



City of Ann Arbor

301 E. Huron Street
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>

Meeting Agenda - Final-revised City Council

Monday, June 3, 2013

7:00 PM

City Hall, 301 E. Huron Street, Council Chamber,
2nd Floor
City Council meets in caucus the Sunday prior
to each regular session at 7 p.m. in the Council
Chamber.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [13-0535](#) Historic District Commission Annual Historic Preservation Awards
(Community Services - Sumedh Bahl, Community Services Administrator)

INT-2 [13-0695](#) A2 Blooms Day proclamation honoring 2/42 Kids Care Club
(Mayor's Office)
(Added 6/3/13)

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. Thomas Partridge - Housing and Human Services; Access to affordable public transportation needed; Amendments needed to all annexations, zoning and site plan ordinances; Improvements needed in access to Human Rights, Greenbelt and City Labor Committee Meetings and improvements needed to access polling places. (H-3, I-3, I-5, I-7)**

2. Seth Best - Camp Take Notice Communication (H-4)
3. Nicholas Goodman - Camp Take Notice Communication (H-4)
4. Antonio Benton - Camp Take Notice Communication (H-4)
5. Mark Turner - Funding for Art in Public Places (DC-3 & DC-5)
6. Margaret Lynch - Camp Take Notice Communication (H-4)
7. Julie Steiner - Supplemental One-Time Funding for Ann Arbor Housing Commission (DB-8)
8. Bob Miller - Funding for Art in Public Places (DC-3 & DC-5)
9. Jeffrey Crockett - Zoning
10. Peter Nagourney - Zoning

Alternates:

1. Steve Kaplan - Zoning
2. Raymond Detter - Citizens Advisory Council and Zoning

COMMUNICATIONS FROM COUNCIL

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [13-0369](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.22 Acres from R3 (Townhouse Dwelling District) to R1B (Single-Family Dwelling District), Parkway Place, 490 Huron Parkway (CPC Recommendation: Denial - 5 Yeas and 1 Nay) (Ordinance No. ORD-13-08)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** Parkway Place Rezoning Ordinance Briefed, Parkway Place Rezoning Ordinance, 12/18/12 Planning Staff Report, 12/18/12 Planning Commission Minutes
- (See B-1)

- PH-2** [13-0423](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.0 Acre from O (Office District) to C3 (Fringe Commercial District), State Street Center, 3945 S. State Street (CPC Recommendation: Approval - 8 Years and 0 Nays) (Ordinance No. ORD-13-09)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** State Street Center Rezoning Ordinance Briefed, State Street Center Rezoning Ordinance, 4/2/13 Planning Staff Report, Planning Commission Minutes 04-02-13 State Street Center, Planning Commission Minutes 03-19-13 State Street Center
- (See B-2)
- PH-3** [13-0471](#) An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-13-12)
- (Public Services - Craig Hupy, Public Services Area Administrator)
- Attachments:** Chpt 29 - 2013 amendment Briefed and Approved (13-12), Chpt 29 - 2013 amendment
- (See B-3)
- PH-4** [13-0505](#) An Ordinance to Amend Sections 1:272, 1:274, 1:277, and 1:278 of Chapter 12 (Financing Local Public Improvements) of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-13-06)
- (Public Services - Craig Hupy, Public Services Area Administrator)
- Sponsors:** Briere, Kailasapathy and Kunselman
- Attachments:** Chapters 12 rev - 5-6-13 Briefed, Chapters 12 rev - 5-6-13, Improvement Charge Comparisons.pdf
- (See B-4)
- PH-5** [13-0516](#) An Ordinance to Amend Chapter 8 (Organization of Boards and Commissions) and Chapter 24 (Public Art) of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-13-07)
- (City Council)
- Sponsors:** Public Art Task Force
- Attachments:** Public Art Ord As Amended 5-13-13 & Briefed, Chapter 8 Chapter 24 revisions Council form, Public Art - Staff memo
- (See B-5)

- PH-6 [13-0524](#) An Ordinance to Amend Section 1:581 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AAPOA related to the Dispatch Contract with Washtenaw County (Ordinance No. ORD-13-10)
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: (13-10) Chapter 18 Employees Retirement System Ordinance Briefed, Chapter 18 Employees Retirement System Ordinance
(See B-6)
- PH-7 [13-0557](#) Resolution to Approve the Weller Annexation, 0.5 Acre, 2119 Victoria Circle (CPC Recommendation: Approval -- 7 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: 4/16/13 Planning Staff Report
(See DB-1)
- PH-8 [13-0559](#) Resolution to Approve the Higgins Annexation, 0.51 Acre, 2121 Victoria Circle (CPC Recommendation: Approval -- 7 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: 4/16/13 Planning Staff Report
(See DB-2)
- PH-9 [13-0591](#) Proposed Miller Avenue Improvements Sidewalk and Curb and Gutter Special Assessment Project
Attachments: Miller Ave Special Assmt Notice to News

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [13-0642](#) Regular Session Meeting Minutes of May 13, 2013 (Continued from May 6, 2013) and Regular Session Meeting Minutes of May 20, 2013
(City Clerk Services - Jacqueline Beudry, City Clerk)
Attachments: 05-13-13 CC Minutes, council emails 5-13-2013_Redacted, 05-20-13 Draft Minutes, Council emails and redaction list 5-20-13

CA CONSENT AGENDA

- CA-1 [12-1632](#) Resolution to Approve a Purchase Order with Trojan Technologies Inc. for Ultraviolet Disinfection System Replacement Parts at the Wastewater Treatment Plant (\$70,000.00)
(Waste Water Treatment Plant - Craig Hupy, Public Services Area Administrator)

- CA-2 [13-0231](#) Resolution to Approve an Agreement with the Washtenaw County Water Resources Commissioner to Support and Fund the 2013-2015 Rain Garden Program Partnership (\$51,000.00 over two years; City Cost \$25,500.00)
(Systems Planning Services - Craig Hupy, Public Services Area Administrator)
Attachments: Contract
- CA-3 [12-1635](#) Resolution to Ratify City Administrator Approval of Emergency Purchase Order with Hydro Dynamics, Inc. for Repair of Secondary Effluent Pump (\$24,687.23)
(Waste Water Treatment Plant - Craig Hupy, Public Services Area Administrator)
- CA-4 [13-0216](#) Resolution to Approve the 2013 Ann Arbor Jaycees Summer Carnival at Pioneer High School - June 26 to June 30, 2013
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: AA Jaycees Summer Carnival Map.pdf
- CA-5 [13-0469](#) Resolution to Approve the Closing of Streets for the Ann Arbor Inner Peace Festival, June 16, 2013
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: Inner Peace Festival Map.pdf
- CA-6 [13-0510](#) Resolution to Approve Street Closings for the Firecracker 5K - Thursday, July 4, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Firecracker 5K Map.pdf, Firecracker 5K Route.pdf
- CA-7 [13-0512](#) Resolution to Approve Street Closings for the Leaders and Best 10K and 5K - Sunday, September 29, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Leaders 10K Route.pdf, Leaders & Best 10k Map.pdf, Leaders 5K Route.pdf, Leaders & Best 5k Map.pdf
- CA-8 [13-0402](#) Resolution to Approve Street Closings for the UA Block Party - Monday, August 12, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: UA Block Party Map.pdf

- CA-9 [13-0422](#) Resolution to Approve Street Closing for The Event on Main - Thursday, June 20, 2013

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: The Event on Main Map.pdf, Event on Main Tent.pdf

- CA-10 [13-0467](#) Resolution to Approve Street Closings for the 2013 Ann Arbor Jaycees Fourth of July Parade - Thursday, July 4, 2013

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: 4th of July Parade Map.pdf, Barricade Map.pdf

B ORDINANCES - SECOND READING

- B-1 [13-0369](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.22 Acres from R3 (Townhouse Dwelling District) to R1B (Single-Family Dwelling District), Parkway Place, 490 Huron Parkway (CPC Recommendation: Denial - 5 Yeas and 1 Nay) (Ordinance No. ORD-13-08)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: Parkway Place Rezoning Ordinance Briefed, Parkway Place Rezoning Ordinance, 12/18/12 Planning Staff Report, 12/18/12 Planning Commission Minutes

(See PH-1)

- B-2 [13-0423](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.0 Acre from O (Office District) to C3 (Fringe Commercial District), State Street Center, 3945 S. State Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-13-09)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: State Street Center Rezoning Ordinance Briefed, State Street Center Rezoning Ordinance, 4/2/13 Planning Staff Report, Planning Commission Minutes 04-02-13 State Street Center, Planning Commission Minutes 03-19-13 State Street Center

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(Public Services - Craig Hupy, Public Services Area Administrator)

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Sponsors: Briere, Kailasapathy and Kunselman
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(City Council)
Sponsors: Public Art Task Force
Attachments: Public Art Ord As Amended 5-13-13 & Briefed, Chapter 8 Chapter 24 revisions Council form, Public Art - Staff memo
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(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: (13-10) Chapter 18 Employees Retirement System Ordinance Briefed, Chapter 18 Employees Retirement System Ordinance
(See PH-6)

New Business - Staff:**C ORDINANCES - FIRST READING**

- C-1** [13-0346](#) An Ordinance to Amend Sections 4:51 and 4:58 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor
(Public Services - Craig Hupy, Public Services Area Administrator)
Attachments: chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf
- C-2** [13-0697](#) An Ordinance to Amend Section 9:266 of Chapter 115 (Weapons and Explosives) of Title IX of the Code of the City of Ann Arbor
(City Council)
Sponsors: Briere
Attachments: Weapons & Explosives Ordinance.pdf
(Added 6/3/13)

D MOTIONS AND RESOLUTIONS**DC Unfinished Business - Council:**

DC-1 [13-0612](#) Resolution to Appoint Jennifer Fike as a Member of the City of Ann Arbor Greenbelt Advisory Commission

(City Council - Jacqueline Beaudry, City Clerk)

Sponsors: Taylor

Attachments: Jennifer Fike application

(Postponed from the 5/20/13 Regular Session)

DC New Business - Council:

DC-2 [13-0657](#) Resolution Encouraging DDA Funding of Downtown Public Safety

(City Council)

Sponsors: Lumm, Petersen and Kailasapathy

DC-3 [13-0677](#) Resolution to Amend Funding for Art in Public Places **(8 Votes Required)**

(City Council)

Sponsors: Lumm and Kailasapathy

(Revised 6/3/13)

DC-4 [13-0688](#) Resolution to Approve Amendment No. 2 to the Articles of Incorporation of the Ann Arbor Transportation Authority Hereafter Ann Arbor Area Transportation Authority

(City Council)

Sponsors: Briere, Hieftje and Kunselman

Attachments: Proposed Articles of Incorporation Amendment 2 6-3-13

(Added 5/31/13)

DC-5 [13-0692](#) Amend Funding for Art in Public Places **(8 Votes Required)**

(City Council)

Sponsors: Briere, Taylor, Teall, Petersen and Kunselman

(Added 6/1/13)

DB New Business - Boards and Commissions:

- DB-1 [13-0557](#) Resolution to Approve the Weller Annexation, 0.5 Acre, 2119 Victoria Circle (CPC Recommendation: Approval -- 7 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: 4/16/13 Planning Staff Report
(See PH-7)
- DB-2 [13-0559](#) Resolution to Approve the Higgins Annexation, 0.51 Acre, 2121 Victoria Circle (CPC Recommendation: Approval -- 7 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: 4/16/13 Planning Staff Report
(See PH-8)
- DB-3 [13-0521](#) Resolution to Approve the Distribution of the Draft 2013 Non-motorized Plan Update (CPC Recommendation: Approval - 8 Ayes and 0 Nays)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: 4/16/13 Planning Staff Report, 4/11/13 Draft 2013 Non-Motorized Plan Update
- DB-4 [13-0566](#) Resolution to Transfer Ownership of 26 Parcels Owned by the City of Ann Arbor to the Ann Arbor Housing Commission **(8 Votes Required)**
(Housing Services - Jennifer Hall, Executive Director)
Attachments: Attachment A Phases of Redevelopment.pdf, Memorandum Low Income Housing Tax Credits and Background.pdf
- DB-5 [13-0647](#) Resolution Confirming Status of City Employees Assigned to the Ann Arbor Housing Commission
(Housing Services - Stephen K. Postema, City Attorney)
- DB-6 [13-0662](#) Resolution to Approve a Payment in Lieu of Taxes (PILOT) for the Ann Arbor Housing Commission for the Properties at 106 Packard Road, 727 Miller, 1701 to 1747 Green Road, 2742 Packard, and 800 to 890 South Maple
(Housing Services - Jennifer Hall, Executive Director)
- DB-7 [13-0593](#) Resolution to Appropriate and Allocate \$200,000.00 in Ann Arbor Housing Trust Funds to the Ann Arbor Housing Commission for the Rehabilitation of 727 Miller and 800 - 890 S. Maple and to Approve the Affordable Housing Agreement **(8 votes Required)**
(Housing Services - Jennifer Hall, Executive Director)

- DB-8 [13-0666](#) ~~Resolution for Supplemental One-Time Funding for Ann Arbor Housing Commission to Support Conversion to the Rental Assistance Demonstration (RAD) Program **(8 Votes Required)** (Deleted from agenda on 6/3/13)~~

(City Council)

Sponsors: Briere and Teall

DS New Business - Staff:

- DS-1 [13-0574](#) Resolution to Award a Construction Contract to Pamar Enterprises, Inc. (\$2,283,524.30, Bid No. ITB-4288) for the West Madison Street Improvements Project

(Project Management Services - Craig Hupy, Public Services Area Administrator)

- DS-2 [13-0572](#) Resolution to Approve a Contract with Pranam Global Tech, Inc. to Replace the Roof and Perform Refurbishment Work at Mack Pool (\$193,000.00) and Appropriate Funds **(8 Votes Required)**

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: ITB for Mack Pool Roof Replacement.pdf

- DS-3 [13-0525](#) Resolution to Approve a Professional Service Agreement with Northwest Consultants, Inc. for the Stone School Road Reconstruction Project (\$101,140.00)

(Project Management Services - Craig Hupy, Public Services Area Administrator)

Attachments: nci - psa - stone school road reconstruction - phase b - 130429

E COMMUNICATIONS FROM THE MAYOR

- E-1 [13-0630](#) Appointments & nominations

(Mayor's Office)

- E-2 [13-0696](#) 6/3/13 Appointments & Nominations

(Mayor's Office)

(Added 6/3/13)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

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 [13-0573](#) Communication from Evan Pratt, Water Resources Commissioner regarding Petition Package for the Earhart West Drain Drainage District
Attachments: Water Resources Commissioner Communication
- H-2 [13-0618](#) Communication from the Michigan Department of Environmental Quality (MDEQ) regarding Permit No. 10-81-0068-P
Attachments: Communication from DEQ Re Permit 10-81-0068-P
- H-3 [13-0663](#) Communication from the Human Rights Commission regarding an update on Ann Arbor's Non-Discrimination Ordinance
(Human Rights Commission)
Attachments: HRC Memo to Councilb
- H-4 [13-0665](#) Communication from members and supporters of the Camp Take Notice Community regarding Pizza In The Park - Community Services, Attorney Services
Attachments: camp take notice communication, Camp Take Notice Communication to S. Bahl dated June 3
(Revised 6/3/13)
- H-5 [13-0684](#) Communication from the State of Michigan Public Service Commission regarding Notice of Hearing of the DTE Electric Company in Case No. U-17251 scheduled for June 10, 2013 at the Constitution Hall in Lansing, Michigan
Attachments: dte communication
(Added 5/31/13)

I The following minutes were received for filing:

- I-1 [13-0331](#) Zoning Board of Appeals Meeting minutes of January 23, 2013
(Planning and Development Services)
Attachments: 1-23-2013 ZBA Minutes with Live Links.pdf
- I-2 [13-0457](#) Park Advisory Commission Meeting Minutes March 19, 2013
(Park Advisory Commission)
Attachments: 3-19-13 PAC Meeting Minutes.pdf

- I-3 [13-0523](#) Greenbelt Advisory Commission Meeting Minutes of April 4, 2013
Attachments: 04-04-14 GAC Minutes
- I-4 [13-0549](#) Historic District Commission Meeting Minutes of April 11, 2013
(Planning and Development Services)
Attachments: 4-11-2013 HDC Minutes with Live Links to Agenda Items and Video.pdf
- I-5 [13-0596](#) Council Labor Committee Minutes of May 13, 2013
Attachments: Council Labor Committee Minutes 5-13-13, council labor minute notes
5-13-13
- I-6 [13-0617](#) Audit Committee Meeting Minutes - May 8, 2013
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Audit Committee Minutes 05082013
- I-7 [13-0631](#) City Election Commission Meeting Minutes of March 8, 2012 and April
17, 2012
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Attachments: 2012-03-08 Election Commission minutes, 2012-04-17 Election
Commission minutes

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, JUNE 3, 2013, 7:00 P.M.

REPLAYS: TUESDAY, JUNE 4, 2013, 10:00 A.M. AND FRIDAY, JUNE 7, 2013 7:30 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network Channel 16 live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/ctn, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- Video on Demand: Replay public meetings at your convenience online at www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: cityclerk@a2gov.org; or by written request addressed and mailed or delivered to:

City Clerk's Office
301 E. Huron St.
Ann Arbor, MI 48104

Requests need to be received at least two (2) business days in advance of the meeting.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's office.