



City of Ann Arbor

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

Meeting Agenda City Council

Monday, May 5, 2008

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 Historic District Commission Annual Awards

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 - True Democratic Process needed to Unite Ann Arbor, Washtenaw County, and Michigan. Affordable Public Transportation, Housing, and Health Care is Essential.
2. Daniel Higgins - Huron River Drive Improvements
3. Vivienne Armentrout - Project Grow
4. Bill Higgins - Huron River Drive Construction Project
5. Stewart Beal - City Hall Penthouse Asbestos Abatement Project
6. Margaret Wong - Selection Committee for 415 W. Washington RFP
7. Miriam Lindsey - Many Topics

8. Mike Valentine - Chicken Ordinance

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** An Ordinance to Amend Chapter 55, Rezoning of 0.73 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Cares Property, 505 Riverview Drive (CPC Recommendation for R1B: Approval - 9 Years and 0 Nays) (Ordinance No. ORD-08-11)
- PH-2** An Ordinance to Amend Section 3:1 of Chapter 39 (Parks-General Regulations) of Title I of the Code of the City of Ann Arbor - Revise the Definition to allow the Sale of Alcohol at Leslie Park Golf Course (Ordinance No. ORD-08-13)
- PH-3** An Ordinance to Amend Section 10:148 of Chapter 126 (Traffic Code) of Title X of the Code of the City of Ann Arbor (ORD No. ORD-08-15) - Pedestrian Right of Way in Marked Crosswalks
- PH-4** An Ordinance to Amend Sections 1:552 and 1:569 of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor - Duty Death Benefit (Ord. No. ORD-08-16)
- PH-5** Fiscal Year 2009 Fee Adjustments for Safety Services Area - Fire Department Fee Schedule
- PH-6** Fiscal Year 2009 Fee Adjustments for Public Services Area - Project Management, Customer Service, and Field Operations
- PH-7** Proposed 2008-2009 City of Ann Arbor Budget and Property Tax Millage Rates

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1** Working Session of April 14, 2008 and Regular Session of April 21, 2008

CA CONSENT AGENDA

- CA-1** Resolution to Approve Amendment No. 2 to the Professional Services Agreement with Midwestern Consulting, LLC (\$23,500.00) for the Mallets Creek Culvert Crossing at South State Street Project
- CA-2** Resolution to Approve Purchase of Hydrofluorosilicic Acid for Water Treatment from PV: Nolwood Chemicals, Bid No. 3869 (estimated \$44,880.00/yr)
- CA-3** Resolution for Approval of a Professional Services Agreement with Stantec Consulting Michigan, Inc. for Consulting Services for FERC Part 12 Dam Inspection and Safety Report, RFP No. 690 (\$33,700.00) and to Approve a Project Budget (\$38,700.00)
- CA-4** Resolution to Approve the Transfer of Ownership and Location of a 2007 Class C Liquor Licensed Business located at 3155 Boardwalk, D/B/A Ann Arbor Lodging, L.L.C.

- CA-5** Resolution to Transfer Delinquent Sidewalk Maintenance Charges to the 2008 City Tax Roll
- CA-6** Resolution to Approve the Transfer of Ownership and Location of a Class C Liquor Licensed Business located in Escrow at 124 Pearl, Suite 101, in Ypsilanti, Michigan, to 859 Eisenhower Parkway, and a Request for a New Entertainment Permit to be held in Conjunction with the Class C Liquor License (D/B/A Bagger Dave's Legendary Burgers & Fries)

B ORDINANCE - SECOND READING

- B-1** An Ordinance to Amend Chapter 55, Rezoning of 0.73 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Cares Property, 505 Riverview Drive (CPC Recommendation for R1B: Approval - 9 Years and 0 Nays) (Ordinance No. ORD-08-11)
- B-2** An Ordinance to Amend Section 3:1 of Chapter 39 (Parks-General Regulations) of Title I of the Code of the City of Ann Arbor - Revise the Definition to allow the Sale of Alcohol at Leslie Park Golf Course (Ordinance No. ORD-08-13)
- B-3** An Ordinance to Amend Section 10:148 of Chapter 126 (Traffic Code) of Title X of the Code of the City of Ann Arbor (Ord No. ORD-08-15) - Pedestrian Right of Way in Marked Crosswalks
- B-4** An Ordinance to Amend Sections 1:552 and 1:569 of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor - Duty Death Benefit (Ord. No. ORD-08-16)
- DS-1** Resolution Authorizing Summary Publication of Ordinance No. ORD-08-16 Amending Sections 1:552 and 1:569 of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor - Duty Death Benefit

C ORDINANCE - FIRST READING

- C-1** An Ordinance to Amend Sections 1:573 and 1:592 of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor - Post-Retirement Benefits
- C-2** Motion for Reconsideration of the April 21 Vote that Defeated the First Readings of Three Ordinances Related to Backyard Chickens: "An Ordinance to Amend Section 9:363 of Chapter 119 (Noise Control) of Title IX of the Code of the City of Ann Arbor," "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," and "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"

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** Resolution Establishing the Liquor License Review Committee as a Permanent Council Committee

DB New Business - Boards and Commissions:

- DB-1** Resolution to Approve 2009-2014 Capital Improvements Plan (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
- DB-2** Resolution to Approve Maher Annexation, 1.06 Acres, 3087 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- DB-3** Resolution to Approve Distribution of Amendments to the City of Ann Arbor Downtown Plan (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

DS New Business - Staff:

- DS-2** Resolution to Allocate \$152,000.00 in HOME Funds to Habitat for Humanity of Huron Valley for the Land Acquisition and Construction of 1718, 1720 and 1724 Enclave Lane and to Approve the Affordable Housing Covenant (\$152,000.00 HOME Funds)
- DS-3** Resolution to Amend the Allocation of HOME Funds to Whispering Creek Project LLC for the Acquisition and Rehabilitation of 3335 - 3337 Platt Road from \$205,000.00 to \$377,364.00 and to Approve the Housing Affordability Agreement (\$377,364.00 HOME Funds)
- DS-4** Resolution to Amend the Allocation of HOME Funds to Whispering Creek Project LLC for the Acquisition and Rehabilitation of 3331 - 3333 Platt Road from \$205,000.00 to \$32,636.00 and to Approve the Housing Affordability Agreement (\$32,636.00 HOME Funds)
- DS-5** Resolution to Close Streets for the 8th Annual Mayor's Green Fair - Friday, June 13, 2008
- DS-6** Resolution to Approve Street Closings for the Tour de Kids Bike Race and Festival for Families and Kids - Sunday, June 15, 2008
- DS-7** Resolution to Approve Street Closings for the Tortoise & Hare 5K Run/Walk and Kid's Dash - Friday, July 4, 2008
- DS-8** Resolution to Approve Street Closings for the Neutral Zone Block Party - Saturday - May 31, 2008
- DS-9** Resolution to Close N. Fourth Avenue and E. Ann Street for the 13th Annual African-American Downtown Festival, Friday, June 6, 2008 to Saturday, June 7, 2008
- DS-10** Resolution to Close Street for the Townie Street Party - Monday, July 14, 2008
- DS-11** Resolution to Approve a Grant Contract with the Michigan Department of Transportation for the Design and Construction of a Snow Removal Equipment Storage Building, Preparation of a Hangar Site Area and Update of the Airport Layout Plan for the Ann Arbor Municipal Airport (\$1,297,864.00) (8 Votes Required)
- DS-12** Resolution to Approve an Agreement with CMA Construction Services Inc. (\$2,390,000.00), Approve Contract Amendments #1 and #2 to the Professional Services

Agreement between the City and URS Corporation (\$38,000.00) and Appropriate Funds and Amend the Project Budget for the Box Hangar and Snow Removal Equipment Building Project at the Ann Arbor Airport (\$2,566,374.00) (8 Votes Required)

- DS-13** Resolution to Appropriate Funds from the Major (\$70,500.00) and Local (\$55,500.00) Street Funds to Address Severe Winter Road Damage and to Authorize the Purchase of Additional High Performance Cold Patch from Ultimate Epoxy, LLC (\$28,185.00), Bid # 3818 (8 Votes Required)
- DS-14** Resolution to Award a Contract for the Superior Dam Painting and Handrail Replacement Project to Atsalis Brothers Painting (\$203,040.00) and Approve Project Budget (\$265,000.00)
- DS-15** Resolution to Award a Construction Contract to L. J. Construction, Inc. (Bid No. 3924, \$111,641.63.00) for the Malletts Creek Culvert Crossing at South State Street Project
- DS-16** Resolution to Approve a Professional Services Agreement with Washtenaw Engineering Company for the design of Catherine Street 16" Water Main; Plymouth Road Water Main Replacement; Wagner Road Sanitary Sewer - South; Glendaloch Circle Water Main Replacement; and Clair Circle Water Main Replacement Projects (\$148,586.00)
- DS-17** Resolution to Approve Amendment No. 1 to a Professional Services Agreement with Parsons-Brinckerhoff Michigan, Inc., for the Huron Parkway Bridge Painting and Huron Parkway/Geddes Avenue Intersection Improvements Project (\$128,641.54)
- DS-18** Resolution to Approve the Purchase of a Prisoner Transport Vehicle from Sirchie Finger Print Laboratories (Bid # 3933, \$36,400.00) (8 Votes Required)
- DS-19** Resolution to Approve an Amendment No. 2 to a Professional Services Agreement with Complete Corporate Solutions, Inc. to Provide Public Web Access to 15th District Court Historic Data (\$40,800.00 Amendment No. 2/\$119,600.00 total contract)
- DS-20** Resolution to Approve a Funding and Repayment Agreement with the Ann Arbor Employees Retirement System to Finance the Acquisition of Office Space for the Pension System (Not to Exceed \$400,000.00)
- DS-21** Resolution to Appropriate Funds and Reimburse FCR, Inc. for the Purchase of a Replacement Fire Protection System at the City-owned Materials Recovery Facility (MRF) \$117,779.00 (8 Votes Required)
- DS-22** Resolution to Accept Grant and Appropriate Funds from the Downtown Development Authority (\$100,000.00), to Establish Project Budget and to Authorize Contract with S.U.R. Energy Systems, LC, to Construct a Solar Electric System at the Farmers Market (\$53,725.00) (8 Votes Required)
- DS-23** Resolution to Approve Purchase of a New Forklift (\$28,978.58) and Installment Lease/Purchase Agreement with Deere Credit, Inc., for a New Loader at the City Materials Recovery Facility/Waste Transfer Station (\$173,500.00; \$37,858.88/year)

E COMMUNICATIONS FROM THE MAYOR

- E-1** 4/21/08 Appointments - Confirmations

E-2 Appointments - Nominations

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM CITY ADMINISTRATOR

F-1 Open Space and Parkland Preservation Funds

F-2 Living Wage Annual Increase

F-3 SmartZone LDFA Board Member Term Appointments

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 Communication from S.E.M.C.O.G. regarding their publication of SEMCOG, April 7, 2008, Vol 13. No. 8

H-2 Communication from the Michigan Public Service Commission regarding a notice of Public hearing for the customers of the Detroit Edison Company Case No. U-12478, May 1, 2008

H-3 Communication from the Michigan State University Extension regarding their publication of "Bringing Knowledge to Live in Washtenaw County" - March 2008

H-4 Communication from W.A.T.S. regarding the monthly publication of The Vehicle - April 2008, Vo. 2

H-5 Communication from Michigan Public Service Commission regarding Notice of Public Hearing for electric customers of the Detroit Edison Company, Case No. U-15002-R scheduled for May 14, 2008

I The following minutes were received for file:

I-1 Ann Arbor Energy Commission Meeting Minutes - March 11, 2008

I-2 Housing and Human Services Advisory Board Minutes - February 19, 2008, March 11, 2008 and March 25, 2008

I-3 Public Market Advisory Commission Minutes - February 21, 2008

I-4 Parks Advisory Commission Minutes - September 18, 2007; October 16, 2007; November 20, 2007; December 18, 2007; January 15, 2008; February 26, 2008; March 18, 2008

- I-5 Housing Board of Appeals Minutes - February 5, 2008
- I-6 Historic District Commission Minutes - July 12, 2007; August 9, 2007; Regular and Special Sessions; September 13, 2007 Regular and Special Sessions; October 11, 2007; November 8, 2007 and December 13, 2007
- I-7 Environmental Commission Minutes of January 24, 2008 and March 27, 2008
- I-8 Washtenaw Area Transportation Study (W.A.T.S.) minutes of December 19, 2007; February 19, 2008 and March 19, 2008

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:

LIVE: MONDAY, MAY 5, 2008, 7:00 P.M.

REPLAYS: TUESDAY, MAY 6, 2008, 10:30 A.M. AND FRIDAY MAY 9, 2008 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 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.