



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, July 7, 2008

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** [08-0679](#) Huron River Day Proclamation  
(Mayor's Office)

**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. Tom Partridge - Building a true democratic environment for progress in Ann Arbor and Washtenaw. Create city-county affordable transportation and housing authorities. Provide access to city-county CTN, health care and education.**
- 2. Kim Bayer - Project Grow**
- 3. Mary Campbell - Downtown Development Liquor License**

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

- PH-1 [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)  
(See B-1)
- PH-2 [08-0515](#) An Ordinance to Amend Chapter 55, Rezoning of 4 Ann Arbor Township Properties (Anderson/Connell, Powsner, Stetz and Thompson) from TWP (Township District) to R1A and R1B (Single-Family Dwelling District) (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-22)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See B-2)
- PH-3 [08-0516](#) An Ordinance to Amend Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Desprez Property, 3490 East Huron River Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. 08-23)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See B-3)
- PH-4 [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) (Ordinance No. 08-24)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See B-4)
- PH-5 [08-0561](#) Resolution to Approve Industrial Facilities Exemption Certificate Between the City of Ann Arbor and Mercedes-Benz Research and Development North America, Inc.  
(Financial and Administrative Services - Tom Crawford, CFO)  
(See DS-4)
- PH-6 [08-0655](#) Resolution to Apply for, Accept, Approve and Appropriate the 2008 Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice-Office of Justice Programs-Bureau of Justice Assistance to the Police Department (\$11,935.00) (**8 Votes Required**)  
(Safety Services - Barnett Jones)  
(See DS-5)

**COMMUNICATIONS FROM COUNCIL****A APPROVAL OF COUNCIL MINUTES**

- A-1 [08-0684](#) Regular Session of June 16, 2008  
(City Clerk - Jacqueline Beaudry)

**CA CONSENT AGENDA**

- CA-1 [08-0604](#) Resolution to Approve a Professional Services Agreement with Wade Trim, Inc. for Design Engineering Services for the Washtenaw Avenue Water Main Replacement Project (\$95,084.30)  
(Project Management Services - Sue F. McCormick, Public Services Area Administrator)
- CA-2 [08-0605](#) Resolution to Approve a Professional Services Agreement with Wade Trim, Inc. for Design Engineering Services for the Valhalla Drive Sanitary Sewer Extension Project (\$97,062.45)  
(Project Management Services - Sue F. McCormick, Public Services Area Administrator)
- CA-3 [08-0627](#) Resolution to Approve Purchase of Hydrofluorosilicic Acid for Water Treatment from Brenntag Great Lakes, Bid No. 3949 (estimated \$65,000.00/yr)  
(Public Services - Sue F. McCormick, Area Administrator)
- CA-4 [08-0629](#) Resolution to Approve a Contract with Cross Lake Construction Incorporated in the Amount of \$37,259.50 to Replace Park Sidewalks, per Bid #3922, and Establish a Total Construction Project Budget of \$40,985.50  
(Community Services - Jayne Miller, Area Administrator)
- CA-5 [08-0649](#) Resolution to Approve a Payment in Lieu of Taxes (PILOT) for Ann Arbor Limited Dividend Housing Association Limited Partnership at 2625 Burton Road for Burton Commons Apartments  
(Community Services - Jayne Miller, Area Administrator)
- CA-6 [08-0650](#) Resolution to Approve a Purchase Order with Racquet Sports for Basketball and Tennis Court Surface Coating - Bid #3900 (\$0.65/SF, estimated \$41,500.00) and to Establish a Project Budget of \$45,650.00  
(Community Services - Jayne Miller, Area Administrator)

- CA-7 [08-0651](#) Resolution to Approve the Sale of Washtenaw Affordable Housing Corporation's Property at 723 S. Main Street, 13 Metroview and 5 Trowbridge  
(Community Services - Jayne Miller, Area Administrator)

**CA8** **CA-8 moved to D Section, see DS-19**  
**Move**

- CA-9 [08-0661](#) Resolution to Approve a Temporary Liquor License to Kempf House Center for Local History on September 7, 2008 for their Septemberfest at Kempf House Event  
(City Clerk - Jacqueline Beaudry)

**B** **ORDINANCE - SECOND READING**

- B-1 [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)  
(See PH-1) (Heard Together with DS-1)

- DS-1 [08-0621](#) Resolution to Authorize Summary Publication of ORD-08-21 to Amend 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  
(Public Services - Sue F. McCormick, Public Services Administrator)

- B-2 [08-0515](#) An Ordinance to Amend Chapter 55, Rezoning of 4 Ann Arbor Township Properties (Anderson/Connell, Powsner, Stetz and Thompson) from TWP (Township District) to R1A and R1B (Single-Family Dwelling District) (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-22)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See PH-2)

- B-3 [08-0516](#) An Ordinance to Amend Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Desprez Property, 3490 East Huron River Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. 08-23)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See PH-3)

B-4     [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) (Ordinance No. 08-24) (Planning and Development Services - Jayne Miller, Community Services Administrator)  
*(See PH-4) (Heard Together with DS-2)*

DS-2     [08-0658](#)     Resolution Authorizing Summary Publication of Ordinance No. 08-24 - 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  
(Community Services - Jayne Miller, Area Administrator)

**C     ORDINANCE - FIRST READING**

C-1     [08-0638](#)     Amendment to Chapter 55, Rezoning of 1.06 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Maher Property, 3087 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays).  
(Project Management Services - Jayne Miller, Community Services Administrator)

C-2     [08-0639](#)     Amendment to Chapter 55, Rezoning of 3.94 Acres from TWP (Township District), R1B and R1C (Single-Family Dwelling District), and R3 (Townhouse District) to O (Office District), Maple Cove Office/Residential Complex, Northwest Corner of Maple and Miller Roads (CPC Recommendation: Approval - 8 Yeas and 0 Nays).  
(Planning and Development Services - Jayne Miller, Community Services Administrator)

**D     MOTIONS AND RESOLUTIONS**

**DC    New Business - Council:**

DC-1    [08-0657](#)     Resolution to Amend FY 09 Budget to Fund Project Grow - \$7,000.00 (**8 Votes Required**)

(City Council)

Sponsors:     Anglin

- DC-2 [08-0685](#) Resolution to Direct the City Administrator and City Attorney to Present a Report to City Council on the Potential Impacts of Requiring the Execution of CUB Agreements by Contractors and Subcontractors with the Washtenaw County Skilled Building Trades Council as a Condition of All City Construction Contracts

(City Council)

**Sponsors:** Hieftje  
(Revised 7/2/08)

- DC-3 [08-0695](#) Resolution to Re-Appoint Councilmember Joan Lowenstein to Planning Commission

(City Council)

**Sponsors:** Greden and Higgins  
(One Step Process - 8 Votes Required) (Added 7/7/08)

- DC-4 [08-0699](#) Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Everyday Cook, Inc.

(City Council Liquor License Review Committee)

**Sponsors:** Rapundalo, Anglin, Greden and Suarez  
(Added 7/7/08)

- DC-5 [08-0700](#)

Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to HBSP Holdings Corp. d/b/a Salsarita's Fresh Cantina

(City Council Liquor License Review Committee)

**Sponsors:** Anglin, Greden, Rapundalo and Suarez  
(Added 7/7/08)

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

None.

**DS Old Business - Staff:**

- DS-3 [08-0547](#) Resolution to Approve a Conceptual Plan to Redesign Fifth Avenue and Division Streets between Packard and Beakes to be More Bicycle and Pedestrian Friendly

(DDA - Susan Pollay, Executive Director)

Postponed from 6/2/08 Regular Session

**DS New Business - Staff:**

- DS-4**    [08-0561](#)    Resolution to Approve Industrial Facilities Exemption Certificate Between the City of Ann Arbor and Mercedes-Benz Research and Development North America, Inc.  
(Financial and Administrative Services - Tom Crawford, CFO)  
(See PH-5)
- DS-5**    [08-0655](#)    Resolution to Apply for, Accept, Approve and Appropriate the 2008 Edward Byrne Memorial Justice Assistance Grant from the United States Department of Justice-Office of Justice Programs-Bureau of Justice Assistance to the Police Department (\$11,935.00) (**8 Votes Required**)  
(Safety Services - Barnett Jones)  
(See PH-6)
- DS-6**    [08-0584](#)    Resolution to Approve Purchase of Quicklime for Water Treatment from Carmeuse Lime, Beachville Bid No. ITB-3950 (estimated \$704,000.00/yr)  
(Public Services - Sue F. McCormick, Area Administrator)
- DS-7**    [08-0580](#)    Resolution to Approve an Annual Agreement with Cogsdale Corporation for Utility Billing System Annual Maintenance and Services for FY09 (not to exceed \$106,473.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-8**    [08-0587](#)    Resolution to Approve a Professional Services Agreement with Midwestern Consulting, LLC for the Design of Newport Creek Culvert Crossing (RFP No. 650) \$57,084.21  
(Public Services - Sue F. McCormick, Area Administrator)
- DS-9**    [08-0603](#)    Resolution to Approve a Professional Services Agreement with Wade Trim, Inc. for Design Engineering Services for the Steere Farm Well Field Water Main Replacement Project (\$188,891.90)  
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- DS-10**    [08-0606](#)    Resolution to Approve a Professional Services Agreement with Wade Trim, Inc. for Design Engineering Services for the Northside Sanitary Sewer Sub-main Project - Phase I (\$127,844.50)  
(Project Management Services - Sue F. McCormick, Area Administrator)

- DS-11 [08-0609](#) Resolution to Approve Purchase of Sodium Hydroxide for Water Treatment from Jones Chemicals Inc, Bid No ITB-3947 (\$637.00/ton, estimated \$144,000.00/yr)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-12 [08-0626](#) Resolution to Approve the Purchase of High Calcium Quicklime from Huron Lime, Inc. for the Wastewater Treatment Plant, Bid No. ITB-3950 (\$261,660.00 - estimated for FY09)  
(Public Services - Sue F. McCormick, Area Administrator)
- DS-13 [08-0628](#) Resolution to Approve Purchase of Sodium Hypochlorite for Water Treatment from PVS Nolwood, Bid No. ITB-3956 (\$143,000.00/yr)  
(Public Services - Sue F. McCormick, Area Administrator)
- DS-14 [08-0631](#) Resolution to Approve Purchase of Sodium Hexametaphosphate for Water Treatment from Summit Chemicals, Bid No. ITB-3954 (estimated \$105,600.00/yr)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-15 [08-0632](#) Resolution to Approve a Contract with Biondo Design & Build, L.L.C. in the Amount of \$39,758.00 to Renovate the Cobblestone Farm Barn Parks and Recreation Customer Service Center, per Bid #3923, and to Establish a Total Construction Project Budget of \$129,933.00  
(Community Services - Jayne Miller, Area Administrator)
- DS-16 [08-0640](#) Resolution to Establish Annual Population Adjustment for Ann Arbor Township  
(Planning and Development Services - Jayne Miller, Community Services Administrator)
- DS-17 [08-0641](#) Resolution to Establish Annual Population Adjustment for Pittsfield Township  
(Planning and Development Services - Jayne Miller, Community Services Administrator)
- DS-18 [08-0660](#) Resolution to Approve the Closing of City Streets for the 2008 University of Michigan Student Move-In Program from August 27 - August 29, 2008  
(Community Services - Jayne Miller, Area Administrator)
- DS-19 [08-0563](#) Resolution to Approve a New Lease of Property at 201 W. William Street with William Street Apartments LDHA, LP at a Cost of \$1.00  
(Community Services - Jayne Miller, Area Administrator)



CA-8 [08-0652](#) Resolution to Allocate \$65,851 in HOME Funds to William Street Apartments LDHA LP for the Refinance and Rehabilitation of 201 W. William and to Approve the Housing Affordability Agreement (\$65,851 HOME Funds)  
(Community Services - Jayne Miller, Area Administrator)

DS-20 [08-0610](#) Resolution to Award a Construction Contract to Posen Construction, Inc. (Bid No. 3916, \$663,620.88) for the Millers Creek Bank Stabilization Project  
(Project Management Services - Sue F. McCormick, Public Services Administrator)

**E COMMUNICATIONS FROM THE MAYOR**

E-1 [08-0692](#) Appointment Nominations & Applications  
(Mayor's Office)

**COMMUNICATIONS FROM COUNCIL**

**F COMMUNICATIONS FROM CITY ADMINISTRATOR**

**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 [08-0618](#) Communication from Andrea Blome regarding concerns with the proposed University Village Project - cc. Planning and Development Services  
(City Clerk - Jacqueline Beaudry)

H-2 [08-0625](#) Communication from Washtenaw County Department of Planning & Environment regarding proposed amendments to Area, Height and Placement Standards - Planning and Development Services  
(City Clerk - Jacqueline Beaudry)

H-3 [08-0630](#) Communication from the State of Michigan regarding completion of Annexations to the City  
(City Clerk - Jacqueline Beaudry)

- H-4     [08-0662](#)     Communication from Washtenaw County Board of Commissioners regarding passage of a Resolution Authorizing the Creation of One Mortgage Foreclosure Prevention Specialist I/II/III Position within Washtenaw County MSU Extension and Authorizing the Creation of an Intake Specialist Model (Temporary and Internship Positions) to be Funded with Funds from the City of Ann Arbor Budget Years 2008-2009, Contingent upon Receiving Funding from the City of Ann Arbor - Community Development  
(City Clerk - Jacqueline Beaudry)
- H-5     [08-0664](#)     Communications from SEMCOG regarding the following Bi-weekly Publications of SEMCOG:
1. Vol. 14, No. 13, June 16, 2008
  2. Vol. 14, No. 12, June 2, 2008
  3. Vol. 13, No. 1, 2008 (Special Issue: Equipping local government leaders for the future)
- (City Clerk - Jacqueline Beaudry)
- H-6     [08-0665](#)     Communication from Comcast regarding Rate Increases effective August 2008 - CTN  
(City Clerk - Jacqueline Beaudry)
- I        **The following minutes were received for file:**
- I-1     [08-0616](#)     Ann Arbor Downtown Development Authority Meeting Minutes - April, 2008, May 7, 2008  
(DDA - Susan Pollay, Executive Director)
- I-2     [08-0617](#)     Downtown Area Citizens Advisory Council Minutes - April 2, 2008, May 7, 2008  
(DDA - Susan Pollay, Executive Director)
- I-3     [08-0622](#)     Council Liquor License Review Committee - April 25, 2008  
(City Clerk - Jacqueline Beaudry)
- I-4     [08-0653](#)     LDFA/SmartZone Board Meeting Minutes 4/15/08  
(Financial and Administrative Services - Tom Crawford, CFO)
- I-5     [08-0654](#)     LDFA/SmartZone Board Meeting Minutes 5/1/08  
(Financial and Administrative Services - Tom Crawford, CFO)

**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, JULY 7, 2008 7:00 P.M.**

**REPLAYS: TUESDAY, JULY 8, 2008 10:30 A.M. AND FRIDAY, JULY 11, 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.**