



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, March 3, 2014

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.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

[14-0366](#)

Non-Motorized Plan Implementation Strategy

(City Administrator - Steven D. Powers, City Administrator)

Attachments: Memo_Report to Council Per Resolution R-13-391_2014-03-01, Mid block crosswalks downtown ped safety final memo 02282014, Non-motorized Implementation Resolution 13-391 12162013

(Added 3/3/14)

[14-0294](#)

Update from Safety Services Area Administrator

(City Administrator - Steven D. Powers, City Administrator)

Attachments: AAPD Crime Stats 2013 End, walk_bike_drive_pedestrian_twosided_card_2014

(Revised 3/3/14)

[14-0367](#)

Agenda Response Memo - March 3, 2014

(City Administrator - Steven D. Powers, City Administrator)

Attachments: Agenda Responses 3-3-14, UrbanParkCostcs, Library Lane Square Footages

(Added 3/3/14)

INT INTRODUCTIONS**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. Karen Kerry - Grant Application for Universal Access Playground at Gallup Park (CA-5)**
- 2. Odile Hugonot-Haber - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 3. Julie Grand - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 4. Ingrid Ault - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 5. Douglas Kelbaugh - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 6. Margaret Parker - Resolution to Return Uncommitted Public Art Funds to Originating Sources (DC-3)**
- 7. Alan Haber - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 8. Jeff Hayner - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)**
- 9. Frank Burdick - Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget (DS-6)**
- 10. Lily Au - Resolution to Return Uncommitted Public Art Funds to Originating Sources (DC-3)**

Alternates:

- 1. Cliff Douglas - Smoking in Outdoor Public Places (C-1)**
- 2. Tom Partridge - Amended Contract with MDOT (CA-1) and Resolution to Return Uncommitted Public Art Funds to Originating Sources (DC-3)**

CC COMMUNICATIONS FROM COUNCIL**MC COMMUNICATIONS FROM THE MAYOR**

MC-1 [14-0286](#) Appointments - Confirmations
(Mayor's Office)

MC-2 [14-0368](#) Downtown Plazas
(Mayor's Office)
Attachments: Downtown Plazas
(Added 3/3/14)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

None.

A APPROVAL OF COUNCIL MINUTES

A-1 [14-0332](#) Work Session of February 10 and Regular Session Meeting Minutes of
February 18, 2014
(Jacqueline Beaudry, City Clerk)
Attachments: 02-10-14 Draft Work Session minutes, 02-18-14 Draft Council minutes,
2-18-2014 Council emails final.pdf

CA CONSENT AGENDA

CA-1 [13-1551](#) Resolution to Approve an Amended Grant Contract with the Michigan
Department of Transportation for Work Related to the Gate and Fencing
Project at the Ann Arbor Municipal Airport (\$17,000.00)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
Attachments: MDOT Grant Contract 2013-0100A1.pdf

CA-2 [14-0208](#) Resolution to Approve the Purchase of Light Fixtures and Related
Accessories from McNaughton McKay Electric Company, for the Third
and Fourth Floors of the Guy C. Larcom City Hall Building - ITB 4319
(\$28,468.90)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
Attachments: ITB 4319 - Larcom Light Fixtures Final.pdf, ITB 4319 Bid Tabulation.pdf,
McNaughton McKay Bid.pdf

- CA-3 [14-0279](#) Resolution to Approve Emergency Increase to the Ellsworth Industries Purchase Order by \$44,702.00
(Field Operations - Craig Hupy, Public Services Area Administrator)
Attachments: Ellworth Original Resolution.pdf, Emergency PO Ellsworth Industries.pdf
- CA-4 [14-0290](#) Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00
(Field Operations - Craig Hupy, Public Services Area Administrator)
Attachments: Emergency PO ET MacKenzie.pdf
- CA-5 [14-0206](#) Resolution to Approve a Grant Application to the Michigan Department of Natural Resources Grants Management for a Universal Access Playground at Gallup Park
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: RotaryCentennialPlaygroundatGallupPark-LetterofSupport
(Attachment Added 3/3/14)
- CA-6 [14-0225](#) Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Monroe Street Fair Street Map.pdf
- CA-7 [14-0280](#) Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Take Back the Night 2014 Map.pdf

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

C Unfinished Business:

- C-1 [14-0189](#) An Ordinance to Add a New Chapter 64 (Regulation of Smoking in Outdoor Public Places) to Title VI (Food and Health) of the Code of the City of Ann Arbor
(City Council)
Sponsors: Warpehoski
Attachments: No Smoking Ordinance Amendment.pdf
(Postponed from the 2/3/14 regular session.)

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

- DC-1 [14-0278](#) Resolution to Recommend the Ann Arbor Housing Commission's Request for an Allocation from the Ann Arbor Affordable Housing Trust Fund
(City Council)
Sponsors: Briere, Hieftje and Lumm
(Postponed from the 2/18/14 regular session.)
- DC-2 [14-0277](#) Resolution to Establish a Mechanism for Implementation of the Public Art Ordinance
(City Council)
Sponsors: Briere, Petersen, Taylor, Teall and Warpehoski
(Postponed from the 2/18/14 regular session and Revised on 2/26/14)
- DC-3 [14-0219](#) Resolution to Return Uncommitted Public Art Funds to Originating Sources (\$819,005.00) (**8 Votes Required**)
(City Council)
Sponsors: Lumm, Eaton, Kailasapathy and Anglin
(Postponed from the 2/18/14 regular session. Revised 2/27/14.)
- DC-4 [14-0066](#) Resolution to Approve Amendment to Professional Services Agreement with Aaron Seagraves as Public Art Administrator (\$18,500.00) and Appropriate Funds from the Public Art Fund Balance (\$20,500.00) (**8 Votes Required**)
(Public Services - Craig Hupy, Public Services Administrator)
Attachments: Contract Amend Four - Seagraves.pdf, Update on Public art program in Ann Arbor
(Reconsidered and Postponed from the 2/18/14 regular session)

DC New Business - Council:

- DC-5 [14-0281](#) Resolution to Encourage Support to Fund the Fire Protection Grant Program
(City Council)
Sponsors: Lumm
- DC-6 [14-0334](#) Resolution Designating an Urban Public Park Location on the Library Lot Site
(City Council)
Sponsors: Anglin, Eaton, Kailasapathy and Lumm
Attachments: Public Urban Park Boundaries 021114
- DC-7 [13-1048](#) Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Takashi Concepts Michigan, LLC
(Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
- DC-8 [14-0345](#) Resolution to Waive Attorney-Client Privilege
(City Council)
Sponsors: Eaton
- DC-9 [14-0348](#) Resolution Requesting Non-Renewal of Liquor License 5492-2013 (Class C) held by Banfield A.C., Inc. d/b/a Banfield Bar & Grill (Business I.D. 3579)
(City Council)
Sponsors: Council Liquor License Review Committee and Lumm
Attachments: Banfield Findings Recommendations 20140225
(Added 3/3/14)

DB New Business - Boards and Commissions:

None.

DS New Business - Staff:

- DS-1 [14-0209](#) Resolution to Approve a Contract with Best Asphalt to Rebuild the Tennis and Basketball Courts at Clinton Park (\$133,843.00)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Clinton Park Specifications for Council

- DS-2 [14-0292](#) Resolution of Intent to Vacate a Seven-Foot Wide Strip of East Ellsworth Road Near the Corner of South State Street, and to Accept in Its Place a Grant of Easement for Nonmotorized Use **(8 Votes Required)**
(Planning and Development Services - Wendy Rampson, Planning Manager)
Attachments: Ellsworth partial vacation drawing.pdf
- DS-3 [14-0202](#) Resolution to Approve the Purchase of 18 Vehicles from Signature Ford (Macomb County Cooperative Purchasing Contract \$457,393.00)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
- DS-4 [14-0207](#) Resolution to Approve a Contract with CSM Mechanical LLC, for the Installation of a Secondary Chiller Unit in the Guy C. Larcom City Hall Building (\$160,923.00)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
Attachments: CSM - Bid Form.pdf, ITB 4318 Bid Tabulation.pdf
- DS-5 [14-0183](#) Resolution to Approve Second Amendment to Professional Services Agreement with Fishbeck, Thompson, Carr & Huber, Inc. for General Civil Engineering Services (\$148,176.00)
(Project Management Services - Craig Hupy, Public Services Area Administrator)
Attachments: Resolution R-11-227.pdf
- DS-6 [14-0188](#) Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget and Appropriate (\$122,250.00) to Support the Pedestrian Safety Task Force, and to Approve a Professional Services Agreement with Project Innovations, Inc. (\$77,400.00) **(8 Votes Required)**
(Systems Planning Services - Craig Hupy, Public Services Administrator)
Attachments: Ex. 1, Pedestrian Safety TF-Proposed Work Approach, Ex. 2, Pedestrian Safety TF-Probable Timeline
- DS-7 [14-0199](#) Resolution to Approve a Road Improvement Agreement between the City of Ann Arbor and the Board of Washtenaw County Road Commissioners for the Proposed Improvements to Ann Arbor-Saline Road, and to Appropriate Funds for the Construction of New Sidewalk (\$30,000.00) **(8 Votes Required)**
(Project Management Services - Craig Hupy, Public Services Area Administrator)
Attachments: Item 14-0199 - Project Expenses and Revenues.pdf, RIA_Ann Arbor-Saline Rd_FINAL_02-19-14.pdf, RIA_Ann Arbor-Saline Rd_FINAL_02-19-14.pdf

- DS-8 [14-0269](#) Resolution Releasing Portion of Existing Sanitary Sewer Easement and Accepting New Sanitary Sewer Easement at 3150 Boardwalk Drive from JK Ann Arbor Real Estate, LLC **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)

COMMUNICATIONS FROM COUNCIL

E COMMUNICATIONS FROM THE CITY ATTORNEY

F & G CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

F The following communications were referred as indicated:

- F-1 [13-1173](#) Ann Arbor Environmental Commission Work Plan FY 2013-2014
(Environmental Commission)
Attachments: Environmental Commission Work Plan - 2013
- F-2 [14-0221](#) Transmittal of the Final Report of the R4C/R2A Zoning District Advisory Committee
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: R4C-ACFinal-12-15-13
- F-3 [14-0233](#) Communication from Comcast regarding Channel Changes Effective March 5, 2014 - CTN
(City Clerk Services)
Attachments: comcast communication.pdf
- F-4 [14-0257](#) Communication from Marie Embry's Pattengill Elementary School Students Regarding Snow Plowing on Crestland - cc: Public Services Area
(City Clerk - Jacqueline Beaudry)
Attachments: pattengill snow letters
- F-5 [14-0282](#) City of Ann Arbor Downtown Development Authority Annual Report July 2009 - June 2010
(City Administrator - Steven D. Powers, City Administrator)
Attachments: DDA Annual Report July 2009-2010

- F-6 [14-0288](#) Notice of Intent to Establish Condominium Project Montgomery House - Planning and Development Services
Attachments: Notice of Intent o Establish Condominuum Project Montgomery House.pdf
- F-7 [14-0291](#) Press Release from Comcast Cable Regarding its Merger with Time Warner Cable - cc. Lisa Wondrash, Communications Director
(City Clerk - Jacqueline Beaudry)
Attachments: Comcast - TWC Press Release, Comcast TWC Transaction Fact Sheet
- F-8 [14-0301](#) AAATA Board Resolution for a Millage to Support the 5-Year Transit Improvement Program - File
Attachments: 13.Millage Resolution_FINAL.pdf
- G The following minutes were received for filing:**
- G-1 [13-0978](#) Historic District Commission Meeting Minutes of the July 11, 2013
(Planning and Development Services)
Attachments: 7-11-2013 HDC Minutes with Live Links
- G-2 [13-1012](#) Design Review Board Meeting Minutes of June 19, 2013
(Planning and Development Services)
Attachments: 6-19-2013 Design Review Board Minutes
- G-3 [13-1443](#) Public Market Advisory Commission Meeting Minutes of October 17, 2013
(Parks and Recreation Services - Sarah DeWitt, Market Manager)
Attachments: 10.17.13 PMAC Minutes.pdf
- G-4 [13-1534](#) Historic District Commission Meeting Minutes of December 12, 2013
(Historic District Commission)
Attachments: 12-12-2013 HDC Minutes with Live Links
- G-5 [13-1546](#) Design Review Board Meeting Minutes of November 20, 2013
(Planning and Development Services)
Attachments: 11-20-2013 Design Review Board Minutes with Live Links-Revised.pdf
- G-6 [14-0093](#) Airport Advisory Committee Minutes - November 20, 2013
(Fleet & Facilities Services - Matthew J Kulhanek)
Attachments: AAC minutes 112013a.pdf

- G-7 [14-0222](#) Greenbelt Advisory Commission Meeting of January 2, 2014
(Greenbelt Advisory Commission)
Attachments: 01-02-14 GAC Minutes
- G-8 [14-0247](#) Downtown Area Citizens Advisory Council Meeting - Minutes of February 4, 2014
(Downtown Development Authority - Susan Pollay, Executive Director)
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 020414
- G-9 [14-0248](#) Ann Arbor Downtown Development Authority Meeting - Minutes of January 8, 2014
(Downtown Development Authority - Susan Pollay, Executive Director)
Attachments: DDA Minutes January 2014
- G-10 [14-0283](#) City of Ann Arbor Economic Collaborative Task Force Minutes - February 13, 2014
(City Administrator - Steven D. Powers, City Administrator)
Attachments: Economic Collaborative Task Force Minutes 2-13-14
- G-11 [14-0284](#) Council Administration Committee Minutes - February 11, 2014
(City Council)
Attachments: Council Administration Committee Minutes 2-11-14
- G-12 [14-0285](#) Council Administration Committee Minutes - January 15, 2014
(City Council)
Attachments: Council Administration Committee Minutes 1-15-14
- G-13 [14-0249](#) Building Board of Appeals Meeting Minutes of December 19, 2013
Attachments: APPROVED BBA MINUTES 12 19 13.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MARCH 3, 2014, 7:00 P.M.

REPLAYS: TUESDAY, MARCH 4, 2014, 10:00 A.M. AND FRIDAY, MARCH 7, 2014, 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/Vid eoOnDemand.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 two (2) business days 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.