



City of Ann Arbor

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

Meeting Agenda - Final-revised City Council

Thursday, August 8, 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.

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 CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

- 1. Lefiest Galimore - Ann Arbor Bike Share Master Agreement with Clean Energy Coalition (DS-2)**
- 2. Jeff Hayner - Ann Arbor Bike Share Master Agreement with Clean Energy Coalition (DS-2)**
- 3. Blaine Coleman - Against the Lynching of Millions of Black Americans (DC-2)**
- 4. Mozghan Savabieasfahni - Against the Lynching of Millions of Black Americans (DC-2)**
- 5. Meghan Clark - Surveillance and Privacy**

6. Lucia Hienold - Ann Arbor Bike Share Master Agreement with Clean Energy Coalition (DS-2)

COMMUNICATIONS FROM COUNCIL

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

- PH-1 [13-0810](#) An Ordinance to Amend Sections 1:552.1 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the Police Service Specialists and the Command Officers Association of Michigan Bargaining Units (Ordinance No. ORD-13-20)

(City Attorney Services - Stephen K. Postema, City Attorney)

Attachments: 13-20 Chpt 18 Briefed, Sec 1 552 1 Chpt 18 Code PSS and COA
(See B-1)

- PH-2 [13-0680](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.18 acre from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 401 North Fourth Avenue Property, 401 North Fourth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-18)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: ORD-13-18 401 N Fourth Ave Zoning Ordinance Briefed, 401 N Fourth Ave Zoning Ordinance.pdf, 5/21/13 Planning Staff Report
(See B-2)

- PH-3 [13-0856](#) Resolution to Approve 401 North Fourth Avenue Site Plan and Development Agreement, 401-403 North Fourth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(City Planning Commission - Sumedh Bahl, Community Services Area Administrator)

Attachments: 401-403 N Fourth and 414 N Main Staff Report with Attachments-Revised, 5/21/13 Planning Commission Minutes, 401 N. Fourth Development Agreement

(See DB-3)

- PH-4** [13-0678](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.57 acre from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 414 Main Property, 402, 408 and 414 North Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-17)

(Community Services - Sumedh Bahl, Community Services Area Administrator)

Attachments: ORD-13-17 414 Main St Zoning Ordinance Briefed, ORD-13-17 414 Main St Zoning Ordinance Briefed, 414 Main St Zoning Ordinance, 5/21/13 Planning Staff Report

(See B-3)
- PH-5** [13-0855](#) Resolution to Approve 414 Main Site Plan and Development Agreement, 414 North Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)

(City Planning Commission - Sumedh Bahl, Community Services Area Administrator)

Attachments: 401-403 N Fourth and 414 N Main Staff Report with Attachments-Revised, 5/21/13 Planning Commission Minutes, 414 Main Development Agreement 7-23-13.pdf

(See DB-2)

COMMUNICATIONS FROM COUNCIL

A APPROVAL OF COUNCIL MINUTES

- A-1** [13-0939](#) Regular Session Meeting Minutes - July 15, 2013

(City Clerk - Jacqueline Beaudry)

Attachments: 07-15-13 Draft Minutes, council emails 7-15-2013_Redacted

CA CONSENT AGENDA

- CA-1** [13-0861](#) Resolution to Approve a Purchase Order with SEHI Computers for FY2014 PC Replacement Program (NTE \$85,000.00)

(Information Technology Services - Tom Crawford, CFO/Finance and Administrative Services Administrator)
- CA-2** [13-0818](#) Resolution to Approve a Professional Services Agreement for Construction Materials Testing with CTI and Associates, Inc. for the Packard Street (Anderson to Kimberly) Resurfacing Project (RFP No. 845, \$32,977.00)

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

Attachments: CTI PSA Packard (Anderson to Eisen)

- CA-3 [13-0806](#) Resolution to Close Street for Beats, Eats, and Cleats in the Streets on Friday, September 6, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Beats, Eats, and Cleats Map
(Revised 8/5/2013 and 8/6/13)
- CA-4 [13-0843](#) Resolution to Approve Changes to Traffic Patterns and Parking on Certain City Streets for the 2013 University of Michigan Student Move-In Program from August 28 - August 30, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: U of M Student Move-In Closings Map 2013
- CA-5 [13-0926](#) Resolution to Approve Street Closings for the "Dancing In The Streets" Special Event - September 1, 2013
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: Dancing in the Streets Map.pdf

B ORDINANCES - SECOND READING**B New Business - Staff:**

- B-1 [13-0810](#) An Ordinance to Amend Sections 1:552.1 of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the Police Service Specialists and the Command Officers Association of Michigan Bargaining Units (Ordinance No. ORD-13-20)
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: 13-20 Chpt 18 Briefed, Sec 1 552 1 Chpt 18 Code PSS and COA
(See PH-1)
- B-2 [13-0680](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.18 acre from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 401 North Fourth Avenue Property, 401 North Fourth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-18)
(Community Services - Sumedh Bahl, Community Services Area Administrator)
Attachments: ORD-13-18 401 N Fourth Ave Zoning Ordinance Briefed, 401 N Fourth Ave Zoning Ordinance.pdf, 5/21/13 Planning Staff Report
(See PH-2)

- B-3** [13-0678](#) An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.57 acre from PUD (Planned Unit Development District) to D2 (Downtown Interface Base District) and Secondary Street Building Frontage, 414 Main Property, 402, 408 and 414 North Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (Ordinance No. ORD-13-17)
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** ORD-13-17 414 Main St Zoning Ordinance Briefed, ORD-13-17 414 Main St Zoning Ordinance Briefed, 414 Main St Zoning Ordinance, 5/21/13 Planning Staff Report
- (See PH-4)

C ORDINANCES - FIRST READING

C New Business - Staff:

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

- DC-1** [13-0888](#) Resolution to Appoint John Ramsburgh to the Greenbelt Advisory Commission
- (City Council)
- Sponsors:** Taylor
- Postponed from the 7/15/13 Regular Session*

New Business - Council:

- DC-2** [13-0958](#) Resolution Calling for Repeal of Michigan's Stand Your Ground Law and for Strengthening of Firearm Regulations
- (City Council)
- Sponsors:** Warpehoski, Kailasapathy, Briere and Anglin
- (Added 8/6/13)*

DB New Business - Boards and Commissions:

- DB-1** [13-0906](#) Resolution Approving Amendment to Cooperative Agreement between the United States of America Commodity Credit Corporation and the City of Ann Arbor for the Farm and Ranch Lands Protection Program and to Accept Grant Funds in the Amount of \$202,370.00
- (Greenbelt Advisory Commission (GAC) - Sumedh Bahl, Community Services Area Administrator)

- DB-2** [13-0855](#) Resolution to Approve 414 Main Site Plan and Development Agreement, 414 North Main Street (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (City Planning Commission - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** 401-403 N Fourth and 414 N Main Staff Report with Attachments-Revised, 5/21/13 Planning Commission Minutes, 414 Main Development Agreement 7-23-13.pdf
- (See PH-5)
- DB-3** [13-0856](#) Resolution to Approve 401 North Fourth Avenue Site Plan and Development Agreement, 401-403 North Fourth Avenue (CPC Recommendation: Approval - 9 Yeas and 0 Nays)
- (City Planning Commission - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** 401-403 N Fourth and 414 N Main Staff Report with Attachments-Revised, 5/21/13 Planning Commission Minutes, 401 N. Fourth Development Agreement
- (See PH-3)
- DS** **New Business - Staff:**
- DS-1** [13-0921](#) Resolution to Approve Street Closures for University of Michigan Football Games for the 2013 Season
- (Community Services - Sumedh Bahl, Community Services Area Administrator)
- Attachments:** Main St closure - broad 8-6-13, Main St closure - close 8-6-13, Main St closure - west neighborhood 8-6-13
- (Revised 8/6/13)
- DS-2** [13-0730](#) Resolution to Approve Ann Arbor Bike Share Master Agreement with Clean Energy Coalition for Implementation and Operation of a Bike Share System (\$150,000.00)
- (Systems Planning Services - Craig Hupy, Public Services Area Administrator)
- Attachments:** Bike Share Agreement 06272013 rev.pdf, Appendix A_Statement of Work 06272013.pdf, Appendix_B_Project Schedule_06102013.pdf, Appendix C Bike Share Capital Budget 06272013.pdf, Appendix D Bike Share Preliminary Station Locations 06272013.pdf
- DS-3** [13-0820](#) Resolution to Appropriate and Establish a Project Budget for the Design Phase of the Waldenwood Drive Sidewalk (\$10,000.00) (**8 Votes Required**)
- (Project Management Services - Craig Hupy, Public Services Area Administrator)
- Attachments:** King School petition - sidewalk, Waldenwood Sidewalk Petition Maps, AAPS Letter 7-23-13

- DS-4 [13-0929](#) Resolution to Approve Third Amendment to Professional Services Agreement with Aaron Seagraves as Public Art Administrator (\$18,500.00) and Appropriate Funds from the Public Art Fund Balance (\$20,500.00) **(8 Votes Required)**
(Public Services - Craig Hupy, Public Services Area Administrator)
Attachments: Seagraves Prof Services Agr Am 3
- DS-5 [13-0923](#) Resolution Accepting Water Main Easement at 2700 South Industrial Highway from the Ann Arbor Transportation Authority **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: AATA 2700 S Industrial water main drawing
- DS-6 [13-0927](#) Resolution Accepting Sidewalk Easement from Byron Bunker and Amy Bunker (2760 Nixon Street) **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: 2760 Nixon Sidewalk Easement Drawing
- DS-7 [13-0928](#) Resolution Accepting Sidewalk Easement from Varsity at Ann Arbor, LLC at 425 East Washington Street **(8 Votes Required)**
(City Attorney Services - Stephen K. Postema, City Attorney)
Attachments: Varsity Sidewalk Easement Drawing

E COMMUNICATIONS FROM THE MAYOR

- E-1 [13-0866](#) Appointments - Nominations
(Mayor's Office)
- E-2 [13-0959](#) Appointments & Nominations
(Mayor's Office)
Attachments: Jack Bernard App.
(Added 8/6/13) (Revised 8/7/13 & 8/8/13)

COMMUNICATIONS FROM COUNCIL

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

- F-1 [13-0905](#) Second Quarter 2013 Investment Portfolio Report
(Financial and Administrative Services - Matthew V. Horning, Treasurer)
Attachments: 2013 Q2 Portfolio Report

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 [13-0915](#) Communication from the Ann Arbor Transportation Authority (AATA) regarding its June 2013 Monthly Reports - File
Attachments: AATA June 2013 Operating Notes, AATA June 2013 Operating Statement, AATA June 2013 Report to Treas, AATA Performance report by mode, AATA Q3 service standard report, AATA Quarterly Operating Statistics, AATA R2 Demand Resp graphs, AATA R2 Fixed Route graphs, AATA R2 Monthly Performance graphs, AATA R2 Weekday rider graphs
- H-2 [13-0916](#) Communication from Barton Hills Village Board of Zoning Appeals regarding a Public Hearing Notice Scheduled for August 12, 2013 of an Application for Variance Submitted by Lincoln and Lynne Smith, owners of Property at 326 Juniper Lane - Planning and Development Services (City Clerk Services)
Attachments: Barton Hills Village ZBA Hearing Notice
- H-3 [13-0934](#) Communication from AT&T regarding its Sixth Annual Video Report to the Michigan Public Service Commission (MPSC) - CTN
Attachments: AT&T Communication
- H-4 [13-0940](#) Communication from the Community Development Cooperative Regarding SEMCOG's proposed Regional Trail System
Attachments: CommunityTrailLetter7252013A.pdf
- H-5 [13-0944](#) Communication from Daniel M. Moody, R.S., Washtenaw County Solid Waste Coordinator regarding a One Day County Clean up Collection at the Saline City Dept of Public Works for all County Residents on Sept. 21, 2013
Attachments: County Clean Up Flier - Saline, Saline dpw map-0613
- H-6 [13-0955](#) Communication from the State of Michigan Public Service Commission regarding Public Hearing Notice for DTE Customers in Case No. U-17216 Scheduled for August 15, 2013
Attachments: DTE Communication
(Added 8/5/13)

- H-7 [13-0956](#) Communication from the Department of Environmental Quality regarding Pre-application Meeting with MDEQ on File No. 13-81-0034-p
Attachments: DEQ Communication
(Added 8/5/13)
- H-8 [13-0968](#) Communication from Martin Vloet regarding the Proposed Main Street Closure on Michigan Football Saturdays
Attachments: Communication from Martin Vloet
(Added 8/8/13)
- I **The following minutes were received for filing:**
- I-1 [13-0728](#) Historic District Commission Meeting Minutes of May 9, 2013
(Planning and Development Services)
Attachments: 5-9-2013 HDC Minutes with Live Links to Agenda and Video.pdf
- I-2 [13-0763](#) City Planning Commission Meeting Minutes of May 21, 2013
(Planning and Development Services)
Attachments: 5-21-2013 CPC Minutes with Live Links
- I-3 [13-0788](#) Zoning Board of Appeals Meeting Minutes of May 22, 2013
(Planning and Development Services)
Attachments: 5-22-2013 ZBA Minutes with Live Links
- I-4 [13-0833](#) Elizabeth Dean Fund Committee Meeting Minutes September 11, 2012, November 13, 2012, January 8, 2013, March 13, 2013, and May 14, 2013
Attachments: September11MeetingMinutes.pdf, November13MeetingMinutes.pdf, January8MeetingMinutes.pdf, March13MeetingMinutes.pdf, DFCMeetingMinutes051413.pdf
- I-5 [13-0848](#) Ann Arbor Downtown Development Authority Meeting Minutes - June 5, 2013
(DDA - Susan Pollay, Executive Director)
Attachments: DDA Minutes 6-5-13
- I-6 [13-0863](#) Downtown Area Citizens Advisory Council Meeting Minutes - July 2, 2013
(DDA - Susan Pollay, Executive Director)
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 070213

- I-7 [13-0899](#) City Election Commission Meeting Minutes - October 16, 2012
(City Clerk - Jacqueline Beaudry)
Attachments: 2012-10-16 Election Commission minutes
- I-8 [13-0920](#) Council Labor Committee Meeting Minutes of July 15, 2013
(Council Labor Committee)
Attachments: Council Labor Committee Meeting Minutes 7-15-13

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: THURSDAY, AUGUST 8, 2013

REPLAYS: FRIDAY, AUGUST 9, 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, 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.

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; 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.