



City of Ann Arbor

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

Meeting Agenda City Council

Monday, March 2, 2009

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [09-0025](#) Presentation of Online Historical Council Minutes from Ann Arbor District Library
(City Clerk - Jacqueline Beaudry)

INT-2 [09-0166](#) Iraq Water Project - Ann Arbor - Laura Russello
(Mayor's Office)
Sponsors: Hieftje

INT-3 Stadium Bridges - Sue McCormick, Public Services Area Administrator

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. Robert Black - Resolution to Eliminate the need to Burn Coal to Generate Our Electricity (DC-2)**
- 2. Shary Brown - Resolution Urging MCACA Art Grants Funding Maintenance (DC-3)**

3. **Margaret Parker - Resolution to Approve the Ann Arbor Public Art Commission (AAPAC) Professional Services Agreement (DS-7)**
4. **Kenneth Fischer - Resolution to Approve the Ann Arbor Public Art Commission (AAPAC) Professional Services Agreement (DS-7)**
5. **Thomas Partridge - Stimulate the Ann Arbor-Washtenaw economies by providing true regional public transportation. Spend money on progressive regional transportation not Greenbelt Land in Webster Township. End the regressive discriminatory AATA fare system and policies.**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [09-0055](#) An Ordinance to Amend Chapter 55, Section 5:110 to Allow Certain Zoning Petitions to be Waived from Citizens Participation Requirements (CPC Recommendation: Approval - 9 Yeas and 0 Nay) (Ordinance No. ORD-09-04)
(Community Services - Jayne Miller, Area Administrator)
(See B-2)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [09-0173](#) Regular Session - February 17, 2009
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [09-0143](#) Resolution to Approve a Contract with D & J Lawn and Snow, Inc. for \$31,823.00 to Replace Park Sidewalks, Per Bid #3993, and to Establish a Total Construction Project Budget of \$35,005.00
(Community Services - Jayne Miller, Area Administrator)

B ORDINANCES - SECOND READING

- B-1 [08-1167](#) An Ordinance to Amend Chapter 26, Solid Waste Ordinance, Sections 2:1, 2:2, 2:3, 2:5, 2:7, 2:9, 2:10 and 2:13 to Implement Commercial Recycling Recommendations (Ordinance No. ORD-09-03)
(Systems Planning Services - Sue F. McCormick, Public Services Administrator)
(Postponed from the 2/2/09 regular session.)

DS-1 [09-0086](#) Resolution to Authorize Summary Publication of Ordinance No. 09-03 to Amend Chapter 26 (Solid Waste) of Title II of the Code of the City of Ann Arbor
(Systems Planning Services - Sue F. McCormick, Public Services Administrator)
(Postponed from the 2/2/09 regular session.)

B-2 [09-0055](#) An Ordinance to Amend Chapter 55, Section 5:110 to Allow Certain Zoning Petitions to be Waived from Citizens Participation Requirements (CPC Recommendation: Approval - 9 Yeas and 0 Nay) (Ordinance No. ORD-09-04)
(Community Services - Jayne Miller, Area Administrator)
(See PH-1)

C ORDINANCES - FIRST READING

C-1 [08-0705](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Chapter, which New Chapter shall be Designated as Chapter 71 (Plastic Carry-Out Bags) of Title VI of said Code and to Amend Section 1:17 of Chapter 1 of Title 1 of the Code of the City of Ann Arbor
(City Attorney Services - Stephen K. Postema)
Sponsors: Rapundalo
(Postponed from the 7/21/08 and 10/6/08 regular sessions.)

C-2 [09-0146](#) An Ordinance Authorizing the Issuance and Sale of Sewage Disposal System Revenue Bonds, Series 2009-A to the Michigan Municipal Bond Authority (**Roll Call Vote Required - One Reading**)
(Financial and Administrative Services - Tom Crawford, CFO)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [09-0180](#) Resolution to endorse the "Iraq Water Project-Ann Arbor"
(Mayor's Office)
Sponsors: Derezinski and Hieftje

DC-2 [09-0176](#) Resolution to Eliminate the Need to Burn Coal to Generate Our Electricity Through Conservation, Efficiency and Renewable Energy Use
(Mayor's Office)

- DC-3 [09-0187](#) Resolution urging MCACA Art Grants Funding Maintenance in FY10
(Mayor's Office)
Sponsors: Hieftje
(Added 2/26/08)

Added After Newspaper Deadline:

- DC-4 [09-0189](#) Resolution to Direct City Planning Commission and Planning Staff to Review the Zoning of Certain Residential Neighborhoods in the Central Area
(City Council - Tony Derezinski, Council Member)
Sponsors: Derezinski
(Added 3/2/09)
- DC-5 [09-0191](#) Resolution to Endorse Ann Arbor's Participation in Earth Hour on March 28, 2009
(City Council)
Sponsors: Smith, Hohnke and Teall
(Added 3/2/09)

DB New Business - Boards and Commissions:

- DB-1 [09-0142](#) Resolution to Authorize and Appropriate Funds for the Purchase of Development Rights (PDR) on the Anna Marie Merkel, John Nicholas Heller, Barbara Ann Marr, James Michael Heller, Donald Alan Heller, and Thomas Edward Heller Farm, located in Webster Township with Matching Funds through the Federal Farm and Ranch Lands Protection Program (FRPP), and Webster Township Land Preservation Fund and Approve a Farmland Development Rights Grant of Easement Agreement and Participation Agreement with Webster Township - \$1,307,867.00 **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)

DS New Business - Staff:

- DS-2 [08-1168](#) Resolution to Authorize a Commercial Solid Waste Collection Contract with Waste Management of Michigan (not to exceed \$900,000.00 annually)
(Systems Planning Services - Sue F. McCormick, Public Services Administrator)

- DS-3 [09-0144](#) Resolution to Approve Street Closings for the Box Cart Race/Soap Box Derby - Saturday, March 28, 2009
(Community Services - Jayne Miller, Area Administrator)
- DS-4 [09-0145](#) Resolution to Approve Street Closings for the 2009 Take Back The Night (Rally and March) - Thursday, April 2, 2009
(Community Services - Jayne Miller, Area Administrator)
- DS-5 [09-0152](#) Resolution to Approve Street Closings for FestiFools - Sunday, April 5, 2009
(Community Services - Jayne Miller, Area Administrator)
- DS-6 [09-0160](#) Resolution to Approve Acceptance of a \$275,000 Payment from the YMCA to Resolve All Outstanding Financial Obligations Between the City and YMCA Regarding the Former YMCA Site at 350 S. Fifth Ave
(Community Services - Jayne Miller, Area Administrator)

Added After Newspaper Deadline:

- DS-7 [09-0131](#) Resolution to Approve the Ann Arbor Public Art Commission (AAPAC) Professional Services Agreement with Herbert Dreiseitl for Design Work to Propose a Project Integrating Stormwater in a Rain Garden Centerpiece for the Ann Arbor Municipal Center (\$77,000.00)
(Public Services - Sue F. McCormick, Area Administrator)
(Added 3/2/09)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [09-0154](#) Appointments & Confirmations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1 [09-0141](#) Fleet Alternatives Study
(Public Services - Sue. F McCormick, Public Serices Administrator)

- F-2 [09-0188](#) Community Organizing in Bryant Neighborhood and at Pine Lake Cooperative
(Community Services - Jayne Miller, Area Administrator)
(Added 3/2/09)

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 [09-0157](#) Communication from S.E.M.C.O.G. regarding their Regional Update publication of SEMCOG, Vol. 14, No. 3, February 9, 2009 - File
(City Clerk)
- H-2 [09-0158](#) Communications from the State of Michigan regarding Hearing Notices for the Electric Delivery and Supply Customers of the Detroit Edison Company on Case No. U-15751 and U-15768 scheduled for February 26, 2009 and Case no. U-15806 scheduled for March 13, 2009 - File
(City Clerk)
- H-3 [09-0167](#) Communication from Laurie Nonnenmacher regarding concerns with the Field Operations Division of the City of Ann Arbor - File
(City Clerk)

I The following minutes were received for file:

- I-1 [09-0132](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - December 17, 2008
(Housing Commission, Ann Arbor - Betsey Lindsley)
- I-2 [09-0133](#) Downtown Area Citizens Advisory Council Minutes - January 7, 2009
(Downtown Development Authority - Susan Pollay)
- I-3 [09-0134](#) Ann Arbor Downtown Development Authority Meeting Minutes - January 7, 2009
(Downtown Development Authority - Susan Pollay)

- I-4 [09-0159](#) Washtenaw Area Transportation Study (W.A.T.S.) minutes of November 19, and December 17, 2008
(City Clerk)

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MARCH 2, 2009, 7:00 P.M.

REPLAYS: TUESDAY, MARCH 3, 2009 10:00 A.M. AND FRIDAY MARCH 6, 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.