



# City of Ann Arbor

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

## Meeting Agenda City Council

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Monday, July 1, 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.

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**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. **James D'Amour - 2013 City Council Rules (DC-1)**
2. **Thomas Partridge - Vote for fair and open human rights based Council Rules and Video Surveillance Ordinance. Vote Mayor Hieftje and Governor Snyder out of office. Vote for responsible City Council candidates. (C-1 and DC-1)**
3. **William Leaf - Video Privacy Ordinance (C-1)**
4. **Leslie Stambaugh - Video Privacy Ordinance (C-1)**
5. **Michael Benson - 2013 City Council Rules (DC-1)**
6. **Kent Weichmann - Video Privacy Ordinance (C-1)**

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

- PH-1**    [13-0346](#)    An Ordinance to Amend Sections 4:51 and 4:58 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf  
(See B-1)
- PH-2**    [13-0606](#)    An Ordinance to Amend Chapter 111 of Title IX of the Ann Arbor City Code to Adopt the 2009 International Fire Code  
(Fire Services - John Seto, Safety Services Area Administrator)  
**Attachments:**    Chpt 111 amend-adopt IFC 2009 Briefed, Chpt 111 amend-adopt IFC 2009  
(See B-2)
- PH-3**    [13-0644](#)    Resolution to Adopt the South State Street Corridor Plan (Adopted by the CPC on May 21, 2013 - 9 Yeas, 0 Nays)  
(City Planning Commission)  
**Attachments:**    5/21/13 Planning Staff Report, Adopted South State Street Corridor Plan - May 21, 2103  
(See DB-1)

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

- A-1**    [13-0803](#)    Regular Session Meeting Minutes of June 17, 2013  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:**    council emails 6-17-2013Redacted\_Redacted, 06-17-13 Draft Minutes

**CA CONSENT AGENDA**

- CA-1 [13-0686](#) Resolution to Amend an Approved Payment in Lieu of Taxes (PILOT) for Ann Arbor Limited Dividend Housing Association Limited Partnership at 2805 Burton Road for Burton Commons Apartments

(Community Services - Sumedh Bahl, Community Services Area Administrator)

**Attachments:** City's PILOT - Chapter 19

- CA-2 [13-0738](#) Resolution to Approve Purchase of Anhydrous Ammonia for Water Treatment from Tanner Industries, Inc. Bid No. ITB-4290 (estimated \$38,500.00/yr)

(Water Treatment Plant Services - Craig Hupy, Public Services Area Administrator)

**Attachments:** Tanner Bid - ITB4290

## B ORDINANCES - SECOND READING

### B New Business - Staff:

- B-1 [13-0346](#) An Ordinance to Amend Sections 4:51 and 4:58 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)

(Public Services - Craig Hupy, Public Services Area Administrator)

**Attachments:** Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf

(See PH-1) (Attachment Added 6/28/13)

- B-2 [13-0606](#) An Ordinance to Amend Chapter 111 of Title IX of the Ann Arbor City Code to Adopt the 2009 International Fire Code

(Fire Services - John Seto, Safety Services Area Administrator)

**Attachments:** Chpt 111 amend-adopt IFC 2009 Briefed, Chpt 111 amend-adopt IFC 2009

(See PH-2)

## C ORDINANCES - FIRST READING

### C Unfinished Business:

- 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
- (City Council)
- Sponsors:**     Warpehoski and Anglin
- Attachments:**     surveillance ordinance revised 6-25, surveillance ordinance revised 6-16, surveillance ordinance draft 3-26-13 no markup, Lansing Report- Eyes in the Sky
- (Postponed from the 4/15/13, 5/6/13, 5/20/13 and the 6/17/13 regular sessions)*

**New Business - Staff:**

- C-2     [13-0675](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.24 Acres from M1 (Limited Industrial District) to M1A (Limited Light Industrial District), Capital Investments, 2271 South State Street (CPC Recommendation: Denial - 1 Yea and 8 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**     2271 S. State St. Zoning Ordinance.pdf, 5/21/13 Planning Staff Report, 5/21/13 Planning Action Minutes
- C-3     [13-0678](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.57 acres from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 414 Main Property, 402, 408 and 414 North Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**     414 Main St Zoning Ordinance, 5/21/13 Planning Staff Report
- C-4     [13-0680](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.18 acres from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 401 North Fourth Avenue Property, 401 North Fourth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**     401 N Fourth Ave Zoning Ordinance.pdf, 5/21/13 Planning Staff Report

- C-5 [13-0694](#) An Ordinance Authorizing the Issuance and Sale of Sewage Disposal System Revenue Refunding Bonds, Series 2013, of Equal Standing with Certain Outstanding Sewage Disposal System Revenue Bonds (**Roll Call Vote Required - One Reading**)

(Financial and Administrative Services - Matthew V. Horning, Treasurer)

**Attachments:** BH01-#1835651-v2-A2 2013 Sewer Refunding Bonds Ordinance, Refunding Sewer System Bonds Update May 13 13

## D MOTIONS AND RESOLUTIONS

### DC Unfinished Business - Council:

- DC-1 [13-0767](#) Resolution to Approve the 2013 City Council Rules

(Council Rules Committee)

**Sponsors:** Council Rules Committee

**Attachments:** Council Rules 2013 draft changes

*(Postponed from the 6/17/13 regular session)*

- DC-2 [13-0783](#) Resolution to Reestablish City's Mutually Beneficial Committee

(City Council)

**Sponsors:** Hieftje and Briere

**Attachments:** Mutually Beneficial Committee Process

*(Revised 6/28/13)*

- DC-3 [13-0812](#) Resolution to Appoint R4C Committee

(City Council)

**Sponsors:** Higgins, Briere and Teall

- DC-4 [13-0825](#) Resolution to Appoint Jean Cares to the Greenbelt Advisory Commission as the Agriculture Landowner Representative

(City Council)

**Sponsors:** Taylor

*(Added 7/1/13)*

### DB New Business - Boards and Commissions:

- DB-1 [13-0644](#) Resolution to Adopt the South State Street Corridor Plan (Adopted by the CPC on May 21, 2013 - 9 Yeas, 0 Nays)

(City Planning Commission)

**Attachments:** 5/21/13 Planning Staff Report, Adopted South State Street Corridor Plan - May 21, 2103

*(See PH-3)*

**DS New Business - Staff:**

- DS-1**    [13-0702](#)    Resolution Authorizing Publication of Notice of Intent to Issue General Obligation Capital Improvement Bonds to Fund Airport Box Hangar Project (Not To Exceed \$900,000.00)  
(Financial and Administrative Services - Matthew V. Horning, Treasurer)  
**Attachments:**    Airport Hangar Refunding v2
- DS-2**    [13-0713](#)    Resolution to Approve Miller Avenue Improvements - Sidewalk and Curb & Gutter Special Assessment Resolution No. 4  
(Financial and Administrative Services - Tom Crawford, Financial and Administrative Services Area Administrator)  
**Attachments:**    Miller\_Special Assessment Table\_FINAL
- DS-3**    [13-0714](#)    Resolution to Award Contract for Arbor Oaks Rain Gardens to Erie Construction, LLC (\$149,925.00)  
(Field Operations Services - Craig Hupy, Public Services Area Administrator)
- DS-4**    [13-0699](#)    Resolution to Accept Thirty-Three Sidewalks for Public Use **(8 Votes Required)**  
(Systems Planning Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:**    Crosslots Package.pdf, Summary of Citizen Responses - crosslot paths (2)  
(Attachment Added 6/28/13)
- DS-5**    [13-0664](#)    Resolution to Accept a Fair Food Network Grant for the Ann Arbor Farmer's Market for \$36,000.00 and Appropriate Funds **(8 Votes Required)**  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:**    DUFB Agreement 2013
- DS-6**    [13-0740](#)    Resolution to Permanently Relocate the Polling Place for Precinct 2-8 from St. Paul's Lutheran School, 495 Earhart Road, to First United Methodist Church, 1001 Green Road, for all Future City Elections  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:**    Polling Location Change for 2-8 Map

**E COMMUNICATIONS FROM THE MAYOR**

- E-1**    [13-0769](#)    6/17/13 Appointments & Nominations  
(Mayor's Office)

- E-2    [13-0829](#)    7/1/13 Appointments & nominations  
(Mayor's Office)  
(Added 7/1/13)

**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    [13-0645](#)    Wednesday Evening Market Proposed Vendor Definition Change  
(Public Market Advisory Commission)  
**Attachments:**    Wednesday Evening Market Operating Rules 2013
- H-2    [13-0722](#)    Communication from Comcast regarding channel and price changes  
effective on or about July 24, 2013 and August 1, 2013 - CTN  
**Attachments:**    comcast communication
- H-3    [13-0778](#)    Communication from the State of Michigan Public Service Commission  
regarding Notice of Hearing for the Customers of DTE Electric Company  
in Case No. U-17282 Scheduled for July 9, 2013 - File  
**Attachments:**    DTE    Communication no. U-17282
- H-4    [13-0789](#)    Communications from Kelli Sobel, Executive Secretary of the State Tax  
Commission of the Department of Treasury regarding Two Air Pollution  
Tax Exemption Certificates - Assessor  
**Attachments:**    dept. of treasury communication
- H-5    [13-0790](#)    Communication from Barton Hills Village Board of Zoning Appeals  
regarding Notice if Public Hearing of an Application Variance on  
Property at 855 Oakdale Road scheduled for July 8, 2013 - Planning  
and Development Services  
**Attachments:**    barton hills village board zoning public hearing notice
- H-6    [13-0793](#)    Communication from the City Clerk of Ypsilanti City regarding their  
Resolution 2013-101, Approving amendment #2 of the Articles of  
Incorporation of the Ann Arbor Transportation Authority - File  
**Attachments:**    city of ypsilanti communication re AATA aricles of incorporation

- H-7     [13-0794](#)     Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for the Customers of DTE Electric Company in Case No. U-17302 scheduled for July 9, 2013 - File  
*Attachments:*     DTE Communication U-17302
- H-8     [13-0795](#)     Communication from Comcast regarding Channel Changes Effective July 24, 2013 - CTN  
*Attachments:*     Comcast Communication dated 6-17-13
- I        **The following minutes were received for filing:**
- I-1     [13-0378](#)     Housing Board of Appeals Meeting Minutes of April 5, 2011  
*Attachments:*     HBA DRAFT 4/5/11
- I-2     [13-0717](#)     Downtown Area Citizens Advisory Council Meeting Minutes - June 5, 2013  
(DDA - Susan Pollay, Executive Director)  
*Attachments:*     Downtown Area Citizens Advisory Council Meeting Minutes 060413
- I-3     [13-0718](#)     Ann Arbor Downtown Development Authority Meeting Minutes - May 1, 2013  
(DDA - Susan Pollay, Executive Director)  
*Attachments:*     DDA Minutes 5-1-13

**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, JULY 1, 2013, 7:00 P.M.**

**REPLAYS: TUESDAY, JULY 2, 2013, 10:00 A.M. AND FRIDAY, JULY 5, 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](http://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](http://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](mailto: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.