

# City of Ann Arbor

100 N. Fifth Avenue  
Ann Arbor, MI 48104  
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## Action Minutes

Monday, April 19, 2010

7:00 PM

G. C. Larcom, Jr. Municipal Building, 100 N. Fifth Avenue, 2nd Floor

City Council

**CALL TO ORDER**

*Mayor Hieftje called the meeting to order at 7:06 p.m. in the Guy C. Larcom Jr., Municipal Building, 2nd Floor Council Chambers, 100 N. Fifth Avenue.*

**MOMENT OF SILENCE**

*Council stood for a moment of silence.*

**ROLL CALL OF COUNCIL**

**Present:** 10 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski and Councilmember Carsten Hohnke

**Absent:** 1 - Councilmember Christopher Taylor

**APPROVAL OF AGENDA**

**A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that the agenda be approved with the following change:**

**Add: DC-4 Resolution to Consider Amendment to Council Rules**

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

**INT INTRODUCTIONS**

**INT-1 10-0215** Fiscal Year 2011 Budget Presentation

*City Administrator Roger Fraser gave a slide presentation and explained the proposed FY 2011 City Budget to Council. The budget is based on the two-year fiscal plan approved by Council in May 2009. A copy of the presentation is on file in the City Clerk's Office.*

- INT-2 10-0241** Presentation of the Michigan Chapter of the American Public Works Association (APWA) Project of the Year Awards to the City of Ann Arbor for the Huron Parkway - Nixon Road Intersection Improvements (Transportation, under \$2 Million) and the Harvard Drain and Nichols Arboretum Storm Water Enhancements (Environment, under \$2 Million) - Evan Pratt, OHM

*Evan Pratt, OHM, representing the Michigan Chapter of the American Public Works Association, presented Projects of the Year awards to the City of Ann Arbor for the Huron Parkway - Nixon Road Intersection Improvements and the Harvard Drain and Nichols Arboretum Storm Water Enhancements Projects. The organization focuses on providing education and leadership training for public works officials and staff members and has an awards program to recognize individual and community leadership in public works. Awards are offered in several different technical categories in differing amounts: \$0 - \$2 million for small projects, \$2 million - \$10 million for medium projects, and anything over \$10 million for large projects. The projects are evaluated in different areas including innovation, safety, and public benefit. Mr. Pratt thanked the City for its leadership and contributions in the past.*

- INT-3 10-0361** Presentation on the DDA's Public Parking & Transportation Demand Management Strategies Plan

*Susan Pollay, DDA Director, and Roger Hewitt, DDA Chair, gave a slide presentation on the DDA's Public Parking & Transportation Demand Management Strategies Plan. The goal is to expand upon an integrated set of transportation and parking approaches that support a strong, attractive, vital and diverse downtown and core area. A copy of the presentation is on file in the City Clerk's Office.*

**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. Barbara Eichmuller - Ann Arbor Housing Trust Fund (DS-9)**

*Barbara Eichmuller, 3090 Cross Creek Court, member of Housing and Human Services Advisory Board, spoke in support of the proposed resolution to allocate money with the Ann Arbor Housing Trust Fund and urged Council to pass the resolution.*

*(Councilmember Taylor arrived at 8:12 p.m.)*

**Present:** 11 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor and Councilmember Carsten Hohnke

**2. Vince Caruso - Construction Contract to ABC Paving Company for the Sylvan Avenue Permeable Pavement Project (DS-5)**

*Vince Caruso, 556 Glendale Circle, spoke in support of the proposed Resolution to award a construction contract to ABC Paving Company for the Sylvan Avenue Permeable Pavement Project, and urged Council to approve the resolution.*

**3. Lily Au - 2011 Budget (INT-1)**

*Lily Au, 682 Peninsula Court, expressed concerns regarding budget cuts to human services funding.*

**4. Raymond Detter - DDA Public Parking (INT-3)**

*Raymond Detter, 120 N. Division, spoke in support of the resolution regarding the DDA Public Parking & Transportation Demand Management Strategies Plan.*

**5. Libby Hunter - Budget**

*Libby Hunter, 827 Bruce, serenaded Council regarding her opposition to the new Police/Courts building.*

**6. David Blanchard - Re-Allocation of Ann Arbor City General Funds in Ann Arbor Housing Trust Funds (DS-9)**

*David Blanchard, Ann Arbor resident, spoke in support of the re-allocation of Ann Arbor City General Funds in the Ann Arbor Housing Trust Funds resolution.*

**7. Hal Wolfe - Street Closings for the Dexter-Ann Arbor Run (DS-11)**

*Hal Wolfe, 2045 McKinley in Ypsilanti, thanked Council for their support of the Dexter-Ann Arbor Run and explained some of the history behind the race and how it was started.*

**8. Kathy Griswold - Transportation Safety**

*Kathy Griswold, 3565 Fox Hunt Dr., addressed Council regarding the status of the King School crosswalk. She thanked the Mayor for agreeing to schedule a meeting with parents of King School students. She requested that the meeting be held as soon as possible.*

**9. Greta Brunschwyler - Thanks to City - New Executive Director of Leslie Science Center**

*Greta Brunschwyler, 1831 Traver, on behalf of the Leslie Science Nature Center, thanked Council and the City for their support of their new executive director and for their support in transitioning the center into a healthy non-profit organization.*

**10. Alan Haber - Immigrant Rights**

*Alan Haber, Ann Arbor Resident, addressed Council regarding a denial of the right of immigrant people to have a rally in Allmendinger Park on May 1, 2010. He said that it is constitutional public assembly and free speech and hoped that Council would give instruction to the Police Department to allow people to gather and express themselves on May 1, 2010.*

**COMMUNICATIONS FROM COUNCIL***COUNCILMEMBER BRIERE*

*Councilmember Briere announced that she received phone calls from organizers of the proposed march on May 1, 2010 surrounding the University of Michigan commencement address by President Obama. She said that City staff has been supportive and responsive and she was hopeful that an agreeable resolution could be found.*

*COUNCILMEMBER SMITH*

*Councilmember Smith responded to the DDA presentation regarding the proposed parking plan and residential parking permits. She expressed concern regarding the new student housing building that will bring 500 new students to the area and a potential parking problem in the Old Fourth Ward as a result.*

*COUNCILMEMBER TEALL*

*Councilmember Teall requested that the agenda be re-opened to allow for consideration of the Gallup One Stop Gas Station Site Plan and Rezoning together.*

*COUNCILMEMBER HOHNKE*

*Councilmember Hohnke updated Council regarding the Washtenaw Area Transportation Study Policy Committee (W.A.T.S.). A presentation from members of the Michigan Department of Transportation on HAWK (pedestrian activated) signals is scheduled for April 21, 2010, 9:30 a.m. at the Scio Township Hall. The meeting is available for anyone interested in more information regarding the signals. A Pilot project is planned for the signal to be used at Huron and Third near the YMCA.*

*Councilmember Hohnke reported that the Environmental, Planning and Energy Commissions met in a joint session to discuss ways the commissions could collaborate and continue to explore the sustainability of a number of different activities in the community. He thanked the organizers of the joint session and everyone who participated in the conversation.*

*COUNCILMEMBER ANGLIN*

*Councilmember Anglin updated Council on the March 16, 2010 Park Advisory Commission (PAC) meeting. He stated there was a lengthy conversation regarding the Fuller Road Project. Valid concerns were raised and there was a lot of good dialogue at the meeting on this issue. The Commission is passionate about the parks and has some concerns with the City and the University joining together to build what seems to be only a parking structure.*

*Mr. Anglin added that he shared some of the concerns, but sees the larger vision that could ultimately take place as shared by the Mayor and others. He stated that because there is no guarantee of having the trains; because the budget for other important City services is under consideration; and because of the impending \$12 million dollar expense, people continue to have concerns about the project.*

*COUNCILMEMBER TEALL*

*Councilmember Teall expressed concern with a potential issue with parking in the 4th Ward on May 1, 2010 during the U of M commencement. Councilmember Teall*

*stated that in the neighborhoods surrounding the restricted areas, she would like to see neighbors be allowed to park cars as is usually done on football Saturdays; on lawns, etc. because parking is going to be needed. Pioneer High School is not available for commencement parking because of the stormwater project and the UM Stadium will have restricted parking as well. Councilmember Teall stated she did not believe that the golf course would be available either. She directed the City Administrator to work with neighbors and suspend parking regulations for that Saturday.*

**MAYOR HIEFTJE**

*Mayor Hieftje said that a question was raised at the Council Caucus meeting on Sunday regarding the Fuller Road Station. Mayor Hieftje offered that he would be happy to talk with anyone about the need for the Fuller Road Transit Station.*

*Mayor Hieftje addressed the public regarding the proposed Human Services cuts and the comments made by a public speaker. He said that members of Council are doing their best to not implement cuts in Human Services. He pointed out that the budget situation in the State of Michigan is not good for any city or the State.*

*Mayor Hieftje also responded to lyrics of a song sang at the meeting by a public speaker. He said that to the best of his knowledge, the City of Ann Arbor has not laid off a police officer in recent history.*

**COUNCILMEMBER TAYLOR**

*Councilmember Taylor announced that the Burns Park Run is coming up on May 2, 2010 at 8:30 a.m. There are 5K and 10K runs.*

*He added to Councilmember Anglin's comments regarding the PAC Meeting. He said that commissioners of PAC listened to a very detailed presentation by Eli Cooper, Transportation Manager, about the Fuller Station and did have a certain measure of concern about the project. They focused primarily on whether the City was getting a sufficient deal with money that was being given by the Parks Department. He thanked Councilmember Anglin for bringing that up because it was an important conversation at PAC.*

**COUNCILMEMBER KUNSELMAN**

*Councilmember Kunselman mentioned that an electronic waste collection event was taking place on April 24, 2010 at Pioneer High School from 9-2 p.m. He encouraged citizens to take advantage of this opportunity.*

**COUNCILMEMBER HIGGINS**

*Councilmember Higgins said that over the weekend, they had an enforcement issue in the Allmendinger Park neighborhood where many parking tickets were issued during the UM Spring practice football game. There has been concern about whether those have been voided out. (City Administrator Roger Fraser confirmed that the tickets were voided as residents were not fully aware that UM game day restrictions were being enforced.)*

**RE-OPEN AGENDA**

A motion was made by Councilmember Teall, seconded by Councilmember Higgins, that the Agenda be re-opened. On a voice vote, the Mayor declared the motion carried.

**Consider Gallup One Stop Gas Station Site Plan (DB-1) and Gallop One Stop Gas Station Rezoning (B-1) Together**

A motion was made by Councilmember Teall, that Council Consider Gallup One Stop Gas Station Site Plan (DB-1) and Gallop One Stop Gas Station Rezoning (B-1) Together under the Ordinances - Second Reading section of the agenda. On a voice vote, the Mayor declared the motion carried.



**COMMUNICATIONS FROM THE CITY ADMINISTRATOR***PARKING CITATIONS AT ALLMENDINGER PARK*

*City Administrator Roger Fraser said that 95 tickets were issued to residents and non-residents for being in violation of a parking restriction on a football Saturday during the recent UM Spring football game. The determination had been made that they would treat the spring practice as a football weekend, but it was not well communicated with the people in the area. There were a number of tickets issued around Allmendinger Park to people parking in the street at a time when it was not legal on a football game day. There were a number of protests regarding those tickets. Staff manually went through and voided every one of those 95 tickets. Mr. Fraser clarified that not all tickets that were issued on Saturday were voided, only those that were in violation of football parking on a Saturday. Parking violations given to people for parking too close to a driveway, left wheel to curb, or parking in a posted "No-Parking Zone", are still valid and have not been changed.*

*EARTH DAY FESTIVAL*

*Mr. Fraser reminded the public that April 25th is the Earth Day Festival and is being held on the campus of Washtenaw Community College. Details can be found on [www.a2earthday.org](http://www.a2earthday.org). The event is free and everyone is encouraged to take part in the festivities.*

*HYDRANT FLUSHING*

*Hydrant flushing is scheduled for this week. Hydrant flushing is intended to make sure there is fresh water throughout the system. This results in some stirring of some of the residuals that are left in the pipes during the course of the year. There is no danger in that, but for those who experience some discoloration in their water; they are encouraged to run the cold water until it runs clear. Questions concerning the process may be directed to Field Services at 734-794-6350. Information is also available on the City's website.*

*CARBON MONOXIDE IN CITY HALL*

*On April 21, 2010, carbon monoxide monitors in the Larcom Building started to ring shortly after 1 p.m. The building was quickly evacuated and the Fire Department was asked to come in and examine the status of the building. It turned out that elevated CO readings were in both the City Hall building and in the new construction project. The speculation on the 21st was that the CO emissions had come from several factors; there were strong winds coming out of the south blowing into the building and into the enclave between the new and the old building where an excavator was working outside. At the base of the hole where the excavator was working, there were also three or four uncapped eight-inch wire feeds in the wall, causing the exhaust fumes from the excavator to come down through the wall and get captured in the building. While work was being done in the basement of City Hall, there was an opening on the south side where air was exhausting from the building at the construction site. Fumes from the diesel working out there came through and were captured in the elevator and stair towers that have their base in the basement. It was not until approximately 4 p.m. in the afternoon that they received safe readings throughout the building. Employees were allowed back in the building briefly, only to retrieve personal possessions.*

*CO emission readings were cleared overnight. A test reading was made at 6 a.m. on April 22, 2010 and it showed clear readings throughout the building and they did not*

alert employees to do anything other than to come to work. The message the day before had been, unless you hear otherwise, be here and we'll go back to work. Approximately 20 minutes after 7 a.m., the carbon monoxide detector on the first floor went off again. The few employees in the building were quickly evacuated at that time and again the Fire Department came to take readings on the floors. Readings of increased CO levels were found throughout the building. Caps had been placed on the wire feeds, the excavator was not running at that the time, but there was a propane-operated skid loader working in the basement of City Hall. Propane fueled vehicles are not supposed to emit CO. It was discovered that this particular propane-powered vehicle was emitting high levels of CO and it was probably the cause for the previous day's events because it had been brought onsite and then used shortly after the lunch hour on April 21. It took some time to evacuate the air in the building and as a precaution; employees were advised that City Hall would not be open for business the rest of the day of April 22. It was around noon before levels were comfortable to send people into the building.

That equipment was removed from the site and experimental work was done on a separate piece of equipment on Thursday afternoon so that by Friday there was reasonable assurance that they would not have to deal with CO emissions again and in fact have not had elevated readings since. Additional work has been done in ventilating the basement, so that the skid loader can continue to work with a better air flow coming from several different directions and they have also resealed both elevators and the stair towers from the basement so that there is no air movement up the stairs.

The Police operations on the first floor have been moved to trailers outside of City Hall because of the noise and disturbances. IT has its own ventilation system that is separate from the others, so it is not quite the same problem as the other first floor operations.

#### PLANNING FOR A VISIT FROM PRESIDENT OBAMA

The City is planning for a visit by President Obama next week for his speech at the UM commencement ceremonies. There are a number of security issues that will not be defined until the week before his arrival. Planning right now is still up in the air until specific directions from the staff who are working with the Federal Government become available.

#### GREAT LAKES ENVIRONMENTAL RESEARCH LAB

A large number of volunteers participated in the Great Lakes Environmental Research Lab and EPS trash day on the river. Approximately 60 people were out in the river in canoes scanning the banks and picking up trash and debris along the Huron River.

#### OPEN FOR PLAY

Leslie Park and Huron Hills Golf Courses are open for play. A spring scholarship scramble took place at Leslie Park that raised over \$3000.00 for the park's scholarship fund.

#### POLICE/COURT BUILDING UPDATE

Mr. Fraser said that the construction is on schedule for the Police/Court Building and is on budget.

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-1 10-0195** An Ordinance to Amend Chapter 55, Rezoning of 0.5 Acre from C1 (Local Business) to C2B (Business Service), Gallup One Stop Gas Station, 2955 Packard Road (CPC Recommendation: Approval - 8 Ayes and 0 Nays) (Ordinance No. ORD-10-12)  
*A public hearing was conducted on the proposed amendment to Chapter 55, Rezoning of 0.5 Acre from C1 (Local Business) to C2B (Business Service), Gallup One Stop Gas Station, located at 2955 Packard. Notice of public hearing was published April 1, 2010.*  
  
*There being no one present for comment, the Mayor declared the hearing closed.*
- PH-2 10-0280** Resolution to Approve Gallup One Stop Gas Station Site Plan, 2955 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)  
*A public hearing was conducted on the proposed Resolution to Approve Gallup One Stop Gas Station Site Plan, located at 2955 Packard Road. Notice of public hearing was published April 8, 2010.*  
  
*There being no one present for comment, the Mayor declared the hearing closed.*
- PH-3 10-0294** Resolution to Approve Plymouth Green Crossings Amended PUD Site Plan, Northwest Corner of Plymouth and Green Roads (CPC Recommendation: Technical Denial - 5 Yeas, 0 Nays)  
*A public hearing was conducted on the proposed Resolution to Approve Plymouth Green Crossings Amended PUD Site Plan, located on the northwest corner of Plymouth and Green Roads. Notice of public hearing was published April 8, 2010.*  
  
*Jim Mogensen, 3780 Green Brier, addressed Council regarding the proposed Plymouth Green Crossing amended PUD Site Plan.*  
  
*There being no further comment, the Mayor declared the hearing closed.*
- PH-4 09-1263** Resolution to Restructure and Adjust Parking Fine Schedule  
  
*A public hearing was conducted on the proposed Resolution to Restructure and Adjust Parking Fine Schedule. Notice of public hearing was published April 15, 2010.*  
  
*There being no one present for comment, the Mayor declared the hearing closed.*
- PH-5 09-1254** An Ordinance to Amend Section 10:77 (Parking Fines) of Chapter 126, Traffic, of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-10-03)  
*A public hearing was conducted on the proposed Ordinance to Amend Section 10:77 (Parking Fines) of Chapter 126, Traffic, of Title X of the Code of the City of Ann Arbor. Notice of public hearing was published April 15, 2010.*  
  
*There being no one present for comment, the Mayor declared the hearing closed.*

**RECESS**

*The Mayor declared a recess at 9:14 p.m. and reconvened the meeting at 9:27 p.m.*

**COMMUNICATIONS FROM COUNCIL***MAYOR HIEFTJE*

*Mayor Hieftje stated that the group working on the 415 W. Washington project announced that they received a small grant that would provide a facilitator for community meetings about what people in the arts community and others in the community would like to see in the building for future use. The first focus group will meet on April 28, 2010 at 9 a.m.*

1. Consideration of possible Council Rule Amendment

(See DC-4)

2. **10-0386** Resolution to Re-Appoint Members to the Greenbelt Advisory Commission

**Sponsors:** Hohnke

*Commissioner Hohnke advised Council that there are four up-coming vacancies on the Greenbelt Advisory Commission over the next few months. Peter Allen's term is expiring at the end of April and he is the real estate development professional on the commission. The environmental organization representative, the agriculture land owner representative and the public at-large representative will expire at the end of June, 2010. He stated reappointments or new appointments for these spots will be coming before Council at the next meeting.*

**A APPROVAL OF COUNCIL MINUTES**

- A-1 **10-0393** Regular Session Minutes of April 5, 2010

**A motion was made by Councilmember Teall, seconded by Councilmember Briere, that the minutes of April 3, 2010, be approved as presented. On a voice vote, the Mayor declared the motion carried.**

**CA CONSENT AGENDA**

*The following consent agenda item was removed and placed at the end of same:*

*CA-4 Resolution to Approve Contract with DTE Energy for LED Streetlight Pilot Project (\$41,267.00)*

**Passed on consent agenda**

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

- CA-1 **10-0220** Resolution to Award Contract for Barton Dam Concrete Testing and Access System to Gerace Construction Company (\$49,308.00)

Enactment No: R-10-101

- CA-2 10-0290** Resolution to Accept Board of Insurance Administration Meeting Minutes of March 18, 2010  
Enactment No: R-10-102
- CA-3 10-0304** Resolution to Convert Two-Way Traffic to One-Way Eastbound Traffic on Sylvan Avenue  
Enactment No: R-10-103
- CA-5 10-0333** Resolution to Approve the Transfer of FY 2010 and FY 2011 Human Services Funding from Neighborhood Senior Services to Catholic Social Services  
Enactment No: R-10-104
- CA-6 10-0254** Resolution to Approve a Professional Services Agreement for Construction Materials Testing with Professional Service Industries, Inc. for the 2010 Street Resurfacing Project (RFP No. 757, \$42,905.00)  
Enactment No: R-10-105
- CA-4 10-0316** Resolution to Approve Contract with DTE Energy for LED Streetlight Pilot Project (\$41,267.00)  
**A motion was made by Councilmember Smith, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**  
Enactment No: R-10-106

**B ORDINANCES - SECOND READING****Passed on consent agenda**

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

- B-1 10-0195** An Ordinance to Amend Chapter 55, Rezoning of 0.5 Acre from C1 (Local Business) to C2B (Business Service), Gallup One Stop Gas Station, 2955 Packard Road (CPC Recommendation: Approval - 8 Ayes and 0 Nays) (Ordinance No. ORD-10-12)
- DB-1 10-0280** Resolution to Approve Gallup One Stop Gas Station Site Plan, 2955 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)  
Enactment No: R-10-107
- B-2 09-1254** An Ordinance to Amend Section 10:77 (Parking Fines) of Chapter 126, Traffic, of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-10-03)  
**A motion was made by Councilmember Kunselman, seconded by Councilmember Briere, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.**

**C ORDINANCES - FIRST READING**

None.

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

**DC-1 10-0279** Resolution to Transfer Ownership of a 2008 Class C Liquor Licensed Business Located at 3010 S. State Street, from Brinker Michigan, Inc. to Mac Acquisition, LLC - d/b/a Ramano's Macaroni Grill

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

Enactment No: R-10-108

**DC-2 10-0359** Resolution for a New Outdoor Service Area (2nd area) Located on City Sidewalk at 309-311 S. Main from Northern United Brewing Company, LLC - d/b/a Jolly Pumpkin  
*Councilmember Taylor informed Council that his law firm represents Northern United Brewing Company, LLC and asked that he be recused from voting on this matter.*

*A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that Councilmember Taylor be recused from voting on this resolution. On a voice vote, the Mayor declared the motion carried and Councilmember Taylor was recused from voting on this resolution.*

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

Enactment No: R-10-109

**DC-3 10-0397** Resolution to Appropriate an Additional \$233,000.00 and Approve the Allocation of \$313,000.00 in Ann Arbor Housing Trust Funds for Three Permanent Housing Projects (8 Votes Required)

**Sponsors:** Smith

**A motion was made by Councilmember Rapundalo, seconded by Councilmember Smith, that the Resolution be approved.**

**A motion was made by Councilmember Kunselman that the resolution be separated into separate motions for each Resolved Clause. The motion failed with a lack of support.**

**On a voice vote, the Mayor declared the original motion carried unanimously, thus satisfying the eight-vote requirement.**

Enactment No: R-10-110

**DC-4 10-0411** Resolution to Consider Amendment to Council Rules

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

Enactment No: R-10-111

**DB New Business - Boards and Commissions:**

**DB-2 10-0294** Resolution to Approve Plymouth Green Crossings Amended PUD Site Plan, Northwest Corner of Plymouth and Green Roads (CPC Recommendation: Technical Denial - 5 Yeas, 0 Nays)

**A motion was made by Councilmember Rapundalo, seconded by Councilmember Derezinski, that the resolution be approved.**

**A motion was made by Councilmember Rapundalo, seconded by Councilmember Derezinski, that the Resolution be postponed until 5/17/2010. On a voice vote, the Mayor declared the motion carried.**

**DS Old Business - Staff:**

**DS-1 10-0259** Resolution to Approve Ann Arbor Public Art Commission Bylaws and Guidelines

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

Enactment No: R-10-112

**DS-2 09-1263** Resolution to Restructure and Adjust Parking Fine Schedule

**Councilmember Briere moved, seconded by Councilmember Taylor, that the resolution be approved.**

**A motion was made by Councilmember Smith, seconded by Councilmember Briere, that the Resolution be postponed until 5/17/2010. On a voice vote, the Mayor declared the motion carried.**

**New Business - Staff:**

**DS-3 10-0272** Resolution to Award a Construction Contract to Douglas N. Higgins, Inc. (\$878,600.05; Bid No. 4073) for the Georgetown Boulevard Improvements Project

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

Enactment No: R-10-113

- DS-4 10-0346** Resolution to Submit Funding Applications under the Local Bridge Program to Replace the E. Stadium Bridges
- A motion was made by Councilmember Teall, seconded by Councilmember Higgins, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-114
- DS-5 10-0278** Resolution to Award a Construction Contract to ABC Paving Company \$343,875.25; Bid No. ITB-4076) for the Sylvan Avenue Permeable Pavement Project
- A motion was made by Councilmember Teall, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-115
- DS-6 10-0292** Resolution to Approve a Contract to Accept Grant Funds from the Clean Energy Coalition's Michigan Green Fleet Project (\$540,500.00 Federal Funds)
- A motion was made by Councilmember Briere, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-116
- DS-7 10-0269** Resolution to Approve Agreement for the Provision of Law Enforcement Services to the Ann Arbor Transportation Authority by the City of Ann Arbor (\$135,000.00 2-year Contract)
- A motion was made by Councilmember Derezinski, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-117
- DS-8 10-0271** Resolution to Accept, Approve and Appropriate the 2009 Assistance to Firefighters Grant from the U.S. Department of Homeland Security to the Ann Arbor Fire Department (\$72,519.00) and Establish a Major Grant Fund Account for the Project (8 Votes Required)
- A motion was made by Councilmember Teall, seconded by Councilmember Derezinski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with eight members voting, thus satisfying the eight-vote requirement. (Higgins, Briere, Smith absent from voice vote)**
- Enactment No: R-10-118
- DS-9 10-0334** Resolution to Approve a Re-Allocation of \$30,500.00 in Ann Arbor City General Funds (R-09-140) with \$30,500.00 in Ann Arbor Housing Trust Funds (AAHTF) (R-09-431)
- A motion was made by Councilmember Rapundalo, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-119



- DS-10 10-0356** Resolution Approving Project Area and Project District Area and Confirming Appointment of Additional EDC Directors (Glacier Hills, Inc. Project)  
*Councilmember Taylor asked that he be recused from voting on this resolution due to conflict of interest.*
- A motion was made by Councilmember Teall, seconded by Councilmember Hohnke, that Councilmember Taylor be recused from voting on this resolution due to conflict of interest. On a voice vote, the Mayor declared the motion carried and Councilmember Taylor was recused.*
- A motion was made by Councilmember Rapundalo, seconded by Councilmember Derezinski, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-120
- DS-11 10-0273** Resolution to Approve Street Closings for the Dexter-Ann Arbor Run on Sunday, June 6, 2010
- A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-121
- DS-12 10-0328** Resolution to Approve Street Closings for the 2010 Rolling Sculpture Car Show - Friday, July 9, 2010
- A motion was made by Councilmember Teall, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-122
- DS-13 10-0354** Resolution to Approve Street Closings for the 2010 Ann Arbor Art Fair - July 20 at 7:00 A.M. Through July 25, 2010 at 12:00 P.M.
- A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-10-123
- DS-14 10-0355** Resolution to Close Street for the Townie Street Party - Monday, July 19, 2010
- 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.**
- Enactment No: R-10-124
- DS-15 10-0331** Resolution to Approve Amendment of Contract for AAPD In-Car Video Project (NTE \$181,500.00/ \$351,500.00 total contract) and Increase the Established Project Budget (\$196,000.00/\$366,000.00 total budget)
- A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-10-125

**DS-16 10-0362**

Resolution to Authorize Solicitor/Peddler and Sidewalk Occupancy Permit Limitations for the May 1, 2010 University of Michigan Commencement

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

Enactment No: R-10-126

**DS-17 10-0363**

Resolution Authorizing Staff to Review and Approve the University of Michigan Temporary Traffic Control Plan for the May 1, 2010 Commencement

*Jim Kosteva from the University of Michigan thanked the City staff who have worked with the University regarding President Obama's visit.*

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

Enactment No: R-10-127

**DS-18 10-0403**

Resolution to Establish May 22, 2010 as the Caucus Date of the Ann Arbor Libertarian Party for the Purpose of Nominating Candidates for the November 2, 2010 General Election Ballot

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

Enactment No: R-10-128

## **E COMMUNICATIONS FROM THE MAYOR**

E-1 10-0352 Appointment - Confirmations

**Sponsors:** Hieftje

APPOINTMENTS APPROVED

*Mayor Hieftje recommended the following appointments at the April 19, 2010 regular session of Council:*

*Airport Advisory Commission*

*Carl Loomis Re-Appointment  
1541 Newport creek Dr.  
Ann Arbor, MI 48103  
Term: April 19, 2010 - April 19, 2013*

*Wilson P. Tanner III  
1302 Granger Ave.  
Ann Arbor, MI 48104  
Term: April 19, 2010 - April 19, 2013*

*Energy Commission*

*Brigit Macomber Replacing-Phyllis Englebert  
2036 Delafield Dr.  
Ann Arbor, MI 48105  
Term: April 19, 2010 - December 7, 2012*

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

E-2 10-0407 4/19/10 Appointments & Nominations

**Sponsors:** Hieftje

APPOINTMENTS APPROVED

*Mayor Hieftje recommended the following appointments to be approved in a one-step process:*

*Ann Arbor Housing Commission*

*Sasha Wombley (Position-Resident )  
Ann Arbor, MI  
Term: [May 3, 2010] April 19, 2010 - May 4, 2015*

**A motion was made by Councilmember Derezinski, seconded by Councilmember Smith, that the Appointment be approved as a one-step process. On a voice vote, the Mayor declared the motion carried.**

## COMMUNICATIONS FROM COUNCIL

**F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

- F-1 10-0326** Status of Downtown Development District Liquor Licenses Approved and Issued in the City of Ann Arbor  
*Filed.*

**G COMMUNICATIONS FROM THE CITY ATTORNEY**

- G-1 10-0327** Council Rule Amendment for Consideration under Council Rule 19  
*Filed.*

**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 Teall, seconded by Councilmember Hohnke, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.**

- H-1 10-0345** Communication from MDOT & SEMCOG regarding the Ann Arbor-Detroit Rail Project  
*Filed.*

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

- I-1 09-0590** City Planning Commission Minutes of May 19, 2009 and June 2, 2009
- I-2 09-0610** City Planning Commission Minutes of May 5, 2009
- I-3 09-0737** City Planning Commission minutes of June 16, 2009.
- I-4 09-0738** City Planning Commission Minutes of July 7, 2009.
- I-5 10-0109** Greenbelt Advisory Commission Minutes of January 13, 2010
- I-6 10-0276** Public Market Advisory Commission Minutes - September, 2009; October, 2009; November, 2009; December, 2009; January, 2010, February, 2010
- I-7 10-0301** Cable Commission Minutes of January 26, 2010

- I-8      10-0332      Ann Arbor Housing Commission Meeting Minutes - February 18, 2010, March 10, 2010.
- I-9      10-0353      Recreation Advisory Commission Minutes - March 2, 2010  
*Filed.*

**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

*Steven Ranzini, president of the Ann Arbor Economic Development Corporation and president of University Bank, thanked Council for their vote to move forward with Glacier Hills bond project.*

**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 Briere, seconded by Councilmember Derezinski, that the meeting be adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 11:00 p.m.**

- 10-0436      Council Emails from April 19, 2010

**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

**LIVE: MONDAY, APRIL 19, 2010 AT 7:00 P.M.**

**REPLAYS: TUESDAY, APRIL 20, 2010 AT 10:30 A.M. AND FRIDAY, APRIL 23, 2010 AT 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.**

**Jacqueline Beaudry**  
**Clerk of the Council**

**Anissa R. Bowden**  
**Recording Secretary**