

City of Ann Arbor

301 E. Huron Street
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>



Action Minutes

Monday, January 7, 2013

7:00 PM

City Hall, 301 E. Huron Street, Council Chamber, 2nd Floor
City Council meets in caucus the Sunday prior to each regular session at 7 p.m. in the Council Chamber.

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:02 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Hieftje led Council in the recitation of the Pledge of Allegiance.

ROLL CALL OF COUNCIL

- Present:** 9 - Mayor John Hieftje, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen and Councilmember Chuck Warpehoski
- Absent:** 2 - Councilmember Stephen Kunselman and Councilmember Mike Anglin

APPROVAL OF AGENDA

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Briere, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS

Councilmember Kunselman arrived at 7:06 p.m.

- Present:** 10 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen and Councilmember Chuck Warpehoski
- Absent:** 1 - Councilmember Mike Anglin

INT-1 12-1657 Presentation of the North Main/Huron River Corridor Task Force Regarding Recommendations for the 721 N. Main Site

Sponsors: Briere

Attachments: 721 N Main City Council Presentation Final 12 12

David Santacroce and Darren McKinnon of the North Main/Huron River Corridor Task Force gave a slide presentation highlighting the Task Force's final recommendations for the 721 N. Main site. Mr. Santacroce thanked Council for allowing for allowing the community to provide their input regarding the site. A copy of the presentation is on file in the City Clerk's Office.

Received and Filed

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

*** (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)**

*** ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

- 1. Thomas Partridge - Protect civil rights for our most vulnerable. Give priority to affordable housing and county wide transportation. Recall Governor Snyder and Mayor Hieftje (DC-3, H-1, H-2)**

Thomas Partridge, Ann Arbor resident, addressed Council regarding the most vulnerable residents and the protection of their rights. He urged Council to promote affordable housing and public transportation for these residents.

- 2. Blaine Coleman - Boycott Israel**

Blaine Coleman, Ann Arbor resident, addressed Council regarding boycotting Israel.

- 3. Mozhgan Savabieasfahani - Boycott Israel**

Mozhgan Savabieasfahani, Ann Arbor resident, said that she was hopeful that this year more could be done by the City to stop the funding of Israel. She expressed concerns with the homeless problem in Ann Arbor.

- 4. Kermit Schlansker - Government Enterprise**

Kermit Schlansker, 2960 Marshall St., addressed Council regarding windmills. He said that windmills are not new and that there is nothing spectacular about them and there is not much wind in this area. A better way to spend the money that the City would receive for the construction of windmills would be to buy an energy farm.

- 5. Thomas Miree - West Park Dog Park**

Thomas Miree, 2710 Tuebingen Parkway, spoke in opposition to the proposed resolution to create an off-leash dog park in West Park. He urged City Council to consider the concerns of the neighbors, including New Hope Baptist Church, and reconsider this location.

- 6. James Pitts - Green Space**

James Pitts, 1210 Newport Rd., addressed Council regarding the DDA Connecting Williams Street project as it relates to open space. He urged Council to consider the community's request for green space in this area, stating that once a building is built it will be too late.

7. Alan Haber - Community Development Library Lot

Alan Haber, 531 Third St., addressed Council regarding the DDA's Connecting William Street process. He stated he believes that the DDA is only focusing on economic development. He urged Council to consider the value of parkland to the community.

COMMUNICATIONS FROM COUNCIL**12-1680 Resolution to Re-Appoint Christopher Graham as a Member of the City of Ann Arbor Environmental Commission**

Sponsors: Briere and Warpehoski

Councilmember Briere presented a resolution to re-appoint Christopher Graham as a member of the City of Ann Arbor Environmental Commission to Council for consideration at their next regular session.

Referred to the City Council due back on 1/22/2013

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1 12-1419 An Ordinance to Amend Section 5:166 of Chapter 59, Off-Street Parking, Title V, of the Code of the City of Ann Arbor to Allow Temporary Parking of Motor Vehicles in the Front Open Space as Part of a Special Event (Ordinance No. ORD-12-37)**

Attachments: Chapt 55 Amendment - 12-37 Briefed and Approved, Chap55Amendment Briefed, Chap55Amendment_ 11-02-12Rev, 11/7/12 Planning Staff Report

A public hearing was conducted on the proposed amendment to Chapter 59, Off-Street Parking, Title V, of the Code of the City of Ann Arbor to allow Temporary Parking of Motor Vehicles in the Front Open Space as Part of a Special Event. Notice of public hearing was published December 31, 2012.

Thomas Partridge spoke in opposition to the proposed Off-Street Parking Ordinance.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

Enactment No: ORD-12-37

- PH-2 12-1545** Resolution to Approve the Max Annexation, 0.15 Acres, 2503 Victoria Avenue (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
- Attachments:** 11/7/12 Planning Staff Report, 11/7/12 Planning Commission Minutes
- A public hearing was conducted on the proposed Resolution to Approve the Max Annexation, 0.15 acres, 2503 Victoria Avenue. Notice of public hearing was published December 31, 2012.*
- Thomas Partridge, City resident, asked that the proposed resolution be withdrawn and a substitute resolution be considered that takes into consideration the need for more affordable housing.*
- There being no further comment, the Mayor declared the hearing closed.*
- Held and Closed**
- Enactment No: R-13-018

COMMUNICATIONS FROM COUNCIL

None.

A APPROVAL OF COUNCIL MINUTES

- A-1 12-1678** City Council Planning Session of December 10, 2012 and Regular Session Meeting Minutes of December 17, 2012
- Attachments:** 12-10-12 Planning Session minutes, 12-17-12 Draft Minutes, Council Emails and Redactions 121712
- A motion was made by Councilmember Petersen, seconded by Councilmember Lumm, that the City Council Planning Session Meeting Minutes of December 10, 2012 and the Regular Session Meeting Minutes of December 17, 2012 be approved as presented. On a voice vote, the Mayor declared the motion carried.**

CA CONSENT AGENDA**CONSENT AGENDA ITEM REMOVED**

With unanimous consent of Council, the following items were removed from the Consent Agenda and placed at the end of same:

CA-1 Resolution to Approve the Design for the Skate Park in Veterans Memorial Park

- CA-1 12-1629** Resolution to Approve the Design for the Skate Park in Veterans Memorial Park

Attachments: Ann Arbor ill5.5a.pdf, Veterans MDNRE Aerial Map.pdf

A motion was made by Councilmember Taylor, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-014

Passed on consent agenda

A motion was made by Councilmember Teall, seconded by Councilmember Briere, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- CA-2 12-1655** Resolution to Accept Board of Insurance Administration Minutes of December 13, 2012

Enactment No: R-13-013

B ORDINANCES - SECOND READING

- B-1 12-1419** An Ordinance to Amend Section 5:166 of Chapter 59, Off-Street Parking, Title V, of the Code of the City of Ann Arbor to Allow Temporary Parking of Motor Vehicles in the Front Open Space as Part of a Special Event (Ordinance No. ORD-12-37)

Attachments: Chapt 55 Amendment - 12-37 Briefed and Approved, Chap55Amendment Briefed, Chap55Amendment_11-02-12Rev, 11/7/12 Planning Staff Report

A motion was made by Councilmember Briere, seconded by Councilmember Teall, that the Ordinance be adopted on second reading. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-12-37

C ORDINANCES - FIRST READING

- C-1 12-1515** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 3.32 Acres from TWP (Township District) to R3 (Townhouse Dwelling District), Summit Townhomes, 2081 East Ellsworth (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-13-01)

Attachments: Summit Zoning 13-01 Briefed.pdf, SummitZoningOrdinance.pdf, 11/20/12 Planning Staff Report

A motion was made by Councilmember Kunselman, seconded by Councilmember Lumm, that the Ordinance be approved on first reading. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-13-01

D MOTIONS AND RESOLUTIONS**DC New Business - Council:**

DC-1 12-1628 Resolution to Approve United States Department of Energy Grant for the Wind Generator Project and Accept and Appropriate up to \$951,500.00 in Funding (8 Votes Required)

Sponsors: Hieftje

Attachments: Assistance Agreement Form[1].pdf, Attachment _1 IP Provisions.pdf, Attachment _2 Statement of Project Objectives.pdf, Attachment _3 Federal Assistance Reporting Checklist.pdf, Attachment _4 Budget Information.pdf, PMC130_1-Special_Terms_and_Conditions_For_Most_Awards.doc

Mayor Hieftje called a recess at 8:55 p.m. and the meeting was reconvened at 9:02 p.m.

A motion was made by Councilmember Kunselman, seconded by Councilmember Teall, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried and satisfying the eight-vote requirement:

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

Nays: 0

Absent: 1 - Councilmember Anglin

Enactment No: R-13-015

DC-2 12-1656 Resolution to Appoint Carrie Leahy to the Local Development Financing Authority

Sponsors: Taylor

Attachments: Carrie Leahey Application

A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-016

- DC-3 12-1658** Resolution to Adopt City Council Fiscal Year 2014 & 2015 Planning Session Report
- Sponsors:** Budget Committee
- Attachments:** AA 2012 City Council Planning Session Report - 12-17-12
- A motion was made by Councilmember Briere, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-017
- DB New Business - Boards and Commissions:**
- DB-1 12-1545** Resolution to Approve the Max Annexation, 0.15 Acres, 2503 Victoria Avenue (CPC Recommendation: Approval - 7 Years and 0 Nays)
- Attachments:** 11/7/12 Planning Staff Report, 11/7/12 Planning Commission Minutes
- A motion was made by Councilmember Kunselman, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-018
- DS Old Business - Staff:**
- DS-1 12-1488** Resolution to Approve Packard Square Revised Building Elevations, 2502 Packard Road
- Attachments:** 11/16/12 Memo from Petitioner, 11/12/12 Comparison of Previously Approved and Revised Building Elevations, Elevations for Dec 3, Elevations 2 for Dec 3, PackardSquare3DSiteRenderingsWithNewColorsForDropbox, PackardSquareSitePlanCommentsMemo.2012.12.19, PackardSquare updated elevation comparison A, PackardSquare updated elevations comparison B
- A motion was made by Councilmember Warpehoski, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-019
- DS New Business - Staff:**
- DS-2 12-1647** Resolution to Approve Contract with The Conservation Fund for \$156,230.00 with Two One-Year Renewal Options
- Attachments:** RFP NO 842 final.pdf
- A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-13-020

DS-3 12-1464

Resolution to Approve a Contract with Renaissance Restorations, Inc. to Replace Roofs at Cobblestone Farm on the Event Barn and the Tincknor- Campbell House (\$109,500.00) and Appropriate Funds (8 Votes Required)

Attachments: ITB 4255 Cobblestone Farm Barn and House Roof Replacement FINAL.pdf

A motion was made by Councilmember Kunselman, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Enactment No: R-13-021

DS-4 12-1650

Resolution to Approve Second Amendment to License Agreement with T-Mobile Central, LLC, as Successor in Interest to Omnipoint Holdings, Inc, to Erect and Use Telecommunications Equipment on the Plymouth Road Water Tower Site

A motion was made by Councilmember Lumm, seconded by Councilmember Petersen, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-022

E COMMUNICATIONS FROM THE MAYOR

E-1 12-1652 Appointments - Confirmations

Attachments: Connie Brown-Re.doc, Cathy Gendron.doc, Christopher Geer-New.doc, Julie Steiner.doc, Graydon Krapohl.doc, Graydon Krapohl app..pdf, Christopher Geer.pdf, Julie Steiner.pdf

APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the December 17, 2012 regular session of Council:

Ann Arbor Public Art Commission

*Cathy Gendron Reappointment
2965 Hickory Lane
Ann Arbor, MI 48104
Term: January 21, 2013 - January 20, 2016*

*Connie Brown Reappointment
208 Pine Ridge
Ann Arbor, MI 48103
Term: January 21, 2013 - January 20, 2016*

Housing Commission

*Christopher Geer - Replacing Andy LaBarre
1511 East Park Place
Ann Arbor, MI 48104
Term: December 17, 2012 - May 5, 2014*

Housing & Human Services Advisory Board

*Julie Steiner - Filling vacancy
502 Sunset
Ann Arbor, MI 48103
Term: January 7, 2013 - January 6, 2016*

Parks Advisory Commission

*Graydon Krapohl - replacing John Lawter
1502 Golden Avenue
Ann Arbor, MI 48104
Term: January 7, 2012 - January 6, 2016*

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Briere, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER BRIERE*

Councilmember Briere updated Council on the Public Art Task Force. She said the committee plans to work with staff to start a forum on A2 Open City Hall to obtain public feedback and comments regarding the percent-for-art program.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**H The following communications were referred as indicated:****Passed on consent agenda**

A motion was made by Councilmember Lumm, seconded by Councilmember Kunselman, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- H-1 12-1643** Communication from Sandra Elser of Bodman Attorneys & Counselors, regarding Notice of Intent to Establish 506-508 N. Ashley Condominiums - Planning and Development Services
Attachments: 506-508 N. Ashley Condominium Notice of Intent
- H-2 12-1645** Communication from Sandra Elser of Bodman Attorneys & Counselors regarding Notice of Intent to establish the Catherine Place Condominiums - Planning and Development Services
Attachments: Catherine Plance Condominium Notice of Intent
- H-3 12-1646** Communication from Comcast regarding notice of enhancements to XFINITY signature Support - CTN
Attachments: Communication from Comcast
- 13-0045** Communication from Tom Miree regarding West Park Dog Park
Attachments: Tom Miree Communication
Received and Filed

I The following minutes were received for file:

- I-1 12-1307** Historic District Commission Meeting Minutes of the September 13, 2012
Attachments: 9-13-2012 HDC Approved Minutes.pdf
- I-2 12-1364** Council Liquor License Review Committee Meeting Minutes - August 23, 2012
Attachments: 2012-8-23 liquor committee minutes
- I-3 12-1584** Ann Arbor Downtown Development Authority Meeting Minutes - November 7, 2012
Attachments: DDA 11-7-12 Minutes
- I-4 12-1587** Ann Arbor Downtown Development Authority Retreat Meeting Minutes - November 16, 2012
Attachments: DDA Retreat Minutes 11-16-12
- I-5 12-1639** Special Taxicab Board Meeting Minutes - May 24, 2012
Attachments: Special Taxicab Board Minutes 052412.pdf
- I-6 12-1641** Council Administration Committee Meeting Minutes of October 3, October 15, and November 5, 2012
Attachments: Council Admin Committee Minutes 10-03-12, Council Admin Committee Minutes 10-15-12, Council Admin Committee Minutes 11-05-12
- I-7 12-1642** Council Labor Committee Meeting Minutes of December 3, 2012
Attachments: Council Labor Committee Minutes 12-03-12

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Kai Petainen, City resident, spoke in opposition to the proposed installation of windmills in the City, stating he felt they were a bad idea. He did praise Council for their support of the Ann Arbor Skate Park.

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PENDING LITIGATION, AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (E), AND (H).

None.

ADJOURNMENT

A motion was made by Councilmember Taylor, seconded by Councilmember Kailasapathy, that the meeting be adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 9:33 p.m.

13-0052 City Council Emails - January 7, 2013

Attachments: Council Redaction list 01-07-13

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JANUARY 7, 2013, 7:00 P.M.

REPLAYS: TUESDAY, JANUARY 8, 2013, 10:00 A.M. AND FRIDAY, JANUARY 11, 2012, 7:30 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network Channel 16 live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/ctn, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- Video on Demand: Replay public meetings at your convenience online at www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

Persons with disabilities are encouraged to participate. Accommodations, including sign language interpreters, may be arranged by contacting the City Clerk's Office by telephone at 734-794-6140 or by written request addressed to the City Clerk's Office, 301 E. Huron Street, Ann Arbor, MI 48104, at least 24 hours in advance.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's office.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary