



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, March 18, 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.

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CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [13-0316](#) Proclamation honoring Victor C. Turner, Jr.  
(Mayor's Office)  
Sponsors: Hieftje  
(Added 3/18/13)

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. Susan Friedleandar - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
2. Hugh Sonk - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
3. Norman Hyman - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)

4. Doug Kelbaugh - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
5. Tom Partridge - Would Jesus have advocated for America's most vulnerable or for the wealthiest and most corrupt. Provide access to integrated affordable housing and public transportation. Recall Governor Snyder, Mayor Hieftje and State and County elected officials.
6. Steve Bellock - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
7. Norman Tyler - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
8. Ellen Ramsburgh - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
9. Peter Eckstein - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
10. Gary Suptanich - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)

**Alternates:**

1. Christine Brummer - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)
2. Christine Crockett - Resolution to Review D1/D2 Zoning and Establish Moratorium (DC-1)

**COMMUNICATIONS FROM COUNCIL**

**13-0318** Public Art Task Force findings, recommendations and concerns  
(City Council)

**Sponsors:** Briere

**Attachments:** Chapter 8 Chapter 24 public art revised 3-15

*(Added 3/18/13)*

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-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)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    Summit Zoning 13-01 Briefed.pdf, SummitZoningOrdinance.pdf, 1/3/13 Planning Staff Report, 2/21/13 Planning Staff Report
- (See B-1)
- PH-2**    [13-0091](#)    Resolution to Approve The Summit Townhomes Site Plan and Development Agreement, 2081 East Ellsworth Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    1/3/13 Planning Staff Report, 11-20-12 Planning Commission Minutes.pdf
- (See DB-1)
- PH-3**    [13-0087](#)    An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.04 Acres from R5 (Hotel District) to C3 (Fringe Commercial District), The Shoppes at 3600 Plymouth Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-03)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    13-03 Briefed, Proposed Zoning Ordinance - The shoppes.pdf, 1/15/13 Planning Staff Report
- (See B-2)
- PH-4**    [13-0086](#)    Resolution to Approve The Shoppes at 3600 Site Plan, 3600 Plymouth Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    1/15/13 Planning Staff Report
- (See DB-2)
- PH-5**    [13-0168](#)    Resolution to Approve 413 East Huron Street Site Plan and Development Agreement, 413 East Huron Street (CPC Recommendation: Denial - 5 Yeas and 3 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    2/5/13 Planning Staff Report, Development Agreement Draft 3-5-13final, 1-15-2013 City Planning Commission Minutes-413 E Huron Project, 2-5-2013 City Planning Commission Minutes-413 E Huron Project, H. Scott Diels Communication
- (See DB-3)

#### COMMUNICATIONS FROM COUNCIL

- [13-0318](#) Public Art Task Force findings, recommendations and concerns  
(City Council)  
**Sponsors:** Briere  
**Attachments:** Chapter 8 Chapter 24 public art revised 3-15  
(Added 3/18/13)

**A APPROVAL OF COUNCIL MINUTES**

- A-1 [13-0252](#) Special and Working Sessions of February 25, 2013 and Regular Session Meeting Minutes of March 4, 2013  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:** 2-25-13 Draft Special Session Minutes, 02-25-13 Draft Working Session minutes, 03-04-13 Draft Minutes, 03-04-13 Council Emails and Redaction List

**CA CONSENT AGENDA**

- CA-1 [13-0205](#) Resolution to Approve a Three Year Professional Services Agreement (with an Additional Two Year Option) with Hylant Group for Property, Casualty and Automotive Third Party Claims Administration Services (Not to Exceed \$52,000.00 for Fiscal Year 2014)  
(Financial and Administrative Services - Matthew V. Horning, Treasurer)
- CA-2 [13-0238](#) Resolution to Accept Board of Insurance Administration Minutes of February 28, 2013  
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-3 [13-0185](#) Resolution to Approve a Contract with Terra Firma Landscape to Improve the Landscape Plantings at Parks and Recreation Facilities (\$53,248.50)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** ITB Landscape Plantings at Recreation Facilities.pdf
- CA-4 [13-0186](#) Resolution to Approve a Contract with D & J Contracting for Improvements to Esch Park (\$39,219.25)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** ITB 4263 Esch Park Improvements.pdf

- CA-5 [13-0184](#) Resolution to Approve a Lease with Huron River Holdings, Inc. for Use of a Parking Lot at 416 Longshore Drive (\$3,000.00)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

**Attachments:** Argo Lease 2013.pdf

- CA-6 [13-0100](#) Resolution to Approve a Two-Year Contract for the Lease of Golf Carts (NTE \$20,130.00/yr; 2yr total NTE \$40,260.00) with and to Authorize the Sale of 24 City Owned Golf Carts to Pifer Inc.

(Community Services - Sumedh Bahl, Community Services Area Administrator)

**Attachments:** ITB 4259 Golf cart lease final.pdf

## B ORDINANCES - SECOND READING

- B-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)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

**Attachments:** Summit Zoning 13-01 Briefed.pdf, SummitZoningOrdinance.pdf, 1/3/13 Planning Staff Report, 2/21/13 Planning Staff Report  
(See PH-1) (Memo revised 3/13/13)

- B-2 [13-0087](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.04 Acres from R5 (Hotel District) to C3 (Fringe Commercial District), The Shoppes at 3600 Plymouth Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-03)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

**Attachments:** 13-03 Briefed, Proposed Zoning Ordinance - The shoppes.pdf, 1/15/13 Planning Staff Report  
(See PH-3)

## C ORDINANCES - FIRST READING

Old Business:

- C-1     [13-0188](#)     An Ordinance to Amend Sections 1:155, Section 1:156 and Add a New Section Which New Section Shall Be Designated as Section 1:160 of Chapter 7, Downtown Development Authority, Title I of the Code of the City of Ann Arbor

(City Council)

**Sponsors:**     Kunselman and Kailasapathy

**Attachments:**     DDA Ordinance Amendments REVISED 3-1-13, DDA Ordinance Amendments 2013, Stephen Kemsley Communication

*(Postponed from the 3/4/13 regular session.)*

- C-2     [13-0313](#)     An Ordinance To Amend Chapter 61 (Signs and Outdoor Advertising), to Reduce the Maximum Size of Signs, Revise Sign Standards for Off-Premise Signs, Add Requirements for Changeable Copy on Signs and Improve the Clarity of Sign Requirements

(City Council)

**Sponsors:**     Taylor

**Attachments:**     Chapter 61 Revisions first reading final

*(Added 3/15/13)*

## D     MOTIONS AND RESOLUTIONS

### Old Business - Council:

- DC-1     [13-0170](#)     Resolution to Direct the Ann Arbor Planning Commission to Review D1/D2 Zoning and Make Recommendations to Amend the Current D1 Zoning Regulations and to establish a Moratorium on Site Plan Approvals in the Downtown

(City Council)

**Sponsors:**     Briere and Kunselman

**Attachments:**     D1D2 Moratorium comments, Deitch moratorium support, residents support moratorium, Moratorium opposition letter - Friedlander, Moratorium Communication from Christine Brummer, HDC Communication Regarding the Moratorium, H. Scott Diels Communication

*(Postponed from the 2/19/13 and 3/4/13 regular sessions.) (Attachments added 3/15/13 and 3/18/13)*

### DC     New Business - Council:

- DC-2 [13-0175](#) Resolution to Appoint Chairperson of the Zoning Board of Appeals (ZBA)  
(City Council)  
**Sponsors:** Higgins
- DC-3 [13-0272](#) Resolution to Approve Street Closings for the Box Cart Race/Soap Box Derby - Saturday, March 23, 2013  
(Community Services - Sumedh Bahl, Community Services Administrator)  
**Sponsors:** Taylor  
**Attachments:** Box Cart Race-Soap Box Derby Map.pdf
- DC-4 [13-0283](#) Resolution Accepting Annual Renewal Recommendation of Liquor Licenses for Ann Arbor Burgers, Inc., M.P.B, Inc., Z Squared, Inc. and Banfield A.C., Inc.  
(Council Liquor License Review Committee - City Council)  
**Sponsors:** Lumm and Council Liquor License Review Committee
- DC-5 [13-0284](#) Resolution Requesting Non-Renewal of Liquor License No. 115576-2012 held by The Arena Inc. (Business ID 140967)  
(Council Liquor License Review Committee - City Council)  
**Sponsors:** Lumm and Council Liquor License Review Committee  
**Attachments:** Arena 2013 Findings and Recommendation  
(Added 3/15/13)
- DB New Business - Boards and Commissions:**
- DB-1 [13-0091](#) Resolution to Approve The Summit Townhomes Site Plan and Development Agreement, 2081 East Ellsworth Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 1/3/13 Planning Staff Report, 11-20-12 Planning Commission Minutes.pdf  
(See PH-2)
- DB-2 [13-0086](#) Resolution to Approve The Shoppes at 3600 Site Plan, 3600 Plymouth Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 1/15/13 Planning Staff Report  
(See PH-4)

- DB-3 [13-0168](#) Resolution to Approve 413 East Huron Street Site Plan and Development Agreement, 413 East Huron Street (CPC Recommendation: Denial - 5 Years and 3 Nays)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 2/5/13 Planning Staff Report, Development Agreement Draft 3-5-13final, 1-15-2013 City Planning Commission Minutes-413 E Huron Project, 2-5-2013 City Planning Commission Minutes-413 E Huron Project, H. Scott Diels Communication  
(See PH-5) (Attachments Revised and Added on 3/15/13)

**DS New Business - Staff:**

- DS-1 [13-0180](#) Resolution to Approve Amendment No. 1 to Professional Services Agreement with AM Data Service, Inc. for OnBase Support (Not to Exceed \$181,000.00/Amendment 1; Total NTE \$331,000.00/Agreement)  
(Information Technology Services - Dan Rainey, ITSU Director)
- DS-2 [13-0152](#) Resolution to Approve Street Closings for the 2013 "Taste of Ann Arbor" Special Event - Sunday, June 2, 2013  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Taste of Ann Arbor Map.pdf
- DS-3 [13-0157](#) Resolution to Approve Street Closings for the 2013 Ann Arbor Summer Festival's "Top of the Park" - June 10 through July 10, 2013  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Top of the Park Map.pdf
- DS-4 [13-0169](#) Resolution to Close Streets for the 12th Annual Mayor's Green Fair-Friday, June 14, 2013  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Mayor's Green Fair Map 2013.pdf

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [13-0240](#) Appointments - Confirmations  
(Mayor's Office)
- E-2 [13-0317](#) Nominations - Appointments  
(Mayor's Office)  
(Added 3/18/13)



**COMMUNICATIONS FROM COUNCIL****F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 [13-0151](#) Sidewalk Occupancy Permits and Peddler's Licenses for April 6, 2013  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Hash Bash 2013 Map.pdf
- F-2 [13-0237](#) Status of Annexation of Township Parcels  
(Community Services - Sumedh Bahl, Community Services Administrator)  
**Attachments:** Annexreport8 (2).pdf, R-11-406.pdf, AnnexationParcelMaps3-1-13.pdf, boundary commission handout.pdf

**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 [13-0182](#) Wednesday Evening Market Proposed Operating Rule Changes  
(Community Services - Sumedh Bahl, Community Services Administrator)  
**Attachments:** Wednesday Evening Market Operating Rules 2013 (with proposed changes not....pdf
- H-2 [13-0215](#) Communication from the Department of Licensing and Regulatory Affairs Bureau of Constructions Codes regarding notice of a Public Hearing scheduled for March 28, 2013 - Planning and Development Services and Project Management  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:** Bureau of Construction Codes Communication
- H-3 [13-0242](#) Communication from S.E.M.C.O.G. regarding the goals for a Regional Non-Motorized Plan for our seven county regions - Systems Planning  
(City Clerk Services)  
**Attachments:** CallforNonmotorizedPlans\_SEMCOG Communities

**I The following minutes were received for filing:**

- I-1     [12-1630](#)     City Planning Commission Meeting Minutes of November 20, 2012  
(Planning and Development Services)  
**Attachments:**    11-20-2012 CPC Approved Minutes
- I-2     [13-0016](#)     Park Advisory Commission Meeting Minutes of December 18, 2012  
(Park Advisory Commission)  
**Attachments:**    12-18-2012 PAC Approved Minutes.pdf
- I-3     [13-0119](#)     City Planning Commission Meeting Minutes of December 18, 2012  
(Planning and Development Services)  
**Attachments:**    12-18-2013 CPC Approved Minutes.pdf
- I-4     [13-0174](#)     City Planning Commission Meeting Minutes of January 3, 2013  
(Planning and Development Services)  
**Attachments:**    1-3-2013 CPC Approved Minutes.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, MARCH 18, 2013, 7:00 P.M.**

**REPLAYS: TUESDAY, MARCH 19, 2013, 10:00 A.M. AND FRIDAY, MARCH 22, 2013  
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](http://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](http://www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx)
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: [cityclerk@a2gov.org](mailto:cityclerk@a2gov.org); or by written request addressed and mailed or delivered to:

City Clerk's Office  
301 E. Huron St.  
Ann Arbor, MI 48104

Requests need to be received at least forty-eight (48) hours in advance of the meeting.

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