projects from other adopted plans**
  - Includes Master Plan, Parks & Recreation Plan, Nonmotorized Transportation Plan, Climate Action Plan, Reimagine Washtenaw, etc
- **Includes data from recent survey of City facilities**
  - City Hall, Fire & Police, Department of Public Works, Parkridge Community Center, etc
- **Future CIP editions will follow process at right**

Identification
October

- CIP Committee reviews Master Plans and City Council Goals
- Department heads complete CIP project requests
- CIP Committee holds initial review meeting

Prioritization
January

- City Manager establishes target budget
- CIP Committee adjusts project priority based on funding and coordination
- CIP Committee drafts or adjusts project schedules and drafts CIP plan

Adoption
March

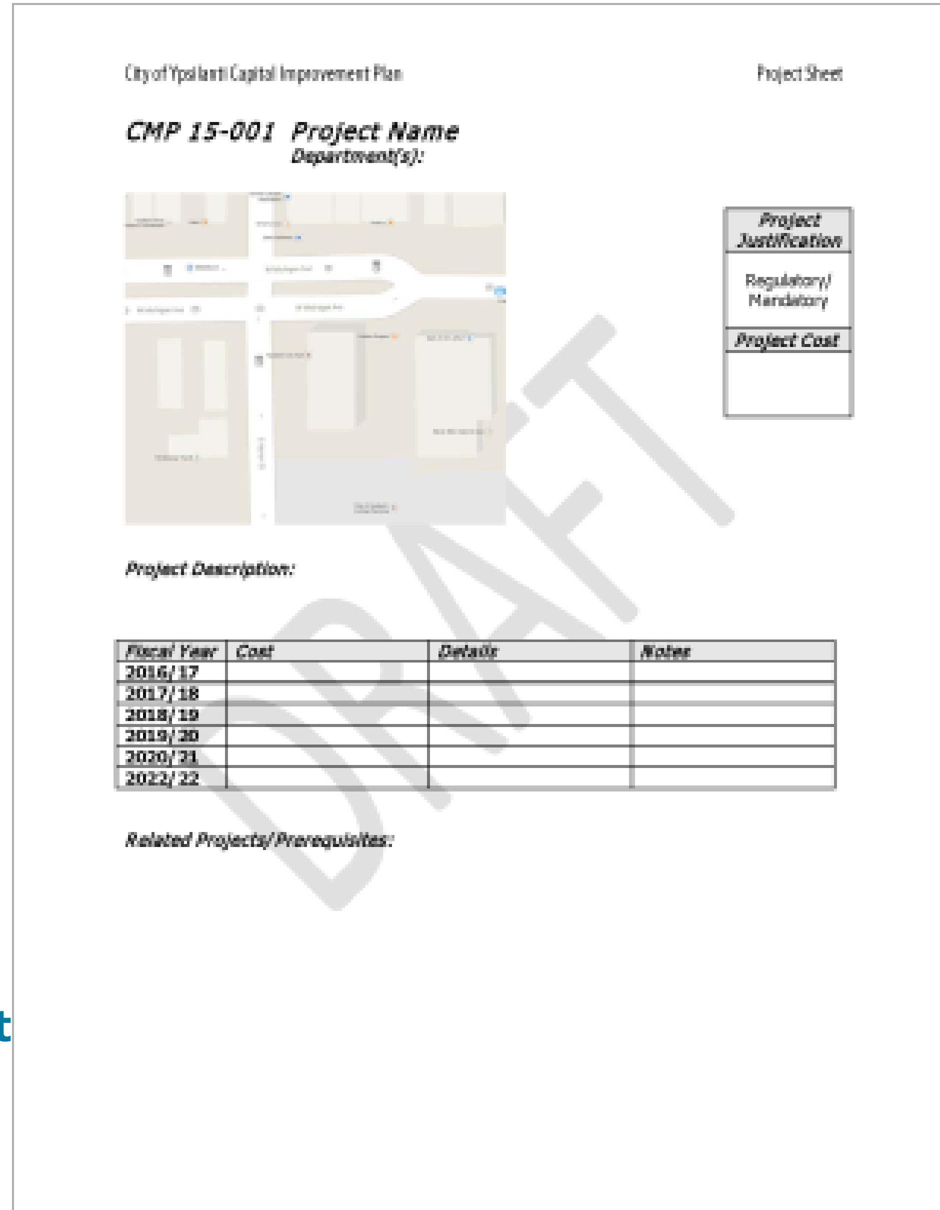
- Planning Commission reviews CIP, holds public hearing, makes recommendations, and adopts CIP
- City Council approves CIP as basis for Capital Budget
- Department heads prepare proposed capital project budget

Budget Preparation

- City Manager and Director of Financial Services review requests and prepare budget
- City Council reviews budget, holds public hearing, and adopts budget

Content

- **Follows budget categories**
  - Are further broken down by department and year
- **Intended to provide information during budget discussion**
  - A provides information to aid in budgeting, not a set-in-stone budget.
- **Contains project justification category to aid in prioritizing projects**
  - Further categorizes projects as regulatory/mandatory, strategic, cost/risk avoidance, and discretionary
- **Sources of funding will not always be attributed, as sources may not yet have been identified.**
  - Sources of funding listed in the CIP will always be estimated and are not guaranteed.
- **Future editions will contain project summary sheets for each new project introduced.**


City of Ypsilanti Capital Improvement Plan — Project Sheet

CMP 15-001 Project Name

Department(s):

Project Justification
Regulatory/ Mandatory
Project Cost

Project Description:

Fiscal Year	Cost	Details	Notes
2016/17			
2017/18			
2018/19			
2019/20			
2020/21			
2022/22			

Related Projects/Prerequisites:

Questions?

Friends of Ypsilanti Parks and Recreation
2015

Friends of Parkridge
Anthony Williamson
Charles Bibbins
Tommie Frye

Sigma Nu Fraternity
Cleaning up city streets

Friends of Rutherford Pool
John Weiss

Frog Island
The Ypsilanti Running Company
The Frog Island Community Garden

Senior Center
Monica Prince

Friends of Peninsular Park
Cathy

Disc Golf
Tim Redmond

Friends of Carrie Mattingly
Delois Wilson
Alpha Kappa Alpha Sorority – EMU Chapter

Friends of Prospect Park
Pete Murdock

American Little League Baseball
Eric Maes

/asb.8.2015

City of Ypsilanti
Planning and Development Department

Memo

To: Mayor and Council
From: Beth Ernat, Director of Community and Economic Development
Date: August 27, 2015

Subject: Proposed New Property Disposition Policy

Three drafts of property dispositions policies have been brought before the Planning Commission and the City Council last year. At present no policy exists for the sale of City owned property. The City continues to receive properties through tax foreclosure from Washtenaw County. Through tax-reversion the City has become a substantial property owner of both residential and commercial property.

Historically the City has marketed some of the more prominent commercial properties through Dave Hamilton at Swisher. Dave did this on a commission basis and has never been paid for his services as none of the marketed commercial properties have sold.

Although we receive the property at no cost to the City, when the City becomes the owner there are no taxes generated for the parcel. The City is supposed to maintain and secure the properties which often come to us in a state of disrepair. The neighbors are forced to deal with high grass and feelings of insecurity with a vacant structure. Due to the auction process the City only receives the worst of the worst. We currently have no budget for improving these properties and are pushed to the limits in maintaining the grass and the security of some of the homes.

Larger communities have created Land Bank Authorities which can create budgets and sell properties to fund the repair and marketing of properties. Washtenaw County did adopt a Land Bank but was forced to dismantle the district shortly after it started. The land bank models have been very successful in disposing of properties and returning properties to the tax rolls. With that in mind, I propose the following ideas:

Sidelotting –

Sidelotting is encouraging neighbors living next to vacant parcels to consolidate lots and create a larger lot for their home. Where vacant lots are present we would contact the adjoining properties to see if they are interested in owning all or a portion of the vacant property. In many cases the neighbors have been caring for the lot to protect their investment anyway. Sidelotting would be the first option for vacant lots in residential districts. The conditions would be:

1. Own adjoining parcel.
2. Current on all property taxes within the City.
3. No outstanding tickets or property violations.

The lot would be offered to each neighbor meeting the above criteria. If more than one neighbor is interested the lot could be split. If only one neighbor is interested no need to split the lots. The purchase price would be the legal costs the City incurs to close on the property, typically about $500.

To encourage this process, staff would notify neighbors by letter and set up meetings for inquiries.

Residential Market Push

Any vacant residential lots remaining after the sidelotting push and residential lots with structures would be available in the Residential Market Push. Encouraging infill development and increasing interest in residential lots is ideal for the landlocked community.

In order to spread awareness of properties available and encourage investment I recommend retaining a motivated real estate agent to assist in finding new owners. The real estate market is climbing and it may be an appropriate time to dispose of as much property as possible.

The recommendation would be to sell any property able to be renovated or demolished and/or infilled. To encourage this, sale prices could be set at the value of the land plus $500. The $500 would be the commission to a realtor. The buyer would also pay all closing costs.

A realtor should be chosen through an RFP process and would only be paid when properties are sold at the set commission price per unit. The contract should last for the period of a year, during that year the properties would be highlighted through realtor networks and the City would reimburse the cost of signs to the selected realtor. Conditions of sale would include:

1. Homestead only.
2. Property cannot be resold for a period of three (3) years.
3. Agree to repair or restore to livable condition or demolish any dangerous buildings on the property within 1 year of purchase.

Failure to meet the conditions would cause the property to revert back to the City. Staff and City Council would review the effectiveness of the Push after the first year.

Commercial Market Push

The City owns several properties in commercial districts. Some of the properties have been marketed in the past with no luck. Through the Commercial Market Push, the City would encourage development and sale of these properties. Though the use of a commercial realtor, the City could offer select properties (not Water Street) for $1000 up to one acre and $1,000 for each additional acre. The contract should last for a period of two years. The realtor would receive $800 per acre in commission plus the cost of marketing the property.

The standard for sale would be more rigorous as all sales would require a business plan and proforma for the proposed business. The City would create a review team to review the proposals and make a recommendation to City Council for final approval. Staff would advertise this policy and work with business groups to identify new business opportunities. Should enough interest be present, contests to "win" property for great ideas and ability to execute could be created.

Alternative

Should vacant properties not sell, the City could offer the land, where recommendation is for future redevelopment and perhaps while the property is on the market, to those interested in hosting an interim use. The City Attorney's office should develop template for interim use/care lease, with automatic renewal, but a 90 day "out" clause. One dollar per year leases can be considered for community uses, such as gardens or "art parks".

Recommendation: Staff is recommending consideration and discussion of this item for the September 1st meeting. This is a crucial item with the NEZ that is being proposed and the demolitions that are forthcoming. Following the meeting, staff will incorporated Council comments and present a formal policy for approval on September 15th.

Resolution No. 2015 – 197
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Minutes of August 18, 2015 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, AUGUST 18, 2015
7:00 P.M. – OPEN SESSION

I. CALL TO ORDER –

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

II. ROLL CALL –

Council Member Anne Brown	Present	Council Member Robb	Present
Council Member Nicole Brown	Present	Council Member Vogt	Present
Council Member Murdock	Present	Mayor Edmonds	Present
Mayor Pro-Tem Richardson	Present		

III. INVOCATION –

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

IV. PLEDGE OF ALLEGIANCE –

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

V. AGENDA APPROVAL –

Council Member Anne Brown moved, supported by Council Member Vogt to approve the agenda.

Council Member Murdock moved, supported by Council Member Vogt to suspend the rules and vote to approve and appoint the nominations to the Sidewalk Review Board.

Council Member Anne Brown asked if Mayor Edmonds was unable to find a nomination from Ward 3. Mayor Pro-Tem Richardson asked the same question regarding Ward 1. Mayor Edmonds responded that she was unable to find interested residents in either of those Wards. Mayor Pro-Tem Richardson added if she was aware that a Sidewalk Review Board was being formed she would have been able to suggest a possible member residing in Ward 1. Mayor Edmonds replied that is something that could be discussed.

Council Member Robb removed Resolution No. 2015-191, renewing a one-year contract with Blue Cross Blue Shield Medicare Advantage Plan, from the Consent Agenda.

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

VI. <u>INTRODUCTIONS</u> –

Mayor Edmonds introduced the following individuals: Ypsilanti Community Utility Authority (YCUA) Board Member John Ichesco, DPS Director Stan Kirton, Kent Early, OHM, Assistant to the City Manager Ericka Savage, Economic Development Director Beth Ernat, and YCUA Finance Director Dwayne Harrigan.

VII. <u>PRESENTATIONS</u> –

Neighborhood Enterprise Zone (NEZ) – Economic Development Director Beth Ernat.

Economic Development Director Beth Ernat provided a presentation regarding the formation of a Neighborhood Enterprise Zone. **(See Website)**

Council Member Robb asked how many NEZ's are located in Michigan. Ms. Ernat responded she is uncertain, but Ecorse, Kalamazoo, Inkster, and Rouge have incorporated programs and they have been mostly successful. Council Member Robb stated Council is not being asked to approve a policy it is being asked to approve the actual zone. Ms. Ernat responded in the affirmative. Council Member Robb asked why is the approval of the policy and zone selection not happening at the same time. Ms. Ernat responded because the policy would require a public hearing and other taxing bodies in the City would need to be notified. She added she would never notify those entities without having the support of Council for an NEZ. Council Member Robb stated his concern is that might assist in creating predatory landlords. Ms. Ernat stated if Council wishes it can make it mandatory that only homesteaded properties are awarded NEZ grants, but she is not certain that is beneficial to the community.

Council Member Anne Brown asked what the percentage of renters in that area is in the proposed zone. Ms. Ernat responded she is uncertain of that data.

Council Member Robb asked if all improvements will be 50% of the millage rate of the City. Ms. Ernat responded there is some flexibility, and she was hoping Council would provide input on how to develop the program. Mr. Robb stated it seems that the reward of the NEZ does not match the effort it would take to file the necessary paperwork and staff time it would take to administer the program. Ms. Ernat responded the multiplier effect of the savings over time would make the program worthwhile. She added Habitat for Humanity has expressed that they are no longer taking on projects in Ypsilanti due to the tax rate, and this would create leverage enticing their projects in Ypsilanti. Mr. Robb asked what kind of housing is the City hoping to attract, and what is the best strategy to attract that housing. Ms. Ernat responded the City's strategy is to increase property values, but it must be realistic on what the property lots can hold and what the market is. She said the type of housing that should be encouraged is the type of house that is sellable.

Mayor Pro-Tem Richardson stated she is very much in favor of this program and it aligns itself with many of the goals of the gateway project. Ms. Richardson prefers homes awarded this grant be owner-occupied.

Mayor Edmonds asked why the northern boundaries were selected. Ms. Ernat responded the northern boundary was selected not to be north of Frederick because it would require extending the zone to Michigan Ave. Mayor Edmonds asked why staff decided not to have Michigan Ave. as the northern boundary. Ms. Ernat responded she was not certain Council would be receptive to that boundary line. Mayor Edmonds stated the character of the Michigan Ave is similar to the character of the proposed boundary. Ms. Ernat replied through conversation with several Council Members, staff made the decision to not extend the boundaries of the zone to Michigan Ave. She said if Council is open to extending the boundary she would support that change.

Council Member Murdock stated recently there has been a great deal of literature discussing housing policies and the concentration of poverty, and asked how the NEZ would fit into that new ideal. Ms. Ernat stated every home highlighted on the map has a true cash value of under $80,000 which is concerning, and the way to improve that situation is to assist in increasing the value of homes in that area. She added this is one of the lowest census tracts in the City and it makes little sense to put unaffordable homes in that location.

Mayor Edmonds stated she would like to offer programs such as Habitat for Humanity's furnace replacement program, and asked if a zone such as this opens other potential funding mechanisms. Ms. Ernat responded in the affirmative. She stated the City is partnering with Washtenaw County weatherization program which could be offered as a part of the NEZ.

Council Member Vogt stated the program lists that in order to be accepted the structure must be up to code, and asked if a person is applying for one project and are not at code they would have to complete both projects. Ms. Ernat responded in the affirmative. Mr. Vogt asked if staff is aware of how other cities handled the possibility of unscrupulous landlords. Ms. Ernat responded those cities put a requirement of only homestead properties would be eligible. Mr. Vogt stated he is unclear how a landlord could use this program in an unscrupulous manner. Council Member Murdock replied landlords can get higher rent when using a section eight voucher and his concern is that all section eight vouchers go into poor neighborhoods. Ms. Ernat responded the City cannot discriminate or know where section eight housing is located, and section eight vouchers can be used at any rentable property. Mr. Murdock stated HUD is trying to monitor rent in census tracts in order to diminish landlord's ability to take advantage of section eight voucher holders.

Mayor Edmonds asked if there is a strategy to keep homes that are owner-occupied from turning into rentals. Ms. Ernat replied only properties currently listed as rentals would be allowed to utilize the program. Mayor Edmonds asked how code compliance works with owner-occupied homes. Ms. Ernat responded they are handled the same way as rentals. Mayor Edmonds stated that could create a problem being that owner-occupied homes are not inspected. Ms. Ernat responded unless there is an existing issue that has been cited by code enforcement. Mayor Pro-Tem Richardson stated an owner-occupied home would only be inspected if that owner applied for the program. Council Member Vogt suggested in the NEZ area the community could be informed that the City will be increasing inspection in the NEZ. He added he does not see a downside to this program.

Council Member Murdock stated what is being asked is permission to proceed with formulating the ordinance, and return to Council with a policy. Ms. Ernat responded in the affirmative, and added Ecorse has a sliding scale determined by personal investment.

City Manager Lange stated Economic Development Director Beth Ernat has done a tremendous job, and the totality of Ward 1 should be kept in-mind when considering the formation of the NEZ. He added when Hurricane Andrew hit Florida 25,000 homes were destroyed and the homes that remained were mainly Habitat for Humanity homes.

Mayor Pro-Tem Richardson stated she is favor of this program but would want to work with Habitat for Humanity on their designs for new homes in that area. She stated they built many homes in this area in the past and they were very cookie cutter.

Council Member Nicole Brown stated she is in support of this program and is interested in further discussion of expanding the border to Michigan Ave. Ms. Ernat asked if Council as a body would like to see the NEZ expanded. Council Member Anne Brown added she would be in support of the program and the expansion of the zone. Council Member Robb stated he would be in support of homestead properties only and cannot have lived at the property longer than ten years. Mr. Robb added he is in favor of a sliding scale in one form.

Ms. Ernat stated the next step is the notification of the taxing bodies and a public hearing.

Council Member Vogt stated he is concerned with cutting the City off of future increase to the taxable value that is not related to improvements. Ms. Ernat responded the NEZ is only an improvement to the tax bill and if there is no change to the base tax.

Mayor Pro-Tem Richardson stated she would like the zone to extend to Huron to include the entire gateway. She stated she would not like to exclude property owners that have been in there homes for a long period of time. Mayor Edmonds agreed. Mayor Edmonds asked if the entire census tract could be included in the NEZ. Ms. Ernat responded in the affirmative. Mayor Edmonds stated she is in support of this program. Council Member Murdock stated if the zone expands to the east it will overlap the DDA and OPRA district, and asked what the effect would be. Ms. Ernat responded property owners would have the option of applying for whichever program would be more beneficial.

VIII. <u>AUDIENCE PARTICIPATION</u> –

1. Jeff Clark, 210 Oakwood, stated he wrote Council a month ago to decrease the legal assault on Anthony Morgan and none of Council has responded. He asked if Council is adhering to Section 46-74 of the City Ordinance that states no city officer shall interfere with the ordinary course of law enforcement in the city. He asked what about interfering with the biased course of law enforcement. He stated he has been thinking about white silence and how to interpret and analyze it.

2. D'Real Graham, 3018 Roundtree, stated they want to inform Council that they exercise their right to vote, and if Council is interested in seeking reelection it should consider how big its constituency is. He said he understands the hierarchy in Ypsilanti and he understands the power of the vote.

3. Emmanuel Jones, 6906 Plainview, stated Mentored Youth started a campaign called Stand Up for Youth. He said the focus of the money is to serve money to serve an additional 100 students in the school year.

4. City Attorney John Barr, stated this weekend is the Heritage Festival and the Rotary Club will be holding their annual pancake breakfast on Sunday, August 23rd from 8:00 a.m. until 1:00 p.m.

   Mayor Pro-Tem Richardson stated City Attorney Barr normally asked Council if the Boy Scouts may use a City lot during Heritage Festival to raise funds for their troop, and asked if that is not the case this year. Mr. Barr responded that is the case this year and the Heritage Festival Committee have requested that the Boy Scouts handle parking for the festival.

IX. <u>REMARKS BY THE MAYOR</u> –

- Stated she will personally contribute the Mentor Youth campaign and thanked Mr. Jones for keeping Council informed of the Mentor Youth program.

- Stated Mr. Clark was invited to the Human Relations Commission to discuss and investigate the issues facing Mr. Morgan and declined that invitation. She stated Mr. Clark did encourage the HRC to examine documents provided by him and Mr. Morgan. She said she is eager to share possible policies with Mr. Morgan to improve relations moving into the future. She stated she has been speaking with the City Attorney to examine roles Council may take in an investigation and the reason for the separation of powers.

Council Member Murdock stated Council should hold a session with the Police Department to examine current policy. He added Council should work towards better communicating policy and Council should ask itself about in terms of policy involving the Police Department. Mayor Pro-Tem Richardson stated she agrees with Mr. Murdock and she has been trying to speak with Chief DeGiusti about police stops that were suspect. Mayor Edmonds asked if the next step is to schedule a work session to discuss. Mayor Pro-Tem Richardson stated she would be in favor of a Town Hall. Council Member Vogt added he would be more in favor of a work session rather than a Town Hall that could be deviated into side issues. City Manager Lange stated he is disappointed that Mr. Clark and Mr. Morgan will not be attending the Human Relations Commission meeting. He stated he and the City Attorney are willing to attend the HRC meeting to open dialogue. He said the HRC meeting will be held on August 24th at 7:00 p.m. Mayor Edmonds encouraged Council to attend that meeting and answer any questions that might be asked. Council Member Anne Brown asked that City Clerk McMullan provide this information on the list serve.

X. MINUTES –

Resolution No. 2015-176, approving minutes of August 3 and August 4, 2015.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Minutes of August 3, and August 4, 2015 be approved.

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

Council Member Robb asked why he was not excused on the August 3, 2015. Council Member Murdock responded Mr. Robb was excused at that meeting.

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

XI. ORDINANCES – FIRST READING -

Ordinance No. 1251

1. Ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates by 8% within the City of Ypsilanti.

   A. Resolution No. 2015-177, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an Ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates within the City of Ypsilanti be approved on First Reading.

OFFERED BY: Council Member Anne Brown
SUPPORTED BY: Council Member Nicole Brown

YCUA Dwayne Harrigan provided an overview of the YCUA rate changes.

B. Open Public Hearing

None

C. Resolution No. 2015-178, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing for an Ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates within the City of Ypsilanti be officially closed.

OFFERED BY: Council Member Anne Brown
SUPPORTED BY: Council Member Nicole Brown

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

Council Member Murdock moved, supported by Council Member Anne Brown to hold the public hearings for Ordinances 1251, 1252, and 1253 at the same time.

On a voice vote, the motion carried and the amendment to the agenda was approved.

Ordinance No. 1252

2. Ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti.
   A. Resolution No. 2015-179, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an Ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti be approved on First Reading.

OFFERED BY: Council Member Nicole Brown
SUPPORTED BY: Council Member Anne Brown

B. Open Public Hearing

Nathan Philips, 509 Washington St, asked if this is an increase in taxes, and stated he is against taxes.

Council Member Murdock responded these are water and sewer rates.

C. Resolution No. 2015-180, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing for an Ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti be officially closed.

OFFERED BY: Council Member Nicole
SUPPORTED BY: Council Member Vogt

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

3. Ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund.

    A. Open Public Hearing

       None

    B. Resolution No. 2015-182, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing for an Ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund be officially closed.

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

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

Council Member Murdock stated for the last several years YCUA was asked if a rate structure could be based on usage, and asked whether the YCUA is on the completion of that rate structure. Mr. Harrigan responded last year the waste water reader program was implemented which placed meters in all contracted communities. He said part of that plan is once one year of data has been collected a proposed new rate structure can be completed which will be brought to the Township and the City. Mayor Edmonds asked if the new rate structure will result in decreased bills for properties that use less water. Mr. Harrigan responded the plan is revenue neutral, but there will be some properties that pay less and some that pay more.

Council Member Murdock stated the regional system has gone into effect and a rate increase went into effect before it was implemented with the promise that there would be no more than 4% increase. Mr. Harrigan responded that is a misconception what that meant was that YCUA could not increase its revenue by 4%.

Council Member Murdock asked what the amount of money under the current rates the City gets from the surcharge. Mr. Harrigan responded the debt is around $3 million for the City, YCUA brings in $3.1

million, and as the rates increase YCUA can maintain the surcharge. Mr. Murdock asked if the debt will decrease at some point. Mr. Harrigan responded about six years from the initial bonds maturing. Mayor Edmonds asked when the more progressive system will be implemented. Mr. Harrigan replied within the next fiscal year.

City Manager Lange asked if there are any industries that consume a lot of water. Mr. Harrigan responded the YCUA lost most of its industry. Council Member Murdock stated Eastern Michigan University is the largest user in the City. Mr. Harrigan responded in the affirmative.

Council Member Anne Brown asked if there are any communities that are discussing pulling out of the waste water treatment. Mr. Harrigan responded no.

On a roll call, the vote to approve Resolution No. 2015-177 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	No	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

On a roll call, the vote to approve Resolution No. 2015-179 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	No	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

C. Resolution No. 2015-181, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an Ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund be approved on First Reading.

OFFERED BY: Council Member Vogt
SUPPORTED BY: Council Member Nicole Brown

On a roll call, the vote to approve Resolution No. 2015-181 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

Ordinance No. 1254

4. Ordinance to rezone 908 N. Congress *(Little Bird Café)* from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development*.*

    A. Resolution No. 2015-183, determination

    RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

    THAT an Ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development be approved on First Reading.

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

City Planner Bonnie Wessler provided a summary regarding the adaptive reuse planned unit development of 908 N. Congress.

Mayor Edmonds stated she is in-line with the Master Plan.

B. Open Public Hearing

1. Beth McCowski, owner 908 Congress, thanked Council and stated she has many friends in the community and is very excited to be a part of Ypsilanti.

   Council Member Anne Brown asked if this was Ms. McCowski's first business venture. Ms. McCowski responded in the affirmative. Council Member Anne Brown stated she should utilize the services of SPARK East.

   Mayor Pro-Tem Richardson stated that building has been there for a very long time and she is glad that it is being used.

2. Mike Davis Jr., 905 Grant St., stated he is in support of the passing of the PUD for 908 Congress. He said this is a great opportunity to the community and a positive boost for Ypsilanti.

C. Resolution No. 2015-184, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the public hearing for an Ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development be officially closed.

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

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

Council Member Murdock stated it is fantastic to see this property becomes developed. He said the adaptive reuse PUD at one time only applied to the historic district. He said with this property in mind Council expanded the program and he is glad to see that it has been effective.

On a roll call, the vote to approve Resolution No. 2015-183 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

Ordinance No. 1255

5. Ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS).

   A. Resolution No. 2015-185, determination

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an Ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS) on First Reading.

OFFERED BY: Mayor Pro-Tem Richardson
SUPPORTED BY: Council Member Anne Brown

City Planner Wessler provided background on the reasoning behind rezoning of Towner Rd.

   B. Open Public Hearing

   None

   C. Resolution No. 2015-186, close public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT a public hearing an Ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS) be officially closed.

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

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

On a roll call, the vote to approve Resolution No. 2015-185 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

XII. CONSENT AGENDA – Resolution No. 2015-187

1. Resolution No. 2015-188, approving appointments to Boards and Commissions.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

NAME	**BOARD**	**TERM EXPIRATION**
Martha Valadez **310 Maple** **Ypsilanti, MI 48198** **(replacing Aricka Lycant)**	**Human Relations Commission**	**11/1/2018**
Elizabeth Dahl MacGregor **103 N. Lincoln** **Ypsilanti, MI 48198** **(replacing Nicki Sandberg)**	**Planning Commission**	**5/1/2017**

2. Resolution No. 2015-189, supporting National Ovarian Cancer Awareness month and allowing teal ribbons to be tied throughout the city September 1st – September 30, 2015 along with lawn signs, awareness posters and information cards being provided.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, ovarian cancer is the deadliest of gynecologic cancers and a leading cause of cancer-related death in women. There is no early detection test for ovarian cancer; It is referred to as "The Silent Disease"; and

WHEREAS, each year the Michigan Ovarian Cancer Alliance (MIOCA), a nonprofit and partner member of the Ovarian Cancer National Alliance, sponsors *"Turn the Towns Teal,* a national campaign to create awareness of ovarian cancer; and

WHEREAS, this is the 9th year of the *"Turn the Towns Teal"* campaign which is held in conjunction with National Ovarian Cancer Awareness Month, from September 1 to September 30; and

WHEREAS, the Michigan Ovarian Cancer Alliance would like to tie teal ribbons throughout the city, post awareness posters at establishments, and distribute information cards; and

WHEREAS, the Michigan Ovarian Cancer Alliance (MIOCA), will cover all expenses incurred by this campaign and there will be no cost to the city.

THEREFORE BE IT RESOLVED THAT the Mayor and City Council supports this national campaign and approves of teal ribbons being tied throughout the city September 1st - September 30, 2015, along with lawn signs, awareness posters and information cards being provided for establishments that are interested.

3. Resolution No. 2015-190, appointing delegate and alternate to the 2015 Michigan Municipal League (MML) Annual Convention.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT <u>Mayor Pro-Tem Richardson</u> be appointed as Delegate and <u>Council Member Anne Brown</u> be appointed as Alternate for the Annual Convention of the Michigan Municipal League to be held September 16-18, 2015 in Traverse City, Michigan.

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

On a roll call, the vote to approve Resolution No. 2015-187 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

4. ~~Resolution No. 2015-191, renewing a one-year contract with Blue Cross Blue Shield Medicare Advantage Plan.~~ **(Moved and heard under Section XIII, Resolutions/Motions/Discussions)**

XIII. <u>RESOLUTIONS/MOTIONS/DISCUSSIONS</u> –

1. Resolution No. 2015-191, renewing a one-year contract with Blue Cross Blue Shield Medicare Advantage Plan.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, City Council of the City of Ypsilanti deems it to be in the best interest of the City to continue to reduce health care costs where applicable; and

WHEREAS, the Medicare Advantage Plan would reduce retiree health care costs while still offering additional benefits to the retirees; and

WHEREAS, retirees currently enrolled in Medicare A & B would be eligible for this Medicare Advantage Plan;

THEREFORE BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF YPSILANTI to approve another yearly contract, from January 1, 2016 through December 31, 2016, with the Blue Cross Blue Shield Medicare Advantage Plan for all eligible retirees.

OFFERED BY: Council Member Murdock
SUPPORTED BY: Council Member Nicole Brown

City Manager Lange provided an overview of the Medicare Advantage Plan and cost savings provided.

Council Member Robb stated when Council went through the goal setting process one of the goals developed is to reduce healthcare costs for existing employees. He asked if Blue Cross Blue Shield provided health benefits to retirees, does it force the City to select Blue Cross for current employees, and if there's any action on current employee healthcare this year. Mr. Lange responded staff has been discussing things with human resources and they are creating competition for current employee health benefits. He said it is staff's hope that by creating competition it will facilitate better rates.

On a roll call, the vote to approve Resolution No. 2015-191 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

2. Resolution No. 2015-192, approving establishment of a Neighborhood Enterprise Zone (NEZ) in the City of Ypsilanti.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The City of Ypsilanti is a qualified local unit of government and wishes to create a Neighborhood Enterprise Zone (NEZ) for the Southwest Gateway Area; and

WHEREAS, the proposed Southwest Gateway Area NEZ would be consistent with the 2014 Shape Ypsi Master Plan, the 2011 South of Michigan Needs Assessment and the Community Goal of creating a safe, diverse, and sustainable City; and

WHEREAS, the City prides itself on its diversity and has been a leader in civil rights, as the first City in Michigan to pass a living wage ordinance and an ordinance banning discrimination in housing, employment, and public accommodation; and

WHEREAS, the City of Ypsilanti has adopted 2012 ICC Property Maintenance Code, 2012 ICC Building Codes and Chapter 18 of

the Ypsilanti Municipal Code to create local construction and safety codes and require compliance inspections to the referenced codes.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council wishes to create a Neighborhood Enterprise Zone (NEZ) for the South Gateway Area to encourage and promote neighborhood stabilization and revitalization.

OFFERED BY: Council Member Anne Brown
SUPPORTED BY: Mayor Pro-Tem Richardson

On a roll call, the vote to approve Resolution No. 2015-192 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

3. Resolution No. 2015-193, approving renewal of the fire dispatch agreement with Emergency Health Partner (EHP), Inc.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, the Fire Department dispatching agreement needs to be renewed. Effective the 1st day of July 2015, between Ypsilanti City, 1 S. Huron, Ypsilanti MI 48197, a municipal corporation ("City"), on behalf of the Ypsilanti Fire Department ("Fire Department"), and EMERGENT HEALTH PARTNERS, INC., 1200 State Circle, Ann Arbor, Michigan 48108, a Michigan nonprofit corporation, ("EHP").

WHEREAS, the City is contracting with EHP to provide the Fire Department with certain dispatching services according to the terms of this Agreement; and

WHEREAS, EHP, is currently operating a secondary public safety answering point and is engaged in the communication and dispatch of fire departments and ambulance services; and

WHEREAS, the City and EHP mutually desire and agree that EHP shall provide communications and dispatching services, on behalf of the Fire Department.

OFFERED BY: Council Member Nicole Brown
SUPPORTED BY: Council Member Vogt

City Manager Lange stated this is a long term contract which is renewed periodically. He stated this document asks for the signature of the City Manager and it should read the Mayor and Council and the contract will be amended accordingly.

Council Member Robb moved a friendly amendment to authorize the Mayor and Clerk to execute the contract. Council Member Nicole Brown accepted the friendly amendment. Council Member Vogt accepted the friendly amendment.

On a roll call, the vote to approve Resolution No. 2015-192 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

4. Resolution No. 2015-194, supporting recommendation of the Washtenaw County Road Funding Committee.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

Resolution in Support of the Recommendations of the Washtenaw County Road Funding Committee:

Whereas, The Roads in the City of Ypsilanti do not meet the aspirations of residents or the expectations of visitors; and

Whereas, The increase in the price of winter maintenance, especially due to the increase in salt prices, will negatively impact the City's ability to meet other rising costs; and

Whereas, It is unlikely that the City of Ypsilanti will receive additional road funding from the State of Michigan in time to expand road repairs in the 2016 construction season; and

Whereas, The City Council of the City of Ypsilanti is not able to levy a millage on its own authority to raise additional dollars to effect additional road repairs in the City of Ypsilanti; and

Whereas, Washtenaw County has created a Roads Funding Committee to advise Washtenaw County whether it should exercise its authority under Act 283 of 1909 to levy a millage for road maintenance; and

Whereas, The Roads Funding Committee has recommended that Washtenaw County levy a .5 mill millage for road maintenance in FY 2016; and

Whereas, The levying of such a millage would provide The City of Ypsilanti with an additional $145,000 in FY 2016 to effect road repairs; and

Whereas, Staff believes that the City of Ypsilanti has the capacity to utilize the additional $145,000 that would be generated by an Act 283 millage to effect road maintenance on local streets; and

Whereas, Additional road maintenance on local and major streets will improve the quality of life for residents of the City of Ypsilanti; and

Whereas, The City of Ypsilanti must offer specific road project(s) to meet a requirement of Act 283 of 1909; and

Whereas, The Washtenaw County Board of Commissioners may consider the Roads Funding Committee recommendation as early as October 1, 2015;

NOW THEREFORE BE IT RESOLVED that the City of Ypsilanti endorses the recommendations of the Roads Funding Committee; and respectfully request that the Washtenaw County Board of Commissioners exercise its statutory authority to levy a millage to raise additional monies for road repairs and submits Hamilton, Ballard, River, Lowell, First, Forest, Washtenaw and Cornell Streets/Avenues/Roads that will receive at least one of the following operations Microsurfacing, spot milling, asphalt overlay and concrete repair as the City of Ypsilanti's road projects for purposes of meeting the Act 283 of 1909 requirement.

OFFERED BY: Council Member Vogt
SUPPORTED BY: Council Member Nicole Brown

City Manager Lange provided an overview of supporting the recommendation of the Washtenaw Road Funding Commission.

Council Member Murdock stated there needs to be discussion about roads, non-motorized transportation, and other issues, before decisions are made. He said he is not certain the County millage will be renewed and during the budget sessions many decisions were made that decreased the Major Streets Fund. He said it might be wise to wait on some of those projects until the state develops a funding plan for roads.

Kent Early, OHM, stated streets that are identified in the resolution are a part of urgent road repair program that began a couple years ago. He said the first six roads identified as a part of that program have been completed and these are the next on the list that can be done with the allotment available from the County and Act 51. He added the listed roads are major roads so they are federal fund eligible. Mr. Lange stated Prospect Rd. deteriorated to the point that it required a large amount of funding to repair. He said this will help to maintain roads so that they do not reach that level of deterioration.

Council Member Murdock stated the federal government granted a three month extension on funding for roads, and asked if there is an idea of the amount of funding the City will be able to capture from that extension. Mr. Early replied at this point no, and said the Department of Transportation is being told to budget similar to what was budgeted last year. He added historically projects did not have to be submitted to May or June in order to be obligated, but that has been pushed back and now projects should be submitted no later than February.

Council Member Robb stated this item is not on the County Board's agenda and this resolution is preemptive. Mr. Lange responded he believes this will be brought forward on an agenda in September. Council Member Murdock stated the Road Commission must provide a plan to the Board of Commissioners and the Board takes acts on that plan. Mr. Robb stated Council has discussed holding a special meeting for so long that it may have missed an opportunity to express its opinion to the County. Mayor Edmonds asked if there is a work session scheduled to discuss roads. Mr. Lange responded it is, but there has been confusion regarding Council's opinion on holding the work session an hour before a regular meeting, or scheduling it for an off Tuesday. He added he hopes to have that resolved tonight so that a firm date can be set.

Council Member Murdock stated last year Commissioner Rabbi voiced his opinion that non-motorized transportation be included in order to obtain funding, which is why Adams St. was selected due to its connection to the bus system. Mr. Lange stated there are many City projects that focus on non-motorized transportation and he feels that the city would meet that criteria.

On a roll call, the vote to approve Resolution No. 2015-194 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

XIV. <u>LIASON REPORTS</u> –

A. SEMCOG Update – Stated the next meeting is next week and will be held as a walking tour.

   Mayor Edmonds asked if that will be the green infrastructure meeting. Mayor Pro-Tem Richardson responded in the affirmative.

B. Washtenaw Area Transportation Study – Meeting will be held tomorrow August 19th.
C. Washtenaw Metro Alliance – No meeting
D. Urban County – Stated there has been a change in staff and Stephen Wade has taken a position at the Public health Department.
E. Freight House – Stated OHM is reviewing the five bids that were submitted and will make a recommendation by September.
F. Parks and Recreation – Stated a kiosk will be located at Riverside Park as a part of Trail Towns. Council Member Anne Brown stated there will be four panels which will provide a description of Ypsilanti, a map, a welcome to Ypsilanti panel, and a list of permanent events, however this panel may change. She added the Huron River Watershed Commission has received grant funds from the Ann Arbor Area Community Foundation to enlist a landscape architect to design the butterfly pollinator garden including educational signage. She said the DIA Inside Out program kicked-off on August 7th and will conclude in October with a canoe day.

   Mayor Edmonds informed Council that an Ypsilanti resident will be kayaking the entirety of the Huron River in order to raise awareness of the River and the money that is raised will help to document their journey.

G. Millennial Mayors Conference – Stated the final full conference meeting will be August 26th and then the conference will transition to the MMC 2.0.
H. Ypsilanti Downtown Development Authority – Stated the August meeting will consist of orientating the new board members to DDA operations.
I. Eastern Washtenaw Safety Alliance – No meeting

XV. <u>COUNCIL PROPOSED BUSINESS</u> –

<u>Richardson</u>

— Stated a property on Hamilton has a for rent sign up, but there are several code violations on the exterior of the house. She asked that staff investigate the rental property.

— Stated there is a car parked in the yard of a property on Ainsworth Circle. She stated she informed staff of this matter weeks ago and the car is still parked in the yard of that property.

— Asked if the Farmer's Market went through the proper process to close Washington St. for its Tuesday event. She said she has spoken with individuals that have been to the market who have informed her that there is room in the rear of the property to hold the market and does not require a street closure.

Mayor Edmonds responded she would love for the market to be completely within the property boundaries. However, there is a loading issue for market participants. She said the market manager has been instructed to pack as many booths within the property, and the proper processes were followed for street closures. She added the goal is to only close the street during the peak season.

Murdock

— Stated Council needs to schedule the needed work sessions and there are several that will require more time than an hour especially concerning roads. He added Council has also discussed holding a work session to discuss police policy which will also require a significant amount of time. He said healthcare, snow removal, vacant buildings, and sidewalks will also require work sessions.

— He said he would like to know what the strategy is for the sidewalk replacement program, especially on how this will be budgeted.

— Stated he attend a positive meeting with Amtrak regarding what the City needs to accomplish before the train stops in Ypsilanti.

— Stated he distributed a proposal for an ordinance amendment to the Depot Town TIF Plan that reflects a reset in capturing of revenues on any new TIF plan. He said the proposed plan would reset the taxable value captured at 75% with an increase of 1% a year. He said that would provide the DDA with funds to complete projects. He stated he and Council Member Robb would like to add it to the next agenda.

Anne Brown

— Stated if there was going to be a sidewalk program a communication should have been provided to the public. She said this could be done by emailing the residents of this community.

Council Member Murdock added a lot of DPS activities occur without even the knowledge of Council. He requested that DPS inform Council of any knew installations so that they can communicate to the public what is happening.

Council Member Anne Brown asked that the sidewalk program be explained on the City's website. Assistant to the City Manager Ericka Savage responded the sidewalk program is on hold until the Sidewalk Review Board is in place. Mayor Edmonds asked that this still be included on the website and the City's social media page.

Nicole Brown

- Stated she would like the proposed work sessions to be scheduled so Council is able to plan accordingly.

- Stated that the exterior of the Family Dollar looks horrible, and asked what has been happening through communications with that property.

  Mayor Pro-Tem Richardson stated there is a retention pond on the eastside of the street which has trees and plants. Council Member Murdock stated that is a rain garden. Mayor Edmonds stated from speaking with the manager of the Family Dollar it seems that there is not a landscaper company in place to maintain the grounds.

<u>Vogt</u>

- Requested that a speed limit sign be installed at the East end of Gregory.

- Stated he walked the site of the Border to Border Trail and he realized how impressive the trail will be. He said on the east end of the trail, before it turns south, there is view of the entire Water Street River he said a photograph of that can be used in the promotion of the trail.

- Stated the shopping center west of Huron River Dr. has an issue with weeds.

<u>Robb</u>

- Stated the traffic signal cabinet at southwest corner of Prospect and Cross which used to hang on the pole, and asked if that could have been put anywhere as a part of the project.

  Kent Early, OHM, responded he believes there were right-of-way issues, but it could have been placed issues. He stated there are five points there, and now there are residents that have a massive light pointing into their front yard. Mr. Robb stated when the City completes construction projects it never reviews plans and that cabinet could have been placed in City property.

  Council Member Vogt moved, supported by Council Member Robb to extend the meeting by half an hour.

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

- Stated the Quatro property grass has grown even higher in the past 60 days and there is more construction debris. He said a semi-truck is parked there every night.

- He asked that the City Manager and City Clerk evaluations be turned in by Friday, August 21st so that he has time to meet with committee and sit down with the two employees.

  Council Member Murdock stated he was under the impression that Council members wanted to make amendments to the form. Mayor Edmonds asked that the committee meet to finalize the form. Mr. Robb stated Council has had ample time to submit amendments to the form. Mayor Edmonds asked to be provided with written bullet-points of the process of employee evaluations. Mr. Robb stated the process is he distributes the evaluation forms, and then he waits until Council returns the evaluations after several reminders. He said once the evaluations are returned he tabulates the scores and meets with the committee. He said meetings are then scheduled with the employees and committee, and are eventually discussed during full closed session. Mayor Edmonds stated she would like the committee to meet and see if that is the process they wish to continue. Mr. Robb stated he has waited for over a month for the evaluations to complete. Council Member Anne Brown stated she takes issue with that statement, and said she was never instructed to complete the evaluation. Mr. Robb stated on July 15th he emailed Council and instructed them to complete the evaluations. Mayor Edmonds stated the emailed asked Council to review the form.

XVI. COMMUNICATIONS FROM THE MAYOR –

— Mayor Edmonds stated she received a letter from a resident that spoke about the phenomenal condition of Prospect Rd.

— Stated there was an issue with a resident having a tree removed and was not provided any notification.

— Stated the groundbreaking for the Border to Border Trail will be held Thursday, August 20th at 4:00 p.m.

— Stated there was a meeting held with community leaders regarding the potential Amtrak stop in Depot Town. She said at that meeting clear directions for next steps were given as well as a timeline.

— Stated she had a meeting with the new CEO of AAATA Matt Carpenter.

— She stated she has met with the new superintendent for the first day of school.

Nomination:

Council Member Murdock moved, supported by Council Member Anne Brown to suspend the rules and vote to approve the nominations.

On a roll call, the vote to suspend the rules was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

Sidewalk Review Board:

Lena Reeves
717 N. Congress St.
Ypsilanti, MI 48197
Term: 8/2015–8/2018

Kelly Kowatch
1207 Roosevelt
Ypsilanti, MI 48197

Term: 8/2015-8/2018

Robert Vogt IV
520 Fairview Ct.
Ypsilanti, MI 48197
Term: 8/2015-8/2018

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

NAME	**BOARD**	**TERM EXPIRATION**
Lena Reeves **717 N. Congress St.** **Ypsilanti, MI 48197**	**Sidewalk Review Board**	**8/2015**
Kelly Kowatch **1207 Roosevelt** **Ypsilanti, MI 48197**	**Sidewalk Review Board**	**8/2015**
Robert Vogt IV **520 Fairview Ct.** **Ypsilanti, MI 48197**	**Sidewalk Review Board**	**8/2015**

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

On a roll call, the vote to approve Resolution No. 2015-196 was as follows:

Council Member N. Brown	Yes	Council Member Robb	Yes
Council Member Murdock	Yes	Mayor Edmonds	Yes
Mayor Pro-Tem Richardson	Yes	Council Member Vogt	Yes
Council Member A. Brown	Yes		

VOTE:

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

Mayor Edmonds asked who the staff contact will be. City Attorney John Barr stated it might be the Building Manager Frank Daniels, but he will discuss that with him.

— Mayor Edmonds stated the Parks and Recreation Commission is the one commission that is in need of members, and she was hoping to appoint a younger member. She stated the commission will also need other members.

XVII. COMMUNICATIONS FROM THE CITY MANAGER –

— Asked when Council would like to hold the work session to discuss roads.

Mayor Pro-Tem Richardson stated she would like to schedule meetings for 6:00 p.m. before a regular meeting as much as possible. Council Member Robb stated when the work session was held for the fee schedule the meeting did not begin until 6:15 p.m. because of lateness. Council Member Murdock stated he feels this topic will require more time. Mayor Pro-Tem Richardson stated there was a time that Council did not require work session, and suggested the items be handled during the regular meeting. Mayor Edmonds asked how Council will decide if a work session should be held, should a vote be cast to decide. She suggested that during one of the regular meetings a month a work session could be scheduled from 6:00 p.m. to 7:00 or 7:30 p.m. if needed. Mayor Pro-Tem Richardson stated she supports that suggestion. Council Member Vogt supported that suggestion. Council Member Robb stated Council sets goals and in order to accomplish those goals it needs to provide staff direction, but Council does not want to meet in order to provide that direction. Council Member Anne Brown stated Council is willing to meet the only issues are the day and time. Council Member Nicole Brown stated she would not be able to be able to be at meetings that begin at 6:00 p.m. and prefers the off Tuesdays. Mayor Edmonds asked what the time limit on a work session dedicated to roads. Mr. Early responded no later than six weeks and added accept for September 8th OHM can make themselves available. Mayor Edmonds suggested Tuesday, September 29th at 7:00 p.m. to 8:30 p.m.

City Manager Lange asked to schedule a meeting for capital improvements Project and asked if that could be held on September 1st and held the work session to discuss healthcare on September 15th.

— Stated the issue with Bay Logistics is past its statute of limitations and the City will be unable to collect any extra personal property taxes.

— There has been progress the Smith's Furniture building.

— There has been a quasi-contract with DTE and have been working for the underground grid.

— Apologized for the sidewalk program, but it was a result of a single individual. He said city owned trees are also damaging sidewalks which if that is the case the City will pay 50% of the bill. He said the first notice that was sent was poor.

— Stated the City was asked if it would level a house by the Parkridge Center if it were purchased by a private party. He said if that is something Council is interested it would have to let the individual know.

Council Member Murdock asked if there was any Community Development Block Grant funding available for demolishing.

— Assistant to the City Manager Ericka Savage stated she has received a couple of comments regarding the Simple Recycling information sheet, and if Council has any others to let her know and the program will begin in October.

— Stated all departments are going through a checklist for website improvements and she will provide one to Council.

— Thanked everyone for their attendance at the Spirit of 45.

XVIII. COMMUNICATIONS –

Depot Town Amended and Restated Development and Tax Increment Financing Plan

Council Member Vogt moved, Supported by Council Member Anne Brown to extend the meeting ten minutes.

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

XIX. AUDIENCE PARTICIPATION –

1. Nathan Phillips, 509 N. Washington St. apt #2, stated last month he discussed being falsely arrested by Officer Smith for stealing a lawn mower. He said Officer Smith informed him that if he gave the accusers his lawn mower he would not go to jail and he responded the lawn mower he had does not belong to him and he would be unable to give it to him. He listed his military service and said freedoms that Americans enjoy are because of men like him. He said when he was released at 3:00 a.m. he was accused of being drunk even though he had been in custody for nine hours. He asked that Council stand up for the people against the Police Department and stand up for good police officers.

2. Kevin Hill, 108 Washtenaw #4 DDA Chairperson, stated it was decided as a result of the DDA Council meeting to supply Council with a list of alternatives. However, these have not been approved by the DDA Board but he wanted to indicate that there has been movement regarding the approval of the Depot Town TIF Plan. He asked if the ordinance is changed to pass that information to the DDA Board in order for that information to be digested by the Board. He asked that when "do not park signs" for events that were placed to inform the public before they are installed.

XX. REMARKS FROM THE MAYOR –

— Thanked those that spoke and stated she and Mr. Phillips have spoken on numerous occasions and encouraged him to use the police complaint form which is available at the police department and at City Hall. She informed him that the Human Relations Commission meets on Monday, August 24th and asked that he attend.

XXI. ADJOURNMENT –

Resolution No. 2015-195, adjourning the 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 Robb
SUPPORTED BY: Council Member Vogt

On a voice vote, the motion carried and the meeting adjourned at 10:43 p.m.

Barr, Anhut & Associates, P.C.
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John M. Barr
Karl A. Barr
Daniel J. DuChene

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

REQUEST FOR LEGISLATION

DATE: August 27, 2015

FROM: Jesse O'Jack, Assistant Ypsilanti City Attorney

SUBJECT: Adoption of amendments to the City Code to create a Parking Violations Bureau and rules and procedures for the bureau, and to have fees/fines set by resolution of City Council

SUMMARY/BACKGROUND

City of Ypsilanti staff has recommended to City Council that parking enforcement be switched to an in-house model. To implement this switch the City Code needs to be amended to create a Parking Violations Bureau as authorized by Michigan statutes. This amendment creates that bureau and sets forth the rules and procedures mandated by statute, but at the same time builds in flexibility for its implementation. Additionally, the current provisions have preset time periods regarding the payment of fines/fees; i.e., payment of the fine/fee is required to be made within 5 days, and if not, an additional amount is added on. These amendments now simply state that they will be set by City Council resolution. Therefore, as it does with Administrative Hearings Bureau fines, the City Council would now have the flexibility to set both dollar amounts and time periods by resolution.

ATTACHMENTS: Proposed Ordinance Amendment

RECOMMENDED ACTION: Adoption of the ordinance amendment

DATE RECEIVED:_____________ AGENDA ITEM NO.

CITY MANAGER COMMENTS:

FOR AGENDA OF:__________ FINANCE DIR. APPROVAL

COUNCIL ACTION TAKEN:

Resolution No. 2015-198
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 102 "TRAFFIC AND VEHICLES," ARTICLE III "STOPPING, STANDING AND PARKING, "DIVISION 2, BY AMENDING DIVISION 2 TO BE TITLED "PARKING VIOLATIONS BUREAU AND ENFORCEMENT," AND TO AMEND DIVISION 2 TO CREATE A PARKING VIOLATIONS BUREAU, TO SET FORTH RULES AND PROCEDURES FOR THE PARKING VIOLATIONS BUREAU, AND TO HAVE FEES SET BY RESOLUTION OF CITY COUNCIL" be approved on first reading.

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

The City of Ypsilanti

Ordinance No. 1256

AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 102 "TRAFFIC AND VEHICLES," ARTICLE III "STOPPING, STANDING AND PARKING, "DIVISION 2, BY AMENDING DIVISION 2 TO BE TITLED "PARKING VIOLATIONS BUREAU AND ENFORCEMENT," AND TO AMEND DIVISION 2 TO CREATE A PARKING VIOLATIONS BUREAU, TO SET FORTH RULES AND PROCEDURES FOR THE PARKING VIOLATIONS BUREAU, AND TO HAVE FINES AND FEES SET BY RESOLUTION OF CITY COUNCIL.

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

That Chapter 102 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Traffic and Vehicles," Article III "Stopping, Standing and Parking," Division 2 is hereby amended to be titled as follows:

DIVISION 2. - PARKING VIOLATIONS BUREAU AND ENFORCEMENT

That Chapter 102 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Traffic and Vehicles," Article III "Stopping, Standing and Parking," Division 2, Section 102-81 is hereby amended as follows:

Sec. 102-81.-Parking Violations Bureau..

(a) Pursuant to the Revised Judicature Act, Public Act 154 of 1968, as amended (MCL 600.8395), a Parking Violations Bureau, for the purpose of handling alleged parking violations within the City of Ypsilanti, is hereby established. The Parking Violations Bureau will be under the supervision and control of the City Manager or the City Manager's designee.

(b) The City Manager or the City Manager's designee will, subject to the approval of the City Council, establish a convenient location for the Parking Violations Bureau, appoint qualified City employees to administer the Bureau and adopt rules and regulations for the operation thereof.

(c) Violations of parking restrictions constitute civil infractions which will be governed in accordance with the Motor Vehicle Code, Act No. 300 of the Public Acts of Michigan of 1949 (MCL 257.1 et seq.), as amended. A police officer or any other authorized person may issue "citations" or "parking violation notices" for violations of the City's ordinances involving the parking or standing of a motor vehicle, including those provisions set forth in the City Code and those adopted by reference in the Michigan Vehicle Code, 1949 PA 300, MCL 257.1 to 257.923, as amended, and the Uniform Traffic Code, as amended. A copy of the citation or parking violation notice is not required to be served personally upon the respondent but may be served upon the registered owner by attaching the copy to the vehicle.

(d) If a parking violation notice is served on the respondent or attached to the vehicle, payment of the civil fine and costs may be to the Parking Violations Bureau. If an admission of responsibility is not made and the civil fine and costs, if any, prescribed by the for the violation are not paid at the Parking Violations Bureau, a citation may be filed with the District Court and a copy of the citation may be served by first-class mail upon the registered owner of the vehicle at the owner's last known address. The citation filed with the Court need not comply in all particulars with MCL 257.727c and MCL 257.743, but must consist of a sworn complaint containing the allegations stated in the parking violation notice and must fairly inform the respondent how to respond to the citation including the length of time in which the person to whom the same was issued must respond before the Court. Parking violation notices must indicate the address of the Bureau, the hours during which the Bureau is open, the amount of the penalty scheduled for the offense for which the ticket was issued and advise that a citation may be filed with the District Court if the person issued the parking violation notice fails to respond within the time limit.

(e) No violation may be settled at the Parking Violations Bureau except at the specific request of the alleged violator. No penalty for any violation will be accepted from any person who denies having committed the offense and in no case will the person who is in charge of the Bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to the alleged violation. However, the payment of the prescribed fines and costs without any denial or explanation will be deemed to be an admission of responsibility. No person is required to dispose of a parking violation at the Parking Violations Bureau, and all persons are entitled to have any violation processed before a court having jurisdiction thereof if they so desire. The unwillingness of any person to dispose of any violation at the Parking Violations Bureau will not prejudice him or her nor in any way diminish the rights, privileges and protection accorded to him or her by law.

(f) Contesting a parking violation notice. A person who receives a parking violation notice and denies responsibility or desires to plea responsible with an explanation must sign a statement that he or she wishes to contest the ticket, and include in the statement a copy of the parking violation notice, vehicle information including plate number, and owner information including current address to the Parking Violations Bureau. The Parking Violation Bureau will forward that request along with all other necessary paperwork to the District Court . The District Court will handle all contested cases.

(g) Request for relief from a parking violation notice. The City Manager or his or her designee is authorized to set up rules and procedures to grant relief from a parking violation notice where relief appears appropriate where the decision to grant relief does not include a determination of liability and the truth or falsity of any fact or matter relating to the alleged violation.

~~**Sec. 102-81. - Parking violations.**~~

~~(a) Violations of parking restrictions constitute civil infractions which shall be governed in accordance with the Motor Vehicle Code, Act No. 300 of the Public Acts of Michigan of 1949 (MCL 257.1 et seq.), as amended. Any person who receives a parking violation notice may accept responsibility by paying the specified fine at the traffic violations bureau, either in person, by mail or by depositing the fine in fine collection boxes. Acceptance of the fine so paid shall be deemed complete satisfaction of the violation. If the defendant fails to admit responsibility within five days of the parking violations notice, a fee as set by resolution of the city council shall be assessed, in addition to the fee specified in the schedule. If it is necessary to issue a citation to the defendant, an additional violation notice fee as set by resolution of the city council shall be assessed.~~

~~(b) A person receiving a parking violation notice may deny responsibility or admit responsibility with explanation by appearing at the district court.~~

That Chapter 102 of the Code of Ordinances, City of Ypsilanti, Michigan, entitled "Traffic and Vehicles," Article III "Stopping, Standing and Parking," Division 2, Section 102-82 "Schedule of violation fees" is hereby amended as follows:

Sec. 102-82. - Schedule of violation <u>fines and</u> fees.

The schedule of violation <u>fines and</u> fees ~~if responsibility is admitted and the fee is paid within five days of the issuance of the~~ <u>for</u> parking violation notice<u>s and citations</u> is as set by resolution of the city council.

<u>Section 2. Severability.</u>

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.

<u>Section 3. Repeal.</u>

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 according to Section 11.13 of the City Charter. This Ordinance shall become effective after publication at the expiration of 30 days after adoption.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS ________ DAY OF _____________, 2015.

____
Frances McMullan, City Clerk

Attest

I do hereby confirm that the above Ordinance No. _________ was published according to Section 11.13 of the City Charter on the _________ day of _______________, 2015.

____
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 __________________, 2015.

____
Frances McMullan, City Clerk

Notice Published: ____________________________

First Reading: _______________________________

Second Reading: _____________________________

Published: __________________________________

Effective Date: _______________________________

Resolution No. 2015-199
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing on AN ORDINANCE TO AMEND YPSILANTI CITY CODE CHAPTER 102 "TRAFFIC AND VEHICLES," ARTICLE III "STOPPING, STANDING AND PARKING, "DIVISION 2, BY AMENDING DIVISION 2 TO BE TITLED "PARKING VIOLATIONS BUREAU AND ENFORCEMENT," AND TO AMEND DIVISION 2 TO CREATE A PARKING VIOLATIONS BUREAU, TO SET FORTH RULES AND PROCEDURES FOR THE PARKING VIOLATIONS BUREAU, AND TO HAVE FEES SET BY RESOLUTION OF CITY COUNCIL be officially closed.

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

Resolution No. 2015 – 200
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the following items be approved:

1. Resolution No. 2015-203, approving Ordinance No. 1253, an ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund. ***(Second Reading)***

2. Resolution No. 2015-204, approving Ordinance No. 1254, an ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development. *(Little Bird Café)* ***(Second Reading)***

3. Resolution No. 2015-205, approving Ordinance No. 1255, an ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS). ***(Second Reading)***

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

Resolution No. 2015-203
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT Ordinance No. 1253, to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund, be approved on Second and Final Reading.

OFFERED BY: ______________________________

SUPPORTED BY: ______________________________

YES: NO: ABSENT: VOTE:

ORDINANCE NO. 1253

An Ordinance to amend Chapter 106, Article V, Section 106-499 of the Code of Ordinances to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills.

BE IT ORDAINED BY THE CITY OF YPSILANTI:

That, effective October 1, 2015, and not before, Chapter 106, Article V, Section 106-499 of the Code of Ordinances be amended to read as follows:

A surcharge of sixty-three percent (63%) is hereby added to each water and sewage bill for billings rendered on or after October 1, 2015. The proceeds of sixty-three percent (63%) of gross billings shall be deposited in a restricted debt retirement and capital improvements fund. The funds in this account shall be used for debt retirement on authority of the YCUA Board and for capital improvements on approval of City Council.

* * * * * * * *

This Ordinance shall take effect and be in full force upon publication in the _Washtenaw Legal News.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS __1st_________ DAY OF __September_________, 2015.

____
Amanda Edmonds, Mayor

____
Frances McMullan, City Clerk

ATTEST

I do hereby confirm that the above Ordinance No. 1253 was published in the __Washtenaw Legal News__ on the _____ day of _____________________, 2015.

Resolution No. 2015-204
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an Ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development be approved on Second and Final Reading.

OFFERED BY: ____

SUPPORTED BY: ______________________________________

YES: NO: ABSENT: VOTE:

Ordinance No. 1254

An Ordinance Entitled "LITTLE BIRD CAFE PLANNED UNIT DEVELOPMENT"

THE CITY OF YPSILANTI ORDAINS:

That the property with the address 908 N Congress, tax identification code 11-11-40-432-022;

BE REZONED FROM CN-MID "CORE NEIGHBORHOOD MID, TO ADAPTIVE REUSE PLANNED UNIT DEVELOPMENT

MADE, PASSED, AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS___________ DAY OF _______________, 2015

____
FRANCES MCMULLAN, City Clerk

Attest

I do hereby confirm that the above Ordinance No. __________was published on the _____ day __________, 2015.

____
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 __________, 2015.

____
FRANCES MCMULLAN, City Clerk

Notice Published: ________________________________
First Reading: __________________________________
Second Reading: _________________________________
Published: _____________________________________
Effective Date: __________________________________

Resolution No. 2015-205
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT an Ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS) be approved on Second and Final Reading.

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

Ordinance No. 1255

An Ordinance Entitled "TOWNER AREA STREET REZONING"

THE CITY OF YPSILANTI ORDAINS:

That the following properties with the following addresses and tax code ID#:

- **711 Towner**: tax identification code: 11-11-10-267-003
- **103 Arnet,** tax identification code: 11-11-10-330-018,
- **700 Towner,** tax identification code: 11-11-10-330-005,
- **720 Towner**, tax identification code: 11-11-10-330-004,
- **730 Towner**, tax identification code: 11-11-10-330-003
- **750 Towner,** tax identification code: 11-11-10-330-002,

BE REZONED FROM NC, NEIGHBORHOOD CORRIDOR, TO HHS, SHEALTH AND HUMAN SERVICES;

MADE, PASSED, AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS___________ DAY OF _______________, 2015

____
____
FRANCES MCMULLAN, City Clerk

Attest

I do hereby confirm that the above Ordinance No. __________was published on the _____ day of __________, 2015.

____
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 __________, 2015.

____
FRANCES MCMULLAN, City Clerk

Notice Published: _______________________________
First Reading: __________________________________
Second Reading: _______________________________
Published: _____________________________________
Effective Date: _________________________________

Resolution No. 2015-201
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That Ordinance 1251, to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates within the City of Ypsilanti, be approved on Second and Final Reading.

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

ORDINANCE NO. _1251_

An Ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates within the City of Ypsilanti.

BE IT ORDAINED BY THE CITY OF YPSILANTI:

That Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances shall be amended as follows:

(b) For all billings rendered prior to October 1, 2015, existing rates shall prevail. For all billings rendered on or after October 1, 2015, water charges shall be as follows for each bi-monthly (two month) period:

(1) Minimum bi-monthly readiness-to-serve rates based upon size of meter and use of up to the allowed usage of water:

Meter Size/Inch	Allowed Usage Cubic Feet	Water Rate
5/8 - 3/4	600	$26.45
1	1,000	$48.04
1-1/2	2,100	$124.53
2	4,000	$273.46
3	9,000	$561.67
4	16,200	$1,063.83
6	36,000	$2,208.59
8	66,000	$4,028.18
10	102,000	$6,125.15
12	150,000	$10,137.57

(2) Bimonthly consumption rates in excess of allowed usage:

Rate per 100 C.F. Bi-monthly Water	After 10/1/15
All consumption in excess of allowed usage per 100 cf	$2.49

*   *   *   *   *   *   *   *

This Ordinance shall take effect and be in full force upon publication in the _Washtenaw Legal News.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS __1st_________ DAY OF __September_________, 2015.

____
Amanda Edmonds, Mayor

____
Frances McMullan, City Clerk

ATTEST

I do hereby confirm that the above Ordinance No. 1251 was published in the __Washtenaw Legal News__ on the _____ day of _____________________, 2015.

Resolution No. 2015-202
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT Ordinance No. 1252, to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti, be approved on Second and Final Reading.

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

ORDINANCE NO. 1252

An ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances, City of Ypsilanti, to increase sewage disposal service rates.

BE IT ORDERED BY THE CITY OF YPSILANTI, that:

That Section 106-455(a) of Chapter 106, Article V of the Code of Ordinances shall be revised as follows:

(a) For all billings rendered prior to October 1, 2015, existing rates for sewage disposal services shall prevail. For all billings rendered on or after October 1, 2015, rates for sewage disposal services shall be as shown in Schedule A:

Schedule A:

		CAPITAL CHARGE		**OM&R**		**TOTAL**	
Meter Size (inch)	Allowed Usage Cubic Feet	Contract Community	All Others	Contract Communities	All Others	Contract Community	All Others
5/8-3/4	600	$1.33	$1.33	$17.75	$21.97	$19.08	$23.30
1	1000	$2.24	$2.24	$29.67	$37.40	$31.91	$39.64
1-1/2	2100	$4.89	$4.89	$60.88	$76.89	$65.77	$81.79
2	4000	$8.89	$8.89	$117.43	$147.80	$126.32	$156.69
3	9000	$20.01	$20.01	$256.28	$330.71	$276.29	$350.72
4	16200	$36.02	$36.02	$488.88	$596.04	$524.89	$632.06
6	36000	$80.04	$80.04	$1,054.06	$1,326.49	$1,134.11	$1,406.53
8	66000	$146.70	$146.70	$1,923.79	$2,423.04	$2,070.49	$2,569.74
10	102000	$223.38	$223.38	$2,977.87	$3,749.52	$3,201.26	$3,972.91
12	150000	$333.44	$333.44	$4,383.30	$5,518.11	$4,716.74	$5,851.54

For all usage in excess of allowed usage the rate per 100 cubic feet shall be as follows:

	CAPITAL CHARGE	**OM&R**	**TOTAL**
Contract Communities	$0.224	$1.921	$2.145
All Others	$0.224	$2.025	$2.249

* * * * * * * * * *

This Ordinance shall take effect and be in full force upon publication in the _Washtenaw Legal News.

MADE, PASSED AND ADOPTED BY THE YPSILANTI CITY COUNCIL THIS __1st_________ DAY OF __September_________, 2015.

____

Amanda Edmonds, Mayor

____

Frances McMullan, City Clerk

ATTEST

I do hereby confirm that the above Ordinance No. 1252 was published in the __Washtenaw Legal News__ on the _____ day of _____________________, 2015.

REQUEST FOR LEGISLATION
August 26, 2015

To: Mayor and Council

From: Beth Ernat, Director of Community and Economic Development

Subject: OHM Engineering Services

SUMMARY & BACKGROUND: The City of Ypsilanti has maintained a long term contractual relationship with OHM Engineering as engineer review and consulting service for over 25 years. OHM currently reviews all site plans and developments as the City Engineer. OHM is a full service engineering firm.

There are several projects current and planned through this budget year that will require the services of an engineer for both design and construction management. The City does not have a staff engineer. Over the past several weeks OHM has been asked by City staff to provide cost proposals for projects.

At this point it appears that the City would better benefit from broader contract with OHM engineering. Current engineering projects include, Freighthouse bid review and construction management, Water Street final engineering, and future rail designs. Other projects within the budget year include road and street review and capital planning, Blight Elimination Grant soil erosion and control permit applications and City facilities.

A not-to-exceed contract would allow staff to expediently move forward these projects while maintaining control of expenses. OHM currently submits detailed bills for project costs and is accustomed to this system as part of the site plan reviews that are conducted.

The process for site plan reviews is for applicants to submit a deposit to escrow and OHM completes reviews and bills the escrow account. If projects exceed the escrow the applicants are notified of the approaching depletion of funds.

The estimated costs for the Water Street final engineering are anticipated to not exceed $50,000. The bid review and construction management for the Freighthouse is anticipated to not exceed $19,300. Based on anticipated costs for additional work mentioned staff would recommend creating a not to exceed contract for $150,000 to include but not be limited to Water Street final engineering, Freighthouse bid review and construction management, future rail design and review, Blight Elimination Grant engineering support, road and street review and planning, City Hall facilities, and other engineering support in excess of site plan review. In order to track and understand expenditures, OHM would submit a monthly detailed invoice which could be provided to council for review.

The pros to this proposal include reducing engineering time spent creating proposal reviews, reducing staff time in negotiating and soliciting proposals, allowing staff flexibility to alter needed tasks without requiring change orders. This would expedite the current projects and the above listed projects. The cons to this proposal include reviewing invoices to ensure the proper accounts are billed for work complete.

Similar contracting agreements are used for legal services and planning services in the past.

The funding for this contract would come from multiple funds, EDC Water Street account, general fund allocation for Freighthouse updates, DDA for future rail design and general fund for City facilities.

RECOMMENDED ACTION: Staff recommends Council approve the Mayor and City Clerk to enter into a professional services contracting agreement with OHM Engineering in an amount not to exceed $150,000.

ATTACHMENTS: none.

CITY MANAGER APPROVAL: ________________________ COUNCIL AGENDA DATE: _________

CITY MANAGER COMMENTS: __________________________

FISCAL SERVICES DIRECTOR APPROVAL: _____________________________________

Resolution No. 2015 - 206
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

WHEREAS, The City of Ypsilanti desires OHM Engineering to provide multiple engineering design and review services over and beyond the current site plan review services provided; and

WHEREAS, The City of Ypsilanti desires to enter into a contract for engineering services for multiple projects within the current budget year; and

WHEREAS, the City of Ypsilanti desires to have Its Mayor and City Clerk enter in to a contract with OHM Engineering in an amount not to exceed $150,000.

NOW THEREFORE BE IT RESOLVED THAT the Ypsilanti City Council directs the Mayor and City Clerk to enter into an engineering services contract with OHM Engineering for design and review services for fiscal year 2015/2016.

OFFERED BY: ______________________________

SUPPORTED BY: ______________________________

YES: NO: ABSENT: VOTE:

Resolution No. 2015-207
September 1, 2015

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

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

OFFERED BY: ____

SUPPORTED BY: ____

YES: NO: ABSENT: VOTE:

ACTION MINUTES

CITY OF YPSILANTI
COUNCIL MEETING ACTION MINUTES
CITY COUNCIL CHAMBERS – ONE SOUTH HURON ST.
YPSILANTI, MI 48197
TUESDAY, SEPTEMBER 1, 2015
6:00 P.M. – WORK SESSION
7:00 P.M. – REGULAR SESSION

I. CALL TO ORDER –
The meeting was called to order at 6:08 p.m.

II. ROLL CALL –

Council Member Anne Brown	(6:13)	Present	Council Member Robb	Present
Council Member Nicole Brown		Present	Council Member Vogt	Present
Council Member Murdock		Present	Mayor Edmonds	Present
Mayor Pro-Tem Richardson		Present		

III. INVOCATION –

IV. PLEDGE OF ALLEGIANCE –

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

V. AGENDA APPROVAL –
The agenda was approved as amended

Changes:

- **Property Disposition Policy – moved from Section VIII., Presentations, to Section VI, Work Session.**
- **Resolution No. 2015-206, approving engineering services contract with OHM for design and review services for fiscal year 2015-2016, moved from Section XIV., Resolution/Motions/Discussions, to before Section XI., Minutes.**

VI. WORK SESSION: 6:00 – 7:00 p.m. – Capital Improvement Plan

VII. INTRODUCTIONS –

VIII. PRESENTATIONS –

1. Recognition of City of Ypsilanti Park Friends Groups
2. Property Disposition Policy – Economic Development Director Beth Ernat

IX. AUDIENCE PARTICIPATION –

X. REMARKS BY THE MAYOR –

XI. MINUTES –

1. Resolution No. 2015-206, approving engineering services contract with OHM for design and review services for fiscal year 2015-2016.
   Approved: Yes – 5; No – 2 (Murdock, Robb); Absent – 0

Resolution No. 2015-197, approving minutes of August 18, 2015.
The minutes were approved as submitted

XII. ORDINANCES – FIRST READING:

Ordinance No. 1256

1. An ordinance to amend Ypsilanti City Code Chapter 102 "Traffic and Vehicles," Article III "Stopping, Standing and Parking, "Division 2, By Amending Division 2 To Be Titled "Parking Violations Bureau and Enforcement," and to Amend Division 2 To Create A Parking Violations Bureau, to set forth Rules and Procedures for the Parking Violations Bureau, and to have Fees set by Resolution of City Council.

   A. Resolution No. 2015-198, determination
   Approved: Yes – 7; No – 0; Absent – 0

   B. Open Public Hearing
   C. Resolution No. 2015-199, close public hearing.
   Approved: Yes – 7; No – 0; Absent – 0

XIII. CONSENT AGENDA – Resolution No. 2015-200

1. Resolution No. 2015-203, approving Ordinance No. 1253, an ordinance to amend Chapter 106, Article V, Section 106-499 to decrease the restricted debt retirement and capital improvement fund surcharge on water and sewer service bills within the City of Ypsilanti by adding a surcharge of 63% (a 2% decrease) to each water and sewage bill for billings to be deposited in a restricted debt retirement and capital improvements fund. ***(Second Reading)***
   Approved: Yes – 7; No – 0; Absent – 0

2. Resolution No. 2015-204, approving Ordinance No. 1254, an ordinance to rezone 908 N. Congress from Core Neighborhood Mid to Adaptive Reuse Planned Unit Development*. (Little Bird Café)* ***(Second Reading)***
   Approved: Yes – 7; No – 0; Absent – 0

3. Resolution No. 2015-205, approving Ordinance No. 1255, an ordinance to rezone several properties along Towner Road from Neighborhood Corridor (NC) to Health and Human Services (HHS). ***(Second Reading)***
   Approved: Yes – 7; No – 0; Absent – 0

XIV. RESOLUTIONS/MOTIONS/DISCUSSIONS -

1. Resolution No. 2015-201, approving Ordinance No. 1251, an ordinance to amend Chapter 106, Article V, Section 106-454(b) of the Code of Ordinances to increase water rates by 8% within the City of Ypsilanti. ***(Second Reading)***
   Approved: Yes – 6; No – 1 (Richardson); Absent – 0

2. Resolution No. 2015-202, approving Ordinance No. 1252, an ordinance to amend Chapter 106, Article V, Section 106-455(a) of the Code of Ordinances to increase sewage disposal service rates by 4% within the City of Ypsilanti. ***(Second Reading)***
   Approved: Yes – 6; No – 1 (Richardson); Absent – 0

3. ~~Resolution No. 2015-206, approving engineering services contract with OHM for design and review services for fiscal year 2015-2016.~~ **(Moved and heard before Section XI., Minutes)**

XV. LIASON REPORTS –

A. SEMCOG Update
B. Washtenaw Area Transportation Study
C. Washtenaw Metro Alliance
D. Urban County
E. Freight House
F. Parks and Recreation
G. Millennial Mayors Conference
H. Ypsilanti Downtown Development Authority
I. Eastern Washtenaw Safety Alliance

XVI. COUNCIL PROPOSED BUSINESS –

XVII. COMMUNICATIONS FROM THE MAYOR –

XVIII. COMMUNICATIONS FROM THE CITY MANAGER –

XIX. COMMUNICATIONS –

- Monday, September 14th Work Session (7:00 p.m.) - YPD policies and related items
- September 15th Work Session (6:00-7:00 p.m.) - Health Care
- September 29th Work Session (7:00 -8:30 p.m.) – Roads
- October 27th Council Intragroup Relations Dialogue/Training (6:00-10:00 p.m.) at Marriott Eagle Crest Golf Conference Center and Dining Room

XX. AUDIENCE PARTICIPATION -

XXI. REMARKS FROM THE MAYOR -

XXII. ADJOURNMENT –

Resolution No. 2015-207, adjourning the Council meeting.
The meeting adjourned at 9:48 p.m.