



# 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 1, 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.

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**CALL TO ORDER**

**MOMENT OF SILENCE**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL OF COUNCIL**

**APPROVAL OF AGENDA**

**INT INTRODUCTIONS**

**INT-1** [12-1285](#) Lewy Body Dementia Awareness Month Proclamation  
(Mayor's Office)  
(Added 9/27/12)

**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 - Expand Affordable Public Transportation and Housing**
- 2. Vivian Weston - Citizens United**
- 3. Kermit Schlansker - Solar Energy**
- 4. Eleanor Linn - Update S. University Apartment Construction**

**5. Wayne Appleyard -25% by 2025 Resolution from Energy Commission****COMMUNICATIONS FROM COUNCIL****COMMUNICATIONS FROM THE CITY ADMINISTRATOR****PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**

- PH-1** [12-1019](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.26 Acre from PUD (Planned Unit Development District) to R4C (Multiple-Family Dwelling District), 922-926 Catherine Street (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-12-29)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** ORD-12-29 Briefed, 922-926 Catherine St. Zoning Ordinance.pdf, 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes, 7-17-2012 CPC Approved Minutes for 922-926 Catherine.pdf  
(See B-1)
- PH-2** [12-1069](#) Resolution to Approve 922-926 Catherine Street Site Plan (CPC Recommendation: Approval - 6 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes  
(See DB-1)
- PH-3** [12-1034](#) An Ordinance to Amend Chapter 55 (Zoning), Staff-Initiated Rezoning of 0.34 Acre from PL (Public Land) to C3 (Fringe Commercial District), Speedway Property, 1300 North Maple (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-12-30)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** ORD-12-30 Briefed, Speedway Zoning Ordinance.pdf, 7-17-12 Planning Staff Report, 7-17-12 Planning Commission Minutes  
(See B-2)
- PH-4** [12-1147](#) Resolution to Approve Fiat of Ann Arbor Site Plan, 2095 West Stadium Boulevard (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** 8/21/12 Planning Staff Report, 8/21/12 Planning Commission Minutes, 8-21-2012 CPC Draft Min for Fiat of Ann Arbor.pdf  
(See DB-2)

- PH-5**    [12-1150](#)    Resolution to Approve Food Gatherers Revised PUD Site Plan, 1 Carrot Way (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Area Administrator)  
  
**Attachments:**    8/21/12 Planning Staff Report, 8/21/12 Planning Commission Minutes, 8-21-2012 CPC Draft Min for Food Gatherers Revised PUD.pdf, FG A-2 Proposed Elevs Rev 9-20-12  
  
(See DB-3)
- PH-6**    [12-1196](#)    Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Barracuda Networks  
(Financial and Administrative Services - Tom Crawford, CFO)  
  
**Attachments:**    barracuda abatement agreement.pdf  
  
(See DC-2)

#### COMMUNICATIONS FROM COUNCIL

#### A    APPROVAL OF COUNCIL MINUTES

- A-1**    [12-1274](#)    Meeting Minutes of September 17, 2012  
(City Clerk Services - Jacqueline Beaudry, City Clerk)  
  
**Attachments:**    09-17-12 Draft Minutes, 9-17-12 City Council Meeting Emails and Redaction List

#### CA    CONSENT AGENDA

- CA-1**    [12-1091](#)    Resolution to Approve Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. for Engineering for the Allen Creek Railroad Berm Opening Feasibility Study (RFP No. 826; \$50,000.00)  
(Systems Planning Services - Craig Hupy, Interim Public Services Administrator)
- CA-2**    [12-1157](#)    Resolution to Approve Amendment No. 1 to the Agreement with Wolverine Technical Staffing, Inc. (\$10,251.00/\$35,250.00)  
(Information Technology Services - Dan Rainey)  
  
**Attachments:**    Wolverine Tech Amendment 1
- CA-3**    [12-1180](#)    Resolution to Approve Contract with Industrial Organizational Solutions, Inc. (I/O) to Conduct AAPD Promotional Assessment (\$32,755.00)  
(Police Services - John Seto, Public Services Area Administrator)

#### B    ORDINANCES - SECOND READING

- B-1**     [12-1019](#)     An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.26 Acre from PUD (Planned Unit Development District) to R4C (Multiple-Family Dwelling District), 922-926 Catherine Street (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-12-29)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:**    ORD-12-29 Briefed, 922-926 Catherine St. Zoning Ordinance.pdf, 7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes, 7-17-2012 CPC Approved Minutes for 922-926 Catherine.pdf
- (See PH-1)
- DB-1**     [12-1069](#)     Resolution to Approve 922-926 Catherine Street Site Plan (CPC Recommendation: Approval - 6 Yeas and 0 Nays)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:**    7/17/12 Planning Staff Report, 7/17/12 Planning Commission Minutes
- (See PH-2)
- B-2**     [12-1034](#)     An Ordinance to Amend Chapter 55 (Zoning), Staff-Initiated Rezoning of 0.34 Acre from PL (Public Land) to C3 (Fringe Commercial District), Speedway Property, 1300 North Maple (CPC Recommendation: Approval - 6 Yeas and 0 Nays) (Ordinance No. ORD-12-30)
- (Community Services - Sumedh Bahl, Area Administrator)
- Attachments:**    ORD-12-30 Briefed, Speedway Zoning Ordinance.pdf, 7-17-12 Planning Staff Report, 7-17-12 Planning Commission Minutes
- (See PH-3)

## **C        ORDINANCES - FIRST READING**

### **Old Business:**

- C-1**     [12-0471](#)     An Ordinance to Amend Sections 7:502, 7:504, 7:505 and 7:506 of Chapter 95 of Title VII (Businesses and Trades) of the Code of the City of Ann Arbor
- (Medical Marijuana Licensing Board)
- Sponsors:**        Briere
- Attachments:**    Medical Marijuana Licenses Ordinance
- (Postponed from the 4/2/12 and 6/18/12 regular sessions)

### **New Business:**

- C-2 [12-1178](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 8.9 Acres from PUD (Planned Unit Development District) to Revised PUD, Plymouth Green Crossings Revised PUD Zoning and Supplemental Regulations, Northwest corner of Plymouth and Green Roads (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

(Community Services - Sumedh Bahl, Area Administrator)

**Attachments:** Ordinance.docx, Ordinance.pdf, 8/21/12 Planning Staff Report, 8/21/12 Planning Commission Minutes, 8-21-2012 CPC Draft Min for Plymouth Green Crossing Revised PUD Zoning and Site Plan.pdf

## D MOTIONS AND RESOLUTIONS

### Old Business - Council:

- DC-1 [12-1249](#) Resolution Directing City Council and the Mayor to Appoint a Committee to Study the Available Options for Use of the Proceeds from Sale of Downtown City Properties Located in the DDA District Boundaries

(City Council)

**Sponsors:** Anglin

*(Postponed from the 9/17/12 regular session)*

### DC New Business - Council:

- DC-2 [12-1196](#) Resolution to Approve Industrial Facilities Exemption Certificate between the City of Ann Arbor and Barracuda Networks

(Financial and Administrative Services - Tom Crawford, CFO)

**Attachments:** barracuda abatement agreement.pdf

*(See PH-6) (Revised 10/1/12)*

- DC-3 [12-1256](#) Resolution to Extend Temporary Moratoria on Digital Billboards

(Community Services - Colin Smith, Acting Community Services Administrator)

**Sponsors:** Taylor

- DC-4 [12-1269](#) Resolution to Extend Grant Period to March 7, 2013 and Amend Budget for the U.S. Department of Energy's Energy Efficiency and Conservation Block Grant (EECBG) program (Reallocation of \$1,243,400.00)

(Systems Planning - Craig Hupy, Public Services Area Administrator)

**Sponsors:** Hieftje

*(Added 9/28/12)*

- DC-5 [12-1270](#) Resolution to Amend Contract with Clean Energy Coalition (CEC) for Community Energy Program Coordination (\$333,962)  
(Systems Planning Services - Craig Hupy, Public Services Area Administrator)  
**Sponsors:** Hieftje  
**Attachments:** AMENDMENT 1 TO CEC EECBG Contract.pdf  
(Added 10/1/12)
- DB **New Business - Boards and Commissions:**
- DB-2 [12-1147](#) Resolution to Approve Fiat of Ann Arbor Site Plan, 2095 West Stadium Boulevard (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** 8/21/12 Planning Staff Report, 8/21/12 Planning Commission Minutes, 8-21-2012 CPC Draft Min for Fiat of Ann Arbor.pdf  
(See PH-4)
- DB-3 [12-1150](#) Resolution to Approve Food Gatherers Revised PUD Site Plan, 1 Carrot Way (CPC Recommendation: Approval - 7 Yeas and 0 Nays)  
(Community Services - Sumedh Bahl, Area Administrator)  
**Attachments:** 8/21/12 Planning Staff Report, 8/21/12 Planning Commission Minutes, 8-21-2012 CPC Draft Min for Food Gatherers Revised PUD.pdf, FG A-2 Proposed Elevs Rev 9-20-12  
(See PH-5)
- DB-4 [12-0657](#) Resolution to Support Renewable Energy Ballot Proposal of 2012  
(Energy Commission - Nathan Geisler, Energy Programs Associate)  
**Sponsors:** Hieftje
- DB-5 [12-1156](#) Resolution to Approve the Purchase of Development Rights on the Daniel E. and Amy Hornback Farm in Salem Township; Appropriate Funds, Not to Exceed \$199,367.00 from the Open Space and Parkland Preservation Millage Proceeds and Approve Participation Agreement with Salem Township and Washtenaw County Parks and Recreation Commission **(8 Votes Required)**  
(Community Services - Sumedh Bahl, Community Services Administrator)  
**Attachments:** Hornback Protected Map Revised.pdf
- DS **New Business - Staff:**

- DS-2 [12-1253](#) Resolution to Petition the Washtenaw County Water Resources Commissioner to Design and Construct Stormwater Management Control Measures on Miller Avenue in the Allen Creek Drainage District to Reduce Downstream Flooding and Improve Water Quality (Total Project Cost: \$6,505,000.00; Stormwater Portion: \$300,000.00)  
(Systems Planning Services - Craig Hupy, Interim Public Services Administrator)  
**Attachments:** PETITION & DESC.PDF
- DS-3 [12-1154](#) Resolution Authorizing a Contract with Premier Truck Sales & Rental, Inc. for the Rental of Eight Rear Load Refuse Trucks (\$117,200.00)  
(Fleet & Facilities Services - Craig Hupy, P.E. Interim Public Service Administrator)  
**Attachments:** Leaf Truck Rental Contract-Premier - 8 Trucks.PDF, Leaf Truck Rental Contract-Premier - 8 Trucks Supplemental page 1.PDF, Leaf Truck Rental Contract-Premier - 8 Trucks Supplemental page 2.PDF
- DS-4 [12-1026](#) Resolution to Award a Construction Contract to Michigan Joint Sealing for the Annual Overband Crack Sealing Bid No. 4236 - (\$112,134.00)  
(Public Services - Craig Hupy, Interim Public Services Admin)  
**Attachments:** Bid # 4236 - Michigan Joint Sealing Bid.pdf, Bid # 4236 - Annual Crack Sealing ITB.pdf
- DS-5 [12-1220](#) Resolution to Accept and Appropriate Emergency Management Performance Grant Funds and Approve FY 2012 Funding Assistance Grant Agreement for Ann Arbor Emergency Management Program (\$37,176.00) **(8 Votes Required)**  
(Safety Services - John Seto, Area Administrator)
- DS-6 [12-1254](#) Resolution Accepting Easement for Water Main from Watershed III, LLC (2705 Plymouth Rd. and 2793 Plymouth Rd.) **(8 votes required)**  
(City Attorney Services - Stephen K. Postema, City Attorney)  
**Attachments:** Plymouth Road Plaza Water Main Drawing.pdf
- DS-7 [12-1255](#) Resolution Authorizing City Employees and Officers to Appear in Small Claims Court  
(City Attorney Services - Stephen K. Postema, City Attorney)
- DS-8 [12-1278](#) Resolution to Appoint Craig Hupy as Public Services Area Administrator Effective October 1, 2012  
(City Administrator Services - Steven D. Powers, City Administrator)

**E COMMUNICATIONS FROM THE MAYOR**

- E-1 [12-1234](#) Appointments - Nominations  
(Mayor's Office)  
**Sponsors:** Hieftje  
**Attachments:** Melissa Stults Appointment Application

#### 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 [12-1261](#) Communication from Michael Ford, CEO of the Ann Arbor Transportation Authority regarding Transit in Washtenaw County: Service Proposal and the next steps to create a New Transit Authority  
**Attachments:** AATA Communication
- H-2 [12-1268](#) Washtenaw Area Transportation Study (WATS) Community Values Survey  
**Attachments:** WATS CVS Summary
- H-3 [12-1271](#) Communication from the State of Michigan Public Service Commission regarding notice of Public Hearing for Detroit Edison Company Customers in Case No. U-16656  
**Attachments:** DTE Communication U-16656
- H-4 [12-1272](#) Communication from the Department of Licensing and Regulatory Affairs Bureau of Construction Codes Notice of Public Hearing regarding on Building Officials, Plan Reviewers, and Inspectors Rules scheduled for October 16, 2012 - Planning and Development Services  
**Attachments:** Dept of Licensing and regulatory Affairs Communication

#### I The following minutes were received for file:

- I-1 [12-1071](#) Park Advisory Commission Meeting Minutes of June 19, 2012  
(Park Advisory Commission)  
**Attachments:** 6-19-2012 PAC Approved Minutes.pdf

- I-2     [12-1072](#)     Park Advisory Commission Meeting Minutes of August 8, 2012  
(Park Advisory Commission)  
**Attachments:**    8-8-2012 PAC Approved Minutes.pdf
- I-3     [12-1167](#)     City Planning Commission Meeting Minutes July 17, 2012  
(Planning and Development Services)  
**Attachments:**    7-17-2012 CPC Approved Minutes.pdf
- I-4     [12-1210](#)     Dean Fund Committee meeting minutes of 10/11/2011, 11/08/2011,  
01/10/2012, 04/10/2012, 05/08/2012 and 08/14/2012  
**Attachments:**    DFC Minutes\_10112011.pdf, Nov08MeetingMinutes.pdf,  
Jan10MeetingMinutes.pdf, April10MeetingMinutes.pdf,  
May8MeetingMinutes.pdf, August14MeetingMinutes.pdf
- I-5     [12-1243](#)     Building Committee Minutes - July 16, 2012  
(City Administrator - Steve Powers)  
**Attachments:**    Building Committee Minutes 7-16-12
- I-6     [12-1258](#)     Budget Committee Minutes - September 17, 2012  
(City Administrator - Steve Powers, City Administrator)  
**Attachments:**    Minutes of Budget Committee 9-17-12
- I-7     [12-1273](#)     Washtenaw Area Transportation Authority (WATS) Meeting Minutes of  
August 15, 2012  
**Attachments:**    WATS August 2012 Policy Committee 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 1, 2012, 7:00 P.M.**

**REPLAYS: TUESDAY, OCTOBER 2, 2012 10:00 A.M. AND FRIDAY, OCTOBER 5, 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](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/Vid eoOnDemand.aspx](http://www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/Vid eoOnDemand.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.