



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, October 3, 2011

7:00 PM

City Council, 301 E. Huron Street, 2nd Floor

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [11-1236](#) Introduction of ICMA Fellows
(Community Services - Sumedh Bahl)

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. Rita Mitchell - Grant of Easement to DTE Energy (MichCon) (DS-4)
2. Dennis Hayes - Clark Rezoning, 1712 S. State St. (C-1)
3. Thomas Partridge - Recall Republicans in government. Protect Michigan's most vulnerable. Require affordable housing in all neighborhoods and developments in Ann Arbor, including City Place Apartments (DC-2)
4. Kermit Schlansker - Finance
5. Henry Herskovitz - Israel's legitimacy questioned?

6. Libby Hunter - Fuller Park**COMMUNICATIONS FROM COUNCIL****COMMUNICATIONS FROM THE CITY ADMINISTRATOR****PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-1** [11-1044](#) Resolution to Establish an Energy Financing District and a Property Assessed Clean Energy (PACE) Program
(Public Services - Sue F. McCormick, Public Services Administrator)
(See DS-2)
- PH-2** [11-1122](#) Resolution to Approve the Andres Annexation, 0.3 Acres, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 8/15/11
(See DB-1)
- PH-3** [11-1128](#) Resolution to Approve the Ellis Annexation, 1.13 Acres, 3313 Dexter Road and Vacant Adjacent Parcel (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 8/16/11
(See DB-2)
- PH-4** [11-1129](#) Resolution to Approve the French Annexation, 0.2 Acres, 3225 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 08-16-11.pdf
(See DB-3)
- PH-5** [11-1130](#) Resolution to Approve the Morris Annexation, 0.2 Acres, 427 Barber Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 08-16-11.pdf
(See DB-4)

- PH-6 [11-1131](#) Resolution to Approve the Skelley Annexation, 0.3 Acres, 545 Allison Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 08-16-11.pdf
(See DB-5)
- PH-7 [11-1132](#) Resolution to Approve the Zummer Annexation, 0.4 Acres, 3249 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 08-16-11.pdf
(See DB-6)
- PH-8 [11-1139](#) Resolution to Approve the Pittsfield Retail Site Plan, 3590 Washtenaw (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Pittsfield Retail Staff Report with Attachments
(See DB-7)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [11-1244](#) Working Session of September 12 and Regular Session of September 19, 2011
(City Clerk - Jacqueline Beaudry)
Attachments: 09-12-11 Work Session minutes.pdf, 09-19-11 Draft Minutes.pdf, Redactions List and Emails.9-19-11.pdf

CA CONSENT AGENDA

- CA-1 [11-1162](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of August 25, 2011
(Financial and Administrative Services - Tom Crawford, CFO)

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

Old Business:

- C-1 [11-1048](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.13 Acre from O (Office District) to C1 (Local Business District), Clark Property, 1712 South State Street (CPC Recommendation: Denial - 0 Yeas and 9 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Ordinance.pdf, Clark Rezoning Staff Report, 8-16-2011 Clark Rezoning-Minutes

(Postponed from the 9/19/11 regular session.)

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

- DC-1 [11-1192](#) Resolution of Intent on the Use and Administration of Street and Bridge Resurfacing and Reconstruction and Sidewalk Repair Millage Funds

(City Council)

Attachments: Street millage Resolution Attachment A as Amended.pdf, Street millage Resolution Attachment A.pdf

(Postponed from the 9/19/11 regular session.)

- DC-2 [11-1260](#) Resolution to Approve the Assignment of the City Place Development Agreement and the Amendment of the City Place Development Agreement to Modify the Sequence of Construction

(City Council)

Sponsors: Hohnke

(Added 9/30/11)

- DC-3 [11-1269](#) Motion to Suspend Council Rules in Order to Reconsider the Heritage Row PUD Zoning and Site Plan **(2/3 Vote of Councilmembers Present)**

(City Council)

Sponsors: Hohnke

(Added 10/3/11)

DC New Business - Council:**DB New Business - Boards and Commissions:**

- DB-1 [11-1122](#) Resolution to Approve the Andres Annexation, 0.3 Acres, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Planning Staff Report - 8/15/11
(See PH-2)
- DB-2 [11-1128](#) Resolution to Approve the Ellis Annexation, 1.13 Acres, 3313 Dexter Road and Vacant Adjacent Parcel (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
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- DB-7 [11-1139](#) Resolution to Approve the Pittsfield Retail Site Plan, 3590 Washtenaw
(CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Pittsfield Retail Staff Report with Attachments
(See PH-8)
- DS **New Business - Staff:**
- DS-1 [11-1158](#) Resolution Authorizing a Purchase Order for U.P.M. High Performance
Cold Patch Material Bid #ITB-4176 from Barrett Paving Materials, Inc.
(\$102,000.00 Annually)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
Attachments: Bid Tab # ITB-4176.pdf
- DS-2 [11-1044](#) Resolution to Establish an Energy Financing District and a Property
Assessed Clean Energy (PACE) Program
(Public Services - Sue F. McCormick, Public Services Administrator)
(See PH-1)
- DS-3 [11-1041](#) ~~Resolution for E. Stadium Boulevard Bridges Replacement Project to
Approve an Agreement with the Michigan Department of Transportation
for the E. Stadium Boulevard Bridges Replacement Project~~
(Project Management Services - Sue F. McCormick, Public Services Administrator)
(Placeholder Added 9/21/11 and Deleted on 9/29/11)
- DS-4 [11-1219](#) Resolution Approving a Grant of Easement to DTE Energy (MichCon) (**8
Votes Required**)
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: MichCon Gas Line Map - Fuller Park.pdf, Map Michcon Easement
9-21-11.pdf
- DS-5 [11-1237](#) Resolution to Amend the 2011 City Council Calendar
(City Administrator - Steven D. Powers)
- E **COMMUNICATIONS FROM THE MAYOR**
- E-1 [11-1210](#) Appointments - Confirmations
(Mayor's Office)

- E-2 [11-1268](#) Appointments & nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

G COMMUNICATIONS FROM THE CITY ATTORNEY

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

H The following communications were referred as indicated:

- H-1 [11-1256](#) Communication from the Village of Barton Hills regarding the
Construction of a Retaining Wall at 1011 Forest Road - cc. Planning and
Development Services
(City Clerk - Jacqueline Beaudry)
Attachments: barton hills notice.PDF
(Added 9/29/11)

I The following minutes were received for file:

- I-1 [11-1144](#) Council Liquor License Review Committee - August 12, 2011
(City Clerk - Jacqueline Beaudry)
Attachments: 2011-08-12 Liquor committee minutes.pdf
- I-2 [11-1146](#) Downtown Area Citizens Advisory Council Minutes - July 6, 2011
(Downtown Development Authority - Susan Pollay)
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 070611.pdf
- I-3 [11-1149](#) Downtown Development Authority Board Minutes - July 6, 2011
(Downtown Development Authority - Susan Pollay)
Attachments: DDA Minutes 070611.pdf
- I-4 [11-1150](#) Downtown Development Authority 2011 Annual Board Meeting Minutes
- July 6, 2011
(Downtown Development Authority - Susan Pollay)
Attachments: DDA Annual 2011 Minutes.pdf

- I-5 [11-1156](#) Downtown Development Authority Special Meeting Minutes - July 27, 2011
(Downtown Development Authority - Susan Pollay)
Attachments: DDA Special Mtg Minutes 072711.pdf
- I-6 [11-1163](#) Taxicab Board Meeting Minutes - June 23, 2011
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Board Minutes 062311.doc
- I-7 [11-1191](#) Minutes of Budget Committee - September 14, 2011
(City Administrator - Tom Crawford)
Attachments: Council - Budget Committee Minutes 9-14-11.pdf
- I-8 [11-1197](#) August 16, 2011 City Planning Commission Meeting Minutes
(Planning and Development Services)
Attachments: 8-16-2011 Approved CPC Minutes.pdf
- I-9 [11-1218](#) Ann Arbor Public Art Commission Meeting Minutes - July 27, 2011
(Public Services - Sue F. McCormick, Public Services Administrator)
Attachments: AAPAC Meeting Minutes - July 2011.pdf
- I-10 [11-1222](#) Council Administration and Labor Committee Meeting Minutes of September 6, 2011
Attachments: Council Admin. & Labor Minutes 9-6-11
- I-11 [11-1223](#) City of Ann Arbor Retiree Health Care Benefit Plan & Trust Board of Trustees' Minutes - August 18, 2011
(Employees' Retirement System Board of Trustees - Lora Kluczynski)
Attachments: Retiree Health Care Benefit - Regular 8-18-11.pdf
- I-12 [11-1224](#) Ann Arbor Employees' Retirement System Minutes for Regular Meeting - August 18, 2011
(Retirement System Services - Lora Kluczynski)
Attachments: Employees' Retirement System Minutes - Regular Meeting - 8-18-11.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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).

ADJOURNMENT**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

LIVE: MONDAY, OCTOBER 3, 2011, 7:00 P.M.

REPLAYS: WEDNESDAY, OCTOBER 5, 2011, 10:00 A.M. AND FRIDAY, OCTOBER 7, 2011 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, 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.