



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, March 17, 2008

7:00 PM

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

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**INT INTRODUCTIONS**

**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. Thomas Partridge - What would Christ advise? Uniting the City, Council and State or Continuing to divide and discriminate.**
- 2. Karen Sidney - Village Green (DS-4)**
- 3. Alan Haber - Old Y**
- 4. Ed Amonsens - City Plans to Finance the New Court / Police Building**
- 5. Sylvia Nolasco - Food Vending Permits**
- 6. Vivienne Armentrout - City Hall Proposal**
- 7. Miriam Lindsey - Hot Dog Stands**

8. **Matthew Grocoff - Backyard Chickens (C-3)**
9. **Kristin Tomey - Backyard Chickens (C-3)**
10. **Christine Wickramarachi - Backyard Chickens (C-3)**

**Alternates:**

1. **Sebastian Escalada - Street Vending**
2. **Chris Hildebrand - Keeping Ann Arbor, Ann Arbor**

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

- PH-1 [08-0082](#) An Ordinance to Amend Chapter 55, Rezoning of 2.23 Acres from PUD (Planned Unit Development) to C3 (Fringe Commercial District), State and Ellsworth Plaza, 3965 South State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-07)  
(See B-2)
- PH-2 [08-0195](#) Resolution to Approve Liberty Place Condominiums Planned Project Site Plan and Development Agreement, 4.65 Acres, Northeast Corner of West Liberty Road and I-94 (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(See DB-1)
- PH-3 [08-0201](#) Resolution to Approve RelaxStation Site Plan, 0.16 Acre, 300 West Huron Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(See DB-2)
- PH-4 **Receive Public Comment on the Application of Arbor Networks, for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2008-020**

**COMMUNICATIONS FROM COUNCIL****A APPROVAL OF COUNCIL MINUTES**

- A-1 [08-0270](#) Regular Session of March 3, 2008

**CA CONSENT AGENDA**

- CA-1 [08-0141](#) Resolution to Amend Previously Approved Resolution R-347-8-01 Authorizing Water Main Improvement Charge for 1710 Dhu Varren Road (\$6,990.65)  
*(Public Services - Sue F. McCormick, Area Administrator)*
- CA-2 [08-0148](#) Resolution Authorizing Road Improvement Charge for 3081 Glazier Way (\$19,633.77)  
*(Public Services - Sue F. McCormick, Area Administrator)*
- CA-3 [08-0149](#) Resolution Authorizing Road Improvement Charge for 3093 Glazier Way (\$98,168.85)  
*(Public Services - Sue F. McCormick, Area Administrator)*
- CA-4 [08-0199](#) Resolution to Approve the First Amendment to Professional Services Agreement with Kidorf Preservation Consulting for Historic Preservation Consulting Services (\$78,000.00)  
*(Planning and Development Services - Jayne Miller, Area Administrator)*
- CA-5 [08-0210](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of February 22, 2008  
*(Financial and Administrative Services - Tom Crawford, CFO)*
- CA-6 [08-0226](#) Resolution to Approve the Transfer Ownership and Location of a 2007 Class C Liquor Licensed Business Located at 2161 W. Stadium to 1703-1705 Plymouth Road - D/B/A Ayse's Cafe  
*(City Clerk Services - Jacqueline Beaudry, City Clerk)*
- CA-7 [08-0229](#) Resolution to Approve Seventh Amendment to Legal Services Contract With Dykema Gossett (\$30,000.00)  
*(City Attorney Services - Stephen Postema, City Attorney)*

**B ORDINANCE - SECOND READING****B & D Old Business**

- B-1 [08-0143](#) An Ordinance to Amend Sections 1:813 and 1:821 of Chapter 23 (Living Wage Requirements) of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-08-10)  
**Sponsors:** Easthope

- D-1    **08-0202**        Resolution Authorizing Summary Publication of Ordinance No. ORD 08-10 Amending Sections 1:813 and 1:821 of Chapter 23, Living Wage Requirements in City Contracts and Grants, of Title I of the City of Ann Arbor  
*(City Attorney Services - Stephen Postema, City Attorney)*

**New Business:**

- B-2    **08-0082**        An Ordinance to Amend Chapter 55, Rezoning of 2.23 Acres from PUD (Planned Unit Development) to C3 (Fringe Commercial District), State and Ellsworth Plaza, 3965 South State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-07)  
*(Planning and Development Services - Jayne Miller, Area Administrator) (See PH-1)*

**C        ORDINANCE - FIRST READING**

- C-1    **08-0258**        An Ordinance to Amend Section 9:363 of Chapter 119 (Noise Control) of Title IX of the Code of the City of Ann Arbor  
**Sponsors:**     Anglin, Kunselman and Teall
- C-2    **08-0262**        An Ordinance to Add a New Section 9:15 to Chapter 106 (Nuisances) of Title IX of the Code of the City of Ann Arbor  
**Sponsors:**     Anglin, Kunselman and Teall
- C-3    **08-0263**        An Ordinance to Add a New Section 9:42 to and Amend Sections 9:38, 9:45, and 9:52 of Chapter 107 (Animals) of Title IX of the Code of the City of Ann Arbor  
**Sponsors:**     Anglin, Kunselman and Teall

**D        MOTIONS AND RESOLUTIONS**

**DC      New Business - Council:**

- DC-1   **08-0254**        Resolution to Approve the Purchase One Four Wheel Drive Heavy Duty One Ton Cab and Chassis Truck from Signature Ford (Macomb County Bid \$33,462.00)  
**Sponsors:**     Kunselman
- DC-2   **08-0271**        Resolution to Request Washtenaw County Board of Commissioners to Negotiate with City Courthouse Lease Extension for 15th District Court  
**Sponsors:**     Anglin, Briere and Kunselman

**Added After Newspaper Deadline:**

- DC-3 [08-0277](#) Resolution Supporting Governor Granholm's Proposed Increase in Statutory Revenue Sharing  
*Sponsors:* Greden, Hieftje, Higgins, Rapundalo, Lowenstein and Teall  
(Added 3/13/08)
- DC-4 [08-0278](#) Resolution to Amend Zoning Ordinance to Examine Alternatives to Allow Personal Service Uses in the Office District as described in the Zoning Ordinance (Section 5:10.12)  
*Sponsors:* Higgins and Teall  
(Added 3/13/08)
- DC-5 [08-0282](#) Resolution to End the Temporary Suspension of the 2008 Sidewalk Improvement Program  
*Sponsors:* Higgins, Kunselman and Rapundalo  
(Added 3/14/08)
- DC-6 [08-0280](#) Resolution Appointing Golf Courses Advisory Task Force Members  
*Sponsors:* Higgins and Lowenstein  
(Added 3/14/08)
- DC-7 [08-0292](#) Resolution Recommending Revisions to the Ann Arbor Sidewalk Vendor Program  
*Sponsors:* Briere and Kunselman  
(Added 3/17/08)
- DB New Business - Boards and Commissions:**
- DB-1 [08-0195](#) Resolution to Approve Liberty Place Condominiums Planned Project Site Plan and Development Agreement, 4.65 Acres, Northeast Corner of West Liberty Road and I-94 (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Planning and Development Services - Jayne Miller, Area Administrator) (See PH-2)
- DB-2 [08-0201](#) Resolution to Approve RelaxStation Site Plan, 0.16 Acre, 300 West Huron Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Planning and Development Services - Jayne Miller, Area Administrator) (See PH-3)
- DB-3 [08-0200](#) Resolution to Approve Desprez Annexation, 1.0 Acre, 3490 East Huron River Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays).  
(Planning and Development Services - Jayne Miller, Area Administrator)
- DB-4 [08-0180](#) Resolution to Approve Amendment No. 2 to the By-laws of the Ann Arbor-Ypsilanti SmartZone LDFA  
(Financial and Administrative Services - Tom Crawford, CFO)

**DS New Business - Staff:**

- DS-1 [08-0203](#) Resolution Setting a Public Hearing on April 7, 2008 to Receive Public Comment on the Proposed Industrial Development District No. 2008-030  
*(Financial and Administrative Services - Tom Crawford, CFO)*
- DS-2 [08-0211](#) Resolution to Approve Contract with Sehi Computer Products, Inc. for Personal Computer Replacement and Deployment Services - ITB No. 3911 (Not to Exceed \$363,342.00), Establish a Project Budget and a Supplemental Appropriation of Funds from the Information Technology Fund Reserves and a Budget amendment to FY2008 Information Technology Budget (\$135,006.00) **(8 Votes Required)**  
*(Financial and Administrative Services - Tom Crawford, CFO)*
- DS-3 [08-0204](#) Resolution to Approve Purchase of 700 Altiris Client Management Suite Level 1 Licenses from Sehi Computer Products, Inc. (Not to Exceed \$34,650.00)  
*(Financial and Administrative Services - Tom Crawford, CFO)*
- DS-4 [08-0237](#) Resolution to Approve an Amendment to the Option to Purchase Agreement with Village Green Residential Properties LLC to extend the Term of the Agreement **(8 Votes Required)**  
*(Financial and Administrative Services - Tom Crawford, CFO)*
- DS-6 [08-0176](#) Resolution to Approve the Purchase of a Model 2115 Vector from Jack Doheny Supplies, Inc. (\$304,240.00)  
*(Public Services - Sue F. McCormick, Area Administrator)*
- DS-7 [08-0175](#) Resolution to Approve Amendment No. 1 to the Professional Services Agreement with GeoTrans, Inc. (\$111,559.00)  
*(Public Services - Sue F. McCormick, Area Administrator)*
- DS-8 [08-0174](#) Resolution to Appropriate Water Supply Funds and Approve and Authorize an Increase in the Ann Arbor Housing Trust Fund to Assist Low-income Homeowners with Water Service Repairs (\$65,000.00)**(8 Votes Required)**  
*(Public Services - Sue F. McCormick, Area Administrator)*
- DS-9 [08-0168](#) ~~Resolution to Approve Contract Change Order No. 1, Increasing the Total Contract Amount to \$163,174.00 with Margolis Companies, Inc. for Bid #3868 to Complete the Swift Run Dog Park Construction (Deleted on 3/17/08)~~  
*(Community Services - Jayne Miller, Area Administrator)*

- DS-10 [08-0208](#) Resolution to Approve a Construction Contract with Allied Building Services, Inc. Per Bid #3925 for \$95,645.00 to Implement Phase I of the Master Market Plan - Existing Canopy Improvements and to Establish a Total Construction Project Budget of \$105,209.50 and Appropriate Funds for the Construction Project from the Market Fund **(8 Votes Required)**  
*(Community Services - Jayne Miller, Area Administrator)*
- DS-11 [08-0232](#) Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2008  
*(Community Services - Jayne Miller, Area Administrator)*
- DS-12 [08-0233](#) Resolution to Approve Street Closings for the 2008 Take Back The Night (Rally and March) - Thursday, April 10, 2008  
*(Community Services - Jayne Miller, Area Administrator)*
- DS-13 [08-0234](#) Resolution to Close North University Avenue from 6:00 A.M. on Friday, May 16, 2008 to Noon on Sunday, May 18, 2008 for the Ann Arbor Book Festival to be Held on Saturday, May 17, 2007 from 10:00 A.M. to 6:00 P.M.  
*(Community Services - Jayne Miller, Area Administrator)*
- DS-14 [08-0231](#) Resolution Authorizing Purchase of Easement for Road Right-of-Way from Traver Village Limited Partnership **(8 Votes Required)**  
*(City Attorney Services - Stephen Postema, City Attorney)*
- DS-15 [08-0251](#) Resolution to Approve the Sale of City-Owned Property Located in the Ann Arbor Tally Hall Condominium to McKinley Inc. for the McKinley Towne Centre - Liberty Retail Development **(8 Votes Required)**  
*(City Attorney Services - Stephen Postema, City Attorney)*
- DS-16 [08-0250](#) Resolution to Approve a Request from the University of Michigan to Close Portions of North University Avenue and Prohibit Sidewalk Occupancy Permits and Peddler Licenses During University of Michigan Spring Graduation Commencement Ceremonies  
*(Planning and Development Services - Jayne Miller, Community Services Area Administrator)*

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [08-0294](#) 3/17/08 Appointment Nominations

**COMMUNICATIONS FROM COUNCIL**

**F COMMUNICATIONS FROM CITY ADMINISTRATOR**

- F-1 [08-0205](#) Land Acquisition Committee of the Park Advisory Commission
- F-2 [08-0235](#) Ann Arbor Farmers Market Rapid Market Assessment Report
- F-3 [08-0206](#) Informational Item - Resolution to Approve the City of Ann Arbor Joining the Washtenaw Urban County for Fiscal Years 2010, 2011, and 2012 and Authorize the City to Enter into the Urban County Cooperative Agreement with Washtenaw County  
**Sponsors:** Easthope and Greden

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

- H-1 [08-0247](#) Communication from S.E.M.C.O.G. regarding their Regional Update, Vol. 13, No. 5, 2/25/08
- H-2 [08-0248](#) Communication from Comcast regarding changes/additions in the Channel lineup
- H-3 [08-0249](#) Communication from the Department of Labor & Economic Growth regarding a grading work complaint made by Fritz Crisler
- H-4 [08-0264](#) Communication from DTE regarding notice of hearing for the Electric Delivery and Supply Customers of the Detroit Edison Company, Case No. U-15244 scheduled for March 20, 2008
- H-5 [08-0265](#) Communication from the Michigan Suburbs Alliance regarding its edition of In The Ring, Issue No. 3 Third Quarter 2007
- H-6 [08-0268](#) Communication from the Michigan Public Service Commission regarding a public hearing notice for the Electric Customers of the Detroit Edison Company, Case No. U-15417 scheduled for March 27, 2008 in Lansing Michigan

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

- I-1 [07-0395](#) Commission on Disabilities Issues - September 19, 2007 Meeting Minutes



- I-2     [08-0214](#)     City of Ann Arbor Employees' Retirement System Minutes - January 17, 2008
  
- I-3     [08-0215](#)     City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes - January 17, 2008
  
- I-4     [08-0216](#)     Greenbelt Advisory Commission Minutes of January 9, 2008
  
- I-5     [08-0218](#)     Ann Arbor Housing Commission Minutes - January 16, 2008
  
- I-6     [08-0221](#)     Public Market Advisory Commission Minutes - January 17, 2008
  
- I-7     [08-0224](#)     Sign Board of Appeals Minutes - October 10, 2006; February 13, 2007; June 12, 2007; August 14, 2007
  
- I-8     [08-0225](#)     Housing Board of Appeals Minutes - June 5, 2007; September 11, 2007; January 8, 2008
  
- I-9     [08-0228](#)     Zoning Board of Appeals Minutes - June 27, 2007; July 25, 2007; August 22, 2007; September 23, 2007; October 24, 2007; November 28, 2007; December 19, 2007; January 23, 2008
  
- I-10    [08-0238](#)     Commission on Disability Issues - October 2007 Meeting Minutes
  
- I-11    [08-0240](#)     Disabilities Commission Nov 2007 Meeting Minutes
  
- I-12    [08-0242](#)     Disabilities Commission December 2007 Meeting Minutes
  
- I-13    [08-0243](#)     Disabilities Commission Meeting Minutes January 2008
  
- I-14    [08-0244](#)     Human Rights Commission Meeting Minutes 9/17/07, 10/10/07, 11/14/07, 12/12/07, 01/09/08
  
- I-15    [08-0245](#)     Election Commission Minutes - December 20, 2007

**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:**

**RECORDED: MONDAY, MARCH 17, 2008, 7:00 P.M.  
BROADCASTS HAVE NOT BEEN SCHEDULED AT THIS TIME DUE TO THE CTN  
STUDIO RELOCATION.**

**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 994-2725 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.**