



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, October 17, 2011

7:00 PM

City Hall, 301 E. Huron Street, 2nd Floor

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 Update from Ellen Schulmeister, Director of the Washtenaw County Shelter

INT-2 [11-1353](#) Proclamation for NAP Volunteer of the month-Meg Crawley
(Mayor's Office)
(Added 10/17/11)

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 - End discrimination and corruption by government and business. Recall Republicans and Republican acting Democrats. Require all housing developments to provide affordable housing. (DC-2, DB-2, I-6)**
- 2. Karen Sidney - Streets and Sidewalks (DC-1)**
- 3. Lily Au - Human Service Fund (DC-7)**
- 4. Kermit Schlansker - energy Farm Research and Development**

5. Libby Hunter - Fuller Park
6. Alan Haber - Library Green
7. Scott Munzel - PUD Approval Standards

COMMUNICATIONS FROM COUNCIL**COMMUNICATIONS FROM THE CITY ADMINISTRATOR****PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-1 [11-1134](#) Resolution to Approve the Hofmann Annexation, 0.38 Acre, 1643 and 1645 South State Street (CPC Recommendation: Approval - 8 Years and 0 Days)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Hofmann_Annex-Zoning_Staff_Report_with_Attachments.pdf

(See DB-1)

- PH-2 [11-1221](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Arbor Networks

(Financial and Administrative Services - Tom Crawford, CFO)

Attachments: arbor networks abatement app.pdf, arbor networks equip list.pdf, arbor networks abate agreement

(See DS-1)

COMMUNICATIONS FROM COUNCIL**A APPROVAL OF COUNCIL MINUTES**

- A-1 [11-1321](#) Regular Session of October 3, 2011 and Working Session of October 10, 2011

(City Clerk - Jacqueline Beaudry)

Attachments: 10-03-11 Draft Minutes.pdf, council e-mails.pdf, 10-10-11 Draft minutes.pdf

CA CONSENT AGENDA

- CA-1 [11-1159](#) Resolution to Authorize the City Administrator, or Designee, to Sign Lien Discharges, Sign Subordinations, and Forgive Liens for Affordable Housing Single Family Owner Housing Programs
(Community Services - Sumedh Bahl, Area Administrator)
- CA-2 [11-1194](#) Resolution to Authorize a Service Purchase Order with Coach's Catastrophe Cleaning & Restoration Services for Cleaning and Sanitation Services for Sanitary Sewer Backups at Single and Multi-Family Dwellings Bid No. ITB-4135 (\$70,000.00/Year)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
Attachments: Policy on Offering Sanitation.pdf
- CA-3 [11-1217](#) Resolution to Transfer Delinquent Water Utility, Board Up, Clean Up, Vacant Property and Housing Inspection Fees to the December 2011 City Tax Roll
(Financial and Administrative Services - Matthew V. Horning)
Attachments: 12-11 Taxroll Schedule A, 12-11 Taxroll Schedule A Revised
- CA-4 [11-1231](#) Resolution to Approve a Contract with Protech for Cleaning and Repackaging of Police Property Evidence (\$66,400.00)
(Police Services - Chief Barnett Jones, Safety Services Area Administrator)
Attachments: ITB Property Decon 2.pdf
- CA-5 [11-1259](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of September 22, 2011
(Financial and Administrative Services - Tom Crawford, CFO)

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

- C-1 [11-1227](#) An Ordinance to Amend Sections 7:151(5), 7:153(3), 7:153(5), 7:155(3), 7:167(5), 7:172(4) of Chapter 85, Taxicabs, Title VII of the Code of the City of Ann Arbor to Clarify Requirements for Taxicab Drivers and Vehicles
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Taxicab Ord Amend

- C-2 [11-1264](#) An Ordinance to Amend Sections 1:552.1(19), Section 1:561(c), Section 1:562(2), Section 1:565, Section 1:567, Section 1:568, Section 1:572, and Section 1:592(b) of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AFSCME and Ann Arbor Police Officers Association Bargaining Units
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Chpt 18 FAC am AFSCME AAPOA
- C-3 [11-1267](#) An Ordinance to Amend Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor to Include Negotiated Changes for New Hires in AFSCME and AAPOA
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Chpt 21 Access Only AFSCME AAPOA
- C-4 [10-0253](#) An Ordinance to Amend Chapter 55, Rezoning of 1.23 Acres from R4C (Multiple-Family Dwelling) to PUD (Planned Unit Development), Heritage Row PUD, 407-437 S. Fifth Avenue (CPC Recommendation: Approval - 6 Ayes, 2 Nays) (Ordinance No. 10-13) (**8 Votes Required**)
(Community Services - Sumedh Bahl, Interim Area Administrator)
Attachments: C-4 Heritage Row Ordinance.pdf, Heritage Row Ordinance Briefed, Heritage Row Comparison Chart, Heritage Row Supplemental Regs Revised 10-14-11 Mark-up 2 of 3, Heritage Row Supplemental Regs Revised 10-14-11 Clean, Heritage Row Ordinance.doc, HeritageRowSupport4-20-10.docx, Heritage Row 3-16-10 CPC Minutes.doc, Heritage Row Staff Report 03-16-10 w/Attachments, Communication from Alex DePerry, Protest Petitions Regarding Heritage Row, heritage row petition, Heritage Row 8 Votes Memo, communication from peri & patty gaggis regarding heritage row, Heritage Row Zoning Notice, Heritage Row Zoning Letter to Owner, Heritage Row Zoning Letter to Residents, Heritage Row PUD Labels
(Reconsidered and Postponed at the 10/3/11 Regular Session; Revised 10/14/11)

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

- DC-1 [11-1192](#) Resolution of Intent on the Use and Administration of Street and Bridge Resurfacing and Reconstruction and Sidewalk Repair Millage Funds
(City Council)
Attachments: Street Millage Resolution Attachment A as Amended on October 3, 2011.pdf, Street millage Resolution Attachment A as Amended.pdf, Street millage Resolution Attachment A.pdf
(Postponed from the 9/19/11 and 10/3/11 Regular sessions)

DC New Business - Council:

- DC-2** [11-1336](#) Resolution to Approve City Place Landscape Modification Request, 407-437 South Fifth Avenue
(Community Services - Sumedh Bahl, Area Administrator)
Sponsors: Derezinski
Attachments: Landscape Modification Request.pdf
(Added 10/13/11)
- DC-3** [11-1349](#) Resolution to Appoint a Member to the Local Development Financing Authority
(City Council)
Sponsors: Rapundalo
(Added 10/14/11)
- DC-4** [11-1261](#) Resolution to Approve a Request from Silvio's Organic Pizzeria, Inc. for a Dance Permit and New Outdoor Service Area (1 Area) to be Held in Conjunction with a 2011 Tavern Liquor Licensed Business, Located at 715 N. University, d/b/a Silvio's Organic Pizzeria
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 10/14/11)
- DC-5** [11-1262](#) Resolution to Approve a Request to Transfer Ownership of a 2010 Class C Liquor Licensed Business, located at 415 N. Fifth Ave., from Eve-The Restaurant, LLC to Zingerman's Delicatessen, Inc. and a Request for a New Dance-Entertainment Permit
(City Clerk Services - Jacqueline Beaudry, City Clerk)
Sponsors: Council Liquor License Review Committee
(Added 10/14/11)
- DC-6** [11-1345](#) Resolution to Approve City Place Revised Building Elevations (407-437 South Fifth Avenue)
(Community Services - Sumedh Bahl, Area Administrator)
Sponsors: Derezinski
Attachments: APPROVED ELEVATIONS, PROPOSED ELEVATIONS
(Added 10/14/11)

- DC-7 [11-1351](#) Resolution to Provide Supplementary Funding for the Warming Center at the Delonis Center (\$25,000.00) **(8 Votes Required)**
(City Council)
Sponsors: Hieftje, Briere, Rapundalo and Smith
(Placeholder Added 10/14/11 and Revised 10/17/11)
- DC-8 [11-1041](#) Resolution to approve an Agreement with the Michigan Department of Transportation for the E. Stadium Boulevard Bridges Replacement Project
(Project Management Services - Sue F. McCormick, Public Services Administrator)
Sponsors: Teall and Higgins
Attachments: e stadium boulevard bridges replacement - bid tabulation - 110930.docx
(Added 10/17/11)
- DB New Business - Boards and Commissions:**
- DB-1 [11-1134](#) Resolution to Approve the Hofmann Annexation, 0.38 Acre, 1643 and 1645 South State Street (CPC Recommendation: Approval - 8 Years and 0 Days)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Hofmann_Annex-Zoning_Staff_Report_with_Attachments.pdf
(See PH-1)
- DB-2 [11-1255](#) Resolution to Approve Ann Arbor City Apartments PUD Revised Elevations, 221 W. Washington
(Community Services - Sumedh Bahl)
Attachments: AACA elevation memo from Village Green, AACA 2008 elevations, AACA proposed elevations
- DB-3 [11-1140](#) Resolution to Approve Purchase Agreement for the Purchase of Development Rights on the Duane J. Thomas Trust and Judith A. Lobato Trust Property in Scio Township and Appropriate Funds in the Amount of \$140,367.00 **(8 Votes Required)**
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Thomas Protected.pdf
- DS New Business - Staff:**

- DS-1 [11-1221](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Arbor Networks
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: arbor networks abatement app.pdf, arbor networks equip list.pdf, arbor networks abate agreement
(See PH-2) (Revised 10/13/11)
- DS-2 [11-1062](#) ~~Resolution for Approval of Amendment No. 1 to the Professional Services Agreement with Stantec Consulting Michigan, Inc. (\$448,675.00) for the Barton and South Industrial Pump Stations Electrical Improvements Project~~
(Public Services - Sue F. McCormick, Public Services Administrator)
(Deleted from Agenda on 10/14/11)
- DS-3 [11-1160](#) Resolution to Approve the Purchase of Ice Control Salt through Michigan Delivering Extended Agreements Locally (MDEAL) FY12 from Morton Salt, Inc. (\$128,910.00) and The Detroit Salty Company, LLC (\$156,748.00)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
- DS-4 [11-1161](#) Resolution Authorizing the Purchase of Bituminous Paving Material, ITB - #4180 Barrett Paving Materials, Inc. (\$150,000.00 Annually)
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
Attachments: Bid Tab # ITB-4180.pdf
- DS-5 [11-1195](#) Resolution to Authorize a Service Purchase Order with The Bostwick Company for the Water Utilities Street Repair Program Bid No. ITB-4186 (\$197,500.00/Year)
(Field Operations Services - Sue F. McCormick, Public Services Admin)
- DS-6 [11-1220](#) Resolution to Approve an Agreement with the Michigan Department of Transportation for the Packard Road and Hill Street Improvements Project
(Project Management Services - Homayoon Pirooz, Manager)
Attachments: MDOT Packard-Hill Revenue-Expenditures.pdf

E COMMUNICATIONS FROM THE MAYOR

- E-1 [11-1268](#) Appointments & Nominations
(Mayor's Office)

- E-2 [11-1352](#) 10/17/11 Appointments & Nominations
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

G COMMUNICATIONS FROM THE CITY ATTORNEY

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

H The following communications were referred as indicated:

- H-1 [11-1245](#) Communication from the State of Michigan Public Service Commission regarding notice of hearing for the Electric Customers of the Detroit Edison Company in Case No. U-16357 scheduled for September 30, 2011

(City Clerk Services)

Attachments: DTE Communication U-16357
- H-2 [11-1337](#) Communication from Councilmember Anglin regarding Council File 11-1219 Easement Grant to DTE Energy on the October 3, 2011 City Council Agenda

(City Clerk - Jacqueline Beaudry)

Attachments: CM Anglin's comments on DTE easement.pdf
- H-3 [11-1339](#) Communication dated October 12, 2011 from the Employees' Retirement System Board of Trustees regarding City Proposal 3 on the November 8, 2011 Ballot

(City Clerk - Jacqueline Beaudry)

Attachments: City Council Letter from Pension Board 10-2011.pdf
- H-4 [11-1350](#) Communication from Dawn Vogel, Home Services Manager, of the Neighborhood Senior Services, a program of Catholic Social Services of Washtenaw regarding programs services the offer to older adults

(City Clerk)

Attachments: neighborhood senior services program
(Added 10/14/11)

I The following minutes were received for file:

- I-1 [11-1110](#) Historic District Commission Meeting Minutes of the June 9, 2011
(Planning and Development Services)
Attachments: 6-9-2011 HDC Approved Minutes
- I-2 [11-1177](#) Historic District Commission Meeting Minutes of the July 14, 2011
(Planning and Development Services)
Attachments: 7-14-2011 HDC Approved Minutes
- I-3 [11-1205](#) Airport Advisory Committee Minutes - July 20, 2011
(Fleet & Facilities Services - Matthew J Kulhanek, Manager)
Attachments: AAC minutes 072011.pdf
- I-4 [11-1207](#) Airport Advisory Committee Special Meeting Minutes - August 17, 2011
(Fleet & Facilities Services - Matthew J Kulhanek, Manager)
Attachments: AAC minutes 081711.pdf
- I-5 [11-1240](#) Ann Arbor Housing Commission Regular Board Meeting Minutes -
August 17, 2011
(Nicholas Coquillard, Interim Executive Director, Ann Arbor Housing Commission)
Attachments: Aug 17 Board Meeting Minutes - Approved - Sept 21 2011.pdf
- I-6 [11-1243](#) Ann Arbor Housing Commission Minutes of Special Board Meeting -
August 31, 2011
(Nicholas Coquillard, Interim Executive Director)
Attachments: Aug 31 Special Board Meeting Minutes - Approved - Sept 21 2011.pdf
- I-7 [11-1251](#) Cable Communication Commission Meeting Minutes of May 24, 2011
(Community Television Network)
Attachments: CCCMinutesMay242011
- I-8 [11-1258](#) Ann Arbor Public Art Commission Meeting Minutes - August 24, 2011
(Public Services - Sue F. McCormick, Public Services Administrator)
Attachments: AAPAC Meeting Minutes Aug 2011.pdf
- I-9 [11-1273](#) Parks Advisory Commission Meeting Minutes - July 19, 2011
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: APPROVED PAC Minutes -07-19-11.doc

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

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).

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, OCTOBER 17, 2011, 7:00 P.M.

REPLAYS: TUESDAY OCTOBER 18, 2011, 10:00 A.M. AND FRIDAY, OCTOBER 21, 2011, 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.

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.