

City of Ann Arbor

*100 N. Fifth Avenue
Ann Arbor, MI 48104
www.a2gov.org*



Action Minutes

Monday, July 6, 2009

7:00 PM

G. C. Larcom, Jr. Municipal Bldg. 2nd Flr.

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:10 p.m. in the Guy C. Larcom Jr., Municipal Building, 2nd Floor Council Chambers, 100 N. Fifth Avenue.

MOMENT OF SILENCE**PLEDGE OF ALLEGIANCE**

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

ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Leigh Greden, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor, and Councilmember Carsten Hohnke

APPROVAL OF AGENDA

A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that the Agenda be Approved with the following changes:

Move: Council Communications from the end of the agenda to following Public Commentary - Reserved Time

On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS

INT-1 09-0602 Presentation from Greenbelt Advisory Commission

Laura Rubin, Chair of the Ann Arbor Greenbelt Advisory Commission, updated Council about the status of the Greenbelt project, including information on the availability of land from developers who are no longer able to develop the properties and have become interested in selling to the City. Ms. Rubin also noted that appraised values of available properties have decreased.

INT-2 09-0691 Annual Report for the Ann Arbor Public Art Commission

Margaret Parker of the Ann Arbor Public Art Commission provided the Annual Report of this commission to Council.

INT-3 09-0690 Huron River Day Proclamation 2009

Mayor John Hieftje presented a proclamation recognizing Huron River Day on Sunday, July 12, 2009. Events recognizing Huron River Day are taking place between 1pm and 4pm.

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

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

*** ACCOMMODATIONS HAVE BEEN MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. Thomas Partridge - Council resolutions need to be amended and/or re-written to ensure greater resident access to affordable housing, public transportation, healthcare and education on a regional basis. (C-1, DS-1, DS-14 and DS-15)

Thomas Partridge, Scio Township, spoke about the need to support non-profit organizations, including the Center for Independent Living and local senior centers. He urged Council to amend resolutions regarding housing, healthcare and transportation to ensure accessibility for all.

2. Bruce Thomson - A2D2 Zoning (C-1)

Bruce Thomson, a landowner on Huron Street, spoke in support of the D-1 zoning for Huron Street, noting it is consistent with the existing zoning.

3. Gerold Lax - A2D2 Zoning (C-1)

Gerold Lax, 201 S. Division, spoke in support of the proposed zoning for Huron Street. He stated he represents a landowner on Huron Street, noting that the property has always been zoned C2AR and D-1 is appropriate under A2D2.

4. John Etter - Huron Street (C-1)

John Etter, an attorney, spoke about the proposed rezoning of Huron Street. He noted that the letter provided from the Michigan Department of Transportation was addressed to him. Mr. Etter stated he was surprised to hear that MDOT had not previously been notified about zoning changes along this State trunkline. He urged the Council to pursue a D-2 zoning rather than D-1.

5. Robert Snyder - DC-1 and DC-5

Robert Snyder expressed concern about last minute changes to any zoning ordinances and downtown plan amendments without consulting with neighborhoods and citizen advisory groups. Mr. Snyder noted that these advisory groups have worked on these policies for many years.

6. Hatim Elhady - DC-1

Hatim Elhady, 824 Brown Street Apt. 4, questioned the City's priorities on projects when the Stadium Boulevard bridge is failing. He also expressed concern about the City's failing streets and the change in priority from Council regarding the Library lot.

7. Alan Huber - Library Lot Parking (DC-1)

Alan Huber spoke about the vision of the City of Ann Arbor and the future of the Library lot site. He asked that Council preserve this land for the children of the future.

8. Margaret Wong - DC-6

Margaret Wong, 418 S. First Street, a member of Friends of the Allen Creek Greenway, spoke in support of DC-6 as a first step in creating a greenway along the Allen's Creek.

9. Rita Mitchell - DC-6

Rita Mitchell, 621 Fifth Street, spoke in support of the creation of the Allen Creek Greenway. Ms. Mitchell stated DC-6 is a first step in creating the greenway.

10. Kathe Wunderlich - Ann Arbor Airport Emergency Landing

Kathe Wunderlich, a Pittsfield Township resident, spoke in opposition of the proposed expansion of the Ann Arbor Airport. She expressed concern about the runway expansion contributing to larger planes taking off over the Stonebridge neighborhood.

Alternates:

1. Marilee Woodworth - Tree Cutting

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER ANGLIN

Councilmember Anglin read a resolution to Council that he plans to bring forward on July 20 regarding a moratorium on development in the R4C and R2A zoning districts.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 09-0598

Resolution to Approve Fiscal Year 2010 Fee Adjustments for Rental Housing Inspections in the Community Services Area

A public hearing was conducted on the proposed Resolution to Approve Fiscal Year 2010 Fee Adjustments for Rental Housing Inspections in the Community Services Area. Notice of public hearing was published July 5, 2009.

Seeing no one present for comment, the Mayor declared the hearing closed.

PH-2 09-0619

Resolution to Approve Walgreens Site Plan, 1.71 Acres, 2355 Jackson Avenue
(CPC Recommendation: Approval - 9 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve Walgreens Site Plan, 1.71 Acres, 2355 Jackson Avenue. Notice of public hearing was published June 28, 2009.

Dave Prueter, the developer, was available to answer any questions of Council.

John Lagos, 2550 W. Stadium Blvd., a neighboring property owner, spoke in opposition of the proposed site plan, citing concerns about pedestrian access.

Thomas Partridge, Scio Township, expressed concerns about access for those using public transportation.

Seeing no further comment, the Mayor declared the public hearing closed.

PH-3 09-0630

Resolution Establishing Ann Arbor Industrial Development District 2009-030 for 1801 E. Ellsworth

A public hearing was conducted on the proposed Resolution Establishing Ann Arbor Industrial Development District 2009-030 for 1801 E. Ellsworth. Notice of public hearing was published June 28, 2009.

Thomas Partridge, Scio Township, spoke in support of economic development, but urged regional cooperation.

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

COMMUNICATIONS FROM COUNCIL

None.

A APPROVAL OF COUNCIL MINUTES**A-1 09-0668**

Working Session and Regular Session of June 15, 2009

A motion was made by Councilmember Briere, seconded by Councilmember Teall, that the Minutes be Approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA**Passed on consent agenda**

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

CA-1 09-0506

Resolution to Approve a Contract with Optimetrics, Inc. for First Response Decision Support Software and Integration Services (not to exceed \$43,540.00)

Enactment No: R-09-262

- CA-2 09-0515** Resolution to Approve Purchase of Hydrofluorosilicic Acid for Water Treatment from PVS Nolwood Chemicals, Bid No. ITB-4027 (estimated \$72,000.00/yr)
Enactment No: R-09-263
- CA-3 09-0538** Resolution to Approve an Amendment to Professional Services Agreement with Wade Trim, Inc. for Construction Engineering Services for the Washtenaw Avenue Water Main Replacement Project (\$43,569.80)
Enactment No: R-09-264
- CA-4 09-0539** Resolution to Approve a Professional Services Agreement with Perimeter Engineering, LLC. for Construction Inspection Services for the Washtenaw Avenue Water Main Replacement Project (\$81,595.00.00)
Enactment No: R-09-265
- CA-5 09-0541** Resolution to Approve a Professional Services Agreement with Inspection Services Company, Inc. for Materials Testing for the Washtenaw Avenue Water Main Replacement Project (\$32,660.00)
Enactment No: R-09-266
- CA-6 09-0559** Resolution to Accept Board of Insurance Administration Meeting Minutes of May 28, 2009
Enactment No: R-09-267

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

- C-1 09-0227** An Ordinance to Amend Sections 5:1, 5:2, 5:3, 5:4, 5:6, 5:50, 5:61, 5:64, 5:65, 5:67, 5:88 and 5:106; to Repeal Sections 5:10.19, 5:10.20, 5:44 and 5:44A and to Replace them with New Sections 5:10.19, 5:10.20 and 5:44; and to Repeal Section 5.10.22 And 5:45A of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor (To Revise Zoning Definitions, to Eliminate C2A, C2A/R and C2B/R Zoning Districts, to Create D1 [Downtown Core] and D2 [Downtown Interface] Zoning Districts and Permitted Uses and Standards, to Add Downtown Character Overlay Districts and Standards, and to Revise Floor Area Premiums) and to Amend Sections 5:167 and 5:169 of Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor (To Revise Off-Street Parking Requirements for the Downtown Special Parking District), and to Amend the Zoning Map of Section 5:4 of Title V of the Code of Ann Arbor to Designate Certain Properties as D1, D2 and PL (Public Land) and to Further Designate Certain Properties as being Part of the Downtown Character Overlay Zoning Districts(CPC Recommendation: Approval - 8 Yeas and 1 Nay)
- Councilmember Higgins moved, seconded by Councilmember Briere, that the ordinance be approved on First Reading.**
- Enactment No: ORD-09-12

A motion was made by Councilmember Rapundalo, seconded by Councilmember Greden, that the Ordinance be Postponed to the City Council, due on 7/20/2009. On a voice vote, the Mayor declared the motion carried.

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

DC-1 09-0573 Resolution Directing the City Administrator to Seek Proposals for the Development of the S. Fifth Avenue Parking Structure Site

Sponsors: Smith

Councilmember Smith moved, seconded by Councilmember Teall, that the Resolution be Approved.

Enactment No: R-09-268

Councilmember Anglin moved, seconded by Councilmember Hohnke, that the resolution be amended as follows:

Add 7th Whereas Clause: WHEREAS, CITY COUNCIL RECOGNIZES THE VALUE OF PUBLIC INPUT IN THE DEVELOPMENT PROCESS, AS REFLECTED IN ITS RECENT ADOPTION OF A CITIZEN PARTICIPATION ORDINANCE;

Add New 1st Resolved Clause: RESOLVED, THAT THE CITY COUNCIL CONDUCT A SERIES OF PUBLIC MEETINGS TO DETERMINE CITIZEN OPINION ON THE DESIRED USE OF THE SITE BEFORE THE RFP IS PREPARED.

Delete the following Resolved Clauses: [RESOLVED, That City Council requests the City Administrator issue the RFP no later than August 3, 2009;]

Delete: [RESOLVED, That the City Council requests the City Administrator to close the RFP after 60 days; and]

Councilmember Briere proposed a friendly amendment:

Remove proposed new Resolved clause and combine with last resolved clause as follows:

Add to Last Resolved Clause: ...THIS COMMITTEE WILL CONDUCT A PUBLIC MEETING TO SOLICIT PUBLIC INPUT ON THE DESIRED USE OF THE SITE, AS IS CONSISTENT WITH CURRENT CITY PRACTICE.

Do not Delete last two resolved clauses, but change as follows:

RESOLVED, That the City Council requests the City Administrator to close the RFP after 90 days; and

The amendment was considered friendly.

On a roll call, the vote was as follows, with the Mayor declaring the amendment carried.

Yeas: 11 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Greden, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor, and Councilmember Hohnke

Nays: 0

Councilmember Greden moved, seconded by Councilmember Teall, to amend the resolution as follows:

Amend Resolved Clause as follows:

RESOLVED, That City Council requests the City Administrator issue the RFP no later than [August 3, 2009] AUGUST 14, 2009;

On a voice vote, the Mayor declared the motion carried.

09-0573

Resolution Directing the City Administrator to Seek Proposals for the Development of the S. Fifth Avenue Parking Structure Site

Sponsors: Smith and Higgins

The question being the resolution as moved by Councilmember Smith and seconded by Councilmember Teall, and as amended; on a voice vote, the Mayor declared the motion carried unanimously.

Enactment No: R-09-268

DC-2 09-0574

Resolution Appointing Senior Center Task Force Members

Sponsors: Teall, Taylor and Greden

Councilmember Teall moved, seconded by Councilmember Taylor, that the resolution be approved.

Enactment No: R-09-269

Councilmember Teall moved, seconded by Councilmember Greden, that the resolution be amended as follows:

2nd Whereas Clause:

Whereas, The Senior Center Task Force is to be comprised of 9 members, including 2[1] Council members, 1 Park Advisory Commission member, 2 current senior services experts, 1[2] Ann Arbor citizens with Senior Center advisory board experience, 1 Burns Park neighbor, and 2 at-large Senior Center patrons;

First Resolved Clause:

RESOLVED, That the [Mayor and] City Council appoint the following individuals to the Senior Center Task Force, with terms that expire in April 2010:

**Margie Teall, City Council member
CHRISTOPHER TAYLOR, CITY COUNCIL MEMBER
Julie Grand, Park Advisory Commission member
Kristin Wilson, senior services experts
VIRGINIA BOYCE, Blueprint for Aging
[Susan McGraw, senior services experts]
[Al Gallup, Ann Arbor citizen and Senior Center advisory board member]
Cecile Lindgren, Ann Arbor citizen and Senior Center advisory board member
Linda Levy, Burns Park neighbor;
LUZ INFANTA [Laura Bradley], Ann Arbor citizen and at-large Senior Center patron
BOB SNYDER [Joel Levitt], Ann Arbor citizen and at-large Senior Center patron; and**

All caps indicates new language; brackets indicate delete language.

On a voice vote, the Mayor declared the amendment carried.

09-0574 Resolution Appointing Senior Center Task Force Members

Sponsors: Teall, Taylor and Greden

The question being, the resolution as amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-09-269

DC New Business - Council:

DC-3 09-0629 Resolution to Recommend Approval of Issuance of One New Full-Year Class C Quota Liquor License to Tios on Liberty, LLC at 401 E. Liberty, Suite #2, in the City of Ann Arbor

Sponsors: Council Liquor License Review Committee

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

Enactment No: R-09-270

RECESS

Mayor Hieftje called a recess at 9:40 p.m. and reconvened the meeting at 9:50 p.m.

DC-4 09-0628

Resolution to Appoint A New Emergency Management Director and Establish the Line of Succession to the Emergency Management Director for the City of Ann Arbor

Sponsors: Hieftje

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

Enactment No: R-09-271

DC-5 09-0660

Resolution to Appoint R4C and R2A Zoning District Study Advisory Committee

Sponsors: Derezinski

A motion was made by Councilmember Derezinski, seconded by Councilmember Teall, that the Resolution be Approved as Amended as follows:

Last Resolved Clause:

RESOLVED, That the Council MAKE appointments TO THE R4C & R2A Study Advisory Committee, IN THE FOLLOWING CATEGORIES AT THE FIRST MEETING IN AUGUST 2009, WITH up to [eight] THIRTEEN individuals in total:

**City Council Representative (1)
City Planning Commission Representative (1)
Rental Property Owner Representative (1)
[resident or neighborhood group representative] REPRESENTATIVES FROM EACH WARD (2 from each ward)**

On a voice vote, the Mayor declared the motion carried.

Councilmember Greden moved, seconded by Councilmember Taylor, that the resolution be amended as follows:

Remove R2A from the resolution, including in the title, and add the following Resolved Clause:

RESOLVED, That the scope of the R4C Study Advisory Committee's work be limited to the R4C zoning district, notwithstanding any resolutions previously approved by the City Council; and...

On a roll call, the Mayor declared the amendment failed:

Yeas: 2 - Councilmember Greden, and Councilmember Taylor

Nays: 9 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, and Councilmember Hohnke

09-0660 Resolution to Appoint R4C and R2A Zoning District Study Advisory Committee

Sponsors: Derezinski

The question being, the resolution as amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-09-272

DC-6 09-0684 Resolution to Preserve the City-Owned Parcels at the Northeast Corner of First and William Streets as Open Space

Sponsors: Hieftje and Hohnke

A motion was made by Councilmember Hohnke, seconded by Councilmember Teall, that the Resolution be Approved as Amended.

A friendly amendment was made as follows:

First Resolved Clause:

RESOLVED, That at the time that the City has accomplished the remediation of the First and William parcel, that City Council request that the Parks Advisory Commission consider adding the parcel to the Parks, Recreation and Open Space Plan, and that the parcel be zoned Public Land by the City.

A friendly amendment was made by Councilmember Smith as follows:

Remove the word "parcel" and replace with "parking lot site"

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-09-273

DC-7 09-0685 Resolution to Create a Taskforce to Develop a Self-Sustaining Financial Plan for Mack Pool

Sponsors: Hohnke

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

Enactment No: R-09-274

DC-8 09-0692 Resolution to Amend Fee Adjustments for Historic District Commission Activities

Sponsors: Briere

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-09-275

DB New Business - Boards and Commissions:

- DB-1 09-0540** Resolution to Approve Dickens Woods Nature Area Annexation, 10.0 Acres, Southeast corner of Pauline Boulevard and South Maple Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-09-276

- DB-2 09-0560** Resolution to Approve Retail Plaza Annexation, 1.1 Acres, 3890 Platt Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Taylor, seconded by Councilmember Greden, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-09-277

- DB-3 09-0619** Resolution to Approve Walgreens Site Plan, 1.71 Acres, 2355 Jackson Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- A motion was made by Councilmember Hohnke, seconded by Councilmember Derezinski, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-09-278

- DB-4 09-0545** Resolution to Approve Revised Park Advisory Commission Bylaws
- A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-09-279

- DB-5 09-0617** Resolution to Establish Annual Population Adjustment for Ann Arbor Township
- A motion was made by Councilmember Greden, seconded by Councilmember Briere, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-09-280

DS New Business - Staff:

- DS-1 09-0608** Resolution to Accept a Grant from the Michigan Department of Transportation in the Amount of \$983,952.03 for the Fifth and Division Improvement Project and Approve the Grant Contract for the Project
- A motion was made by Councilmember Hohnke, seconded by Councilmember Smith, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-281
- DS-2 09-0513** Resolution to Approve Purchase of Quicklime for Water Treatment from Carmeuse Lime Inc; Beachville Bid No. ITB-4026 (estimated \$650,000.00/yr)
- A motion was made by Councilmember Teall, seconded by Councilmember Briere, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-282
- DS-3 09-0542** Resolution Awarding a Construction Contract to Douglas N. Higgins, Inc. for the Washtenaw Water Main Replacement Project (\$1,156,923.10; Bid No. ITB-4021)
- A motion was made by Councilmember Rapundalo, seconded by Councilmember Derezinski, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-283
- DS-4 09-0391** Resolution to Approve a Sole Source Contract with Principal Decision Systems International for Implementation of TeleStaff scheduling software and support (Not to Exceed \$115,375.00) and to Establish a Project Budget in the amount of \$152,375.00
- A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-284
- DS-5 09-0558** Resolution to Approve a Purchase Order to CGI-AMS for the Renewal of the Advantage Financial and Brass Budget Software Maintenance Agreement (\$129,810.00)
- 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-09-285
- DS-6 09-0630** Resolution Establishing Ann Arbor Industrial Development District 2009-030 for 1801 E. Ellsworth
- A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-286

- DS-7 09-0601** Resolution Setting a Public Hearing on August 6, 2009 to Receive Public Comment on the Application of AVL Inc, Located at 1801 E. Ellsworth, for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2009-030
- A motion was made by Councilmember Hohnke, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-287
- DS-8 09-0509** Resolution Authorizing the Execution of a Five Year Municipal Trunk Line Maintenance Contract between the City of Ann Arbor and the State of Michigan Department of Transportation
- A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-288
- DS-9 09-0544** Resolution to Approve the Purchase of a Dehumidification Unit from BMIL Technologies, LLC in the Amount of \$136,874.00 for Veterans Memorial Park Ice Rink per Bid #4017
- A motion was made by Councilmember Anglin, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-289
- DS-10 09-0618** Resolution to Approve a Contract with Baseline Constructors, Inc. in the Amount of \$336,350.00 to Make Improvements to Veterans Memorial Ice Arena per Bid # 4029 and Approve a Construction Contingency of \$33,635.00 (10%) for a Total Project Budget of \$369,985.00
- A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-09-290
- DS-11 09-0583** Resolution to Execute a Consortium Agreement with Washtenaw County to Apply for Round Two Neighborhood Stabilization Program Funds from HUD
- A motion was made by Councilmember Greden, seconded by Councilmember Smith, that the Resolution be Approved.**
- Enactment No: R-09-291

A motion was made by Councilmember Greden, seconded by Councilmember Derezinski, that the Resolution be Amended as follows:

First Resolved Clause:

RESOLVED, That City Council authorize the City Administrator to execute a Consortium Agreement with Washtenaw County AND OTHER MUNICIPALITIES, NONPROFITS, AND FINANCIAL INSTITUTIONS to apply for NSP II funds from HUD, subject to approval as to substance by the City Administrator and as to form by the City Attorney; and

(changes in all caps.)

On a voice vote, the Mayor declared the motion carried.

The question being, the resolution as amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-09-291

DS-12 09-0604

Resolution to Approve the Closing of City Streets for the 2009 University of Michigan Student Move-In Program from September 2 - 4, 2009

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

Enactment No: R-09-292

DS-13 09-0598

Resolution to Approve Fiscal Year 2010 Fee Adjustments for Rental Housing Inspections in the Community Services Area

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

Enactment No: R-09-293

DS-14 09-0621

Resolution to Approve Carry Over of \$50,000.00 from FY 09 Office of Community Development General Fund Budget, Reallocate the Funds to the Office of Community Development General Fund FY 10 Budget to be Spent on the Joint Integrated Funding Program, and Approve a Contract with the Washtenaw Housing Alliance and Michigan Ability Partners (8 Votes Required)

A motion was made by Councilmember Taylor, seconded by Councilmember Rapundalo, 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-09-294

DS-15 09-0622 Resolution to Approve Carry Over of \$200,000.00 from FY 09 Office of Community Development General Fund Budget, Reallocate the Funds to the Office of Community Development General Fund FY 10 Budget to be Spent on the Joint Integrated Funding Program, and Approve a Contract with the Washtenaw Housing Alliance and Avalon Housing (8 Votes Required)

A motion was made by Councilmember Briere, seconded by Councilmember Hohnke, 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-09-295

DS-16 09-0620 Resolution to Temporarily Relocate Precinct 3-1 and 3-2 from East Quadrangle Residence Hall, 701 E. University, to South Quadrangle Residence Hall, 600 E. Madison, for the City Primary Election to be held on Tuesday, August 4, 2009 due to Construction on the University of Michigan Campus

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

Enactment No: R-09-296

DS-17 09-0615 Resolution Accepting Pedestrian Access Easement from the District Library Board of the Ann Arbor District Library 3000 Huron Parkway (8 Votes Required)

A motion was made by Councilmember Derezinski, seconded by Councilmember Rapundalo, 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-09-297

DS-18 09-0658 Resolution Approving Cooperative Agreement Between the United States of America Commodity Credit Corporation and the City of Ann Arbor for the Farm and Ranch Lands Protection Program

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

Enactment No: R-09-298

E COMMUNICATIONS FROM THE MAYOR

E-1 09-0575 Nominations and Appointments - Confirmations

A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that the following Appointments be Approved:

Planning Commission

Kirk Westphal (Re-Appointment)
690 Peninsula Ct.
Ann Arbor, MI 48105
Term: July 6, 2009- July 6, 2012

Erica Briggs (Replacing-Ethel Potts)
300 Brookside Dr.
Ann Arbor, MI 48105
Term: July 6, 2009- July 6, 2012

Zoning Board of Appeals

Jean Carlberg (Re-appt. as Planning Comm. Rep.)
1902 Independence Blvd.
Ann Arbor, MI 48104
Term: July 6, 2009-July 6, 2012

On a voice vote, the Mayor declared the motion carried.

E-2 09-0694 Nominations & Appointments

The Mayor placed the following nominations on the table for approval at a later date:

Airport Advisory Commission

Gordon Garwood replacing-Chris Ballard
546 Glendale Circle
Ann Arbor, MI 48103
Term: July 20, 2009-July 20, 2012

Downtown Development Authority

Newcombe Clark replacing-Rene Greff
113.5 W. Liberty
Ann Arbor, MI 48104
Term: July 20, 2009-July 31, 2013

Planning Commission

Diane Giannola replacing-Craig Borum
3252 Alpine Drive
Ann Arbor, MI 48108
Term: July 20, 2009-July 31, 2012

This matter was Referred to the City Council, due back on 7/20/2009.

F COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

- F-1 09-0531** Transmittal of Huron River and Impoundment Management Plan Recommendations and Environmental Commission Resolution
- F-2 09-0557** DDA Resolution to Support Approval of A2D2 Zoning Ordinance Amendments with Recommended Edits Following the Decision to Impose Downtown Building Height Limits
- F-3 09-0582** One Year Review of Chapter 107 (Animals) Regarding Backyard Chickens

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

- H-1 09-0605** Communication from Tina M. Snoblen, Vice President of Fiber Link, Inc. regarding their company being retained by the Washtenaw County Government to construct a fiber optic cable network in and around city hall to connect county government buildings via fiber optic cable - File
- H-2 09-0606** Communication from the Department of Environmental Quality (DEQ) Director, Steve Chester regarding an approved request from David Schiller, for renewal of a Clean Corporate Citizen (C3) designation for Kaiser Optical Systems, Inc. in Ann Arbor - Environmental Coordinator

I The following minutes were received for file:

- I-1 09-0441** Greenbelt Advisory Commission Minutes of April 1, 2009
- I-2 09-0532** Election Commission Minutes of April 14, 2009
- I-3 09-0547** Council Liquor License Review Committee - May 1, 2009

- I-4 **09-0550** Taxicab Board Meeting Minutes - March 26, 2009
- I-5 **09-0561** Ann Arbor Transportation Authority - April 22, 2009
- I-6 **09-0564** Ann Arbor Housing Commission Regular Board Meeting Minutes - April 22, 2009
- I-7 **09-0565** Ann Arbor Downtown Development Authority Meeting Minutes - May 6, 2009
- I-8 **09-0568** Public Market Advisory Commission Minutes - April 21, 2009; May 5, 2009
- I-9 **09-0569** Recreation Advisory Commission Minutes - May 5, 2009
- I-10 **09-0586** Downtown Area Citizens Advisory Council Minutes - May 6, 2009
- I-11 **09-0588** City of Ann Arbor Employees' Retirement System Minutes - April 16, 2009, May 21, 2009
- I-12 **09-0589** City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes - April 26, 2009, May 21, 2009
- I-13 **09-0600** SmartZone LDFA Board Minutes - April 28, 2009
- I-14 **09-0603** Housing and Human Services Advisory Board Minutes - April 14, 2009
- I-15 **09-0623** Cable Commission minutes of April 28, 2009

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

None.

CLOSED SESSION TO DISCUSS PENDING LITIGATION AND ATTORNEY / CLIENT PRIVILEGED COMMUNICATION AND/OR LAND ACQUISITION

None.

ADJOURNMENT

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the meeting Adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:07 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JULY 6, 2009 7:00 P.M.

REPLAYS: TUESDAY, JULY 7, 2009, 10:00 A.M. AND FRIDAY JULY 10, 2009 7:30 P.M

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

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, 100 N. Fifth Ave., 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.