



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, June 20, 2011

7:00 PM

Ann Arbor Municipal Center, 301 E. Huron
Street, 2nd Floor

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [11-0691](#) Ann Arbor Skate Park Update - Scott Rosencrans
(City Council)

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. Thomas Partridge - Recall Governor Snyder. Build affordable housing and economic opportunities; not marijuana. (CA-4, DS-2)
2. Dennis Hayes - Medical Marijuana (DS-2)
3. Charles Ream - Medical Marijuana (DS-2)
4. Rhory Gould - Medical Marijuana (DS-2)
5. Steven Thorp- West Park
6. Alan Haber - Library Lot Park

7. Citizens for a Safe Ann Arbor - Emergency Services**COMMUNICATIONS FROM COUNCIL**

1. [11-0768](#) Resolution to Appoint Liz Rother as a Member of the City of Ann Arbor Greenbelt Advisory Commission
(City Council)
Sponsors: Hohnke
(Added 6/17/11)

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

- PH-1 [10-1249](#) An Ordinance to Add a New Chapter 95 to Title VII (Medical Marijuana Licenses for Cultivation Facilities and Dispensaries) of the Code of the City of Ann Arbor (Ordinance No. ORD-11-04)
(City Attorney Services - Stephen K. Postema)
Attachments: 11-04 Briefed as Amended on 060611.pdf, Chapter 95 as Amended on May 2 2011 - Briefed.pdf, Chapter 95 - Marijuana Ordinance Briefed w new Section numbers.pdf, Chapter 95 as amended 3-21-11.pdf, Chapter 71 As Amended 3-7-11.pdf, Chapter 71 as Amended on FEB7.pdf, Chapter 71 As Amended Jan 3.pdf, Ordinance - Chapter 71.pdf
(See B-1)
- PH-2 [11-0464](#) An Ordinance to Amend Sections 2:63, 2:64, 2:65 and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates and Amend Residential Summer Service Billings) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-11-08)
(Public Services - Sue F.McCormick, Public Services Administrator)
Attachments: Chapter 29 Ord-11-08 Briefed, Ord amend chpt 29 2011.pdf
(See B-3)

- PH-3 [11-0477](#) An Ordinance to Amend Sections 5:600, 5:601, 5:602, 5:603, 5:604, 5:605, 5:606, 5:607, 5:608 and 5:610, to Repeal Section 5:611, and to Amend Renumbered Section 5:611 of Chapter 62 (Landscaping and Screening) of Title V of the Code of the City of Ann Arbor Regarding Plant Materials, Screening and Landscape Island Requirements - Planning Commission Recommendation: Approval (8 Yeas, 0 Nays) (Ordinance No. ORD-11-09)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Chapter62OrdinanceRev2 Briefed, Chapter62OrdinanceRev2.pdf, Planning Staff Report 03-01-11, Planning Comm Minutes 12-07-10, Planning Staff Report 12-07-10
(See B-4)
- PH-4 [11-0664](#) Resolution to Establish a Fee for Design Review Board Applications
(Community Services - Sumedh Bahl, Area Administrator)
(See DS-17)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1 [11-0739](#) Working Session of May 9, 2011 and May 31 Continued Regular Session of May 16, 2011 (part III) and June 6, 2011 Regular Session
(City Clerk - Jacqueline Beaudry)
Attachments: 05-09-11 Work Session Minutes.pdf, 05-31-11 Draft minutes.pdf, Redactions List & Council Emails.5.31.11.PDF, 06-06-11 Draft Minutes.pdf, 6-6-11 Council Meeting Emails.PDF

CA CONSENT AGENDA

- CA-1 [11-0289](#) Resolution to Approve a Purchase Order to Michigan Supreme Court State Court Administrative Office for JIS (Not to Exceed \$57,026.80)
(Information Technology Services - Dan Rainey, IT Director)
- CA-2 [11-0607](#) Resolution to Approve a Purchase Order to Cogsdale Corporation for Annual Software Maintenance and Support Agreement for FY2012 (\$58,147.50)
(Information Technology Services - Daniel Rainey, IT Director)
- CA-3 [11-0644](#) Resolution to Approve a Contract with Governmental Consultant Services Inc. for Lobbying Services (\$48,000.00)
(Financial and Administrative Services - Tom Crawford, CFO)

- CA-4 [11-0645](#) Resolution to Approve a Contract with Ann Arbor SPARK for Business Support Services (\$75,000.00)
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-5 [11-0736](#) Resolution to Accept Board of Insurance Administration Meeting Minutes of May 26, 2011
(Financial and Administrative Services - Tom Crawford, CFO)
- CA-6 [11-0553](#) Resolution to Approve Purchase of Liquid Oxygen for Water Treatment from Air Liquide Industrial U.S. LP, Bid No. ITB-4154 (estimated \$74,000.00/yr)
(Water Treatment Plant Services - Sue F. McCormick, Area Administrator)
Attachments: bid4154-AirLiquide.pdf, bidsheet-4154lox.pdf
- CA-7 [11-0603](#) Resolution to Approve the Purchase of Meter Transmitting Units from Aclara RF Systems, Inc. (\$75,000.00)
(Public Services - Sue F. McCormick, Area Administrator)
- CA-8 [11-0657](#) Resolution to Approve Purchase of Carbon Dioxide (CO2) for Water Treatment from Continental Carbonic Products, Bid No ITB-4157 (\$49/ton, estimated \$30,000.00/yr)
(Water Treatment Services - Sue F. McCormick, Public Services Administrator)
Attachments: bidsheet-4157lime.pdf
- CA-9 [11-0734](#) Resolution to Approve Contract Amendment Number One with WeCare Organics to Extend Equipment Lease 90 Days
(Systems Planning Services - Sue F. McCormick, Public Services Administrator)
- CA-10 [11-0748](#) Resolution to Approve a Purchase Order to Butzel Long for Legal Services to the 15th Judicial District Court (NTE \$37,000)
(Fifteenth District Court Services - Keith Zeisloft)

B ORDINANCES - SECOND READING

- B-1** [10-1249](#) An Ordinance to Add a New Chapter 95 to Title VII (Medical Marijuana Licenses for Cultivation Facilities and Dispensaries) of the Code of the City of Ann Arbor (Ordinance No. ORD-11-04)
- (City Attorney Services - Stephen K. Postema)
- Attachments:** 11-04 Briefed as Amended on 060611.pdf, Chapter 95 as Amended on May 2 2011 - Briefed.pdf, Chapter 95 - Marijuana Ordinance Briefed w new Section numbers.pdf, Chapter 95 as amended 3-21-11.pdf, Chapter 71 As Amended 3-7-11.pdf, Chapter 71 as Amended on FEB7.pdf, Chapter 71 As Amended Jan 3.pdf, Ordinance - Chapter 71.pdf
- (See PH-1)
- DS-1** [11-0725](#) Resolution to Authorize Summary Publication of Ordinance No. ORD-11-04 - An Ordinance to Add a New Chapter 95 to Title VII (Medical Marijuana Licenses for Dispensaries) of the Code of the City of Ann Arbor
- (City Attorney Services - Stephen K. Postema, City Attorney)
- B-2** [10-0949](#) An Ordinance to Add Section 5:50.1 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor Regarding Regulations Concerning Medical Marijuana (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (Ordinance No. ORD-10-37)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** 10-37 Briefed as Amended on 060611.pdf, 10-37 Briefed as Amended on 050211.pdf, Medical Marijuana Ordinance (ORD-10-37) Briefed, 10-07-10 Medical Marijuana Ordinance - CC, 10-5-10 Medical Marijuana Ordinance - CPC, 10/5/10 Medical Marijuana Staff Report -CPC, 9/21/10 Medical Marijuana Staff Report - CPC, 9-21-10 CPC Minutes, AlliancePG AA Nov 15 2010
- (Postponed from the 11/15/10, 12/6/10, 1/3/11, 1/20/11, 2/7/11, 4/19/11, 5/2/11 Regular Sessions of council. Referred on 6/6/11)
- DS-2** [11-0724](#) Resolution to Authorize Summary Publication of Ordinance No. ORD-10-37 - An Ordinance That Adds Section 5:50.1 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor Regarding Regulations Concerning Medical Marijuana
- (City Attorney Services - Stephen K. Postema, City Attorney)
- B-3** [11-0464](#) An Ordinance to Amend Sections 2:63, 2:64, 2:65 and 2:69 of Chapter 29 (Increase Water, Sewer, and Stormwater Rates and Amend Residential Summer Service Billings) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-11-08)
- (Public Services - Sue F.McCormick, Public Services Administrator)
- Attachments:** Chapter 29 Ord-11-08 Briefed, Ord amend chpt 29 2011.pdf
- (See PH-2)

- DS-3 [11-0742](#) Resolution to Authorize Summary Publication of Ordinance No. ORD-11-08 to Amend Chapter 29 of Title II of the Code of the City of Ann Arbor - Increase Water, Sewer and Stormwater Rates
(Public Services - Sue McCormick, Public Services Administrator)
- B-4 [11-0477](#) An Ordinance to Amend Sections 5:600, 5:601, 5:602, 5:603, 5:604, 5:605, 5:606, 5:607, 5:608 and 5:610, to Repeal Section 5:611, and to Amend Renumbered Section 5:611 of Chapter 62 (Landscaping and Screening) of Title V of the Code of the City of Ann Arbor Regarding Plant Materials, Screening and Landscape Island Requirements - Planning Commission Recommendation: Approval (8 Yeas, 0 Nays) (Ordinance No. ORD-11-09)
(Community Services - Sumedh Bahl, Area Administrator)
Attachments: Chapter62OrdinanceRev2 Briefed, Chapter62OrdinanceRev2.pdf, Planning Staff Report 03-01-11, Planning Comm Minutes 12-07-10, Planning Staff Report 12-07-10
(See PH-3)
- DS-4 [11-0706](#) Resolution to Authorize Summary Publication of Ordinance No. ORD-11-09 to Amend Sections 5:600, 5:601, 5:602, 5:603, 5:604, 5:605, 5:606, 5:607, 5:608 and 5:610, to Repeal Section 5:611, and to Amend Renumbered Section 5:611 of Chapter 62 (Landscaping and Screening) of Title V of the Code of the City of Ann Arbor
(Community Services - Sumedh Bahl, Area Administrator)

C ORDINANCES - FIRST READING

- C-1 [11-0670](#) An Ordinance to Amend Sections 1:552, 1:564, 1:566, 1:569, 1:574, 1:587, and 1:595 of Chapter 18, Employees Retirement System, Title I, of the Code of the City of Ann Arbor
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Technical Amendments Chapter 18

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 [11-0729](#) Resolution to Appoint Jamie Woolard as a Member of the City of Ann Arbor Environmental Commission
(City Council)
Sponsors: Hohnke and Teall

- DC-2 [11-0749](#) Resolution to Adopt Revised Fund Balance and Debt Policies
(Budget Committee)
Sponsors: Budget Committee
Attachments: Fund Balance Policy, Debt Mgmt Policy
- DC-3 [11-0679](#) Resolution to Amend Ann Arbor City Budget for Fiscal Year 2011 (**8
Votes Required**)
(Budget Committee)
Sponsors: Budget Committee
- DB **New Business - Boards and Commissions:**
- DS **New Business - Staff:**
- DS-5 [11-0741](#) Resolution to Amend the 2011 City Council Calendar
(City Administrator - Tom Crawford)
- DS-6 [11-0517](#) Resolution to Approve an Agreement with Parsons Brinckerhoff Michigan, Inc. (PBM) for Project Management and Construction Engineering Services for the E. Stadium Boulevard Bridges Replacement Project (\$3,587,456.80)
(Public Services - Sue F. Mc Cormick, Area Administrator)
- DS-7 [11-0592](#) Resolution to Approve Third Amendment to Agreement with Northwest Consultants, Inc. (NCI) for Construction Engineering and Additional Design Engineering Services for the E. Stadium Boulevard Bridges Replacement Project (\$609,815.00)
(Project Management Services - Sue F. McCormick, Public Services Administrator)
- DS-8 [11-0655](#) Resolution to Approve Purchase of Quicklime for Water Treatment from Carmeuse Lime Inc; Beachville Bid No. ITB-4157 (estimated \$345,000.00/6 months)
(Water Treatment Services - Sue F. McCormick, Public Services Administrator)
Attachments: bidsheet-4157lime.pdf
- DS-9 [11-0555](#) Resolution to Approve Purchase of Sodium Hydroxide for Water Treatment from JCI Jones Chemicals, Inc Bid No. ITB-4153 (\$560.00/ton, estimated \$126,000.00/yr)
(Water Treatment Plant Services - Sue F. McCormick, Area Administrator)
Attachments: Bid4153-JCIJones.pdf, bidsheet-4153.pdf

- DS-10 [10-1259](#) Resolution to Approve a Contract with PerkinElmer Health Sciences Inc. for a Water Laboratory Information Management System and Services (\$110,026.00)
(Public Services - Sue McCormick, Public Services Area Administrator)
Attachments: PKI Contract.pdf
- DS-11 [11-0669](#) Resolution to Award Contract for Barton Dam Concrete Repairs to Gerace Construction Company (\$812,500.00) and Appropriate \$366,250.00 from the General Fund Reserve **(8 Votes Required)**
(Public Services - Sue F McCormick, Area Administrator)
- DS-12 [11-0652](#) Resolution to Approve Amendment No. 1 to the Continuing Service Contracts with E. T. MacKenzie Company (\$250,000.00) and D. N. Higgins, Inc. (\$250,000.00) for On-Call and Emergency Construction Services
(Field Operations Services - Sue F. McCormick, Public Services Administrator)
Attachments: File 09 0965, R 09 445.pdf, AMEND_1_Higgins.pdf, AMEND_1_MacKenzie.pdf
- DS-13 [11-0544](#) Resolution to Adopt a Policy Regarding Affordable Housing Project Liens
(Community Services - Sumedh Bahl, Area Administrator)
- DS-14 [11-0576](#) Resolution to Award Purchase Orders to Asplundh Tree Expert Company (\$90,000.00), Advanced Tree Care Services (\$40,000.00) and Owen Tree Service (\$30,000.00) for Tree Removal, Stump Removal and/or Tree Trimming Services, ITB - 4141
(Public Services - Sue F. McCormick, Area Administrator)
Attachments: Forestry Tree Services By the Hour Bid - ITB 4141.pdf
- DS-15 [11-0656](#) Resolution Setting a Public Hearing on Picometrix, LLC's Application for an Industrial Facilities Exemption Certificate in Industrial Development District No. 2006-020
(Financial and Administrative Services - Tom Crawford, COF)
Attachments: picometrix 2011 ift.pdf
- DS-16 [11-0723](#) Resolution to Amend Contracts with Legal Services of South Central Michigan and Housing Bureau for Seniors for Foreclosure Prevention and Counseling Services (\$70,001.00 FY 2011 General Fund) **(8 Votes Required)**
(Community Services - Sumedh Bahl, Area Administrator)

DS-17 [11-0664](#) Resolution to Establish a Fee for Design Review Board Applications

(Community Services - Sumedh Bahl, Area Administrator)

(See PH-4)

DS-18 [11-0767](#) Resolution to Award a Construction Contract to Hoffman Brothers, Inc. (\$1,216,099.75; Bid No. ITB-4127A) for the Northside Interceptor Sanitary Sewer Relocation Project

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

Attachments: ITB-4127A_Bid Summary_06-17-11.pdf

(Added 6/15/11)

E COMMUNICATIONS FROM THE MAYOR

E-1 [11-0731](#) 6/6/11 Nominations & appointments

(Mayor's Office)

E-2 [11-0778](#) June 20, 2011 Appointments & Nominations

(Mayor's Office)

(Added 6/20/11)

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 [11-0728](#) Ann Arbor Public Art Commission 2011 Annual Art Plan

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

Attachments: FY2011 Public Art Plan.pdf

I The following minutes were received for file:

I-1 [11-0242](#) City Planning Commission Meeting Minutes of January 20, 2011

(Planning and Development Services)

Attachments: 1-20-2011 CPC Approved Minutes

- I-2 [11-0336](#) City Planning Commission Meeting Minutes of February 8, 2011
(Planning and Development Services)
Attachments: 2-8-2011 CPC Approved Minutes
- I-3 [11-0450](#) Historic District Commission Meeting Minutes of the March 10, 2011
(Planning and Development Services)
Attachments: 3-10-2011 HDC Meeting Minutes.pdf
- I-4 [11-0524](#) City Planning Commission Meeting Minutes of February 15, 2011
(Planning and Development Services)
Attachments: 3-1-2011 CPC Approved Minutes
- I-5 [11-0525](#) City Planning Commission Meeting Minutes of March 1, 2011
(Planning and Development Services)
Attachments: 3-1-2011 CPC Approved Minutes
- I-6 [11-0678](#) Cable Communications Commission Meeting Minutes of April 26, 2011
Attachments: CCCMinutesApril262011
- I-7 [11-0680](#) Washtenaw Area Transportation Study (W.A.T.S.) Meeting Minutes of
April 20, 2011
Attachments: W.A.T.S. April 2011 minutes
- I-8 [11-0683](#) Ann Arbor Housing Commission Regular Board Meeting Minutes - April
20, 2011
(Housing Services - Marge Novak)
Attachments: Housing Minutes 4-20-11
- I-9 [11-0698](#) City Election Commission - July 13, September 3 and October 12, 2010
(City Clerk - Jacqueline Beaudry)
Attachments: 2010-07-13 Election Commission minutes approved.pdf, 2010-09-03
Election Commission minutes approved.pdf, 2010-10-12 Election
Commission minutes.pdf
- I-10 [11-0700](#) Downtown Development Authority Meeting Minutes - May 2, 1011, May
20, 2011
(Downtown Development Authority - Susan Pollay)
Attachments: DDA Minutes 5-2-11, DDA Special Mtg 5-20-11

- I-11 [11-0701](#) Downtown Area Citizens Advisory Council Meeting Minutes - May 3, 2011

(Downtown Development Authority - Susan Pollay)

Attachments: CAC Minutes 5-3-11

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, JUNE 20, 2011 AT 7:00 P.M.

REPLAYS: TUESDAY, JUNE 21, 2011 AT 10:00 A.M. AND FRIDAY, JUNE 24, 2011 AT 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 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.