



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Tuesday, April 19, 2011

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 [11-0393](#) City Administrator's FY2012 Budget Presentation
(City Administrator - Roger Fraser)

INT-2 [11-0456](#) Introduction of Andy LaBarre, V.P. for Public Policy, Ann Arbor/Ypsilanti
Chamber of Commerce
(City Administrator - Roger Fraser)

INT-3 [11-0479](#) John Dentler- Volunteer of the Month April 2011
(Mayor's Office)
(Added 4/18/11)

INT-4 [11-0478](#) Parkinson's Disease Awareness Month 2011
(Mayor's Office)
(Added 4/19/11)

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. **Thomas Partridge - What would Christ say? Find affordable housing, education and transportation or tax Michigan's most vulnerable residents? Recall Governor Snyder. (DS-7, DS-8, H-2)**

COMMUNICATIONS FROM COUNCIL**COMMUNICATIONS FROM THE CITY ADMINISTRATOR****PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-1** [11-0267](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.63 Acre from TWP (Township District) to R1B (Single Family Dwelling District), Gacek Property, 3011 Geddes Ave (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-11-05)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Gacek Ordinance Briefed, Gacek Ordinance Briefed, Gacek Ordinance, Gacek A&Z Staff Report 092110, CPC Minutes 092110
(See B-1)
- PH-2** [11-0413](#) An Ordinance to Amend Section 9:70 of Chapter 108, Disorderly Conduct, of Title IX of the Code of the City of Ann Arbor
(City Council)
Sponsors: Briere
Attachments: ORD-11-06 Briefed, Solicitation Ordinance Admin
(See B-2)
- PH-3** [11-0333](#) Resolution to Approve 215 North Fifth Avenue Site Plan, 215 North Fifth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: CPC Minutes - 3-15-11.pdf, 215 N Fifth Ave-Staff Report with Attachments
(See DB-1)
- PH-4** [10-0949](#) An Ordinance to Add Section 5:50.1 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor Regarding Regulations Concerning Medical Marijuana (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-10-37)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Medical Marijuana Ordinance (ORD-10-37) Briefed, 10-07-10 Medical Marijuana Ordinance - CC, 10-5-10 Medical Marijuana Ordinance - CPC, 10/5/10 Medical Marijuana Staff Report -CPC, 9/21/10 Medical Marijuana Staff Report - CPC, 9-21-10 CPC Minutes, AlliancePG AA Nov 15 2010
(See B-3)

- PH-5 [10-1249](#) An Ordinance to Add a New Chapter 95 to Title VII (Medical Marijuana Licenses for Cultivation Facilities and Dispensaries) of the Code of the City of Ann Arbor
(City Attorney Services - Stephen K. Postema)
- Attachments:** Chapter 95 - Marijuana Ordinance Briefed w new Section numbers.pdf, Chapter 95 as amended 3-21-11.pdf, Chapter 71 As Amended 3-7-11.pdf, Chapter 71 as Amended on FEB7.pdf, Chapter 71 As Amended Jan 3.pdf, Ordinance - Chapter 71.pdf
- (See B-4)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [11-0461](#) Working Session of February 14 and February 28, 2011 and Regular Session Minutes of April 4, 2011
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- Attachments:** 02-14-11 Draft Minutes.pdf, 02-28-11 Draft Minutes.pdf, 04-04-11 Draft Minutes.pdf, Redactions List & Council Emails.4-4-11.pdf

CA CONSENT AGENDA

- CA-1 [10-1332](#) Resolution to Apply the 2011 Fixed Sanitary Sewer Improvement Charge to two City Properties for New Connections to the Newport Road Sanitary Sewer
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- CA-2 [11-0311](#) Resolution to Approve Contract Amendment Extension with Michigan Department of Natural Resources and Environment for Climate Action Planning Grant (\$50,000.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-3 [11-0327](#) Resolution Rescinding Resolution R-11-028 and Authorizing Water Improvement Charge for 2999 Overridge Drive (\$14,129.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- Attachments:** R 11 028 from Feb 7 2011.pdf, 2999 Overridge SIC May 18 2009 R09177.pdf
- CA-4 [11-0387](#) Resolution Authorizing Sanitary Sewer and Water Improvement Charges for 1647 Franklin (\$24,422.00)
(Public Services - Sue F. McCormick, Public Services Administrator)

- CA-5 [11-0361](#) Resolution to Approve a Professional Services Agreement for Construction Materials Testing with CTI and Associates, Inc. for the 2011 Street Resurfacing Project (RFP No. 787, \$85,721.00)
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- CA-6 [11-0362](#) Resolution to Approve a Purchase Order to CRW Systems, Inc. for Renewal of Maintenance and Support for TRAKiT Software (\$27,000.00)
(Information Technology Services - Dan Rainey)
- CA-7 [11-0386](#) Resolution to Approve the Renewal of Agreement for the Provision of Law Enforcement Services to the Ann Arbor Public Schools by the City of Ann Arbor, Ann Arbor Police Department
(Safety Services - Barnett Jones, Chief of Police)
- CA-8 [11-0401](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of March 24, 2011
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-9 [11-0395](#) Resolution to Authorize the City Election Commission to Establish Receiving Boards and Appoint Election Inspectors to Serve on One or More Receiving Boards for the 2011 City Elections
(City Clerk - Jacqueline Beaudry)
- CA-10 [11-0437](#) Resolution Recognizing The Kite Network as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License
(City Clerk Services - Jacqueline Beaudry, City Clerk)

B ORDINANCES - SECOND READING

- B-1 [11-0267](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.63 Acre from TWP (Township District) to R1B (Single Family Dwelling District), Gacek Property, 3011 Geddes Ave (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-11-05)
(Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** Gacek Ordinance Briefed, Gacek Ordinance Briefeed, Gacek Ordinance, Gacek A&Z Staff Report 092110, CPC Minutes 092110
(See PH-1)

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(City Council)
Sponsors: Briere
Attachments: ORD-11-06 Briefed, Solicitation Ordinance Admin
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(City Attorney Services - Stephen K. Postema)
Attachments: Chapter 95 - Marijuana Ordinance Briefed w new Section numbers.pdf, Chapter 95 as amended 3-21-11.pdf, Chapter 71 As Amended 3-7-11.pdf, Chapter 71 as Amended on FEB7.pdf, Chapter 71 As Amended Jan 3.pdf, Ordinance - Chapter 71.pdf
(See PH-5)

C ORDINANCES - FIRST READING

None.

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [11-0467](#) Resolution of Instruction to the Mutually Beneficial Committee
(City Council)
Sponsors: Taylor, Hohnke and Teall
Attachments: 10-Y-Plan 3-2-11 Post Budget 16%-1st 2 Yrs 17.5% Thereafter, 10-Y-Plan 3-2-11 Post Budget 16%-1st 5 Yrs 17 5% Thereafter-1, 10-Y-Plan 3-2-11 Post Budget 16% Throughout, ParkingArea April 15 2011
(Added 4/14/11) (Revised 4/19/11)

- DC-2 [11-0473](#) Resolution to Set Revised Energy Challenge Goals for Ann Arbor
Sponsors: Hieftje
(Added 4/15/11)
- DB **New Business - Boards and Commissions:**
- DB-1 [11-0333](#) Resolution to Approve 215 North Fifth Avenue Site Plan, 215 North Fifth Avenue (CPC Recommendation: Approval - 9 Years and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: CPC Minutes - 3-15-11.pdf, 215 N Fifth Ave-Staff Report with Attachments
(See PH-3)
- DS **New Business - Staff:**
- DS-1 [11-0360](#) Resolution to Award a Construction Contract to Barrett Paving Materials, Inc. (Bid No. 4139, \$3,710,952.75) for the 2011 Street Resurfacing Project
(Project Management Services - Homayoon Pirooz, Manager)
- DS-2 [11-0358](#) Resolution to Award a Construction Contract to Eagle Excavation, Inc. for the S. Fifth Avenue and Vaughn Street Water Main Replacement Project (\$ 448,131.00; Bid No. ITB-4125)
(Public Services - Sue McCormick, Area Administrator)
Attachments: BID TABULATION, Location Map
- DS-3 [11-0359](#) Resolution to Award a Construction Contract to Eagle Excavation, Inc. for the Catherine Street Water Main Replacement Project (\$ 371,643.00; Bid No. ITB-4130A)
(Public Services - Sue McCormick, Area Administrator)
Attachments: Location Map, BID TABULATION
- DS-4 [11-0356](#) Resolution to Approve the Purchase of Two Police Patrol Vehicles from Shaheen Chevrolet (State of Michigan \$54,625.00)
(Fleet & Facilities Services - Sue F. McCormick, Public Services Administrator)
Attachments: Shaheen Bid Tab.pdf
- DS-5 [11-0329](#) Resolution to Approve a Purchase Order to The Ultimate Software Group Inc. for UltiPro Human Resource and Payroll Subscription Services (\$167,976.00)
(Information Technology Services - Dan Rainey, IT Director)

- DS-6 [11-0349](#) Resolution to Approve a Professional Services Agreement with Brian Karcher, Independent Contractor for OnBase Development (Not to Exceed \$125,000.00)
(Information Technology Services - Dan Rainey, IT Director)
- DS-7 [11-0370](#) Resolution to Approve Near North PUD Revised Building Elevations (626-724 North Main Street)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Existing and Proposed Elevations, PUD Supplemental Regulations Evaluation
- DS-8 [11-0406](#) Resolution to Adopt a Policy Regarding Foreclosures on Affordable Housing Covenant Units
(Community Services - Sumedh Bahl, Area Administrator)
- DS-9 [11-0390](#) Resolution to Approve Street Closings for the 2011 Ann Arbor Jaycees Fourth of July Parade
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 4th of July Parade Map.pdf
- DS-10 [11-0404](#) Resolution to Approve Street Closings for the Tour de Kids Competitive Bike Race - Sunday, June 19, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Tour de Kids Map.PDF
- DS-11 [11-0411](#) Resolution to Approve Street Closings for the Big House/Big Heart Running Event - Sunday, October 9, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Big House Big Heart Map.pdf, Big House Big Heart Route.pdf
- DS-12 [11-0428](#) Resolution to Approve Additional Street Closings for the 2011 Rolling Sculpture Car Show - Friday, July 8, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Rolling Sculpture Car Show Map.pdf
- DS-13 [11-0429](#) Resolution to Close Street for the Townie Street Party - Monday, July 18, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Townie Street Party Map 2011.pdf, Townie Street Party Layout 2011.pdf

E COMMUNICATIONS FROM THE MAYOR

E-1 [11-0421](#) 4/4/11 Appointments and Nominations
(Mayor's Office)

E-2 [11-0481](#) 4/19/11 Appointments & Nominations
(Mayor's Office)
(Added 4/18/11)

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 [11-0436](#) Communication from Dr. Dolsen expressing concern with the proposed Resolution to Establish a Joint Corridor Improvement Authority for portions of Washtenaw Avenue
(City Clerk Services)

Attachments: Washtenaw Corridor Improvement Communication from Dr. Dolsen

H-2 [11-0441](#) Communication from Sandra Sorini Elser regarding notice of Intent to Establish Condominium Project located at 703-705 N. Fifth Condominiums - Planning and Development Services
(City Clerk Services)

Attachments: Notice of Intent - Condominium 703-705 N. 5th

I The following minutes were received for file:

I-1 [11-0296](#) Energy Commission Minutes - February 8, 2011
Attachments: Energy Commission Minutes - February 8, 2011

I-2 [11-0306](#) Historic District Commission Meeting Minutes of the January 13, 2011
(Planning and Development Services)

Attachments: 1-13-2011 HDC Meeting Minutes

- I-3 [11-0400](#) Ann Arbor-Ypsilanti Smart Zone LDFA Board Meeting Minutes - October 26, 2010
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: LDFA 101026 MINUTES.pdf
- I-4 [11-0438](#) Council Search Committee Minutes - March 30, 2011
(City Council)
Sponsors: Higgins
Attachments: Search Comm Minutes 3-30-11
- I-5 [11-0440](#) Council Administration and Labor Committee Meeting Minutes of March 21, 2011
(City Clerk Services)
Attachments: Council Admin & Labor Committee Minutes of 3-21-11
- I-6 [11-0433](#) Ann Arbor Public Art Commission 2012 Annual Planning Meeting Minutes - March 31, 2011
(Public Services - Sue F. McCormick, Public Services Administrator)
Attachments: AAPAC FY12 Annual Planning Meeting 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: TUESDAY, APRIL 19, 2011, 7:00 P.M.

REPLAYS: WEDNESDAY, APRIL 20, 2011, 10:00 A.M. AND FRIDAY, APRIL 22, 2011 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.