



City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>

Meeting Agenda City Council

Tuesday, September 7, 2010

7:00 PM

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

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [10-0907](#) Proposed Ban of Upholstered Furniture on Porches
(Community Services - Sumedh Bahl, Community Services Administrator)
(Added 9/2/10)

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. Thomas Partridge - Zoning for Housing (C-3)
2. Jane Klingston - Safe Routes to School Application for Thurston Elementary (DS-5)
3. Jim Mogensen - Lessons from old YMCA Site
4. Tim Hull - AATA and Board Accountability
5. Tom Wall - Football Saturdays

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

- PH-1** [10-0623](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.2 Acres from UNZ (Unzoned District) to R4C (Multiple-Family Dwelling District), 1943 Jackson Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-10-30)
(Community Services - Sumedh Bahl, Area Administrator)
(See B-1)
- PH-2** [10-0706](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and NanoBio Corporation
(Financial and Administrative Services - Tom Crawford, CFO)
(See DS-1)
- PH-3** [10-0853](#) Public Hearing on Proposed Washtenaw Avenue Non-Motorized Path Special Assessment Project
(Financial and Administrative Services - Tom Crawford, CFO)
- PH-4** [10-0708](#) An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-10-29)
(Community Services - Sumedh Bahl, Area Administrator)

Sponsors: Taylor
(See B-2)

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

- A-1** [10-0895](#) Regular Session of August 16, 2010
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [10-0772](#) Resolution to Approve a Purchase Order to Cogsdale Corporation for Annual Software Maintenance and Support Agreement for FY2011 (\$48,660.00)
(Information Technology Services - Dan Rainey, Director)
- CA-2 [10-0774](#) Resolution to Approve a Purchase Order with Trojan Technologies Inc. for Ultraviolet Disinfection System Replacement Parts at the Wastewater Treatment Plant (\$60,000.00)
(Waste Water Treatment Plant - Sue F. McCormick, Public Services Administrator)
- CA-3 [10-0785](#) Resolution to Extend Contract with the U.S. Department of Energy for Solar America Cities Project
(Public Services - Sue F. McCormick, Public Services Administrator)
- CA-4 [10-0788](#) Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Perimeter Engineering LLC for General Engineering Services (\$55,000.00)
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- CA-5 [10-0791](#) Resolution to Approve a Contract with Huron Valley Electric, Inc. to Upgrade the Electrical Service at the Farmers Market (\$59,180.00)
(Community Services - Sumedh Bahl, Area Administrator)
- CA-6 [10-0814](#) Resolution Authorizing Fixed Annexation and Water Improvement Charges and Fees for 2562 Newport Road in Connection with Access Grant for Newport Creek Culvert Project
(City Attorney Services - Stephen K. Postema, City Attorney)

B ORDINANCES - SECOND READING

- B-1 [10-0623](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.2 Acres from UNZ (Unzoned District) to R4C (Multiple-Family Dwelling District), 1943 Jackson Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-10-30)
(Community Services - Sumedh Bahl, Area Administrator)
(See PH-1)

- B-2** [10-0708](#) An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-10-29)
(Community Services - Sumedh Bahl, Area Administrator)

Sponsors: Taylor
(See PH-4) (Revised 9/3/10)

C ORDINANCES - FIRST READING

- C-1** [09-1174](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 12.5 Acres from TWP (Township District) to PL (Public Land District), U of M Soccer Complex, 2323 South Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
- C-2** [10-0716](#) An Ordinance to Amend Section 5:10.6 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor to Add Guest Houses as a Permitted Principal Use in R4A Zoning District (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
- C-3** [10-0776](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 4.77 Acres from TWP (Township District) to R4A (Multiple-Family District), The Church of God in Christ Property, 2000 Dhu Varren (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)
- C-4** [10-0750](#) An Ordinance to Amend Chapter 55 (Zoning) and Chapter 59 (Off-Street Parking) of Title V of the Code of the City of Ann Arbor Regarding Revisions to Area, Height, and Placement Regulations (CPC Recommendation: Approval - 9 Yeas, 0 Nays)
(Community Services - Sumedh Bahl, Area Administrator)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [10-0885](#) Resolution for Community Events Fund Disbursements from the FY 2011 Budget
(City Council)
Sponsors: Smith and Teall
- DC-2 [10-0906](#) Resolution to Support Federal, State & Local Legislation enabling the creation of Property Assessed Clean Energy (PACE) Financing Districts
(Mayor's Office)
Sponsors: Hieftje
(Added 9/2/10)
- DC-3 [10-0880](#) Resolution to Amend the Fleet and Facility Unit FY 2011 budget by appropriating funds from the Fleet Services Fund's fund balance and to Approve a Purchase Contract for Two Class 1 Fire Engines from Crimson Fire, Inc. for \$730,680.00 **(8 Votes Required)**
(City Council)
Sponsors: Higgins
(Revised 9/2/10)
- DB **New Business - Boards and Commissions:**
- None.
- DS **New Business - Staff:**
- DS-1 [10-0706](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and NanoBio Corporation
(Financial and Administrative Services - Tom Crawford, CFO)
(See PH-2)
- DS-2 [10-0738](#) Resolution to Award a Construction Contract to Utility Services Authority, LLC for the 2010 Sewer Lining Project (\$1,224,978.00; Bid No. ITB-4084)
(Project Management Services - Sue McCormick)
- DS-3 [10-0790](#) Resolution to Approve a Professional Service Agreement with DLZ Michigan, Inc. for the 2010/2011 Bridge Inspection Program (\$98,000.57)
(Public Services - Sue F. McCormick, Area Administrator)

- DS-4 [10-0859](#) Resolution to Accept Planning Action Grant and Appropriate Funds from the Michigan Department of Natural Resources and Environment (\$50,000.00) **(8 Votes Required)**
(Public Services - Sue F. McCormick)
- DS-5 [10-0084](#) Resolution to Approve the Safe Routes to School Application for Thurston Elementary
(Public Services - Sue F. McCormick, Public Services Administrator)
(Revised 9/3/10)
- DS-6 [10-0777](#) Resolution to Approve a Contract with Nagle Paving, Inc. to Renovate Pathways at Veterans Memorial Park and Buhr Park (\$147,055.00)
(Community Services - Sumedh Bahl, Area Administrator)
- DS-7 [10-0813](#) Resolution Accepting Easement for Water Main from the Estate of Lloyd L. Quicksey, Sr, for the Washtenaw Non-Motorized Pathway Project **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-8 [10-0830](#) Resolution Accepting Easement for Public Road Right of Way on West Ellsworth Rd from CRS Realty Company **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-9 [10-0856](#) Resolution Granting an Easement for Overhead Right of Way at the Ann Arbor Wastewater Treatment Plant to Detroit Edison Company **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema)

E COMMUNICATIONS FROM THE MAYOR

- E-1 [10-0821](#) 8/16/10 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 [10-0854](#) Board of Canvassers Report for the August 3, 2010 City Primary Election
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- H-2 [10-0855](#) Communication from Gail Light regarding improvements to the City of Ann Arbor as a whole.
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- H-3 **Communication from Jean Sager regarding 1943 Jackson Ave Rezoning**
(See B-1 for copy of communication)
- H-4 **Communication from David & Edwina Koto expressing objection to proposed Non-Motorized Path Special Assessment Project**
(See PH-3 for copy of communication)
- H-5 [10-0887](#) Communication from Robert G. Faber regarding possible sale of Huron Hills Golf Course
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- H-6 **Protest letter from Carlene Bollinger Trust regarding non-motorized path along Washtenaw Avenue**
(See PH-3 for copy of letter) (Added 9-7-10)

I The following minutes were received for file:

- I-1 [10-0733](#) Council Liquor License Review Committee - June 11, 2010
(City Clerk - Jacqueline Beaudry)
- I-2 [10-0824](#) Council Liquor License Review Committee - July 16, 2010
(City Clerk - Jacqueline Beaudry)
- I-3 [10-0796](#) Public Market Advisory Commission Minutes - June 1, 2010
(Community Services - Sumedh Bahl, Area Administrator)
- I-4 [10-0797](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - June 16, 2010
(Housing Services - Marge Novak)

- I-5 [10-0849](#) Ann Arbor Human Rights Commission Meeting Minutes, March 10, 2010
(Human Resources - Robyn Wilkerson, Director)
- I-6 [10-0851](#) Ann Arbor Disabilities Commission Meeting Minutes, April 21, 2010
(Human Resources - Robyn Wilkerson, Director)
- I-7 [10-0860](#) Council Rules Committee Meeting Minutes of August 9, 2010
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- I-8 [10-0861](#) Council Administration and Labor Committee Meeting Minutes of August
16, 2010
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- I-9 [10-0852](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - July
21, 2010
(Housing Services - Marge Novak)

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: TUESDAY, SEPTEMBER 7, 2010 AT 7:00 P.M.

**REPLAYS: WEDNESDAY, SEPTEMBER 8, 2010 AT 10:00 A.M. AND FRIDAY,
SEPTEMBER 10, 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.