



City of Ann Arbor

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

Meeting Agenda City Council

Monday, July 6, 2009

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [09-0602](#) Presentation from Greenbelt Advisory Commission
(Mayor's Office - John Hieftje, Mayor)

INT-2 [09-0691](#) Annual Report for the Ann Arbor Public Art Commission
(Mayor's Office)
(Added 7/06/09)

INT-3 [09-0690](#) Huron River Day Proclamation 2009
(Mayor's Office)
(Added 7/06/09)

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 - Council resolutions need to be amended and/or re-written to ensure greater resident access to affordable housing, public transportation, healthcare and education on a regional basis. (C-1, DS-1, DS-14 and DS-15)

2. Bruce Thomson - A2D2 Zoning (C-1)
3. Gerold Lax - A2D2 Zoning (C-1)
4. John Etter - Huron Street (C-1)
5. Robert Snyder - DC-1 and DC-5
6. Hatim Elhady - DC-1
7. Alan Huber - Library Lot Parking (DC-1)
8. Margaret Wong - DC-6
9. Rita Mitchell - DC-6
10. Kathe Wunderlich - Ann Arbor Airport Emergency Landing

Alternates:

1. Marilee Woodworth - Tree Cutting

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** [09-0598](#) Resolution to Approve Fiscal Year 2010 Fee Adjustments for Rental Housing Inspections in the Community Services Area
(Community Services - Jayne Miller, Area Administrator)
(See DS-13)
- PH-2** [09-0619](#) Resolution to Approve Walgreens Site Plan, 1.71 Acres, 2355 Jackson Avenue (CPC Recommendation: Approval - 9 Years and 0 Nays)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See DB-3)
- PH-3** [09-0630](#) Resolution Establishing Ann Arbor Industrial Development District 2009-030 for 1801 E. Ellsworth
(Financial and Administrative Services - Tom Crawford, CFO)
(See DS-6)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [09-0668](#) Working Session and Regular Session of June 15, 2009
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [09-0506](#) Resolution to Approve a Contract with Optimetrics, Inc. for First Response Decision Support Software and Integration Services (not to exceed \$43,540.00)
(Information Technology Services - Daniel Rainey)
- CA-2 [09-0515](#) Resolution to Approve Purchase of Hydrofluorosilicic Acid for Water Treatment from PVS Nolwood Chemicals, Bid No. ITB-4027 (estimated \$72,000.00/yr)
(Water Treatment Plant Services - Sue F. McCormick, Public Services Administrator)
- CA-3 [09-0538](#) Resolution to Approve an Amendment to Professional Services Agreement with Wade Trim, Inc. for Construction Engineering Services for the Washtenaw Avenue Water Main Replacement Project (\$43,569.80)
(Project Management Services - Sue F. McCormick)
- CA-4 [09-0539](#) Resolution to Approve a Professional Services Agreement with Perimeter Engineering, LLC. for Construction Inspection Services for the Washtenaw Avenue Water Main Replacement Project (\$81,595.00.00)
(Project Management Services - Sue F. McCormick)
- CA-5 [09-0541](#) Resolution to Approve a Professional Services Agreement with Inspection Services Company, Inc. for Materials Testing for the Washtenaw Avenue Water Main Replacement Project (\$32,660.00)
(Project Management Services - Sue F. McCormick, Public Services Area Administrator)
- CA-6 [09-0559](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of May 28, 2009
(Financial and Administrative Services - Tom Crawford, CFO)

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING**C-1 [09-0227](#)**

An Ordinance to Amend Sections 5:1, 5:2, 5:3, 5:4, 5:6, 5:50, 5:61, 5:64, 5:65, 5:67, 5:88 and 5:106; to Repeal Sections 5:10.19, 5:10.20, 5:44 and 5:44A and to Replace them with New Sections 5:10.19, 5:10.20 and 5:44; and to Repeal Section 5.10.22 And 5:45A of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor (To Revise Zoning Definitions, to Eliminate C2A, C2A/R and C2B/R Zoning Districts, to Create D1 [Downtown Core] and D2 [Downtown Interface] Zoning Districts and Permitted Uses and Standards, to Add Downtown Character Overlay Districts and Standards, and to Revise Floor Area Premiums) and to Amend Sections 5:167 and 5:169 of Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor (To Revise Off-Street Parking Requirements for the Downtown Special Parking District), and to Amend the Zoning Map of Section 5:4 of Title V of the Code of Ann Arbor to Designate Certain Properties as D1, D2 and PL (Public Land) and to Further Designate Certain Properties as being Part of the Downtown Character Overlay Zoning Districts(CPC Recommendation: Approval - 8 Yeas and 1 Nay)

(Community Services - Jayne Miller, Area Administrator)

(Revised 7/1/09) (Attachments Added 7/6/09)

D MOTIONS AND RESOLUTIONS**DC Old Business - Council:****DC-1 [09-0573](#)**

Resolution Establishing a Site Development Committee to Initiate a Search for a Private Development Partner for the S. Fifth Avenue Parking Structure Site

(City Council)

Sponsors: Smith

(Postponed from the 6/15/09 agenda) (Revised 7/1/09)

DC-2 [09-0574](#)

Resolution Appointing Senior Center Task Force Members

(Community Services - Jayne Miller, Area Administrator)

Sponsors: Teall, Taylor and Greden

(Postponed from the 6/15/09 agenda) (Revised 7/06/09)

DC New Business - Council:

- DC-3 [09-0629](#) Resolution to Recommend Approval of Issuance of One New Full-Year Class C Quota Liquor License to Tios on Liberty, LLC at 401 E. Liberty, Suite #2, in the City of Ann Arbor
(Council Liquor License Review Committee - Jacqueline Beaudry)
Sponsors: Council Liquor License Review Committee
- DC-4 [09-0628](#) Resolution to Appoint A New Emergency Management Director and Establish the Line of Succession to the Emergency Management Director for the City of Ann Arbor
(Mayor's Office - John Hieftje)
Sponsors: Hieftje
- DC-5 [09-0660](#) Resolution to Appoint R4C and R2A Zoning District Study Advisory Committee
(City Council - Tony Derezinski)
Sponsors: Derezinski
- DC-6 [09-0684](#) Resolution to Preserve the City-Owned Parcel at the Northeast Corner of First and William Streets as Open Space
(City Council)
Sponsors: Hieftje and Hohnke
- DC-7 [09-0685](#) Resolution to Create a Taskforce to Develop a Self-Sustaining Financial Plan for Mack Pool
(City Council)
Sponsors: Hohnke
- DC-8 [09-0692](#) Resolution to Amend Fee Adjustments for Historic District Commission Activities
(City Council - Sabra Briere)
Sponsors: Briere
(Added 7/06/09)

DB New Business - Boards and Commissions:

- DB-1 [09-0540](#) Resolution to Approve Dickens Woods Nature Area Annexation, 10.0 Acres, Southeast corner of Pauline Boulevard and South Maple Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Jayne Miller, Area Administrator)

- DB-2 [09-0560](#) Resolution to Approve Retail Plaza Annexation, 1.1 Acres, 3890 Platt Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Jayne Miller, Area Administrator)
- DB-3 [09-0619](#) Resolution to Approve Walgreens Site Plan, 1.71 Acres, 2355 Jackson Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See PH-2)
- DB-4 [09-0545](#) Resolution to Approve Revised Park Advisory Commission Bylaws
(Community Services - Jayne Miller, Area Administrator)
- DB-5 [09-0617](#) Resolution to Establish Annual Population Adjustment for Ann Arbor Township
(Planning and Development Services - Jayne Miller Community Services Administrator)
- DS **New Business - Staff:**
- DS-1 [09-0608](#) Resolution to Accept a Grant from the Michigan Department of Transportation in the Amount of \$983,952.03 for the Fifth and Division Improvement Project and Approve the Grant Contract for the Project
(Downtown Development Authority - Susan Pollay, Executive Director)
- DS-2 [09-0513](#) Resolution to Approve Purchase of Quicklime for Water Treatment from Carmeuse Lime Inc; Beachville Bid No. ITB-4026 (estimated \$650,000.00/yr)
(Water Treatment Plant Services - Sue F. McCormick, Public Services Administrator)
- DS-3 [09-0542](#) Resolution Awarding a Construction Contract to Douglas N. Higgins, Inc. for the Washtenaw Water Main Replacement Project (\$1,156,923.10; Bid No. ITB-4021)
(Project Management Services - Sue F. McCormick, Public Services Area Administrator)
- DS-4 [09-0391](#) Resolution to Approve a Sole Source Contract with Principal Decision Systems International for Implementation of TeleStaff scheduling software and support (Not to Exceed \$115,375.00) and to Establish a Project Budget in the amount of \$152,375.00
(Information Technology Services - Dan Rainey, IT Director)

- DS-5** [09-0558](#) Resolution to Approve a Purchase Order to CGI-AMS for the Renewal of the Advantage Financial and Brass Budget Software Maintenance Agreement (\$129,810.00)
(Information Technology Services - Dan Rainey, Director)
- DS-6** [09-0630](#) Resolution Establishing Ann Arbor Industrial Development District 2009-030 for 1801 E. Ellsworth
(Financial and Administrative Services - Tom Crawford, CFO)
(See PH-3)
- DS-7** [09-0601](#) Resolution Setting a Public Hearing on August 6, 2009 to Receive Public Comment on the Application of AVL Inc, Located at 1801 E. Ellsworth, for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2009-030
(Financial and Administrative Services - Tom Crawford, CFO)
- DS-8** [09-0509](#) Resolution Authorizing the Execution of a Five Year Municipal Trunk Line Maintenance Contract between the City of Ann Arbor and the State of Michigan Department of Transportation
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-9** [09-0544](#) Resolution to Approve the Purchase of a Dehumidification Unit from BMIL Technologies, LLC in the Amount of \$136,874.00 for Veterans Memorial Park Ice Rink per Bid #4017
(Community Services - Jayne Miller, Area Administrator)
- DS-10** [09-0618](#) Resolution to Approve a Contract with Baseline Constructors, Inc. in the Amount of \$336,350.00 to Make Improvements to Veterans Memorial Ice Arena per Bid # 4029 and Approve a Construction Contingency of \$33,635.00 (10%) for a Total Project Budget of \$369,985.00
(Community Services - Jayne Miller, Area Administrator)
- DS-11** [09-0583](#) Resolution to Execute a Consortium Agreement with Washtenaw County to Apply for Round Two Neighborhood Stabilization Program Funds from HUD
(Community Services - Jayne Miller, Area Administrator)
- DS-12** [09-0604](#) Resolution to Approve the Closing of City Streets for the 2009 University of Michigan Student Move-In Program from September 2 - 4, 2009
(Community Services - Jayne Miller, Area Administrator)

- DS-13 [09-0598](#) Resolution to Approve Fiscal Year 2010 Fee Adjustments for Rental Housing Inspections in the Community Services Area
(Community Services - Jayne Miller, Area Administrator)
(See PH-1)
- DS-14 [09-0621](#) Resolution to Approve Carry Over of \$50,000.00 from FY 09 Office of Community Development General Fund Budget, Reallocate the Funds to the Office of Community Development General Fund FY 10 Budget to be Spent on the Joint Integrated Funding Program, and Approve a Contract with the Washtenaw Housing Alliance and Michigan Ability Partners **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)
- DS-15 [09-0622](#) Resolution to Approve Carry Over of \$200,000.00 from FY 09 Office of Community Development General Fund Budget, Reallocate the Funds to the Office of Community Development General Fund FY 10 Budget to be Spent on the Joint Integrated Funding Program, and Approve a Contract with the Washtenaw Housing Alliance and Avalon Housing **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)
- DS-16 [09-0620](#) Resolution to Temporarily Relocate Precinct 3-1 and 3-2 from East Quadrangle Residence Hall, 701 E. University, to South Quadrangle Residence Hall, 600 E. Madison, for the City Primary Election to be held on Tuesday, August 4, 2009 due to Construction on the University of Michigan Campus
(City Clerk - Jacqueline Beaudry)
- DS-17 [09-0615](#) Resolution Accepting Pedestrian Access Easement from the District Library Board of the Ann Arbor District Library 3000 Huron Parkway **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-18 [09-0658](#) Resolution Approving Cooperative Agreement Between the United States of America Commodity Credit Corporation and the City of Ann Arbor for the Farm and Ranch Lands Protection Program
(Community Services - Jayne Miller, Area Administrator)

E COMMUNICATIONS FROM THE MAYOR

E-1 **09-0575** Nominations and Appointments - Confirmations
(Mayor's Office)

E-2 **09-0694** 7/6/09 Nominations & Appointments
(Mayor's Office)
(Added 7/06/09)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM THE CITY ADMINISTRATOR

F-1 **09-0531** Transmittal of Huron River and Impoundment Management Plan
Recommendations and Environmental Commission Resolution
(Public Services - Sue F. McCormick, Public Services Administrator)

F-2 **09-0557** DDA Resolution to Support Approval of A2D2 Zoning Ordinance
Amendments with Recommended Edits Following the Decision to
Impose Downtown Building Height Limits
(Community Services - Jayne Miller, Area Administrator)

F-3 **09-0582** One Year Review of Chapter 107 (Animals) Regarding Backyard
Chickens
(City Clerk - Jacqueline Beaudry)

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 **09-0605** Communication from Tina M. Snoblen, Vice President of Fiber Link, Inc.
regarding their company being retained by the Washtenaw County
Government to construct a fiber optic cable network in and around city
hall to connect county government buildings via fiber optic cable - File
(City Clerk - Jacqueline Beaudry)

H-2 [09-0606](#) Communication from the Department of Environmental Quality (DEQ) Director, Steve Chester regarding an approved request from David Schiller, for renewal of a Clean Corporate Citizen (C3) designation for Kaiser Optical Systems, Inc. in Ann Arbor - Environmental Coordinator
(City Clerk - Jacqueline Beaudry)

I **The following minutes were received for file:**

I-1 [09-0441](#) Greenbelt Advisory Commission Minutes of April 1, 2009

I-2 [09-0532](#) Election Commission Minutes of April 14, 2009
(City Clerk)

I-3 [09-0547](#) Council Liquor License Review Committee - May 1, 2009
(City Clerk - Jacqueline Beaudry)

I-4 [09-0550](#) Taxicab Board Meeting Minutes - March 26, 2009
(Financial and Administrative Services - Tom Crawford, CFO)

I-5 [09-0561](#) Ann Arbor Transportation Authority - April 22, 2009
(City Clerk - Jacqueline Beaudry)

I-6 [09-0564](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - April 22, 2009
(Housing Services - Betsey Lindsley)

I-7 [09-0565](#) Ann Arbor Downtown Development Authority Meeting Minutes - May 6, 2009
(DDA - Susan Pollay)

I-8 [09-0568](#) Public Market Advisory Commission Minutes - April 21, 2009; May 5, 2009
(Community Services - Jayne Miller, Area Administrator)

I-9 [09-0569](#) Recreation Advisory Commission Minutes - May 5, 2009
(Community Services - Jayne Miller, Area Administrator)

I-10 [09-0586](#) Downtown Area Citizens Advisory Council Minutes - May 6, 2009
(Downtown Development Authority - Susan Pollay, Executive Director)

- I-11 [09-0588](#) City of Ann Arbor Employees' Retirement System Minutes - April 16, 2009, May 21, 2009
(Employees' Retirement System Board of Trustees - Willie Powell, Director)
- I-12 [09-0589](#) City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes - April 26, 2009, May 21, 2009
(Employees' Retirement System Board of Trustees - Willie Powell, Director)
- I-13 [09-0600](#) SmartZone LDFA Board Minutes - April 28, 2009
(Financial and Administrative Services - Tom Crawford, CFO)
- I-14 [09-0603](#) Housing and Human Services Advisory Board Minutes - April 14, 2009
(Community Services - Jayne Miller, Area Administrator)
- I-15 [09-0623](#) Cable Commission minutes of April 28, 2009
(CTN - Lisa Wondrash, Manager)

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 6, 2009 7:00 P.M.

REPLAYS: TUESDAY, JULY 7, 2009, 10:00 A.M. AND FRIDAY JULY 10, 2009 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.