



# City of Ann Arbor

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

## Meeting Agenda - Final-revised City Council

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Monday, October 21, 2013

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.

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

**INT INTRODUCTIONS**

**INT-1** [13-1309](#) Proclamation for the Diwali Festival  
(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. Tom Partridge - Write in Tom Partridge for 5th Ward City Council. Reform City government and the DDA. Provide affordable access to City and County public transportation.**
- 2. Rita Mitchell - Resolution Approving a Professional Services Agreement with URS Corporation, Inc. (DS-3)**

3. **Martha Valadez - Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority (DC-1)**
4. **Matt Vanauker - Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority (DC-1)**
5. **Nancy Shiffler - Resolution Approving a Professional Services Agreement with URS Corporation, Inc. (DS-3)**
6. **Marko Arizankoski - Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority (DC-1)**
7. **Mike Shriberg - Resolution to Urge City of Ann Arbor Employees' Retirement System to Divest from the Top 200 Publicly-Traded Fossil Fuel Companies (DC-2)**
8. **Clark Charnetski - Resolution Approving a Professional Services Agreement with URS Corporation, Inc. (DS-3)**
9. **Abishek Thiagaraj - Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority (DC-1)**
10. **Jeff Hayner - Resolution Approving a Professional Services Agreement with URS Corporation, Inc. (DS-3)**

**Alternates:**

1. **Emmanuel Jones - Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority (DC-1)**
2. **Drew Waller - Resolution Approving a Professional Services Agreement with URS Corporation, Inc. (DS-3)**

**COMMUNICATIONS FROM COUNCIL**

**COMMUNICATIONS FROM THE MAYOR**

**13-1323**      Appointments - Confirmations  
(Mayor's Office)  
*(Added 10/18/13) (Updated 10/21/13)*

**13-1325**      Appointments & Nominations  
(Mayor's Office)  
**Sponsors:**      Hieftje  
*(Added 10/21/13)*

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

- PH-1** [13-0346](#) An Ordinance to Amend Sections 4:51, 4:58, and 4:60 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** 13-15 Briefed.pdf, Sidewalk Category Chart, Updated Memorandum - Chapter 47 Sidewalks, ORD 13-15 REVISED AND RETURNED TO FIRST READING, Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf  
(See B-2)
- PH-2** [13-0880](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.66 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Kocher Property, 2925 Devonshire (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-21)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 13-21 Briefed, Kocher Zoning Ordinance, 1/15/13 Planning Commission Minutes, Kocher Annexation Staff Report with Attachments 01-15-13  
(See B-3)
- PH-3** [13-0980](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.0 Acres from R1A (Single-Family Dwelling District) to PL (Public Land), 3875 East Huron River Drive (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-13-24)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 3875 E Huron River Drive Ordinance Briefed, 3875 E Huron River Drive Rezoning Ordinance.pdf, 3875 E Huron River Dr Zoning FINAL Staff Report w Attach  
(See B-4)
- PH-4** [13-1161](#) Resolution to Approve U-Haul Moving and Storage of Ann Arbor Site Plan and Development Agreement, 3655 South State Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 9/10/13 Planning Staff Report - U-Haul, U-HaulDevelopmentAgreement.pdf, U-Haul Site Plan Public Hearing Notice  
(See DB-1)

**A APPROVAL OF COUNCIL MINUTES**

- A-1 [13-1292](#) Regular Session Meeting Minutes of October 7, 2013  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
**Attachments:** 10-7-13 Draft Minutes, Council emails 10-7-2013

**CA CONSENT AGENDA**

- CA-1 [13-1174](#) Resolution to Approve a Contract with Keystone Media LLC to Redesign the City's Website (not to exceed \$26,900.00)  
(Financial and Administrative Services - Tom Crawford, CFO)  
**Attachments:** Keystone PSA Final
- CA-2 [13-1175](#) Resolution to Accept Board of Insurance Administration Minutes of September 19, 2013  
(Financial and Administrative Services - Tom Crawford, CFO)

**B ORDINANCES - SECOND READING**

**B Unfinished Business:**

- B-1 [13-0188](#) An Ordinance to Amend Sections 1:155, Section 1:156 and Add a New Section Which New Section Shall Be Designated as Section 1:160 of Chapter 7, Downtown Development Authority, Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-13-05)  
(City Council)  
**Sponsors:** Kunselman and Kailasapathy  
**Attachments:** ORD 13-05 Briefed as Amended 41513, 13-05 Amended and Briefed, DDA Ordinance as Amended on 040113, Memo Substitute DDA Ordinance Amendments, DDA Ordinance Amendments 2013 Substitute Version 2, DDA Ordinance Amendments REVISED 3-1-13, DDA Ordinance Amendments 2013, Stephen Kemsley Communication, HHSAB Resolution to Preserve DDA Investments in Affordable Housing  
*(Postponed from the 3/4/13, 4/15/13, 5/16/13, 9/3/16 & 9/16/13 regular sessions.)*

**B New Business:**

- B-2**     [13-0346](#)     An Ordinance to Amend Sections 4:51, 4:58, and 4:60 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)
- (Public Services - Craig Hupy, Public Services Area Administrator)
- Attachments:**    13-15 Briefed.pdf, Sidewalk Category Chart, Updated Memorandum - Chapter 47 Sidewalks, ORD 13-15 REVISED AND RETURNED TO FIRST READING, Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf
- (See PH-1)
- DS-1**     [13-0699](#)     Resolution to Accept Thirty-Four Sidewalks for Public Use **(8 Votes Required)**
- (Systems Planning Services - Craig Hupy, Public Services Area Administrator)
- Attachments:**    Crosslots Package Rev 10.02.13, Crosslots Package.pdf, Summary of Citizen Responses - crosslot paths (2)
- (Postponed from the 7/1/13 & 10/7/13 regular sessions.)
- B-3**     [13-0880](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.66 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Kocher Property, 2925 Devonshire (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-21)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    13-21 Briefed, Kocher Zoning Ordinance, 1/15/13 Planning Commission Minutes, Kocher Annexation Staff Report with Attachments 01-15-13
- (See PH-2)
- B-4**     [13-0980](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.0 Acres from R1A (Single-Family Dwelling District) to PL (Public Land), 3875 East Huron River Drive (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-13-24)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:**    3875 E Huron River Drive Ordinance Briefed, 3875 E Huron River Drive Rezoning Ordinance.pdf, 3875 E Huron River Dr Zoning FINAL Staff Report w Attach
- (See PH-3)

**C     ORDINANCES - FIRST READING**

None.

**D     MOTIONS AND RESOLUTIONS**

**DC Old Business - Council:**

- DC-1**    [13-1267](#)    Resolution to Approve Amendment No. 3 to the Articles of Incorporation of the Ann Arbor Area Transportation Authority  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:**    Resolution-No.-2013-25-AAATA-Membership-Request[1], 36 Approval of Ypsilanti Township's Request for Membership.docx, Amendment 3 AAATA AOI track.pdf, Communication from the Ypsilanti City Clerk.pdf  
*(Attachment Added 10/21/13)*
- DC-2**    [13-0867](#)    Resolution to Urge City of Ann Arbor Employees' Retirement System to Divest from the Top 200 Publicly-Traded Fossil Fuel Companies  
(Energy Commission)  
**Sponsors:**    Teall and Energy Commission  
**Attachments:**    AAERS- Fossil Fuel ltr to City Council 10-17-13, Approved Resolution of the Ann Arbor Energy Commission to City Council to Urge City of Ann Arbor Employees 7-9-13, Unburnable-Carbon-Full1.pdf, building\_a\_carbon\_free\_portfolio.pdf  
*(Postponed from the 9/16/13 regular session.) (Attachment added 10/18/13) (Updated Sponsor 10/21/13)*
- DC-3**    [13-1284](#)    Motion to Reconsider the September 16, 2013 Vote that Approved the Confirmation of Al McWilliams to the Downtown Development Authority Board  
(City Council)  
**Sponsors:**    Warpehoski  
**Attachments:**    Al McWilliams confirmation  
*(Postponed from the 10/7/13 regular session.)*
- DC New Business - Council:**
- DC-4**    [13-1277](#)    Resolution to Accept Donation of Property Located at 3013 W. Huron River Drive by the Michigan Attorney General on behalf of the Joseph Donald Brokaw and Earldine R. Brokaw Foundation and Accept and Appropriate Foundation Funds to Parks for the Upkeep and Maintenance 3013 W. Huron River Drive as Parkland **(8 Votes Required)**  
(Attorney Services - Stephen Postema, City Attorney)  
**Sponsors:**    Hieftje  
**Attachments:**    Brokaw Protected Updated Map

- DC-5 [13-1306](#) Resolution Recognizing Skyline Athletic Booster Club as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License  
(City Council)  
**Sponsors:** Briere and Kailasapathy
- DB **New Business - Boards and Commissions:**
- DB-1 [13-1161](#) Resolution to Approve U-Haul Moving and Storage of Ann Arbor Site Plan and Development Agreement, 3655 South State Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Community Services Area Administrator)  
**Attachments:** 9/10/13 Planning Staff Report - U-Haul, U-HaulDevelopmentAgreement.pdf, U-Haul Site Plan Public Hearing Notice  
(See PH-4)
- DS **New Business - Staff:**
- DS-2 [13-1062](#) Resolution to Approve the Purchase of Eighty-one (81) Street Light Poles from Spring City Electrical Manufacturing (\$173,307.00) and to Appropriate and Amend FY14 Field Operations Unit's General Fund Street Lighting Budget (\$280,000.00) **(8 Votes Required)**  
(Field Operations - Craig Hupy, Public Services Area Administrator)  
**Attachments:** ITB 4302.pdf
- DS-3 [13-1128](#) Resolution to Approve a Professional Services Agreement with URS Corporation, Inc. (URS) for Ann Arbor Station Environmental Review (RFP No. 866; \$824,875.14)  
(Systems Planning Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** URS Contract\_10042013 FINAL.pdf
- DS-4 [13-1181](#) Resolution to Approve the Purchase of Ice Control Salt through the Michigan Delivering Extended Agreements Locally (MIDEAL) from Detroit Salt Company (\$245,143.00)  
(Public Services - Craig Hupy, Public Services Area Administrator)  
**Attachments:** 1300338\_Detroit\_early\_434890\_7.pdf, 1300339\_Detroit\_seasonal\_434891\_7.pdf

- DS-5 [13-1276](#) Resolution to Approve the Participation of the City of Ann Arbor Fire Department in the Mutual Aid Box Alarm System (MABAS) Division - Michigan  
(Fire Services - Ollice Hubbard, Fire Chief)  
**Attachments:** MABAS photograph

#### 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 [13-1290](#) Communication from Comcast regarding channel changes effective October 23, 2013 - CTN  
(City Clerk Services)  
**Attachments:** comcast communication.pdf
- F-2 [13-1291](#) Communication from Evan Pratt, Washtenaw County Water Resources Commissioner, regarding Notice of Receipt and Filing of a Petition regarding the Malletts Creek Drain - Planning and Development Services  
(City Clerk Services)  
**Attachments:** malletts creek drain petition filing.pdf
- F-3 [13-1302](#) Communications from the Michigan Secretary of State regarding the completion and filing of the following annexations from Ann Arbor Township  
(City Clerk)  
**Attachments:** Higgins Annexation.pdf, Kocher-Saberi Annexation.pdf, Weller Annexation.pdf
- F-4 [13-1310](#) Public Legal Opinion Dated October 16, 2013 from City Attorney Stephen Postema Regarding the Validity of a Vote Taken by City Council  
(City Clerk - Jacqueline Beaudry)  
**Attachments:** City Attorney opinion regarding DDA appt



- F-5    [13-1326](#)    Park Advisory Commission (PAC) Downtown Parks Subcommittee Report  
(Park Advisory Commission)  
**Attachments:**    Park Advisory Commission (PAC) Downtown Parks Subcommittee Report - Final.pdf, Downtown Parks ResolutionCSPostPAC.pdf  
(Added 10/21/13)
- G    The following minutes were received for filing:**
- G-1    [13-1081](#)    Historic District Commission Meeting Minutes of the August 15, 2013  
(Planning and Development Services)  
**Attachments:**    8-15-2013 HDC Minutes with Live Links
- G-2    [13-1141](#)    Public Market Advisory Commission Meeting Minutes of August 15, 2013  
(Parks and Recreation Services)  
**Attachments:**    PMAC Minutes 8.15.13.pdf
- G-3    [13-1245](#)    Downtown Area Citizens Advisory Council Meeting Minutes - October 1, 2013  
(Downtown Development Authority - Susan Pollay, Executive Director)  
**Attachments:**    Downtown Area Citizens Advisory Council Meeting Minutes 100113
- G-4    [13-1246](#)    Ann Arbor Downtown Development Authority Meeting Minutes - September 4, 2013  
(DDA - Susan Pollay, Executive Director)  
**Attachments:**    DDA Minutes 09/0/413
- G-5    [13-1289](#)    City Election Commission - July 16, 2013  
(City Clerk - Jacqueline Beaudry)  
**Attachments:**    2013-07-16 Election Commission minutes

**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, OCTOBER 21, 2013, 7:00 P.M.****REPLAYS: TUESDAY, OCTOBER 22, 2013, 10:00 A.M. AND FRIDAY, OCTOBER 25, 2013, 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](http://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](http://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](mailto: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.