



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
www.a2gov.org

Meeting Agenda City Council

Monday, April 21, 2008

7:00 PM

G. C. Larcom, Jr. Municipal Bldg. 2nd Flr.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [08-0358](#) Update on AATA - David Nacht
(Mayor's Office)

INT-2 [08-0430](#) Proclamation Honoring Northside Elementary Classroom #306
(Mayor's Office)

INT-3 Budget Presentation - Roger Fraser, City Administrator

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. Christian Wickram - Chicken Ordinance**
- 2. Claudia Figueroa - Chicken Ordinance**
- 3. Rick Richter - Chicken Ordinance**

4. **Kermit Schlansker - Responsibility**

5. **Tom Partridge - Historic positive democratic change needed. Enact true regional affordable public transportation, housing, education, and health care.**

6. **John Lagos - Boulevard Heights Alley (DS-1)**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 [08-0284](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section which Shall be Designated as Section 8:425.14 of Chapter 103 (Historic Preservation) of Title VIII of Said Code to Establish the Broadway Historic District (Ordinance No. ORD-08-14)

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

(See B-1)

PH-2 [08-0285](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section which shall be Designated as Section 8:425.15 of Chapter 103 (Historic Preservation) of Title VIII of said Code to Establish the 1001-1013 Broadway Historic District (Ordinance No. ORD-08-12)

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

(See B-2)

PH-3 [08-0382](#) Resolution to Approve Mercedes Benz Planned Project Site Plan, 3.12 Acres, 3953 Research Park Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

(See DB-1)

PH-4 [08-0349](#) Public Hearing on Housing and Human Services Needs for the Housing and Urban Development (HUD) Consolidated Strategy and Plan - FY 2008/2009 One Year Action Plan

(Community Services - Jayne Miller, Area Administrator)

(See F-1)

PH-5 [08-0316](#) Resolution to Approve Commercial Applicator Registration Fee

(Public Services - Sue F. McCormick, Area Administrator)

(See DS-3)

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

- A-1 [08-0404](#) Regular Session of April 7, 2008
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [08-0186](#) Resolution to Approve a Purchase Order to Service Electric Supply for Three Motor Control Starters (\$28,000.00)
(Public Services - Sue F. McCormick, Area Administrator)
- CA-2 [08-0333](#) Resolution to Approve a Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. (\$96,538.00) for the Design of Stadium/Iroquois Water Main Replacement and the Harvard Drain Stormwater Quality Improvement Projects
(Public Services - Sue F. McCormick, Area Administrator)
- CA-3 [08-0351](#) Resolution to Approve the Spring 2008 Tree Team Planting Contract with Global ReLeaf of Michigan, Inc. (\$30,000.00)
(Public Services - Sue F. McCormick, Area Administrator)
- CA-4 [08-0310](#) Resolution to Transfer Delinquent Alarm Fees to the 2008 City Tax Roll (\$9,521.41)
(Safety Services - Barnett Jones, Area Administrator)
- CA-5 [08-0363](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of March 28, 2008
(Financial and Administrative Services - Tom Crawford, CFO)

B ORDINANCE - SECOND READING

- B-1 [08-0284](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section which Shall be Designated as Section 8:425.14 of Chapter 103 (Historic Preservation) of Title VIII of Said Code to Establish the Broadway Historic District (Ordinance No. ORD-08-14)

(Planning and Development Services - Jayne Miller, Community Services Area Administrator)
(See PH-1)

- DS-4 [08-0384](#) Resolution Authorizing Summary Publication of Ordinance No. ORD 08-14 - An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section which Shall Be Designated as Section 8:425.14 of Chapter 103 (Historic Preservation) of Title VIII of Said Code to Establish the Broadway Historic District

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

- B-2 [08-0285](#) An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Section which shall be Designated as Section 8:425.15 of Chapter 103 (Historic Preservation) of Title VIII of said Code to Establish the 1001-1013 Broadway Historic District (Ordinance No. ORD-08-12)

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

(See PH-2)

C ORDINANCE - FIRST READING

- C-1 [08-0258](#) An Ordinance to Amend Section 9:363 of Chapter 119 (Noise Control) of Title IX of the Code of the City of Ann Arbor

(City Attorney Services - Stephen Postema, City Attorney)

Sponsors: Anglin, Kunselman and Teall

(Postponed from the 3/17/08 Regular Session)

- C-2 [08-0262](#) An Ordinance to Add a New Section 9:15 to Chapter 106 (Nuisances) of Title IX of the Code of the City of Ann Arbor

(City Attorney Services - Stephen Postema, City Attorney)

Sponsors: Anglin, Kunselman and Teall

(Postponed from the 3/17/08 Regular Session)

- C-3 [08-0263](#) An Ordinance to Add a New Section 9:42 to and Amend Sections 9:38, 9:45, and 9:52 of Chapter 107 (Animals) of Title IX of the Code of the City of Ann Arbor

(City Attorney Services - Stephen Postema, City Attorney)

Sponsors: Anglin, Kunselman and Teall

(Postponed from the 3/17/08 Regular Session) (Revised 4/21/08)

- C-4 [08-0327](#) An Ordinance to Amend Section 10:148 of Chapter 126 (Traffic Code) of Title X of the Code of the City of Ann Arbor

(Public Services - Sue F. McCormick, Area Administrator)

- C-5 [08-0385](#) An Ordinance to Amend Sections 1:552 and 1:569 of Chapter 18, Employees Retirement System, of Title I of the Code of the City of Ann Arbor
(Pension - Willie J. Powell, Executive Director)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DB New Business - Boards and Commissions:

- DB-1 [08-0382](#) Resolution to Approve Mercedes Benz Planned Project Site Plan, 3.12 Acres, 3953 Research Park Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

(Planning and Development Services - Jayne Miller, Community Services Area Administrator)
(See PH-3)

- DB-2 [08-0383](#) Resolution to Approve North Sky Annexation, 3.45 Acres, West side of Pontiac Trail, North of Skydale (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

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

- DB-3 [08-0399](#) Resolution to Ratify the Emergency Request for Additional Funds from the Federal Farm and Ranch Land Protection Program (FRPP) for the Purchase of Development Rights (PDR) on the William Nixon Property and Webster United Church of Christ in Webster Township, JA Bloch Property in Northfield Township and the Edmund and Muriel Pardon, Kelley Newton et al and Merle Kern Estate in Ann Arbor Township

(Community Services - Jayne Miller, Area Administrator)
(Added 4/15/08)

DS Old Business - Staff:

- DS-1 [08-0286](#) Resolution to Approve Boulevard Heights Alley Vacation, located between South Maple Road, Collingwood Drive, Abbott Avenue and Jackson Avenue (CPC Recommendation: Motion to Approve Failed - 4 Yeas and 4 Nays) **(8 Votes Required)**

(Planning and Development Services - Jayne Miller, Community Services Area Administrator)
(Postponed from the 4/7/08 Regular Session) (Revised 4/15/08)

DS New Business - Staff:

- DS-2 [08-0355](#) ~~Resolution to Approve 2009-2014 Capital Improvements Plan (CPC-
Recommendation: Approval - 7 Yeas and 0 Nays) (Deleted on 4/21/08)~~
(Public Services - Sue McCormick, Area Administrator)
- DS-3 [08-0316](#) Resolution to Approve Commercial Applicator Registration Fee
(Public Services - Sue F. McCormick, Area Administrator)
(See PH-5)
- DS-5 [08-0386](#) Resolution to Approve the Expenditure Authorized Under Council
Resolution R-07-607 as a Non-Qualified Tax-Exempt Obligation for One of
the Two Frontload Refuse Trucks Under an Existing Lease-Purchase
Agreement
(Fleet & Facilities Services - Sue McCormick, Public Services Area Administrator)
- DS-6 [08-0381](#) Resolution to Approve Second Amendment to Legal Services Contract
with Butzel Long in Connection with Broadway Lower Town and
Appropriation of Reimbursed Funds **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-7 [08-0380](#) Resolution Authorizing Quit Claim Deed of City-owned Property to The
University of Michigan (located adjacent to Observatory and Washington
Heights) **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-8 [08-0252](#) Resolution to Approve Industrial Facilities Exemption Certificate between
the City Of Ann Arbor and Arbor Networks Inc.
(Financial and Administrative Services - David Petrak, City Assessor)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [08-0371](#) Appointments - Confirmations
(Mayor's Office)
- E-2 [08-0428](#) 4/21/08 Nominations and Appointments
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM CITY ADMINISTRATOR

- F-1 [08-0349](#) Public Hearing on Housing and Human Services Needs for the Housing and Urban Development (HUD) Consolidated Strategy and Plan - FY 2008/2009 One Year Action Plan

(Community Services - Jayne Miller, Area Administrator)

(See PH-4)

- F-2 [08-0396](#) Energy Commission Recommendations on the Police and Courts Building

(Public Services - Sue McCormick)

G COMMUNICATIONS FROM CITY ATTORNEY**H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS****H The following communications were referred as indicated:**

- H-1 [08-0348](#) MDEQ-LWMD Public Notice Postings - City of Ann Arbor Application for Huron River Drive cc: Project Management

(City Clerk - Jacqueline Beaudry, City Clerk)

- H-2 [08-0390](#) Communication from the State of Michigan Department of Human Services - Office of Children and Adult Licensing regarding notification of a newly licensed adult foster care facility named Moriah Hall, located at 3200 E. Eisenhower Parkway - Community Development

(City Clerk)

- H-3 [08-0395](#) Communication from DTE Energy regarding Earth Day 2008 - cc: Dave Konkle, Energy Coordinator

(City Clerk - Jacqueline Beaudry, City Clerk)

- H-4 [08-0424](#) Communication from Brent Robertson regarding opposition of the proposed Broadway Historic District - Planning and Development Services

(City Clerk - Jacqueline Beaudry)

(Added 4/17/08)

I The following minutes were received for file:

- I-1 [08-0338](#) Greenbelt Advisory Commission Minutes - February 6, 2008

(Greenbelt Advisory Commission (GAC))

- I-2 [08-0345](#) Downtown Area Citizens Advisory Council Minutes - February 5, 2008 and March 5, 2008
(DDA - Susan Pollay, Executive Director)
- I-3 [08-0346](#) Ann Arbor Downtown Development Authority Minutes - February 6, 2008
(DDA - Susan Pollay, Executive Director)
- I-4 [08-0387](#) Greenbelt Advisory Commission Minutes of December 17, 2007
(Greenbelt Advisory Commission (GAC))
- I-5 [08-0352](#) Ann Arbor Airport Advisory Committee Minutes of January 16, 2008
(Public Services - Sue F. McCormick, Area Administrator)

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

CLOSED SESSION TO DISCUSS PENDING LITIGATION AND ATTORNEY / CLIENT PRIVILEGED COMMUNICATION AND/OR LAND ACQUISITION

ADJOURNMENT

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, APRIL 21, 2008 7:00 P.M.

REPLAYS: TUESDAY, APRIL 22, 2008 10:30 A.M. AND FRIDAY, APRIL 25, 2008 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 994-2725 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.