



# City of Ann Arbor

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

## Meeting Agenda City Council

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Thursday, November 6, 2008

7:00 PM

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

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**INT INTRODUCTIONS**

**INT-1** [08-1018](#) Defeat Diabetes Day Proclamation and National Hospice Month Proclamation  
(Mayor's Office)

**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**

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

**PH-1** [08-0868](#) An Ordinance to Amend Chapter 55, Rezoning of 1.20 Acres from TWP (Township District) to C1 (Local Business District), Penske Truck Leasing, 1621 Plymouth Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-08-35)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)  
(See B-1)

- PH-2 [08-0873](#) An Ordinance to Amend Section 2:22b of Chapter 27 (Water Service) and 2:42.4 of Chapter 28 (Connection Charges) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-08-36)  
(Public Services - Sue F. McCormick, Public Services Administrator)  
(See B-2)

#### COMMUNICATIONS FROM COUNCIL

#### A APPROVAL OF COUNCIL MINUTES

- A-1 [08-1004](#) Work Session of October 13, Regular Session of October 20 and Special Session minutes of October 20, 2008  
(City Clerk - Jacqueline Beaudry)

#### CA CONSENT AGENDA

#### B ORDINANCE - SECOND READING

- B-1 [08-0868](#) An Ordinance to Amend Chapter 55, Rezoning of 1.20 Acres from TWP (Township District) to C1 (Local Business District), Penske Truck Leasing, 1621 Plymouth Road (CPC Recommendation: Approval - 9 Years and 0 Nays) (Ordinance No. ORD-08-35)  
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- B-2 [08-0873](#) An Ordinance to Amend Section 2:22b of Chapter 27 (Water Service) and 2:42.4 of Chapter 28 (Connection Charges) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-08-36)  
(Public Services - Sue F. McCormick, Public Services Administrator)  
(See PH-2)

#### C ORDINANCE - FIRST READING

- C-1 [08-0960](#) An Ordinance to Amend Chapter 55, Rezoning of 0.57 Acre from P (Parking District) to PUD (Planned Unit Development), Ann Arbor City Apartments, Southeast Corner of West Washington and South First Streets (CPC Recommendation: Approval - 7 Years and 0 Nays) (Ordinance No. ORD-08-37)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)

- C-2     [08-0961](#)     An Ordinance to Amend Chapter 55, Rezoning of 0.12 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Mucha Property, 3094 Newcastle (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-37)  
(Planning and Development Services - Jayne Miller, Community Services Administrator)

**D       MOTIONS AND RESOLUTIONS**

**DC     Old Business - Council:**

- DC-1    [08-0766](#)     Resolution to Approve the Transfer of Ownership of a 2008 Class C Liquor Licensed Business, Located in Escrow at 327 Braun, from Eguchi Corporation to KVA, LLC and to Transfer the Location to 800 S. State and a Request for an Outdoor Service Area on a City Sidewalk - D/B/A Quickie Burger  
(Council Liquor License Review Committee - Jacqueline Beaudry, City Clerk)  
*(Postponed from the 8/18/08 Regular Session)*

**DC     New Business - Council:**

- DC-2    [08-0940](#)     Resolution to Support Participation in Rails-to-Trails Conservancy's 2010 Campaign for Active Transportation  
(Systems Planning Services - Sue F McCormick, Public Services Administrator)  
**Sponsors:**     Hieftje

**DB     New Business - Boards and Commissions:**

- DB-1    [08-0962](#)     Resolution to Approve Participation Agreement with Ann Arbor Township for the Purchase of Development Rights on the William B. Gould Property in Ann Arbor Township and Appropriate Funds for 50% of the Remaining Purchase Price, and Due Diligence and Closing Costs, Not to Exceed the Amount of \$269,000.00 From the Open Space and Parkland Preservation Bond Proceeds  
(Community Services - Jayne Miller, Area Administrator)

- DB-2**    [08-0967](#)    Resolution to Approve Participation Agreement with Ann Arbor Township for the Purchase of Development Rights on the Charles F. Braun and Catherine A. Braun Property and Appropriate Funds for 50% of the Remaining Purchase Price and due Diligence Costs and all of the Closing Costs, not to Exceed the Amount of \$1,368,500 from the Open Space and Parkland Preservation Bond Proceeds  
(Community Services - Jayne Miller, Area Administrator)
- DS**    **New Business - Staff:**
- DS-1**    [08-0948](#)    Resolution to Award a Contract to Sorensen Gross Construction Services, L.L.C. to Construct the Facilities Renovations - Storage Building Demolition and Improvements Project, ITB No. 3971 (\$1,474,000.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-2**    [08-0949](#)    Resolution to Approve the Purchase of Water Meters, and Automatic Meter Reading Equipment and Supplies from Elster AMCO Water, Inc. (\$175,000.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-3**    [08-0956](#)    Resolution to Approve Amendment No. 3 to the Professional Services Agreement with Malcolm Pirnie, Inc. for Design of the Facilities Renovations Project at the Wastewater Treatment Plant (\$244,040.00)  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-4**    [08-0950](#)    Resolution to Authorize Summary Publication of Ordinance No.08-36 - Connection Charges  
(Public Services - Sue F. McCormick, Public Services Administrator)
- DS-5**    [08-0998](#)    Resolution to Amend R-08-120 to Approve the Sale of City-Owned Property Located in the Ann Arbor Tally Hall Condominium to McKinley Inc. for the McKinley Towne Centre - Liberty Retail Development (8 Votes Required)  
(City Attorney Services - Stephen Postema - City Attorney)

**Added After Newspaper Deadline:**

- DS-6**    [08-1017](#)    Resolution to Approve the Discharge of Washtenaw Affordable Housing Corporation's Mortgages and to Cancel the Promissory Notes for 5 Trowbridge, 13 Metroview and 723 South Main  
(Community Development Services - Jayne Miller, Community Services Administrator)

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [08-0983](#) Appointment - Confirmations  
(Mayor's Office)
- E-2 [08-1024](#) Nominations & Appointments - Confirmations  
(Mayor's Office)

**COMMUNICATIONS FROM COUNCIL****F COMMUNICATIONS FROM CITY ADMINISTRATOR****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 [08-0952](#) Communication from County Clerk Lawrence Kestenbaum regarding Washtenaw County Board of Commissioners passing a resolution to accept comments from Washtenaw County Department of Planning and Environment staff on the Ann Arbor Township master Plan Amendment - Planning and Development Services
- H-2 [08-0972](#) Communication from William Sullivan of United Way for Southeastern Michigan regarding Case. No. U-15654 2-1-1 Partnership - File
- H-3 [08-0973](#) Communication from S.E.M.C.O.G. regarding their biweekly publication of SEMCOG, Vol. 13, No.22 October 13, 2008 - File
- H-4 [08-0974](#) Communication from Laurie Blakeney regarding support of the proposed Madison project - Planning and Development Services
- H-5 [08-0975](#) Communication from David Crouse of Sithe Global regarding support of the proposed Madison project - Planning and Development Services
- H-6 [08-0976](#) Communication from the American Civil Liberties Union (ACLU) regarding approval of a Resolution in Support of Freedom of Political Expression - File

- H-7     [08-0992](#)     Communication from Michigan Liquor Control Commission (MLCC) regarding Request ID #421465 - approval of outdoor sale, service and consumption of alcoholic liquor on a City sidewalk located at 122 E. Washington d/b/a Amadeus Restaurant - Ann Arbor Police Department  
(City Clerk - Jacqueline Beaudry)
- H-8     [08-0993](#)     Communication William Sullivan, Director of 2-1-1 United Way for Southeastern Michigan and Robert Miller, Regional Director of 2-1-1 United Way for Southeastern Michigan regarding an application with the Michigan Public Service Commission (MSPC) requesting to be relieved of the assignment of the telephone digits 2-1-1 and of the designation as the community resource information and referral answering point for Washtenaw and Monroe Counties - File  
(City Clerk - Jacqueline Beaudry)
- H-9     [08-0994](#)     Communication from Lawrence Kestenbaum, Washtenaw County Clerk regarding the 2008 Clerk's statement of money to be raised by tax (revised) - File  
(City Clerk - Jacqueline Beaudry)
- H-10    [08-1000](#)     Communication from Stewart Beal, President of Beal Properties regarding support of The Madison proposed project - Planning and Development Services
- H-11    [08-1008](#)     Communication from Gale Redding regarding support of the proposed Madison Project - Planning and Development Services.  
(City Clerk)
- I        **The following minutes were received for file:**
- I-1     [08-0939](#)     Zoning Board of Appeals Minutes - April 23, 2008 Organizational Meeting  
(Community Services - Jayne Miller, Area Administrator)
- I-2     [08-0947](#)     Public Market Advisory Commission Minutes - February 21, 2008; March 20, 2008  
(Community Services - Jayne Miller, Area Administrator)
- I-3     [08-0963](#)     Sign Board of Appeals Minutes - November 13, 2007; May 13, 2008; June 10, 2008; July 8, 2008; August 12, 2008  
(Community Services - Jayne Miller, Area Administrator)

- I-4     [08-0969](#)     Parks Advisory Commission Minutes - August 19, 2008  
(Community Services - Jayne Miller, Area Administrator)
- I-5     [08-0980](#)     City of Ann Arbor Employees' Retirement System Minutes - September 18,  
2008  
(Employees' Retirement System Board of Trustees - Willie Powell)
- I-6     [08-0981](#)     City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes -  
September 18, 2008  
(Employees' Retirement System Board of Trustees - Willie Powell)

**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: THURSDAY, NOVEMBER 6, 2008, 7:00 P.M.**

**REPLAYS: FRIDAY, NOVEMBER 7, 2008, 10:00 a.m. and 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.**