



# City of Ann Arbor

## Meeting Agenda

### City Council

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

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Monday, October 1, 2007

7:00 PM

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

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#### PLEDGE OF ALLEGIANCE

#### ROLL CALL OF COUNCIL

#### APPROVAL OF AGENDA

#### INT INTRODUCTIONS

- INT-1 [07-0175](#) Lead Poisoning Awareness and Prevention Week Proclamation  
*Attachments:* Lead Poisoning Awareness Proclamation

#### 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. Monica Martin - Maple Meadows
2. Tabitha Harris - South Meadows
3. Thomas Partridge - End the War in Iraq and the Domestic War on our most Vulnerable People. Elect Senators Edwards and Obama to move Ann Arbor, Michigan, and America Forward.
4. Shuron Smith - S. Maple Traffic
5. Michael Anglin - Proposed New Courts and Police Building

#### PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [07-0129](#) An Ordinance to Amend Sections 1:271 through 1:275 and Sections 1:277 through 1:278 of Chapter 12, to Add a New Section 1:279 to Chapter 12 of Title I, to Amend Sections 1:281, 1:284, 1:286, 1:292 and 1:295 and to Delete Section 1:283 of Chapter 13 of Title I, and to Amend Section 5:148 of Chapter 58 of Title V of the Code of the City of Ann Arbor (Financing

Local Public Improvements, Special Assessments and Territorial Annexations)

Attachments: Ordinance Chapter 12, 13 and 58 Briefed 2007-010-01

**COUNCIL PROPOSED BUSINESS**

**COMMUNICATIONS FROM COUNCIL**

**REPORTS FROM COUNCIL COMMITTEES**

**A APPROVAL OF COUNCIL MINUTES**

**CA CONSENT AGENDA**

- CA-1 [07-0165](#) Resolution Authorizing a Purchase Order to Washtenaw County for the City of Ann Arbor's Share of the Maintenance of the Shared 800 MHz Simulcast System (\$94,650.00)
- CA-2 [07-0163](#) Resolution Authorizing a Contract with Rantoul Truck Center, LLC for the Rental of Five Rear Load Refuse Trucks (\$48,740.00)
- CA-3 [07-0178](#) Resolution Authorizing Sanitary Sewer and Water Improvement Charges for 2969 Heather Way (\$5,582.14)
- CA-4 [07-0197](#) Resolution to Approve the Sale of 1315 S. Seventh from Child and Family Services - Huron Service for Youth D/B/A HelpSource to Washtenaw Community Health Organization and to Approve the Assumption of a \$50,000.00 HOME Mortgage, Note and Housing Affordability Agreement
- CA-5 [07-0170](#) Resolution to Approve the Transfer Ownership and Location of a 2007 Class C Liquor Licensed Business with Entertainment Permit, from Zeniada Spanish Restaurant and Lounge, LLC, to Legends Nightclub LLC - 210 S. Fifth Ave., Suites A, B, and C - D/B/A The 5th Quarter
- CA-6 [07-0171](#) Resolution to Approve a Request from Lonestar Steakhouse & Saloon of Michigan, Inc. to Transfer all Stock through a Merger in a 2006 Resort Class C Liquor Licensed Business, Located at 903 W. Eisenhower Parkway
- CA-7 [07-0214](#) Resolution to Approve Amendment No. 1 to the Third Party Administrator Services Agreement with The ASU Group. (\$16,000.00)

Added After Newspaper Deadline:

- CA-8 [07-0206](#) Resolution to Approve the Request from Firefly, LLC to Transfer Location

of a 2007 Class C Liquor Licensed Business with a Dance Permit from  
207-211 S. Ashley to 637 S. Main St. - D/B/A Firefly Club

**B ORDINANCE - SECOND READING**

- B-1 [07-0129](#) An Ordinance to Amend Sections 1:271 through 1:275 and Sections 1:277 through 1:278 of Chapter 12, to Add a New Section 1:279 to Chapter 12 of Title I, to Amend Sections 1:281, 1:284, 1:286, 1:292 and 1:295 and to Delete Section 1:283 of Chapter 13 of Title I, and to Amend Section 5:148 of Chapter 58 of Title V of the Code of the City of Ann Arbor (Financing Local Public Improvements, Special Assessments and Territorial Annexations)

**Attachments:** Ordinance Chapter 12, 13 and 58 Briefed 2007-010-01

**C ORDINANCE - FIRST READING**

- C-1 [07-0189](#) An Ordinance to Amend Chapter 55, Rezoning of 0.45 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Glaser Property, 3122 Geddes Avenue (Ord. No. ORD-07-45) (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

**Attachments:** Glaser Rezoning Briefed ,Glaser Ordinance ,Glaser Minutes ,Glaser Staff Report

**D MOTIONS AND RESOLUTIONS**

**D Old Business**

- DB-1 [07-0136](#) Resolution to Approve Packard Marketplace Planned Project Site Plan and Development Agreement, 0.68 Acre, 3111 Packard Road (CPC Recommendation: Motion to Approve Failed - 1 Yea and 6 Nays).

**Attachments:** Amended Packard Market Place Resolution and Development Agreement.pdf

**DC New Business - Council:**

- DC-1 [07-0162](#) Resolution Amending Resolution R-376-8-07 Regarding Outdoor Sales on Private Property During Football Saturdays

Added After Newspaper Deadline:

- DC-2 [07-0215](#) Resolution Supporting HB 4774 To Allow In-Person Voter Registration At Any City, County Or Township Clerk's Office

**DB New Business - Boards and Commissions:**

None.

**DS New Business - Staff:**

- DS-1**    [07-0180](#)        Resolution to Approve a Change Order with Bidigare Contractors, Inc. for 2006 Curb Drain Construction Project (\$1,815,491.00)  
*Attachments:*    10/01/07 - Bidigare Change Order 1.pdf
- DS-2**    [07-0161](#)        Resolution to Award a Contract for Removal and Marketing of Water Treatment Plant Residual Limestone Bid No. 3894 (\$279,400.00)  
*Attachments:*    10/01/2007 - ADDENDUM NO 2 - Prolime Residual.doc ,10/01/2007 - ADDENDUM NO 3 Prolime Residual.doc ,10/01/2007 - Prolime Service Agreement.doc
- DS-3**    [07-0168](#)        Resolution to Approve a Construction Contract with Bloom Roofing Systems for Roof Replacements and Repairs for Various Recreation Facilities and Fire Station #4, per Bid No. 3895, in the amount of \$261,000.00, Appropriate \$201,300.00 from the Park Rehabilitation and Development Millage Fund Balance, Amend the FY08 General Fund Budget by Appropriating Carry Over Funds from FY07 and to Establish a Total Construction Project Budget of \$284,300.00 **(8 Votes Required)**  
*Attachments:*    10/01/07 - Bloom Roofing Contract.doc
- DS-4**    [07-0179](#)        Resolution to Amend the FY08 Water Supply System, Sewage Disposal System, Insurance Fund, Fleet Fund and General Fund Budgets by Appropriating Carry Over Funds from FY07 (\$131,906 Water; \$50,000 Sewer; \$50,000 Insurance Fund and \$133,527 Fleet Fund) (8 votes required)
- DS-5**    [07-0166](#)        Resolution to Approve Amendment No. 1 to the Professional Services Agreement with CDM Michigan, Inc. for the Footing Drain Disconnection Program (\$191,340.00)  
*Attachments:*    10/01/2007- CDM Agreement.doc
- DS-6**    [07-0191](#)        Resolution to Allocate \$415,000.00 in HOME Funds to Avalon Second Nonprofit Housing Corporation for the Acquisition and Rehabilitation of 819 Third St and to Approve the Affordable Housing Covenant (\$415,000.00 HOME Funds)
- DS-7**    [07-0193](#)        Resolution to Allocate \$355,000 in HOME Funds to Avalon Second Nonprofit Housing Corporation for the Acquisition and Rehabilitation of 1675-1677 Broadway and to Approve the Affordable Housing Covenant (\$355,000 HOME Funds)
- DS-8**    [07-0195](#)        Resolution to Approve a Construction Contract with Cameron Contracting in the Amount of \$135,832.58 for Bandemer Park Site Renovations, Per

Bid #3892, and Establish a Total Construction Project Budget of \$149,415.58

- DS-9 [07-0196](#) Resolution to Carry Forward Unexpended Balance of FY 07 Office of Community Development General Fund Budget and Reallocate the Funds to the Office of Community Development General Fund Budget to be Spent on Human Service Agencies in FY 08 (\$10,000.00) (8 Votes Required)
- DS-10 [07-0202](#) Resolution Granting an Easement for the construction of an underground natural gas service pipeline to Michigan Consolidated Gas Company (Located at the W.R. Wheeler Service Center) (8 votes required)
- DS-11 [07-0190](#) Resolution Accepting Easement for the Construction and Maintenance of Headwall located in Mallett's Creek Culvert under S. State Street from Waterworks Plaza, LP (3131 S. State Street) (8 votes required)
- DS-12 [07-0182](#) Resolution Authorizing Summary Publication of Ordinance No. ORD-07-45 - Amendments to Chapters 12, 13 and 58 (Finance Local Public Improvements, Special Assessments and Territorial Annexations) (Will be heard with Ordinance No. ORD-07-45; See B-1)

Added After Newspaper Deadline:

- DS-13 [07-0188](#) Resolution to Approve the 2005 - 2009 Ann Arbor Police Officers Association For Community Services Assistants And Professional Services Assistants Collective Bargaining Agreement

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [07-0217](#) Appointments - Confirmations  
*Attachments:* Mayor's Confirmations 2007-10-01
- E-2 [07-0218](#) Appointments - Nominations

**F COMMUNICATIONS FROM CITY ADMINISTRATOR**

None.

**G COMMUNICATIONS FROM CITY ATTORNEY**

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

- H The following communications were referred as indicated:

- H-1    [07-0194](#)    Communication from Sandra Elser of Bodman Attorneys & Counselors regarding Notice of Intent to Establish a Condominium Project - third and Jefferson Condominiums - Planning and Development Services  
**Attachments:**    Third and Jefferson Condominiums Notice of Intent
- I        **The following minutes were recieved for file:**
- I-1    [07-0173](#)    City of Ann Arbor Employees' Retirement System - September 20, 2007  
**Attachments:**    Employee's Retirement System Board Minutes 2007-09-20
- I-2    [07-0174](#)    City of Ann Arbor Retiree Health Care Benefit Plan & Trust Board of Trustees - September 20, 2007  
**Attachments:**    Retiree Health Care Board of Trustees Minutes 2007-09-20
- I-3    [07-0200](#)    Community Development Waiver and Review Board Minutes - August 8, 2007

**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

**CLOSED SESSION TO DISCUSS PENDING LITIGATION AND ATTORNEY / CLIENT PRIVILEGED COMMUNICATION**

**ADJOURNMENT**

**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

**LIVE: MONDAY, OCTOBER 1, 2007, 7:00 P.M.**

**REPLAYS: TUESDAY, OCTOBER 2, 2007, 10:00 A.M. AND FRIDAY, OCTOBER 5, 2007 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.**