



City of Ann Arbor

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

Meeting Agenda City Council

Thursday, August 7, 2008

7:00 PM

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

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 HAVE BEEN MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

- 1. Griffith Dick - Sidewalk Repair**
- 2. Tom Partridge - Choose real democratic change for Ann Arbor and America. Elect Senator Obama in November. Replace the environment of discrimination and repression with access to affordable universal health care, public transportation, lifetime education, and protection for America's most vulnerable residents.**
- 3. Carolyn Hastings - City's Emergency Management Plan**
- 4. Susan Morrison - Status update re: Michigan Historic Preservation Network's recent letter to Council and Planning Commission**

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [08-0638](#) Amendment to Chapter 55, Rezoning of 1.06 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Maher Property, 3087 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-08-26)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See B-1)
- PH-2 [08-0639](#) Amendment to Chapter 55, Rezoning of 3.94 Acres from TWP (Township District), R1B and R1C (Single-Family Dwelling District), and R3 (Townhouse District) to O (Office District), Maple Cove Office/Residential Complex, Northwest Corner of Maple and Miller Roads (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-27)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See B-2)
- PH-3 [08-0719](#) Resolution to Approve Maple Cove Office/Residential Complex Site Plan and Development Agreement, 3.94 Acres, Northwest Corner of Maple and Miller Roads (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See DB-1)
- PH-4 [08-0677](#) An Ordinance to Amend Section 2:51.1 of Chapter 28 (Sewers and Sewage Disposal Footing Drain Disconnecting Program Reimbursement) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-08-28)
(Public Services - Sue F. McCormick, Public Services Administrator)
(See B-3)
- PH-5 [08-0724](#) Resolution Establishing Ann Arbor Industrial Development District 2008-040 for 201 Depot Street
(Financial and Administrative Services - Tom Crawford, CFO)
(See DS-1)
- PH-6 [08-0743](#) Resolution to Approve Application Fee for Backyard Chickens Permit
(City Clerk - Jacqueline Beaudry)
(See DS-6)
- PH-7 601 Forest Site Plan and Development Agreement, 2.05 Acres, Southeast Corner of South University and South Forest Avenues
(See H-7 for comments regarding this project.)

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

- A-1 [08-0765](#) Regular Session of July 21, 2008
(City Clerk - Jacqueline Beaudry)

CA CONSENT AGENDA

- CA-1 [08-0725](#) Resolution to Approve a Contract with Avalon Housing, Inc. for the Management of Washtenaw Affordable Housing Corporation's Properties and Operations (\$35,000.00 Ann Arbor Affordable Housing Trust Fund)
(Community Development Services - Jayne Miller, Area Administrator)

B ORDINANCE - SECOND READING

- B-1 [08-0638](#) Amendment to Chapter 55, Rezoning of 1.06 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Maher Property, 3087 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-08-26)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See PH-1)
- B-2 [08-0639](#) Amendment to Chapter 55, Rezoning of 3.94 Acres from TWP (Township District), R1B and R1C (Single-Family Dwelling District), and R3 (Townhouse District) to O (Office District), Maple Cove Office/Residential Complex, Northwest Corner of Maple and Miller Roads (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-08-27)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See PH-2)
- B-3 [08-0677](#) An Ordinance to Amend Section 2:51.1 of Chapter 28 (Sewers and Sewage Disposal Footing Drain Disconnecting Program Reimbursement) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-08-28)
(Public Services - Sue F. McCormick, Public Services Administrator)
(See PH-4) (Will be heard together with DS-7)

- DS-7 [08-0760](#) Resolution to Authorize Summary Publication of Ordinance No. 08-28 to Amend Section 2:51.1 of Chapter 28 of Title II of the Code of the City of Ann Arbor.

(Public Services - Sue F. McCormick, Public Services Administrator)

(Will be heard together with B-3)

C ORDINANCE - FIRST READING

- C-1 [08-0717](#) An Ordinance to Amend Chapter 55 (Zoning) and Chapter 57 (Subdivision and Land Use Control) of Title V of the Code of the City of Ann Arbor regarding Citizen Participation (CPC Recommendation: Approval - 7 Yeas and 2 Nays)

(Planning and Development Services - Jayne Miller, Community Services Administrator)

D MOTIONS AND RESOLUTIONS

D Old Business

DC New Business - Council:

- DC-1 [08-0749](#) Resolution to Re-Appoint Members to the City Environmental Commission (City Council)

Sponsors: Teall

Added After Newspaper Deadline:

- DC-2 [08-0667](#) Resolution to Order Election and to Determine Ballot Question for Charter Amendment Requiring Voter Approval of the Sale of Land Purchased, Acquired or Used for Park Purposes (**7 Votes Required**)

(City Council)

Sponsors: Hieftje

(Added 8/6/08)

- DC-3 [08-0795](#) Resolution to Amend Resolution R-08-297 and Restating Approval of Issuance of a Downtown Development District Liquor License to HBSP Holdings Corp. d/b/a Salsarita's Fresh Cantina at 401 E. Liberty, Suite #2, in the City of Ann Arbor

(City Attorney Services - Stephen K. Postema)

Sponsors: Rapundalo

(Added 8/7/08)

DB New Business - Boards and Commissions:

DB-1 [08-0719](#) Resolution to Approve Maple Cove Office/Residential Complex Site Plan and Development Agreement, 3.94 Acres, Northwest Corner of Maple and Miller Roads (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
(Planning and Development Services - Jayne Miller, Community Services Administrator)
(See PH-3)

DB-2 [08-0722](#) Resolution to Approve a Participation Agreement with Washtenaw County Parks and Recreation Commission for the purchase of 6 parcels located in Scio Township owned by Randall C. & Donna F. Rieth, Carol Dudley, Isabel A. Herrera and Open Roads Developers, LLC and to Approve a Match Share of \$350,000.00 **(8 Votes Required)**
(Community Services - Jayne Miller, Area Administrator)

DS New Business - Staff:

DS-1 [08-0724](#) Resolution Establishing Ann Arbor Industrial Development District 2008-040 for 201 Depot Street
(Financial and Administrative Services - Tom Crawford, CFO)
(See PH-5)

DS-2 [08-0720](#) Resolution to Allocate \$845,000.00 in HOME Funds to Avalon's Pear Street Apartments LDHA LP for the Acquisition and Rehabilitation of 1440 Pear Street and to Approve the Housing Affordability Agreement (\$845,000.00 HOME Funds)
(Community Development Services - Jayne Miller, Area Administrator)
(Revised 8/5/08)

DS-3 [08-0690](#) Resolution to Award a Contract for the Water Treatment Plant (WTP) HVAC Improvements Project to Great Lakes Mechanical (\$598,000.00)
(Public Services - Sue F. McCormick, Area Administrator)

DS-4 [08-0696](#) Resolution to Approve an Amendment to the Professional Services Agreement with CDM Michigan, Inc. for the Swift Run Parallel Relief Sewer Project (\$114,146.00)
(Public Services - Sue F. McCormick, Area Administrator)

DS-5 [08-0745](#) Resolution to Extend Provisions of the Ann Arbor City Code and City Rules and Regulations that Pertain to Site Development, Construction and Management of the Airport Buildings, Landing Fields and Other Aeronautical Facilities at the Ann Arbor City Airport and to Authorize City Staff to Exercise Their Authority Under those Provisions over Said Aeronautical Facilities
(Public Services - Sue McCormick, Area Administrator)

DS-6 [08-0743](#) Resolution to Approve Application Fee for Backyard Chickens Permit
(City Clerk - Jacqueline Beaudry)
(See PH-6)

DS-8 [08-0694](#) Resolution to Award a Construction Contract to CI Contracting, Inc. (Bid No. 3957, \$574,383.00) for the Swift Run Parallel Relief Sewer Project
(Project Management Services - Homayoon Pirooz, P.E., Project Management Manager)

E COMMUNICATIONS FROM THE MAYOR

E-1 [08-0747](#) Appointments - Confirmations
(Mayor's Office)

E-2 [08-0776](#) Nominations & Appointments
(Mayor's Office)

COMMUNICATIONS FROM COUNCIL

F COMMUNICATIONS FROM CITY ADMINISTRATOR

F-1 [08-0709](#) Partnership with Ann Arbor District Library to Digitize Council Proceedings through 1930
(City Clerk - Jacqueline Beaudry)

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 [08-0704](#) Communication from Bernard S. Restuccia regarding opposition of the proposed 601 Forest Avenue Project - Planning and Development Services
(City Clerk - Jacqueline Beaudry)
- H-2 [08-0721](#) Communication from Patricia Ann Talley-Tucker regarding an incident that took place at Pizza House Restaurant on April 10, 2008 - File
(City Clerk - Jacqueline Beaudry)
- H-3 [08-0756](#) Communication from the Department of Environmental Quality (DEQ) regarding permit applications received by the Land & Water Management Division (LWMD) - File Numbers: 08-81-0005-P, 08-81-0052-P & 08-81-0056-P cc: Environmental Coordinator
(City Clerk - Jacqueline Beaudry)
- H-4 [08-0757](#) Communication from AT&T regarding AT&T's first annual report to the Michigan Public Service Commission July 18, 2008 - CTN
(City Clerk - Jacqueline Beaudry)
- H-5 [08-0758](#) Communication from Comcast regarding changes in the channel line up - CTN
(City Clerk - Jacqueline Beaudry)
- H-6 [08-0759](#) Communication from S.E.M.C.O.G. regarding their bi-weekly publication of SEMCOG Regional Update, Vol. 14, No. 16, July 21, 2008 - File
(City Clerk - Jacqueline Beaudry)
- H-7 [08-0775](#) Communications regarding the 601 Forest Ave. Project - Planning and Development Services
(City Clerk - Jacqueline Beaudry)
- I **The following minutes were received for file:**
- I-1 [08-0697](#) Ann Arbor Downtown Development Authority Meeting Minutes - June 4, 2008
(DDA - Susan Pollay)
- I-2 [08-0698](#) Downtown Area Citizens Advisory Council Minutes - June 4, and July 2, 2008
(DDA - Susan Pollay)

- I-3 [08-0739](#) City of Ann Arbor Employees' Retirement System Minutes - June 19, 2008
(Retirement System Services - Willie Powell, Executive Director)
- I-4 [08-0740](#) City of Ann Arbor Retiree Health Care Benefit Plan & Trust Minutes - June
19, 2008
(Retirement System Services - Willie Powell, Executive Director)
- I-5 [08-0744](#) LDFA/SmartZone Regular Board Meeting Minutes - June 10, 2008
(Financial and Administrative Services - Tom Crawford, CFO)
- I-6 [08-0753](#) City Election Commission Minutes - March 4, 2008
(City Clerk - Jacqueline Beaudry)

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, AUGUST 7, 2008, 7:00 P.M.

**REPLAYS: FRIDAY, AUGUST 8, 2008, 10:00 A.M. AND TUESDAY, AUGUST 11, 2008,
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.**