



City of Ann Arbor

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

Meeting Agenda

City Council

Thursday, November 5, 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

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

• (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 - Affordable housing development critical to the economic development of Ann Arbor and the region. Larger appropriations and grants for affordable housing are needed (DS-1)**
- 2. John Lofy - Decision to Repair Argo Dam (CA-3)**
- 3. Kathy Griswold - Student Safety (DC-3)**
- 4. Kevin Bolon - Recycling (DS-3)**
- 5. Alan Haber - Project Budget for South Fifth Avenue Underground Parking Structure (DS-11)**
- 6. Seth Best - Contract with the Shelter Association of Washtenaw County (DC-1)**
- 7. Brian Nord - Contract with the Shelter Association of Washtenaw County (DC-1)**

8. Libby Hunter - Recycling (DS-3) & Project Budget for South Fifth Avenue Underground Parking Structure (DS-11)
9. Kermit Schlansker - City Responsibilities
10. Henry Herskovitz - Palestine

Alternates:

1. Sacha Platt - Housing Procedures
2. Arnold Goetzke - East Stadium Bridge

COMMUNICATIONS FROM COUNCIL

09-1100 Resolution to Re-Appoint Member to the City Environmental Commission

(City Council)

Sponsors: Teall and Hohnke
(Added 11/5/09)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 **09-1019** Resolution to Approve CVS Pharmacy Site Plan, 209 South State Street, (CPC Recommendation: Approved - 6 Yeas and 0 Nays)

(Community Services - Jayne Miller, Area Administrator)

(See DB-1)

PH-2 **09-1023** Resolution to Approve Consolidation of City of Ann Arbor Master Plan: Land Use Element (CPC Recommendation: Approved - 8 Ayes and 0 Nays)

(Community Services - Jayne Miller, Area Administrator)

(See DB-2)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

A-1 **09-1060** City Council Minutes of October 12 and October 19, 2009

(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1** [09-0936](#) Resolution to Establish the Fixed Charges for the 2010 Water and Sanitary Sewer Improvement Charges
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- CA-2** [09-0969](#) Resolution to Authorize the Street Administrator to Sign Traffic Signal Control Cost Agreements and Municipal Trunk Line Maintenance Contracts with the Michigan Department of Transportation
(Project Management Services - Sue McCormick, Public Services Area Administrator)
- CA-3** [09-1061](#) Resolution to Approve Contract with Bodman, LLP, for Legal Services Relative to MDEQ Dam Safety Order Regarding Argo Dam (\$38,000.00)
(City Attorney Services - Stephen Postema, City Attorney)

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

None.

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

- DC-1** [09-1091](#) Resolution to Approve a \$30,500.00 Contract with the Shelter Association of Washtenaw County and a \$129,000.00 Contract with Interfaith Hospitality Network to provide short-term housing/shelter with support services to homeless individuals and families and Appropriate \$159,000.00 from the Ann Arbor Housing Trust Fund (\$159,500.00 Ann Arbor Housing Trust Fund)
(City Council)

Sponsors: Hieftje, Smith and Briere
(Added 11/3/09) (Revised)

- DC-2 [09-1090](#) Resolution to Approve Memorandum of Understanding between the City of Ann Arbor and the University of Michigan for the Development of the Fuller Road Station
(City Council)
Sponsors: Hieftje, Rapundalo and Greden
(Added 11/4/09)
- DC-3 [09-1089](#) Resolution to Approve the Fuller Road Station: Master Concept Plan, Amend the Agreement with JJR, LLC, and Amend the Existing Project Budget (\$111,228.00)
(City Council)
Sponsors: Hieftje, Rapundalo and Greden
(Added 11/4/09)
- DC-4 [09-0924](#) Resolution to Award a Construction Contract to Site Development Inc. for the Steere Farm Well Field Raw Water Main Replacement Project (\$1,087,393.22; Bid No. ITB-4034)
(City Council)
Sponsors: Higgins
(Added 11/4/09)
- DC-5 [09-1064](#) Resolution to Approve Deed Restrictions on Use of Portion of Ann Arbor Municipal Airport (**8 Votes Required**)
(City Council)
Sponsors: Higgins
(Added 11/4/09)
- DC-6 [09-0851](#) Resolution to Approve Agreement with Charter Township of Pittsfield Supplementing 1979 Policy Statement Relative to Airport Layout Plans, Aeronautical Facilities and Non-Aeronautical Facilities at the Ann Arbor Airport
(City Council)
Sponsors: Greden
(Added 11/4/09)
- DB **New Business - Boards and Commissions:**
- DB-1 [09-1019](#) Resolution to Approve CVS Pharmacy Site Plan, 209 South State Street, (CPC Recommendation: Approved - 6 Yeas and 0 Nays)
(Community Services - Jayne Miller, Area Administrator)
(See PH-1)

- DB-2 [09-1023](#) Resolution to Approve Consolidation of City of Ann Arbor Master Plan: Land Use Element (CPC Recommendation: Approved - 8 Ayes and 0 Nays)
(Community Services - Jayne Miller, Area Administrator)
(See PH-2) (Revised 10/30/09)
- DS **Old Business - Staff:**
- DS-1 [09-0954](#) Resolution to Appropriate \$24,000.00 from the Ann Arbor Housing Trust Fund Fund Balance for Consultants and Pre-Development Grants (\$24,000.00 AAHTF) - **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)
(Postponed from the 10/19/09 regular session)
- DS-2 [09-0998](#) Resolution to Conditionally Release a Portion of Utilities Easement Reserved in Boulevard Heights Alley Vacation **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema)
(Postponed from the 10/19/09 regular session)
- DS **New Business - Staff:**
- DS-3 [09-0944](#) Resolution to Appropriate Funds to the Approved FY 2010 Solid Waste Capital Budget (\$1,322,950.00), Approve Contract Amendment #8 with FCR LLC for MRF Single Stream Recycling Upgrades and Processing Changes (\$3,250,000.00) and Agreement with Resource Recycling Systems (\$102,950.00) **(8 Votes Required)**
(Systems Planning Services - Sue F. McCormick, Area Administrator)
- DS-4 [09-0965](#) Resolution to Award Contracts for Storm Water and Sanitary Sewer Construction Services to Douglas N. Higgins, Inc. (\$250,000.00) and to E.T. MacKenzie Company (\$250,000.00)
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-5 [09-0922](#) Resolution to Award a Construction Contract to DownUnder Municipal Services, LLC (Bid No. 4050, \$160,809.00) for the 2009 Sewer Cleaning and Televising Project
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-6 [09-1034](#) Resolution to Accept and Appropriate a U.S. Department of Justice Domestic Violence Prevention Grant (\$398,123.00) **(8 Votes Required)**
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)

- DS-7 [09-1033](#) Resolution to Approve a Domestic Violence Prevention Grant Service Contract with the Domesitic Violence Project, Inc. (Safehouse Center) (\$89,000.00)
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)
- DS-8 [09-1035](#) Resolution to Approve Michigan Supreme Court SCAO DWI Drug Treatment Court Grant Contract and Accept, Appropriate and Authorize Expenditure of Funds (\$50,000.00) **(8 Votes Required)**
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)
- DS-9 [09-1036](#) Resolution to Approve a Michigan Supreme Court SCAO Drug Court Grant Program Contract and Accept, Appropriate and Authorize Expenditure of Funds (\$41,800.00) **(8 Votes Required)**
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)
- DS-10 [09-1037](#) Resolution to Approve a Contract with Dawn Farm, Inc. to Provide Drug Abuse Counseling and Rehabilitation Services to 15th Judicial District Court Defendants (Sobriety Court Program) (\$140,000.00)
(Fifteenth District Court Services - Keith Zeisloft, Court Administrator)
- DS-11 [09-0919](#) Resolution to Amend Project Budget for South Fifth Avenue Underground Parking Structure (\$58,777,228.00) and Debt Service Budget for the Parking Structure Bond Interest Payment (\$1,925,600.00) **(8 Votes Required)**
(Financial and Administrative Services - Tom Crawford, CFO)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [09-1058](#) Appointment - Confirmations
(Mayor's Office)
- E-2 [09-1099](#) Appointments and Nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1 [09-1027](#) New City Financial System
(Information Technology Services - Dan Rainey, ITSD Director)

G COMMUNICATIONS FROM THE CITY ATTORNEY

- G-1 [09-1063](#) Annexation of the Dicken Woods Nature Property
(City Attorney Services - Stephen K. Postema, City Attorney)

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**H The following communications were referred as indicated:**

- H-1 [09-1056](#) Communication from Janis A. Bobrin, Washtenaw County Water Resources Commissioner regarding Notice of Receipt of Petition regarding the Allen Creek Sylvan Avenue Drain
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- H-2 [09-1068](#) Communication from Susan K. Friedlaender, Attorney for the Owners of 1320 S. University, requesting an Individual Hearing on the Rezoning of 1320 S. University - cc: Planning and Development Services
(City Clerk - Jacqueline Beaudry)
- H-3 [09-1070](#) Communication from Janis Bobrin of Washtenaw County regarding notice of Hearings regarding the following projects: Allen Creek West Park Drain Project, Allen Creek Stadium Boulevard Suffolk to Hutchins Project and Allen Creek Sylvan Avenue Drain Project - Public Services, Planning and Development Services
(City Clerk)
- H-4 [09-1071](#) Communication from Ann Arbor Charter Township Planning Commission regarding notice of Public Hearings for the Verdura Senior Resort Community PUD and a Natural Features Setback Permit hearing for Verdura Senior Resort Community - Planning and Development Services
(City Clerk)
- H-5 [09-1072](#) Communication from Comcast regarding changes to the channel lineup effective December 15, 2009 - CTN
(City Clerk)
- H-6 [09-1073](#) Communication from Rachel Jacobi regarding a proposal to ban smoking from the Transit Center and from Ann Arbor-owned property that K-12 students visit
(City Clerk)

H-7 [09-1080](#) Specialty Food Producers Meet & Greet Event Notification - Nov 11, 2009
(City Clerk)

I The following minutes were received for file:

I-1 [09-0906](#) Planning Commission Minutes of July 21, 2009
(City Planning Commission)

I-2 [09-0967](#) Planning Commission Minutes of August 18, 2009
(Planning and Development Services)

I-3 [09-1010](#) Housing and Human Services Advisory Board Minutes - May 7, 2009
(Community Services - Jayne Miller, Area Administrator)

I-4 [09-1017](#) Public Market Advisory Commission Minutes - August 4, 2009
(Community Services - Jayne Miller, Area Administrator)

I-5 [09-1031](#) Downtown Area Citizens Advisory Council Minutes - September 2, 2009
(Downtown Development Authority - Susan Pollay, Executive Director)

I-6 [09-1032](#) Ann Arbor Downtown Development Authority Meeting Minutes - September 2, 2009
(Downtown Development Authority - Susan Pollay, Executive Director)

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: THURSDAY, NOVEMBER 5, 2009, 7:00 P.M.

REPLAYS: TBD

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.