



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Tuesday, September 4, 2012

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

INT INTRODUCTIONS

INT-1 [12-1162](#) September 4th, 2012 Volunteer of the Month Proclamation- recognizing
Community High School staff & students
(Mayor's Office)
(Added 8/30/12)

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. Kathy Griswold - Easement for Pedestrian Access at 2536 W. Liberty (DS-3)
2. Libby Hunter - The Proposed Tax for November Ballot (H-6)
3. Kermit Schlansker - Energy Plan

COMMUNICATIONS FROM COUNCIL

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

- PH-1** [12-0910](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.37 Acre from M1 (Light Industrial District and R2A (Two-Family Dwelling District) to C1 (Local Commercial District), Knight's Market and Spring Street Properties, 418 Miller Avenue, 306-308 and 310 Spring Street (CPC Recommendation: Approval - 7 Yeas and 1 Nay) (Ordinance No. ORD-12-24)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** Ordinance No. 12-24 Rezone Knight's Market and Spring Street Properties, 06-19-12 Planning Staff Report, Ordinance to Rezone Knight's Market and Spring Street Properties.pdf, 306-310 Spring St and 418 Ave Knights Market Staff Report with Attachments, 5-15-12 Planning Commission Minutes, 6-19-12 Planning Commission Minutes
- (See B-1)
- PH-2** [12-0974](#) Resolution to Approve Knight's Market and Spring Street Properties Site Plan, 418 Miller Avenue, 306-38 and 310 Spring Street (CPC Recommendation: Approval - 6 Yeas and 1 Nay)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** 6/19/12 Planning Staff Report, 5/15/12 Planning Commission Minutes, 6/19/12 Planning Commission Minutes
- (See DB-1)
- PH-3** [12-0954](#) An Ordinance to Amend Section 1:562(2) of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-12-25)
- (City Attorney Services - Stephen K. Postema, City Attorney)
- Attachments:** Ordinance No. 12-25 Tech IRS Amend 1 562.2, Tech IRS Amend 1 562.2.pdf
- (See B-2)
- PH-4** [12-1029](#) Resolution to Approve Speedway Site Plan, 1300 North Maple Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** 6/5/12 Planning Staff Report, 6/5/12 Planning Commission Minutes, 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes
- (See DB-2)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [12-1166](#) August 20, 2012 Meeting Minutes
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Attachments: 08-20-12 Draft Minutes, 8-20-12 City Council Emails and Redaction List

CA CONSENT AGENDA

- CA-1 [12-1011](#) Resolution Authorizing a Purchase Order to Washtenaw County for the City of Ann Arbor's Share of the Maintenance of the Shared 800 MHz Simulcast System (\$36,500.00)
(Public Services - Craig Hupy, Interim Public Services Administrator)
- CA-2 [12-1025](#) Resolution to Award a Purchase Order to Ellsworth Industries for Aggregate Materials, and Haul Out of Spoils from Utility Excavations as a Part of Maintenance Activities with Field Operations. Bid No. ITB - 4238 and fuel surcharge table F (not-to-exceed \$41,683.00)
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: Bid # 4238 - Field Operations Doc.pdf, ITB 4238 bid tab surcharge ver2, Transportation Fuel Surcharge - Ellsworth.pdf
- CA-3 [12-1038](#) Resolution to Award a Purchase Order to Osburn Industries for Aggregate Materials for Maintenance Activities for the Field Operations Services Unit. Bid No. ITB - 4238 (\$36,392.00 Annually)
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: ITB 4238 bid tab surcharge ver2
- CA-4 [12-1092](#) Resolution to Approve a Hosting and Services Agreement with The Omega Group for the implementation of CrimeView Dashboard (\$48,511.00)
(Information Technology Services - Dan Rainey, Director)
- CA-5 [12-1042](#) Resolution to Approve a Purchase Order to Cogsdale Corporation for Annual Software Maintenance and Support Agreement for FY2013 (NTE \$70,000.00)
(Information Technology Services - Dan Rainey, IT Director)
Attachments: ANNA01_MN598

- CA-6 [12-1081](#) Resolution Recognizing Legal Services of South Central Michigan 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)

- CA-7 [12-1143](#) Resolution to Approve the Member Services Agreement with Keenan & Associates for Membership in the Keenan Pharmacy Purchasing Coalition and Authorize the City Administrator to Execute the Necessary Documentation (\$52,348.00)

(Human Resources - Robyn Wilkerson, Director)

B ORDINANCES - SECOND READING

- B-1 [12-0910](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.37 Acre from M1 (Light Industrial District and R2A (Two-Family Dwelling District) to C1 (Local Commercial District), Knight's Market and Spring Street Properties, 418 Miller Avenue, 306-308 and 310 Spring Street (CPC Recommendation: Approval - 7 Yeas and 1 Nay) (Ordinance No. ORD-12-24)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Ordinance No. 12-24 Rezone Knight's Market and Spring Street Properties, 06-19-12 Planning Staff Report, Ordinance to Rezone Knight's Market and Spring Street Properties.pdf, 306-310 Spring St and 418 Ave Knights Market Staff Report with Attachments, 5-15-12 Planning Commission Minutes, 6-19-12 Planning Commission Minutes

(See PH-1)

- DB-1 [12-0974](#) Resolution to Approve Knight's Market and Spring Street Properties Site Plan, 418 Miller Avenue, 306-38 and 310 Spring Street (CPC Recommendation: Approval - 6 Yeas and 1 Nay)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: 6/19/12 Planning Staff Report, 5/15/12 Planning Commission Minutes, 6/19/12 Planning Commission Minutes

(See PH-2)

- B-2 [12-0954](#) An Ordinance to Amend Section 1:562(2) of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-12-25)

(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: Ordinance No. 12-25 Tech IRS Amend 1 562.2, Tech IRS Amend 1 562.2.pdf

(See PH-3)

C ORDINANCES - FIRST READING

- C-1** [12-1019](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.26 Acre from PUD (Planned Unit Development District) to R4C (Multiple-Family Dwelling District), 922-926 Catherine Street (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: 922-926 Catherine St. Zoning Ordinance.pdf, 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes
- C-2** [12-1034](#) An Ordinance to Amend Chapter 55 (Zoning), Staff-Initiated Rezoning of 0.34 Acre from PL (Public Land) to C3 (Fringe Commercial District), Speedway Property, 1300 North Maple (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Speedway Zoning Ordinance.pdf, 7-17-12 Planning Staff Report, 7-17-12 Planning Commission Minutes

D MOTIONS AND RESOLUTIONS**DC New Business - Council:**

- DC-1** [12-0943](#) Resolution to Approve a Request to Transfer Ownership and Location of an Escrowed 2011 Class C Liquor Licensed Business with a Dance-Entertainment Permit, from The Blue Wolverine, Inc., Currently located at 309-311 S. Main St., to JPK Enterprises, LLC, transferring location to 209 S. Main St., d.b.a. Vellum

(City Clerk Services - Jacqueline Beaudry, City Clerk)
- DC-2** [12-0989](#) Resolution to Approve a Request to Transfer Ownership of a 2011 Class C Liquor Licensed Business With an Entertainment Permit, located at 3150 Boardwalk, from Baybest Ribs, L.L.C. To Joja Hospitality, LLC, D/B/A Damon's Grill

(City Clerk Services - Jacqueline Beaudry, City Clerk)
- DC-3** [12-0978](#) Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to NeoPapolis of Ann Arbor, LLC

(City Clerk Services - Jacqueline Beaudry, City Clerk)

- DC-4 [12-1172](#) Resolution for Community Events Fund Disbursements from the FY 2013 Budget
(Administrator's Office - Steve Powers, City Administrator)
Sponsors: Smith and Teall
(Added 8/31/12)
- DB New Business - Boards and Commissions:**
- DB-2 [12-1029](#) Resolution to Approve Speedway Site Plan, 1300 North Maple Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 6/5/12 Planning Staff Report, 6/5/12 Planning Commission Minutes, 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes
(See PH-4)
- DB-3 [12-1086](#) Resolution to Approve Purchase Agreement for the Purchase of Development Rights on the Robbin Alexander Trust Farm in Webster Township and Appropriate Funds in the Amount of \$394,417 **(8 Votes Required)**
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: Alexander Protected Map.pdf
- DB-4 [12-1087](#) Resolution to Approve Purchase Agreement for the Purchase of Development Rights on the Robert H. Schultz Property in Superior Township and Appropriate Funds in the Amount of \$523,567.00 **(8 Votes Required)**
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: Schultz Protected Map.pdf
- DS New Business - Staff:**
- DS-1 [12-1041](#) Resolution to Approve a Purchase Order to The Ultimate Software Group Inc. for UltiPro Human Resources and Payroll FY2013 Subscription Services (\$191,222.00)
(Information Technology Services - Dan Rainey, IT Director)

- DS-2 [12-1089](#) Resolution Setting a Public Hearing on October 1, 2012 to Receive Public Comment on the Application of Barracuda Networks, Inc., for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2012-010
(Financial and Administrative Services - Tom Crawford, CFO and Finance Services Area Administrator)
Attachments: Barracuda IFT Application.pdf
- DS-3 [12-1105](#) Resolution Accepting Easement for Pedestrian Access at 2536 W. Liberty from West Town Acquisition, LLC **(8 votes required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: West Town Condos Sidewalk Easement Drawing.pdf
- DS-4 [12-1084](#) Resolution to Approve Entering Into Ann Arbor Connector Alternatives Analysis Memorandum of Understanding and to Appropriate \$60,000.00 from the General Fund, Fund Balance **(8 Votes Required)**
(Systems Planning Services - Craig Hupy, Interim Public Services Administrator)
Attachments: Ann Arbor Connector Alternatives Analysis MOU.pdf, Feasibility Report - Low Res.pdf

E COMMUNICATIONS FROM THE MAYOR

- E-1 [12-1155](#) Appointment - Nomination
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1 [12-1176](#) Memo to Council from City Administrator Regarding Towing Update
(City Administrator - Steve Powers)
Attachments: Memo to Council - Towing 9-4-12
(Added 9/4/12)

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 [12-1090](#) Communication from Terry R. Brinkman, Community & Economic Development Data Specialist, of Washtenaw County regarding Environmental Notice of Finding of No Significant Effect and Request for Release of Funds from HUD Notice - File

(City Clerk Services)

Attachments: HUD Notice of Finding
- H-2 [12-1146](#) Communication from the Michigan Municipal League regarding the Annual Meeting scheduled from October 3 through October 5, 2012

(City Clerk Services)

Attachments: MML Meeting Notice
- H-3 [12-1160](#) Communication from Assistant Attorney General Shenique A. Moss regarding City of Ann Arbor Proposed Charter Amendment for Park Maintenance and Park Capital Improvements on the November 2012 Ballot - File

(City Clerk Services - Jacqueline Beaudry, City Clerk)

Attachments: Attorney General Communication - Park Maintenance Ballot 2012
(Added 8/30/12)
- H-4 [12-1161](#) Communication from Assistant Attorney General Shenique A. Moss regarding City of Ann Arbor Proposed Charter Amendment for funding art in public places on the November 2012 Ballot - File

(City Clerk Services - Jacqueline Beaudry, City Clerk)

Attachments: Attorney General Communication - Art in Public Places 2012
(Added 8/30/12)
- H-5 [12-1163](#) Communication from Governor Snyder's Office regarding proposed Park Millage Charter Amendment on the November 2012 Ballot - File

(City Clerk Services - Jacqueline Beaudry, City Clerk)

Attachments: governor communication re park millage 2012
(Added 8/30/12)
- H-6 [12-1164](#) Communication from Governor Snyder's Office regarding proposed Art in Public Places Charter Amendment for the November 2012 Ballot - File

(City Clerk Services - Jacqueline Beaudry, City Clerk)

Attachments: governor communication re art in public places2012
(Added 8/30/12)

- H-7 [12-1173](#) Communication from Governor Snyder approving the following proposed Park Maintenance Millage Charter Amendment and the proposed Art in Public Places Charter Amendment for the November 2012 Ballot - File
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Attachments: Governor Approval of Proposed Charter Amendments for November 2012
(Added 8/31/12)
- H-8 [12-1174](#) Communication from the State of Michigan Public Services Commission regarding Notice of Hearing for the Customers of the Detroit Edison Company in Case No. U-17053 scheduled for September 10, 2012 - File
(City Clerk Services)
Attachments: DTE Hearing Notice
(Added 8/31/12)
- H-9 [12-1177](#) Communication from the State of Michigan Public Service Commission regarding notice of a Public Hearing for the Detroit Edison Company in Case No. U-17049 scheduled for September 12, 2012 - File
(City Clerk Services)
Attachments: H-9ATT1
(Added 9/4/12)
- I **The following minutes were received for file:**
- I-1 [12-1027](#) Greenbelt Advisory Commission Meeting Minutes of July 5, 2012
Attachments: 07-05-12 GAC Minutes
- I-2 [12-1080](#) Human Rights Commission Meeting Minutes of July 11, 2012
(Human Resources - Robyn Wilkerson, Director)
Attachments: HRC Meeting Minutes 7-11-12c.pdf
- I-3 [12-1139](#) Ann Arbor Transportation Authority Board (AATA) Meeting Minutes of July 12, 2012
Attachments: AATA Meeting Minutes_7 16 12
- I-4 [12-1141](#) Ann Arbor Public Art Commission Meeting Minutes - June 27, 2012 and July 25, 2012
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: AAPAC Meeting Minutes - June 2012.pdf, AAPAC Meeting Minutes - July 2012.pdf

- I-5 [12-1145](#) Washtenaw Area Transportation Study (W.A.T.S.) Meeting Minutes of July 18, 2012

Attachments: W.A.T.S. July 18, 2012 Policy Committee minutes

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, SEPTEMBER 4, 2012, 7:00 P.M.

REPLAYS: WEDNESDAY, SEPTEMBER 5, 2012 10:00 A.M. AND FRIDAY, SEPTEMBER 7, 2012 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, 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/Vid eoOnDemand.aspx
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

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, 301 E. Huron Street, 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.