## **City of Ann Arbor**

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



### **Action Minutes**

Monday, March 3, 2014

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.

## **City Council**

#### CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:08 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

#### MOMENT OF SILENCE

Council stood for a moment of silence.

#### PLEDGE OF ALLEGIANCE

Mayor Hieftje led Council in the recitation of the Pledge of Allegiance.

#### ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Sally Petersen, Councilmember Chuck Warpehoski and Councilmember Jack Eaton

#### APPROVAL OF AGENDA

A motion was made by Councilmember Lumm, seconded by Councilmember Warpehoski, that the Agenda be approved with the following change:

Add: INTRO-1 Volunteer of the Month Meg Crawley -March 3, 2014

On a voice vote, the Mayor declared the motion carried.

#### COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Steve Powers said that there has been considerable interest in the condition of public roads across the State, due to the extreme number of potholes and the overall condition of the roads coming out of this harsh winter. The City has received 283 requests for pothole repair over the past two months, he said. The City has gone through 251 tons of cold patch and staff continue to respond daily to approximately eight major roads. Field Operations has a goal of addressing each pothole complaint within 24 hours.

*City Administrator Steve Powers submitted the following reports for information of Council:* 

#### 14-0366 Non-Motorized Plan Implementation Strategy

Attachments: Memo\_Report to Council Per Resolution R-13-391\_2014-03-01, Mid block crosswalks downtown ped safety final memo 02282014, Non-motorized Implementation Resolution 13-391 12162013

#### **Received and Filed**

	14-0294	Update from Safety Services Area Administrator	
			Crime Stats 2013 End, bike_drive_pedestrian_twosided_card_2014
		Police Chief John Seto updated Council on the overtime for dedicated extra traffic enforcement. The internal name given to the project is "26 Weeks of Safer Streets." Chief Seto stated the first officers were deployed as part of this assignment on January 9, 2014. Two officers per week have been dedicated to extra traffic enforcement efforts for either four or eight hour shifts each day and a total of 450 hours of overtime have already been scheduled. 80% of the efforts have been focused on pedestrian safety related concerns, including crosswalks and failing to yield. Chief Seto provided Council with a copy of an educational "ticket" that is handed out to drivers as a warning. Chief Seto stated the brochure has been effective because it grabs your attention as it looks like an actual traffic citation.	
		Chief Seto stated the AAPD Traffic Complaint Questionnaire also went live on the City's website on January 13. Since its implementation, 47 separate questionnaires have been completed and submitted. These questionnaires have been used to help identify targeted areas for enforcement.	
		Received and Filed	
	14-0367	Agenda Response I	Memo - March 3, 2014
		<u>Attachments:</u> Agenc Footag	a Responses 3-3-14, UrbanParkCostcs, Library Lane Square jes
		Received and Filed	
ΙΝΤ	INTRODUCTION	8	
INT-1	14-0357	Volunteer of the Month Meg Crawley -March 3, 2014	
		<u>Attachments:</u> Meg C	rawley Vol. of Month March 3, 2014
		Citizen Pruner Program trees by pruning, weed and throughout the City	oclamation recognizing Meg Crawley for volunteering for the . She has worked enthusiastically to care for the City's young ng, and monitoring street and park trees in her neighborhood . Ms. Crawley has also served as a mentor and leader for y of the proclamation is on file in the City Clerk's Office.
Received and Filed PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)			
		TIME (3 MINUTES PER SPEAKER)	
	•	EAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN RNATE SPEAKER)	
	* ACCOMMODAT	TIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE OUNCIL	

#### 1. Karen Kerry - Grant Application for Universal Access Playground at Gallup Park (CA-5)

Karen Kerry, 3031 Cedarbrook Rd., president elect of the Ann Arbor Rotary Club of Ann Arbor, urged Council to support the grant to help fund the universal access playground in Gallup Park. The playground is all inclusive, regardless of age or ability. Ms. Kerry said that the Rotary Club of Ann Arbor is committed to raising at least \$250,000.00 to support this project.

# 2. Odile Hugonot-Haber - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Odile Hugonot-Haber, 531 Third St., spoke in support of the proposed Resolution Designating an Urban Public Park Location on the Library Lot Site.

# 3. Julie Grand - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Julie Grand, 1604 Brooklyn Ave., addressed Council regarding the proposed Resolution Designating an Urban Public Park Location on the Library Lot Site. Ms. Grand stated she had some concerns with Items #4 and #8. These items in particular are asking the Parks Advisory Commission to act against their own recommendations, which were approved by City Council. She stated this resolution would place an undue financial burden on the Parks Department.

# 4. Ingrid Ault - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Ingrid Ault, 2531 Meade Ct., Chair of the Parks Advisory Commission, addressed Council regarding the proposed Resolution Designating an Urban Public Park Location on the Library Lot Site. She asked Council to consider postponing this resolution until all stakeholders could be included in the process.

# 5. Douglas Kelbaugh - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Douglas Kelbaugh, 223 E. Ann St., Unit 3, spoke about the proposed Resolution Designating an Urban Public Park Location on the Library Lot Site. He stated the downtown needs a real civic gathering place, but expressed concerns with the current proposal. Mr. Kelbaugh stated that a building besides the Earthen Jar would need to be oriented to face a public plaza and create interest and activity.

# 6. Margaret Parker - Resolution to Return Uncommitted Public Art Funds to Originating Sources (DC-3)

Margaret Parker, 2972 Parkridge, addressed Council regarding the proposed Resolution to Return Uncommitted Public Art Funds to Originating Sources. She said that the City needs to find an appropriate and sustainable way to continue an ongoing Public Art program, including the continued funding of an Art Administrator. She urged Council to leave the current funds in place to continue the program until another solution is found.

# 7. Alan Haber - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Alan Haber, 531 Third St., spoke in support of the proposed Resolution Designating an Urban Public Park Location on the Library Lot Site. Mr. Haber urged Council to listen to the people. He stated a downtown public space is wanted.

# 8. Jeff Hayner - Resolution Designating an Urban Public Park Location on the Library Lot Site (DC-6)

Jeff Hayner, 1807 Pontiac Trail, spoke in opposition to the proposed Resolution to Repurpose \$75,000.00 in Approved Fy 2014 General Fund Budget and Appropriate \$122,250.00 to Support the Pedestrian Safety Task force and to Approve a Professional Services Agreement with Project Innovations, Inc. for \$77,400.00, stating a private consulting firm was not necessary for this project.

#### 9. Frank Burdick - Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget (DS-6)

Frank Burdick, 2049 Winsted Blvd., spoke in opposition to the proposed Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget. He urged Council to vote no, stating that the City has competent staff to perform this work.

## 10. Lily Au - Resolution to Return Uncommitted Public Art Funds to Originating Sources (DC-3)

Lily Au, 682 Peninsular Ct., shared her perspective on budgeting. She talked about her income and the budget she uses to run her home.

#### CC COMMUNICATIONS FROM COUNCIL

None.

#### MC COMMUNICATIONS FROM THE MAYOR

MC-1 14-0286 Appointments - Confirmations test

Attachments: Jason Morgan app., Jason Morgan Appointment Letter.docx

#### APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the February 18, 2014 regular session of Council:

Local Officers' Compensation Commission

Jason Morgan -Filling Vacancy 411 High St. Apt. B3 Ann Arbor, MI 48104

Term: October 1, 2014-September 30, 2020

A motion was made by Councilmember Teall, seconded by Councilmember Lumm, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

#### MC-2 14-0368 Downtown Plazas

Attachments: Downtown Plazas

Mayor Hieftje thanked Councilmember Eaton for bringing attention to the need for downtown parks and plaza. Mayor Hieftje gave a presentation to Council on downtown plazas and what a future downtown park or plaza in Ann Arbor might look like. A copy of the presentation is on file in the City Clerk's Office.

**Received and Filed** 

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

None.

#### A APPROVAL OF COUNCIL MINUTES

A-1 14-0332 Work Session of February 10 and Regular Session Meeting Minutes of February 18, 2014

A motion was made by Councilmember Anglin, seconded by Councilmember Teall, that the Work Session Minutes of February 10 and the Regular Session Minutes of February 18, 2014 be approved as presented. On a voice vote, the Mayor declared the motion carried.

#### CA CONSENT AGENDA

With unanimous consent of Council, the following item was removed from the Consent Agenda and placed at the end of same:

CA-5: Resolution to Approve a Grant Application to the Michigan Department of Natural Resources Grants Management for a Universal Access Playground at Gallup Park

#### Passed on consent agenda

A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.

 CA-1
 13-1551
 Resolution to Approve an Amended Grant Contract with the Michigan

 Department of Transportation for Work Related to the Gate and
 Fencing Project at the Ann Arbor Municipal Airport (\$17,000.00)

 <u>Attachments:</u>
 MDOT Grant Contract 2013-0100A1.pdf

Enactment No: R-14-059

<sup>&</sup>lt;u>Attachments:</u> 02-10-14 Draft Work Session minutes, 02-18-14 Draft Council minutes, 2-18-2014 Council emails final.pdf

Attachments:       ITB 4319 - Larcom Light Fixtures Final.pdf, ITB 4319 Bid Tabulation.pdf, McNaughton McKay Bid.pdf         Enactment No: R-14-060       Enactment No: R-14-060         CA-3       14-0279       Resolution to Approve Emergency Increase to the Ellsworth Industri Purchase Order by \$44,702.00         Attachments:       Ellworth Original Resolution.pdf, Emergency PO Ellsworth Industries.pdf         Enactment No: R-14-061       CA-4         CA-4       14-0290         Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00         Attachments:       Emergency PO ET MacKenzie.pdf         Enactment No: R-14-062         CA-6       14-0225         Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014         Attachments:       Monroe Street Fair Street Map.pdf         Enactment No: R-14-063       CA-7         CA-7       14-0280         Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014         Attachments:       Take Back the Night 2014 Map.pdf	CA-2	14-0208	Resolution to Approve the Purchase of Light Fixtures and Related Accessories from McNaughton McKay Electric Company, for the Third and Fourth Floors of the Guy C. Larcom City Hall Building - ITB 4319 (\$28,468.90)	
<ul> <li>CA-3 14-0279 Resolution to Approve Emergency Increase to the Ellsworth Industri Purchase Order by \$44,702.00         <ul> <li>Attachments: Ellworth Original Resolution.pdf, Emergency PO Ellsworth Industries.pdf</li> <li>Enactment No: R-14-061</li> </ul> </li> <li>CA-4 14-0290 Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00         <ul> <li>Attachments: Emergency PO ET MacKenzie.pdf</li> <li>Enactment No: R-14-062</li> </ul> </li> <li>CA-6 14-0225 Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014         <ul> <li>Attachments: Monroe Street Fair Street Map.pdf</li> <li>Enactment No: R-14-063</li> </ul> </li> <li>CA-7 14-0280 Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014</li> </ul>			<u>Attachments:</u>	-
Purchase Order by \$44,702.00Attachments:Ellworth Original Resolution.pdf, Emergency PO Ellsworth Industries.pdfEnactment No: R-14-061Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00Attachments:Emergency PO ET MacKenzie.pdfEnactment No: R-14-062Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014Attachments:Monroe Street Fair Street Map.pdfEnactment No: R-14-063Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014			Enactment No:	R-14-060
<ul> <li>CA-4 14-0290 Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00 <u>Attachments:</u> Emergency PO ET MacKenzie.pdf</li> <li>Enactment No: R-14-062</li> <li>CA-6 14-0225 Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014 <u>Attachments:</u> Monroe Street Fair Street Map.pdf</li> <li>Enactment No: R-14-063</li> <li>CA-7 14-0280 Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014</li> </ul>	CA-3	14-0279		
<ul> <li>CA-4 14-0290 Resolution to Authorize Emergency Purchase Order with E.T. MacKenzie for Water Main Repair not to exceed \$30,000.00 <u>Attachments:</u> Emergency PO ET MacKenzie.pdf Enactment No: R-14-062</li> <li>CA-6 14-0225 Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014 <u>Attachments:</u> Monroe Street Fair Street Map.pdf Enactment No: R-14-063</li> <li>CA-7 14-0280 Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014</li> </ul>			<u>Attachments:</u>	
<ul> <li>MacKenzie for Water Main Repair not to exceed \$30,000.00</li> <li><u>Attachments:</u> Emergency PO ET MacKenzie.pdf</li> <li>Enactment No: R-14-062</li> <li>CA-6 14-0225</li> <li>Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014</li> <li><u>Attachments:</u> Monroe Street Fair Street Map.pdf</li> <li>Enactment No: R-14-063</li> <li>CA-7 14-0280</li> <li>Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014</li> </ul>			Enactment No:	R-14-061
CA-614-0225Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014 Attachments: Enactment No: R-14-063CA-714-0280Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014	<b>C</b> ,		<b>C J</b>	
<ul> <li>CA-6 14-0225 Resolution to Approve the Closing of Monroe Street for the Monroe Street Fair, Saturday, April 5, 2014         <ul> <li><u>Attachments:</u> Monroe Street Fair Street Map.pdf</li> <li>Enactment No: R-14-063</li> </ul> </li> <li>CA-7 14-0280 Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014</li> </ul>			<u>Attachments:</u>	Emergency PO ET MacKenzie.pdf
Street Fair, Saturday, April 5, 2014         Attachments:       Monroe Street Fair Street Map.pdf         Enactment No: R-14-063         CA-7       14-0280         Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014			Enactment No:	R-14-062
CA-7       14-0280         Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014	CA-6	14-0225		
<b>CA-7 14-0280</b> Resolution to Approve Street Closings for the 2014 Take Back the Night (Rally and March) - Wednesday, April 2, 2014			<u>Attachments:</u>	Monroe Street Fair Street Map.pdf
Night (Rally and March) - Wednesday, April 2, 2014			Enactment No:	R-14-063
Attachments: Take Back the Night 2014 Map.pdf	CA-7	14-0280	· · · · ·	
			<u>Attachments:</u>	Take Back the Night 2014 Map.pdf
Enactment No: R-14-064			Enactment No:	R-14-064
CA-514-0206Resolution to Approve a Grant Application to the Michigan Department of Natural Resources Grants Management for a Universal Access Playground at Gallup Park	CA-5	14-0206	of Natural Resources Grants Management for a Universal Access	
Attachments: RotaryCentennialPlaygroundatGallupPark-LetterofSupport			<u>Attachments:</u>	RotaryCentennialPlaygroundatGallupPark-LetterofSupport
A motion was made by Councilmember Lumm, seconded by Councilmember			Briere, that the	
Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.			Enactment No:	R-14-065
			the motion carr	ied.
Briere, that the Resolution be approved. On a voice vote, the Mayor declared				

### B ORDINANCES - SECOND READING

#### None.

#### C ORDINANCES - FIRST READING

#### C Unfinished Business:

C-1 14-0189 An Ordinance to Add a New Chapter 64 (Smokefree Outdoor Public Places) to Title VI (Food and Health) of the Code of the City of Ann Arbor

Sponsors: Warpehoski

<u>Attachments:</u> SmokeFree Ordinance substitute 030314, No Smoking Ordinance Amendment.pdf

A motion was made by Councilmember Warpehoski, seconded by Councilmember Taylor, that the Ordinance be approved at first reading.

A substitute ordinance was presented and accepted.

A motion was made by Councilmember Petersen, seconded by Councilmember Kailasapathy, that the Ordinance be postponed until 4/7/2014. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

- Yeas: 9 Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton
- Nays: 2 Mayor Hieftje and Councilmember Taylor

#### D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-114-0278Resolution to Recommend the Ann Arbor Housing Commission's<br/>Request for an Allocation from the Ann Arbor Affordable Housing Trust<br/>Fund

Sponsors: Briere, Hieftje and Lumm

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-066

DC-2	14-0277	Resolution to Establish a Mechanism for Implementation of the Public Art Ordinance	
		Sponsors: Briere, Petersen, Taylor, Teall and Warpehoski	
		A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried:	
		Yeas: 7 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Briere, Councilmember Taylor, Councilmember Petersen and Councilmember Warpehoski	
		Nays: 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton	
		Enactment No: R-14-067	
DC-3	14-0219	Resolution to Return Uncommitted Public Art Funds to Originating Sources (\$943,005.00) (8 Votes Required)	
		<u>Sponsors:</u> Lumm, Eaton, Kailasapathy and Anglin	
		Attachments: DC-3 REVISED with highlights	
		A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a roll call, the vote was as follows with the Mayor declaring the eight-vote requirement satisfied:	
		Yeas: 10 - Mayor Hieftje, Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Petersen, Councilmember Warpehoski and Councilmember Eaton	
		Nays: 1 - Councilmember Teall	
		Enactment No: R-14-068	
DC-4	14-0066	Resolution to Approve 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)	
		<u>Attachments:</u> Contract Amend Four - Seagraves.pdf, Update on Public art program in Ann Arbor	
		A motion was made by Councilmember Eaton, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.	
		Enactment No: R-14-069	

DC New Business - Council:

DC-5	14-0281	Resolution to Encourage Support to Fund the Fire Protection Grant Program
		<u>Sponsors:</u> Lumm
		A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
		Enactment No: R-14-070
DC-6	14-0334	Resolution Designating an Urban Public Park Location on the Library Lot Site
		Sponsors: Anglin, Eaton, Kailasapathy and Lumm
		Attachments: Public Urban Park Boundaries 021114
		A motion was made by Councilmember Eaton, seconded by Councilmember Kailasapathy, that the Resolution be approved.
		Councilmember Taylor stated a meaningful collaboration with PAC is needed on this resolution. He asked for discussions to take place during the postponement.
		Councilmember Teall stated a conversation with the Ann Arbor District Library is also necessary.
		A motion was made by Councilmember Kunselman, seconded by Councilmember Briere, that the Resolution be postponed until 3/17/2014. On a voice vote, the Mayor declared the motion carried.
	RECESS	
		Mayor Hieftje declared a recess at 9:39 p.m. and reconvened the meeting at 9:54 p.m.
DC-7	13-1048	Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Takashi Concepts Michigan, LLC
		Sponsors: Council Liquor License Review Committee
		Attachments: 608 E. Liberty Redevelopment Lic.
		A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
		Enactment No: R-14-071
DC-8	14-0345	Resolution to Waive Attorney-Client Privilege
		<u>Sponsors:</u> Eaton
		A motion was made by Councilmember Eaton, seconded by Councilmember Briere, that the Resolution be approved.

A motion was made by Councilmember Eaton, seconded by Councilmember Briere, that the Resolution be postponed until 3/17/2014. On a voice vote, the Mayor declared the motion carried.

DC-9 14-0348 Resolution Requesting Non-Renewal of Liquor License 5492-2013 (Class C) held by Banfield A.C., Inc. d/b/a Banfield Bar & Grill (Business I.D. 3579)

**Sponsors:** Council Liquor License Review Committee and Lumm

Attachments: Banfield Findings Recommendations 20140225

A motion was made by Councilmember Lumm, seconded by Councilmember Kailasapathy, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried, with one no-vote by Councilmember Kunselman.

Enactment No: R-14-072

#### DB New Business - Boards and Commissions:

None.

### DS New Business - Staff:

DS-1	14-0209	Resolution to Approve a Contract with Best Asphalt to Rebuild the Tennis and Basketball Courts at Clinton Park (\$133,843.00)	
		<u>Attachments:</u>	Clinton Park Specifications for Council
			nade by Councilmember Petersen, seconded by Councilmember at the Resolution be approved. On a voice vote, the Mayor otion carried.
		Enactment No: I	R-14-073
DS-2	14-0292	Ellsworth Roa	Intent to Vacate a Seven-Foot Wide Strip of East d Near the Corner of South State Street, and to Accept Grant of Easement for Nonmotorized Use (8 Votes
		<u>Attachments:</u>	Ellsworth partial vacation drawing.pdf
		Teall, that the R	nade by Councilmember Taylor, seconded by Councilmember Resolution be approved. On a voice vote, the Mayor declared the unanimously, thus satisfying the eight-vote requirement.
		Enactment No: I	R-14-074
DS-3	14-0202		Approve the Purchase of 18 Vehicles from Signature b County Cooperative Purchasing Contract \$457,393.00)
		Councilmembe	nade by Councilmember Warpehoski, seconded by r Teall, that the Resolution be approved. On a voice vote, the the motion carried.

Enactment No: R-14-075

DS-4	14-0207	Resolution to Approve a Contract with CSM Mechanical LLC, for the Installation of a Secondary Chiller Unit in the Guy C. Larcom City Hall Building (\$160,923.00)
		Attachments: CSM - Bid Form.pdf, ITB 4318 Bid Tabulation.pdf, CSM Mechanical Contract.pdf, ITB 4318 Final Specs.pdf
		A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
		Enactment No: R-14-076
DS-5	14-0183	Resolution to Approve Second Amendment to Professional Services Agreement with Fishbeck, Thompson, Carr & Huber, Inc. for General Civil Engineering Services (\$148,176.00)
		Attachments: FTCH Amend #2.pdf, Resolution R-11-227.pdf
		A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.
		Enactment No: R-14-077

DS-6 14-0188 Resolution to Repurpose \$75,000.00 in Approved FY2014 General Fund Budget and Appropriate (\$122,250.00) to Support the Pedestrian Safety Task Force, and to Approve a Professional Services Agreement with Project Innovations, Inc. (\$77,400.00) (8 Votes Required)

> <u>Attachments:</u> Ex. 1, Pedestrian Safety TF-Proposed Work Approach, Ex. 2, Pedestrian Safety TF-Probable Timeline, Pedestrian Safety TF-PSA with Project Innovations

A motion was made by Councilmember Warpehoski, seconded by Councilmember Briere, that the Resolution be approved.

Councilmember Petersen stated she would like the Pedestrian Safety and Access Task Force to meet prior to April 7.

A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be postponed until 4/7/2013. On a voice vote, the Mayor declared the motion carried.

City of Ann Arbor ar Commissioners for		City of Ann A Commissione Road, and to	Approve a Road Improvement Agreement between the rbor and the Board of Washtenaw County Road ers for the Proposed Improvements to Ann Arbor-Saline Appropriate Funds for the Construction of New Sidewalk (8 Votes Required)
		<u>Attachments:</u>	Item 14-0199 - Project Expenses and Revenues.pdf, RIA_Ann Arbor-Saline Rd_FINAL_02-19-14.pdf, RIA_Ann Arbor-Saline Rd_FINAL_02-19-14.pdf
		Eaton, that the	made by Councilmember Teall, seconded by Councilmember Resolution be approved. On a voice vote, the Mayor declared ried unanimously, thus satisfying the eight-vote requirement.
		Enactment No:	R-14-078
DS-8	14-0269	and Accepting	eleasing Portion of Existing Sanitary Sewer Easement g New Sanitary Sewer Easement at 3150 Boardwalk ( Ann Arbor Real Estate, LLC (8 Votes Required)
			made by Councilmember Teall, seconded by Councilmember Resolution be approved. On a voice vote, the Mayor declared

Enactment No: R-14-079

#### COMMUNICATIONS FROM COUNCIL

#### COUNCILMEMBER BRIERE

Councilmember Briere stated she would be bringing forward two reappointments to the Environmental Commission; David Stead and Susan Hutton. Councilmember Briere stated the Environmental Commission is also in need of new members, as they currently one vacancy. She stated the Commission is looking for new members who have specific knowledge and background in environmental areas such as water, natural features, and chemistry.

the motion carried unanimously, thus satisfying the eight-vote requirement.

Councilmember Briere also called to the attention of Council two items on the Clerk's Report; the Environmental Commission Work Plan and the report from the R4CR2A Advisory Committee.

#### COUNCILMEMBER PETERSEN

Councilmember Petersen announced that she would be late to the next regular meeting scheduled for March 17, 2014.

#### COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski apologized for comments he made to Councilmember Lumm earlier in the meeting. He said his intent was to be playful and the result was hurtful. Councilmember Warpehoski stated he misjudged the situation and apologized for the comments.

### E COMMUNICATIONS FROM THE CITY ATTORNEY

None.

### F & G CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

F The following communications were referred as indicated:

#### Passed on consent agenda

		A motion was made by Councilmember Warpehoski, seconded by Councilmember Taylor, that the following Consent Items be approved as presented. On a voice vote, the Mayor declared the motion carried.	
F-1	13-1173	Ann Arbor Environmental Commission Work Plan FY 2013-2014	
		Attachments: Environmental Commission Work Plan - 2013	
F-2	14-0221	Transmittal of the Final Report of the R4C/R2A Zoning District Advisory Committee	
		Attachments: R4C-ACFinal-12-15-13	
F-3	14-0233	Communication from Comcast regarding Channel Changes Effective March 5, 2014 - CTN	
		Attachments: comcast communication.pdf	
F-4	14-0257	Communication from Marie Embry's Pattengill Elementary School Students Regarding Snow Plowing on Crestland - cc: Public Services Area	
		Attachments: pattengill snow letters	
F-5	14-0282	City of Ann Arbor Downtown Development Authority Annual Report July 2009 - June 2010	
		Attachments: DDA Annual Report July 2009-2010	
F-6	14-0288	Notice of Intent to Establish Condominium Project Montgomery House - Planning and Development Services	
		Attachments: Notice of Intent o Establish Condominuim Project Montgomery House.pdf	

City Council			Action Minutes		
F-7 14-0291			Press Release from Comcast Cable Regarding its Merger with Time Warner Cable - cc. Lisa Wondrash, Communications Director		
		<u>Attachments:</u>	Comcast - TWC Press Release, Comcast TWC Transaction Sheet	Fact	
F-8	14-0301		rd Resolution for a Millage to Support the 5-Year Tra t Program - File	insit	
		<u>Attachments:</u>	13.Millage Resolution_executed, 13.Millage Resolution_FIN	AL.pdf	
	Filed.				
G	The following	minutes were red	ceived for filing:		
G-1	13-0978	Historic Distr	ict Commission Meeting Minutes of the July 11, 201	3	
		<u>Attachments:</u>	7-11-2013 HDC Minutes with Live Links		
G-2	13-1012	Design Revi	ew Board Meeting Minutes of June 19, 2013		
		<u>Attachments:</u>	6-19-2013 Design Review Board Minutes		
G-3	13-1443	Public Marke 2013	et Advisory Commission Meeting Minutes of October	<sup>.</sup> 17,	
		<u>Attachments:</u>	10.17.13 PMAC Minutes.pdf		
G-4	13-1534	Historic Distr	ict Commission Meeting Minutes of December 12, 2	013	
		<u>Attachments:</u>	12-12-2013 HDC Minutes with Live Links		
G-5	13-1546	Design Revi	ew Board Meeting Minutes of November 20, 2013		
		<u>Attachments:</u>	11-20-2013 Design Review Board Minutes with Live Links-Revised.pdf		
G-6	14-0093	Airport Advis	ory Committee Minutes - November 20, 2013		
		<u>Attachments:</u>	AAC minutes 112013a.pdf		
G-7	14-0222	Greenbelt A	dvisory Commission Meeting of January 2, 2014		
		<u>Attachments:</u>	01-02-14 GAC Minutes		

G-8 14-0247 Downtown Area Citizens A February 4, 2014			rea Citizens Advisory Council Meeting - Minutes of 2014
		<u>Attachments:</u>	Downtown Area Citizens Advisory Council Meeting Minutes 020414
G-9	14-0248	Ann Arbor Do January 8, 20	owntown Development Authority Meeting - Minutes of 014
		<u>Attachments:</u>	DDA Minutes January 2014
G-10	14-0283	City of Ann A February 13,	rbor Economic Collaborative Task Force Minutes - 2014
		<u>Attachments:</u>	Economic Collaborative Task Force Minutes 2-13-14
G-11	14-0284	Council Adm	inistration Committee Minutes - February 11, 2014
		<u>Attachments:</u>	Council Administration Committee Minutes 2-11-14
G-12	14-0285	Council Adm	inistration Committee Minutes - January 15, 2014
		<u>Attachments:</u>	Council Administration Committee Minutes 1-15-14
G-13	14-0249	Building Boa	rd of Appeals Meeting Minutes of December 19, 2013
		<u>Attachments:</u>	APPROVED BBA MINUTES 12 19 13 pdf

#### Filed.

#### **PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

Kai Petainen, City resident, stated Ann Arbor is a world class city and a solution can be found for the Library Lot site that includes the underground parking and a public park or atrium. He suggested a winter garden as a possibility.

Ed Vielmetti, 1210 Brooklyn, spoke about the Clerk's Report. He noted that many of the City's boards and commissions continue to submit their meeting minutes many months late to City Council. He noted that the Historic District Commission minutes were late as were several annual reports from the DDA. He also stated Council should read the letters about City snowplow efforts, written by Pattengill Elementary students, (F-5) if they had not yet.

Seth Best, 1940 W. Liberty, thanked Councilmember Warpehoski for making changes to the proposed Outdoor Smoking Ordinance. He stated he still has concerns about the impact of this ordinance on the homeless and poor people.

### CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PURCHASE OR LEASE OF REAL PROPERTY, PENDING LITIGATION AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (D) (E), AND (H).

None.

#### ADJOURNMENT

A motion was made by Councilmember Warpehoski, seconded by Councilmember Petersen, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:24 p.m.

14-0442 City Council Emails and Redactions List - March 3, 2014

<u>Attachments:</u> Council emails 3-3-2014\_Redacted

#### COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MARCH 3, 2014, 7:00 P.M. REPLAYS: TUESDAY, MARCH 4, 2014, 10:00 A.M. AND FRIDAY, MARCH 7, 2014, 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/Vide oOnDemand.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.

Jacqueline Beaudry Clerk of the Council

Anissa R. Bowden Recording Secretary