

City of Ann Arbor

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



Action Minutes

Monday, May 20, 2013

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.**

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:14 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Hieftje led Council in the recitation of the Pledge of Allegiance.

ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen and Councilmember Chuck Warpehoski

APPROVAL OF AGENDA

A motion was made by Councilmember Teall, seconded by Councilmember Briere, that the Agenda be approved with the addition of the following item:

CA-7 Resolution to Close N. Fourth Avenue and E. Ann Street for the 18th Annual African-American Downtown Festival, Friday, May 31, 2013 to Saturday, June 1, 2013

On a voice vote, the Mayor declared the motion carried.

RECONSIDERATION OF 413 E. HURON SITE PLAN

Approved as presented

13-0635

Motion for Reconsideration of the April 13, 2013 Vote that Approved the Resolution to Approve 413 East Huron Street Site Plan and Development Agreement, 413 East Huron Street (CPC Recommendation: Denial - 5 Years and 3 Days)

Sponsors: Taylor

A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that Council reconsider the Resolution to Approve the 413 E. Huron Site Plan. On a voice vote, the Mayor declared the motion carried.

RE-OPEN AGENDA

A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Agenda be re-opened to add the following:

Reconsidered: Resolution to Approve 413 East Huron Street Site Plan and Development Agreement, 413 East Huron Street (CPC Recommendation: Denial - 5 Yeas and 3 Nays) (See DC-4 on agenda)

On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS**INT-1 13-0628 Proclamation Honoring Vogel's Locksmith on their Centennial**

Attachments: Vogel's Locksmith centennial

Mayor Hieftje read a proclamation honoring Vogel's Locksmith on their centennial anniversary. The Vogel family members have installed security, opened safes, fixed locks and made keys for Ann Arbor residents for 100 years. Mayor Hieftje recognized and congratulated Vogel's Locksmith for their 100 years of service to the local community. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

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 - Enact fair budgeting, planning and housing policies. Prohibit discrimination in access to affordable housing. Call for the resignation of irresponsible elected officials.**

Thomas Partridge, Ann Arbor resident, addressed Council regarding enacting fair budgeting, planning and housing policies; prohibiting discrimination in access to affordable housing and he called for the resignation of irresponsible elected officials.

- 2. Odile Hugonot-Haber - Ann Arbor City Budget and Affordable Housing (DS-9)**

Odile Hugonot-Haber, 531 Third St., spoke in support of the proposed amendment to affordable housing. She said that there are a lot of people in need of affordable housing in the City. There are very few units available and a very long list of people in need, she stated.

3. Dory Boston - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Dory Boston, 1296 LeForge Rd. #133, Ypsilanti, MI, addressed Council regarding "Pizza in the Park" in Liberty Plaza. She said that the program provides free pizza and soda to the homeless, and recently the City has enacted a fee for the rental of the park in order to continue the program. Stopping the Pizza in the Park would be an injustice to the community as a whole, she stated.

4. Lily Au - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Lily Au, 682 Peninsula Ct., addressed Council regarding homelessness in Ann Arbor and funding in the budget for homelessness.

5. Caleb Poirier - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Caleb Poirier, 1327 White, addressed Council regarding the proposed fee for the Pizza in the Park program. He said that the organization that had been providing pizza as a service to the homeless community is now being assessed a \$137.00 per occurrence fee to use the park. It costs \$125.00 of donated church fund money to purchase that pizza. Mr. Poirier stated that the fee is a shelter rental fee and he does not feel that using Liberty Plaza to hand out free pizza qualifies as a shelter rental.

6. Glenn Lieding - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Glen Lieding, 1327 White St., expressed concern with the proposed fee for providing pizza in Liberty Plaza. He said that it should be the right of a non-profit organization to provide at their own expense humanitarian aid in the form of food, clothing and social support to people in public spaces, without being charged an erroneous fee.

7. Charlene Tabacchi - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Charlene Tabacchi, 1327 White St., addressed Council regarding Liberty Park and asked that the proposed fee to charge for pizza in the park be waived.

8. Steve Schiring - FY 2014 Fee Adjustments for Community Services Area (DS-7)

Steve Schiring, 1327 White St., addressed Council regarding the Pizza in the Park program. He said that pizza in the park at Liberty Plaza Park provides the opportunity for members of the community to get to know one another. By waiving any park related fees, Council would be making pizza in Liberty Plaza Park affordable and allow this service to continue.

9. Larry Deck - Ann Arbor City Budget (DS-9)

Larry Deck, 3050 Lorraine, representing the Washtenaw Bicycling and Walking Coalition, addressed Council regarding the portion of the 2014 City Budget relating to non-motorized transportation improvements. He said that the Coalition would like to see the 5% of State funds reserved for non-motorized transportation be restored for walking and biking improvements. A petition was circulated and they have received over 200 signatures supporting the request.

10. Dan Rubenstein - Ann Arbor City Budget (DS-9)

Dan Rubenstein, 429 Third St., development director of The Family Learning Institute (FLI), addressed Council regarding Human Services funding in the 2014 City Budget. He said that this funding would impact more than just Ann Arbor and specific agencies that receive funding from the City. He asked that Council not diminish the safety net that Ann Arbor citizens and wise councilmembers before them put in place for our most vulnerable citizens.

COMMUNICATIONS FROM COUNCIL**MAYOR HIEFTJE**

Mayor Hieftje asked for clarification of the changes regarding Pizza in the Park.

Community Services Area Administrator Sumedh Bahl said that he needs to get more information regarding the assessment of the fee to the program. He did note that there was some concern about the organization parking a large delivery truck on the neighboring property and that may have led to the requirement of a permit and fees.

Mayor Hieftje requested that staff relook at this issue. He stated he did not see a need for a fee to be assessed for the distribution of free pizza in Liberty Plaza.

COUNCILMEMBER PETERSEN

Councilmember Petersen said that the Ann Arbor Commission on Disability Issues successfully planted a sensory garden in memory of Pam Baker-Trostle, a former commissioner who died unexpectedly two years ago. The sensory garden was Pam's vision and the Commission has been working very hard over the past couple of years to bring this to fruition.

Councilmember Petersen said that the Commission would be considering a resolution to increase public awareness about the appropriate vernacular and "people first" language when referring to people with disabilities. This is a need that was brought to her attention earlier this week, Councilmember Petersen stated, noting that "people first" language promotes equality and public awareness.

Councilmember Petersen stated she and Councilmember Lumm would be hosting their second Town Hall meeting on June 4, 2013 at 6:30 p.m. at the Songbird Cafe on Plymouth Road. Two topics of discussion are improvements/activities to pedestrian safety that the City has done in response to their first meeting back in January. They would also present the results of the citizens' satisfaction survey that was available on their Ward 2 website.

COUNCILMEMBER BRIERE

Councilmember Briere reminded the public that there are two important public hearings scheduled for Tuesday, May 21, 2013 at the Planning Commission meeting. The first public hearing is on the City Master Plan, and the second is on the State Street Corridor Study. She said that both public hearings are important opportunities for the public to voice concerns or praise and help shape policy from the Planning Commission's view point.

An additional meeting that is important to Ann Arbor's future is scheduled for Wednesday, May 22, 2013, at 6:30 p.m. at the Ann Arbor Community Center. This would be the first of two public meetings on the recommendations of the North Main Huron River Vision Task Force. Recommendations would not be rolled out Wednesday. The goal is to present ideas; to present problems and possible ways those problems could be looked at as opportunities and to get feedback from the public to shape the recommendations that will come to Council in July. She said that it is important for people who are concerned about the Allen Creek Greenway and who are concerned about access to the parks along the Huron River to attend and

share their opinions.

COUNCILMEMBER ANGLIN

Councilmember Anglin said that councilmembers from the 5th Ward have been and continue to work on safety issues along Seventh Street as this area continues to be a safety concern for pedestrians.

COUNCILMEMBER LUMM

Councilmember Lumm said that she circulated a draft memo last week on establishing a Public Safety Task Force/Advisory Committee. It was intended to build on the draft work plans the City Administrator brought forward back in March regarding public safety. She suggested that other councilmembers provide suggestions to her before it is presented officially to Council.

MAYOR HIEFTJE

Mayor Hieftje said that an enforcement effort regarding vehicles yielding to pedestrians in crosswalks started today and would be going on for one week. Police officers would be monitoring compliance with the pedestrian crosswalk ordinance. Mayor Hieftje noted that Seventh Street is one of the crosswalks being reviewed.

Mayor Hieftje inquired about the budget for alternative transportation and non-motorized transportation. Public Services Area Administrator Craig Hupy replied that the cut from 5% to the current 2.5% was not a result of the Stadium Bridge project, but actually occurred in FY 2010 as part of an overall cut as the operation of the transportation system was exceeding available Act 51 monies.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

None.

COMMUNICATIONS FROM COUNCIL

None.

A APPROVAL OF COUNCIL MINUTES

A-1 13-0579 Regular Session Meeting Minutes of May 6, 2013

Attachments: 05-06-13 Draft Minutes, council emails 5-6-2013_Redacted

A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Regular Session Meeting Minutes of May 6, 2013 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA**Passed on consent agenda**

A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA-1 13-0502 Resolution to Approve Second Amendment to Professional Services Agreement with Aaron Seagraves as Public Art Administrator and Appropriate Public Art Fund Balance (\$5,410.00) (8 Votes Required)

Attachments: Seagraves Contract Amendment Two, Seagraves Amend One.pdf

Enactment No: R-13-150

CA-2 13-0538 Resolution to Accept Board of Insurance Administration Minutes of April 25, 2013

Enactment No: R-13-137

CA-3 13-0465 Resolution to Approve Street Closing for the NJATC Opening Ceremony Dinner - Sunday, July 28, 2013

Attachments: NJATC Opening Ceremony Dinner Map.pdf

Enactment No: R-13-138

CA-4 13-0466 Resolution to Close Street for the Townie Street Party - Monday, July 15, 2013

Attachments: Townie Street Party Map 2013.pdf, Townie Street Party Layout.pdf

Enactment No: R-13-139

CA-5 13-0484 Resolution to Approve Street Closing for the Live on Washington Event - Saturday, June 1, 2013

Attachments: Live on Washington Maps.pdf

Enactment No: R-13-140

- CA-6 13-0511** Resolution to Approve Street Closing for Sonic Lunch - Thursday, June 6, 2013
Attachments: Sonic Lunch Maps.pdf, Sonic Lunch Schedule.pdf
Enactment No: R-13-141
- CA-7 13-0497** Resolution to Close N. Fourth Avenue and E. Ann Street for the 18th Annual African-American Downtown Festival, Friday, May 31, 2013 to Saturday, June 1, 2013
Attachments: AA Downtown Festival Map.pdf
Enactment No: R-13-142

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

Unfinished Business - Council:

- C-1 13-0428** An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Chapter, which New Chapter shall be designated as Chapter 25, Video Privacy, of Title I of said Code
Sponsors: Warpehoski and Anglin
Attachments: surveillance ordinance draft 3-26-13 no markup, Lansing Report-Eyes in the Sky
A motion was made by Councilmember Warpehoski, seconded by Councilmember Anglin, that the Ordinance be approved on First Reading.
A motion was made by Councilmember Warpehoski, seconded by Councilmember Anglin, that the Ordinance be postponed until 6/17/2013. On a voice vote, the Mayor declared the motion carried.

C New Business - Staff:

- C-2 13-0471** An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-13-12)
Attachments: Chpt 29 - 2013 amendment Briefed and Approved (13-12), Chpt 29 - 2013 amendment
A motion was made by Councilmember Teall, seconded by Councilmember Lumm, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.
Enactment No: ORD-13-12

- C-3 13-0486** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.46 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), McMullen Property, 3100 Geddes Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-13-11)
- Attachments:** (13-11) McMullen Zoning Ordinance Briefed, McMullen Zoning Ordinance, 3100 Geddes Rd Staff Report with Attachments, 12/4/12 Planning Commission Minutes
- A motion was made by Councilmember Petersen, seconded by Councilmember Lumm, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-11
-
- C-4 13-0500** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.15 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Max Property, 2503 Victoria Avenue (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-13-13)
- Attachments:** (13-13) Max Zoning Ordinance Briefed, Max Zoning Ordinance, 11/7/12 Planning Staff Report, 11/7/12 Planning Commission Minutes
- A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-13
-
- C-5 13-0524** An Ordinance to Amend Section 1:581 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AAPOA related to the Dispatch Contract with Washtenaw County (Ordinance No. ORD-13-10)
- Attachments:** (13-10) Chapter 18 Employees Retirement System Ordinance Briefed, Chapter 18 Employees Retirement System Ordinance, C7224RET01-Prop-Dispatchers
- A motion was made by Councilmember Teall, seconded by Councilmember Warpehoski, that the Ordinance be approved on First Reading. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-10

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-1 13-0448 Resolution to Appoint Stephanie Buttrey as a Member of the City of Ann Arbor Greenbelt Advisory Commission

Sponsors: Taylor

Attachments: Stephanie Buttrey B and C Application, Buttrey approval letter

A motion was made by Councilmember Taylor, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-143

DC New Business - Council:

DC-2 13-0515 Resolution to Form the Ann Arbor Economic Collaborative Task Force

Sponsors: Higgins and Petersen

A motion was made by Councilmember Petersen, seconded by Councilmember Higgins, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-144

DC-3 13-0612 Resolution to Appoint Jennifer Fike as a Member of the City of Ann Arbor Greenbelt Advisory Commission

Sponsors: Taylor

Attachments: Jennifer Fike application

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be approved.

A motion was made by Councilmember Taylor, seconded by Councilmember Higgins, that the Resolution be postponed until 6/3/2013. On a voice vote, the Mayor declared the motion carried.

DC-4 13-0168

Resolution to Approve 413 East Huron Street Site Plan and Development Agreement, 413 East Huron Street (CPC Recommendation: Denial - 5 Yeas and 3 Nays)

Attachments: 413 E Huron Perspective 04-04-13, 413 Council Staff Report 4-1-13, 2/5/13 Planning Staff Report, Development Agreement Draft 4-11-13, 413 E. Huron Development Agreement Draft 3-27-13final, Development Agreement Draft 3-5-13final, 1-15-2013 City Planning Commission Minutes-413 E Huron Project, 2-5-2013 City Planning Commission Minutes-413 E Huron Project, 413 E Huron - new trash proposal, 12327Solar study, Plan Set 03-28-13, H. Scott Diels Communication, Letter_City Council 3.29.13.pdf, Ltr to Mayor and City Council Members, Ltr from Norman Hyman dated 3-14-13, Communication from Attorney Patrick Lennon, Communication from Susan Friedlaender dated may 6, Conor McNally of Carter letter dated May 3, 2013

A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Resolution be approved.

Enactment No: R-13-124

A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Resolution be amended as follows:

Last RESOLVED clause:

RESOLVED, That City Council approve the 413 East Huron Street Site Plan dated March [5] 28, 2013 AND PERSPECTIVE DRAWINGS DATED APRIL 4, 2013, upon the condition that 1) the Development Agreement is signed by all parties, and 2) all terms of the Development Agreement are satisfied.

Note: Brackets [] indicate deleted language, All CAPS indicate new language.

On a voice vote, the Mayor declared the motion carried.

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

Nays: 1 - Councilmember Anglin

Enactment No: R-13-124

The question being, the Resolution as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 6 - Mayor Hieftje, Councilmember Higgins, Councilmember Teall, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Nays: 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm and Councilmember Kailasapathy

Enactment No: R-13-124

DB New Business - Boards and Commissions:

None.

DS New Business - Staff:

- DS-1 13-0470** Resolution to Approve a Contract with Pranam Global Tech, Inc. to Replace the Roof Structure and Perform Structural Repairs at Veterans Memorial Park Ice Arena (\$535,000.00)
- Attachments:** ITB4273_bid specifications.pdf
- A motion was made by Councilmember Anglin, seconded by Councilmember Warpehoski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-145
- DS-2 13-0501** Resolution to Approve a Change Order with PK Contracting Inc. for FY13 Pavement Markings (\$60,000.00), FY14 Pavement Makings (\$40,000.00) and FY15 Pavement Markings (\$40,000.00)
- Attachments:** PK Contract.pdf
- A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-146
- DS-3 13-0506** Resolution to Approve a Change Order with Saladino Construction Company for FY13 Annual Miscellaneous Concrete (\$50,000.00), FY14 Annual Miscellaneous Concrete (\$50,000.00) and FY15 Annual Miscellaneous Concrete (50,000.00)
- A motion was made by Councilmember Teall, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-147
- DS-4 13-0522** Resolution to Approve 2013 PACE Bond Budget Amendment (8 Votes Required)
- A motion was made by Councilmember Briere, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-13-148

- DS-5 13-0481** Resolution to Approve Purchase of Backup Emergency Generator for Fire Station 6 (\$92,000.00) and Appropriate to and Amend FY13 Fire Service Unit's General Fund Budget to Fund the Project (\$38,485.00) (8 Votes Required)
- A motion was made by Councilmember Lumm, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-13-149
- CA-1 13-0502** Resolution to Approve Second Amendment to Professional Services Agreement with Aaron Seagraves as Public Art Administrator and Appropriate Public Art Fund Balance (\$5,410.00) (8 Votes Required)
- Attachments:** Seagraves Contract Amendment Two, Seagraves Amend One.pdf
- A motion was made by Councilmember Briere, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-13-150
- DS-6 13-0367** Resolution to Approve FY14 Fee Adjustments for Safety Services Area - Fire Department Service Fee Schedule
- Attachments:** Fire Fees FY14 with Amendments, Fire Fees FY14
- A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Resolution be approved.**
- Enactment No: R-13-151
- A motion was made by Councilmember Kunselman, seconded by Councilmember Anglin, to amend the Fee Schedule as follows:**
- Residential prescription burn \$[150.00] 50.00**
- Bonfire \$[150.00] 50.00**
- On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-151
- The question being, the Resolution as amended, on a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-151
- DS-7 13-0387** Resolution to Approve Fiscal Year 2014 Fee Adjustments for the Community Services Area
- Attachments:** FY14PlanningFees.xlsx.pdf, Parks and Rec FY14 Fees.pdf, Parks and Rec FY14 Comparative Fee Data.pdf
- A motion was made by Councilmember Taylor, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-13-152

DS-8 13-0425

Resolution to Approve Fiscal Year 2014 Fee Adjustments for Public Services Area - Project Management, Systems Planning, Field Operations and Customer Service

Attachments: Public Services Fee Schedule FY 14.pdf

A motion was made by Councilmember Teall, seconded by Councilmember Petersen, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-153

RECESS

Mayor Hieftje declared a recess at 8:52 p.m. and reconvened the meeting at 9:07 p.m.

DS-9 13-0482

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2014 (7 Votes Required)

Attachments: Resolution for FY14 Adopted Budget as Amended, FY14 Budget Amendments As Amended on 052013

A motion was made by Councilmember Warpehoski, seconded by Councilmember Higgins, that the Resolution be approved.

Enactment No: R-13-154

A motion was made by Councilmember Briere, seconded by Councilmember Higgins, that the Resolution be amended as follows:

Amend # 1 -

Increase FY14 Human Services Funding to FY13 Budgeted Level

WHEREAS, THE PROPOSED FY14 BUDGET INCLUDES A \$46,899 DECREASE IN FUNDING AVAILABLE FOR HUMAN SERVICES NONPROFIT ENTITIES;

WHEREAS, THE ANN ARBOR AREA COMMUNITY FOUNDATION BOARD OF DIRECTORS, THE UNITED WAY OF WASHTENAW COUNTY BOARD OF DIRECTORS, THE WASHTENAW COUNTY BOARD OF COMMISSIONERS, AND THE WASHTENAW URBAN COUNTY EXECUTIVE COMMITTEE HAVE COMMITTED TO AWARDED HUMAN SERVICES ALLOCATIONS IN FY 14 BASED UPON THE APPROVED ALLOCATIONS IN FY 12 AND FY13 BY EXTENDING THE TWO-YEAR PLAN AN ADDITIONAL YEAR;

RESOLVED, THE FY14 GENERAL FUND COMMUNITY DEVELOPMENT BUDGET BE INCREASED BY \$46,899 FOR HUMAN SERVICES FUNDING THROUGH THE ONE-TIME USE OF GENERAL FUND FUND BALANCE;

RESOLVED, COUNCIL DIRECTS STAFF TO INCORPORATE THIS REVISED FUNDING LEVEL OF \$1,244,629.00 IN FUTURE BUDGETS.

Sponsors: Briere, Kailasapathy, Warpehoski, Teall, Lumm

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-154

A motion was made by Councilmember Lumm, seconded by Councilmember Petersen, that the Resolution be amended as follows:

Amendment # 2 -

Restore Fall Leaf and Holiday Tree Pickup Services

Whereas, The city provided both of these services to residents until 2011;

WHEREAS, LEAF PICKUP IS A BASIC SERVICE THAT SHOULD BE PROVIDED TO RESIDENTS AND TAXPAYERS, PARTICULARLY GIVEN THAT TAXPAYERS PAY OVER \$11 MILLION ANNUALLY IN A SOLID WASTE MILLAGE;

WHEREAS, HOLIDAY TREE PICKUP OFFERS A CONVENIENCE TO RESIDENTS THAT CAN BE PROVIDED FOR NEGLIGIBLE COST (\$26,000.00). FURTHER, RESTORING HOLIDAY TREE PICKUP WOULD ELIMINATE THE NEED FOR RESIDENTS TO DRIVE TO THE DROP-OFF INDIVIDUALLY RESULTING IN AN ENVIRONMENTAL BENEFIT;

WHEREAS, THE ELIMINATION OF THESE SERVICES SIMPLY SHIFTED COSTS TO RESIDENTS AND RESULTED IN A LESS EFFICIENT/HIGHER NET ECONOMIC COST FOR BOTH SERVICES (LOSS OF ECONOMIES OF SCALE);

WHEREAS, THE COSTS TO PROVIDE THESE SERVICES CAN BE CONTAINED IN THE SOLID WASTE FUND BUDGET AS EXPENDITURES HAVE BEEN CONSISTENTLY BELOW BUDGET AND THE SOLID WASTE FUND HAS ACCUMULATED A LARGE UNOBLIGATED AND AVAILABLE FUND BALANCE (\$10.5 MILLION AT JUNE 30, 2012 - EQUIVALENT TO 75% OF ANNUAL SOLID WASTE EXPENDITURES AND ALSO ABOUT 75% OF THE GF FUND BALANCE WHERE EXPENDITURES ARE MORE THAN 5.5 TIMES HIGHER);

WHEREAS, CITY STAFF INDICATED FEBRUARY 25, 2013 THAT TO RESTORE LEAF PICKUP WOULD REQUIRE THE PURCHASE OF (2) STREET SWEEPERS/PUSHERS AT A ONE-TIME COST OF \$395,000.00;

WHEREAS, COUNCIL RECOGNIZES THAT THERE ARE POTENTIAL FINANCIAL RISKS THAT MAY REQUIRE USE OF FUND BALANCE, BUT THE USE OF \$395,000 (4% OF THE FUND BALANCE) IS CONSIDERED NOT MATERIAL IN LIGHT OF THE BENEFITS IT CAN DELIVER IF UTILIZED FOR THE SERVICES IN THIS RESOLUTION;

WHEREAS, CITY STAFF INDICATED THE RECURRING COSTS TO RESTORE BOTH SERVICES WOULD BE \$311,000.00 ANNUALLY (\$285,000.00 FOR (2) FALL LEAF PICKUPS, \$26,000.00 FOR HOLIDAY TREE PICKUP);

WHEREAS, THE \$311,000.00 RECURRING COST IS EQUIVALENT TO 2% OF SOLID WASTE'S \$14M ANNUAL EXPENDITURES AND CAN BE FUNDED BY REDUCTIONS IN OTHER SOLID WASTE EXPENDITURES;

RESOLVED, THAT THE RECOMMENDED FY14 BUDGET FOR THE SOLID WASTE FUND (0072) BE AMENDED TO RESTORE (2) FALL LEAF PICKUPS AND HOLIDAY TREE PICKUP SERVICES FOR RESIDENTS.

RESOLVED, THAT THE ONE-TIME EXPENDITURE OF \$395,000.00 IS FUNDED BY A ONE-TIME USE OF SOLID WASTE FUND BALANCE;

RESOLVED, THAT THE RECURRING EXPENDITURES OF \$311,000.00 FOR THE COSTS OF RESTORING LEAF AND HOLIDAY PICKUP ARE FUNDED BY \$311,000.00 REDUCTIONS IN OTHER SOLID WASTE RECURRING EXPENDITURES AS FOLLOWS:

- **\$105,000.00 REDUCTION IN FY14 BUDGET FOR TIPPING FEES TO REFLECT THE FY13 FORECAST (FY13 FORECAST \$1.516M, FY14 BUDGET \$1.621M)**
- **\$75,000.00 REDUCTION IN FIELD OPERATIONS LEAF PICKUP (\$362,223.00) AND YARD WASTE COLLECTION (\$602,225.00) BUDGETS TO REFLECT SAVINGS IN THESE AREAS THAT WILL OCCUR WITH LEAF PICKUP SERVICES RESTORED**
- **\$14,000.00 REDUCTION TO ELIMINATE THE CONTINGENCY IN FIELD OPERATIONS, WASTE OPERATIONS**
- **\$25,500.00 REDUCTION TO ELIMINATE THE BUDGET INCREASE IN THE SOLID WASTE FUND SYSTEM PLANNING ADMINISTRATION OTHER SERVICES ACCOUNTS**
- **\$15,000.00 REDUCTION IN SOLID WASTE PUBLIC SERVICES PROMOTION/INFORMATION PRINTING COSTS TO REFLECT FY13 PROJECTION (FY13 FORECAST \$20,000.00, FY14 BUDGET \$35,000.00)**
- **\$76,500.00 REDUCTION IN SOLID WASTE PUBLIC SERVICES FIELD OPERATIONS OTHER SERVICES BUDGETS TO REFLECT TRADITIONAL BUDGET UNDERRUNS IN THESE AREAS**

RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL OTHER RECURRING EXPENDITURE REDUCTIONS TO SUBSTITUTE FOR THOSE IDENTIFIED ABOVE.

Sponsors: Lumm, Petersen, Kailasapathy

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

- Yeas:** 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Petersen
- Nays:** 7 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Briere, Councilmember Taylor and Councilmember Warpehoski

Enactment No: R-13-154

A motion was made by Councilmember Kunselman, seconded by Councilmember Kailasapathy, that the Resolution be amended as follows:

Amendment # 3 -

Increase funding for Affordable Housing using DDA TIF funds

WHEREAS, THE DDA IS FORECASTED TO RECEIVE \$5[00,000]68,343.00 MORE IN TIF REVENUES THAN ANTICIPATED IN THE PROPOSED FY14 BUDGET;

WHEREAS, COUNCIL DESIRES TO SUPPORT THE PUBLIC HOUSING PROGRAM IN THE DDA AREA;

RESOLVED, THE DDA TIF FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$5[00,000]68,343.00 FOR THE PURPOSES OF CREATING A ONE-TIME TRANSFER [TO THE DDA HOUSING FUND];

RESOLVED, THE DDA HOUSING FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$[5]300,000.00 TO REFLECT COUNCIL'S DESIRE FOR THE DDA TO SUPPORT AFFORDABLE HOUSING IN THE DDA AREA.

RESOLVED, ANN ARBOR CITY COUNCIL REQUESTS THAT THE DDA ALLOCATE AT LEAST \$300,000 FOR THE REPLACEMENT OF THE LIGHT POLES ON MAIN STREET.

Sponsors: Kunselman, Lumm, Kailasapathy

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

Nays: 1 - Councilmember Taylor

Enactment No: R-13-154

RECESS

Mayor Hieftje declared a recess at 11:45 P.M. and reconvened the meeting at 11:55 P.M.

13-0482

Resolution to Adopt Ann Arbor City Budget and Related Property Tax Millage Rates for Fiscal Year 2014 (7 Votes Required)

Attachments: Resolution for FY14 Adopted Budget as Amended, FY14 Budget Amendments As Amended on 052013

A motion was made by Councilmember Briere, seconded by Councilmember Petersen, that the Resolution be amended as follows:

**Amendment # 4 -
Increase funding for Affordable Housing**

WHEREAS, THE GENERAL FUND PREVIOUSLY FUNDED A TRANSFER TO THE AFFORDABLE HOUSING FUND OF \$100,000.00 ANNUALLY;

WHEREAS, COUNCIL DESIRES TO RE-ESTABLISH FUNDING;

RESOLVED, THE GENERAL FUND COMMUNITY DEVELOPMENT EXPENDITURE BUDGET BE INCREASED BY \$100,000.00 FUNDED BY A ONE-TIME USE OF FUND BALANCE IN FY14;

RESOLVED, THE AFFORDABLE HOUSING FUND REVENUE AND EXPENDITURE BUDGETS BE INCREASED BY \$100,000.00;

RESOLVED, COUNCIL DIRECTS STAFF TO INCORPORATE THIS FUNDING IN FUTURE BUDGETS.

Sponsors: Briere, Kailasapathy, Warpehoski, Teall, Petersen

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

Nays: 1 - Councilmember Lumm

Enactment No: R-13-154

A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be Amended as follows:

Increase Police Staffing in the FY14 Budget

WHEREAS, PUBLIC SAFETY SERVICES (POLICE AND FIRE PROTECTION) ARE CORE, ESSENTIAL CITY SERVICES AND PRIORITIES VALUED HIGHLY BY RESIDENTS AND TAXPAYERS (INDIVIDUALS AND BUSINESSES);

WHEREAS, OVER THE LAST DECADE, STAFFING LEVELS IN THE POLICE DEPARTMENT HAVE BEEN REDUCED SIGNIFICANTLY, FROM 244 FTE'S IN THE FY01 BUDGET TO 146 FTE'S IN THE FY13 BUDGET;

WHEREAS, ALTHOUGH ANN ARBOR'S PUBLIC SAFETY UNITS HAVE PERFORMED EXCEPTIONALLY IN OPTIMIZING THEIR EFFECTIVENESS IN RESPONSE TO THE LOWER STAFFING, CHIEF SETO HAS INDICATED THE CURRENT DEPLOYMENT OF POLICE OFFICERS IS LARGELY REACTIVE AND SERVICE IMPROVEMENTS COULD BE ACHIEVED BY EXPANDING PROACTIVE POLICING EFFORTS;

WHEREAS, CITY COUNCIL, AT ITS DECEMBER 2012 RETREAT, ESTABLISHED FIVE PRIORITIES WITH STRONG CONSENSUS AROUND THREE (1) FISCAL DISCIPLINE (2) PUBLIC SAFETY (3) INFRASTRUCTURE;

WHEREAS, THE CITY ADMINISTRATOR PRESENTED TO COUNCIL ON MARCH 11, 2013 A FRAMEWORK AND DRAFT WORK PLANS RELATED TO EACH OF COUNCIL'S PRIORITIES. FOR POLICE, THE PLANS IDENTIFIED ONE SUCCESS MEASURE AS "POLICE OFFICERS HAVE 25-30% OF TIME AVAILABLE FOR PROACTIVE POLICING" AND INDICATED PROACTIVE POLICING WOULD ALSO CONTRIBUTE TO ACHIEVEMENT OF ANOTHER SUCCESS MEASURE - "COMMUNITY PERCEPTION OF SAFETY IS HIGH";

WHEREAS, THE DRAFT PLANS FURTHER INDICATED THAT "TO MAINTAIN THE SAME LEVEL OF SERVICES IN THE CURRENT REACTIVE POLICING MODEL AND INCREASE PROACTIVE POLICING THROUGH COMMUNITY OUTREACH ACTIVITIES, AN INCREASE IN PERSONNEL WILL BE REQUIRED";

WHEREAS, DESPITE THE HIGH PRIORITY OF PUBLIC SAFETY DESIGNATED BY COUNCIL AND THE UNDERSTANDING THAT INCREASED STAFFING IS NECESSARY TO POSITIVELY PROGRESS PROACTIVE POLICING, THE RECOMMENDED BUDGET DOES NOT REFLECT ANY INCREASE TO POLICE STAFFING LEVELS;

WHEREAS, THE COST FOR AN ADDITIONAL OFFICER IS APPROXIMATELY \$90,000 ANNUALLY;

WHEREAS, THE RECOMMENDED FY14 GENERAL FUND EXPENDITURE BUDGET FOR THE 15TH DISTRICT COURT IS \$4.38 MILLION, AN INCREASE OF \$312,000 (7.7%) OVER THE FY13 BUDGET;

RESOLVED, THAT THE RECOMMENDED FY14 BUDGET BE AMENDED TO INCREASE THE BUDGETED FTE IN THE POLICE DEPARTMENT BY THREE (FROM 146 FTE TO 149 FTE) AND INCREASE THE POLICE GENERAL FUND EXPENDITURE BUDGET BY \$270,000;

RESOLVED, THAT THE INCREASE TO THE POLICE GENERAL FUND EXPENDITURE BUDGET FOR THE THREE ADDED OFFICERS IS FUNDED BY A REDUCTION OF \$270,000 IN THE RECOMMENDED 15TH DISTRICT COURT GENERAL FUND EXPENDITURE BUDGET (RESULTING IN A 1% YEAR-TO-YEAR INCREASE IN THE COURT'S BUDGET RATHER THAN 7.7%);

RESOLVED, THAT THE ADMINISTRATOR MAY PRESENT TO COUNCIL OTHER RECURRING EXPENDITURE REDUCTIONS TO SUBSTITUTE FOR THOSE IDENTIFIED ABOVE.

Sponsors: Lumm, Kailasapathy

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 5 - Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Lumm and Councilmember Kailasapathy

Nays: 6 - Mayor Hieftje, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-13-154

A motion was made by Councilmember Briere, seconded by Councilmember Higgins, that the Resolution be amended as follows:

Amendment # 6 -

Funding for Washtenaw Health Initiative

WHEREAS, THE WASHTENAW HEALTH INITIATIVE (WHI) IS A VOLUNTARY, COUNTY-WIDE COLLABORATION OF LOCAL LEADERS FOCUSED ON HOW TO MAKE HEALTH CARE MORE ACCESSIBLE AND IMPROVE CARE COORDINATION FOR THE LOW-INCOME, UNINSURED, AND MEDICAID POPULATIONS IN WASHTENAW COUNTY BY IDENTIFYING AND, WHERE POSSIBLE, ADDRESSING GAPS;

WHEREAS, THE INITIATIVE IS FOCUSED BOTH ON TODAY AND PREPARING FOR 2014, WHEN PROVISIONS OF FEDERAL HEALTH CARE REFORM ARE EXPECTED TO GO INTO EFFECT;

WHEREAS, A MEMBERSHIP FEE OF \$10,000.00 IN FY13 WAS FUNDED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT;

WHEREAS, ADDITIONAL FUNDING IN THE AMOUNT OF \$10,000.00 NEEDS TO BE APPROPRIATED FROM THE GENERAL FUND TO THE OFFICE OF COMMUNITY DEVELOPMENT'S FY14 BUDGET FOR THIS MEMBERSHIP FEE;

RESOLVED, THAT THE OFFICE OF COMMUNITY DEVELOPMENT'S FY14 EXPENDITURE BUDGET BE AMENDED TO INCREASE \$10,000.00 TO BE FUNDED AS A ONE-TIME EXPENDITURE FROM THE GENERAL FUND FUND BALANCE.

Sponsors: Hieftje, Higgins, Briere

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-154

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be amended as follows:

Amendment # 7 -

Remove funding for Art in Public Places

WHEREAS, THE PUBLIC ART ORDINANCE IS UNDER REVISION AND WILL BE CONSIDERED BY COUNCIL ON JUNE 3RD;

WHEREAS, THE PROPOSED FY14 BUDGET WAS PREPARED IN ACCORDANCE WITH THE CURRENT ORDINANCE;

WHEREAS, THE TASK FORCE ANTICIPATES A DIFFERENT PROGRAM FOR PUBLIC ART IF THE REVISIONS ARE APPROVED;

RESOLVED, THE FY14 ART IN PUBLIC PLACES EXPENDITURE BUDGET BE REDUCED BY \$326,464.00.

Sponsors: Briere, Lumm, Kailasapathy

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Petersen

Nays: 4 - Mayor Hieftje, Councilmember Teall, Councilmember Taylor and Councilmember Warpehoski

Enactment No: R-13-154

A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be amended as follows:

Amendment # 8 -

Increase Human Services funding for Senior Meals at Miller Manor

WHEREAS, WASHTENAW COUNTY PREVIOUSLY FUNDED A MEAL PROGRAM AT MILLER MANOR;

WHEREAS, FEDERAL SEQUESTRATION HAS RESULTED IN REDUCED PROGRAM FUNDING FOR THE FOOD PROGRAM AT MILLER MANOR IN THE AMOUNT OF \$4,500.00;

WHEREAS, THE CITY WISHES TO SUPPORT THIS PROGRAM;

RESOLVED, THE GENERAL FUND COMMUNITY DEVELOPMENT EXPENDITURE BUDGET BE INCREASED BY \$4,500.00 FUNDED BY A ONE-TIME USE OF FUND BALANCE;

RESOLVED, UP TO \$4,500.00 BE TRANSFERRED TO THE AAHC IF FEDERAL FUNDS ARE NOT RESTORED IN FY14;

RESOLVED, COUNCIL DIRECTS STAFF TO INCORPORATE THIS FUNDING IN FUTURE BUDGETS IF FEDERAL FUNDS ARE NOT RESTORED.

Sponsors: Briere, Kailasapathy, Warpehoski, Teall

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-154

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be amended as follows:

Amendment # 9-

Increase funding for Sidewalk Gaps

WHEREAS, COUNCIL HAS PRIORITIZED THE CITY'S INVESTMENT IN INFRASTRUCTURE MAINTENANCE AND TRANSPORTATION IN THE URBAN CORE;

WHEREAS, COUNCIL HAS ADOPTED THE DEVELOPMENT STANDARDS FOR COMPLETE STREETS;

WHEREAS, THE CITY HAS A NUMBER OF SIDEWALK GAPS THROUGHOUT THE CITY;

WHEREAS, THE ANN ARBOR PUBLIC SCHOOLS (AAPS) REDUCED FUNDING FOR BUS TRANSPORTATION AND THERE IS AN INCREASED NUMBER OF STUDENTS USING CITY SIDEWALKS;

WHEREAS, COUNCIL DESIRES TO WORK COLLABORATIVELY WITH AAPS AND THE COMMUNITY TO PRIORITIZE WHICH SIDEWALKS TO IMPROVE;

WHEREAS, THERE IS LIMITED FUNDING AVAILABLE IN THE STREET & SIDEWALK MILLAGE FUND;

RESOLVED, THE GENERAL FUND PUBLIC SERVICES EXPENDITURE BUDGET BE INCREASED BY \$75,000.00 FUNDED BY A ONE-TIME USE OF FUND BALANCE IN FY14 TO FUND A SIDEWALK GAP PRIORITIZATION STUDY.

Sponsors: Briere, Taylor and Kailasapathy

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-154

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Briere, that the Resolution be amended as follows:

Amendment # 10 -

Supplemental Funding for Police Officer

WHEREAS, THE CITY ATTORNEY'S OFFICE ANTICIPATES A RETIREMENT IN THE LATTER PART OF FY2014 FOR AN ATTORNEY WHO PROSECUTES CIVIL INFRACTIONS ON BEHALF OF THE CITY;

WHEREAS, THE CITY ATTORNEY'S OFFICE HAS HAD FEWER FTE REDUCTIONS OVER THE PAST DECADE THAN OTHER SERVICE AREAS;

WHEREAS, THE POLICE STAFFING HAS DECLINED OVER THE PAST DECADE SUCH THAT THEY ARE A REACTIVE POLICE FORCE RATHER THAN A PROACTIVE;

RESOLVED, THE GENERAL FUND POLICE EXPENDITURE BUDGET BE INCREASED BY \$90,000.00 AND 1.0 FTE FUNDED BY A ONE-TIME USE OF FUND BALANCE FOR FY14 IN ANTICIPATION OF CONTINUING THIS FUNDING IN FUTURE BUDGETS FROM RECURRING SAVINGS FROM THE CITY ATTORNEY'S OFFICE RETIREMENT;

RESOLVED, COUNCIL DESIRES TO PROVIDE THE CITY ADMINISTRATOR DIRECTION FOR FY15 BUDGET TO REDUCE THE FTE COUNT BY 1.0 IN THE CITY ATTORNEY'S OFFICE FOR THIS POSITION.

Sponsors: Kailasapathy

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 2 - Councilmember Lumm and Councilmember Kailasapathy

Nays: 9 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski

Enactment No: R-13-154

A motion was made by Councilmember Taylorl, seconded by Councilmember Anglin, that the Resolution be amended as follows:

Amendment # 11-

Recognition of Parks Fairness Resolution with Budget Amendments

WHEREAS, ON OCTOBER 3, 2006, COUNCIL PASSED A RESOLUTION THAT, UPON APPROVAL OF THE NOVEMBER 2006 PARKS MILLAGE BALLOT INITIATIVE, THE GENERAL FUND PORTION OF THE OVERALL BUDGET SUPPORTING THE CITY'S PARK SYSTEM BUDGET WOULD NOT BE REDUCED MORE THAN THE AVERAGE OF OTHER GENERAL FUND OPERATIONS OF THE CITY IN THE NEXT 6 YEARS OF THE MILLAGE;

WHEREAS, THE BUDGET AMENDMENTS ADOPTED BY COUNCIL FOR THE FY14 BUDGET INCREASE THE GENERAL FUND EXPENDITURE BUDGET BY \$236,399;

WHEREAS, THE PARKS BUDGET SHOULD BE INCREASED \$22,977 TO ENSURE COMPLIANCE WITH THE 2006 RESOLUTION;

RESOLVED, THAT THE GENERAL FUND PARKS FY14 EXPENDITURE BUDGET BE AMENDED TO INCREASE \$22,977 TO BE FUNDED AS A ONE-TIME EXPENDITURE FROM THE GENERAL FUND FUND BALANCE.

Sponsored by: Councilmembers Taylor and Anglin

On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-154

The question being, the Resolution as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Kailasapathy, Councilmember Petersen and Councilmember Warpehoski

Nays: 1 - Councilmember Lumm

Enactment No: R-13-154

E COMMUNICATIONS FROM THE MAYOR

None.

E-1 13-0554 Appointments - Confirmations

Attachments: Susan Baskett.doc, Paras Parekh.doc, Eunice Burns.doc, Richard Norton.doc, Susan baskett app. & resume, Paras Parekh app. & resume

APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the May 6, 2013 regular session of Council:

Ann Arbor Transportation Authority

*Susan Baskett (Replacing-Jesse Bernstein)
3 Trowbridge Ct.
Ann Arbor, MI 48108
Term: May 6, 2013-May 5, 2018*

City Planning Commission

*Paras Parekh (Replacing -Eric Mahler)
1740 Maple Rd.
Ann Arbor, MI 48103
Term: July 1, 2013-June 30, 2016*

Huron River Watershed Council

*Eunice Burns (Re-Appointment)
1614 Harbal
Ann Arbor, MI 48105
Term: May 6, 2013-May 5, 2015*

*Dick Norton (Re-Appointment)
1525 Westfield
Ann Arbor, MI
Term: May 6, 2013-May 5, 2015*

*Molly Robinson (Replacing -Craig Hupy)
Ann Arbor, MI
Term: May 6, 2013-May 5, 2015*

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

E-2 13-0583 Appointment - Confirmations

Attachments: Jennifer Geer.doc, Jennifer geer app.

APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the May 6, 2013 regular session of Council:

Parks Advisory Commission

*Jennifer Geer Replacing- Tim Doyle
1517 Morton
Ann Arbor, MI 48104
Term: May 20, 2013-May 19, 2016*

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER HIGGINS

Councilmember Higgins spoke about the process for recommending new appointments to Boards and Commissions. She stated councilmembers who sit on a particular board should use Council Communications to notify Council and the public of upcoming or existing vacancies. Special mention should be made if a particular qualification or skill set is required for appointment.

Councilmember Higgins stated that applications can come through the Clerk's Office or the Mayor. The Mayor then presents recommendations to Council in a two-step process. However, Environmental Commission and Greenbelt Advisory Commission are Council nominations and appointment. These appointments come directly from councilmembers who sit on these boards, she stated. This is due to the requirements of those specific ordinances.

Mayor Hieftje replied that he would be working with the Clerk's Office to provide a one-stop location on the web for interested members of the public to view board and commission vacancies.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

H The following communications were referred as indicated:

Passed on consent agenda

A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

- H-1 13-0504 City Planning Commission Resolution Regarding Barton Pump Station Improvements Public Project Review, 1010 W. Huron River Drive**
Attachments: 4/16/13 CPC Resolution, 4/16/13 Planning Staff Report
- H-2 13-0530 Communication from Sandra S. Esler of Bodman Attorneys & Counselors regarding Notice of Intent to Establish the 401-403 N. Fourth Condominiums - Planning and Development Services**
Attachments: new condominium notice
- H-3 13-0540 Communication from the City Planning Commission to City Council - Ann Arbor City Planning Commission Resolution Accepting the R4C/R2A Recommendation Report (CPC Recommendation: Approval - 8 Yeas and 0 Nays)**
Attachments: 4/16/13 Planning Commission Resolution, 4/16/13 CPC R4C/R2A Recommendation Report
- H-4 13-0570 Communication from Tina Abbate Marzolf, CEO of the Area Agency on Aging 1-B regarding an update on the Impact of Federal Sequestration Cuts on District Constituents**
Attachments: Impact of Sequestration Cuts on District Legislators
- H-5 13-0571 Communication from Sandra Elser of Bodman Attorneys & Counselors regarding notice of Intent to Establish the 414 Main Condominiums - Planning and Development Services**
Attachments: new condominium notice
- H-6 13-0576 Communication from Pittsfield Charter Township regarding Notice of Public Hearing on Establishing a Corridor Improvement Authority (CIA) Scheduled for May 22, 2013 - Planning and Development Services**
Attachments: Pittsfield Township Public Hearing Notice
- H-7 13-0586 Communication from the State of Michigan regarding Notice of Public Hearing for Customers of DTE Electric Company, Case No. U-16892-R scheduled for May 23, 2013**
Attachments: DTE Public Hearing Notice

- H-8 13-0633** Communication from camp Take Notice for the Right to Eat and receive humanitarian Aid
Attachments: Communication from Camp Take Notice Subcommittee
- I The following minutes were received for filing:**
- I-1 13-0250** Ann Arbor Energy Commission Meeting Minutes of February 12, 2013
Attachments: FINAL Minutes Energy Commission 2-12-13
- I-2 13-0292** Park Advisory Commission Meeting Minutes of February 26, 2013
Attachments: 2-26-13 PAC Final Minutes.pdf
- I-3 13-0297** City Planning Commission Meeting Minutes of January 15, 2013
Attachments: 1-15-2013 CPC Approved Minutes with Live Links2.pdf
- I-4 13-0300** City Planning Commission Meeting Minutes of February 5, 2013
Attachments: 2-5-2013 CPC Approved Minutes with Live Links2.pdf
- I-5 13-0301** City Planning Commission Meeting Minutes of February 21, 2013
Attachments: 2-21-2013 CPC Approved Minutes with Live Links
- I-6 13-0408** Public Market Advisory Commission Meeting Minutes of 2-28-13
Attachments: 2.28.13 PMAC Minutes
- I-7 13-0409** Public Market Advisory Commission Work Session Minutes of 3-12-13
Attachments: 3.12.13 PMAC Work Session Minutes
- I-8 13-0437** Public Market Advisory Commission Budget Session Minutes of 3-9-13
Attachments: PMAC Budget Session Minutes 3.9.13
- I-9 13-0532** Ann Arbor Downtown Development Authority Minutes - April 3, 2013
Attachments: DDA Minutes 4-3-13
- I-10 13-0533** Downtown Area Citizens Advisory Council Meeting Minutes - April 30, 2013
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 043013

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Erica Briggs of the Washtenaw Biking and Walking Coalition spoke about the City's non-motorized transportation budget. She stated she has petitions with over 240 signatures requesting an increase to the budget.

Tom Partridge, City resident, expressed concern with the way his topic under Public Comment Reserved Time was written.

Mark Koroi addressed Council regarding the Downtown Citizens Advisory Council's meeting minutes. He said that they do not comply with the Open Meetings Act and that they need to be corrected and brought into compliance.

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).

None.

ADJOURNMENT

A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that the meeting Adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 1:50 a.m.

13-0679 City Council Emails - May 20, 2013

Attachments: Council 5-20-13 Emails and Redactions

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MAY 20, 2013 7:00 P.M.

REPLAYS: TUESDAY, MAY 21, 2013 10:00 A.M. AND FRIDAY, MAY 24, 2013 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, 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
- Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.

All persons are encouraged to participate in public meetings. Citizens requiring translation or sign language services or other reasonable accommodations may contact the City Clerk's office at 734.794.6140; via e-mail to: cityclerk@a2gov.org; or by written request addressed and mailed or delivered to:

**City Clerk's Office
301 E. Huron St.
Ann Arbor, MI 48104**

Requests need to be received at least forty-eight (48) hours in advance of the meeting.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's office.

**Jacqueline Beaudry
Clerk of the Council**

**Anissa R. Bowden
Recording Secretary**