



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>

Meeting Agenda City Council

Monday, February 7, 2011

7:00 PM

Washtenaw County Administration Building
(Commissioners Room), 220 N. Main St.
City Council meets in caucus the Sunday prior
to each regular session at 7 p.m. in the Council
Chamber.

(2/6/11 caucus 7p.m. City Hall 4th Fl.)

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [11-0229](#) Proclamations: Honoring Phi Beta Sigma Fraternity-Delta Rho Chapter
as February NAP Volunteer of the Month and a Proclamation
Commemorating Peter Pollack
(Mayor's Office)
(Added 2/7/11)

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. TJ Rice - Medical Marijuana Ordinance (C-1)
2. Dennis Hayes - Medical Marijuana Ordinance (C-1)

3. Tony Keene - Medical Marijuana Ordinance (C-1)
4. Thomas Partridge - Overcome discrimination. Provide access to safe affordable housing and transportation (DC-1 and DS-1)
5. Rory Gould - Medical Marijuana Ordinance (C-1)
6. Chuck Ream - Medical Marijuana Ordinance (C-1)
7. Peter Nogourney - Design Guidelines (DC-2)

COMMUNICATIONS FROM COUNCIL

[11-0232](#) Resolution to Appoint Susan Hutton as a Member of the City of Ann Arbor Environmental Commission
(City Council)
Sponsors: Hohnke and Teall
(Added 2/7/11)

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [10-1301](#) Resolution to Approve Allen Creek Preschool Site Plan, 1515 Franklin (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Allen Creek Preschool Staff Report-12-21-10, Allen Creek - 12-21-10 CPC Minutes.pdf
(See DB-1)
- PH-2 [10-1337](#) Resolution to Approve FY 2012-2017 Capital Improvements Plan as the Basis for the FY 2012 Capital Budget (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 2010 CIP Staff Report, 12-27-2010 Memo from Connie Pulcifer, CIP Process Diagram, FY2012-2017 Capital Improvements Plan, December 2010 CIP Survey Summary, CIP - 1-4-11 CPC Minutes.pdf
(See DB-4)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [11-0202](#) Regular Session of January 18, 2011
(City Clerk - Jacqueline Beaudry)
Attachments: 01-18-11 Draft Minutes.pdf, Council Email and Redaction List
01-18-11.pdf
- CA **CONSENT AGENDA**
- CA-1 [10-1321](#) Resolution to Authorize a Purchase Order to Watertap, Inc., for
Emergency Repairs to Water Mains Bid No. ITB-4129 (\$75,000.00)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
Attachments: Line Stop Bid Tab december (ws).pdf
- CA-2 [10-1322](#) Resolution Authorizing the Purchase of Materials used for Maintenance
Activities within Field Operations Utilizing Governmental Pricing
extended by Stoneco of Michigan (\$75,000.00)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
- CA-3 [10-1339](#) Resolution Authorizing Water Improvement Charge for 2999 Overridge
Drive (\$14,129.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-4 [11-0042](#) Resolution to Approve a Purchase Order to New World Systems for the
Logos.net Financial System Annual Software Support and Maintenance
Agreement (\$64,040.00)
(Information Technology Services - Dan Rainey, IT Director)
- CA-5 [11-0067](#) Resolution to Approve a One Year Operational Agreement for
Information Technology Services Between the City of Ann Arbor and
City of Chelsea (\$32,000.00)
(Information Technology Services - Dan Rainey, IT Director)
Attachments: 2-7-11 A2 IT Contract wCOC.pdf
- CA-6 [11-0127](#) Resolution to Authorize City Administrator to Negotiate a Contract with
International City/County Management Association (ICMA) Center for
Public Safety Management for an Analysis of Fire Services for the City
of Ann Arbor (not to exceed \$54,000)
(Safety Services - Barnett Jones)

- CA-7 [11-0178](#) Resolution to Approve a Purchase Order Contract with Time Emergency Equipment for Replacement Fire Fighting Nozzles
(Fire Services - Barnett Jones, Safety Services Area Administrator)
Attachments: ITB-4126 Bid Tabulation-1ver3 (2).xlsx

B ORDINANCES - SECOND READING

C ORDINANCES - FIRST READING

Old Business:

- C-1 [10-1249](#) An Ordinance to Add a New Chapter 71 to Title VI (Medical Marijuana Business and Home Occupation Licenses) of the Code of the City of Ann Arbor
(City Attorney Services - Stephen K. Postema)
Attachments: Chapter 71 As Amended.pdf, Ordinance - Chapter 71.pdf
(Postponed from the 12/6/10, 1/3/11 and 1/18/11 regular sessions)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [11-0192](#) Resolution to Waive Review Fees for the Heritage Row PUD Zoning and Site Plan Petition
(City Council)
Sponsors: Derezinski and Smith
Attachments: DeparryProposalFinal, Heritage Row Communication from Beverly Strassmann, Heritage Row Communication from Tom Whitaker

- DC-2 [11-0230](#) Resolution Approving the Downtown Ann Arbor Design Guidelines and Design Review Program
(City Council)
Sponsors: Higgins
Attachments: Design Review Board Program, DesignGuidelines
(Added 2/7/11)

DB New Business - Boards and Commissions:

- DB-1 [10-1301](#) Resolution to Approve Allen Creek Preschool Site Plan, 1515 Franklin (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Allen Creek Preschool Staff Report-12-21-10, Allen Creek - 12-21-10 CPC Minutes.pdf
(See PH-1)
- DB-2 [11-0018](#) Resolution to Approve Grant Application to the USDA Farm and Ranch Land Protection Program (FRPP) for the Purchase of Development Rights (PDR) on the William Lindemann and Karen Weidmayer Property in Lodi Township **(8 Votes Required)**
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Lindemann Aerial Map.pdf
- DB-3 [11-0019](#) Resolution to Approve Grant Application to the USDA Farm and Ranch Land Protection Program (FRPP) for the Purchase of Development Rights (PDR) on the Gary and Virginia Grosshans Property in Superior Township **(8 Votes Required)**
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Grosshans Aerial Map.pdf
- DB-4 [10-1337](#) Resolution to Approve FY 2012-2017 Capital Improvements Plan as the Basis for the FY 2012 Capital Budget (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 2010 CIP Staff Report, 12-27-2010 Memo from Connie Pulcifer, CIP Process Diagram, FY2012-2017 Capital Improvements Plan, December 2010 CIP Survey Summary, CIP - 1-4-11 CPC Minutes.pdf
(See PH-2)
- DS **New Business - Staff:**
- DS-1 [10-1316](#) Resolution to Approve a Professional Services Agreement with DLZ Michigan, Inc. for Design Engineering Services for the Fuller Road/Maiden Lane/East Medical Center Drive Intersection Improvement Project (\$460,139.05)
(Project Management Services - Sue F. McCormick, Area Administrator)
Attachments: 2009 Roundabout Concept Study_Existing Conditions Plan.pdf, 2009 Roundabout Concept Study_Roundabout Concept Plan.pdf

- DS-2 [11-0012](#) Resolution to Approve the Purchase of Polymer from Polydyne for Centrifuges at the Wastewater Treatment Plant (not to exceed \$141,750.00)
(Wastewater Treatment Plant - Sue F. McCormick, Public Services Administrator)
- DS-3 [10-1315](#) Resolution to Approve a Purchase Order to Washtenaw County for City's FY2011 Portion of Shared Technology Services (\$178,678.00)
(Information Technology Services - Dan Rainey, IT Director)
Attachments: Washtenaw County Invoices.pdf
- DS-4 [11-0009](#) Resolution to Appropriate and Allocate \$60,166.00 in HOME Funds to Avalon Housing Inc. or an Affiliated Ownership Entity for the Acquisition and Rehabilitation of 701 Miller (\$60,166.00 HOME Funds) **(8 Votes Required)**
(Community Services - Sumedh Bahl, Area Administrator)
- DS-5 [11-0006](#) Resolution to Approve Street Closing for EcoCAR Media Ride & Drive - Monday, March 14, 2011
(Community Services - Sumedh Bahl, Area Administrator)
- DS-6 [11-0023](#) Resolution to Close Streets for the 11th Annual Mayor's Green Fair- Friday, June 10, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Green Fair Map 2011.pdf
- DS-7 [11-0025](#) Resolution to Approve Street Closing for the NJATC Opening Ceremony Dinner - Sunday, July 31, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: NJATC Opening Ceremony Dinner Map.pdf
- DS-8 [11-0030](#) Resolution to Approve Street Closings for the UA Block Party - Monday, August 15, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: UA Block Party Map.pdf
- DS-9 [11-0059](#) Resolution to Approve Street Closings for the 2011 Rolling Sculpture Car Show - Friday, July 8, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Rolling Sculpture Map.pdf

- DS-10 [11-0079](#) Resolution to Approve Street Closings for the 2011 Ann Arbor Summer Festival's "Top of the Park" - June 13 through July 13, 2011
(Community Services - Sumedh Bah, Area Administrator)
Attachments: AASF Map.pdf, AASF Map 2.pdf
- DS-11 [11-0097](#) Resolution to Approve Street Closings for the 2011 Take Back The Night (Rally and March) - Thursday, April 7, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Take Back The Night Map.pdf
- DS-12 [11-0104](#) Resolution to Approve Street Closings for the Box Cart Race/Soap Box Derby - Saturday, March 26, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Box Cart Race-Soap Box Derby Map.pdf
- DS-13 [11-0144](#) Resolution to Approve Street Closings for the Firecracker 5K - Monday, July 4, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Firecracker 5K Map.pdf
- DS-14 [11-0169](#) Resolution to Approve Street Closings for the 2011 "Taste of Ann Arbor" Special Event - Sunday, June 5, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Taste of Ann Arbor Map.pdf
- DS-15 [11-0041](#) Resolution to Accept and Allocate a Michigan Supreme Court State Court Administrative Office Mental Health Services Drug Court Grant Program Grant and to Approve the Grant Contract (\$95,000.00) (**8 Votes Required**).
(Fifteenth District Court Services - Keith Zeisloft)
Attachments: 7 Feb 11 15th DC SCAO-MHSDCP Grant Contract.PDF
- DS-16 [11-0177](#) Resolution to Approve Amendment No. 2 to the Parking Agreement between Village Green Residential Properties, LLC, the City of Ann Arbor and the Ann Arbor Downtown Development Authority
(Financial and Administrative Services - Tom Crawford)
Attachments: AMENDMENT NUMBER TWO TO PARKING AGREEMENT.pdf

E COMMUNICATIONS FROM THE MAYOR

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

- F-1 [11-0047](#) Sidewalk Occupancy Permits and Peddler's Licenses for April 2, 2011
(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Hash Bash 2011 Map.pdf

- F-2 [11-0054](#) Fourth Quarter 2010 Investment Portfolio Report
(Financial and Administrative Services - Matthew V. Horning, City Treasurer)

Attachments: 2010 Q4 Portfolio Report.pdf, 2010 Q4 Portfolio Summary.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 [11-0179](#) Communication from Matthew R. Abel, Attorney at Law, Cannabis counsel, P.L.C. regarding a Dispensary Application of Arborside, L.L.C.
(City Clerk Services)

Attachments: Arborside, L.L.C. Dispensary Application Letter

- H-2 [11-0216](#) Communication from Pete Long, Council for the Economic Development Corporation of the City of Ann Arbor regarding issuance of a supplemental EDC bond for the Ann Arbor YMCA
(City Clerk Services)

Attachments: EDC Communication Regarding Ann Arbor YMCA

- H-3 [11-0217](#) Communication from Donald V. Elliott, agent for Thomas B. McMullen Company, regarding a request to establish an Industrial Development District for the Eisenhower Commerce Center Associates No. 4, LLC property located at 1490 Eisenhower Place
(City Clerk Services)

Attachments: Eisenhower Commerce Center IDD Request

- H-4 [11-0218](#) Communication from Attorney Norman L. Zemke, P.C. regarding notice of assignment of the Plymouth Road Water Main Replacement Project
(City Clerk Services)

Attachments: Plymouth Rd. Water Main Replacement Project

H-5 Heritage Row Communication from Beverly Strassmann

(See DC-1 for copy of email.)

H-6 Heritage Row Communication from Tom Whitaker

(See DC-1 for copy of letter.)

I The following minutes were received for file:

- I-1** [10-1299](#) Ann Arbor Public Art Commission Meeting Minutes - December 14, 2010
(Public Services - Sue F. McCormick, Public Services Administrator)
Attachments: AAPAC Meeting Minutes Dec 2010.pdf, 121410 Chair Report.pdf, 121410 Project Committee Report.pdf, 121410 Public Relations Report.pdf, 121410 Planning Committee Report.pdf, 121410 Municipal Center Task Force Meeting.pdf
- I-2** [11-0010](#) Recreation Advisory Commission Minutes - December 7, 2010
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: RAC Minutes 12-10.pdf
- I-3** [11-0016](#) Ann Arbor Downtown Development Authority Meeting Minutes - December 1, 2010
(Downtown Development Authority - Susan Pollay, Executive Director)
Attachments: dda minutes 12-1-10
- I-4** [11-0017](#) Downtown Area Citizens Advisory Council Meeting Minutes - December 1, 2010
(Downtown Development Authority - Susan Pollay)
Attachments: CAC minutes 12-1-10
- I-5** [11-0024](#) Building Board of Appeals Minutes - June 9, 2010
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: 2010_06_09_ BBA_APPROVED_Minutes (2).pdf
- I-6** [11-0062](#) Budget Committee Meeting Minutes of November 4, 2010
(City Clerk Services)
Attachments: Budget Committee Minutes 11-4-10

- I-7 [11-0065](#) Council Rules Committee Meeting Minutes of November 8, 2010
(City Clerk Services)
Attachments: Council Rules Committee Minutes 11-8-10
- I-8 [11-0118](#) Ann Arbor Housing Commission Regular Board Meeting Minutes -
November 17, 2010, December 15, 2010
(Housing Services - Marge Novak)
Attachments: AAH Board Minutes November 2010, AAHC Board Minutes December
2010
- I-9 [11-0122](#) City of Ann Arbor Employees' Retirement System Minutes - December
16, 2010
(Retirement System Services - Nancy Walker)
Attachments: B-1 BDMTG DECEMBER.2010
- I-10 [11-0123](#) City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes -
December 16, 2010
(Retirement System Services - Nancy Walker)
Attachments: B-1 VEBA Bd December 2010
- I-11 [11-0125](#) Council Liquor License Review Committee - December 3, 2010
(City Clerk - Jacqueline Beaudry)
Attachments: 2010-12-03 liquor committee minutes.pdf
- I-12 [11-0180](#) Washtenaw Area Transportation Study (W.A.T.S.) Meeting Minutes of
December 4, 2010
(City Clerk Services)
Attachments: W.A.T.S. 12-4-10 minutes
- I-13 [11-0225](#) Street Outreach Task Force Meeting Minutes of October 27, December
1, December 15, 2010 and January 5, 2011
(Street Outreach Task Force)
Attachments: December 1, 2010 Meeting Minutes, December 15, 2010 Meeting
Minutes, January 5, 2011 Meeting Minutes, Minutes from the October 27,
2010 Street Outreach Committee meeting.pdf

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, FEBRUARY 7, 2011 7:00 P.M.

REPLAYS: TUESDAY, FEBRUARY 8, 2011 10:00 A.M. AND FRIDAY, FEBRUARY 11, 2011

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.