



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, February 2, 2009

7:00 PM

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

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**INT INTRODUCTIONS**

**INT-1** [09-0006](#) Environmental Assessment Process for Airport Improvements  
(Public Services - Sue F. McCormick, Public Services Administrator)

**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. Stewart Nelson - Fiscal Responsibility (DS-6)
2. Harvey Kaplan - Police/Court Facility and Economic Issues (DS-6)
3. Virginia Simon - Police/Court (DS-6)
4. Patricia Lesko - Police/Court Facility
5. Thomas Partridge
6. Chris Hillebrand - Parks and Non-Parks

7. Alex Levine - Recycling
8. Karen Sidney - Police/Court Facility (DS-6)
9. John Floyd - Police/Court Building

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

- PH-1**    **09-0059**        ~~Resolution to Approve the Gas Station/Tim Hortons Site Plan, 1.32-Acres, 3240 Washtenaw Avenue, (CPC Recommendation: Approval - 8 Years and 1 Nay)~~  
(Community Services - Jayne Miller, Area Administrator)  
(See DB-1) (DELETED FROM AGENDA ON 1/30/09)
- PH-2**    **09-0060**        Resolution to Approve the Wintermeyer Office Building Phase 2 Planned Project Site Plan, 1.87-Acres, 2144 and 2178 South State Street, (CPC Recommendation: Approval - 9 Yeas and 0 Nays)  
(Community Services - Jayne Miller, Area Administrator)  
(See DB-2)
- PH-3**    **09-0063**        Resolution to Modify Fees at the City Golf Courses Effective for the 2009 Golf Season and Increase the Senior Citizen Qualification Age  
(Community Services - Jayne Miller, Area Administrator)  
(See DS-9)

**COMMUNICATIONS FROM COUNCIL**

- 09-0104**        Resolution to Appoint a Planning Commission Representative to the City Environmental Commission  
(City Council)  
  
**Sponsors:**        Teall and Hohnke  
(Added 2/2/09)

**A APPROVAL OF COUNCIL MINUTES**

- A-1**    **09-0077**        City Council Regular Session Minutes of January 20, 2009  
(City Clerk - Jacqueline Beaudry)

**CA CONSENT AGENDA**

CA-1 [09-0058](#) Resolution Recognizing Vincent York's Jazzistry as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Clerk - Jacqueline Beaudry)

CA-2 [09-0062](#) Resolution Recognizing The Ann Arbor Art Center as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Clerk - Jacqueline Beaudry)

**B ORDINANCES - SECOND READING**

*None.*

**C ORDINANCES - FIRST READING**

C-1 [08-1167](#) An Ordinance to Amend Chapter 26, Solid Waste Ordinance, Sections 2:1, 2:2, 2:3, 2:5, 2:7, 2:9, 2:10 and 2:13 to Implement Commercial Recycling Recommendations  
(Systems Planning Services - Sue F. McCormick, Public Services Administrator)

C-2 [09-0055](#) An Ordinance to Amend Chapter 55, Section 5:110 to Allow Certain Zoning Petitions to be Waived from Citizens Participation Requirements (CPC Recommendation: Approval - 9 Yeas and 0 Nay)  
(Community Services - Jayne Miller, Area Administrator)

**D MOTIONS AND RESOLUTIONS**

**DC New Business - Council:**

DC-1 [09-0065](#) Resolution Establishing the Line of Succession to the Emergency Management Director for the City of Ann Arbor Office of Emergency Management  
(City Council - Lt. Myron Blackwell, Safety Services)

**Sponsors:** Hieftje

**Added After Newspaper Deadline:**

- DC-2 [09-0105](#) Resolution Recognizing the Jewish Community Center of Washtenaw County as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License

(City Council)

**Sponsors:** Teall

(Added 2/2/09)

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

- DB-1 [09-0059](#) ~~Resolution to Approve the Gas Station/Tim Hortons Site Plan, 1.32-Acres, 3240 Washtenaw Avenue, (CPC Recommendation: Approval - 8 Years and 1 Nay)~~

(Community Services - Jayne Miller, Area Administrator)

(See PH-1) (DELETED FROM AGENDA ON 1/30/09)

- DB-2 [09-0060](#) Resolution to Approve the Wintermeyer Office Building Phase 2 Planned Project Site Plan, 1.87-Acres, 2144 and 2178 South State Street, (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(Community Services - Jayne Miller, Area Administrator)

(See PH-2)

**DS Old Business - Staff:**

- DS-1 [08-1147](#) Resolution to Approve a Grant Contract with the Michigan Department of Transportation for Work Related to the Environmental Assessment and Preliminary Engineering for the Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$179,000.00)

(Fleet & Facilities Services - Sue F. McCormick, Public Services Area Administrator)

(Postponed from the 1/20/09 Regular Session)

- DS-2 [08-1148](#) Resolution to Approve a Grant Contract with the Michigan Department of Transportation for Work Related to the Environmental Assessment and Integrated Noise Modeling for the Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$75,000.00)

(Fleet & Facilities Services - Sue F. McCormick, Public Services Area Administrator)

(Postponed from the 1/20/09 Regular Session)

- DS-3 [08-1144](#) Resolution to Approve the October 2008 Professional Services Agreement between the City and URS Corporation Great Lakes for Work Related to the Environmental Assessment and Preliminary Engineering for the Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$186,000.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)  
*(Postponed from the 1/20/09 Regular Session)*
- DS-4 [08-1145](#) Resolution to Approve the December 16, 2008 Professional Services Agreement between the City and Smith Group JJR, LLC for Work Related to the Environmental Assessment for the Safety Extension of Runway 6/24 at the Ann Arbor Municipal Airport (\$112,489.53)  
(Fleet & Facilities Services - Sue F. McCormick, Public Services Administrator)  
*(Postponed from the 1/20/09 Regular Session)*
- DS-5 [08-1162](#) Resolution to Approve Amendment No. 1 to Existing Professional Services Contract with Beckett & Raeder, Inc. to Increase the Contract Budget by \$122,862.62 for a Total Contract Amount of \$232,246.62, Accept and Appropriate \$13,538.67 Grant from the DDA, Appropriate \$30,661.97 from the Market Fund Fund Balance, Transfer \$48,000.00 from the Stormwater Fund FY09 Operations and Maintenance Budget, Appropriate \$30,661.98 from the Parks Rehabilitation and Development Millage Fund Balance, and Appropriate \$122,862.62 from the Parks Rehabilitation and Development Millage to the Farmers Market Master Plan Construction Design Project Budget to Create a Total Project Budget of \$2,056,900.00 **(8 Votes Required)**  
(Parks and Recreation Services - Jayne Miller, Community Services Administrator)  
*(Postponed from the 1/20/09 Regular Session)*

**New Business - Staff:**

- DS-6 [09-0064](#) Resolution to Approve an Amendment to the Construction Manager Agreement with Clark Construction Co. for the Courts/Police Building (\$35,874,422.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-7 [09-0012](#) ~~Resolution to Approve the Management Agreement with Washtenaw County to Administer the Barrier Busters Program and to Release the Fund Balance of \$10,636.00 in the Ann Arbor Assistance Fund (0038) to Washtenaw County (\$10,636.00 Ann Arbor Assistance Fund) (8 Votes Required)~~  
(Community Services - Jayne Miller, Area Administrator)  
*(DELETED FROM AGENDA ON 2/2/09)*

- DS-8 [08-1171](#) Resolution Accepting the Warranty Deed from Charter Oak Homes, Inc.  
(Mallets Creek Park) **(8 Votes Required)**  
(Community Services - Jayne Miller, Area Administrator)
- DS-9 [09-0063](#) Resolution to Modify Fees at the City Golf Courses Effective for the  
2009 Golf Season and Increase the Senior Citizen Qualification Age  
(Community Services - Jayne Miller, Area Administrator)  
(See PH-3)

**Added After Newspaper Deadline:**

- DS-10 [09-0094](#) Resolution Restricting Peddling and Sidewalk Occupancy Permits during  
the Ann Arbor Art Fairs  
(Community Services - Jayne Miller, Area Administrator)  
(Added 2/2/09)

**E COMMUNICATIONS FROM THE MAYOR**

**COMMUNICATIONS FROM COUNCIL**

**F COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 [08-1169](#) City-County Shared IT Data Center  
(Information Technology Services - Dan Rainey, ITSD Director)
- F-2 [09-0057](#) Fourth Quarter 2008 Investment Portfolio Report  
(Financial and Administrative Services - Tom Crawford, CFO)

**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 [09-0075](#) Communication from SEMCOG regarding their Regional Update  
Biweekly Publication of SEMCOG, Vol. 14, No. 1, January 12, 2009 -  
File  
(City Clerk)

- H-2    [09-0076](#)    Communication from Washtenaw County Administrator Robert E. Gunzel, regarding an opportunity to discuss future collaborations between Washtenaw County and the City - File  
(City Clerk)
- I        **The following minutes were received for file:**
- I-1    [09-0013](#)    Recreation Advisory Commission Minutes - December 2, 2008  
(Community Services - Jayne Miller, Area Administrator)
- I-2    [09-0016](#)    Council Liquor License Review Committee - December 12, 2008  
(City Clerk - Jacqueline Beaudry)
- I-3    [09-0022](#)    Ann Arbor Downtown Development Authority Minutes - December 3, 2008  
(Downtown Development Authority - Susan Pollay, Executive Director)
- I-4    [09-0023](#)    Downtown Area Citizens Advisory Council Minutes December 3, 2008  
(Downtown Development Authority - Susan Pollay, Executive Director)
- I-5    [09-0026](#)    Greenbelt Advisory Minutes of November 5, 2008  
(City Clerk)
- I-6    [09-0053](#)    City of Ann Arbor Employees' Retirement System Minutes - December 18, 2008  
(Employees' Retirement System Board of Trustees - Willie Powell, Executive Director)
- I-7    [09-0054](#)    City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes - December 18, 2008  
(Employees' Retirement System Board of Trustees - Willie Powell, Executive Director)

**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, FEBRUARY 2, 2009; 7:00 PM**

**REPLAYS: TUESDAY, FEBRUARY 3, 2009 10:00 AM AND FRIDAY FEBRUARY 6, 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.**