

City of Ann Arbor

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



Action Minutes

Tuesday, July 5, 2011

7:00 PM

City Hall, 301 E. Huron Street, 2nd Floor

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:11 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 Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Tony Derezinski, Councilmember Christopher Taylor and Councilmember Carsten Hohnke
- Absent:** 2 - Councilmember Margie Teall and Councilmember Sandi Smith

APPROVAL OF AGENDA

A motion was made by Councilmember Derezinski, seconded by Councilmember Briere, that the Agenda be Approved with the following changes:

Add:

DC-6 Resolution to Approve the July 1, 2011 - June 30, 2012 Deputy Chief Collective Bargaining Agreement
DC-7 Resolution to Rescind Resolution R-11-143 and Replace it with New Resolution to Accept City Administrator Search Committee Recommendations

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

INT INTRODUCTIONS

- INT-1 11-0693** Ann Arbor District Library Update - Josie Parker, Director

Josie Parker, Director of the Ann Arbor District Library, updated City Council on the activities of the Library and its usage. It was noted that the AADL has a very high use rate on a per capita basis. She stated the Library has partnered with the City on a number of activities, including serving as a polling place for City elections. A copy of the presentation is on file in the City Clerk's Office.

Received and Filed

INT-2 11-0821 Volunteer of the Month Proclamation

Sponsors: Hieftje

Mayor Hieftje presented Paul and Tyler Clark with the Volunteer of the Month proclamation for July 2011. Paul and Tyler Clark have been active volunteers with the Mayor's Green Fair for a number of years. A copy of the proclamation is on file with the City Clerk's Office.

Received and Filed

INT-3 11-0820 Huron River Days Proclamation

Mayor Hieftje presented the proclamation declaring July 17, 2011 as Huron River Day in the City of Ann Arbor. This is the 31st annual Huron River Day and all city residents are encouraged to come out to Gallup Park to celebrate the river. Canoe rides, paddle boats and other activities will be available. A copy of the proclamation is on file in the City Clerk's Office.

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. **Thomas Partridge - Expand affordable housing, not medical marijuana; Recall Governor Snyder and Republican legislators; Protect retiree benefits; and Protect access to voting rights (I-4, I-5, I-7 & C-2)**

Thomas Partridge, City resident, urged City Council to support affordable housing, not medical marijuana. He also urged the recall of Governor Snyder and the Republican leadership in the Legislature.

2. **Tom Wieder - Ward boundaries (C-2)**

Tom Wieder, Ann Arbor Township resident, spoke in opposition to the redistricting of the City's wards prior to the November General election. He stated it is a bad precedent to make boundary adjustments between the primary and general elections and urged Council to make the changes effective after the November city election.

3. **John Shea - Redistricting ward boundaries (C-2)**

John Shea, attorney for the ACLU of Washtenaw County, spoke in opposition to the redistricting of the City's wards between the August Primary and the November General election. He stated he is not opposed to City staff's proposed changes, but urged Council to implement the changes after the November election.

4. Dietrich Bergmann - Fuller Road Station sewer interceptor project (Council Communication)

Dietrich Bergmann, 868 Asa Gray Drive, spoke in opposition to the proposed Fuller Road Station project.

5. George Gaston - Fuller Road (Council Communication)

George Gaston, 1217 Island Drive, Apt. 103, spoke in opposition to the proposed Fuller Road station. He urged Council to preserve this land as part of the parks system and noted that there is a website supporting the parks at www.protecta2parks.org.

6. Gersh Avery - Medical Marijuana (DC-5)

Gersh Avery, a medical marijuana advocate, thanked Council for their support on the medical marijuana licensing ordinance. He stated there are still some concerns related to patient and caregiver privacy, but he urged the passage of the ordinance.

7. Rhory Gould - Medical Marijuana (DC-5)

The speaker was not present.

8. Charles Ream - Medical Marijuana (DC-5)

Charles Ream, medical marijuana advocate, urged Council to pass DC-5, relating to the Freedom of Information Act and the confidentiality of records relating to medical marijuana patients.

9. James D'Amour - Fuller Road Station (Council Communication)

James D'Amour, 2771 Maplewood, spoke in opposition to the proposed Fuller Road Station project.

10. Ann Larimore - Fuller Road northside sewer (Council Communication)

Ann Larimore, 916 Olivia, spoke in opposition to the funding of the Northside Sanitary Sewer Interceptor Project. She stated she is in opposition to this project and the proposed Fuller Road Station that it would support.

Alternates:

1. Matthew Abel - Medical Marijuana (DC-5)

Matthew Abel, attorney for Arborside Care, expressed concern about the language in the ordinance for the additional licenses beyond those issued as part of the moratorium. He stated the intent was to issue 20 total licenses, but expressed concern that the 10 percent cap on additional licenses may result in fewer licenses, penalizing those who waited for the ordinance. He urged Council to create a waiting list.

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER HIGGINS*

Councilmember Higgins updated Council on the City Administrator Search Committee. She stated that Human Resources is currently conducting preliminary background checks and an announcement regarding finalists would come out later this week.

COUNCILMEMBER RAPUNDALO

Councilmember Rapundalo updated Council regarding labor negotiations from the Council Labor Committee. He stated DC-7 has been added to the agenda tonight to approve the collective bargaining agreement with the Police Deputy Chief's Union. Highlights of this agreement include a one-year agreement with no salary increase and the same health care benefits that are currently afforded to the non-union staff. The deputy chiefs have also agreed to be classified as exempt under federal Fair Labor Standards, which will eliminate overtime for this bargaining group. Councilmember Rapundalo stated a tentative agreement was also taken to the AAPOA union, but it was voted down. The City will now go to ACT 312 arbitration with the police officers' union beginning this week.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Interim City Administrator Tom Crawford updated Council on the Streets and Sidewalk Reconstruction Millage Survey. Mr. Crawford stated that the survey is closing today (July 5). The City is gathering information from taxpayers to see if they would like to vote on a 1/8th millage to cover future sidewalk repairs. More information is posted at www.a2gov.org/StreetMillage. The public's comments are encouraged and welcome.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 11-0670 An Ordinance to Amend Sections 1:552, 1:564, 1:566, 1:569, 1:574, 1:587, and 1:595 of Chapter 18, Employees Retirement System, Title I, of the Code of the City of Ann Arbor (Ordinance No. ORD-11-10)

A public hearing was conducted on the proposed amendment to Chapter 18, Employees Retirement System, Sections 1:552, 1:564, 1:566, 1:569, 1:574, 1:587, and 1:595 of Title 1 of the Code of the City of Ann Arbor (Ordinance -11-10). Notice of public hearing was published July 30, 2011.

Thomas Partridge, City resident, spoke in opposition to changes to retiree benefits and cuts to employee levels that affect City residents.

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

Held and Closed

COMMUNICATIONS FROM COUNCIL

11-0822 Motion for Reconsideration of the June 20, 2011 Vote that Approved the Resolution to Award a Construction Contract to Hoffman Brothers, Inc. (\$1,216,099.75; Bid No. ITB-4127A) for the Northside Interceptor Sanitary Sewer Relocation Project

Sponsors: Anglin

A motion was made by Councilmember Anglin, seconded by Councilmember Rapundalo, that the motion for reconsideration be Approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried

Yeas: 9 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Anglin, Councilmember Briere, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 0

Absent: 2 - Councilmember Teall and Councilmember Smith

11-0767 Resolution to Award a Construction Contract to Hoffman Brothers, Inc. (\$1,216,099.75; Bid No. ITB-4127A) for the Northside Interceptor Sanitary Sewer Relocation Project

A motion was made by Councilmember Anglin, seconded by Councilmember Rapundalo, that the Resolution be Approved. On a roll call, the vote was as follows with the Mayor declaring the motion carried

Yeas: 8 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Briere, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 1 - Councilmember Anglin

Absent: 2 - Councilmember Teall and Councilmember Smith

Enactment No: R-11-269

A APPROVAL OF COUNCIL MINUTES

A-1 11-0786 Work Session Minutes of June 13, 2011 and Regular Session Minutes of June 20, 2011

A motion was made by Councilmember Higgins, seconded by Councilmember Hohnke, that the Work Session Minutes of June 13, 2011 and Regular Session Minutes of June 20, 2011 be Approved. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

Passed on consent agenda

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

Resolution to Approve Professional Services Agreement with Conservation Design Forum for Kingsley Street Rain Garden Design, Construction and Management Services (\$25,440.00)

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

- CA-2 11-0673** Resolution to Approve Ferric Chloride Purchase from Kemira Water Solutions, Inc. for the Wastewater Treatment Plant, ITB-4140 (\$50,000.00 per year - estimated)
Enactment No: R-11-270
- CA-3 11-0697** Resolution for Approval of Amendment No. 3 to the Professional Services Agreement with CDM Michigan Inc. for the Lime Feed System Improvements Project (\$72,684.00)
Enactment No: R-11-271
- CA-4 11-0702** Resolution to Authorize Contract with Pranam Global Tech, Inc. to Construct Shade Structure at Veterans Memorial Park Pool and Establish Project Contingency (\$43,010.00)
Enactment No: R-11-272
- CA-5 11-0726** Resolution to Approve Professional Services Agreement with Lazer Technologies, Inc. for Application Support Services (Not to Exceed \$75,000.00)
Enactment No: R-11-273
- CA-6 11-0727** Resolution to Approve the Procurement of Water Meters from Michigan Meter Technology Group, Inc. (\$35,927.70)
Enactment No: R-11-274
- CA-7 11-0787** Resolution to Approve Temporary Outdoor Sales, Service and Consumption of Alcoholic Beverages during the 2011 Ann Arbor Art Fair
Enactment No: R-11-275
- CA-1 11-0651** Resolution to Approve Professional Services Agreement with Conservation Design Forum for Kingsley Street Rain Garden Design, Construction and Management Services (\$25,440.00)
A motion was made by Councilmember Briere, seconded by Councilmember Derezinski, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-11-276

B ORDINANCES - SECOND READING

B-1 11-0670 An Ordinance to Amend Sections 1:552, 1:564, 1:566, 1:569, 1:574, 1:587, and 1:595 of Chapter 18, Employees Retirement System, Title I, of the Code of the City of Ann Arbor (Ordinance No. ORD-11-10)

A motion was made by Councilmember Rapundalo, seconded by Councilmember Taylor, that the Ordinance be Adopted on Second Reading. On a voice vote, the Mayor declared the motion carried.

DS-1 11-0780 Resolution Authorizing Summary Publication of Ordinance No. ORD-11-10, Technical Amendments to Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor

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

Enactment No: R-11-277

RECESS

Mayor Hieftje called a recess at 9:07 p.m. and reconvened the meeting at 9:16 p.m.

C ORDINANCES - FIRST READING

C-1 11-0668 An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 1.1 Acre from TWP (Township District) to R1A (Single Family Dwelling District), Brush/Frey Property, 2437 Newport Road (CPC Recommendation: Approval - 6 Yeas and 0 Nays)

A motion was made by Councilmember Briere, seconded by Councilmember Derezinski, that the Ordinance be Approved on First Reading and should be returned by 8/4/2011. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-11-11

C-2 11-0790 An Ordinance to Amend Sections 1:451 to 1:1455 of Chapter 17, Reapportionment of Wards, of Title I of the Code of the City of Ann Arbor

Councilmember Higgins moved, seconded by Council Briere, that the Ordinance be Approved at First Reading.

A motion was made by Councilmember Higgins, seconded by Councilmember Derezinski, that the Ordinance be Amended as follows:

Section 2. That this ordinance will take effect on DECEMBER 1, 2011 [August 5, 2011] following legal publication.

ALL CAPS indicates new language; [] indicate deleted language.

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

A motion was made by Councilmember Higgins, seconded by Councilmember Briere, that the Ordinance be Postponed until 8/4/2011 to allow staff and councilmembers additional time to review the proposed boundaries. On a voice vote, the Mayor declared the motion carried with one no-vote by Councilmember Taylor.

Staff was directed to further look at a proposal that would more accurately meet the City Charter provision calling for "pie-shaped" wards starting in the center (downtown) of the City.

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

DC-1 11-0768 Resolution to Appoint Liz Rother as a Member of the City of Ann Arbor Greenbelt Advisory Commission

Sponsors: Hohnke

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

Enactment No: R-11-278

DC-2 11-0685 Resolution to Approve a Request from The Full Moon Restaurant & Saloon, Inc. to Transfer all Stock in a 2010 Class C Liquor Licensed Business with a Dance-Entertainment Permit, Located at 207-209 S. Main to New Stockholder, The Andrei C. Gulvezan Trust; Magdalena M. Gulvezan, Trustee

Sponsors: Council Liquor License Review Committee

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

Enactment No: R-11-279

DC-3 11-0686 Resolution to Approve a Request to Transfer Ownership of a 2010 Class C Liquor Licensed Business with a Dance-Entertainment Permit, Outdoor Sales, and SDM License, located at 207-209 S. Main St., from The Full Moon Restaurant & Saloon, Inc. to P & P Hospitality LLC. (Step 2) - d/b/a The Ravens Club

Sponsors: Council Liquor License Review Committee

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

Enactment No: R-11-280

DC-4 11-0687 Resolution to Approve a Request from The Blue Wolverine, Inc. to Transfer all Stock in an Escrowed 2010 Class C Liquor Licensed Business with a Dance-Entertainment Permit, Located at 309-311 S. Main, to New Stockholder, Andrei C. Gulvezan Trust; Magdalena M. Gulvezan Trustee

Sponsors: Council Liquor License Review Committee

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

Enactment No: R-11-281

DC-5 11-0835 Resolution Adopting a Policy of Non-Disclosure of Certain Medical Marijuana Information

Sponsors: Briere

Councilmember Briere moved, seconded by Councilmember Anglin, that the resolution be approved.

Enactment No: R-11-282

11-0835 Resolution Adopting a Policy of Non-Disclosure of Certain Medical Marijuana Information

Sponsors: Briere

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

...RESOLVED, That ALL STAFF OF THE CITY OF ANN ARBOR SHALL TREAT the foregoing information AS [shall be] exempted...

ALL CAPS indicates new language; [] indicate deleted language.

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

11-0835 Resolution Adopting a Policy of Non-Disclosure of Certain Medical Marijuana Information

Sponsors: Briere

The question being, the motion by Councilmember Taylor, seconded by Councilmember Briere, that the Resolution be Approved 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 Anglin, Councilmember Briere, Councilmember Taylor and Councilmember Hohnke

Nays: 3 - Councilmember Rapundalo, Councilmember Higgins and Councilmember Derezinski

Absent: 2 - Councilmember Teall and Councilmember Smith

Enactment No: R-11-282

- DC-6 11-0836** Resolution to Approve the July 1, 2011 - June 30, 2012 Deputy Chief Collective Bargaining Agreement
- Sponsors:** Council Administration and Labor Committee
- A motion was made by Councilmember Rapundalo, seconded by Councilmember Higgins, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-283
- DC-7 11-0841** Resolution to Rescind Resolution R-11-143 and Replace it with New Resolution to Accept City Administrator Search Committee Recommendations
- Sponsors:** Hieftje, Higgins, Derezinski, Briere and Taylor
- A motion was made by Councilmember Higgins, seconded by Councilmember Taylor, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-284
- DB New Business - Boards and Commissions:**
- None.
- DS Old Business - Staff:**
- DS-2 11-0459** Resolution to Approve a Professional Services Agreement with AECOM for Engineering Services for the Water Distribution Level of Service & Reinvestment Study (\$208,984.00)
- A motion was made by Councilmember Briere, seconded by Councilmember Higgins, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-296
- DS-3 11-0664** Resolution to Establish a Fee for Design Review Board Applications
- A motion was made by Councilmember Higgins, seconded by Councilmember Taylor, that the resolution be approved.**
- Enactment No: R-11-285

11-0664 Resolution to Establish a Fee for Design Review Board Applications

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

RESOLVED, That a new Design Review Board application fee of [~~\$1000~~] \$500 be added to the Community Services fee schedule, effective immediately; and...

[] indicate deleted language.

On a voice vote, the Mayor declared the motion carried with one no-vote by Councilmember Hohnke.

The question being, the motion made by Councilmember Higgins, seconded by Councilmember Taylor, that the Resolution be Approved as Amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-11-285

DS New Business - Staff:

DS-4 11-0703 Resolution to Award Contract for the Water Treatment Plant Physical Security Enhancements Project to Wiltec Technologies (\$1,388,000.00)

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

Enactment No: R-11-286

DS-5 11-0704 Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Malcolm Pirnie of Michigan, Inc. for the Physical Security Upgrades at the Water Supply Facilities (\$459,457.00)

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

Enactment No: R-11-287

DS-6 11-0681 Resolution to Award a Construction Contract to Audia Concrete Construction, Inc. (\$121,139.05; Bid No. ITB-4134) for the Burns Park Permeable Alley Project

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

Enactment No: R-11-288

DS-7 11-0773 Resolution to Authorize Contract Amendment Number 3 with Recycle Ann Arbor for Adjustment to Compensation per Service Unit (\$107,042.00)

A motion was made by Councilmember Taylor, seconded by Councilmember Derezinski, that the Resolution be Approved. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 5 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Higgins, Councilmember Derezinski and Councilmember Taylor

Nays: 4 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere and Councilmember Hohnke

Absent: 2 - Councilmember Teall and Councilmember Smith

DS-8 11-0600 Resolution to Approve a Change to the Existing Contract with Delta Dental of Michigan, Inc. to Provide Dental Coverage to City Employees and Their Dependents and Authorize the City Administrator to Execute the Necessary Documentation (\$850,000.00)

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

Enactment No: R-11-289

DS-9 11-0730 Resolution to Approve a Contract with ABC Paving Company to Renovate the Tennis Courts at West Park (\$166,331.50)

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

Enactment No: R-11-290

DS-10 11-0690 Resolution to Approve a Contract with Construction Solutions, Inc. to Renovate Locker Rooms at Veterans Memorial Park Pool and Ice Arena (\$119,700.00)

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

Enactment No: R-11-291

DS-11 11-0737 Resolution to Approve Street Closings for the "Dancing In The Streets" Special Event - September 4, 2011

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

Enactment No: R-11-292

DS-12 11-0782 Resolution Accepting Easement for Public Utilities (Water Main) from the University of Michigan (3600 Varsity Drive - North) (8 Votes Required)

A motion was made by Councilmember Briere, seconded by Councilmember Derezinski, 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-11-293

DS-13 11-0783 Resolution Accepting a Public Utilities Easement (Water Main) from the University of Michigan (3600 Varsity Drive - South) (8 Votes Required)

A motion was made by Councilmember Higgins, seconded by Councilmember Derezinski, 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-11-294

DS-14 11-0784 Resolution Accepting a Public Utilities Easement from the University of Michigan (1756 Broadway) (8 Votes Required)

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

Enactment No: R-11-295

E COMMUNICATIONS FROM THE MAYOR

E-1 11-0778 Appointments - Confirmations

Mayor Hieftje requested confirmation of the following nominations that were placed on the table for Council's consideration at the June 20, 2011 Regular Session:

Airport Advisory Commission

*Raymond Hunter (re-appointment)
1601 Dicken Dr.
Ann Arbor, MI 48103
Term: July 5, 2011-July 4, 2014*

*John Sullivan (re-appointment)
217 N. Division
Ann Arbor, MI 48104
Term: July 5, 2011- July 4, 2014*

*James Vincze (re-appointment)
1335 Fairlane Dr.
Ann Arbor, MI 48104
Term: July 5, 2011-July 4, 2014*

Elizabeth Dean Fund Committee

*Warren Attarian (re-appointment)
3490 Gettysburg Rd.
Ann Arbor, MI 48105
Term: July 5, 2011-July 31, 2013*

Ann Arbor Housing Commission

*Gloria Black (Filling Vacancy of Shanika Smith)
707 Henry St. #106
Ann Arbor, MI 48104
Term: July 5, 2011-May 4, 2015*

Planning Commission

*Eleanore Adenekan (Replacing-Jean Carlberg)
1958 Lindsay Lane
Ann Arbor, MI 48104
Term: July 5, 2011-July 4, 2014*

*Wendy Woods (re-appointment)
2034 Liberty Heights
Ann Arbor, MI 48103
Term: July 5, 2011- July 4, 2014*

Sign Board of Appeals

*Perry Zielak (filling vacancy)
1845 Lake Lila Dr.
Ann Arbor, MI 48105
Term: July 5, 2011- July 4, 2014*

A motion was made by Councilmember Higgins, seconded by Councilmember

Briere, that the Appointment be Approved. On a voice vote, the Mayor declared the motion carried unanimously.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER KUNSELMAN

Councilmember Kunselman stated that the TIF DDA reports had been submitted by the DDA to the City Clerk's Office for filing. Councilmember Kunselman also inquired about the DDA spending money outside of the DDA boundary and whether this was allowable under State law. He stated he had a concern about DDA funds being used for the Near North project.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

F-1 11-0803 Update on Professional Services Agreement with AECOM for Engineering Services

Received and Filed

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

H-1 11-0774 Communication from the State of Michigan regarding annexation of the Sander Property, 0.82 acre, located at 1575 Alexandra Boulevard

I The following minutes were received for file:

I-1 11-0348 Airport Advisory Committee Minutes - January 19, 2011

I-2 11-0720 Historic District Commission Meeting Minutes of the April 14, 2011

I-3 11-0762 Budget Committee Meeting Minutes of June 6, 2011

I-4 11-0763 City Election Commission - February 15 and April 12, 2011

- I-5 11-0771 City of Ann Arbor Retiree Health Care Benefit Plan & Trust Regular Meeting Minutes - May 19, 2011
- I-6 11-0772 City of Ann Arbor Employees' Retirement System Regular Meeting Minutes - May 19, 2011
- I-7 11-0781 Ann Arbor Housing Commission Regular Board Meeting Minutes - May 25, 2011

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

TOM PARTRIDGE

Thomas Partridge, City resident, urged Council and the public to recall Governor Snyder.

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).

A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that Council enter into Closed Session at 10:04 p.m. under the Michigan Open Meetings Act to discuss land acquisition set forth in MCLA 15.268 (D). On a roll call, the vote was as follows:

Yeas: 6 - Mayor Hieftje, Councilmember Kunselman, Councilmember Anglin, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 3 - Councilmember Rapundalo, Councilmember Higgins and Councilmember Briere

Absent: 2 - Councilmember Teall and Councilmember Smith

MEETING RECONVENED

Note: Council could not enter into Closed Session for discussion of land acquisition as an 8-vote requirement was not met.

A motion was made by Councilmember Hohnke, seconded by Councilmember Higgins, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:09 p.m.

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).

A motion was made by Councilmember Briere, seconded by Councilmember Rapundalo, that Council enter into Closed Session at 10:10 p.m. under the Michigan Open Meetings Act to discuss land acquisition set forth in MCLA 15.268 (D). On roll call, the vote was as follows, with the Mayor declaring the motion carried:

Yeas: 8 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 1 - Councilmember Higgins

Absent: 2 - Councilmember Teall and Councilmember Smith

MEETING RECONVENED

A motion was made by Councilmember Taylor, seconded by Councilmember Derezinski, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:14 p.m.

ADJOURNMENT

A motion was made by Councilmember Rapundalo, seconded by Councilmember Anglin, that the meeting be adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:15 p.m.

11-0869 City Council Emails - July 5, 2011

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: TUESDAY, JULY 5, 2011 7:00 P.M.

REPLAYS: WEDNESDAY, JULY 6, 2011 10:00 A.M. AND FRIDAY, JULY 8, 2011 7:30 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Persons with disabilities are encouraged to participate. Accommodations, including sign language interpreters, may be arranged by contacting the City Clerk's Office by telephone at 734-794-6140 or by written request addressed to the City Clerk's Office, 100 N. Fifth Ave., Ann Arbor, MI 48104, at least 24 hours in advance.

A hard copy of this Council packet can be viewed at the front counter of the City Clerk's office.