

City of Ann Arbor

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



Action Minutes

Monday, July 1, 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.

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:06 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:** 9 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy and Councilmember Chuck Warpehoski
- Absent:** 2 - Councilmember Margie Teall and Councilmember Sally Petersen

APPROVAL OF AGENDA

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Agenda be Approved. On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS

None.

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. James D'Amour - 2013 City Council Rules (DC-1)

James D'Amour, 2771 Maplewood, addressed Council regarding the proposed changes to City Council Rules. He spoke in opposition to further restrictions to public speaking, including the reduction in allotted times. He stated he supports the addition of public speaking to Working Sessions.

2. **Thomas Partridge - Vote for fair and open human rights based Council Rules and Video Surveillance Ordinance. Vote Mayor Hieftje and Governor Snyder out of office. Vote for responsible City Council candidates. (C-1 and DC-1)**

Thomas Partridge, City resident, spoke in opposition to the proposed changes to the Council Rules regarding public speaking times.

3. **William Leaf - Video Privacy Ordinance (C-1)**

William Leaf, 1825 Hill, spoke in support of the proposed Video Privacy Ordinance. He stated passage of this ordinance will not tie the hands of the Ann Arbor Police.

4. **Leslie Stambaugh - Video Privacy Ordinance (C-1)**

Leslie Stambaugh, 1940 Ridge Avenue, Chair of the Human Rights Commission, spoke in support of the proposed ordinance. She stated video surveillance is not proven to help the police.

5. **Michael Benson - 2013 City Council Rules (DC-1)**

Michael Benson, 2450 Stone Road, spoke about the proposed changes to the City Council Rules. He suggested additional changes to the public speaking times.

6. **Kent Weichmann - Video Privacy Ordinance (C-1)**

Kent Weichmann, 241 Crest, spoke in support of the proposed Video Privacy Ordinance.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER ANGLIN

Councilmember Anglin spoke about pedestrian safety issues on Seventh Street. He urged Council to continue to look at pedestrian traffic issues that affect the safety of Ann Arbor residents. Councilmember Anglin stated all residents should have a right to expect safety.

COUNCILMEMBER HIGGINS

Councilmember Higgins announced that a public forum would be held on Tuesday, July 2, 2013 at the Downtown Library, Lower Level, from 6:30 to 8:00 p.m. to give the public the opportunity to provide input on the Stadium Bridges Artwork proposals.

COUNCILMEMBER BRIERE

Councilmember Briere stated the Planning Commission will begin tomorrow with the review of the D1 zoning changes. Councilmember Briere stated she expects at least two public hearings to be held prior to a final recommendation to Council. She stated she will keep Council informed as the process moves forward.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR*CITY WEBSITE INTERRUPTION*

City Administrator Steve Powers asked CFO Tom Crawford to update Council on the City website, which was currently experiencing technical difficulties and was not available to the public.

Mr. Crawford stated the website was currently unavailable to the public due to both software and hardware failure. He stated 8:00 a.m. Tuesday morning is the new target time to have the website restored. It is estimated that all data and information is still there.

CITY HALL CLOSED ON JULY 4, 2013

Mr. Powers wished Council and the public a happy Fourth of July holiday. He reminded residents that City Hall would be closed on July 4 and garbage and recycling collection will be delayed for those on a Thursday or Friday collection schedule. Friday collections will take place on Saturday, July 6, 2013.

PUBLIC HEARING UPDATES

Mr. Powers spoke about two public hearings on the agenda, Chapter 49, Sidewalks; and Chapter 111, Adoption of the Fire Code. Mr. Powers stated staff is available to address questions that have come up on both of these issues.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 13-0346

An Ordinance to Amend Sections 4:51 and 4:58 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)

Attachments: Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf

A public hearing was conducted on the proposed amendment to Sections 4:51 and 4:58 of Chapter 49, Sidewalks, of Title IV of the Code of the City of Ann Arbor. Notice of public hearing was published June 24, 2013.

The following people addressed Council:

Sherif Afifi, 2446 Adare Circle, spoke in opposition to the proposed ordinance, stating one of these paths is next to his home and is used by very few people.

John Ohanian, 3695 Frederick, spoke in opposition to the proposed ordinance and the proposal by the City to transfer liability to the adjacent homeowners.

Miranda Welbourne-Eleazar, 3290 Roon the Bed, stated her property is adjacent to a pathway that leads to Scarlett and Mitchell Schools. She spoke in opposition, stating this path is only used by students and others going to the schools. She stated the responsibility for these paths should remain with the schools and the parks system, not adjacent homeowners.

An unidentified resident spoke in opposition, stating there seemed to be many unanswered questions, including why the ordinance as proposed only includes about half of the identified paths in the City.

Thomas Partridge, City resident, spoke in opposition.

There being no further comment, the Mayor declared the public hearing closed.

Held and Closed

Enactment No: ORD-13-15

PH-2 13-0606

An Ordinance to Amend Chapter 111 of Title IX of the Ann Arbor City Code to Adopt the 2009 International Fire Code

Attachments: ORD-13-16 Briefed and Approved, 13-16 2009 Fire Code Chapter 111 Ordinance Approval Notice FINAL, Chpt 111 amend-adopt IFC 2009 Briefed, Chpt 111 amend-adopt IFC 2009

A public hearing was conducted on the proposed amendment to Chapter 111 of Title IX of the Ann Arbor City Code to Adopt the 2009 International Fire Code. Notice of public hearing was published June 24, 2013.

Tom Partridge, City resident, spoke in opposition.

There being no further comment, the Mayor declared the hearing closed.

Held and Closed

Enactment No: ORD-13-16

- PH-3 13-0644** Resolution to Adopt the South State Street Corridor Plan (Adopted by the CPC on May 21, 2013 - 9 Yeas, 0 Nays)
- Attachments:** 5/21/13 Planning Staff Report, Adopted South State Street Corridor Plan - May 21, 2103
- A public hearing was conducted on the proposed Resolution to Adopt the South State Street Corridor Plan. Notice of public hearing was published June 24, 2013.*
- Scott Munzel, 9 Jefferson Court, representing Capital Investments, 2271 South State Street, stated his client had submitted their application for the rezoning of their property prior to the proposed changes to the South State Street Corridor Plan.*
- There being no further comment, the Mayor declared the hearing closed.*
- Held and Closed**

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER BRIERE

Councilmember Briere spoke about the qualities that each member of Council brings to the discussion and dialogue. She thanked each member for their service.

COUNCILMEMBER LUMM

Councilmember Lumm asked for information regarding a meeting scheduled to discuss changes to the Commercial Fire Inspection program.

Chief John Seto, Safety Services Area Administrator, responded that a meeting with commercial property owners had been scheduled for Tuesday, July 16 at 1:00 p.m. in the City Hall Council Chambers, 301 E. Huron Street. Chief Seto stated Fire Department personnel will be present to discuss the changes in the program and also to answer questions.

A APPROVAL OF COUNCIL MINUTES

- A-1 13-0803** Regular Session Meeting Minutes of June 17, 2013
- Attachments:** council emails 6-17-2013Redacted_Redacted, 06-17-13 Draft Minutes
- A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Minutes of the Regular Session of June 17, 2013 be Approved. On a voice vote, the Mayor declared the motion carried.**

CA CONSENT AGENDA

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

CA-1 Resolution to Amend an Approved Payment in Lieu of Taxes (PILOT) for Ann Arbor Limited Dividend Housing Association Limited Partnership at 2805 Burton Road for Burton Commons Apartments

- CA-2 13-0738** Resolution to Approve Purchase of Anhydrous Ammonia for Water Treatment from Tanner Industries, Inc. Bid No. ITB-4290 (estimated \$38,500.00/yr)

Attachments: Tanner Bid - ITB4290

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

Enactment No: R-13-214

- CA-1 13-0686** Resolution to Amend an Approved Payment in Lieu of Taxes (PILOT) for Ann Arbor Limited Dividend Housing Association Limited Partnership at 2805 Burton Road for Burton Commons Apartments

Attachments: City's PILOT - Chapter 19

A motion was made by Councilmember Kunselman, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-215

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

- B-1 13-0346** An Ordinance to Amend Sections 4:51 and 4:58 of Chapter 49 (Sidewalks) of Title IV of the Code of the City of Ann Arbor (Ordinance No. ORD-13-15)

Attachments: Summary of Citizen Responses - crosslot paths (2), chapter 49 amendment - 6-3-13 Briefed, chapter 49 amendment - 6-3-13, Memo for LegistarCrosslot Ordinance vf

A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the Ordinance be Adopted on Second Reading.

Enactment No: ORD-13-15

A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the Ordinance be Postponed at Second Reading until 10/7/2013. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-13-15

- B-2 13-0606** An Ordinance to Amend Chapter 111 of Title IX of the Ann Arbor City Code to Adopt the 2009 International Fire Code
- Attachments:** ORD-13-16 Briefed and Approved, 13-16 2009 Fire Code Chapter 111 Ordinance Approval Notice FINAL, Chpt 111 amend-adopt IFC 2009 Briefed, Chpt 111 amend-adopt IFC 2009
- A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the Ordinance be Adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-16

RECESS

Mayor Hieftje called a recess at 8:42 p.m. and reconvened the meeting at 8:55 p.m.

C ORDINANCES - FIRST READING**C Unfinished Business:**

- C-1 13-0428** An Ordinance to Amend the Code of the City of Ann Arbor by Adding a New Chapter, which New Chapter shall be designated as Chapter 25, Video Privacy, of Title I of said Code
- Sponsors:** Warpehoski and Anglin
- Attachments:** surveillance ordinance revised 6-25, surveillance ordinance revised 6-16, surveillance ordinance draft 3-26-13 no markup, Lansing Report- Eyes in the Sky
- A motion was made by Councilmember Warpehoski, seconded by Councilmember Anglin, that the Ordinance be Approved on First Reading. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:**
- Yeas:** 5 - Mayor Hieftje, Councilmember Anglin, Councilmember Briere, Councilmember Taylor and Councilmember Warpehoski
- Nays:** 4 - Councilmember Kunselman, Councilmember Higgins, Councilmember Lumm and Councilmember Kailasapathy
- Absent:** 2 - Councilmember Teall and Councilmember Petersen

New Business - Staff:

- C-2 13-0675** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 2.24 Acres from M1 (Limited Industrial District) to M1A (Limited Light Industrial District), Capital Investments, 2271 South State Street (CPC Recommendation: Denial - 1 Year and 8 Days)
- Attachments:** 2271 S. State St. Zoning Ordinance.pdf, 5/21/13 Planning Staff Report, 5/21/13 Planning Action Minutes
- A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the Ordinance be Approved on First Reading. On a voice vote, the Mayor declared the motion defeated.**
- C-3 13-0678** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.57 acres 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 Years and 0 Days)
- Attachments:** 414 Main St Zoning Ordinance, 5/21/13 Planning Staff Report
- A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Ordinance be Approved on First Reading and scheduled for Second Reading on 8/8/2013. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-17
- C-4 13-0680** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.18 acres 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 Years and 0 Days)
- Attachments:** 401 N Fourth Ave Zoning Ordinance.pdf, 5/21/13 Planning Staff Report
- A motion was made by Councilmember Briere, seconded by Councilmember Kailasapathy, that the Ordinance be Approved on First Reading and scheduled for Second Reading on 8/8/2013. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-13-18
- C-5 13-0694** An Ordinance Authorizing the Issuance and Sale of Sewage Disposal System Revenue Refunding Bonds, Series 2013, of Equal Standing with Certain Outstanding Sewage Disposal System Revenue Bonds (Roll Call Vote Required - One Reading)
- Attachments:** BH01-#1835651-v2-A2 2013 Sewer Refunding Bonds Ordinance, Refunding Sewer System Bonds Update May 13 13, ORD-13-19 Approval Notice
- A motion was made by Councilmember Lumm, seconded by Councilmember Taylor, that the Ordinance be Adopted. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**

Yeas: 9 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Warpehoski

Nays: 0

Absent: 2 - Councilmember Teall and Councilmember Petersen

Enactment No: ORD-13-19

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-1 13-0767 Resolution to Approve the 2013 City Council Rules

Sponsors: Council Rules Committee

Attachments: Council Rules 2013 draft changes

A motion was made by Councilmember Higgins, seconded by Councilmember Briere, that the Resolution be Approved.

A motion was made by Councilmember Higgins, seconded by Councilmember Lumm, that the Resolution be Postponed until 7/15/2013. On a voice vote, the Mayor declared the motion carried.

DC-2 13-0783 Resolution to Reestablish City's Mutually Beneficial Committee as the Joint DDA-Council Committee

Sponsors: Hieftje and Briere

Attachments: Mutually Beneficial Committee Process

It was considered friendly to amend the resolution to increase the membership to four Councilmembers, including Councilmember Lumm, and to change the name to the Joint DDA-Council Committee.

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Resolution be Approved as Amended. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-13-216

DC-3 13-0812 Resolution to Appoint R4C Committee

Sponsors: Higgins, Briere and Teall

Attachments: Charles Carver.doc, Ilene Tyler.doc, Ray Detter.doc, Wendy Carman.doc, Carl Luckenbach.doc, Ellen Rambo.doc, Michelle Derr.doc, Julie Weatherbee.doc, Nancy Leff.doc, Ethel Potts.doc, Anya Dale.doc

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

Enactment No: R-13-217

DC-4 13-0825 Resolution to Appoint Jean Cares to the Greenbelt Advisory Commission as the Agriculture Landowner Representative

Sponsors: Taylor

Attachments: Jean Cares app

A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Resolution be Approved.

A motion was made by Councilmember Taylor, seconded by Councilmember Warpehoski, that the Resolution be Postponed until 7/15/2013. On a voice vote, the Mayor declared the motion carried.

DB New Business - Boards and Commissions:

DB-1 13-0644 Resolution to Adopt the South State Street Corridor Plan (Adopted by the CPC on May 21, 2013 - 9 Yeas, 0 Nays)

Attachments: 5/21/13 Planning Staff Report, Adopted South State Street Corridor Plan - May 21, 2103

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be Approved.

A motion was made by Councilmember Higgins, seconded by Councilmember Briere, that the Resolution be Postponed until 7/15/2013. On a voice vote, the Mayor declared the motion carried.

CLOSED SESSION

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that Council enter into Closed Session under the Michigan Open Meetings Act to discuss Pending Litigation as set forth in MCLA 15.268 (E). On roll call, the vote was as follows, with the Mayor declaring the motion carried and the meeting recessed at 10:20 p.m.:

Yeas: 8 - Mayor Hieftje, Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm and Councilmember Kailasapathy

Nays: 1 - Councilmember Warpehoski

Absent: 2 - Councilmember Teall and Councilmember Petersen

MEETING RECONVENED

A motion was made by Councilmember Kunselman, seconded by Councilmember Briere, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:40 p.m.

DS New Business - Staff:

- DS-1 13-0702** Resolution Authorizing Publication of Notice of Intent to Issue General Obligation Capital Improvement Bonds to Fund Airport Box Hangar Project (Not To Exceed \$900,000.00)
- Attachments:** Airport Hangar Refunding v2
- A motion was made by Councilmember Lumm, seconded by Councilmember Warpehoski, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-218
- DS-2 13-0713** Resolution to Approve Miller Avenue Improvements - Sidewalk and Curb & Gutter Special Assessment Resolution No. 4
- Attachments:** Miller_Special Assessment Table_FINAL
- A motion was made by Councilmember Anglin, seconded by Councilmember Warpehoski, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-219
- DS-3 13-0714** Resolution to Award Contract for Arbor Oaks Rain Gardens to Erie Construction, LLC (\$149,925.00)
- A motion was made by Councilmember Kunselman, seconded by Councilmember Briere, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-13-220
- DS-4 13-0699** Resolution to Accept Thirty-Three Sidewalks for Public Use (8 Votes Required)
- Attachments:** Crosslots Package.pdf, Summary of Citizen Responses - crosslot paths (2)
- A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be Approved.**
- A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be Postponed until 10/7/2013. On a voice vote, the Mayor declared the motion carried.**
- DS-5 13-0664** Resolution to Accept a Fair Food Network Grant for the Ann Arbor Farmer's Market for \$36,000.00 and Appropriate Funds (8 Votes Required)
- Attachments:** DUFB Agreement 2013
- A motion was made by Councilmember Kailasapathy, seconded by Councilmember Briere, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried unanimously with nine members present, thus satisfying the eight-vote requirement.**
- Enactment No: R-13-221

- DS-6 13-0740** Resolution to Permanently Relocate the Polling Place for Precinct 2-8 from St. Paul's Lutheran School, 495 Earhart Road, to First United Methodist Church, 1001 Green Road, for all Future City Elections

Attachments: Polling Location Change for 2-8 Map

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

Enactment No: R-13-222

E COMMUNICATIONS FROM THE MAYOR

- E-1 13-0769** Appointments - Confirmations

Attachments: Eric Jacobson.doc, Jeremy Peters.doc, Jan Davies McDermot.doc, Chester Hill app., Eric Jacobson app., Jan Davies McDermott app., Jeremy Peters App.

Mayor Hieftje requested confirmation of the following nominations, which were placed on the table for consideration at the June 17, 2013 Regular Session:

Ann Arbor-Ypsilanti SmartZone -Local Development Finance Authority Board

*Eric Jacobson (Re-Appointment)
301 Wildwood Ave.
Ann Arbor, MI 48103
Term: July 1, 2013-June 30, 2017*

City Planning Commission

*Jeremy Peters (Replacing-Tony Derezinski)
3114 Chelsea Circle
Ann Arbor, MI 48108
Term: July1, 2013-June 30, 2016*

Economic Development Corporation Board

*Jan Davies McDermot (Filling Vacancy)
1355 King George Blvd.
Ann Arbor, MI 48108
Term: July 1, 2013-June 30, 2019*

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that Council concur with the recommendations of the Mayor and the Appointments be Approved. On a voice vote, the Mayor declared the motion carried.

E-2 13-0829 Appointments - Confirmations

Attachments: Patrick Ion app., Geoffrey Mayers, Heather.G. Lewis

Mayor Hieftje placed the following nominations on the table for approval at a later date:

*Downtown Development Authority
Russel Collins Re-Appointment
2585 Hollywood St.
Ann Arbor, MI 48103
Term: July 15, 2013-July 15, 2016*

*Elizabeth Dean Fund Committee
Jane Immonen Re-Appointment
2900 Refrew St.
Ann Arbor, MI 48105
Term: August 1, 2013-July 31, 2015*

*John Bassett Re-Appointment
1100 Clague Ave.
Ann Arbor, MI 48103
Term: August 1, 2013-July 31, 2015*

*Patrick Ion Replacing Bonnie Ion
1456 Kensington Dr.
Ann Arbor, MI 48104
Term: August 1, 2013-July 31, 2015*

*Housing Board of Appeals
Geoffrey Mayers Replacing-Cindi Christiansen
1814 Hiawatha Place
Ann Arbor, MI 48105
Term: July 1, 2013-June 30, 2016*

*Kevin Busch Re-Appointment
573 Glendale Circle
Ann Arbor, MI 48103
Term: July 1, 2013-June 30, 2016*

*Zoning Board of Appeals
Heather Lewis Serving out Maureen Sertich's term
543 S. 7th St.
Ann Arbor, MI 48103
Term: July 1, 2013-November 18, 2015*

Referred to the City Council due back on 7/15/2013

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER TAYLOR*

Councilmember Taylor announced that the Park Advisory Commission would be discussing the Liberty Plaza park rental fee issue that has been raised recently by the folks working with the Pizza in the Park program. Councilmember Taylor stated that a resolution coming from PAC to Council should be ready for the July 15, 2013 Council meeting.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

H & I CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**H The following communications were referred as indicated:****Passed on consent agenda**

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

- H-1 13-0645** Wednesday Evening Market Proposed Vendor Definition Change
Attachments: Wednesday Evening Market Operating Rules 2013
- H-2 13-0722** Communication from Comcast regarding channel and price changes effective on or about July 24, 2013 and August 1, 2013 - CTN
Attachments: comcast communication
- H-3 13-0778** Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for the Customers of DTE Electric Company in Case No. U-17282 Scheduled for July 9, 2013 - File
Attachments: DTE Communication no. U-17282
- H-4 13-0789** Communications from Kelli Sobel, Executive Secretary of the State Tax Commission of the Department of Treasury regarding Two Air Pollution Tax Exemption Certificates - Assessor
Attachments: dept. of treasury communication

- H-5 13-0790** Communication from Barton Hills Village Board of Zoning Appeals regarding Notice of Public Hearing of an Application Variance on Property at 855 Oakdale Road scheduled for July 8, 2013 - Planning and Development Services
Attachments: barton hills village board zoning public hearing notice
- H-6 13-0793** Communication from the City Clerk of Ypsilanti City regarding their Resolution 2013-101, Approving amendment #2 of the Articles of Incorporation of the Ann Arbor Transportation Authority - File
Attachments: city of ypsilanti communication re AATA articles of incorporation
- H-7 13-0794** Communication from the State of Michigan Public Service Commission regarding Notice of Hearing for the Customers of DTE Electric Company in Case No. U-17302 scheduled for July 9, 2013 - File
Attachments: DTE Communication U-17302
- H-8 13-0795** Communication from Comcast regarding Channel Changes Effective July 24, 2013 - CTN
Attachments: Comcast Communication dated 6-17-13
- I The following minutes were received for filing:**
- I-1 13-0378** Housing Board of Appeals Meeting Minutes of April 5, 2011
Attachments: HBA DRAFT 4/5/11
- I-2 13-0717** Downtown Area Citizens Advisory Council Meeting Minutes - June 5, 2013
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 060413
- I-3 13-0718** Ann Arbor Downtown Development Authority Meeting Minutes - May 1, 2013
Attachments: DDA Minutes 5-1-13

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Seth Best, 1940 W. Liberty, Apt. 2, thanked the councilmembers, including Councilmember Briere, who had met with his group and discussed the Pizza in the Park project.

An unidentified member of the audience stated he is an EMU professor and a community organizer. He spoke in support of the humanitarian efforts of the Pizza in the Park program.

Caleb Poirier, 2721 Braeburn Circle, stated the resolution before PAC regarding the park use fees at Liberty Plaza does not fully meet the concerns that he and other supporters of Pizza in the Park have raised. He stated it does not protect humanitarian efforts in all parks.

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

A motion was made by Councilmember Warpehoski, seconded by Councilmember Taylor, that the meeting Adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:57 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JULY 1, 2013, 7:00 P.M.

REPLAYS: TUESDAY, JULY 2, 2013, 10:00 A.M. AND FRIDAY, JULY 5, 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.