



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 4, 2012

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.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

APPROVAL OF AGENDA

INT INTRODUCTIONS

INT-1 [12-0340](#) Historic District Commission Annual Historic Preservation Awards
(Community Services - Sumedh Bahl, Community Services Administrator)

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 - County and State transportation improvements essential. Approve the proposed 4-Party Countywide transportation agreement. Elect President Obama and democratic party candidates. (DC-2)
2. Sumi Kailasapathy - Fuller Park (DS-1)
3. Nancy Shiffler - Ann Arbor Rail Passenger Station (DC-4, DS-1)
4. Rita Mitchell - Ann Arbor Rail Passenger Station (DC-4)

5. Orian Zakai - Human Rights Minutes (I-7)
6. James D'Amour - Fuller Road (DC-4)
7. Jack Eaton - Fuller Road Transportation Station (DC-4)
8. Mary Conway - Homeless (I-7)
9. Alexandra Hoffman - Human Rights (I-7)
10. Lily Au - Human Rights (I-7)

Alternates:

1. Kenry Herskovitz - election August 7th, Ward 5
2. Kermit Schlansker - Cisterns Save Energy

COMMUNICATIONS FROM COUNCIL

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [12-0454](#) An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalk (Ordinance No. ORD-12-20)
- (Project Management Services - Craig Hupy, Interim Public Services Administrator)
- Sponsors:** Taylor and Briere
- Attachments:** 12-20 Briefed, chpt 49 amendment - 5-21-12.pdf, R-11-444 & Attachment A.pdf, 2012 Sidewalk Repair Resolution.pdf
- (See B-1)
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- PH-2 [12-0605](#) An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-12-22)
- (Public Services - Craig Hupy, Interim Public Services Administrator)
- Attachments:** ORD-12-22 Briefed, Ordinance Chapter 29 - Final.pdf
- (See B-2)

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

- A-1 [12-0747](#) Working Session of April 9, 2012 and Regular Session of May 21, 2012
(City Clerk - Jacqueline Beaudry)

Attachments: 4-9-12 Draft Work Session Minutes.pdf, 5-21-12 Draft Council Minutes.pdf, 5-21-12 City Council Meeting Emails & Redaction List.pdf

CA CONSENT AGENDA

- CA-1 [12-0464](#) Resolution to Approve Amendment No. 4 to the Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. (\$67,500.00) for the West Park Stormwater Completion Project

(Project Management Services - Craig Hupy, Interim Public Services Administrator)

Attachments: Exhibit B-4.pdf, Exhibit A-4.pdf

- CA-2 [12-0706](#) Resolution to Approve Temporary Outdoor Sales, Service and Consumption of Alcoholic Beverages during the 2012 Ann Arbor Art Fair

(City Clerk Services - Jacqueline Beaudry, City Clerk)

- CA-3 [12-0609](#) Resolution to Approve an Agreement with the Costco Wholesale Corporation for Traffic Signal Modification (\$60,815.00)

(Project Management Services - Craig Hupy, Interim Public Services Administrator)

Attachments: costco traffic signal agrmt - revised 5-18-12, state research airport est cost - revised.pdf

B ORDINANCES - SECOND READING

- B-1 [12-0454](#) An Ordinance to Amend Sections 4:58 and 4:59 of Chapter 49 (Sidewalks) of Title IV (Streets and Sidewalks) of the Code of the City Relative to Responsibility for the Repair of Adjacent Sidewalk (Ordinance No. ORD-12-20)

(Project Management Services - Craig Hupy, Interim Public Services Administrator)

Sponsors: Taylor and Briere

Attachments: 12-20 Briefed, chpt 49 amendment - 5-21-12.pdf, R-11-444 & Attachment A.pdf, 2012 Sidewalk Repair Resolution.pdf

(See PH-1)

- B-2** [12-0605](#) An Ordinance to Amend Sections 2:63, 2:64, and 2:69 of Chapter 29 (Water, Sewer and Stormwater Rates) of Title II of the Code of the City of Ann Arbor (Ordinance No. ORD-12-22)
- (Public Services - Craig Hupy, Interim Public Services Administrator)
- Attachments:** ORD-12-22 Briefed, Ordinance Chapter 29 - Final.pdf
- (See PH-2)

C ORDINANCES - FIRST READING

- C-1** [12-0748](#) An Ordinance to Amend Section 5:501 of Chapter 55 (Zoning) of Title V of the Code of the City of Ann Arbor Regarding the Regulation of the Medical Use of Marijuana (CPC Recommendation: Denial - 0 Yeas, 8 Nays)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:** DraftMedMarAmend_04-02-11.pdf, 5/1/12 Planning Staff Report, 5-1-2012 CPC Mtg-MMMA Amendment Item Minutes
- (Deleted from Agenda on 6/1/12)

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [12-0751](#) Resolution to Change the Membership of the Elizabeth Dean Fund Committee
- (Mayor's Office)
- Sponsors:** Hieftje
- DC-2** [12-0753](#) Resolution to Approve Amendment to 4-Party Public Transportation Agreement for Creation of Public Transportation System
- (Christopher Taylor - City Council)
- Sponsors:** Taylor and Briere
- Attachments:** AMENDED_Ypsi 4-Party Transportation Agreement 05.15.2012, 4-Party AOI 030512 Redline Amendments.doc, 4-Party AOI 030512 Redline Amendments.pdf
- DC-3** [12-0776](#) Resolution to Accept Board of Insurance Administration Minutes of May 24, 2012
- (Financial and Administrative Services - Tom Crawford, CFO)
- Sponsors:** Derezinski
- (Added 5/31/12)

- DC-4 [12-0764](#) Resolution to Approve Amendment No. 2 to the Professional Services Agreement with SmithGroup JJR for Work Related to Conceptual Planning and Environmental Documentation for the Ann Arbor Rail Passenger Station Project (\$196,192.00)
- (Community Services - Sumedh Bahl, Area Administrator)
- Sponsors:** Hieftje and Derezinski
- Attachments:** AARPS_JJR PSA Amendment 2_05-31-12.pdf, Communication from Sierra Club, Communication from Rita Mitchell, Communication from Ellen Ramsburgh
- (Added 6/1/12; Attachments Added 6/4/12)
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- DC-5 [12-0778](#) Resolution to Require Execution of CUB Agreements by Contractors and Subcontractors with the Washtenaw Skilled Building Trades Council as a Condition of City Contracts for New Construction Over \$25,000
- (Margie Teall - City Council)
- Sponsors:** Teall
- (Added 6/1/12)
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- DB **New Business - Boards and Commissions:**
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- DB-1 [12-0540](#) Resolution to Accept the Donation of Braun Nature Area from Ann Arbor Township **(8 Votes Required)**
- (Community Services - Sumedh Bahl, Community Services Administrator)
- Attachments:** Braun Nature Area Aerial Map2.pdf
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- DS **New Business - Staff:**
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- DS-1 [12-0022](#) Resolution to Accept and Approve a Grant from the Michigan Department of Transportation (\$3,508,000.00), for the Ann Arbor Rail Passenger Station Project **(8 Votes Required)**
- (Systems Planning Services - Craig Hupy, Interim Public Services Administrator)
- Attachments:** Communication the Sierra Club, Communication from Rita Mitchell, Communication from Ellen Ramsburg
- (Attachments added 6/4/12)
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- DS-2 [12-0569](#) Resolution to Approve Acceptance of Grant from the Ann Arbor Area Community Foundation to Fund the Public Art Project in Allmendinger Park and to Appropriate the Funds (\$7,200.00) **(8 Votes Required)**
- (Public Services - Craig Hupy, Interim Public Art Administrator)
- Attachments:** AAACF Terms of Grant Allmendinger (2).pdf

- DS-3 [12-0572](#) Resolution to Award a Construction Contract to TSP Services, Inc. (\$507,770.00; Bid No. ITB-4218) for the West Park Stormwater Completion Project
(Project Management Services - Craig Hupy, Interim Public Services Administrator)
Attachments: West Park construction contract.pdf, West Park Project Location Map.pdf, West Park Bid Summary.pdf
- DS-4 [12-0712](#) Resolution to Approve the Purchase of a Demo Side Loading Refuse Truck from Fredrickson Supply (\$282,044.00.00)
(Fleet & Facilities Services - Craig Hupy P.E., Interim Public Services Administrator)
- DS-5 [12-0673](#) Resolution to Approve a Renewal of a Three-year Enterprise Agreement with Microsoft, Inc. and Related Three-year Payment Plan with CDW-Government Inc. (\$847,802.16)
(Information Technology Services - Dan Rainey, Director)
Attachments: City of Ann Arbor EA Signature Form.pdf, City of Ann Arbor M132 Amendment.pdf, City of Ann Arbor W21 Amendment.pdf
- DS-6 [12-0713](#) Resolution to Approve Street Closing for Sonic Lunch - Thursday, June 21, 2012 and Thursday, July 26, 2012
(Community Services - Sumedh Bahl, Community Services Administrator)
Attachments: Sonic Lunch Maps.pdf, Sonic Lunch Schedule.pdf
- DS-7 [12-0719](#) Resolution Accepting Easement for Sidewalk at 1501 E. Stadium Blvd. from K & R Stadium, LLC, a Michigan Limited Liability Company, and the Violet B. Parker Testamentary Trust **(8 Votes Required)**
(City Attorney Services - Stephen Postema, City Attorney)
Attachments: 1501 E. Stadium Blvd. Sidewalk Easement Drawing.pdf

E COMMUNICATIONS FROM THE MAYOR

- E-1 [12-0746](#) Appointments - Nominations
(Mayor's Office)
- E-2 [12-0803](#) Appointments & Nominations
(Mayor's Office)
(Added 6/4/12)

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 [12-0772](#) Communication from Comcast regarding a change to the channel lineup effective June 1, 2012

(City Clerk Services)

Attachments: comcast communication dated 5-1-12

- H-2 [12-0773](#) Communication from Comcast regarding digital network enhancement by converting all Limited Basic service channels in the community

(City Clerk Services)

Attachments: comcast communication dated 5-23-12

H-3 Sierra Club comments Regarding Ann Arbor Passenger Rail Resolutions

(See DC-4 and DS-1 for comments.)

H-4 Comments from Rita Mitchell regarding Ann Arbor Passenger Rail Resolutions

(See DC-4 and DS-1 for comments.)

H-5 Comments from Ellen Ramsburgh regarding Fuller Station Study

(See DC-4 and DS-1 for comments.)

I The following minutes were received for file:

- I-1 [12-0515](#) Historic District Commission Meeting Minutes of March 8, 2012

(Planning and Development Services)

Attachments: 3-8-2012 HDC Approved Minutes

- I-2 [12-0546](#) Park Advisory Commission Meeting Minutes of March 20, 2012

(Park Advisory Commission)

Attachments: 3-20-2012 PAC Approved Minutes

- I-3 [12-0552](#) City Planning Commission Meeting Minutes of March 6, 2012

(Planning and Development Services)

Attachments: 3-6-2012 CPC Approved Minutes

- I-4 [12-0570](#) Council Liquor License Review Committee - February 23, 2012
(City Clerk - Jacqueline Beaudry)
Attachments: 2012-02-23 liquor committee minutes.pdf
- I-5 [12-0635](#) Ann Arbor Public Art Commission Meeting Minutes - March 28, 2012
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: AAPAC Meeting Minutes - March 2012 .pdf
- I-6 [12-0643](#) Historic District Commission Meeting Minutes of April 12, 2012
(Planning and Development Services)
Attachments: 4-12-2012 HDC Approved Minutes
- I-7 [12-0700](#) Human Rights Commission Meeting Minutes of April 11, 2012
(Human Resources - Robyn Wilkerson, Director)
Attachments: HRC Meeting Minutes 4-11-12.pdf
- I-8 [12-0703](#) Airport Advisory Committee Minutes - March 21, 2012
(Fleet & Facilities Services - Matthew J Kulhanek)
Attachments: AAC minutes 032112.pdf
- I-9 [12-0716](#) Washtenaw Area Transportation Study (W.A.T.S) Meeting Minutes of April 18, 2012
Attachments: W.A.T.S. April Policy Committee minutes
- I-10 [12-0726](#) Ann Arbor Transportation Authority Board Meeting Minutes of April 19 and 26, 2012
(Ann Arbor Transportation Authority Board)
Attachments: AATA Board Meeting Minutes_4.19.12_Aproved, 4.26.12_AATA Special Board Meeting Minutes_Aproved
- I-11 [12-0729](#) Budget Committee - Minutes of May 15, 2012
(Budget Committee - Tom Crawford, CFO)
Attachments: Minutes of Budget Committee 5-15-12.pdf
- I-12 [12-0733](#) Council Liquor License Review Committee - April 13, 2012
(City Clerk - Jacqueline Beaudry)
Attachments: 2012-04-13 Liquor committee minutes.pdf

- I-13 [12-0735](#) Ann Arbor Commission on Disabilities Meeting Minutes for April 18, 2012
(Human Resources - Robyn Wilkerson, Director)
Attachments: Disabilities Minutes 04182012.pdf
- I-14 [12-0738](#) Ann Arbor Employees' Retirement System Minutes for the Regular Meeting - April 19, 2012
(Retirement System Services - Nancy Walker, Director)
Attachments: Minutes of Retirement System 4/12/12.pdf
- I-15 [12-0737](#) Ann Arbor Public Art Commission - Minutes of January 25, 2012 and Annual Planning Retreat of February 26, 2012
(Public Services - Craig Hupy, Interim Public Services Administrator)
Attachments: AAPAC Meeting Minutes of 1/25/12 and Annual Planning Retreat 2/26/12.pdf
- I-16 [12-0739](#) Ann Arbor Retiree Health Care Benefit Plan & Trust Board of Trustees - Minutes of the Regular Board Meeting - April 19, 2012
(Employees' Retirement System Board of Trustees - Nancy Walker, Director)
Attachments: VEBA Minutes 4/19/2012.pdf

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 4, 2012, 7:00 P.M.

REPLAYS: TUESDAY, JUNE 5, 2012, 10:00 A.M. AND FRIDAY, JUNE 8, 2012 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.

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, 301 E.Huron Street, 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.