



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, June 1, 2009

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**

**INT-1** [09-0470](#) Student Election Inspector Essay Competition Winners - Mira Fishman, Community High School, Brian Collins, Huron High School and Bryan LaPointe, Pioneer High School  
(City Clerk - Jacqueline Beaudry)

**INT-2** [09-0295](#) Historic District Commission 2009 Annual Awards  
(Community Services - Jayne Miller, Area Administrator)

**INT-3** [09-0399](#) Historic District Commission 2008 Annual Report  
(Community Services - Jayne Miller, Area Administrator)

**INT-4** [09-0491](#) Non-Motorized Safety Education Outreach Presentation - Eli Cooper

**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

2. **Ray Detter - Parking Meters**
3. **Michael Yi - Ann Arbor Airport**
4. **Robert Snyder - Parking Meters in Residential Neighborhoods**
5. **Christine Crockett - Parking Meters**
6. **Peter Warburton - Sidewalk Replacement Program**
7. **John Floyd - New Yorker Minute**

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

- PH-1 [09-0273](#) An Ordinance to Amend Section 5:92 of Chapter 55 (Zoning) Of Title V and Section 5:122 of Chapter 57 (Subdivision and land Use Control) of Title V of the Code of the City of Ann Arbor Regarding Commercial Recycling (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-09-13)  
(Community Services - Jayne Miller, Area Administrator)  
(See B-1)
- PH-2 [09-0274](#) An Ordinance to Amend the Zoning Map of Section 5:4 of Chapter 55 of Title V of the Code of the City of Ann Arbor to Rezone 11 Park Properties (Argo Nature Area, Brookside Park, Cranbrook Park, Devonshire Park, Dolph Nature Area, Foxfire South Park, Lakewood Nature Area, Mary Beth Doyle Park, Oakridge Nature Area, Riverwood Nature Area, and West Park) from M1 (Limited Industrial District), PUD (Planned Unit Development District), R1A, R4A, R4C (Multiple-Family Dwelling District), R1C (Single-Family Dwelling), and R3 (Townhouse Dwelling Unit) to PL (Public Land District) (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-09-14)  
(Community Services - Jayne Miller, Area Administrator)  
(See B-2)
- PH-3 [09-0439](#) An Ordinance to Amend Sections 2:61, 2:62, 2:63, 2:64 and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor - Water, Sewer and Stormwater Rate Adjustments due to Capital Improvement Requirements (Ordinance No. ORD-09-19)  
(Public Services - Sue F. McCormick, Public Services Administrator)  
(See B-3)

- PH-4 [09-0420](#) Resolution to Approve City Place Site Plan and Development Agreement, 1.23 acres, 407- 437 South Fifth Avenue (CPC Recommendation: Approval - 6 Yeas and 3 Nays)  
(Community Services - Jayne Miller, Area Administrator)  
(See DB-1)

#### COMMUNICATIONS FROM COUNCIL

#### A APPROVAL OF COUNCIL MINUTES

- A-1 [09-0463](#) City Council Working Session Minutes of May 11, and Regular Session of May 18, 2009  
(City Clerk - Jacqueline Beaudry)

#### CA CONSENT AGENDA

- CA-1 [09-0316](#) Resolution to Authorize and Approve a Purchase Order for Two (2) Canon Digital Multi-Function Devices from Hasselbring-Clark (Not to Exceed \$35,000.00)  
(Information Technology Services - Dan Rainey, Director)
- CA-2 [09-0402](#) Resolution to Approve a Construction Contract with Nagle Paving Company in the Amount of \$69,696.00 to Resurface the Parking Lot at Olson Park, per Bid #4007 and to Establish a Total Construction Project Budget of \$76,665.60  
(Community Services - Jayne Miller, Area Administrator)
- CA-3 [09-0386](#) Resolution to Approve a Temporary Liquor License to Kempf House Center for Local History on September 6, 2009 for their annual Septemberfest at Kempf House Event  
(City Clerk - Jacqueline Beaudry)
- CA-4 [09-0418](#) Resolution Recognizing The Comic Opera Guild as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Clerk - Jacqueline Beaudry)
- CA-5 [09-0454](#) Resolution Recognizing Ann Arbor Huron High School Athletics Booster Club as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Clerk - Jacqueline Beaudry)

CA-6 [09-0456](#) Resolution Recognizing the Michigan Darfur Coalition as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Clerk - Jacqueline Beaudry)

CA-7 [09-0465](#) Resolution to Approve Purchase of Avid Qualified Workstation Upgrade/Replacement and Integration (\$41,168.00)  
(Communications (CTN) Services - Lisa Wondrash, Manager)

**B ORDINANCES - SECOND READING**

B-1 [09-0273](#) An Ordinance to Amend Section 5:92 of Chapter 55 (Zoning) Of Title V and Section 5:122 of Chapter 57 (Subdivision and land Use Control) of Title V of the Code of the City of Ann Arbor Regarding Commercial Recycling (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-09-13)  
(Community Services - Jayne Miller, Area Administrator)  
(See PH-1)

DS-1 [09-0411](#) Resolution Authorizing Summary Publication of Ordinance No. 09-13 - An Ordinance to Amend Section 5:92 of Chapter 55 (Zoning Ordinance) and Section 5:122 of Chapter 57 (Subdivision and Land Use Control) of Title V of the Code of the City of Ann Arbor  
(Community Services - Jayne Miller, Area Administrator)

B-2 [09-0274](#) An Ordinance to Amend the Zoning Map of Section 5:4 of Chapter 55 of Title V of the Code of the City of Ann Arbor to Rezone 11 Park Properties (Argo Nature Area, Brookside Park, Cranbrook Park, Devonshire Park, Dolph Nature Area, Foxfire South Park, Lakewood Nature Area, Mary Beth Doyle Park, Oakridge Nature Area, Riverwood Nature Area, and West Park) from M1 (Limited Industrial District), PUD (Planned Unit Development District), R1A, R4A, R4C (Multiple-Family Dwelling District), R1C (Single-Family Dwelling), and R3 (Townhouse Dwelling Unit) to PL (Public Land District) (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-09-14)  
(Community Services - Jayne Miller, Area Administrator)  
(See PH-2)

- B-3     [09-0439](#)     An Ordinance to Amend Sections 2:61, 2:62, 2:63, 2:64 and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor - Water, Sewer and Stormwater Rate Adjustments due to Capital Improvement Requirements (Ordinance No. ORD-09-19)

(Public Services - Sue F. McCormick, Public Services Administrator)

(See PH-3)

- DS-9     [09-0497](#)     Resolution to Authorize Summary Publication of Ordinance No. 09-19 to Amend Chapter 29 of Title II of the Code of the City of Ann Arbor - Water, Sewer, and Stormwater Rates

(Public Services - Sue McCormick, Area Administrator)

## C     **ORDINANCES - FIRST READING**

### **Old Business - Ordinances:**

- C-1     [08-0705](#)     An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Chapter, which New Chapter shall be Designated as Chapter 71 (Plastic Carry-Out Bags) of Title VI of said Code and to Amend Section 1:17 of Chapter 1 of Title 1 of the Code of the City of Ann Arbor

(City Attorney Services - Stephen K. Postema)

**Sponsors:**     Rapundalo

(Postponed from the 7/21/08, 10/6/08 and 3/2/09 Regular sessions)

(Staff is recommending an additional postponement of this item.)

### **Added After Newspaper Deadline:**

- C-2     [09-0518](#)     An Ordinance to Amend the Code of the City of Ann Arbor by Amending Section 1:552 adding New Subsection 1:552(28), 1:552(29) and 1:552(30), and adding New Sections which New Sections shall be Designated as Sections 1:595 and 1:596 of Chapter 18, Employees Retirement System, of Title I of the Code of the City Of Ann Arbor

(Financial and Administrative Services)

(Added 6/1/09)

- C-3     09-0519     An Ordinance to Amend Section 1:734 of Chapter 21, Retiree Health Care Benefits Plan and Trust, of Title I of the Code of the City of Ann Arbor

(Financial and Administrative Services)

(Added 6/1/09)

**D MOTIONS AND RESOLUTIONS****DC New Business - Council:****DB New Business - Boards and Commissions:**

- DB-1** [09-0420](#) Resolution to Approve City Place Site Plan and Development Agreement, 1.23 acres, 407- 437 South Fifth Avenue (CPC Recommendation: Approval - 6 Yeas and 3 Nays)  
(Community Services - Jayne Miller, Area Administrator)  
(See PH-4) (Attachment added 6/1/09)

**DS New Business - Staff:**

- DS-2** [09-0449](#) Resolution to Approve a Three-Year Partnership Agreement with Community Action Network for Operation of Bryant and Northside Community Centers per Bid #726 in the (Not to Exceed \$145,000.00/per fiscal year) With a Two Year Renewal Option (Not to Exceed \$145,000.00/per fiscal year) Contingent Upon Future Approved Funding  
(Community Services - Jayne Miller, Area Administrator)
- DS-3** [09-0373](#) Resolution to Approve Street Closings for the 2009 Rolling Sculpture Car Show - Friday, July 10, 2009  
(Community Services - Jayne Miller, Area Administrator)
- DS-4** [09-0388](#) Resolution to Approve Street Closings for the UA Block Party - August 10, 2009  
(Community Services - Jayne Miller, Area Administrator)
- DS-5** [09-0450](#) Resolution to Approve Street Closings for the 2009 Ann Arbor Jaycees Fourth of July Parade  
(Community Services - Jayne Miller, Area Administrator)
- DS-6** [09-0471](#) Resolution to Approve the 2009 Ann Arbor Jaycees Summer Carnival at Pioneer High School - July 9 to July 12, 2009  
(Community Services - Jayne Miller, Area Administrator)
- DS-7** [09-0137](#) Resolution to Approve the Installation of Traffic Calming Devices on Gladstone Avenue  
(Project Management Services - Sue McCormick, Public Services Administrator)

- DS-8 [09-0138](#) Resolution to Approve the Installation of Traffic Calming Devices on Jewett Avenue  
(Project Management Services - Sue McCormick, Public Services Administrator)

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [09-0469](#) 5/18/09 Appointments - Confirmations  
(Mayor's Office)
- E-2 [09-0520](#) 6/1/09 Appointments & nominations  
(Mayor's Office)

**COMMUNICATIONS FROM COUNCIL**

**F COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 [09-0436](#) SmartZone LDFA Board Member Term Appointments  
(City Clerk - Jacqueline Beaudry)

**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 [09-0472](#) Communication from John P. Ellison, Jr., regarding opposition the property at 322 E. Kingsley Street being rezoned under the new Zoning proposal - Planning and Development Services  
(City Clerk)
- H-2 [09-0473](#) Communication from Robin Ancona, Director of Telecommunications Division of the Department of Energy, Labor & Economic Growth Public Service Commission regarding 2009 PA 004, which amends 2006 PA 480, the Uniform Video Services Local Franchise Act - CTN  
(City Clerk)
- H-3 [09-0474](#) Communication from the State of Michigan Public Service Commission regarding notice of hearing for the customers of the Detroit Edison Company regarding Case No. U-14838-R - File  
(City Clerk)

H-4    [09-0508](#)    2009 Local Officers Compensation Commission Determination  
(City Clerk)

H-5    Communication Susan Morrison regarding City Place (See DB-1 for copy of letter.)

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

I-1    [09-0392](#)    Parks Advisory Commission Minutes - September 16, 2008; October 21, 2008; November 18, 2008; December 16, 2008; January 20, 2009; February 24, 2009; March 17, 2009  
(Community Services - Jayne Miller, Area Administrator)

I-2    [09-0394](#)    Housing and Human Services Advisory Board Minutes - December 9, 2008  
(Community Services - Jayne Miller, Area Administrator)

I-3    [09-0444](#)    Recreation Advisory Commission Minutes - April 7, 2009  
(Community Services - Jayne Miller, Area Administrator)

I-4    [09-0445](#)    Public Market Advisory Commission Minutes - March 3, 2009  
(Community Services - Jayne Miller, Area Administrator)

I-5    [09-0446](#)    Housing and Human Services Advisory Board Minutes - January 13, 2009; February 10, 2009  
(Community Services - Jayne Miller, Area Administrator)

**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, JUNE 1, 2009, 7:00 P.M.**

**REPLAYS: TUESDAY, JUNE 2, 2009 10:00 A.M. AND FRIDAY, JUNE 5, 2009 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.