

City of Ann Arbor

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



Action Minutes

Monday, March 17, 2014

7:00 PM

City Hall, 301 E. Huron St., Council Chamber, 2nd Fl.
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 7:09 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: 10 - 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 Chuck Warpehoski and Councilmember Jack Eaton

Absent: 1 - Councilmember Sally Petersen

APPROVAL OF AGENDA

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

Add: Rita Mitchell - Library Lot Park (DC-1) (Add to Public Commentary - Reserved Time.)

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

COMMUNICATIONS FROM THE CITY ADMINISTRATOR***PUBLIC COMMENT ON DRAFT URBAN AND COMMUNITY FOREST
MANAGEMENT PLAN***

City Administrator Steve Powers said that public comment on the draft Community Forest Management Plan would be accepted until March 28, 2014. The draft plan is available on the City's web site on the Forestry page at a2gov.org.

CURBSIDE COMPOST COLLECTION

Administrator Powers announced that curbside compost collection would resume on March 31, 2014. A new program for "plate scrapings" would be starting soon. All residents who have compost carts will receive a postcard coupon in the mail for a free 1.9 gallon kitchen composter. Kitchen compost buckets may be picked up at the City Customer Service Center beginning March 31, 2014.

PUBLIC ENGAGEMENT AND INFORMATIONAL MEETINGS

Administrator Powers announced that the first in a series of public engagement and informational meetings for the Ann Arbor Station project would begin in March and continue through April, 2014. The Citizens Work Group will begin meeting at 6:30 p.m. on March 19, 2014 and again on March 25, 2014 at the Ann Arbor District Library Downtown Branch, in the 4th Floor Community Room.

A public meeting regarding the Ann Arbor Station is also scheduled for April 2, 2014 at 4:00 and 6:30 p.m. at the Ann Arbor District Library Downtown Branch in the downstairs meeting room.

MICHIGAN GREEN COMMUNITIES GOLD AWARD

Administrator Powers presented Mayor and Council with the Michigan's Green Communities Gold Award. It was presented by the Michigan Department of Environmental Quality, Pure Michigan Energy Office, Michigan Municipal League, Michigan Association of Counties and Michigan Township Association.

14-0487 Agenda Response Memo - March 17, 2014

Attachments: Agenda Responses 3-17-14

Received and Filed

INT INTRODUCTIONS

INT-1 14-0422 Introduction of Shryl L. Samborn, Fifteenth District Court Administrator

Retiring 15th District Court Administrator Keith Zeisloft introduced new Court Administrator Shryl Samborn to Council. Judge Hines will swear in Ms. Samborn as Court Administrator on March 28, 2014. Ms. Samborn joined the City of Ann Arbor in 2002, was promoted to Deputy Court Administrator in 2007, and has played a substantial role in Court administration over the years, said Mr. Zeisloft.

Received and Filed

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. Will Hathaway - Design Library Lot Park (DC-1)

Will Hathaway, 3424 Stow St., spoke in support of the proposed resolution designating an urban public park location on the Library Lot Site. He said that Council's support would allow the public process to continue.

2. Tom Partridge - By-law changes to City Planning Commission, Library Lot Park, Access to 15th District Court (DS-1, DC-1, DS-2)

Tom Partridge, Ann Arbor resident, addressed Council regarding issues in Ukraine, the proposed by-law changes to City Planning Commission, Library Lot park proposals, and access to the 15th District Court.

3. Barbara Bach - Library Lot Park (DC-1)

Barbara Bach, 2061 Day St., spoke in support of the proposed resolution regarding the design of an urban park on the Library Lot. She said that planning could begin once the boundaries for a park have been defined and that the proposal encourages neighboring properties to think creatively with the City. She urged Council to support the proposal.

4. Eric Lipson - Design Library Lot Park (DC-1)

Eric Lipson, 1318 Rosewood, member of the Library Green Conservancy, spoke in support of the proposed resolution regarding the design of the Library Lot park.

5. Peter Allen - Sale of Library Lot (DC-8)

Peter Allen, 2224 Applewood, addressed Council regarding the proposed resolution on the sale of the Library Lot. He said that Council should not sell the property, but instead should look into long-term leasing. He spoke about the long-term economic value of the property.

6. Ingrid Ault - Library Lot Park (DC-1)

Ingrid Ault, 2531 Meade, Chair of the Park Advisory Commission, spoke in opposition to the proposed resolution regarding the design of Library Lot Park. She said that PAC has concerns on how the project would be funded and they are uncomfortable moving forward at this time.

7. Alan Haber - Sale of Library Lot (DC-8)

Alan Haber, 351 Third St., spoke in support of a downtown urban park on the Library Lot site.

8. Henry Herskovitz - Synagogue Vigils at Beth Israel Congregation

Henry Herskovitz, 404 Mark Hannah Place, said that the peaceful demonstrations that have taken place at Beth Israel Congregation have been met with criticism.

9. Rita Mitchell - Library Lot Park (DC-1)

Rita Mitchell, 621 Fifth Street, spoke in support of the proposed resolution regarding the design of Library Lot Park. She said that a downtown public park would draw people to local businesses, as they are business generators. She added that downtown residents would also benefit from having access to open space, giving them a version of a backyard. Ms. Mitchell said that a portion of the parking fees for the parking structure below could be used for funding an urban park on top of the parking structure.

CC COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER BRIERE**

Councilmember Briere said that she would be bringing Council a resolution to reappoint David Stead, Susan Hutton, and Kirk Westphal to the Environmental Commission.

COUNCILMEMBER ANGLIN

Councilmember Anglin read a letter to the public from Mary Hathaway who was in support of the Urban Park resolution.

MC COMMUNICATIONS FROM THE MAYOR**SUSTAINABILITY FORUM**

Mayor Hieftje said the Sustainability Forum held at the Ann Arbor Downtown District Library was very well attended and the presentations were excellent. One presentation in particular talked about how much rain falls on Ann Arbor in a season. The Michigan Stadium can be filled 126 times with the amount of rain that falls on Ann Arbor. That is 10% more rain coming down than just 10 years ago. Mayor Hieftje said he would provide numbers surrounding water fall at a later date.

MC-1 14-0484

Appointments - Confirmations

Sponsors: Hieftje

REFERRED

Mayor Hieftje recommended the following appointments for approval at a later date:

Ann Arbor Commission on Disability Issues

*Westley Resendes Filling vacancy of Patti Smith
200 N. State St., Unit 1
Ann Arbor, MI 48104*

Term: June 1, 2012 - May 31, 2015

Economic Development Corporation

*Dale Leslie Re-Appointment
1159 Joyce Lane
Scio Twp.,MI 48103-8869*

Term: June 1, 2013 - May 31, 2019

*Tim Marshall
877 Ridge Rd
Chelsea, MI 48118*

Term: June 1, 2013-May 31, 2019

Historic District Commission

*Ellen Ramsburgh Re-Appointment
1503 Cambridge Rd.
Ann Arbor, MI 48104*

Term: June 1, 2014 - May 31, 2017

Public Market Advisory Commission

*Aimee Germain Re-Appointment
320 Depot St. Apt. B
Ann Arbor, MI 48104*

Term: June 1, 2014-May 31, 2017

Referred to the City Clerk due back on 4/7/2014.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

None.

A APPROVAL OF COUNCIL MINUTES**A-1 14-0397 Regular Session Meeting Minutes of March 3, 2014**

Attachments: 2-24-14 Special Session minutes, 03-03-14 City Council minutes, Council emails 3-3-2014_Redacted

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Special Session Meeting Minutes of February 24, 2014 and the Regular Session Meeting Minutes of March 3, 2014 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA**CONSENT AGENDA ITEM REMOVED**

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

CA-3 Resolution to Accept Board of Insurance Administration Minutes of February 27, 2014

Passed on consent agenda

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

CA-1 14-0261 Resolution to Approve Amendment No. 1 to Golf Cart Lease with Pifer Inc. and Authorize Sale of 32 City-owned Golf Carts (\$50,336.00)

Attachments: ANN ARBOR CONTRACT.pdf

Enactment No: R-14-080

CA-2 14-0205 Resolution to Approve the Purchase of One Police Detective Vehicle from Berger Chevrolet (Oakland County Cooperative Purchasing Contract \$26,750.00)

Enactment No: R-14-081

CA-4 14-0144 Resolution to Approve Street Closings for the Burns Park Run - Sunday, May 4, 2014

Attachments: Burns Park Run Map.pdf

Enactment No: R-14-082

- CA-5 14-0176** Resolution to Approve Street Closing for the Ann Arbor Cinco de Mayo Party on Monday, May 5, 2014
Attachments: Cinco de Mayo Map.pdf
Enactment No: R-14-083
- CA-6 14-0369** Resolution to Approve Street Closings for the 6th Annual Box Cart Race/Soap Box Derby - Saturday, March 29, 2014
Attachments: Box Cart Race-Soap Box Derby Map.pdf
Enactment No: R-14-084
- CA-7 14-0375** Resolution to Close Streets for the 12th Annual Mayor's Green Fair-Friday, June 14, 2013
Attachments: Mayor's Green Fair Map 2014.pdf
Enactment No: R-14-085
- CA-8 14-0377** Resolution to Approve Street Closing for the Live on Washington Event - Saturday, June 1, 2013
Attachments: Live on Washington Map.pdf
Enactment No: R-14-086
- CA-9 14-0378** Resolution to Approve Street Closings for the Dexter-Ann Arbor Run on Sunday, June 1, 2014
Attachments: Dexter-Ann Arbor 2014 Maps.pdf
Enactment No: R-14-087
- CA-10 14-0379** Resolution to Approve Street Closure of North University Street between Thayer and Fletcher Streets for SpringFest on Thursday, April 10, 2014
Attachments: Spring Fest Map.pdf
Enactment No: R-14-088
- CA-11 14-0381** Resolution to Temporarily Relocate Precinct 1-7 from Pierpont Commons, 2101 Bonisteel, to Northwood Community Center (Family Housing), for the City Primary Election to be held on Tuesday, August 5, 2014 due to Construction at Pierpont Commons
Attachments: Precincts 1-7 and 2-1 Consolidation Map
Enactment No: R-14-089

CA-3 14-0360 Resolution to Accept Board of Insurance Administration Minutes of February 27, 2014

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-14-090

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

None.

D MOTIONS AND RESOLUTIONS

DC Unfinished Business - Council:

DC-1 14-0334 Resolution Designating an Urban Public Park Location on the Library Lot Site

Sponsors: Anglin, Eaton, Kailasapathy and Lumm

Attachments: NEW Library Lane square footage map, NEW Library Lane Public Park boundaries map, Public Urban Park Boundaries 021114

A motion was made by Councilmember Eaton, seconded by Councilmember Kailasapathy, that the Resolution be approved.

Enactment No: R-14-091

A motion was made by Councilmember Briere, seconded by Councilmember Lumm, that the Resolution be amended as follows:

...RESOLVED, That City Council approve the reservation of the site for an urban public park of [approximately] BETWEEN APPROXIMATELY 6,500 AND 12,000 square feet on the surface of the Library Lane Structure bounded by the Fifth Avenue sidewalk on the west, the Library Lane Street curb to the south, the western entry to the central elevator to the east, [and the southern curb of the service alley on the north (see two related site plans)] WITH THE NORTHERN BOUNDARY TO BE DETERMINED AT A FUTURE DATE; ...

It was considered friendly to strike the following sentence:

[This portion of the surface of the Library Lane Structure shall be added to the PROS Plan and remain a City-owned, public park;]

Note: [] Brackets indicate deleted language. All CAPS indicate new language.

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Mayor Hieftje, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Eaton

Nays: 3 - Councilmember Kunselman, Councilmember Teall and Councilmember Anglin

Absent: 1 - Councilmember Petersen

Enactment No: R-14-091

14-0334

Resolution Designating an Urban Public Park Location on the Library Lot Site

Sponsors: Anglin, Eaton, Kailasapathy and Lumm

Attachments: NEW Library Lane square footage map, NEW Library Lane Public Park boundaries map, Public Urban Park Boundaries 021114

A motion was made by Councilmember Teall, seconded by Councilmember Warpehoski, that the Resolution be amended as follows:

...RESOLVED, That the City will encourage the creative use of this space to commence on an occasional basis during the transition from parking to public park even before the urban park design and installation work is complete, [and hereby requests that Community Services and the Park Department work together with DDA and the AADL to encourage groups to reserve the space for public activities including, but not limited to, craft fairs, book fairs, food carts, fine arts performances, and other activities and consider modification of permit requirements in order to eliminate fees for those seeking to put on public programs on the Library Lane site];...

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 5 - Mayor Hieftje, Councilmember Teall, Councilmember Briere, Councilmember Taylor and Councilmember Warpehoski

Nays: 5 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Absent: 1 - Councilmember Petersen

Enactment No: R-14-091

The question being the Resolution as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 7 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Eaton

Nays: 3 - Mayor Hieftje, Councilmember Teall and Councilmember Taylor

Absent: 1 - Councilmember Petersen

Enactment No: R-14-091

RECESS

Mayor Hieftje declared a recess at 10:37 p.m. and reconvened the meeting at 10:53 p.m.

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).

A motion was made by Councilmember Eaton, seconded by Councilmember Warpehoski, that the Council enter into Closed session to discuss Pending Litigation as set forth in MCLA 15.268(E). On roll call, the Mayor declared the motion carried and the meeting recessed at 10:56 p.m.

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

Nays: 0

Absent: 2 - Councilmember Briere and Councilmember Petersen

MEETING RECONVENED

A motion was made by Councilmember Warpehoski, seconded by Councilmember Kailasapathy, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 11:03 p.m.

DC-2 14-0345

Resolution to Waive Attorney-Client Privilege with Respect to the February 25, 2014 City Attorney Memorandum on Property Assessment

Sponsors: Eaton

Attachments: City Attorney Opinion regarding Property Assessments

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

Enactment No: R-14-092

A motion was made by Councilmember Taylor, seconded by Councilmember Teall, that the Resolution be amended as follows:

Replace the last two RESOLVED Clauses:

...RESOLVED, THAT THE CITY ATTORNEY IS DIRECTED TO PREPARE A MEMORANDUM FOR PUBLIC EDUCATION AND DISTRIBUTION REGARDING THE LAWS GOVERNING THE MANNER IN WHICH THE CITY ASSESSOR IS REQUIRED TO ASSESS HOMES AND THE EFFECT OF A REDUCTION OF THE ASSESSMENT FOR ONE YEAR BY THE BOARD OF REVIEW AND/OR THE MICHIGAN TAX TRIBUNAL ON THE PROPERTY TAX ASSESSMENT FOR THE SUBSEQUENT YEAR (THE "PUBLIC MEMORANDUM");

RESOLVED, THAT THE CITY ATTORNEY FILE THE PUBLIC MEMORANDUM, ALONG WITH THE MATERIALS REFERENCED IN THE NEXT TO LAST WHEREAS CLAUSE, WITH THE CITY CLERK AS A PUBLIC RECORD.

On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm and Councilmember Warpehoski

Nays: 2 - Councilmember Kailasapathy and Councilmember Eaton

Absent: 1 - Councilmember Petersen

Enactment No: R-14-092

14-0345

Resolution to Waive Attorney-Client Privilege with Respect to the February 25, 2014 City Attorney Memorandum on Property Assessment

Sponsors: Eaton

Attachments: City Attorney Opinion regarding Property Assessments

The question being the Resolution as amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-092

DC New Business - Council:

DC-3 14-0371 Resolution Recognizing the Pearls and Ivy Foundation Inc. as a Civic Nonprofit Organization Operating in Ann Arbor for the Purpose of Obtaining a Charitable Gaming License

Sponsors: Petersen

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

Enactment No: R-14-093

DC-4 14-0370 Resolution Recommending Ann Arbor City Council Direct the Development of a Commercial Building Energy Benchmarking and Disclosure Ordinance

Sponsors: Hieftje

Attachments: Energy Benchmarking and Disclosure - Benefit Studies.pdf, IMT Estimated Energy Savings Memo - Ann Arbor.pdf

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 Kailasapathy and Councilmember Warpehoski

Nays: 3 - Councilmember Anglin, Councilmember Lumm and Councilmember Eaton

Absent: 1 - Councilmember Petersen

Enactment No: R-14-094

DC-5 14-0418 Resolution Recommending Staff Resourcing for Community Energy Efficiency

Sponsors: Hieftje

Attachments: 2-11-14 Energy Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf, 2-27-14 Environmental Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf, 03-04-14 Planning Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf

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

Enactment No: R-14-095

A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Resolution be amended as follows:

Replace the final RESOLVED Clause with the following:

RESOLVED, THAT ANN ARBOR CITY COUNCIL DIRECTS THE CITY ADMINISTRATOR TO REPORT BACK TO COUNCIL BY MAY 5TH 2014 WITH A PLAN TO MAKE SIGNIFICANT PROGRESS ON CREATING AND IMPLEMENTING ADDITIONAL COMMUNITY ENERGY EFFICIENCY, CONSERVATION, AND RENEWABLE ENERGY PROGRAMS THAT FURTHER THE CLIMATE ACTION PLAN'S ADOPTED TARGETS, REDUCE OUR COMMUNITY GHG EMISSIONS, PROVIDE ECONOMIC BENEFIT TO OUR COMMUNITY AND HELP TO PRESERVE OUR QUALITY OF LIFE.

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

Enactment No: R-14-095

14-0418

Resolution Recommending Staff Resourcing for Community Energy Efficiency

Sponsors: Hieftje

Attachments: 2-11-14 Energy Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf, 2-27-14 Environmental Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf, 03-04-14 Planning Commission APPROVED Resolution Supporting Community Energy Resourcing.pdf

The question being the resolution as amended, on a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 6 - Mayor Hieftje, Councilmember Kunselman, Councilmember Teall, Councilmember Briere, Councilmember Taylor and Councilmember Warpehoski

Nays: 4 - Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Absent: 1 - Councilmember Petersen

Enactment No: R-14-095

DC-6 14-0444

Resolution to Waive Attorney-Client Privilege with Respect to the August 9, 2012 Advisory Memorandum from the City's Outside Bond Counsel

Sponsors: Audit Committee

Attachments: August 2012 Letter from Dykema Gossett Bond Counsel

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Kunselman, that the Resolution be approved.

Enactment No: R-14-096

A motion was made by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be amended as follows:

Replace the last two RESOLVED Clauses as follows:

...RESOLVED, THAT THE CITY ATTORNEY IS DIRECTED TO REQUEST BOND COUNCIL TO PREPARE A MEMORANDUM FOR PUBLIC EDUCATION AND DISTRIBUTION REGARDING THE LIMITATIONS ON PRIVATE BUSINESS USE OF CITY PUBLIC PARKING FACILITIES FINANCED WITH OUTSTANDING FEDERALLY TAX-ADVANTAGED BOND ISSUES (I.E., TAX-EXEMPT AND TAX CREDIT BOND ISSUES) (BOND FINANCED DECKS) (THE "PUBLIC MEMORANDUM");

RESOLVED, THAT THE CITY ATTORNEY FILE THE PUBLIC MEMORANDUM, ALONG WITH THE MATERIALS ATTACHED TO IT, WITH THE CITY CLERK AS A PUBLIC RECORD.

On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

- Yeas:** 4 - Mayor Hieftje, Councilmember Teall, Councilmember Briere and Councilmember Taylor
- Nays:** 6 - Councilmember Kunselman, Councilmember Anglin, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski and Councilmember Eaton
- Absent:** 1 - Councilmember Petersen

Enactment No: R-14-096

The question being the Resolution as originally presented, on a voice vote, the Mayor declared the motion carried with one no-vote made by Councilmember Taylor.

Enactment No: R-14-096

DC-7 14-0448

Resolution to Withdraw Objection to Renewal of the Class C Liquor License and Permits (Liquor License No. 5492-2013) Held by Banfield A.C., Inc. d/b/a Banfield Bar & Grill (Business I.D. 3579) and Approve the Application for Renewal for the 2014-2015 License Year

Sponsors: Lumm and Council Liquor License Review Committee

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

Enactment No: R-14-097

RECESS

Mayor Hieftje declared a recess at 12:06 a.m. and reconvened the meeting at 12:16 a. m.

Councilmember Teall left the meeting at 12:06 a.m.

Present: 9 - Mayor John Hieftje, Councilmember Stephen Kunselman, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski and Councilmember Jack Eaton

Absent: 2 - Councilmember Margie Teall and Councilmember Sally Petersen

DC-8 14-0470

Resolution to Direct the City Administrator to List for Sale 319 South Fifth and to Retain Real Estate Brokerage Services

Sponsors: Kunselman

Councilmember Kunselman proposed the following amendments, which were considered friendly:

1st RESOLVED Clause:

RESOLVED, That City Council [deems] DESIRES [the highest and best use for]the property located at 319 South Fifth (Library Lane) to be mixed-use consisting of commercial, residential, and public use.

A motion was made by Councilmember Kunselman, seconded by Councilmember Eaton, that the Resolution be approved as amended. On a roll call, the vote was as follows with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Hieftje, Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Taylor, Councilmember Lumm, Councilmember Warpehoski and Councilmember Eaton

Nays: 1 - Councilmember Kailasapathy

Absent: 2 - Councilmember Teall and Councilmember Petersen

Enactment No: R-14-098

DB New Business - Boards and Commissions:

None.

DS Unfinished Business - Staff:**DS-1 13-1154**

Resolution to Approve Changes to Bylaws of the Ann Arbor City Planning Commission

Attachments: BylawsIntro_06-28-13, Final Approved CPC Bylaws 07-16-13

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-14-099

DS New Business - Staff:

DS-2 13-1392 Resolution to Approve a Contract with the Washtenaw County Sheriff's Office for Weapons Screening Services in the Ann Arbor Justice Center for the 15th Judicial District Court (\$160,000.00)

Attachments: 15DC-WashCo Sheriff JC Security Contract2014

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

Enactment No: R-14-100

DS-3 14-0051 Resolution Accepting Easement for Stormwater Drainage Facilities at 3500 Fox Hunt Drive from Robert A. Young and Andrea G. Jensen (8 Votes Required)

Attachments: DRAWING - Fox Hunt easement

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 unanimously with nine members present, thus satisfying the eight-vote requirement.

Enactment No: R-14-101

DS-4 14-0201 Resolution to Appropriate Funds and Approve Purchase of Two Clark C30 Forklifts for City Materials Recovery Facility (MRF) from Fraza Forklifts (\$55,268.00) (8 Votes Required)

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 unanimously with nine members present, thus satisfying the eight-vote requirement.

Enactment No: R-14-102

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER BRIERE*

Councilmember Briere stated a citizen participation meeting would be held on March 19 at 7pm at Clague Middle School regarding Pontiac Trail improvements.

A meeting regarding parking at Argo Canoe Livery would be held on March 26 at 7pm at the Leslie Science Center.

COUNCILMEMBER LUMM

Councilmember Lumm stated there is a citizen participation meeting scheduled for March 19 from 6pm to 8pm at New Life Church regarding a Special Use and Rezoning.

Councilmember Lumm asked City Administrator Powers whether the March 24 demonstration on North Campus by UM was open to the public.

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

- F-1 14-0223** Capital Improvements Plan Adjustments for FY15-20
Attachments: 12/3/13 Planning Staff Report, 12/3/13 Planning Commission Minutes
- F-2 14-0317** Downtown Development Authority Annual Reports - Fiscal Years 2004, 2005, 2006 and 2007
Attachments: DDA Annual Reports 2004 through 2007
- F-3 14-0331** Sidewalk Occupancy Permits and Peddler's Licenses for April 5, 2014
Attachments: Hash Bash 2014 Map.pdf

F-4 14-0358 Letter to Kelli Sobel, Executive Director, State Tax Commission dated February 26, 2014

Attachments: Letter to Sobel 2-26-14

Filed

G The following minutes were received for filing:

G-1 13-0963 Public Market Advisory Commission Meeting Minutes of 7-18-13

Attachments: 7.18.13 PMAC Minutes.pdf

G-2 13-1487 City Planning Commission Meeting Minutes October 15, 2013

Attachments: 10-15-2013 CPC Minutes with Live Links

G-3 13-1537 Zoning Board of Appeals Minutes of November 20, 2013

Attachments: 11-20-2013 ZBA Minutes with Live Links

G-4 14-0272 Design Review Board Meeting Minutes of December 18, 2013

Attachments: 12-18-2013 Design Review Board Minutes with Live Links

G-5 14-0273 Design Review Board Meeting Minutes of January 15, 2014

Attachments: 1-15-2014 Design Review Board Meeting Minutes with Live Links

G-6 14-0304 Council Liquor License Review Committee Meeting Minutes - January 17, 2014

Attachments: 2014-01-17 liquor committee minutes

G-7 14-0330 Cable Commission Meeting Minutes of August 27, 2013

Attachments: CCCMinutesAugust272013.pdf

G-8 14-0335 City Election Commission meeting minutes of August 1 and August 27, 2013

Attachments: 2013-08-01 Election Commission minutes, 2013-08-27 Election Commission minutes

G-9 14-0295 Park Advisory Commission Meeting Minutes of January 28, 2014

Attachments: PAC Final Minutes for 1-28-14.pdf

G-10 14-0445 Audit Committee Meeting Minutes - March 10, 2014

Attachments: Audit Committee Minutes - March 10, 2014.pdf

Filed.

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Kai Petition, City resident, addressed Council regarding Ann Arbor SPARK. He read an email he received expressing their concerns with SPARK.

Ed Vielmetti, City resident, expressed concern with the decade old DDA Annual Reports being submitted to Council. He gave suggestions to improve the FOIA approval process, including making the FOIA request log publicly viewable on the City's website.

Alan Haber, City resident, expressed his dissatisfaction with the discussion surrounding the redevelopment of the Library Lot and the creation of a downtown urban park.

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 12:57 a.m.

14-0529 Council Emails and Redaction list from 3-17-2014

Attachments: Council emails 3-17-2014_Redacted1.pdf

Received and Filed

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, MARCH 17, 2014, 7:00 P.M.

REPLAYS: TUESDAY, MARCH 18, 2014, 10:00 A.M. AND FRIDAY, MARCH 21, 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/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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary