



City of Ann Arbor

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

Meeting Agenda

City Council

Monday, November 16, 2009

7:00 PM

G. C. Larcom, Jr. Municipal Bldg. 2nd Flr.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ADMINISTRATION OF OATH OF OFFICE TO NEWLY ELECTED COUNCILMEMBERS

ROLL CALL OF COUNCIL

ELECTION OF MAYOR PRO TEM

- 1 [09-1115](#) Resolution Appointing Councilmember Marcia Higgins Mayor Pro Tem through November 15, 2010

(City Council)

Sponsors: Rapundalo
(Added 11/12/09)

2. [09-1133](#) Adoption of Council Rules

(City Council)

Sponsors: Higgins
(Added 11/16/09)

APPROVAL OF AGENDA

INT INTRODUCTIONS

- INT-1 [09-1131](#) PROCLAMATION Honoring the Ann Arbor Branch of the Woman's National Farm & Garden Association

(Mayor's Office)

(Added 11/16/09)

COMMUNICATIONS FROM COUNCIL

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

• (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 - Access to integrated public transportation and affordable housing vitally important for residents of Ann Arbor and the region (DS-3)
2. Russ Miller - Huron River and Impoundment Management Plan (DC-1)
3. Andrew McGill - Thank the council for passing the Airport Resolution at the last meeting.
4. Kermit Schlandsker - Making Jobs
5. William Hampton - Introduce NAACP
6. Lynn Meadows - Emails/FOIAs
7. John Floyd - Two Questions of Council

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [09-0920](#) Public Hearing on A2D2 Downtown Design Guidelines
(Community Services - Jayne Miller, Area Administrators)
(Continued from 10/5/09 Regular Session)
- PH-2 [09-0227](#) An Ordinance to Amend to Chapter 55 (Zoning) and Chapter 59 (Off-Street Parking) and Rezone Downtown Properties for the Ann Arbor Discovering Downtown Project (A2D2) (CPC Recommendation: Approval - 8 Yeas and 1 Nay)(Ordinance No. ORD-09-28)
(Community Services - Jayne Miller, Area Administrator)
(See B-2)
- PH-3 [09-1109](#) Individual Hearing on the Rezoning of 1320 South University at the Request of the Property Owner per MCL 125.3401
(City Clerk - Jacqueline Beaudry)

- PH-4 [09-0959](#) An Ordinance to Amend Chapter 55, Rezoning of 15.38 Acres from PUD (Planned Unit Development District) to Revised PUD Briarwood Lots 14 and 15, 1201 Briarwood Circle, (CPC Recommendation: Approved - 6 Ayes and 0 Nays) (Ordinance No. ORD-09-31)
(Planning and Development Services - Jayne Miller, Area Administrator)
(See B-1)
- PH-5 [09-1078](#) Resolution to Approve Tim Horton's Site Plan, South Side of Washtenaw Avenue, West of Huron Parkway (CPC Recommendation: Approval - 8 Yeas and 1 Nay)
(Community Services - Jayne Miller, Area Administrator)
(See DB-1)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [09-1113](#) City Council Special and Regular Session Minutes of November 5, 2009
(City Clerk - Jacqueline Beaudry)
- [09-1133](#) Adoption of Council Rules
(City Council)
Sponsors: Higgins

CA CONSENT AGENDA

- CA-1 [09-0984](#) Resolution to Increase Service Purchase Order with DownUnder Municipal Services, LLC for Sanitary Sewer Cleaning Services for the Northside Sanitary Sewer Sub-Main Project (\$4,009.51)
(Project Management Services - Sue F. McCormick)
- CA-2 [09-1059](#) Resolution to Approve Ninth Amendment to Legal Services Contract with Dykema Gossett (\$70,000.00)
(City Attorney Services - Stephen K. Postema, City Attorney)
- CA-3 [09-1066](#) Resolution to Create a Second Assessing Board of Review
(Financial and Administrative Services - Tom Crawford, CFO)

- CA-4 [09-1074](#) Resolution to Approve Contract with Antler Construction to Renovate the Kitchen at Cobblestone Farm and \$50,179.80 Total Construction Project Budget

(Community Services - Jayne Miller, Area Administrator)

- CA-5 [09-1079](#) Resolution to Approve the Purchase of Duncan Electronic Parking Meter Equipment from Duncan Industries (not to exceed \$87,000.00)

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

- CA-6 [09-1081](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of October 22, 2009

(Financial and Administrative Services - Tom Crawford, CFO)

B ORDINANCES - SECOND READING

- B-1 [09-0959](#) An Ordinance to Amend Chapter 55, Rezoning of 15.38 Acres from PUD (Planned Unit Development District) to Revised PUD Briarwood Lots 14 and 15, 1201 Briarwood Circle, (CPC Recommendation: Approved - 6 Ayes and 0 Nays) (Ordinance No. ORD-09-31)

(Planning and Development Services - Jayne Miller, Area Administrator)

(See PH-4)

- B-2 [09-0227](#) An Ordinance to Amend to Chapter 55 (Zoning) and Chapter 59 (Off-Street Parking) and Rezone Downtown Properties for the Ann Arbor Discovering Downtown Project (A2D2) (CPC Recommendation: Approval - 8 Yeas and 1 Nay)(Ordinance No. ORD-09-28)

(Community Services - Jayne Miller, Area Administrator)

(See PH-2)

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [09-1025](#) Resolution to Accept the Huron River and Impoundment Management Plan from the Environmental Commission and 30 Consensus Recommendations

(Public Services - Sue McCormick, PSA Administrator)

Sponsors: Hohnke and Teall

(Revised 11/12/09)

- DC-2 [09-1100](#) Resolution to Re-Appoint Member to the City Environmental Commission
(City Council)
Sponsors: Teall and Hohnke
- DC-3 [09-1116](#) Resolution to Require Execution of CUB Agreements by Contractors and Subcontractors with the Washtenaw County Skilled Building Trades Council as a Condition of City Construction Contracts
(Mayor's Office - John Hieftje)
Sponsors: Hieftje and Derezinski
(Added 11/13/09)
- DC-4 [09-1084](#) Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Silvio's Organic Pizzeria, Inc.
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 11/13/09)
- DC-5 [09-1110](#) Resolution to Amend the Fiscal Year 2010 SmartZone LDFA Budget for Increased Business Accelerator Services **(8 Votes Required)**
(City Council - Councilmember Rapundalo)
Sponsors: Rapundalo
(Added 11/13/09)
- DB New Business - Boards and Commissions:**
- DB-1 [09-1078](#) Resolution to Approve Tim Horton's Site Plan, South Side of Washtenaw Avenue, West of Huron Parkway (CPC Recommendation: Approval - 8 Yeas and 1 Nay)
(Community Services - Jayne Miller, Area Administrator)
(See PH-5)
- D Old Business - Staff:**
- DS New Business - Staff:**
- DS-1 [09-0997](#) Resolution to Award Contract for the Lime Feed System Improvements Project to Irish Construction Company (\$2,895,000.00)
(Public Services - Sue F. McCormick, Public Services Administrator)

- DS-2 [09-1026](#) Resolution to Award Contract for Structural Repair and Painting of Clarifiers 4 & 5 to E & L Construction Group, Inc. (\$322,500.00)
(Public Services - Sue F. McCormick, Public services Administrator)
- DS-3 [09-1041](#) Resolution to Approve an Agreement with the Michigan Department of Transportation for the Packard Road SCOOT Expansion Project (\$185,700.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-4 [09-1043](#) Resolution to Approve an Agreement with the Michigan Department of Transportation for the West Stadium (Suffolk to Hutchins) Improvements Project
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-5 [09-1076](#) Resolution to Approve Lease Renewal Agreement with Dahlmann Properties, Ltd. for Space in the City Center Building for One Year (\$302,716.80) **(8 Votes Required)**
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-6 [09-1075](#) Resolution to Approve a Conditional Contract Award to Site Development, Incorporated for West Park Improvements, Total Construction Project Budget of \$1,587,300.00 and Appropriate Project Funding of \$1,374,082 from the Stormwater Fund **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)
- DS-7 [09-1092](#) Resolution Accepting Utility Easement from Organ Procurement Agency of Michigan also known as Gift of Life of Michigan **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [09-1099](#) Appointments and Nominations
(Mayor's Office)
- E-2 [09-1132](#) Appointments & Nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

- 1 [09-1127](#) Communication from Councilmember Kunselman Regarding Questions
 Pertaining to November 16 Agenda Items
 (City Council)
 Sponsors: Kunselman

F COMMUNICATIONS FROM THE CITY ADMINISTRATOR

G COMMUNICATIONS FROM THE CITY ATTORNEY

- G-1 [09-1097](#) Annexation of the Vasconi Property
 (City Attorney Services - Stephen K. Postema, City Attorney)

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

H The following communications were referred as indicated:

- H-1 [09-1120](#) Election results from the November 3, 2009 Election
 (City Clerk Services - Jacqueline Beaudry, City Clerk)
 (Added 11/13/09)
- H-2 [09-1121](#) Communication from the State of Michigan Public Service Commission
 regarding a Hearing Notice for Electric Customers of the Detroit Edison
 Company - Case No. U-16047 scheduled for December 3, 2009 at 9:00
 a.m. at the Michigan Public Service Commission Building in Lansing,
 Michigan
 (City Clerk Services - Jacqueline Beaudry, City Clerk)
 (Added 11/13/09)

I The following minutes were received for file:

- I-1 [09-1049](#) Greenbelt Advisory Commission Minutes of September 9, 2009
- I-2 [09-1082](#) Taxicab Board Meeting Minutes - May 28, 2009
 (Financial and Administrative Services - Tom Crawford, CFO)
- I-3 [09-1083](#) Parks Advisory Commission Minutes - September 15, 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, NOVEMBER 16, 2009, 7:00 PM

**REPLAYS: TUESDAY, NOVEMBER 17, 2009 10:00 AM AND FRIDAY, NOVEMBER 20,
2009 7:30 PM**

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.