



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>

Meeting Agenda City Council

Thursday, August 5, 2010

7:00 PM

G. C. Larcom, Jr. Municipal Building, 100 N.
Fifth Avenue, 2nd Floor

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [10-0775](#) Thank you from Area Census Representative
(Mayor's Office)
(Added 8/2/10)

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 Snyder - Ban on Upholstered Furniture Outdoors (C-1)**
- 2. Dennis Hayes - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)**
- 3. Kim Lemasters - Ban on Upholstered Furniture Outdoors (C-1)**
- 4. Charles Ream - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)**
- 5. Gershom Avery - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)**

6. Kirk Reid - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)
7. Anthony Freed - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)
8. Renee Wolfe - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)
9. Brandy Zink - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)
10. Matthew Abel - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)

Alternate:

1. Michael Mcleod - Temporary Moratorium on the Use of Property & Structures in the City (DC-2)

COMMUNICATIONS FROM COUNCIL

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [10-0571](#) An Ordinance to Amend Section 5:71(1) of Chapter 55 (Zoning) and Sections 5:121(2), 5:122(3), 5:124(2), and 5:130 (Subdivision and Land Use Control) of Title V of the Code of the City of Ann Arbor Regarding Approval Procedures and Timing (CPC Recommendation: Approval - 7 Yeas and 1 Nay) (Ordinance No. ORD-10-23)

(Community Services - Sumedh Bahl, Area Administrator)

(See B-1)

- PH-2 [10-0581](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of .96 Acres from TWP (Township District) to R1A (Single Family Dwelling District), Vasconi Property, Southwest Corner of Geddes Avenue and Arlington Boulevard (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-10-24)

(Community Services - Sumedh Bahl, Interim Area Administrator)

(See B-2)

- PH-3 [10-0587](#) An Ordinance to Amend Chapter 55, Rezoning of 1.52 Acres from TWP (Township District) to (R1A District), Cronin Property, 3612 E. Huron River Drive (CPC Recommendation: Approval - 9 Years and 0 Nays) (Ordinance No. ORD-10-25)
(Community Services - Sumedh Bahl, Interim Area Administrator)
(See B-3)
- PH-4 [10-0626](#) Resolution to Approve Zaragon Place 2 Site Plan and Development Agreement, 500 East William Street (CPC Recommendation: Approval - 9 Years and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
(See DB-1)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [10-0766](#) Regular Session minutes of July 19, 2010
(City Clerk Services - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [10-0724](#) Resolution to Approve Changes to Traffic Patterns and Parking on Certain City Streets for the 2010 University of Michigan Student Move-In Program from September 1 - 3, 2010
(Community Services - Sumedh Bahl, Area Administrator)
- CA-2 [10-0729](#) Resolution to Approve Interlocal Agreement for Search and Rescue Emergency Response Vehicle with Oakland County and other Participating Agencies
(Fire Services - Barnett Jones, Safety Services Area Administrator)
- CA-3 [10-0756](#) Resolution Authorizing the Emergency Purchase and Installation of Liebert NX Uninterruptible Power Supply (\$84,911.00)
(Information Technology Services - Dan Rainey, IT Director)

B ORDINANCES - SECOND READING

- B-1** [10-0571](#) An Ordinance to Amend Section 5:71(1) of Chapter 55 (Zoning) and Sections 5:121(2), 5:122(3), 5:124(2), and 5:130 (Subdivision and Land Use Control) of Title V of the Code of the City of Ann Arbor Regarding Approval Procedures and Timing (CPC Recommendation: Approval - 7 Yeas and 1 Nay) (Ordinance No. ORD-10-23)

(Community Services - Sumedh Bahl, Area Administrator)

(See PH-1)

- B-2** [10-0581](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of .96 Acres from TWP (Township District) to R1A (Single Family Dwelling District), Vasconi Property, Southwest Corner of Geddes Avenue and Arlington Boulevard (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-10-24)

(Community Services - Sumedh Bahl, Interim Area Administrator)

(See PH-2)

- B-3** [10-0587](#) An Ordinance to Amend Chapter 55, Rezoning of 1.52 Acres from TWP (Township District) to (R1A District), Cronin Property, 3612 E. Huron River Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-10-25)

(Community Services - Sumedh Bahl, Interim Area Administrator)

(See PH-3)

C ORDINANCES - FIRST READING

- C-1** [10-0708](#) An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor

(Community Services - Sumedh Bahl, Area Administrator)

Sponsors: Taylor

- C-2** [10-0623](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.2 Acres from UNZ (Unzoned District) to R4C (Multiple-Family Dwelling District), 1943 Jackson Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

(Added 8/5/10)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [10-0725](#) Resolution to Approve E. Washington Street Closing for Arbor Brewing Company 15 Year Anniversary Party - August 13, 2010
(Community Services - Sumedh Bahl, Area Administrator)

Sponsors: Briere and Smith

- DC-2 [10-0793](#) Resolution to Impose a Temporary Moratorium on the Use of Property and Structures in the City for Dispensing and Cultivating Marihuana
(City Council)

Sponsors: Higgins, Taylor, Rapundalo and Teall
(Added 8/4/10)

- DC-3 [10-0792](#) Resolution to Appoint a Member to the Golf Courses Advisory Task Force
(City Council)

Sponsors: Rapundalo
(Added 8/5/10)

DB New Business - Boards and Commissions:

- DB-1 [10-0626](#) Resolution to Approve Zaragon Place 2 Site Plan and Development Agreement, 500 East William Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)
(See PH-4)

DS Old Business - Staff:**DS New Business - Staff:**

- DS-1 [10-0704](#) Resolution Designating Citywide Recovery Zone
(Financial and Administrative Services - Tom Crawford)

- DS-2 [10-0753](#) Resolution Setting a Public Hearing on August 16, 2010 to Receive Public Comment on the Proposed Industrial Development District No. 2010-010 (Green Road Assoc.)
(City Assessor - Tom Crawford, CFO)

- DS-3 [10-0731](#) Resolution to Approve Street Closings for the “Dancing In The Streets” Special Event - September 5, 2010
(Community Services - Sumedh Bahl)
- DS-4 [10-0752](#) Resolution Accepting Easement for Permanent Drainage from Louis E. Betke, by Power of Attorney Michael L. Betke, for the Newport Creek Culvert Construction Project
(8 Votes Required)
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-5 [10-0699](#) Resolution to Authorize a Sole Source Purchase Order to Carrier & Gable, Inc. for the Purchase of Traffic Signal Materials (\$450,000.00)
(Field Operations Services - Sue F. McCormick, Public Services Area Administrator)
- DS-6 [10-0773](#) Resolution to Approve Amendment No. 5 to the Option to Purchase Agreement with Village Green Residential Properties, LLC **(8 Votes Required)**
(Financial and Administrative Services - Tom Crawford, CFO/FA Administrator)
(Added 7/29/10)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [10-0745](#) 7/19/10 Appointments & Nominations
(Mayor's Office)
- E-2 [10-0778](#) 8/5/10 Appointments & nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1 [10-0721](#) Proposed City Ordinance Banning Upholstered Furniture on Porches
(Human Resources - Robyn Wilkerson, Director)

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 [10-0739](#) Communication from the Department of Energy, Labor & Economic Growth regarding promulgated rules for the Michigan Mechanical Code - Planning and Development Services
(City Clerk Services)
- H-2 [10-0754](#) Communication from at&t™, regarding its Third Annual Video Report to the Michigan Public Service Commission (MPSC) and franchising entities in the State of Michigan regarding its deployment progress.
(City Clerk Services)
- H-3 [10-0799](#) Communication from Charmie regarding Effects of MMJ businesses on communities
(City Clerk)
(Added 8/5/2010)

I The following minutes were received for file:

- I-1 [10-0588](#) Council Liquor License Review Committee - May 14, 2010
(City Clerk - Jacqueline Beaudry)
- I-2 [10-0689](#) Planning Commission Meeting Minutes of May 18, June 1 and June 15, 2010.
(Planning and Development Services)
- I-3 [10-0711](#) Ann Arbor Downtown Development Authority Meeting Minutes - June 2, 2010, May 28, 2010 (retreat)
(Downtown Development Authority - Susan Pollay, Executive Director)
- I-4 [10-0712](#) Downtown Area Citizens Advisory Council Minutes - June 2, 2010
(Downtown Development Authority - Susan Pollay)
- I-5 [10-0728](#) GAC Minutes of June 9, 2010
- I-6 [10-0767](#) Council Administration and Labor Committee minutes of June 22 and June 29, 2010
(City Attorney Services - Stephen K. Postema, City Attorney)

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: THURSDAY, AUGUST 5, 2010 7:00 P.M.

REPLAYS: FRIDAY, AUGUST 6, 2010 7:30 P.M. AND TUESDAY, AUGUST 10, 10:00 A.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.