

City of Ann Arbor

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



Action Minutes

Monday, May 7, 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.

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:13 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Hieftje led Council in the recitation of the Pledge of Allegiance.

ROLL CALL OF COUNCIL

Present: 10 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor, Councilmember Carsten Hohnke and Councilmember Jane Lumm

Absent: 1 - Councilmember Margie Teall

APPROVAL OF AGENDA

A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Agenda be approved with the following changes:

Move: INT-3 Safe Boating Week proclamation (Consider at beginning of Introductions)

Move: INT-4 Volunteer of the month for May 7, 2012: Starbucks and Associates (Consider at beginning of Introductions after INT-3)

On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS

INT-4 12-0659 Volunteer of the month for May 7, 2012: Starbucks and their Ann Arbor Associates

Mayor Hieftje read a proclamation naming Starbucks and their Ann Arbor associates as Volunteers of the Month for the month of May. Mayor Hieftje recognized Starbucks for their personal and volunteer endeavors, commitment to the greater good of the community by dedicating themselves to volunteering in the assistance of the Ann Arbor Parks; and working with the GIVE 365 Volunteer Program at several recreation facilities and parks, and assisting with facility maintenance, beautification and upkeep at many special events. (A copy of the proclamation is on file in the City Clerk's Office.)

Received and Filed

INT-3 12-0658 Safe Boating Week proclamation

Mayor Hieftje read a proclamation proclaiming May 19-25, 2012 as Safe Boating Week. Mayor Hieftje supports the goals of the North American Safe Boating Campaign in Ann Arbor and the start of the year-round effort to promote safe boating. Mayor Hieftje stated he encourages all those who boat to wear their life jackets and practice safe boating habits. (A copy of the proclamation is on file in the City Clerk's Office.)

Received and Filed

INT-1 12-0491 Ann Arbor Public Art Commission Annual Plan for Fiscal Year 2013

Wilrud Simbuerger, member of the Ann Arbor Public Art Commission, gave a slide presentation to Council regarding AAPAC's annual plan for FY2013. The annual plan details the projects that the commission intends to advance in the next fiscal year, as well as the goals that the commission would like to pursue. The commission is committed to a strong public arts program throughout the City. (A copy of the slide presentation is on file in the City Clerk's Office.)

Received and Filed

INT-2 12-0537 415 W. Washington Progress Report

Sponsors: Hieftje

Mayor Hieftje introduced David Essau, Architect for Cornerstone Design and representative for the 415 W. Washington Committee, who addressed Council regarding the 415 W. Washington Progress Report. Mr. Essau gave a slide presentation, which explained the committee's efforts to explore the possibility and feasibility of establishing an arts space at 415 W. Washington. The following surveys are needed in the first steps: Hazardous materials assessment \$5,200.00, Hazardous materials assessment, phase 2/3 environmental assessments, \$20,000.00, Topographic and boundary survey \$6,200.00, Structural condition survey \$3,000.00 to \$5,000.00, and Architectural/structural as-built survey \$8,000.00. After the surveys are completed, the following would be explored and developed: Hazardous materials abatement plan, Structural feasibility analysis, Programming & design feasibility, Site & environmental feasibility analysis, Cost analysis, Partnerships and Fundraising. (A copy of the presentation is on file in the City Clerk's Office.)

Received and Filed

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 - Advance the cause of human rights and disability rights in America. Re-elect Present Obama. Provide affordable, accessible county-wide public transportation. (I-4, I-5, I-6, I-7)**

Thomas Partridge, Ann Arbor resident, addressed Council regarding advancing the cause of human rights and disability rights in America, re-electing President Obama and providing affordable, accessible county-wide public transportation.

2. **Kermit Schlansker - Space Heating**

Kermit Schlansker, 2960 Marshall, addressed Council regarding space heating. He said that every furnace now being sold in the US is obsolete. Furnaces are devices that only create heat. He added that heat is a bi-product of making energy and those furnaces could manufacture electricity while making heat. Electricity and heat combined is otherwise known as pro-generation. All heating devices using combustible fuels should be engines, not furnaces. He said that large amounts of energy needed to heat buildings would produce a surplus of electricity in the winter. He concluded by stating that co-generation, heat pumping and car manufacturing will not only keep us warm in the future, but could also make millions of new jobs.

3. **Nanci Gerler - Stop Smart Meters**

Nanci Gerler, 1613 Dicken Dr., said that there has been a lot of conversation around the smart meter installations in Michigan. Five other communities have issued resolutions and bans on the installation due to health concerns. She called on the Mayor and Council to put an immediate halt to installation and a ban on smart meters in Ann Arbor.

4. **Henry Herskovitz - Democracy and Council Elections**

Henry Herskovitz, 404 Mark Hannah, said that Ann Arbor.com reported on April 23, 2012, that the director of the Interfaith Council for Peace and Justice entered the 5th Ward race for a seat on City Council. That came as a shock to former members of the Middle East Task Force, since under the leadership of this director, the taskforce was disbanded by ICPJ's board of directors in violation of their own core value, not using power to dominate. Voters in the 5th Ward deserve to have representation on City Council by someone who embraces democratic ideas, not someone who would abandon due process in exchange for political expediency, he said.

5. **Darren Schmidt - Smart Meters**

Dr. Darren Schmidt, 1117 Wines Dr., addressed Council regarding smart meters. He spoke in support of halting smart meter installation and looking for a viable alternative to them. He said he started seeing patients approximately four years ago with symptoms that were difficult to diagnose and treat using normal tools. He discovered that they were electro-magnetically hypersensitive to electro-magnetic fields and radio frequencies. He attended two seminars last year given by other doctors who found the same problems with their patients related to smart meters.

6. David Foster - Flooding

David Foster, 2240 Mershon, addressed Council regarding the recent flooding in Ann Arbor. He said that his family experienced severe water damage due to excessive flooding in his home during the storms in March 2012. Rain water filled the streets to a level that rendered them impassible by vehicles. Water build-up created a river effect in many areas of the neighborhood. The water created ponds in his neighbor's yards and storm drains were overwhelmed. Rain water around his property entered his basement. Mr. Foster requested that City Council acknowledge that there is a real problem that exists with the City's stormwater drain system and asked that they study this issue and take action to ensure that this would not happen in the future.

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER HIGGINS*

Councilmember Higgins said that she introduced Mr. Foster and Ms. Fisher to Interim Public Services Area Administrator Craig Hupy prior to tonight's meeting and Mr. Hupy will work with residents in the Lansdowne neighborhood regarding flooding issues.

COUNCILMEMBER SMITH

Councilmember Smith said that the DDA is hosting a "Great Places Speaker Series" on the Connecting Williams Street Project on May 17, 2012 at 5:00 p.m. at Conor O'Neal's. The topic will focus on economic development in the area. The prior two events in the series have been videotaped if anyone is interested in watching them. Video of the series is available at a2dda.org.

COUNCILMEMBER ANGLIN

Councilmember Anglin mentioned that Madison from Seventh to S. Main should be considered as the Capital Improvements Plan is reviewed. He noted that part of the excessive deterioration of some streets may be due to bus traffic.

COUNCILMEMBER LUMM

Councilmember Lumm said that the Partnerships Committee and the DDA are looking at a Brownfield Policy, which would be a policy to award TIF Funds for a period of time for blighted and distressed properties. The policy being formulated has been to the Partnerships Committee a few times, the DDA, and is now going back to the Partnerships Committee on May 17, 2012. She welcomed any feedback that Council may have on the policy.

MAYOR HIEFTJE

Mayor Hieftje requested more information regarding the Madison Street resurfacing schedule. City Engineer Homayoon Pirooz said that Madison Street from Seventh to Main is in poor condition and has to be rebuilt basically from scratch. That will require summer work. Seventh Street is being resurfaced this year at the opposite end and the detour for Seventh will include Madison, so it is a coordination problem. Madison is on the list for 2013, Mr. Pirooz stated. After further discussion, Council asked staff to provide information on the previous Madison Street resurfacing project.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

NOTIFICATION OF STREET RECONSTRUCTION PROJECTS

City Administrator Steve Powers reminded the public that they can subscribe to email notifications for street and road closures and detour information. To subscribe, residents should visit the City's website at www.a2gov.org and click on the Subscribe Envelope. Notifications are available for a number of City services and information and residents can subscribe to one or more bulletins.

COMMUTER CHALLENGE

The Employee Commuter Challenge started this month. Part of the challenge is a stop at City Hall on May 18, 2012 for a snack opportunity and an opportunity to tour the Municipal Center during the morning bike commute. Mr. Powers encouraged all to participate.

OUTDOOR WARNING SIRENS

The outdoor warning sirens will be tested on May 9, 2012, starting at 1:00 p.m., with a one-minute steady siren.

POLICE SWEARING-IN CEREMONY

Mr. Powers announced that a public swearing in of five new police officers is scheduled for Friday, May 11, 2012 at 1:00 p.m.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 12-0527 Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Sakti3 Corporation

A public hearing was conducted on the proposed Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Sakti3 Corporation. Notice of public hearing was published April 23, 2012.

Thomas Partridge, City resident, spoke in opposition to the proposed resolution.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

PH-2 12-0500 Resolution to Approve City of Ann Arbor Water Treatment Plant West High Service Pump Station Public Project, 919 Sunset Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to approve City of Ann Arbor Water Treatment Plant West High Service Pump Station Public Project, located at 919 Sunset Road. Notice of public hearing was published May 3, 2012.

There being no one present for comment, the Mayor declared the hearing closed.

Held and Closed

Enactment No: R-12-189

PH-3 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

A public hearing was conducted on the proposed Resolution to approve Fiscal Year 2013 Fee Adjustments for Public Services Area Project Management, Field Operations, Fleet and Facilities, Customer Service, and Systems Planning. Notice of public hearing was published May 6, 2012 and May 7, 2012.

Thomas Partridge, City resident, spoke in opposition to the proposed fee increases, stating that fees should be progressive.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

PH-4 12-0567

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2013

A public hearing was conducted on the proposed Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2013. Notice of public hearing was published April 26, 2012.

Thomas Partridge, City resident, asked that the resolution go back to staff, councilmembers and the Mayor before being put forward for passage tonight and at the next meeting. He expressed concerns about a flat tax and its impact on low-income residents.

Michael Benson, 2450 Stone Rd., encouraged Council to approve the budget as presented.

Steve Ranzini, 101 N. Main St., addressed Council regarding the declining quality of fire safety in Ann Arbor. He urged councilmembers to hire more firefighters and buy a new fire truck.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER BRIERE*

Councilmember Briere said that she reviewed the proposed budget and the proposed millage rates for FY13. She noted that the millage rate is lower than it was last year; she acknowledged a public speaker's comments about equity, but stated the millage would be lower than last year. Councilmember Briere announced that she and Councilmember Smith would be hosting a town hall meeting on May 8, 2012 at 7:30 p.m. at the Northside Grill to discuss the proposed budget and any other issues their constituents may want to discuss.

COUNCILMEMBER LUMM

Councilmember Lumm thanked staff for all of their efforts and good work answering questions regarding the budget. She said that she is working to identify offsets and funding for three key priorities; additional fire staffing, additional police staffing and restoring fall leaf collection, as well as curbside holiday tree pick-up. She said that Council can expect amendments on those items when the budget is discussed.

RECESS

Mayor Hieftje declared a recess at 8:46 p.m. and reconvened the meeting at 8:58 p.m.

A APPROVAL OF COUNCIL MINUTES

A-1 12-0665 Regular Session of April 16, 2012

A motion was made by Councilmember Smith, seconded by Councilmember Derezinski, that the meeting minutes of April 16, 2012 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

With unanimous consent of Council, the following items were removed from the Consent Agenda and placed at the end of same:

CA-3 Resolution to Approve an Agreement with the Board of Washtenaw County Road Commissioners for Improvements at the Intersection of State Road and Ellsworth Road

CA-4 Resolution to Transfer Delinquent Water Utility, Board-up, Clean-up, Vacant Property and Housing Inspection Fees, and Fire Inspection Invoices to the July 2012 City Tax Roll

Passed on consent agenda

A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- CA-1 12-0481** Resolution to Approve Professional Services Agreement with Environmental Consulting & Technology, Inc. for Management of Millers Creek Sediment Accumulation Study (RFP No. 812; \$46,026.00)
Enactment No: R-12-182
- CA-2 12-0498** Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Material Testing Consultants, Inc. for the Dexter Avenue Improvements Project (RFP No. 810, \$58,420.00)
Enactment No: R-12-183
- CA-5 12-0594** Resolution to Accept Board of Insurance Administration Minutes of April 6, 2012
Enactment No: R-12-184
- CA-3 12-0507** Resolution to Approve an Agreement with the Board of Washtenaw County Road Commissioners for Improvements at the Intersection of State Road and Ellsworth Road
A motion was made by Councilmember Lumm, seconded by Councilmember Derezinski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-12-185
- CA-4 12-0568** Resolution to Transfer Delinquent Water Utility, Board-up, Clean-up, Vacant Property and Housing Inspection Fees, and Fire Inspection Invoices to the July 2012 City Tax Roll
A motion was made by Councilmember Anglin, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-12-186

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

- C-1 12-0562** An Ordinance Authorizing the Issuance and Sale of Sewage Disposal System Revenue Bonds, Series 2012-B to the Michigan Finance Authority (Roll Call Vote Required - One Reading) (Ordinance No. ORD-12-19)
A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Ordinance be approved on First Reading. On a roll call, the vote was as follows with the Mayor declaring the motion carried.
- Yeas:** 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor, Councilmember Hohnke and Councilmember Lumm
- Nays:** 0

Absent: 1 - Councilmember Teall

Enactment No: ORD-12-19

D MOTIONS AND RESOLUTIONS

Old Business - Council:

DC-1 12-0501 Resolution to Make Invalid Certain Sidewalk Occupancy Permits and Solicitor/Peddler Licenses During all Special Events Involving Closure of South Main Street Between Huron Street and William Street

Sponsors: Hieftje

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be approved.

Enactment No: R-12-187

A motion was made by Councilmember Smith, seconded by Councilmember Briere, that the Resolution be amended as follows:

3rd RESOLVED Clause:

...RESOLVED, That the restrictions contained in this resolution do not apply to Sidewalk Occupancy permits that are issued to businesses that have permanent locations in the area described above NOR SHALL THE RESTRICTIONS PROHIBIT THE CITY FROM ISSUING PERMITS, IN ACCORDANCE WITH THE CITY/DDA PARKING AGREEMENT, THAT WOULD ALLOW VENDORS TO OCCUPY THE CITY-OWNED PARKING LOT ON THE NORTHEAST CORNER OF WILLIAM AND MAIN STREETS OR THE CITY-OWNED PARKING STRUCTURE AT FOURTH AVENUE AND WILLIAM STREET; ...

Note: All CAPS indicate new language.

On a voice vote, the Mayor declared the motion defeated.

Enactment No: R-12-187

The question being the Resolution as originally presented, on a voice vote, the Mayor declared the motion carried unanimously.

Enactment No: R-12-187

DC New Business - Council:

DC-2 12-0576 Resolution to Re-Appoint Members to the Greenbelt Advisory Commission

Sponsors: Hohnke

A motion was made by Councilmember Hohnke, seconded by Councilmember Briere, that the Resolution be approved.

A motion was made by Councilmember Taylor, seconded by Councilmember Hohnke, that the Resolution be postponed until 5/21/2012. On a voice vote, the Mayor declared the motion carried.

DC-3 12-0655

Resolution to Establish North Main-Huron River Corridor Vision Taskforce

Sponsors: Smith and Briere

Councilmember Briere moved to amend the resolution as follows:

2nd RESOLVED Clause:

...RESOLVED, That the Task Force will include one member of the Park Advisory Commission, one member of Planning Commission, one resident representing Water Hill, one resident representing the North Central, one resident from Old Fourth Ward and one resident representing Broadway/Pontiac neighborhood, TWO [one] business and property owners from the affected area, and one member of Huron River Watershed Council; ...

3rd RESOLVED Clause:

...RESOLVED, This task force's efforts should result in a recommendation to Council for the best use of 721 N. Main as part of the Allen Creek Greenway trails by [March 31, 2013] DECEMBER 31, 2012, and ...

The resolution was considered friendly.

A motion was made by Councilmember Briere, seconded by Councilmember Smith, that the Resolution be approved.

Enactment No: R-12-188

Councilmember Lumm moved, seconded by councilmember Anglin, to amend the resolution as follows:

Last RESOLVED Clause:

... RESOLVED, That the task force will submit its report to Council by July 31, 2013. THIS COMMITTEE WILL PROVIDE A SEPARATE REPORT ON 721 N. MAIN, WHICH WOULD INCLUDE A SITE PLAN RECOMMENDATION TO BE SUBMITTED TO CITY COUNCIL BY DECEMBER 31, 2012. To assist the Task Force in making its recommendations, it shall conduct a series of public workshops, and consult with independent professionals and City staff.

The motion was withdrawn.

Enactment No: R-12-188

12-0655

Resolution to Establish North Main-Huron River Corridor Vision Taskforce

Sponsors: Smith and Briere

The question being the resolution as presented, and with the friendly amendment, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-188

DB New Business - Boards and Commissions:

DB-1 12-0500 Resolution to Approve City of Ann Arbor Water Treatment Plant West High Service Pump Station Public Project, 919 Sunset Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-189

DS Old Business - Staff:

DS-1 12-0142 Resolution to Approve Professional Services Agreement With Ed Carpenter to Design, Fabricate and Install Public Art for the Ann Arbor Justice Center Lobby (\$150,000.00)

A motion was made by Councilmember Derezinski, seconded by Councilmember Briere, that the Resolution be approved.

Enactment No: R-12-190

A motion was made by Councilmember Lumm, seconded by Councilmember Kunselman, that the Resolution be amended as follows:

THE JUSTICE CENTER PUBLIC ART PROJECT BE CANCELLED AND THE \$150,000.00 APPROPRIATED TO THE PUBLIC ART FUND FOR THE PROJECT BE RETURNED TO THE MUNICIPAL CENTER FUND FOR THE PURPOSES OF FUNDING THE RESTROOM UPGRADE PROJECT PLANNED FOR FY13.

On a roll call, the vote was as follows, with the Mayor declaring the motion defeated:

Yeas: 2 - Councilmember Kunselman and Councilmember Lumm

Nays: 8 - Mayor Hieftje, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Absent: 1 - Councilmember Teall

Enactment No: R-12-190

The question being, the motion made by Councilmember Derezinski, seconded by Councilmember Briere, that the Resolution be approved as presented, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Hieftje, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 2 - Councilmember Kunselman and Councilmember Lumm

Absent: 1 - Councilmember Teall

Enactment No: R-12-190

DS New Business - Staff:

- Present:** 8 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Christopher Taylor, Councilmember Carsten Hohnke and Councilmember Jane Lumm
- Absent:** 3 - Councilmember Marcia Higgins, Councilmember Margie Teall and Councilmember Tony Derezinski

- DS-2 12-0513** Resolution to Approve Amendment No. 2 to the Continuing Service Contract with E. T. Mackenzie Company and to Appropriate Funds (\$850,000.00) (8 Votes Required)

Councilmembers Higgins and Derezinski were absent at 11:15 p.m.

A motion was made by Councilmember Briere, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with eight members voting, thus satisfying the eight-vote requirement.

Enactment No: R-12-191

- DS-3 12-0571** Resolution to Approve a Five-Year Contract Extension with Waste Management of Michigan for Landfill Disposal Services (\$770,000.00)

A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-192

- Present:** 9 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor, Councilmember Carsten Hohnke and Councilmember Jane Lumm
- Absent:** 2 - Councilmember Marcia Higgins and Councilmember Margie Teall

- DS-4 12-0503** Resolution to Award a Construction Contract to Doan Construction Company (Bid No. 4208, \$564,459.82) for the 2012 Ramp & Sidewalk Repair Project

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-193

- DS-5 12-0522** Resolution to Approve Amendment No. 2 with Greeley and Hansen, LLC for Construction Engineering Services at the Wastewater Treatment Plant (\$304,940.00)

A motion was made by Councilmember Derezinski, seconded by Councilmember Smith, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-194

Present: 10 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor, Councilmember Carsten Hohnke and Councilmember Jane Lumm

Absent: 1 - Councilmember Margie Teall

DS-6 12-0502 Resolution to Award a Construction Contract to E.T. MacKenzie Company (\$206,900.00; Bid No. ITB-4207) for the Willard Street Permeable Pavement Project

A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-195

DS-7 12-0448 Resolution to Approve Purchase of Four Ozone Generator Power Supply Units (\$117,966.00)

A motion was made by Councilmember Lumm, seconded by Councilmember Derezinski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-196

DS-8 12-0561 Resolution to Approve a Three Year Professional Services Agreement with Hylant Group for Insurance Brokerage Services and Risk Management Consulting (\$252,000.00)

A motion was made by Councilmember Derezinski, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-197

DS-9 12-0527 Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Sakti3 Corporation

A motion was made by Councilmember Derezinski, seconded by Councilmember Higgins, that the Resolution be approved.

Referred to Budget Committee for review before the 5/21/12 regular session of Council.

A motion was made by Councilmember Higgins, seconded by Councilmember Briere, that the Resolution be Referred to the Budget Committee for review and be returned to City Council on 5/21/2012. On a voice vote, the Mayor declared the motion carried.

DS-10 12-0493 Resolution to Approve Street Closing for the University of Michigan Law School's Dedication Weekend - September 7 and 8, 2012

A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-12-204

Passed on consent agenda

A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- DS-11 12-0578** Resolution to Approve Street Closings for the 2012 Ann Arbor Summer Festival's "Top of the Park" - June 11 through July 11, 2012
Enactment No: R-12-198
- DS-12 12-0591** Resolution to Approve Street Closing for Mission Zero Fest, June 9-10, 2012
Enactment No: R-12-199
- DS-13 12-0514** Resolution to Approve the Closing of Streets for the Ann Arbor Inner Peace Festival, June 24, 2012
Enactment No: R-12-200
- DS-14 12-0581** Resolution to Approve the 2012 Ann Arbor Jaycees Summer Carnival at Pioneer High School - June 20 to June 24, 2012
A motion was made by Councilmember Kunselman, seconded by Councilmember Lumm, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried unanimously.
Enactment No: R-12-201
- DS-15 12-0557** Resolution Approving a Grant of Easement to DTE Energy for a Storm Water Discharge Pipe (Located at Gallup Park) (8 Votes Required)
A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with 10 councilmembers seated, thus satisfying the eight-vote requirement.
Enactment No: R-12-202
- DS-16 12-0607** Resolution for Approval of Settlement and Change Order #6 for the Construction Contract for the Box Hangar/SRE Building Project at the Ann Arbor Airport with CMA Design/Build Inc. (\$34,218.00)
A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-12-203

E COMMUNICATIONS FROM THE MAYOR

E-1 12-0574 Appointment - Confirmation

Mayor Hieftje recommended confirmation of the following appointment, which was placed on the table for consideration at the April 16, 2012 Regular Session:

Parks Advisory Commission

*Ingrid Ault (Replacing-Gwen Nystuen)
1801 Independence Blvd.
Ann Arbor, MI 484104
Term: May 7, 2012 - May 6, 2015*

A motion was made by Councilmember Taylor, seconded by Councilmember Kunselman, that the Appointment be approved.

On a voice vote, the Mayor declared the motion carried.

E-2 12-0671 Appointment - Confirmation

Mayor Hieftje placed the following nominations on the table for approval at a later date:

Commission on Disability Issues

*Monica Cox (Filling Vacancy)
517 Cherry Street
Ann Arbor, MI 48103
Term: May 21st, 2012 - May 20st, 2015*

Referred to the City Council due back on 5/21/2012

COMMUNICATIONS FROM COUNCIL

None.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

F-1 12-0579 Parks Advisory Commission FY2013 Budget Recommendations

Received and Filed

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

H The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- H-1 12-0584** Ann Arbor Transportation Authority Quarterly Report (second quarter) and Report of Operations for the month ended March 31, 2012
- H-2 12-0610** Communication from the State of Michigan Public Service Commission regarding a Notice of Hearing for the Customers of the Detroit Edison Company - Case No. U-16991, scheduled for May 8, 2012
- H-3 12-0613** Communication from the Michigan Liquor Control Commission regarding a Show Cause Hearing for V.R. Entertainment Network, Inc., regarding the renewal of their 2011 Class C Liquor License

I The following minutes were received for file:

- I-1 12-0325** Historic District Commission Meeting Minutes of the February 9, 2012
- I-2 12-0534** Downtown Area Citizens Advisory Council Meeting Minutes - April 3, 2012
- I-3 12-0536** Ann Arbor Downtown Development Authority Meeting Minutes - March 7, 2012
- I-4 12-0556** Human Rights Commission Meeting Minutes for February 15, 2012
- I-5 12-0580** Ann Arbor Commission on Disabilities Meeting Minutes of March 21, 2012
- I-6 12-0583** Ann Arbor Transportation Authority Board (AATA) Meeting Minutes of March 15, 2012
- I-7 12-0590** Washtenaw Area Transportation Authority Board (W.A.T.S.) Meeting Minutes of March 21, 2012
- I-8 12-0600** Taxicab Board Meeting Minutes - December 15, 2011
- I-9 12-0602** Ann Arbor Employees' Retirement System Minutes for the Regular Meeting - March 15, 2012
- I-10 12-0603** Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes for the Regular Board Meeting - March 15, 2012
- I-11 11-0330** Ann Arbor Public Art Commission Meeting Minutes - February 1, 2011

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Thomas Partridge, City resident, addressed Council regarding the advancement of the causes of human rights, civil rights, and disability rights.

Michael Benson, University of Michigan graduate student representative, spoke about the need for fire services on campus. He urged Council to consider additional staffing in the Fire Department as they consider the budget. He also suggested that an executive summary be considered as an addition to the online agenda materials.

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).

None.

ADJOURNMENT

A motion was made by Councilmember Lumm, seconded by Councilmember Smith, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:40 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

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

REPLAYS: TUESDAY, MAY 8, 2012, 10:00 A.M. AND FRIDAY, MAY 11, 2012

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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary