



# City of Ann Arbor

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

## Meeting Agenda City Council

---

Monday, April 7, 2014

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.

---

### CALL TO ORDER

### MOMENT OF SILENCE

### PLEDGE OF ALLEGIANCE

### ROLL CALL OF COUNCIL

### APPROVAL OF AGENDA

### COMMUNICATIONS FROM THE CITY ADMINISTRATOR

[14-0600](#) Agenda Response Memo - April 7, 2014

(City Council)

**Attachments:** Agenda Responses 4-7-14

(Added 4/7/14)

### INT INTRODUCTIONS

INT-1 [14-0531](#) 4/7/14 Proclamation for 2014 Veg Week

(Mayor's Office)

**Sponsors:** Hieftje

INT-2 [14-0579](#) 4/7/14 Elizabeth R. Dean Day Proclamation

(Mayor's Office)

(Added 4/4/14)

**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. Tom Partridge - Affordable Transportation, Alternative Transportation AAATA
2. Frank Burdick - Pedestrian Safety Taskforce (DS-1)
3. Cliff Douglas - Smoking Ordinance (C-1)
4. Alan Haber - Resolution to Amend Resolution R-14-098 Directing the City Administrator to List for Sale 319 S. 5th Ave. (DC-4)
5. Ingrid Ault - Resolution to Amend Resolution R-14-098 Directing the City Administrator to List for Sale 319 S. 5th Ave. (DC-4)
6. Odile Hugonot-Haber - Resolution to Amend Resolution R-14-098 Directing the City Administrator to List for Sale 319 S. 5th Ave. (DC-4)
7. Kermit Schlansker - How to Save the Earth
8. Ali Ramlawi - Future of the Library Lot

**CC COMMUNICATIONS FROM COUNCIL****MC COMMUNICATIONS FROM THE MAYOR**

**MC-1** [14-0484](#) Appointments - Confirmations  
(Mayor's Office - John Hieftje, Mayor)  
**Sponsors:** Hieftje

**MC-2** [14-0596](#) Appointments & nominations April 7, 2014  
(Mayor's Office)  
(Added 4/7/14)

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

- PH-1 [14-0513](#) Resolution to Vacate a Seven-Foot Wide Strip of West Ellsworth Road Near the Corner of South State Street and Accept a Grant of Easement for Non-motorized Use (CPC Recommendation: Approval - 9 Years and 0 Nays) **(8 Votes Required)**

(Community Development Services - Sumedh Bahl, Area Administrator)

**Attachments:** 3/18/14 Planning Staff Report, Vacation and Easement Drawing.pdf, 3-18-2014 CPC Minutes for Belle Tire ROW Vacation

(See DB-1)

- PH-2 [14-0514](#) Resolution to Approve the Main Street Area Business Improvement Zone and Zone Plan

(City Council)

**Sponsors:** Taylor, Briere and Petersen

**Attachments:** SCHEDULE 1 TO BIZ PETITION, SCHEDULE 2 TO BIZ PETITION, SCHEDULE 3 TO BIZ PETITION

(See DC-2)

## A APPROVAL OF COUNCIL MINUTES

- A-1 [14-0528](#) Regular Session Meeting Minutes of March 17, 2014

(City Clerk Services - Jacqueline Beaudry, City Clerk)

**Attachments:** 3-17-14 Draft minutes, Council emails 3-17-2014\_Redacted1.pdf

## CA CONSENT AGENDA

- CA-1 [14-0374](#) Resolution to Approve a Professional Services Agreement for Construction Materials Testing with CTI and Associates, Inc. for the 2014 Street Resurfacing Project (RFP No. 884, \$82,332.50)

(Project Management Services - Craig Hupy, Public Services Area Administrator)

- CA-2 [14-0386](#) Resolution to Approve the Purchase a TS15P R1000 Robotic Total Station and DNA10 Digital Level for Surveying (\$33,671.00)

(Project Management Services - Nicholas Hutchinson, City Engineer)

**Attachments:** Survey Equipment Quote February 2013.pdf

- CA-3 [14-0388](#) Resolution to Approve Purchase Order for Annual Maintenance and Support of TRAKiT System with CRW Systems, Inc. for FY2014 (\$36,500.00)

(Financial and Administrative Services - Tom Crawford, CFO)

- CA-4 [14-0293](#) Resolution to Close Washington Street for the Townie Street Party - Monday, July 14, 2014  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Townie Street Party Map 2014.pdf
- CA-5 [14-0390](#) Resolution to Approve Street Closings for the 2014 Ann Arbor Jaycees Fourth of July Parade - Friday, July 4, 2014  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 4th of July Parade Map.pdf
- CA-6 [14-0443](#) Resolution to Close Streets for the Townie Street Party - Ann Arbor Mile on Monday, July 14, 2014  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Townie-AA Mile Map.pdf
- CA-7 [14-0453](#) Resolution to Approve a Transportation Alternatives Program Grant Application to SEMCOG and MDOT to Fund Renovations of the Gallup Park Pathway  
(Community Services - Sumedh Bahl, Community Services Area Administrator)
- CA-8 [14-0520](#) Resolution to Approve Street Closings for the 2014 "Taste of Ann Arbor" and "Taste of Ann Arbor Beer Garden" Special Event - Sunday, June 1, 2014  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** Taste of Ann Arbor Map.pdf
- CA-9 [14-0070](#) Resolution to Approve Street Closing for The Event on Main - Thursday, June 19, 2014  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** The Event on Main Map.pdf, The Event on Main Tent Map 2014

**B ORDINANCES - SECOND READING**

None.

**C ORDINANCES - FIRST READING****C Unfinished Business:**

- C-1     [14-0189](#)     An Ordinance to Add a New Chapter 64 (Smoke-Free Outdoor Public Places) to Title VI (Food and Health) of the Code of the City of Ann Arbor (Ordinance No. ORD-14-03)
- (City Council)
- Sponsors:**     Warpehoski
- Attachments:**   Chapter 64 Smoke Free Ordinance (14-03) Briefed.pdf, Chapter 64 Smoke Free Ordinance as Amended 040714, Revised Smoke Ordinance 4-7-14.pdf, Revised SmokeFree Ordinance substitute 030314, No Smoking Ordinance Amendment.pdf
- (Postponed from the 2/3/14 and 3/3/14 regular sessions.) (Revised on 4/7/14)*

**C     New Business - Staff:**

- C-2     [14-0346](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.02 Acres from R4D (Multiple-Family Dwelling District) to PL (Public Land District), Stapp Nature Area Addition, 3301 Traverwood Drive (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-14-04)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**   Stapp Nature Area Zoning Ordinance (14-04) Briefed.pdf, Zoning Ordinance - Stapp Nature Area Addition.pdf, 2/20/14 Planning Staff Report, 2/20/14 Minutes

**D     MOTIONS AND RESOLUTIONS**

**DC    New Business - Council:**

- DC-3   [14-0526](#)    Resolution To Urge the Termination of Efforts to Appeal United States District Court's March 21, 2014 Findings of Fact and Conclusions of Law in the Case of Deboer v. Snyder
- (City Council)
- Sponsors:**     Taylor, Teall, Briere, Warpehoski, Lumm and Hieftje
- DC-4   [14-0514](#)    Resolution to Approve the Main Street Area Business Improvement Zone and Zone Plan
- (City Council)
- Sponsors:**     Taylor, Briere and Petersen
- Attachments:**   SCHEDULE 1 TO BIZ PETITION, SCHEDULE 2 TO BIZ PETITION, SCHEDULE 3 TO BIZ PETITION
- (See PH-2) (Attachments Revised 4/7/14)*

- DC-5 [14-0543](#) Resolution to Establish a Policy for the Distribution of Proceeds from the Sale of the Development Rights on 319 S. Fifth Ave. (the Library Lot)  
(City Council)

**Sponsors:** Hieftje, Briere, Taylor and Warpehoski

- DC-6 [14-0573](#) Resolution to Amend Resolution R-14-098 Directing the City Administrator to List for Sale 319 South Fifth and Retain Real Estate Brokerage Services  
(City Council)

**Sponsors:** Anglin, Eaton and Briere  
(Revised 4/7/14)

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

- DB-1 [14-0513](#) Resolution to Vacate a Seven-Foot Wide Strip of West Ellsworth Road Near the Corner of South State Street and Accept a Grant of Easement for Non-motorized Use (CPC Recommendation: Approval - 9 Yeas and 0 Nays) **(8 Votes Required)**

(Community Development Services - Sumedh Bahl, Area Administrator)

**Attachments:** 3/18/14 Planning Staff Report, Vacation and Easement Drawing.pdf, 3-18-2014 CPC Minutes for Belle Tire ROW Vacation

(See PH-1)

- DB-2 [14-0509](#) Resolution Requesting The Regents of The University of Michigan and University of Michigan President Consider City Land Use Recommendations In the Future Development of the Edwards Brothers Site (CPC Recommendation 9 Yeas, 0 Nays)

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

**Sponsors:** Petersen

**DS Unfinished Business - Staff:**

- DS-1 [14-0188](#) Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget and Appropriate (\$122,250.00) to Support the Pedestrian Safety Task Force, and to Approve a Professional Services Agreement with Project Innovations, Inc. (\$77,400.00) **(8 Votes Required)**

(Systems Planning Services - Craig Hupy, Public Services Administrator)

**Attachments:** Ex. 1, Pedestrian Safety TF-Proposed Work Approach, Ex. 2, Pedestrian Safety TF-Probable Timeline, Memo to City Administrator 3-27-14, Ex. 3, Pedestrian Safety TF-Probable Timeline including RFP Process, Pedestrian Safety TF-PSA with Project Innovations

(Postponed from the 3/3/14 regular session.)

**DS New Business - Staff:**

- DS-2**    [14-0380](#)    Resolution to Approve a Contract with Nagle Paving Company to Relocate and Rebuild the Tennis Courts at Windemere Park (\$134,297.80)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:**    ITB WindemereTennis Court Specifications for Council.pdf
- DS-3**    [14-0362](#)    Resolution to Award a Construction Contract to Barrett Paving Materials, Inc. (ITB. 4325, \$3,409,000.00) for the 2014 Street Resurfacing Project  
(Project Management Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    2014 Street List.pdf, 2014 Bidders List.pdf
- DS-4**    [14-0396](#)    Resolution to Award a Construction Contract to Doan Construction Company (Bid No. 4320, \$1,707,037.00) for the 2014 Ramp & Sidewalk Repair Project  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    RSW 2014 Work Areas, Doan Award Bid Tab.pdf, ITB-4320 Addendum 1 FINAL, Doan Proposal ITB 4320, ITB 4320 2014 RSW Project Doan Contract
- DS-5**    [14-0398](#)    Resolution to Extend the Service Agreement with Precision Concrete Cutting (Bid No. 4260) for the 2014 Ramp & Sidewalk Repair Project  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    RSW 2014 Work Areas, ITB 4260 2013 Sidewalk Cutting contract FINAL

**COMMUNICATIONS FROM COUNCIL****E COMMUNICATIONS FROM THE CITY ATTORNEY****F & G CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS****F The following communications were referred as indicated:**

- F-1**    [14-0497](#)    Letter to Mayor and Council from David Canter and Matthew Kulhanek March 18, 2014 Regarding Airport Strategic Planning  
(Airport Advisory Committee - Matthew Kulhanek, Airport Manager)  
**Attachments:**    Strategic Plan Letter to Mayor and Council 3-18-14

- F-2     [14-0500](#)     Communication from Derek Spinei, President of the Detroit Area Art Deco Society regarding 515/517 Oxford Road Rezoning - Planning and Development Services  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:**    515-517 Oxford Rd Communication.pdf
- F-3     [14-0510](#)     Resolution to Request City Council Utilize an RFQ/RFP Process For the Sale of the Development Rights Over the "Library Lot" Underground Parking Structure  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:**    Approved Planning Commission Resolution 03-18-14
- F-4     [14-0515](#)     Resolution Dated March 17, 2014 from the Board of Directors of the Ann Arbor District Library Requesting Ann Arbor City Council Reject City Council Resolution Designating an Urban Park Location on The Library Lot Site  
(City Clerk Services - Jacqueline Beaudry)  
**Attachments:**    13-214 Resolution Rejecting Urban Public Park
- F-5     [14-0516](#)     AAATA Financial and Performance Reports for the month ended February 28, 2014  
(City Clerk Services)  
**Attachments:**    AAATA Financial and Performance Month Ended 02.28.14.pdf
- F-6     [14-0522](#)     Communication from Comcast regarding channel changes effective April 29, 2014 - CTN  
(City Clerk Services)  
**Attachments:**    Comcast Communication.pdf
- F-7     [14-0523](#)     Notice of Public Meetings with Washtenaw County Parks and Recreation Commission regarding the Washtenaw County Parks and Recreation Master Plan: 2015-2019  
(City Clerk Services)  
**Attachments:**    Washtenaw County Parks and Recreation Commission Communication.pdf
- F-8     [14-0542](#)     City of Ann Arbor Economic Collaborative Task Force Report - March 28, 2014  
(Economic Collaborative Task Force)  
**Sponsors:**        Petersen  
**Attachments:**    Economic Collaborative Task Force Final 4-28-14



- F-9     [14-0553](#)     Communications from the Ann Arbor Area Transportation Authority (AAATA)  
(City Clerk Services)  
**Attachments:**     Transit Improvement Funding Request Issue Analysis.pdf, Community Attitude Survey 2013.pdf
- F-10     [14-0562](#)     April 2, 2014 Public Opinion from City Attorney Stephen Postema Regarding the City of Ann Arbor's Homeowner Tax Assessment  
(City Clerk - Jacqueline Beaudry)  
**Attachments:**     City Attorney Opinion regarding Property Assessments
- F-11     [14-0563](#)     August 9, 2012 Advisory Memorandum from City's Outside Bond Counsel  
(City Clerk - Jacqueline Beaudry)  
**Attachments:**     August 2012 Letter from Dykema Gossett Bond Counsel
- F-12     [14-0595](#)     Communication from Lisa Danto, RN, regarding the proposed smoke-free (SF) air outdoor policy proposal  
**Attachments:**     Email from Lisa Danto .pdf, TBATC Letter of Support 4-7-14.pdf, MI SF\_TF parks beaches List 4-7-14 LAD.pdf, Leel. Co. Tobacco-Free Campus Ord. 9-07.pdf  
(Added 4-7-14)
- G     The following minutes were received for filing:**
- G-1     [13-1329](#)     Environmental Commission Meeting Minutes of September 26, 2013  
(Environmental Commission)  
**Attachments:**     City of Ann Arbor Environmental Commission Meeting\_09262013
- G-2     [14-0072](#)     Public Market Advisory Commission Meeting Minutes of the December 19, 2013  
(Parks and Recreation Services - Sarah DeWitt, Market Manager)  
**Attachments:**     Minutes of the December 19, 2013 Public Market Advisory Commission Meeting.pdf
- G-3     [14-0237](#)     Historic District Commission Meeting Minutes of the January 9, 2014  
(Planning and Development Services)  
**Attachments:**     1-9-2014 HDC Minutes with Live Links-Amended

- G-4 [14-0264](#) City Planning Commission Meeting Minutes of November 19, 2013  
(Planning and Development Services)  
**Attachments:** 11-19-2013 CPC Minutes with Live Links
- G-5 [14-0265](#) City Planning Commission Meeting Minutes of December 3, 2013  
(Planning and Development Services)  
**Attachments:** 12-3-2013 CPC Minutes with Live Links
- G-6 [14-0266](#) City Planning Commission Special Meeting Minutes of January 14, 2014  
(Planning and Development Services)  
**Attachments:** 1-14-2014 CPC Special Meeting Minutes
- G-7 [14-0323](#) Zoning Board of Appeals Meeting Minutes of January 22, 2014  
(Planning and Development Services)  
**Attachments:** 1-22-2014 ZBA Minutes with Live Links
- G-8 [14-0326](#) Public Market Advisory Commission Meeting Minutes of January 16, 2014  
(Parks and Recreation Services - Sarah DeWitt, Market Manager)  
**Attachments:** PMAC Meeting Minutes 1.16.14.pdf
- G-9 [14-0355](#) City Planning Commission Meeting Minutes of December 17, 2013  
(Planning and Development Services)  
**Attachments:** 12-17-2013 CPC Minutes with Live Links
- G-10 [14-0454](#) Park Advisory Commission Meeting Minutes of February 25, 2014  
(Park Advisory Commission)  
**Attachments:** PAC Final Meeting Minutes for 2-25-14.pdf
- G-11 [14-0469](#) Downtown Development Authority Meeting Minutes of February 5, 2014  
(DDA)  
**Attachments:** DDA Minutes February 2014
- G-12 [14-0471](#) Downtown Area Citizens Advisory Council Meeting Minutes of March 4, 2014  
(DDA)  
**Attachments:** Downtown Area Citizens Advisory Meeting Minutes 030414

- G-13 [14-0479](#) City Planning Commission Meeting Minutes of January 23, 2014  
(Planning and Development Services)  
**Attachments:** 1-23-2014 CPC Minutes with Live Links
- G-14 [14-0480](#) February 20, 2014, City Planning Commission Meeting Minutes  
(Planning and Development Services)  
**Attachments:** 2-20-2014 CPC Minutes with Live Links
- G-15 [14-0491](#) Ann Arbor Public Art Commission Meeting Minutes - October 23, 2013  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** AAPAC Meeting Minutes - October 2013.pdf
- G-16 [14-0528](#) Regular Session Meeting Minutes of March 17, 2014  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:** 3-17-14 Draft minutes, Council emails 3-17-2014\_Redacted1.pdf

**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

**CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).**

**ADJOURNMENT**

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

**LIVE: MONDAY, APRIL 7, 2014, 7:00 P.M.**

**REPLAYS: TUESDAY, APRIL 8, 2010, 10:00 A.M. AND FRIDAY, APRIL 11, 2014, 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 two (2) business days 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.