



City of Ann Arbor

Action Minutes

City Council

100 N. Fifth Avenue
Ann Arbor, MI 48104
www.a2gov.org

Monday, January 7, 2008

7:00 PM

G. C. Larcom, Jr. Municipal Bldg. 2nd Flr.

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:06 p.m.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Ronald Suarez, Councilmember Stephen Rapundalo, Councilmember Joan Lowenstein, Councilmember Stephen Kunselman, Councilmember Leigh Greden, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Christopher S. Easthope, Councilmember Mike Anglin, and Councilmember Sabra Briere

APPROVAL OF AGENDA

A motion was made by Councilmember Higgins, seconded by Councilmember Lowenstein, that the Agenda be Approved as presented. 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 HAVE BEEN MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. Blaine Coleman - Zionism is Racism

Blaine Coleman, resident of Ann Arbor, addressed Council expressing concern with a current councilmember running for Judge in the City of Ann Arbor.

2. Mozhgan Savabieasfahani - Zionism is Racism

Mozhgan Savabieasfahani, resident of Ann Arbor, addressed Council expressing concern with a current councilmember running for Judge in the City of Ann Arbor.

3. Stewart Nelson - FOIA

Stewart Nelson, 2975 Hickory Lane, expressed concern with the Freedom of Information Act (FOIA) process and the lack of information that is provided through FOIA from the City.

4. Miyoko Honma - Cafe Japon Liquor License

Miyoko Honma, 113 E. Liberty Street, addressed Council regarding a liquor license for her restaurant, Cafe Japon, and asked for Council's help in obtaining a new license.

5. Thomas Partridge - Move Ann Arbor forward. Help establish a truly great American society. Support the election of presidential candidates John Edwards and Barack Obama.

Thomas Partridge, 4220 Eyrie Drive, asked that Council do everything in their power to move Ann Arbor forward by establishing a great American society and to support the election of presidential candidates John Edwards and Barack Obama.

6. Glen Thompson - Solid Waste Regulation Amendments (F-2)

Glen Thompson, 100 Longman Lane, addressed Council regarding the Solid Waste Regulation Amendments that were submitted to Council. He expressed concern with the proposed reduction of waste removal and composting in the city.

7. Miriam Lindsey - Small Business Loans

Miriam Lindsey, 4762 Washtenaw Avenue, asked for Council's assistance in obtaining information for securing a small business loan or a grant for her hot dog stand located on State Street.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1 07-0347**

An Ordinance to Amend to Chapter 55, Rezoning of 1.15 Acres from C2A (Central Business District) and C2B/R (Business/Service Residential District) to PUD (Planned Unit Development District), McKinley Towne Centre-Liberty Retail, 515 East Liberty Street (CPC Recommendation: Approval - 6 Yeas and 2 Nays) (ORD-07-50)

Frances Todoro-Hargreaves representing McKinley Inc., explained to Council the proposed rezoning of McKinley Town Centre - Liberty Retail.

Lee Berry, 603 E. Liberty, of the Michigan Theater, spoke in support of the proposed rezoning.

Roger Hewitt, 316 S. State, spoke in support of the proposed rezoning.

Steve Kaplan, 418 E. Washington Street, supported the proposed rezoning and also encouraged Council to keep the alley between Liberty and Washington Streets open.

Robert Descola, business owner in the State Street and Liberty Street area, talked about the alley between Liberty and Washington Streets. He asked that the alley remain open at the existing 26 feet width.

Ray Detter, of the Downtown Citizens Advisory Council, urged Council to make sure that a permanent right-of-way in the alley between Liberty and Washington Streets is enacted to allow future public use.

Dana Dever asked that this public hearing be continued to a future Council meeting in order to address concerns and issues that may be brought up during the hearing.

Chris Crockett, resident of the Old 4th Ward District, expressed concerns about not discussing the PUD and site plan together. She stated the PUD requires a site plan. She supported keeping the alley open between Liberty and Washington Streets.

Karen Sidney, 100 Longman Lane, urged Council to refer the proposed rezoning back to the Planning Commission so that current citizen concerns could be addressed at that level.

Thomas Partridge, 4220 Eyrie Drive, stated he was not in support of the proposed rezoning if McKinley would not make a commitment to incorporate a diversity of housing within the development.

Joan French, Ann Arbor resident, asked that the alley size not be changed or the alley closed.

Ray Fullerton, Ann Arbor resident, asked that the same type of vibrant area as the Nickels Arcade be incorporated into this project for the Liberty and Washington connector alley.

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

Enactment No: ORD-07-50

PH-2 07-0613

An Ordinance to Amend to Chapter 55, Rezoning of 0.46 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Bird Property, 213 Pineview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-51)

The Mayor moved the remaining public hearings regarding rezoning projects all at once and read each public hearing separately.

Thomas Partridge asked for the reason behind rezoning all of these township properties.

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

Enactment No: ORD-07-51

PH-3 07-0615

An Ordinance to Amend to Chapter 55, Rezoning of 0.58 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, 135 Barton Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-52)

Enactment No: ORD-07-52

PH-4 07-0617

An Ordinance to Amend to Chapter 55, Rezoning of 1.88 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Delcamp Property, 3671 Riverside Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-53)

Enactment No: ORD-07-53

PH-5 07-0618

An Ordinance to Amend to Chapter 55, Rezoning of 0.99 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Ellis/Lawton Property, 2930 Glazier Way (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-54)

Enactment No: ORD-07-54

-
- PH-6 07-0621** An Ordinance to Amend to Chapter 55, Rezoning of 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, 3081 Dover Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-55)
Enactment No: ORD-07-55
- PH-7 07-0624** An Ordinance to Amend to Chapter 55, Rezoning of 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, 580 Rock Creek Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-56)
Enactment No: ORD-07-56
- PH-8 07-0626** An Ordinance to Amend to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, 310 Huntington Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-57)
Enactment No: ORD-07-57
- PH-9 07-0629** An Ordinance to Amend to Chapter 55, Rezoning of 0.50 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, 192 Riverview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-58)
Enactment No: ORD-07-58
- PH-10 07-0631** An Ordinance to Amend to Chapter 55, Rezoning of 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, 448 Huntington Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-59)
Enactment No: ORD-07-59
- PH-11 07-0637** An Ordinance to Amend Chapter 55, Rezoning of 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, 1400 Warrington Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-60)
Enactment No: ORD-07-60
- PH-12 07-0867** An Ordinance to Repeal Chapter 14, Purchasing Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Replace it with a new Chapter 14, Purchasing, Contracting and Selling Procedure of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-07-61)
Karen Sidney, 100 Longman Lane, expressed concern with a number of the proposed changes to the City's Purchasing Ordinance. She asked that bids be posted for 30 days rather than 5 and that all bids be posted on the City website.
Enactment No: ORD-07-61
- PH-13 07-1185** Resolution to Approve McKinley Towne Centre-Liberty Retail PUD Site Plan and Development Agreement, 1.15 Acres, 515 East Liberty Street (CPC Recommendation: Approval - 6 Yeas and 2 Nays).
Frances Todoro-Hargreaves of McKinley explained the proposed McKinley Towne Centre-Liberty Retail PUD Site Plan to Council.
Thomas Partridge spoke in opposition of the proposed site plan.
Lee Barry of the Michigan Theatre said that the proposed project serves the public well.

Dana Dever asked that Council revisit the planning process in which PUDs and Site Plans are prepared and presented as it does not seem to be working.

Steve Kaplan said that he thinks the proposal benefits the area. He asked that Council consider the building as one with two faces, including the alley frontage.

Ray Detter said that the City should begin now to take steps to ensure that the public has a permanent right-of-way through the existing alley.

A member of the audience read a letter written by Doug Kelbaugh, UM School of Architecture, regarding the existing alley between Liberty and Washington Streets.

Chris Crockett asked that the developer look at the suggestions made by the public.

Karen Sidney said that the proposal should to go back to the Planning Commission for reconsideration considering all of the new changes and modifications since it was first reviewed.

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

Enactment No: R-08-008

PH-14 07-1230

Proposed Wagner Road Improvement Special Assessment Project

John Satarino, 503 Fountain Street, requested that Council provide longer terms for the repayment of the proposed assessment on Wagner Road. Mr. Satarino thanked Council for their work in this neighborhood.

Mike Ranzinski stated that neighbors were told by Washtenaw County that the only cost would be for the sidewalk improvement, which was ultimately voted down. He stated he does not understand the current charges after the fact.

Cheryl Pallova, resident on Wagner Road, expressed her objections to not being notified in advance of the assessment. She stated she is willing to pay, but residents should have been notified before the improvements were completed. She asked for an interest-free payment plan over multiple years.

Frances Schneider, 697 Wagner Road, spoke in opposition of the proposed improvement.

Kathy Powell, resident on Wagner Road, spoke in opposition of the proposed improvement.

Priscilla Cheebory, Wagner Road resident, asked Council to consider approving a longer period of time for people to pay off the assessments as this is a lower income neighborhood.

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

COMMUNICATIONS FROM COUNCIL

Councilmember Lowenstein moved, seconded by Councilmember Rapundalo, to re-open the agenda. On a voice vote, the Mayor declared the motion carried.

Councilmember Lowenstein moved, seconded by Councilmember Briere, that B-1 and DB-1 be moved together. On a voice vote, the Mayor declared the motion carried.

Councilmember Higgins asked that the changes proposed in F-2 be brought forward to Council on the January 22 meeting in the form of a resolution. City Administrator Fraser was requested to follow up with Council to determine if bringing this item back as a resolution is possible.

Councilmember Anglin announced that the Mayor presented the Michigan Theater with the Deed of Ownership on January 4, 2008. Councilmember Anglin also stated that he donated his 2008 raise to the Michigan Theatre.

Councilmember Lowenstein asked for clarification regarding the calling of a snow emergency in Ann Arbor. City Administrator Fraser explained the rules regarding a snow emergency.

A APPROVAL OF COUNCIL MINUTES

A-1 08-0001 Regular Session Minutes of December 17, 2007

A motion was made by Councilmember Lowenstein, seconded by Councilmember Teall, that the Minutes be Approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

Passed on consent agenda

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

CA-1 07-0872 Resolution to Approve Contracts for Professional Land Surveyor Services per Request for Qualifications #684 with Washtenaw Engineering, Midwestern Consulting, and Hubbel, Roth and Clark, Inc. (HRC)

Enactment No: R-08-001

CA-2 07-1180 Resolution to Approve Housing Rehabilitation Agreement with Malloria Miller for 1124 N. Maple Street (\$34,494.00 CDBG Funds)

Enactment No: R-08-002

CA-3 07-1181 Resolution to Approve Housing Rehabilitation Agreement with Cynthia Scott for 1108 Miner Street (\$30,228.00 CDBG Funds)

Enactment No: R-08-003

CA-4 07-1201 Resolution to Approve an Amendment to the FY 08 Contracts with Catholic Social Services of Washtenaw County and Home of New Vision (General Fund - \$57,400.00)

Enactment No: R-08-004

CA-5 07-0880 Resolution to Approve the Transfer of Ownership of a 2007 Class C Liquor Licensed Business with Dance-Entertainment Permit Located in Escrow at 309 S. Main, from 115 W. Washington, Inc. to Shaw Restaurants II, Inc. - D/B/A The Melting Pot

Enactment No: R-08-005

- CA-6 07-1200** Resolution to Amend Previously Approved Resolution R-07-555 Authorizing Sanitary Sewer Improvement Charge for 3420 Porter Avenue (\$4,466.74)

Enactment No: R-08-006

- CA-7 07-1202** Resolution to Accept Board of Insurance Administration Meeting Minutes of December 14, 2007.

Enactment No: R-08-007

B ORDINANCE - SECOND READING

Passed on consent agenda

A motion was made by Councilmember Rapundalo, seconded by Councilmember Lowenstein, to Approve the Consent Agenda.

Councilmember Kunselman moved, seconded by Councilmember Briere, to postpone the ordinance and resolution until January 22, 2008. The motion was withdrawn.

Following further discussion, Councilmember Kunselman moved, seconded by Councilmember Briere, to postpone the ordinance and resolution until January 22, 2008. The motion was withdrawn.

The question, being the resolution and ordinance as originally presented, on roll call, the Mayor declared the motion carried with the vote as follows:

Yeas: 11 - Mayor Hieftje, Councilmember Suarez, Councilmember Rapundalo, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Greden, Councilmember Higgins, Councilmember Teall, Councilmember Easthope, Councilmember Anglin, and Councilmember Briere

Nays: 0

- B-1 07-0347** An Ordinance to Amend to Chapter 55, Rezoning of 1.15 Acres from C2A (Central Business District) and C2B/R (Business/Service Residential District) to PUD (Planned Unit Development District), McKinley Towne Centre-Liberty Retail, 515 East Liberty Street (CPC Recommendation: Approval - 6 Yeas and 2 Nays) (ORD-07-50)

Enactment No: ORD-07-50

- DB-1 07-1185** Resolution to Approve McKinley Towne Centre-Liberty Retail PUD Site Plan and Development Agreement, 1.15 Acres, 515 East Liberty Street (CPC Recommendation: Approval - 6 Yeas and 2 Nays).

Enactment No: R-08-008

Passed on consent agenda

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

-
- B-2 07-0613** An Ordinance to Amend to Chapter 55, Rezoning of 0.46 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Bird Property, 213 Pineview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-51)
Enactment No: ORD-07-51
- B-3 07-0615** An Ordinance to Amend to Chapter 55, Rezoning of 0.58 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, 135 Barton Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-52)
Enactment No: ORD-07-52
- B-4 07-0617** An Ordinance to Amend to Chapter 55, Rezoning of 1.88 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Delcamp Property, 3671 Riverside Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-53)
Enactment No: ORD-07-53
- B-5 07-0618** An Ordinance to Amend to Chapter 55, Rezoning of 0.99 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Ellis/Lawton Property, 2930 Glazier Way (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-54)
Enactment No: ORD-07-54
- B-6 07-0621** An Ordinance to Amend to Chapter 55, Rezoning of 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, 3081 Dover Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-55)
Enactment No: ORD-07-55
- B-7 07-0624** An Ordinance to Amend to Chapter 55, Rezoning of 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, 580 Rock Creek Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-56)
Enactment No: ORD-07-56
- B-8 07-0626** An Ordinance to Amend to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, 310 Huntington Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-57)
Enactment No: ORD-07-57
- B-9 07-0629** An Ordinance to Amend to Chapter 55, Rezoning of 0.50 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, 192 Riverview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-58)
Enactment No: ORD-07-58
- B-10 07-0631** An Ordinance to Amend to Chapter 55, Rezoning of 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, 448 Huntington Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-59)
Enactment No: ORD-07-59
- B-11 07-0637** An Ordinance to Amend Chapter 55, Rezoning of 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, 1400 Warrington Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-60)

Enactment No: ORD-07-60

- B-12 07-0867** An Ordinance to Repeal Chapter 14, Purchasing Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Replace it with a new Chapter 14, Purchasing, Contracting and Selling Procedure of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-07-61)

Councilmember Easthope moved, seconded by Councilmember Teall to approve the resolution. No Action taken.

Enactment No: ORD-07-61

A motion was made by Councilmember Easthope, seconded by Councilmember Rapundalo, that the Ordinance be Postponed to the City Council and should be returned by 1/22/2008. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-07-61

C ORDINANCE - FIRST READING

- C-1 07-0871** An Ordinance to Amend Section 8:530 of Chapter 105 (Housing Code) of Title VII of the Code of the City of Ann Arbor (Ordinance No. ORD-08-01)

Sponsors: Easthope and Greden

A motion was made by Councilmember Greden, seconded by Councilmember Teall, that the Ordinance be Approved on First Reading and brought back to City Council for approval on January 22, 2008. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-08-01

D MOTIONS AND RESOLUTIONS

D Old Business

None.

DC New Business - Council:

None.

DB New Business - Boards and Commissions:

- DB-2 07-1199** Resolution to Approve a Professional Services Agreement with Winter & Company for the Ann Arbor Discovering Downtown (A2D2) Historic Preservation and Design Guidelines Projects (\$43,360.00)

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-08-009

DS New Business - Staff:

- DS-1 07-1178** Resolution to Amend an Agreement with Greeley and Hansen, LLC for the Residuals Handling Improvements Project at the Wastewater Treatment Plant, RFP No. 601 (\$133,550.00)
- A motion was made by Councilmember Teall, seconded by Councilmember Anglin, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-08-010
- DS-2 07-0868** Resolution Authorizing Public Services Administrator Discretion to Revise Hours of Operation for the No Parking Tuesday Program
- A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-08-011
- DS-3 07-1213** Resolution to Approve a Partnership Agreement with Community Action Network for Operation of Bryant and Northside Community Centers per RFP No.681 in the Amount of \$59,088.00 for FY 08 and a One-Year Renewal Option for \$145,000.00 for FY 09
- A motion was made by Councilmember Rapundalo, seconded by Councilmember Kunselman, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-08-012
- DS-4 07-1203** Resolution Setting a Public Hearing on February 4, 2008 to Receive Public Comment on the Proposed Industrial Development District No. 2008-010
- 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-08-013
- DS-5 07-1207** Resolution Authorizing Summary Publication of Ordinance No. 07-61 Repealing Chapter 14, Purchasing, Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Adopting a new Chapter 14, Purchasing, Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor
- POSTPONED*
- A motion was made by Councilmember Easthope, seconded by Councilmember Suarez, that the Resolution be Postponed to the City Council and should be returned to City Council on January 22, 2008. On a voice vote, the Mayor declared the motion carried.**
- DS-6 07-1208** Resolution Approving DDA Bylaw Amendments
- Councilmember Briere moved, seconded by Councilmember Lowenstein, that the resolution be approved as presented.*
- A motion was made by Councilmember Higgins, seconded by Councilmember Suarez, that the Resolution be Postponed Indefinitely. On a roll call, the Mayor declared the motion carried with the vote was as follows:**

Yeas: 6 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Greden, Councilmember Higgins, Councilmember Teall, and Councilmember Anglin

Nays: 5 - Councilmember Suarez, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Easthope, and Councilmember Briere

E COMMUNICATIONS FROM THE MAYOR

E-1 08-0006 Appointments - Confirmation

A motion was made by Councilmember Higgins, seconded by Councilmember Suarez, that the Appointment confirmations be Received and Filed. On a voice vote, the Mayor declared the motion carried.

E-2 08-0007 Appointments - Nominations

Councilmember Rapundalo moved, seconded by Councilmember Higgins, that the appointment of Teresa K. Meyers to the Housing and Human Services Advisory Board be approved as a one-step process. On a voice vote, the Mayor declared the motion carried unanimously.

COMMUNICATIONS FROM COUNCIL

Councilmember Higgins announced that the Michigan Legislature is poised to take action concerning the channel placement of PEG channels this week. She encouraged everyone to contact the State Legislature and ask them to make the changes requested by this City Council.

Councilmember Kunselman informed Council that he would be bringing resolutions to the Council in the upcoming months regarding allowing chickens in backyards, as well as a resolution to support an Ann Arbor skateboard park.

F COMMUNICATIONS FROM CITY ADMINISTRATOR

F-1 07-1179 State of Michigan 2008 Pre-Disaster Mitigation Grant Program Notice of Intent

F-2 07-1210 Solid Waste Regulation Amendments

F-3 07-1209 DDA Funds Purchase Sidewalk Recycling Containers

G COMMUNICATIONS FROM CITY ATTORNEY

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

I-5 07-1229 City Election Commission - October 15, 2007

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

1. Nick H. - Chapter 105 Housing Code (C-1)

Nick Assange of the Michigan Student Assembly gave Council background information regarding the committee's review of the Housing Code Ordinance and the proposed changes.

CLOSED SESSION TO DISCUSS PENDING LITIGATION AND ATTORNEY / CLIENT PRIVILEGED COMMUNICATION AND/OR LAND ACQUISITION

A motion was made by Councilmember Anglin, seconded by Councilmember Easthope, that Council go into Closed Session. On a roll call, the vote was as follows with the Mayor declaring the motion carried.

Yeas: 11 - Mayor Hieftje, Councilmember Suarez, Councilmember Rapundalo, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Greden, Councilmember Higgins, Councilmember Teall, Councilmember Easthope, Councilmember Anglin, and Councilmember Briere

Nays: 0

Meeting Reconvened

Councilmember Higgins moved, seconded by Councilmember Lowenstein, that Council return to regular session. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 9:47 p.m.

Agenda Reconsidered

Councilmember Lowenstein moved, seconded by Councilmember Briere, that the agenda be reconsidered to add an ordinance at first reading. On a voice vote, the Mayor declared the motion carried.

C - ORDINANCES - FIRST READING

C-2 08-0008 An Ordinance to Amend Section 10:1a of Chapter 126 (Traffic) of Title X of the Code of the City of Ann Arbor (Ordinance No. ORD-08-02)

A motion was made by Councilmember Lowenstein, seconded by Councilmember Teall, that the Ordinance be Approved on First Reading and brought back to City Council on January 22, 2008. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-08-02

ADJOURNMENT

A motion was made by Councilmember Kunselman, seconded by Councilmember Rapundalo, that the meeting be Adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 9:48 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, JANUARY 7, 2008

**REPLAYS: TUESDAY, JANUARY 8, 2008, 10:00 A.M. AND FRIDAY JANUARY 11, 2008,
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 994-2725 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.