



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>

Meeting Agenda

City Council

Monday, March 1, 2010

7:00 PM

G. C. Larcom, Jr. Municipal Building, 100 N.
Fifth Avenue, 2nd Floor

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [10-0210](#) Proclamation honoring Praveena & Madhan Ramaswami
(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. Thomas Partridge - Inacting equitable budget on revenue reforms. (DC-1)
2. Beverly Strassman - The Movarian PUD (C-1)
3. Kyle Mazurek - The Movarian PUD (C-1)
4. Nancy Shiffler - Budget for Fuller Road Station (DC-1)
5. Shirley Zempel - The Movarian PUD (C-1)
6. Kim Kachadoorian - The Movarian PUD (C-1)

7. Claudius Vincenz - The Movarian PUD (C-1)
8. Alan Haber - DDA Minutes of January 16, 2010
9. James D'Amour - Fuller Station

COMMUNICATIONS FROM COUNCIL

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 An Ordinance to Add a New Section 10:101a to Chapter 126 (Traffic - Restricting Cell Phone Use While Driving) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-10-07)**

(Deleted from agenda)

- PH-1- [10-0149](#)** An Ordinance to Repeal Sections 10:161 and 10:163 and to Amend
1 Section 10:162, Chapter 127, Title X (Bicycle Registration) of the Code of the City of Ann Arbor (Ordinance No. ORD-10-08)

Sponsors: Higgins

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [10-0131](#)** City Council Work Session of February 8, 2010 and Regular Session of
February 16, 2010

(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [10-0015](#)** Resolution Authorizing Water Improvement Charge for 305 Rock Creek
Court (\$12,559.00)

(Public Services - Sue F McCormick, Public Services Administrator)

- CA-2 [10-0094](#)** Resolution to Amend the Professional Services Agreement with CDM
Michigan, Inc. for the Swift Run Parallel Relief Sewer Project
(\$49,285.00)

(Public Services - Sue F. McCormick, Public Services Administrator)

- CA-3 [10-0108](#) Resolution to Approve the Purchase of Water Meters, and Supplies from Elster AMCO Water, Inc. (\$30,000.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-4 [10-0111](#) Resolution to Approve the Purchase of Two Allen Bradley, Power Flex 700, Variable Frequency Drives from McNaughton-McKay Electric Co. for Effluent Pump Motors at the Wastewater Treatment Plant (\$46,080.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-5 [10-0173](#) Resolution Recognizing the Hearing Loss Association of Ann Arbor (HLA3) 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

- B-1 **An Ordinance to Add a New Section 10:101a to Chapter 126 (Traffic - Restricting Cell Phone Use While Driving) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-10-07)**

(Item moved to back to First Reading see C-3)

- DS-6 [10-0187](#) ~~Resolution Authorizing Summary Publication of Ordinance No. ORD-10-07 to Add a New Section 10:101a to Chapter 126, Title X (Traffic) of the Code of the City of Ann Arbor~~

(City Attorney - Abigail Elias)

(Deleted from agenda.)

- B-2 [10-0149](#) An Ordinance to Repeal Sections 10:161 and 10:163 and to Amend Section 10:162, Chapter 127, Title X (Bicycle Registration) of the Code of the City of Ann Arbor (Ordinance No. ORD-10-08)

Sponsors: Higgins

- DS-7 [10-0188](#) Resolution Authorizing Summary Publication of Ordinance No. ORD-10-08 to Repeal Sections 10:161 and 10:163 and to Amend Section 10:162, Chapter 127, Title X (Bicycle Registration) of the Code of the City of Ann Arbor.

(City Attorney - Abigail Elias)

C ORDINANCES - FIRST READING

- C-1 [10-0104](#) An Ordinance to Amend Chapter 55, Rezoning of 0.84 Acres from R4C (Multiple-Family Residential Dwelling District) and M1 (Limited Industrial District) to PUD (Planned Unit Development District), The Moravian PUD (CPC Recommendation: Approval - 7 Ayes, 1 Nay, 1 Absent)
(Community Services - Sumedh Bahl, Interim Area Administrator)
- C-2 [10-0106](#) An Ordinance to Amend Chapter 55, Rezoning of 1.1 Acres from TWP (Township District) to C1 (Local Business District) WITH CONDITIONS, Retail Plaza Property, Northwest corner of Platt and Ellsworth Roads, (CPC Recommendation to C1: Approval - 8 Ayes and 0 Nays)
(Community Services - Sumedh Bahl, Interim Area Administrator)
- C-3 [10-0117](#) An Ordinance to Add a New Section 10:101a to Chapter 126 (Traffic - Restricting Cell Phone Use While Driving) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-10-07)
(City Attorney Services - Stephen K. Postema)

Sponsors: Rapundalo

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

- DC-1 [10-0166](#) Resolution Directing the City Administrator on the Budget
(City Council)

Sponsors: Higgins and Rapundalo

DC New Business - Council:

None.

DB New Business - Boards and Commissions:

None.

DS Old Business - Staff:

- DS-1 [10-0166](#) Resolution Directing the City Administrator on the Budget
(City Council)

Sponsors: Higgins and Rapundalo

DS New Business - Staff:

- DS-1 [10-0092](#) Resolution to Amend the Professional Services Agreement with Hubbell Roth & Clark, Inc. for the West Stadium Blvd. Improvements Project (\$465,079.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-2 [10-0093](#) Resolution to Approve a Change Order to the Construction Contract with CI Contracting, Inc. for the Swift Run Parallel Relief Sewer Project (\$144,179.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-3 [10-0105](#) Resolution to Approve Street Closings for the Shamrocks and Shenanigans 5K Run/Walk - Sunday, March 14, 2010
(Community Services - Sumedh Bahl, Interim Area Administrator)
- DS-4 [10-0168](#) Resolution Accepting Pedestrian Access Easement From Executive Hospitality, Inc. (Hampton Inn) 2910 Jackson Road **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema)
- DS-5 [10-0172](#) Resolution Vacating Utility Easements (former Super-8 Motel) And Accepting Utility Easement (for Hampton Inn) from Executive Hospitality, Inc. 2910 Jackson Road **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [10-0167](#) Appointments - Confirmations
(Mayor's Office)
Sponsors: Hieftje
- E-2 [10-0211](#) Appointment - Confirmation
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL**F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 [10-0192](#) Sidewalk Occupancy Permits and Peddler's Licenses for April 3, 2010
(Community Services - Sumedh Bahl, Interim Area 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 [10-0160](#) Communication from Ryan Buck, of Washtenaw Area Transportation Study regarding Great Trails Training Opportunities - Parks and Recreation
(City Clerk)
- H-2 Communication from Lawrence Lup in support of the proposed Traffic Ordinance
(See C-3 for copy of letter.)
- H-3 [10-0200](#) Notice of Michigan Wetlands Meeting scheduled for March 12, 2010
(City Clerk - Jacqueline Beaudry)
- H-4 Communication from Dick DeWaard, PhD., regarding support of the proposed Traffic Ordinance
(See C-3 for copy of letter.)
- H-5 Communication from Paul Green regarding support of the proposed Traffic Ordinance
(See C-3 for copy of letter.)

I The following minutes were received for file:

- I-1 [10-0033](#) Airport Advisory Commission meeting minutes of November 18, 2009
- I-2 [10-0087](#) Council Liquor License Review Committee - January 15, 2010
(City Clerk - Jacqueline Beaudry)
- I-3 [10-0110](#) Cable Commission Minutes of October 27, 2009
(City Clerk)
- I-4 [10-0119](#) Historic District Commission Minutes - February 12, 2009; March 12, 2009; April 8, 2009; May 14, 2009
(Community Services - Sumedh Bahl, Interim Area Administrator)
- I-5 [10-0120](#) Housing & Human Services Advisory Board Minutes - December 8, 2009
(Community Services - Sumedh Bahl, Interim Area Administrator)

- I-6 [10-0121](#) Historic District Commission Minutes - June 11, 2009; July 9, 2009;
August 13, 2009
(Community Services - Sumedh Bahl, Interim Area Administrator)
- I-7 [10-0136](#) Ann Arbor Downtown Development Authority Meeting Minutes - January
6, 2010
(Downtown Development Authority - Susan Pollay)
- I-8 [10-0137](#) Downtown Area Citizens Advisory Council Comments to the DDA - January 5,
2010
(Downtown Development Authority - Susan Pollay)
- I-9 [10-0143](#) Budget Committee meeting minutes of January 19 and February 1,
2010
- I-10 [10-0144](#) Washtenaw Area Transportation Study (W.A.T.S.) meeting minutes of
January 20, 2010
- I-11 [10-0179](#) Ann Arbor Transportation Authority meeting minutes of December 16,
2009

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, MARCH 1, 2010 AT 7:00 P.M.

REPLAYS: TUESDAY, MARCH 2, 2010 AT 10:30 A.M. AND FRIDAY, MARCH 5, 2010 AT 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 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.