



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, May 21, 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 [12-0695](#) Legislative Update

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. Thomas Partridge - Housing and Human Services, Greenbelt Commission, Budget.
(H-2, DS-6)
2. Duane Maladecki - Recycle Bank
3. Nancy Gerler - Smart Meters
4. Kermit Schlansker - Energy Farm Utilities
5. Esther Choi - Safety in Ann Arbor

6. Aaron Champion - North Main Parking Egress
7. Helen Slomovits - Stop Smart Meters
8. Jeffrey Mangray - Corruption in the City

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

- PH-1 [12-0356](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.35 Acre from O (Office District) to P (Parking District), AAA Ann Arbor Branch Office Property, 1200 South Main Street (CPC Recommendation: Approval - 6 Yeas and 3 Nays) (Ordinance No. ORD-12-12)
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: ORD-12-12 Briefed, 1200 South Main Ordinance, 3/6/12 Planning Staff Report, 2-23-12 AAA Branch Zoning Map, 2-23-12 AAA Branch Aerial Map
(See B-1)
- PH-2 [12-0370](#) Resolution to Approve AAA Ann Arbor Branch Office Site Plan, 1200 South Main Street - CPC Recommendation: Approval (6 Yeas and 3 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 3/6/12 Planning Staff Report - AAA Ann Arbor Branch Office, 12/15/11 Citizen Participation Report - AAA Ann Arbor Branch Office
(See DB-2)
- PH-3 [12-0369](#) Resolution to Approve the AAA Ann Arbor Branch Office Site Plan, 1100 South Main Street - CPC Recommendation: Approval (9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 3/6/12 Planning Staff Report - AAA Ann Arbor Branch Office, 12/15/11 Citizen Participation Report - AAA Ann Arbor Branch Office
(See DB-1)
- PH-4 [12-0595](#) Resolution to Approve Allen Creek Preschool Site Plan, 2350 Miller Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 04/17/12 Planning Staff Report
(See DB-3)

- PH-5** [12-0358](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.82 Acre from TWP (Township District) to R1A (Single-Family District), Sander Property, 1575 Alexandra Boulevard (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-12-13)
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** ORD-12-13 Briefed.pdf, Sander Zoning Ordinance, 1-20-11 Planning Staff Report, 1-20-2011 Planning Commission Minutes
- (See B-2)
- PH-6** [12-0374](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.35 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Skelley Property, 545 Allison Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-18)
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** ORD-12-18 Briefed.pdf, ORD-12-18.pdf, Skelley Zoning Ordinance, 8/19/11 Planning Staff Report - Skelley Property, 8/16/11 Planning Commission Minutes.pdf
- (See B-3)
- PH-7** [12-0375](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.2 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Morris Property, 427 Barber Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-14)
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** 12-14 Briefed.pdf, Morris Zoning Ordinance, 8/16/11 Planning Staff Report - Morris Property, 8/16/11 Planning Commission Minutes.pdf
- (See B-4)
- PH-8** [12-0376](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.2 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), French Property, 3225 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-15)
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** ORD-12-15 Briefed.pdf, French Zoning Ordinance, 8/16/11 Planning Staff Report - French Property, 8/16/11 Planning Commission Minutes.pdf
- (See B-5)

- PH-9 [12-0377](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.4 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Zummer Property, 3249 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-16)

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: ORD-12-16 Briefed.pdf, Zummer Ordinance.pdf, 8/16/11 Planning Staff Report - Zummer Property Zoning, 8/16/11 Planning Commission Minutes.pdf

(See B-6)

- PH-10 [12-0378](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.3 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Andres Property, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-17)

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: Ord-12-17 Briefed.pdf, Andres Ordinance.pdf, 8/16/11 Planning Staff Report - Andres Property, 8/16/11 Planning Commission Minutes.pdf

(See B-7)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [12-0743](#) Regular Session of May 7, 2012

(City Clerk - Jacqueline Beaudry)

Attachments: 5-7-12 Draft Minutes.pdf, 5-7-12 Council meeting Emails and Redaction List.pdf

CA CONSENT AGENDA

- CA-1 [12-0539](#) Resolution to Approve a Contract with Terra-Firma Landscape, Inc. to Make Improvements to South University Park (\$39,575.00)

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: South University Park Specifications.pdf

- CA-2 [12-0698](#) Resolution to Accept and Approve a Grant from the Michigan Department of State for Qualified Voter File's Electronic Poll Book (EPB) Project Laptop and Accessories Purchase through Funding from the Help America Vote Act (\$32,850.24)

(City Clerk - Jacqueline Beaudry)

B ORDINANCES - SECOND READING

- B-1** [12-0356](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.35 Acre from O (Office District) to P (Parking District), AAA Ann Arbor Branch Office Property, 1200 South Main Street (CPC Recommendation: Approval - 6 Yeas and 3 Nays) (Ordinance No. ORD-12-12)
(Community Services - Sumedh Bahl, Community Services Administrator)
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(See PH-1)
- DB-1** [12-0369](#) Resolution to Approve the AAA Ann Arbor Branch Office Site Plan, 1100 South Main Street - CPC Recommendation: Approval (9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 3/6/12 Planning Staff Report - AAA Ann Arbor Branch Office, 12/15/11 Citizen Participation Report - AAA Ann Arbor Branch Office
(See PH-3)
- DB-2** [12-0370](#) Resolution to Approve AAA Ann Arbor Branch Office Site Plan, 1200 South Main Street - CPC Recommendation: Approval (6 Yeas and 3 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 3/6/12 Planning Staff Report - AAA Ann Arbor Branch Office, 12/15/11 Citizen Participation Report - AAA Ann Arbor Branch Office
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- B-2** [12-0358](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.82 Acre from TWP (Township District) to R1A (Single-Family District), Sander Property, 1575 Alexandra Boulevard (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-12-13)
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- B-3** [12-0374](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.35 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Skelley Property, 545 Allison Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-18)
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(See PH-5)

- B-4** [12-0375](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.2 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Morris Property, 427 Barber Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-14)
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- B-5** [12-0376](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.2 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), French Property, 3225 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-15)
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- (See PH-8)
- B-6** [12-0377](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.4 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Zummer Property, 3249 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-16)
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- (See PH-9)
- B-7** [12-0378](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.3 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Andres Property, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-12-17)
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** Ord-12-17 Briefed.pdf, Andres Ordinance.pdf, 8/16/11 Planning Staff Report - Andres Property, 8/16/11 Planning Commission Minutes.pdf
- (See PH-10)

C ORDINANCES - FIRST READING

- C-1 [12-0454](#) An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalk
(Project Management Services - Craig Hupy, Interim Public Services Administrator)
Sponsors: Taylor and Briere
Attachments: chpt 49 amendment - 5-21-12.pdf, R-11-444 & Attachment A.pdf, 2012 Sidewalk Repair Resolution.pdf
- C-2 [12-0597](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.44 Acres from PUD (Planned Unit Development District) to Revised PUD (Planned Unit Development District), Shell Service Station/Convenience Store Revised PUD Zoning and Supplemental Regulations, 2679 Ann Arbor-Saline Road (CPC Recommendation: Approval - 9 Years and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 04-18-12 Ordinance_SuppRegs, 04-17-12 Planning Staff Report, 03-06-12 CPC Minutes.pdf
- C-3 [12-0605](#) An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates) of Title II of the Code of the City of Ann Arbor
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: Ordinance Chapter 29 - Final.pdf

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

- DC-1 [12-0576](#) Resolution to Re-Appoint Members to the Greenbelt Advisory Commission
(City Council)
Sponsors: Hohnke
(Postponed from the 5/7/12 regular session)
- DC-2 [12-0527](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Sakti3 Corporation
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: sakti3 application 2012.pdf
(Postponed from the 5/7/12 regular session)

DC New Business - Council:

- DC-3 [12-0741](#) Resolution to Add Members to the North Main/Huron River Corridor Study Task Force
(City Council)
Sponsors: Briere and Smith
(Added 5/18/12)
- DC-4 [12-0295](#) Resolution to Approve a Request to Transfer Ownership of a 2010 Resort Class C Liquor Licensed Business Located at 445 E. Eisenhower Parkway, Suite 1, from Max & Erma's Restaurants, Inc. to American Blue Ribbon Holdings, LLC, D/B/A Max & Erma's
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 5/18/12)
- DC-5 [12-0708](#) Resolution to Approve a Request to Transfer Ownership and Location of an Escrowed 2011 Class C Liquor Licensed business from Pizza Hut of America, Inc. to Bill's Beer Garden, L.L.C., a Request for a Dance-Entertainment Permit, an Outdoor Service Area and a New SDM license, Located at 218 S. Ashley - d/b/a Bill's Beer Garden
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 5/18/12)
- DC-6 [12-0709](#) Resolution to Approve a Request to Transfer Ownership of a 2011 Class C Liquor Licensed Business with a Dance-Entertainment Permit from Ann Arbor 1999 L.L.C. to Last Word Ann Arbor L.L.C., located at 102 S. First - d/b/a Live and the Last Word
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 5/18/12)
- DC **New Business - Council:**
- DB **New Business - Boards and Commissions:**
- DB-3 [12-0595](#) Resolution to Approve Allen Creek Preschool Site Plan, 2350 Miller Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 04/17/12 Planning Staff Report
(See PH-4)

DS New Business - Staff:

- DS-1 [12-0593](#) Resolution to Enter into Contract with Washtenaw County to Accept and Appropriate Funds from HUD Sustainable Community Challenge Cooperative Agreement (CCPMI0057-11) \$256,000.00 **(8 Votes Required)**

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

Attachments: Ann Arbor CCPG Service Contract.pdf, Washtenaw County CCPG Workplan_RentalHousing_EXHIBITA_04192012.pdf

- DS-2 [12-0577](#) Resolution to Approve the Safe Routes to School Application for Clague School

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

- DS-3 [12-0639](#) Resolution to Approve a Lease with Huron River Holdings, Inc. for Use of a Parking Lot at 416 Longshore Drive (\$2,500.00) **(8 Votes Required)**

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Argo Canoe Livery overflow parking closeup Map.pdf

- DS-4 [12-0489](#) Resolution to Approve Fiscal Year 2013 Fee Adjustments for Public Services Area Project Management, Field Operations, Fleet and Facilities, Customer Service, and Systems Planning

(Public Services - Craig Hupy, Interim Public Services Administrator)

Attachments: Public Service FY 2013 Fee Schedule.pdf

- DS-5 [12-0697](#) Resolution to Adopt Funding Policies for the City's Pension and Voluntary Employee Beneficiary Association (VEBA) plans

(Financial and Administrative Services - Tom Crawford, CFO)

Attachments: Information Pgs-OPEB Policy FY13.pdf, Information Pgs-Pension Policy FY13.pdf

- DS-6 [12-0567](#) Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2013

(Financial and Administrative Services - Tom Crawford, CFO)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [12-0671](#) Appointment - Confirmation

(Mayor's Office)

COMMUNICATIONS FROM COUNCIL**F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 [12-0664](#) First Quarter 2012 Investment Portfolio Report
(Financial and Administrative Services - Matthew V. Horning, Treasurer)
Attachments: 2012 Q1 Portfolio Report.pdf, 2012 Q1 Portfolio Summary.pdf
- F-2 [12-0672](#) Approval of Capital Improvements Plan for FY13-18 by City Planning Commission
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: CIP Staff Report 05-01-12.pdf

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 [12-0666](#) Communication from the State of Michigan Public Service Commission regarding a Public Hearing Notice for the Electric Customers of the Detroit Edison Company in Case No. U-1643-R, scheduled for May 24, 2012
(City Clerk Services)
Attachments: DTE Hearing Notice
- H-2 [12-0724](#) Housing and Human Services Advisory Board (HHSAB) Recommendation to Increase the FY 13 Human Services Funding, to remain level with FY12 allocations
(Community Development)
Attachments: HHSAB Resolution to Council_May 2012

I The following minutes were received for file:

- I-1 [12-0116](#) Zoning Board of Appeals Meeting Minutes of December 7, 2011
(Planning and Development Services)
Attachments: 12-7-2011 ZBA Approved Minutes.pdf

- I-2 [12-0246](#) Zoning Board of Appeals Meeting Minutes of January 25, 2012
(Planning and Development Services)
Attachments: 1-25-2012 ZBA Approved Minutes.pdf
- I-3 [12-0401](#) Park Advisory Commission Meeting Minutes of February 28, 2012
(Parks and Recreation Services)
Attachments: 2-28-2012 PAC Approved Minutes.pdf
- I-4 [12-0419](#) City Planning Commission Meeting Minutes of February 7, 2012
(Planning and Development Services)
Attachments: 2-7-2012 CPC Approved Minutes.pdf
- I-5 [12-0420](#) City Planning Commission Meeting Minutes of February 23, 2012
Attachments: 2-23-2012 CPC Approved Minutes.pdf
- I-6 [12-0445](#) Zoning Board of Appeals Meeting Minutes of February 22, 2012
(Planning and Development Services)
Attachments: 2-22-2012 ZBA Approved Minutes.pdf
- I-7 [12-0606](#) Recreation Advisory Commission Meeting Minutes of February 7, 2012
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: RAC Minutes 2-12.pdf
- I-8 [12-0661](#) Ann Arbor-Ypsilanti Smart Zone - LDFA Board Meeting Minutes, March 13, 2012
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: LDFA 03 13 12 MINUTES final (2).pdf
- I-9 [12-0668](#) Downtown Area Citizens Advisory Council Meeting Minutes - May 1, 2012
(Downtown Development Authority - Susan Pollay)
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 050112.pdf
- I-10 [12-0669](#) Ann Arbor Downtown Development Authority Minutes - April 4, 2012
(Downtown Development Authority - Susan Pollay)
Attachments: DDA Minutes 040412

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: MONDAY, MAY 21, 2012, 7:00 P.M.

REPLAYS: TUESDAY, MAY 22, 2012, 10:00 A.M. AND FRIDAY, MAY 25, 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/VideoOnDemand.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, 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.