



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Monday, October 5, 2015

7:00 PM

Larcom City Hall, 301 E Huron St, Second Floor,
City Council chambers

Note: Caucus will not be held on Sunday, October 4.

City Council will meet in caucus the Sunday prior to each regular session at 7 p.m. in Council Chambers.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

AC-1 [15-1239](#) Agenda Response Memo - October 5, 2015
(City Administrator - Steven D. Powers, City Administrator)
(Added 10/5/15)

INT INTRODUCTIONS

INT-1 [15-1211](#) Proclamation for Co-op Month 2015
(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 CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. Kermit Schlansker - Apartment Buildings

2. Sharman Spieser - Request for Transparency and Inclusion**3. Patti Smith - Thank You for Appointment to Ann Arbor Public Arts Commission (MC-1)****CC COMMUNICATIONS FROM COUNCIL**

- CC-1** [15-1204](#) Resolution to Appoint Jarin Marocco to the City Environmental Commission
(City Council)
Sponsors: Briere

MC COMMUNICATIONS FROM THE MAYOR

- MC-1** [15-1183](#) Appointments - Confirmations
(Mayor's Office)
- MC-2** [15-1220](#) Resolution to Appoint Kristen Schweighoefer to the Housing Board of Appeals (**7 Votes Required**)
(Mayor's Office)
- MC-3** [15-1213](#) Appointments & Nominations
(Mayor's Office)
(Added 10/2/15) (Revised 10/5/15)

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1** [14-1481](#) An Ordinance to Amend Sections 3:11, 3:14, 3:15, 3:16, and 3:17 of Chapter 40, Trees and Other Vegetation, of Title III of the Code of the City of Ann Arbor (Ordinance No. ORD-15-09)
(City Council)
Sponsors: Briere
Attachments: 15-09 Ord Am Chpt 40 Briefed.pdf, Ord Am Chpt 40.pdf, Communication from Pedestrian Safety and Access Task Force - December 16, 2014.pdf
(Held and continued from the 6/15/15 meeting.) (See B-1)
- PH-2** [15-0143](#) An Ordinance to Amend Sections 4:60, 4:61 and 4:62, and to Delete Section 4:63 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-15-04)
(Pedestrian Safety and Access Task Force - Craig Hupy, Public Services Administrator)

Attachments: 10-05-15 Supplemental Memo - ORD-15-04.pdf, ORD15-04 Ch 49 As Amended 031615.pdf, Pedestrian Safety and Access Task Force Final Recommendations, Ord Amend Chpt 49 Briefed.pdf, Ord Amend Chpt 49.pdf, Communication from Linda Feldt regarding Pedestrian Safety and Access Task Force (2).pdf, Memo from Pedestrian Safety Task Force - Postponement Request, MEMO to Council for 4-20-15 from Disabilities Commission.pdf, Disabilities Commission Draft Resolution for Consideration 4-15.pdf, PSATF Letter to Mayor Council, PSTAF Letter to Mayor and Council - 6-15-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 6-25-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-6-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-7-15, Environmental Commission Resolution, PSATF Presentation for 9-14-15

(See B-2)

- PH-3 [15-0988](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.38 Acre from R1B (Single-Family Dwelling District) to O (Office District), 2435 S Main Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-15-22)

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

Attachments: 15-22 2435 S Main St Zoning Ordinance Briefed.pdf, 2435 S. Main St Rezoning Ordinance.pdf, 8/5/15 Planning Staff Report

(See B-3)

- PH-4 [15-1135](#) Resolution to Approve Davis Row Site Plan, 303 West Davis (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: Davis Row Staff Report with Attachments 08-18-15, Davis Row Site Plan-8-18-2015 Planning Commission Minutes.pdf

(See DB-1)

- PH-5 [15-1136](#) Resolution to Approve 410 First Site Plan and Development Agreement, 408 N First Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: 410 First Dev Agree.docx, 410 First Staff Report with Attachments 08-18-15, 410 First redevelopment_flood fringe outline, 410 First - on site and off site drainage

(See DB-2)

A APPROVAL OF COUNCIL MINUTES

- A-1 [15-1214](#) Work Session Minutes of September 14, 2015 and Regular Session Minutes of September 21, 2015

(Jacqueline Beaudry, City Clerk)

Attachments: 09-14-15 Draft minutes, 09-21-15 Draft Minutes, 2015-9-21-Council emails

CA CONSENT AGENDA

- CA-1** [15-1100](#) Resolution to Approve Contract Amendment No. 2 with DLZ Michigan, Inc. for Construction Support Services for the 2015 Wastewater Treatment Plant Access Bridge Repair Project (\$86,051.39)
(Waste Water Treatment Plant - Craig Hupy, Public Services Area Administrator)
Attachments: DLZ Amendment No. 2.pdf
- CA-2** [15-1107](#) Resolution to Award a Computer Equipment Contract to Advanced Wireless Telecom (\$57,564.47, Bid No. ITB-4403) for the Rugged Computer Tablets, Mounting Equipment and Installation Project
(Information Technology Services - Tom Shewchuk, IT Director)
- CA-3** [15-1137](#) Resolution to Transfer Delinquent Water Utility, Board Up, Clean Up, Vacant Property Inspection and Housing Inspection Fees, and Fire Inspection Invoices to the December 2015 City Tax Roll
(Financial and Administrative Services - Matthew V. Horning, Treasurer)
Attachments: COMBINED SCHEDULE A REVISED 10-2-15.pdf, COMBINED SCHEDULE A
(Revised 10/2/15)
- CA-4** [15-1139](#) Resolution to Approve August 27, 2015 Recommendations of the Board of Insurance Administration
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-5** [15-1174](#) Resolution Recognizing Ann Arbor Youth Chorale 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)

B ORDINANCES - SECOND READING**B Unfinished Business - Staff:**

- B-1** [14-1481](#) An Ordinance to Amend Sections 3:11, 3:14, 3:15, 3:16, and 3:17 of Chapter 40, Trees and Other Vegetation, of Title III of the Code of the City of Ann Arbor (Ordinance No. ORD-15-09)
(City Council)
Sponsors: Briere
Attachments: 15-09 Ord Am Chpt 40 Briefed.pdf, Ord Am Chpt 40.pdf, Communication from Pedestrian Safety and Access Task Force - December 16, 2014.pdf
(Postponed from the 6/15/15 regular session.) (See PH-1)

- B-2** [15-0143](#) An Ordinance to Amend Sections 4:60, 4:61 and 4:62, and to Delete Section 4:63 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-15-04)

(Pedestrian Safety and Access Task Force - Craig Hupy, Public Services Administrator)

Attachments: 10-05-15 Supplemental Memo - ORD-15-04.pdf, ORD15-04 Ch 49 As Amended 031615.pdf, Pedestrian Safety and Access Task Force Final Recommendations, Ord Amend Chpt 49 Briefed.pdf, Ord Amend Chpt 49.pdf, Communication from Linda Feldt regarding Pedestrian Safety and Access Task Force (2).pdf, Memo from Pedestrian Safety Task Force - Postponement Request, MEMO to Council for 4-20-15 from Disabilities Commission.pdf, Disabilities Commission Draft Resolution for Consideration 4-15.pdf, PSATF Letter to Mayor Council, PSTAF Letter to Mayor and Council - 6-15-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 6-25-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-6-15, Memo to Mayor and Council - Proposed Ordinance to Amend Chapter 49 - Updated 7-7-15, Environmental Commission Resolution, PSATF Presentation for 9-14-15

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- B-3** [15-0988](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.38 Acre from R1B (Single-Family Dwelling District) to O (Office District), 2435 S Main Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (Ordinance No. ORD-15-22)

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

Attachments: 15-22 2435 S Main St Zoning Ordinance Briefed.pdf, 2435 S. Main St Rezoning Ordinance.pdf, 8/5/15 Planning Staff Report

(See PH-3)

C ORDINANCES - FIRST READING

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [15-1207](#) Resolution to Accept the Recommendations of the Pedestrian Safety and Access Task Force

(City Council)

Sponsors: Warpehoski, Briere and Taylor

- DC-2** [15-1221](#) Resolution to Accept Council Administration Committee Recommendations Regarding City Administrator Search

(Council Administration Committee)

- DC-3** [15-1222](#) Resolution Regarding Natural Features and Stormwater

(City Council)

Sponsors: Kailasapathy, Eaton and Lumm

DC-4 [15-1224](#) Resolution Reiterating Support for Safe Passage Great Lakes Days

(City Council)

Sponsors: Briere, Grand, Taylor and Warpehoski

DC-5 [15-1237](#) Resolution Regarding Enforcement of Ordinances Requiring Removal of Snow and Ice from Sidewalks

(City Council)

Sponsors: Westphal

(Added 10/2/15)

DB New Business - Boards and Commissions:

DB-1 [15-1135](#) Resolution to Approve Davis Row Site Plan, 303 West Davis (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: Davis Row Staff Report with Attachments 08-18-15, Davis Row Site Plan-8-18-2015 Planning Commission Minutes.pdf

(See PH-4)

DB-2 [15-1136](#) Resolution to Approve 410 First Site Plan and Development Agreement, 408 N First Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

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

Attachments: 410 First Dev Agree.docx, 410 First Staff Report with Attachments 08-18-15, 410 First redevelopment_flood fringe outline, 410 First - on site and off site drainage

(See PH-5) (Revised 10/2/15)

DS New Business - Staff:

DS-1 [15-1138](#) Resolution Authorizing the Issuance and Sale of 2015 Maintenance Facility Refunding Bonds (Limited Tax General Obligation) **(Roll Call Vote Required - One Reading)**

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

Attachments: BH01-#2312990-v1-A2 2015 Refunding CIBS BAR

DS-2 [15-1099](#) Resolution to Award a Contract to C.A. Hull Co., Inc. to Construct the 2015 Wastewater Treatment Plant Access Bridge Repair Project (\$393,927.15)

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

Attachments: CA Hull contract.pdf

- DS-3 [15-1101](#) Resolution to Approve the Purchase of Four John Deere 72" Front Deck Mowers from Deere & Company (\$115,311.96)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
- DS-4 [15-1102](#) Resolution to Approve the Purchase of an Elgin Street Sweeper from Bell Equipment Company (State of Michigan MiDeal Contract # 071B1300075 \$202,172.40)
(Fleet & Facilities Services - Craig Hupy, Public Services Area Administrator)
- DS-5 [15-1169](#) Resolution to Accept an Easement for Sanitary Sewer at 2460 Prairie Court from Beverly A. Tucker **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Drawing - 2460 Prairie Court Sanitary Sewer Easement.pdf

COMMUNICATIONS FROM COUNCIL

E COMMUNICATIONS FROM THE CITY ATTORNEY

F & G CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

F The following communications were referred as indicated:

- F-1 [15-1178](#) Ann Arbor Area Transportation Authority (AAATA) Reports for the month ended August 31, 2015
Attachments: AAATA R1 Financial Report August 2015.pdf, AAATA R2 Performance Reports.pdf, AAATA R2 Weekday riders.pdf
- F-2 [15-1197](#) Communication from the State of Michigan Public Service Commission regarding DTE Public Hearing Notice for Electric Customers of DTE Electric Company in Case No. U-17804 Scheduled for October 7, 2015 - City Attorney, Systems Planning
(Jacqueline Beaudry, City Clerk)
Attachments: DTE Public Notice U-17804.pdf

G The following minutes were received for filing:

- G-1 [15-1057](#) Public Market Advisory Commission Meeting Minutes of 7.23.15
(Sarah DeWitt, Manager)
Attachments: PMAC Meeting Minutes 7.23.15.pdf
- G-2 [15-1066](#) Zoning Board of Appeals Meeting Minutes of June 24, 2015

(Planning and Development Services)

Attachments: 6-24-2015 ZBA Minutes with Live Links2.pdf

- G-3** [15-1114](#) Council Liquor License Review Committee Meeting Minutes of July 31, 2015
(City Clerk - Jacqueline Beaudry)
Attachments: 2015-07-31 liquor committee minutes
- G-4** [15-1130](#) Downtown Development Authority Board and Executive, Partnerships, Finance, Operations and Capital Improvements Committee Minutes of July & August 2015
(Downtown Development Authority)
Attachments: DDA Minutes July & August 2015
- G-5** [15-1131](#) Downtown Area Citizens Advisory Council Meeting Minutes for September 1 2015
(Downtown Development Authority)
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 090115
- G-6** [15-1145](#) Parks Advisory Commission Meeting Minutes of July 21, 2015
Attachments: PAC Meeting Minutes July 21, 2015.pdf
- G-7** [15-1176](#) Ann Arbor Housing Commission Joint Policy and Financial Advisory Committee - Minutes of September 16, 2015
(Steven D. Powers, City Administrator)
Attachments: Minutes of AAHCJPFAC Minutes 9-15-15
- G-8** [15-1196](#) Insurance Board Meeting Minutes - August 27, 2015
(Financial and Administrative Services - Tom Crawford, CFO)
Attachments: Insurance Board Minutes 08272015, Ann Arbor Insurance Board Loss Run - July 2015
- G-9** [15-1209](#) Council Rules Committee Meeting Minutes of September 21, 2015
(Council Rules Committee)
Attachments: Council Rules Committee Minutes 9-21-15.pdf
- G-10** [15-1210](#) Council Administration Committee Meeting Minutes of August 24, September 21 and 28, 2015
(Council Administration Committee)
Attachments: Council Administration Committee Minutes 9-21-15.pdf, Council Administration Committee Minutes 9-28-15.pdf, Council Administration Committee Minutes 8-24-15.pdf

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).

ADJOURNMENT**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

LIVE: MONDAY, OCTOBER 5, 2015, @ 7:00 P.M.

REPLAYS: TUESDAY, OCTOBER 6, 2015, @ 10:00 A.M. AND FRIDAY, OCTOBER 9, 2015 @ 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.**

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; 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.