



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, March 5, 2012

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.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [12-0346](#) Proclamation honoring Shirley Axon
(Mayor's Office)
(Added 3/5/12)

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. Elizabeth Donoghue Colzin - 4-Party Agreement / Fuller Road (DC-1)
2. Thomas Partridge - The freedom and progress initiative; give priority to accessible, and affordable transportation. Approve the 4-Party County-wide Transportation Agreement (DC-1)
3. Carolyn Grawi - 4-Party Agreement (DC-1)

4. Christine Green - 4-Party Agreement (DC-1)
5. Lawrence Baird - 4-Party Agreement (DC-1)
6. Paul Schreiber - 4-Party Agreement (DC-1)
7. Orlan Zakai - Planning Commission - Affordable Housing
8. Henry Herskovitz - Carts and Horses
9. Alan Haber - 721 N. Main Warming Center
10. John Floyd - German Town

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

- PH-1 [12-0016](#) An Ordinance to Amend Section 8:101, to Add a New Section 8:105, and to Renumber Sections 8:105 through 8:121 of Chapter 100 - Construction Code - of Title V of the Code of the City of Ann Arbor (Ordinance No. ORD-12-02)

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

Attachments: ORD-12-02 Chapter 100 Briefed.pdf, Chapter 100 Ordinance Amendment.pdf, FEMA map mod LFD Oct 2011.PDF, FEMA map adoption reminder Dec 2011.PDF, Resolution to Manage Floodplain Development for the National Flood Insurance Program.PDF

(See B-1)

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

- A-1 [12-0317](#) Working Session of February 13 and Regular Session of February 21, 2012

(City Clerk - Jacqueline Beaudry)

Attachments: 02-13-12 Draft Minutes.pdf, 02-21-12 Draft Minutes.pdf, Council Emails and Redaction List for 2-21-12 meeting.pdf

CA CONSENT AGENDA

- CA-1 [12-0141](#) Resolution to Approve a Contract with L.C. Construction LLC to Renovate the Restrooms at the Ann Arbor Senior Center (\$32,000.00)
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: Senior Center Restroom Renovations Contract Documents 2011.pdf
- CA-2 [12-0186](#) Resolution to Approve Amendment No.1 to the Professional Services Agreement with The Understanding Group (Amendment \$38,500.00/Total Project NTE \$48,000.00)
(Information Technology Services - Dan Rainey, IT Director)
Attachments: CA2-Amendment 1 to PSA.pdf
- CA-3 [12-0201](#) Resolution to Approve a Contract with Photo Science Geospatial Solutions to Update Geographic Information Data (NTE \$53,340.00)
(Information Technology Services - Dan Rainey, IT Director)
- CA-4 [12-0262](#) Resolution to Accept Special Board of Insurance Administration Meeting Minutes for February 2, 2012
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Insurance Renewal Summary 2012.pdf
- CA-5 [12-0203](#) Resolution Recognizing the Food Gatherers as a Civic Nonprofit Organization Operating in the City of Ann Arbor for the Purpose of Obtaining a Charitable Gaming License
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- CA-6 [12-0260](#) Resolution Recognizing the Logan PTSO as a Civic Nonprofit Organization Operating in the City of Ann Arbor for the Purpose of Obtaining a Charitable Gaming License
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- CA-7 [12-0274](#) Resolution Recognizing the Ann Arbor Pioneer Booster Club as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- CA-8 [12-0172](#) Resolution to Approve the Purchase of Water Meters and Water Meter Supplies from Midwest Municipal Instrumentation, Inc. (\$50,000.00)
(Public Services - Craig Hupy, Interim Public Services Administrator)

B ORDINANCES - SECOND READING

- B-1 [12-0016](#) An Ordinance to Amend Section 8:101, to Add a New Section 8:105, and to Renumber Sections 8:105 through 8:121 of Chapter 100 - Construction Code - of Title V of the Code of the City of Ann Arbor (Ordinance No. ORD-12-02)

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

Attachments: ORD-12-02 Chapter 100 Briefed.pdf, Chapter 100 Ordinance Amendment.pdf, FEMA map mod LFD Oct 2011.PDF, FEMA map adoption reminder Dec 2011.PDF, Resolution to Manage Floodplain Development for the National Flood Insurance Program.PDF

(See PH-1)

C ORDINANCES - FIRST READING

- C-1 [12-0042](#) An Ordinance to Amend Sections 5:168 and 5:169 of Chapter 59 (Off-street Parking) of Title V of the Code of the City of Ann Arbor to Revise Front Open Space Parking, Driveways Serving Drive-up Windows, and Special Parking District Options (CPC Recommendation: 8 Yeas, 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: 12-6-11 Ch 59 Ordinance, 12-6-11 Planning Staff Report, 12/6/11 CPC Minutes

- C-2 [12-0044](#) An Ordinance to Amend Sections 5:602 and 5:603 of Chapters 62 (Landscaping and Screening) of Title V of the Code of the City of Ann Arbor to Revise Interior Landscaping and Conflicting Land Use Buffer Requirements (CPC Recommendation: 8 Yeas, 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

Attachments: Landscaping and Screening Ordinance Ch 62, 12-6-11 Planning Staff Report, 12/6/11 CPC Minutes

- C-3 [12-0209](#) An Ordinance Authorizing the Issuance and Sale of Sewage Disposal System Revenue Bonds to the Michigan Finance Authority for Waste Water Treatment Plant Project (**Roll Call Vote Required - One Reading**)

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

Attachments: BH01-#1485647-v2-A2_2012_WWTP_Bond_Ordinance.docx, BH01-#1485647-v2-A2_2012_WWTP_Bond_Ordinance.pdf

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

- DC-1 [12-0040](#) Resolution to Approve 4-Party Public Transportation Agreement for Creation of a New Countywide Public Transportation System
(Mayor's Office - Mayor Hieftje)
- Sponsors:** Hieftje
- Attachments:** AMENDED 4-party transportation agreement 020612.pdf, SUPERCEDED Public Transportation Agreement as Amended on 012312.pdf, SUPERCEDED 4-Party Public Transportation Agreement as amended on 010912.pdf, SUPERCEDED 4-Party Public Transportation Agreement 010412.pdf, AMENDED 4-Party Articles, SUPERCEDED ARTICLES 010412.pdf, A2 city council january 9 2012 final 010912, Budget- OPERATING, Budget-CAPITAL, Budget-FINANCIAL PERFORMANCE, Budget--SUMMARY, Subgroup Report--Service Review Recommendations, Co-Chair-Albert Berriz letter, Rich Menlo letter.pdf, Rita Mitchell letter.pdf, City Council Letter - AATA 030512, Transit Expansion Letter
- (Postponed from the 1/0/12, 1/23/12 and 2/6/12 regular sessions.) (Articles of Incorporation revised 3/2/12)*
- DC **New Business - Council:**
- DC-2 [12-0185](#) Resolution to Approve a Request to Transfer Ownership of a 2011 Class C Liquor Licensed Business with a Dance Permit, Located at 312 S. Main, from 314 S. Main, L.L.C. to Mélange Bistro LLC, d/b/a Mélange Bistro
(City Clerk Services - Jacqueline Beaudry, City Clerk)
- Sponsors:** Council Liquor License Review Committee
- DC-3 [12-0310](#) Resolution to Approve the Purchase of Property at 215 and 219 W. Kingsley St., Ann Arbor in Fee Title for \$185,000.00 **(8 Votes Required)**
(Sandi Smith - City Council)
- Sponsors:** Smith
- Attachments:** 215 & 219 W Kingsley 4-3-12 FIRM.pdf
- DC-4 [12-0319](#) Resolution to Delay Certain Enforcement Activities Against Medical Marijuana Dispensaries and Cultivation Facilities
(City Council)
- Sponsors:** Briere
- (Revised 3/5/12)*
- DC-5 [12-0349](#) Resolution Accepting Annual Renewal Recommendation of the Council Liquor License Review Committee
(Council Liquor License Review Committee - City Council)
- Sponsors:** Council Liquor License Review Committee
- (Added 3/5/12)*

DB New Business - Boards and Commissions:

- DB-1 [12-0207](#) Resolution to Approve Participation Agreement with Ann Arbor Township for the Purchase of Development Rights on the Newton Farm Property in Ann Arbor Township, and Appropriate Funds, Not to Exceed \$85,726.00 from the Open Space and Parkland Preservation Millage Proceeds **(8 Votes Required)**

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: DB-1ATT1 - parcel map.pdf, DB-1ATT2 - Greenbelt map.pdf

(Maps attached on 3/5/12)

DS New Business - Staff:

- DS-1 [12-0202](#) Resolution to Approve Amendment No. 2 with Lazer Technologies, Inc. for Telecommunications Systems Technical Support (\$216,000.00/\$447,480.00)

(Information Technology Services - Dan Rainey, IT Director)

Attachments: Amendment 2 Signed_LT and AA.pdf

- DS-2 [12-0188](#) Resolution to Approve an Agreement with the Michigan Department of Transportation for the Dexter Avenue Improvements Project (\$2,353,425.00)

(Project Management Services - Craig Hupy, Interim Public Services Administrator)

Attachments: Special Assessment Table.pdf, Dexter Traffic Staging Overview.pdf, Dexter Ave Bidders List.pdf

- DS-3 [12-0199](#) Resolution to Manage Floodplain Development for the National Flood Insurance Program

(Systems Planning Services - Craig Hupy, Interim Public Services Administrator)

Attachments: Resolution to Manage Floodplain Development for the National Flood Insurance Program

- DS-4 [12-0122](#) Resolution to Accept the Federal Aviation Administration's Terms and Conditions of Airport Improvement Program Grants for Future Grant Agreements

(Fleet & Facilities Services - Craig Hupy, Interim Public Services Administrator)

Attachments: MDOT Aero Terms & Cond 0311.pdf

- DS-5 [12-0187](#) Resolution to Recommend Approval of a Contract with RMD Holdings to Renovate Softball and Baseball Fields at Veterans Memorial Park, Southeast Area Park, and West Park (\$893,030.55) and Appropriate Funds (**8 Votes Required**)

(Community Services - Sumedh Bahl, Community Services Administrator)

- DS-6 [12-0148](#) Resolution to Approve a Contract with Fonson, Inc. to Renovate Roads and Parking Lots, Construct Pathways and Improve Stormwater Management at Buhr Park and Cobblestone Farm (\$786,536.00)

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: itb 4196 buhr park contract documents.pdf

- DS-7 [12-0150](#) Resolution to Approve Street Closing for the NTI Block Party - Wednesday, August 1, 2012

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: NTI Block Party Map.pdf

- DS-8 [12-0159](#) Resolution to Approve Street Closing for the NJATC Opening Ceremony Dinner - Sunday, July 29, 2012

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: NJATC Opening Ceremony Dinner Map.pdf

- DS-9 [12-0217](#) Resolution to Approve an Additional Street Closing for the 2012 FoolMoon Event - Friday, March 30, 2012

(Community Services - Sumedh Bahl, Community Services Administrator)

Attachments: Fool Moon Map.pdf, FoolMoon Barricade Map.pdf

E COMMUNICATIONS FROM THE MAYOR

- E-1 [12-0263](#) 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 [12-0275](#) Communication from Alan Israel, Clerk of Pittsfield Charter Township regarding a hearing notice regarding Conditional Use Permit #12-01 Zingtrain scheduled for March 1, 2012 at 6:30 p.m. - Planning and Development Services
(City Clerk Services)
Attachments: Pittsfield Twp Conditional Use Permit
- H-2 [12-0276](#) Communications from Janis Bobrin, of the Washtenaw County Drainage Board regarding public hearing notices scheduled for February 23, 2012
(City Clerk Services)
Attachments: Hearing Notices from Janis Bobrin
- H-3 [12-0280](#) Communication from Diane Keller, President & CEO of Ann Arbor / Ypsilanti Regional Chamber regarding support of the Fuller Road Station - File
(City Clerk Services)
Attachments: A2Ychamber communication
- H-4 **Communication from Richard Sheridan regarding support of the proposed 4-Party Agreement for the AATA**
(See DC-1 for copy of email)
- H-5 **Communication from Rita Mitchell regarding the proposed 4-Party Agreement for the AATA**
(See DC-1 for copy of email)
- I The following minutes were received for file:**
- I-1 [12-0033](#) Historic District Commission Meeting Minutes of the December 8, 2011
(Planning and Development Services)
Attachments: 12-8-2011 HDC Approved Minutes.pdf
- I-2 [12-0078](#) City Planning Commission Meeting Minutes of December 6, 2011
(Planning and Development Services)
Attachments: 12-6-2011 Approved CPC Minutes.pdf
- I-3 [12-0079](#) City Planning Commission Minutes of December 20, 2011
(Planning and Development Services)
Attachments: 12-20-2011 Approved CPC Minutes.pdf

- I-4 [12-0216](#) Ann Arbor - Ypsilanti SmartZone LDFA Board Meeting Minutes -
September 20, 2011
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: LDFA 09 20 11 MINUTES final (2).pdf
- I-5 [12-0219](#) Council Labor Committee Meeting Minutes of February 6, and February
13, 2012
(Council Labor Committee)
Attachments: Council Labor Committee Minutes 2-6-12, Council Labor Committee
Minutes 2-13-12
- I-6 [12-0265](#) City of Ann Arbor Employees' Retirement System Minutes for the
Regular Meeting - January 19, 2012
(Retirement System Services)
Attachments: B-1 BDMTG JANUARY 2012.pdf
- I-7 [12-0269](#) City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes for
Regular Board Meeting - January 19, 2012
(Retirement System Services)
Attachments: B-1 VEBA Bd January 2012.pdf
- I-8 [12-0270](#) Ann Arbor Transportation Authority Board Meeting Minutes of January
19, 2012
Attachments: AATA Board Meeting Minutes_1.19.2012_Approved

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, MARCH 5, 2012, 7:00 P.M.

REPLAYS: TUESDAY, MARCH 6, 2012, 10:00 A.M. AND FRIDAY, MARCH 9, 2012, 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.