



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
www.a2gov.org

Meeting Agenda City Council

Monday, June 16, 2008

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [08-0569](#) Resolution to Approve the Appointment of M. Colleen Currie to the Office of Magistrate of the 15th Judicial District Court
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)
(See DS-1)

INT-2 [08-0636](#) Environmental Leadership Award - Lisa Wozniak, Executive Director of Michigan League of Conservation Voters

INT-3 [08-0648](#) *Proclamation in Memorium of Richard Harold Earl Chenault II, June 4, 2008*
(Mayor's Office)
Sponsors: Hieftje
(Added 6/16/08)

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

*** (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 - Significant universal people services needed for Ann Arbor and Washtenaw residents. Expansion of affordable city-wide and county-wide transportation services, housing, healthcare and education are vital to progress of the area.**
2. **Stewart Nelson - Larcom Renovations**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [08-0556](#) Resolution to Approve Bombay Grocers Planned Project Site Plan, 0.34 Acre, 3070 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See DB-1)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [08-0608](#) Regular Session Minutes of June 2, 2008
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [08-0488](#) Resolution to Establish the Footing Drain Disconnection Funding Cap at \$4,100.00 per Individual Home In Accordance with Section 2:51.1 (3) of Chapter 28 of Title II of the Code of the City of Ann Arbor
(Public Services - Sue F. McCormick, Area Administrator)
- CA-2 [08-0527](#) Resolution to Approve Temporary Outdoor Sales, Service and Consumption of Alcoholic Beverages during the 2008 Ann Arbor Art Fair
(City Clerk - Jacqueline Beaudry)
- CA-3 [08-0570](#) Resolution to Authorize the Purchase of a CNC Sign Router from ShopBot Tools, Inc, Bid # 3928 - (\$33,500.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-4 [08-0574](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of May 23, 2008
(Financial and Administrative Services - Tom Crawford, CFO)

- CA-5 [08-0577](#) Resolution to Approve a Contract with Ann Arbor SPARK for Business Support Services (\$50,000.00)

(City Administration - Roger Fraser, City Administrator)

- CA-6 [08-0599](#) Resolution to Authorize Summary Publication of Ordinance No. 08-20 to Amend Chapter 29 of Title II of the Code of the City of Ann Arbor - Water, Sewer, and Stormwater Rates

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

B ORDINANCE - SECOND READING

None.

C ORDINANCE - FIRST READING

- C-1 [08-0554](#) An Ordinance to Amend Section 5:10.12 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor regarding the Addition of Personal Services as an Allowable Use in the Office Zoning District (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

- C-2 [08-0555](#) An Ordinance to Amend to Chapter 55, Rezoning of 31.77 Acres from TWP (Township District) and R3 (Townhouse District) to R1D (Single-Family Dwelling District) and R4A (Multiple-Family Dwelling District), North Sky, West Side of Pontiac Trail, North of Skydale (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

(Staff report revised 6/13/08)

- C-3 [08-0510](#) An Ordinance to Amend Section 2:5 (Solid Waste Containers) of Chapter 26 of Title II of the Code of the City of Ann Arbor - Assessment of Unpaid Charges and Allowing Grass Clippings in Compost Carts (ORD-08-21)

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

(Revised 6/12/08 - Significant changes to ordinance requires that it be heard again at First Reading.)

D MOTIONS AND RESOLUTIONS

D Old Business

None.

DC New Business - Council:

DC-1 [08-0572](#) Resolution to Re-Appoint Member to the City Environmental Commission
(City Council)

Sponsors: Teall

DC-2 [08-0573](#) Resolution to Re-Appoint Members to the Greenbelt Advisory Commission
(City Council)

Sponsors: Easthope

DC-3 [08-0601](#) Resolution Recognizing Washtenaw Alano Club as a Civic Nonprofit
Organization Operating in Ann Arbor for the Purpose of Obtaining a
Charitable Gaming License

(City Council)

Sponsors: Easthope

Added After Newspaper Deadline:

DC-4 [08-0633](#) Resolution to Extend Vendor Licenses for FY 08
(City Council)

Sponsors: Kunselman
(Added 6/13/08)

DC-5 [08-0642](#) Resolution to Approve and Support the Application to the State of
Michigan, Michigan Department of Corrections/Office of Community
Corrections Board for the FY 2007 City/County Community Corrections
Advisory Board Comprehensive Plan (October 1, 2008-September 30,
2009 Period)

(City Council)

Sponsors: Briere
(Added 6/13/08)

DC-6 [08-0635](#) Resolution Recognizing Michigan Peaceworks as a Civic Nonprofit
Organization Operating in Ann Arbor for the Purpose of Obtaining a
Charitable Gaming License

(City Council)

Sponsors: Easthope
(Added 6/16/08)

- DC-7 [08-0646](#) Resolution to Urge Legislators to Support 2-Percent Fee for Public Access Television

(City Council)

Sponsors: Higgins
(Added 6/16/08)

- DC-8 [08-0647](#) Resolution Supporting Strong, Enforceable Renewable Portfolio Standard
(Mayor's Office)

Sponsors: Hieftje
(Added 6/16/08)

DB New Business - Boards and Commissions:

- DB-1 [08-0556](#) Resolution to Approve Bombay Grocers Planned Project Site Plan, 0.34 Acre, 3070 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

(See PH-1)

- DB-2 [08-0553](#) Resolution to Approve a Participation Agreement with Washtenaw County Parks and Recreation Commission for the Purchase of the Superior LLC and Geddes East LLC Properties Owned by Biltmore in Superior Township and to Approve a Match Share up to \$626,625.00 (\$4,500.00/Acre) **(8 Votes Required)**

(Community Services - Jayne Miller, Area Administrator)

DS New Business - Staff:

- DS-1 [08-0569](#) Resolution to Approve the Appointment of M. Colleen Currie to the Office of Magistrate of the 15th Judicial District Court

(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)

- DS-2 [08-0568](#) Resolution to Approve a Professional Legal Services Agreement with Model Cities Legal Services, Inc. to Provide Legal Representation as Court-Appointed Counsel to Indigent Defendants (\$210,000.00)

(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)

- DS-3 [08-0560](#) Resolution Setting a Public Hearing to Receive Public Comment on the Application of Mercedes-Benz Research and Development North America, for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2008-030
(Financial and Administrative Services - Tom Crawford, CFO)
- DS-4 [08-0562](#) Resolution to Continue Participation in CLEMIS Public Safety Information Sharing Services Provided by Oakland County for a Two (2) Year Period - FY2008 & FY2009 (Not to Exceed \$188,160.00)
(Financial and Administrative Services - Tom Crawford, CFO)
- DS-5 [08-0571](#) Resolution to Amend Ann Arbor City Budget for Fiscal Year 2007-2008 **(8 Votes Required)**
(Financial and Administrative Services - Tom Crawford, CFO)
- DS-6 [08-0567](#) Resolution to Approve FY 09 Allocations to Non-Profit Entities for Housing and Human Services - \$1,777,602.00 (General Fund, CDBG and HOME)
(Community Services - Jayne Miller, Area Administrator)
- DS-7 [08-0559](#) Resolution to Approve Contracts for Environmental Site Assessment Services per Request for Proposals #700 with Mannik and Smith Group and Barr Engineering and Establish a Total Project Budget Not to Exceed \$100,000.00 for Year One and Two, One-Year Renewal Options With a Budget Not to Exceed \$100,000.00 for Each of the Optional Renewal Years
(Community Services - Jayne Miller, Area Administrator)
- DS-8 [08-0566](#) Resolution to Renew Consulting Contracts with Washtenaw County for Program Staff Services and Leasing Office Space for the Office of Community Development (Not to Exceed \$315,060.00 for FY 09)
(Community Services - Jayne Miller, Area Administrator)
- DS-9 [08-0564](#) Resolution to Approve the Sale of 2706 Yost from Child and Family Services - Huron Service for Youth D/B/A HelpSource to Washtenaw Community Health Organization (WCHO) and to Approve the Assumption of a \$50,000.00 HOME Mortgage, Note and Housing Affordability Agreement by WCHO
(Community Services - Jayne Miller, Area Administrator)

- DS-10 [08-0558](#) Resolution to Appropriate Funds (\$112,500.00) and to Approve a Purchase Order with the University of Michigan for Repair of the Arboretum Road (\$225,000.00) **(8 Votes Required)**
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-11 [08-0594](#) Resolution to Approve the Renewal Contracts with Blue Cross Blue Shield of Michigan to Provide Health Care Coverage to City Employees and Retirees and Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$12,070,628.00)
(Human Resources - Carol Schuler, Director)
- DS-12 [08-0595](#) Resolution to Approve the Renewal Contracts with Delta Dental of Michigan, Inc. to Provide Dental Coverage to City Employees and Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$860,000.00)
(Human Resources - Carol Schuler, Director)
- DS-13 [08-0596](#) Resolution to Approve the Two-Year Contract with Flores and Associates to Provide Flexible Benefit Plan and Health Reimbursement Account Administration to City Employees and Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$50,000.00)
(Human Resources - Carol Schuler)
- DS-14 [08-0597](#) Resolution to Approve the Renewal Contracts with Unum Life Insurance Company of America, Inc. to Provide Group Term Life, Accidental Death and Dismemberment, Short-Term Disability, and Long-Term Disability Insurance Coverage to City Employees and/or Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$420,000.00)
(Human Resources - Carol Schuler, Director)
- DS-15 [08-0598](#) Resolution to Renew the Contract with Medicare Part D Advisors, Inc. to Fulfill Administrative and Actuarial Services to the City Pursuant to Medicare Part D Legislation
(Human Resources - Carol Schuler, Director)
- DS-16 [08-0602](#) Resolution to Approve the Renewal Contract with Mutual Eye Claims Audit, Inc. (MECA) to Provide Vision Coverage to City Employees and Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$113,500.00)
(Human Resources - Carol Schuler, Director)

DS-17 [08-0600](#) Resolution Accepting Easement for Utilities from Second Baptist Church of Ann Arbor 850 Red Oak **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)

DS-18 [08-0619](#) Resolution to Establish July 14, 2008 as the Caucus Date of the Huron Valley Green Party for the Purpose of Nominating Candidates for the November 4, 2008 General Election Ballot
(City Clerk - Jacqueline Beaudry)

E COMMUNICATIONS FROM THE MAYOR

E-1 [08-0590](#) Appointment - Confirmations
(Mayor's Office)

E-2 [08-0645](#) Appointments - Nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM CITY ADMINISTRATOR

G COMMUNICATIONS FROM CITY ATTORNEY

G-1 [08-0582](#) Annexation of the North Sky Property
(City Attorney Services - Stephen K. Postema)

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

H The following communications were referred as indicated:

H-1 [08-0557](#) Communication from Luljete Iljazi, Property Tax Analyst for GE Commercial Finance, regarding submission of a copy of a petition to the Michigan Tax Tribunal regarding parcel #09-90-00-075-980 for Tax Years 2005-2007 - City Assessor
(City Clerk)

H-2 [08-0591](#) Communication from Washtenaw County Public Health Regarding West Nile Virus - cc: Matt Naud, Environmental Coordinator
(City Clerk - Jacqueline Beaudry)

- H-3 [08-0611](#) Communication from GE Commercial Finance regarding a copy of a petition to the Michigan Sate Tax Tribunal appealing an order on parcel #09-90-00-075-980 for tax years 2005 - 2007 cc: City Attorney
(City Clerk - Jacqueline Beaudry)
- H-4 [08-0612](#) Communication from Washtenaw County Clerk Lawrence Kestenbaum regarding the May 6, 2008 Canvass of Votes Cast - File
(City Clerk - Jacqueline Beaudry)
- H-5 [08-0613](#) Communication from Alex Kazerooni regarding abuse of Municipal Authority Powers, assistance with correction of Traffic Court errors and concerns over City Attorney's practice to intimidate, negotiate away rights
(City Clerk - Jacqueline Beaudry)
- H-6 [08-0614](#) Communications from S.E.M.C.O.G. regarding their Regional Update, Vol. 14, No. 11 - May 19, 2008; SEMCOG Public Notice for comment on amendment to the 2030 Regional Transportation plan for southeast Michigan; and an invitation to their 40th Anniversary Celebration on June 26, 2008 at 3 p.m. at the Village Pavilion, Greenfield Village in Dearborn, Michigan - File
(City Clerk - Jacqueline Beaudry)
- H-7 [08-0615](#) Communication regarding a joint resolution of Ann Arbor and its surrounding townships establishing annual population adjustments through annexations - File
(City Clerk - Jacqueline Beaudry)
- H-8 [08-0623](#) Communication from the State of Michigan - Legal Policy and Procedures Section regarding the completion of annexations to the City of Ann Arbor
(City Clerk - Jacqueline Beaudry)
- H-9 [08-0624](#) Communication from the Washtenaw Intermediate School District (WISD) regarding the 2008 Tax Rate Request (L-4029) for the Washtenaw Intermediate School District
(City Clerk - Jacqueline Beaudry)
- H-10 [08-0644](#) Communication from Michael C. Martin, of First Martin Corporation regarding a request to establish an Industrial Development District for the property owned by 201 Depot LLC located at 201 Depot Street - City Assessor
(City Clerk - Jacqueline Beaudry)
(Added 6/16/08)

I The following minutes were received for file:

- I-1 [08-0565](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - April 16, 2008
(Housing Services - Betsey Lindsley)
- I-2 [08-0579](#) Greenbelt Advisory Commission Minutes - May 7, 2008

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, JUNE 16, 2008 7:00 P.M.

REPLAYS: TUESDAY, JUNE 17, 2008 10:30 A.M. AND FRIDAY, JUNE 20, 2008 7:30 P.M.

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 994-2725 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.