



City of Ann Arbor

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

Meeting Agenda

City Council

Monday, October 19, 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 [09-1054](#) Presentation of the American Planning Association's "Great Places in America Award" for South Main Street
(Planning and Development Services)

INT-2 [09-1040](#) Economic Downturn and Its Impact on Housing and Homelessness
(Community Services - Jayne Miller, Area Administrator)
(Added 10/16/09)

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. Bob Dascola - Business Improvement Zone (DC-3)**
- 2. Susan Washabaugh - Argo Dam (DC-4)**
- 3. Jeff DeBoer - Argo Dam (DC-4)**
- 4. Laura Rubin - Argo Dam (DC-4)**

5. Margaret Kaczmarek - Argo Dam (DC-4)
6. Tony Iannone - Argo Dam (DC-4)
7. Ron Woodman - Argo Dam (DC-4)
8. Robert Johnson - Argo Dam (DC-4)
9. Gwen Nystuen - Argo Dam (DC-4)
10. Lee Adams - Business Improvement Zone (DC-3)

Alternates:

1. Trevor Staples - Argo Dam (DC-4)
2. Mark Breeding - Argo Dam (DC-4)

COMMUNICATIONS FROM COUNCIL

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [09-0867](#) An Ordinance Amend Chapter 55, Rezoning of 8.28 acres from PUD (Planned Unit Development District) to Revised PUD, Briarwood Lots 12 & 13, 1301 Briarwood Circle (CPC Recommendation: Approval- 8 Years and 0 Nays) (Ordinance No. ORD-09-29)
(Community Services - Jayne Miller, Area Administrator)
(See B-1)
- PH-2 [09-0957](#) Resolution to Approve Briarwood Lots 12 & 13 Amended PUD Site Plan and Development Agreement, South Side of Briarwood Circle (CPC Recommendation: Approval - 8 Years and 0 Nays)
(Planning and Development Services - Jayne Miller, Area Administrator)
(See DB-1)

- PH-3 [09-0868](#) An Ordinance to Amend Chapter 55, Rezoning of 0.6 Acres from R4C (Multiple-Family Residential Dwelling District) to PUD (Planned Unit Development District), Casa Dominick's, 808-814 Monroe Street, 700 and 706 Tappan Street and 705 Oakland Avenue, (CPC Recommendation: Approved - 8 Ayes and 0 Nays) (Ordinance No. ORD-09-30)
(Community Services - Jayne Miller, Area Administrator)
(See B-2)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [09-1038](#) City Council Regular Session of October 5, 2009
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [09-0893](#) Resolution to Approve Purchase Order to Azteca Systems (Cityworks Enterprise License and Annual Maintenance and Support Agreement FY2010) (\$60,000.00)
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-2 [09-0958](#) Resolution to Allocate \$25,000.00 in NSP Funds to Habitat for Humanity of Huron Valley, to Provide Homebuyer Education to Low-Mod Homebuyers (\$25,000.00 NSP Funds)
(Community Services - Jayne Miller, Area Administrator)
- CA-3 [09-0962](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of September 24, 2009
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-4 [09-0926](#) Resolution to Approve Purchase of Traffic Counters from Jamar Technologies Inc. and MOU with Washtenaw Area Transportation Study (\$60,417.00)
(Public Services - Sue F. McCormick, Public Services Administrator)

B ORDINANCES - SECOND READING

B-1 [09-0867](#) An Ordinance Amend Chapter 55, Rezoning of 8.28 acres from PUD (Planned Unit Development District) to Revised PUD, Briarwood Lots 12 & 13, 1301 Briarwood Circle (CPC Recommendation: Approval- 8 Yeas and 0 Nays) (Ordinance No. ORD-09-29)

(Community Services - Jayne Miller, Area Administrator)

(See PH-1)

DB-1 [09-0957](#) Resolution to Approve Briarwood Lots 12 & 13 Amended PUD Site Plan and Development Agreement, South Side of Briarwood Circle (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

(Planning and Development Services - Jayne Miller, Area Administrator)

(See PH-2)

B-2 [09-0868](#) An Ordinance to Amend Chapter 55, Rezoning of 0.6 Acres from R4C (Multiple-Family Residential Dwelling District) to PUD (Planned Unit Development District), Casa Dominick's, 808-814 Monroe Street, 700 and 706 Tappan Street and 705 Oakland Avenue, (CPC Recommendation: Approved - 8 Ayes and 0 Nays) (Ordinance No. ORD-09-30)

(Community Services - Jayne Miller, Area Administrator)

(See PH-3)

C ORDINANCES - FIRST READING

C-1 [09-0959](#) An Ordinance to Amend Chapter 55, Rezoning of 15.38 Acres from PUD to Revised PUD Briarwood Lots 14 and 15, 1201 Briarwood Circle, (CPC Recommendation: Approved - 6 Ayes and 0 Nays) (Ordinance No. ORD-09-31)

(Planning and Development Services - Jayne Miller, Area Administrator)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 [09-1044](#) Resolution Appointing Sandwich Sign Board Task Force Members

(City Council)

Sponsors: Smith

(Added 10/16/09)

- DC-2 [09-1050](#) Resolution Supporting HR 3745 - The Community Access Preservation Act to Protect Public, Educational and Government Programming and Funding
(City Council)
Sponsors: Higgins
(Added 10/16/09)
- DC-3 [09-1051](#) Resolution to Initiate the Creation of a Business Improvement Zone for South Main Street Between Huron and William
(City Council)
Sponsors: Taylor, Briere, Greden, Rapundalo, Derezhinski, Teall, Higgins, Hohnke and Smith
(Added 10/16/09)
- DC-4 [09-1052](#) Resolution Pertaining to Argo Dam
(City Council)
Sponsors: Higgins, Rapundalo and Smith
(Added 10/16/09 and Revised 10/19/09)
- DC-5 [09-1053](#) Resolution Appointing Georgetown Mall Citizens Committee
(City Council)
Sponsors: Higgins and Teall
(Added 10/16/09)
- DB **New Business - Boards and Commissions:**
- DS **New Business - Staff:**
- DS-1 [09-0897](#) Resolution to Approve Professional Service Agreement with Stantec (not to exceed \$250,000.00) for Engineering Support Services
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-2 [09-0985](#) Resolution to Authorize City Administrator to Enter Construction Contract to Remove Damaged Beams on E. Stadium Bridge over S. State (Not to Exceed \$100,000.00)
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- DS-3 [09-0986](#) Resolution Authorizing City Administrator to Enter into Agreement with DTE Energy for Relocation of Power Lines for E. Stadium Bridges Replacement Project (Not to Exceed \$340,000.00)
(Project Management Services - Sue F. McCormick)

- DS-4 [09-0955](#) Resolution to Allocate \$245,000.00 in Neighborhood Stabilization Funds to Community Housing Alternatives for Homebuyer Acquisition of Affordable Housing (\$245,000.00 NSP)
(Community Services - Jayne Miller, Area Administrator)
- DS-5 [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)
- DS-6 [09-0953](#) Resolution to Approve a Payment in Lieu of Taxes (PILOT) for Near North Limited Dividend Housing Association Limited Partnership at 626 N. Main
(Community Services - Jayne Miller, Area Administrator)
- DS-7 [09-0961](#) Resolution to Transfer Delinquent Inspection Fees to December 2009 City Tax Roll (Water Utility, Alarm, Board Up, Clean Up, Vacant Property and Housing)
(Financial and Administrative Services - Tom Crawford, CFO)
(Revised 10/19/09)
- DS-8 [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)
(Revised 10/16/09)
- DS-9 [09-1000](#) Resolution Authorizing Publication of Notice of Intent to Issue Revenue Bonds (Water Supply System Revenue Bonds)
(Financial and Administrative Services - Tom Crawford, CFO)
(Added 10/15/09)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [09-0988](#) Appointments - Confirmations
(Mayor's Office)
- E-2 [09-1058](#) Nominations and appointments 10/19/09
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM THE CITY 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 [09-0993](#) Communication from Jason Brooks Deputy Clerk of Washtenaw County regarding positions on various County boards, committees and commissions within Washtenaw County
(City Clerk)
- H-2 [09-0994](#) Communication from Janis A. Bobrin, Water Resources Commissioner regarding the list of 2009 estimated drain assessments showing the Ann Arbor City at large portion for each drainage district
(City Clerk)
- H-3 [09-0995](#) Communication from Comcast regarding changes to the channel line up effective October 27, 2009
(City Clerk)
- H-4 [09-0999](#) Communication from Peter A. Long regarding the Abatement Application of ISSYS at 3885 Research Park Drive (IDD #09-040)
(City Clerk - Jacqueline Beaudry)
- H-5 [09-1001](#) Communication from Frederick G. Eaton of Comcast of the South, Inc. regarding the Renewal of its Franchise Agreement under Section 626 of the Federal Cable Act cc: Lisa Wondrash, Communications Unit Manager
(City Clerk - Jacqueline Beaudry)
- H-6 [09-1042](#) Communication from Susan K. Friedlander regarding a protest petition concerning the rezoning of 1320 South University - Planning and development Services
(City Clerk - Jacqueline Beaudry)
- H-7 Protest Letter from Von Maur regarding the Briarwood Lots 12 & 13 Zoning
(See B-1 for copy of letter.)
- H-7 **Opposition Letter regarding Casa Dominick's**
(See B-2 for copy of letter)

I The following minutes were received for file:

- I-1 [09-0933](#) Energy Commission Minutes and Resolutions - September 8, 2009
(Energy Commission - Sue F. McCormick, Public Services Administrator)
- I-2 [09-0996](#) Elizabeth Dean Fund Committee meeting minutes of June 23, 2009
(City Clerk)

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, OCTOBER 19, 2009, 7:30 P.M.****REPLAYS: TUESDAY, OCTOBER 20, 2009 10:00 A.M. AND FRIDAY, OCTOBER 23,
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.