



# City of Ann Arbor

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

## Meeting Agenda - Final-revised City Council

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Monday, December 3, 2012

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.

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### CALL TO ORDER

### MOMENT OF SILENCE

### PLEDGE OF ALLEGIANCE

### ROLL CALL OF COUNCIL

### APPROVAL OF AGENDA

### INT INTRODUCTIONS

- INT-1 [12-1537](#) Volunteer of the Month Proclamation  
(Mayor's Office)  
(Added 11/29/12)

### ORGANIZATION OF NEW COUNCIL

- [12-1522](#) Appointment of 2013 City Council Committees  
(City Council)  
**Attachments:** 2013 Council Committees

- [12-1523](#) Approval of 2013 City Council Rules  
(City Council)  
**Attachments:** 2011 Council Rules Final

**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 - Affordable housing and public transportation. Zoning and site approval. City Planning and Environment**
2. **Odile Hugonot-Haber - Homelessness**
3. **Kermit Schlansker - Invention**
4. **Alan Haber - Ongoing Questions**
5. **Shoham Geva - AATA Transit**
6. **Alex Kim - Public Transit**

**COMMUNICATIONS FROM COUNCIL****COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

[12-1520](#) Digital Cities Survey  
(Information Technology Services - Dan Rainey, Director)

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

- PH-1 [12-1406](#) An Ordinance to Amend Sections 9:361 and 9:363 of Chapter 119, Noise Control, of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-12-33)  
(City Council)
- Sponsors:** Taylor
- Attachments:** 12-33 Briefed and Approved, Noise Control Ord Am 9361 9363.pdf  
(See B-1)

- PH-2**    [12-1411](#)    An Ordinance to Amend Sections 10:136 and 10:138 of Chapter 126, Traffic, of Title X of Code of the City of Ann Arbor (Ordinance No. ORD-12-34)  
(City Council)  
**Sponsors:**    Kunselman, Briere and Higgins  
**Attachments:**    12-34 Briefed, Inop Vehicle Ord As Amended 111912, Inop Vehicle Ord Am.pdf, Inop Vehicle Ord Amended.pdf, Michigan Vehicle Code (Excerpt), Michigan Vehicle Code (Excerpt)2, Michigan Vehicle Code (Excerpt)3  
(See B-2)
- PH-3**    [12-1418](#)    An Ordinance to Amend Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor To Implement Changes Negotiated with the Teamsters Civilian Supervisors, Teamsters Police Deputy Chiefs, and Teamsters Police Professional Assistants Bargaining Units (Ordinance No. Ord-12-36)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:**    12-36 Briefed, VEBA Ord Am 1700 1704.pdf, Public Hearing Notice  
(See B-3)
- PH-4**    [12-1413](#)    An Ordinance to Amend Sections 1:552.1, Section 1:561, Section 1:562, Section 1:565, Section 1:567, Section 1:568, and Section 1:592 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the Teamsters Civilian Supervisors, Teamsters Police Deputy Chiefs, and Teamsters Police Professional Assistants Bargaining Units (Ordinance No. ORD-12-35)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:**    12-35 Briefed, Pension Ord Am New Hires 2012.pdf  
(See B-4)

## COMMUNICATIONS FROM COUNCIL

### A    APPROVAL OF COUNCIL MINUTES

- A-1**    [12-1501](#)    Regular Session Meeting Minutes of November 19, 2012  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:**    11-19-12 Draft Council Minutes, 11-19-12 Council Emails and Redaction List

### CA    CONSENT AGENDA

- CA-1 [12-1179](#) Resolution to Approve Professional Service Agreement with Terra Contracting, LLC for Emergency Spill Response Services (Not-to-Exceed \$50,000.00)  
(Systems Planning Services - Craig Hupy, Public Services Administrator)  
**Attachments:** PSA\_Terra\_01.pdf
- CA-2 [12-1369](#) Resolution to Approve the Procurement of Water Meters from Michigan Meter Technology Group, Inc. (\$35,927.70)  
(Customer Service - Craig Hupy, Public Services Area Administrator)  
**Attachments:** Michigan Meter Technology ITB-4152.pdf
- B ORDINANCES - SECOND READING**
- B-1 [12-1406](#) An Ordinance to Amend Sections 9:361 and 9:363 of Chapter 119, Noise Control, of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-12-33)  
(City Council)  
**Sponsors:** Taylor  
**Attachments:** 12-33 Briefed and Approved, Noise Control Ord Am 9361 9363.pdf  
(See PH-1)
- B-2 [12-1411](#) An Ordinance to Amend Sections 10:136 and 10:138 of Chapter 126, Traffic, of Title X of Code of the City of Ann Arbor (Ordinance No. ORD-12-34)  
(City Council)  
**Sponsors:** Kunselman, Briere and Higgins  
**Attachments:** 12-34 Briefed, Inop Vehicle Ord As Amended 111912, Inop Vehicle Ord Am.pdf, Inop Vehicle Ord Amended.pdf, Michigan Vehicle Code (Excerpt), Michigan Vehicle Code (Excerpt)2, Michigan Vehicle Code (Excerpt)3  
(See PH-2)
- B-3 [12-1418](#) An Ordinance to Amend Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor To Implement Changes Negotiated with the Teamsters Civilian Supervisors, Teamsters Police Deputy Chiefs, and Teamsters Police Professional Assistants Bargaining Units (Ordinance No. Ord-12-36)  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** 12-36 Briefed, VEBA Ord Am 1700 1704.pdf, Public Hearing Notice  
(See PH-3)

- B-4 [12-1413](#) An Ordinance to Amend Sections 1:552.1, Section 1:561, Section 1:562, Section 1:565, Section 1:567, Section 1:568, and Section 1:592 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the Teamsters Civilian Supervisors, Teamsters Police Deputy Chiefs, and Teamsters Police Professional Assistants Bargaining Units (Ordinance No. ORD-12-35)

(City Attorney Services - Stephen K. Postema, City Attorney)

**Attachments:** 12-35 Briefed, Pension Ord Am New Hires 2012.pdf

(See PH-4)

**C ORDINANCES - FIRST READING**

None.

**D MOTIONS AND RESOLUTIONS**

**Old Business - Council:**

- DC-1 [12-1495](#) Resolution to Approve Temporary Suspension of Funding of New Art Projects from Percent for Art Funds

(City Council)

**Sponsors:** Higgins

(Postponed from the 11/19/12 Regular Session)

**DC New Business - Council:**

- DC-2 [12-1481](#) Resolution to Appoint Patti Smith as a Member of the City of Ann Arbor Environmental Commission

(City Council)

**Sponsors:** Briere

- DC-3 [12-1540](#) Resolution to Establish 2013 Council Calendar

(City Council)

**Sponsors:** Higgins

(Added 12/3/12)

- DC-4 [12-1548](#) Resolution to Appoint a Council Member to the Greenbelt Commission

(City Council)

**Sponsors:** Higgins

(Added 12/3/12)

- DC-5 [12-1549](#) Resolution to Appoint Councilmember Sabra Briere to Planning Commission

(City Council)

**Sponsors:** Higgins

(Added 12/3/12)

- DC-6 [12-1550](#) Resolution to Appoint a Councilmember to the Environmental Commission

(City Council)

**Sponsors:** Higgins

(Added 12/3/12)

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

**DS New Business - Staff:**

- DS-1 [12-1391](#) ~~Resolution to Petition the Washtenaw County Water Resources for the Design and Construction of Stormwater Management Control Measures in the Springwater Subdivision (Total Project Cost: \$4,000,00.00; Stormwater portion: \$1,650,000.00)~~

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

**Attachments:** PETITION & DESC.pdf

(Moved to the 12/17/12 Agenda)

- DS-2 [12-1390](#) Resolution to Petition the Washtenaw County Water Resources Commissioner for the Design and Construction of Stormwater Management Control Measures on South 4th Avenue, in the Allen Creek Drainage District (Total Project Cost: \$870,000.00; Stormwater Portion: \$320,000.00)

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

**Attachments:** PETITION & DESC.pdf

- DS-3 [12-1389](#) Resolution to Petition the Washtenaw County Water Resources Commissioner for the Design and Construction of Stormwater Management Control Measures on South Forest Avenue, in the Allen Creek Drainage District (Total Project Cost: \$688,500.00; Stormwater Portion: \$454,400.00)

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

**Attachments:** PETITION & DESC.pdf

- DS-4 [12-1373](#) Resolution to Petition the Washtenaw County Water Resources Commissioner for the City of Ann Arbor FY2014 Tree Planting Project in the Huron River Green Infrastructure Drainage District (Total Cost: \$300,000.00; City's Apportionment: \$300,000.00)  
(Systems Planning Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** petition.pdf
- DS-5 [12-1365](#) Resolution to Approve Toter Cart Purchases (\$65,500.00) and Authorize up to Three Additional Years (not to exceed \$131,000.00 per year)  
(Systems Planning Services - Craig Hupy, Public Services Administrator)  
**Attachments:** Metro Waste Toter Agreement Extension.pdf, Ann Arbor MI - off Metro Waste Authority - 10-2011.pdf, Metro Waste Toter Agreement original 2008.pdf
- DS-6 [12-1397](#) Resolution for the Designation of Street Administrator for Public Act 51 and to Authorize the Street Administrator to Sign Traffic Signal Control Costs Agreements and Municipal Trunk Line Maintenance Contracts with The Michigan Department of Transportation  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** State Trunkline Contract.pdf, 2009 MDOT Contract Award.pdf
- DS-7 [12-1488](#) Resolution to Approve Packard Square Revised Building Elevations, 2502 Packard Road  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 11/16/12 Memo from Petitioner, 11/12/12 Comparison of Previously Approved and Revised Building Elevations, Elevations for Dec 3, Elevations 2 for Dec 3
- DS-8 [12-1492](#) Resolution to Approve Deficit Elimination Plan as of June 30, 2012  
(Financial and Administrative Services - Tom Crawford, CFO)
- DS-9 [12-1489](#) Resolution Accepting Easement for Water Main from H & B Enterprises (1615 S. State St.) **(8 Votes Required)**  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** 1615 S. State Water Easement Drawing.pdf

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [12-1491](#) Appointments - Confirmations  
(Mayor's Office)

- E-2    [12-1544](#)    Nominations & Appointments  
(Mayor's Office)  
(Added 12/3/12)

#### COMMUNICATIONS FROM COUNCIL

#### F    WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1    [12-1514](#)    Memorandum to Mayor and Council on Business Refuse Cart Charges  
(Systems Planning - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    For-Fee\_Biz\_Refuse\_Carts\_Communications\_Plan\_2013 (2)

#### 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    [12-1314](#)    Communication from the Energy Commission to City Council -  
Energy Commission's Resolution Supporting Adoption of Ann Arbor  
Climate Action Plan  
(Energy Commission - Craig Hupy)  
**Attachments:**    12-3-12 Ann Arbor Energy Commission Climate Action Plan  
Resolution.pdf
- H-2    [12-1518](#)    Communication from the City Planning Commission to City Council -  
Ann Arbor City Planning Commission Resolution Supporting Adoption of  
the Ann Arbor Climate Action Plan  
(Community Services - Sumedh Bahl, Community Services Administrator)  
**Attachments:**    Planning Commission Resolution 11-20-12
- H-3    [12-1484](#)    Communication from the Environmental Commission to City Council -  
Environmental Commission's Resolution Supporting Adoption of Ann  
Arbor Climate Action Plan



- H-4 [12-1467](#) Communication from Karl R. Frankena, of Conlin, McKenney & Philbrick, P.C. regarding notice of Intent to Establish a Condominium Project at 312-314-316 S. Main St. - Planning and Development Services
- (City Clerk Services)
- Attachments:** Notice of Intent to Establish 312-314-316 S. Main St. Condominium Project
- H-5 [12-1506](#) R4C/R2A Zoning District Study Status Report

I The following minutes were received for file:

**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, DECEMBER 3, 2012, 7:00 P.M.**

**REPLAYS: TUESDAY, DECEMBER 4, 2012 10:00 A.M. AND FRIDAY, DECEMBER 7, 2012, 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](http://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](http://www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx)
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

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, 301 E. Huron Street, 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.