

City of Ann Arbor

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



Action Minutes

Thursday, November 10, 2011

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 of the Ann Arbor City Council to order at 7:07 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 Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Christopher Taylor and Councilmember Carsten Hohnke
- Absent:** 2 - Councilmember Sandi Smith and Councilmember Tony Derezinski

APPROVAL OF AGENDA

A motion was made by Councilmember Briere, seconded by Councilmember Hohnke, that the Agenda be approved as presented. On a voice vote, the Mayor declared the motion carried.

INT INTRODUCTIONS

INT-1 11-1444 Volunteer of the Month Proclamation: Susan Tarle

Referred to 11/21/11 meeting.

Received and Filed

INT-2 11-1445 Pancreatic Cancer Awareness Month Proclamation

Mayor Hieftje read a proclamation recognizing November 2011 as Pancreatic Cancer Awareness Month. Pancreatic cancer is one of the deadliest cancers and is the fourth leading cause of cancer death in the United States. There is no cure for pancreatic cancer and there have been no significant improvements in survival rates in the last 40 years. 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 - End discrimination in housing and government funding. Give priority to access to affordable housing, transportation, education and health care, not excessive greenbelt funding. (DC-2, DS-11)**

Thomas Partridge, Ann Arbor resident, addressed Council regarding ending discrimination in housing and government funding. He urged Council to support affordable housing, transportation and education rather than more Greenbelt funding.

- 2. Kermit Schlansker - Biomass**

Kermit Schlansker, 2960 Marshall, addressed Council regarding biomass. He said that biomass is poor people's fuel and can be germinated, graphed, planted and harvested locally, without the aid of Washington. He stated biomass heats in the winter and small biomass plants can be used to make power when solar and wind power fail. He encouraged local government to do more to support biomass efforts.

- 3. Matthew Grocoff - Pedestrian Ordinance (C-1)**

Matthew Grocoff, 217 S. Seventh St., spoke in support of the proposed Pedestrian Ordinance changes. He said that it is not just about bicyclists, bikes, drivers, cars and pedestrians, but it's about valuing people in the community.

- 4. Joel Batterman - Pedestrian Ordinance (C-1)**

Joel Batterman, 1512 Gilbert Ct., vice chair of the Washtenaw Bicycling and Walking Coalition, addressed Council regarding the proposed Pedestrian Ordinance changes. He urged Council to take positive action for better crosswalk engineering, enforcement and education for the health and well being of all members of the community.

- 5. Thomas Collet - Pedestrian Ordinance (C-1)**

Thomas Collet, 405 Awixa Rd., addressed Council regarding the proposed Pedestrian Ordinance. He encouraged Council to make sure that the actual problems are addressed, which include driving too fast, tailgating and texting while driving. Getting to the root of the problem is better than repealing or rolling back the existing pedestrian ordinance.

6. Isaac Gilman - Pedestrian Ordinance (C-1)

Isaac Gilman, 1760 Broadway St., an Urban Planning student, said that he did not feel safe crossing Plymouth Road near the Islamic Center and the shopping center where Kroger's is located. Mr. Gilman stated he did not feel safe standing on a small concrete island while cars move by him as he tries to cross the street. He added that the ordinance is a great plan to alleviate the stress of crossing larger busy streets and encouraged the Council to adopt crosswalk design guidelines.

Councilmember Derezinski arrived at 7:29 p.m.

Present: 10 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Tony Derezinski, Councilmember Christopher Taylor and Councilmember Carsten Hohnke

Absent: 1 - Councilmember Sandi Smith

7. Erica Briggs - Pedestrian Ordinance (C-1)

Erica Briggs, 719 W. Jefferson, spoke in support of the proposed Pedestrian Ordinance changes and urged Council not to repeal the entire ordinance. She said that the proposed language would help strengthen and clarify the ordinance. She updated Council with regards to the outreach program and their crosswalk observations at different crosswalks around Ann Arbor.

8. Kathy Griswold - Pedestrian Ordinance (C-1)

Kathy Griswold, 3565 Foxhunt Dr., spoke in opposition to the proposed Pedestrian Ordinance. She said that it is not the optimal action for improving pedestrian safety and it introduces confusion, conflict and an unacceptable level of risk. The proposed changes are not progressive, she stated.

9. Larry Deck - Pedestrian Ordinance (C-1)

Larry Deck, 3050 Lorraine, member of the Washtenaw Bicycling and Walking Coalition, said that Council is making good progress on improving the Pedestrian Ordinance, but there is still room for more improvement. An inclusive process is needed to help identify the problems and develop solutions that would work over the long term, he stated.

10. Henry Herskovitz - Challenging Israel's Legitimacy

Henry Herskovitz, 404 Mark Hannah Pl., addressed Council regarding challenging Israel's legitimacy.

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER DEREZINSKI*

Councilmember Derezinski said that the R4C and R2A study committee had its final meeting on November 9, 2011. The report that Council requested would be made available to Council soon.

COUNCILMEMBER TAYLOR

Councilmember Taylor said that constituents have spoken to him regarding commercial handbills and undesired newspapers being delivered to their homes and left in the driveways. Councilmember Taylor stated that he and Councilmember Hohnke are working on an ordinance change that would increase the ability of residents to maintain their homes as they wish and to prevent the unwanted distribution of commercial handbills and newspapers.

COUNCILMEMBER ANGLIN

Councilmember Anglin said that a meeting has been scheduled for November 11, 2011 from 5 p.m. to 7 p.m. at the former site of the Fox Tent and Awning Company. Fox Tent left the community and the property was sold. A development project has been planned for the site and residents of that area are invited to attend a meeting to have an opportunity to speak with the developers and review ideas that the developers have for the site.

COUNCILMEMBER BRIERE

Councilmember Briere reported that the Medical Marijuana Licensing Board has met three times so far and they are planning to meet again on November 30, 2011 and again sometime in December. The Board was mandated to provide a report to Council in January and they are working towards meeting that deadline. She said that applications have not been evaluated by the board and they are still working on policies and recommendations to clarify details that were missed in the ordinance.

MAYOR HIEFTJE

Mayor Hieftje said that Congressman John Dingell would be attending the Stadium Bridges construction project ground-breaking event scheduled for 10 a.m. on November 21, 2011.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 11-1227

An Ordinance to Amend Sections 7:151(5), 7:153(3), 7:153(5), 7:155(3), 7:167(5), 7:172(4) of Chapter 85, Taxicabs, Title VII of the Code of the City of Ann Arbor to Clarify Requirements for Taxicab Drivers and Vehicles (Ordinance No. ORD-11-18)

A public hearing was conducted on the proposed amendment to Sections 7:151(5), 7:153(3), 7:153(5), 7:155(3), 7:167(5), 7:172(4) of Chapter 85, Taxicabs, Title VII of the Code of the City of Ann Arbor to Clarify Requirements for Taxicab Drivers and Vehicles. Notice of public hearing was published November 3, 2011.

Thomas Partridge, City resident, said that the proposed fee increase should be included in the title of the ordinance and asked that the proposed ordinance be postponed due to the fact that it was not clarified.

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

Held and Closed**PH-2 11-1264**

An Ordinance to Amend Sections 1:552.1(19), Section 1:561(c), Section 1:562(2), Section 1:565, Section 1:567, Section 1:568, Section 1:572, and Section 1:592(b) of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AFSCME and Ann Arbor Police Officers Association Bargaining Units (Ordinance No. ORD-11-19)

A public hearing was conducted on the proposed ordinance to Amend Sections 1:552.1(19), Section 1:561(c), Section 1:562(2), Section 1:565, Section 1:567, Section 1:568, Section 1:572, and Section 1:592(b) of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AFSCME and Ann Arbor Police Officers Association Bargaining Units. Notice of public hearing was published November 3, 2011.

Thomas Partridge, City resident, expressed concern with discriminating against the public, union members and the bullying tactics used by the City. He asked that the ordinance be tabled.

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

Held and Closed**PH-3 11-1267**

An Ordinance to Amend Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor to Include Negotiated Changes for New Hires in AFSCME and AAPOA (Ordinance No. ORD-11-20)

A public hearing was conducted on the proposed amendment to Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor to Include Negotiated Changes for New Hires in AFSCME and AAPOA. Notice of public hearing was published November 3, 2011.

Thomas Partridge, City resident, said that the ordinance impedes the ability of employees to access affordable healthcare. He said that Council should seek to enhance healthcare plans, lower deductibles or to do away with them completely.

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

Held and Closed

PH-4 11-1308

Resolution to Approve The Varsity Ann Arbor Planned Project Site Plan and Development Agreement, 425 East Washington Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to Approve The Varsity Ann Arbor Planned Project Site Plan and Development Agreement, 425 East Washington Street. Notice of public hearing was published November 3, 2011.

Thomas Partridge, City resident, expressed concern with the proposed site plan.

Chris Crockett, Old Fourth Ward Neighborhood, said that the proposed site plan is an appropriate development for the site. It is in the D1 District, she said. There are some concerns that have not received a good response from the developers and architects. Ms. Crockett stated that she would still like to see these issues resolved.

Ethel Potts, 1014 Elder Blvd., said this is the first test of the new downtown planning process. She expressed concern with the site plan, stating that it is not compatible with surrounding properties.

Steve Kaplan, 418 E. Washington, said that he was excited to have this in the neighborhood and was impressed with the intentions of the developer.

Brad Moore, representing the project design team, explained the project to Council and was available to answer questions of Council.

Bob Cane, member of the design team, said that the developers took into consideration a lot of the commentary that was brought up regarding the project during community meetings and he stated that design issues have been addressed regarding the building facing Huron Street, which helps the scale and character of the street.

John Floyd, treasurer of the church next door to the project, spoke in opposition to the proposed site plan, stating that the building is not compatible with surrounding properties in the area.

Tom Hayward, president of the State Street Area neighborhood association, spoke in support of the proposed development and asked that Council confirm Planning Commission's vote on the project. He added that it is the future of downtown to have higher density.

Ray Detter, representing the Downtown Citizens Advisory Council, spoke in support of the proposed development and said that improvements have been made to the site.

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

Held and Closed

COMMUNICATIONS FROM COUNCIL

None.

A APPROVAL OF COUNCIL MINUTES

A-1 11-1414 Regular Session of October 24, 2011

A motion was made by Councilmember Derezinski, seconded by Councilmember Briere, that the Minutes of October 24, 2011 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

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

CA-6 Resolution to Approve a Contract with Legacy Custom Builders, Inc. to Repair the Island Park Greek Revival Shelter (\$84,169.00)

Passed on consent agenda

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

CA-1 11-1246 Resolution to Approve the Purchase Order with Hach Company for Filter Backwash Turbidimeters (\$81,247.79)

Enactment No: R-11-465

CA-2 11-1277 Resolution No. 2 - Prepare Assessment Roll for Dexter Avenue Improvements - Sidewalk and Curb & Gutter Special Assessment

Enactment No: R-11-466

CA-3 11-1320 Resolution No. 3 - Set hearing Date for Dexter Avenue Improvements - Sidewalk and Curb & Gutter Special Assessment

Enactment No: R-11-467

CA-4 11-1316 Resolution to Ratify City Administrator Approval of Emergency Purchase Order with Premier Truck Sale & Rental, Inc. (\$93,720.00)

Enactment No: R-11-468

CA-5 11-1329 Resolution to Approve a Contract with Saladino Construction Company, Inc. to Restore the Island Park Bridge and Greek Revival Shelter Concrete (\$65,000.00)

Enactment No: R-11-469

CA-6 11-1331 Resolution to Approve a Contract with Legacy Custom Builders, Inc. to Repair the Island Park Greek Revival Shelter (\$84,169.00)

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-11-470

RECESS

Mayor Hieftje declared a recess at 8:27p.m. and reconvened the meeting at 8:35 p.m. Mayor Hieftje announced that he was having difficulty speaking and asked Mayor Pro Tem Higgins to chair the remainder of the meeting.

B ORDINANCES - SECOND READING

- B-1 11-1227** An Ordinance to Amend Sections 7:151(5), 7:153(3), 7:153(5), 7:155(3), 7:167(5), 7:172(4) of Chapter 85, Taxicabs, Title VII of the Code of the City of Ann Arbor to Clarify Requirements for Taxicab Drivers and Vehicles (Ordinance No. ORD-11-18)
- (The complete text of ORD-11-18 is on file in the City Clerk's Office.)*

A motion was made by Councilmember Kunselman, seconded by Councilmember Derezinski, that the Ordinance be adopted on Second Reading. On a voice vote, the Mayor Protem declared the motion carried.

- DS-1 11-1392** Resolution Authorizing Summary Publication of Ordinance No. ORD-11-18 Amendments to Chapter 85, Taxicabs, Title VII of the Code of the City of Ann Arbor to Clarify Requirements for Taxicab Drivers and Vehicles

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

Enactment No: R-11-471

- B-2 11-1264** An Ordinance to Amend Sections 1:552.1(19), Section 1:561(c), Section 1:562(2), Section 1:565, Section 1:567, Section 1:568, Section 1:572, and Section 1:592(b) of Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor to Implement Changes Negotiated with the AFSCME and Ann Arbor Police Officers Association Bargaining Units (Ordinance No. ORD-11-19)
- (The complete text of ORD-11-19 is on file in the City Clerk's Office.)*

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

- DS-2 11-1354** Resolution Authorizing Summary Publication of Ordinance No. ORD-11-19 Amendments to Chapter 18, Employees Retirement System, Title I of the Code of the City of Ann Arbor

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

Enactment No: R-11-486

- B-3 11-1267** An Ordinance to Amend Sections 1:700 and 1:704 of Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor to Include Negotiated Changes for New Hires in AFSCME and AAPOA (Ordinance No. ORD-11-20)

(The complete text of ORD-11-20 is on file in the City Clerk's Office.)

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

- DS-3 11-1355** Resolution Authorizing Summary Publication of Ordinance No. ORD-11-20 Amendments to Chapter 21, Retiree Health Care Benefits Plan and Trust, Title I, of the Code of the City of Ann Arbor for New Hires in AFSCME and AAPOA

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

Enactment No: R-11-472

C ORDINANCES - FIRST READING

- C-1 11-1446** An Ordinance to Amend Section 10:148 of Chapter 126, Traffic, Title X, of the Code of the City of Ann Arbor (Ordinance No. ORD-11-22)

Sponsors: Taylor, Briere and Teall

(The complete text of ORD-11-22 is on file in the City Clerk's Office.)

Friendly amendment to revert paragraph (b) back to original version.

...(b) A pedestrian shall not SUDDENLY leave a curb or other place of safety and walk or run into a path of a vehicle that is so close that it is IMPOSSIBLE for the driver to yield....

Councilmember Taylor moved, seconded by Councilmember Hohnke, to suspend Council Rules regarding the number of speaking times for the discussion on this item only. On a voice vote, the Mayor Protem declared the motion carried.

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Ordinance be approved on First Reading. On a voice vote, the Mayor Protem declared the motion carried.

Enactment No: ORD-11-22

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 11-1391** Resolution to Appoint Shannon Brines as a Member of the City of Ann Arbor Greenbelt Advisory Commission
- Sponsors:** Hohnke
- A motion was made by Councilmember Hohnke, seconded by Councilmember Teall, that the resolution be approved.**
- A motion was made by Councilmember Hohnke, seconded by Councilmember Derezinski, that the Resolution be postponed until 11/21/2011. On a voice vote, the Mayor Protem declared the motion carried.**
- DC-2 11-0619** Resolution to Restate the Terms of the Membership of the Greenbelt Advisory Commission
- Sponsors:** Hohnke
- A motion was made by Councilmember Hohnke, seconded by Councilmember Derezinski, that the resolution be approved.**
- A motion was made by Councilmember Hohnke, seconded by Councilmember Derezinski, that the Resolution be postponed until 11/21/2011. On a voice vote, the Mayor Protem declared the motion carried.**
- DC-3 11-1456** Resolution to Re-Appoint Members to the City Environmental Commission
- Sponsors:** Hohnke and Teall
- A motion was made by Councilmember Teall, seconded by Councilmember Hohnke, that the appointments to the Environmental Commission be approved as a one-step process. On a voice vote, the Mayor Protem declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-11-485
- DC-4 11-1450** Resolution for Community Events Fund Disbursements from the FY 2012 Budget
- Sponsors:** Teall and Smith
- A motion was made by Councilmember Teall, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried.**
- Enactment No: R-11-473
- DB New Business - Boards and Commissions:**
- DB-1 11-1308** Resolution to Approve The Varsity Ann Arbor Planned Project Site Plan and Development Agreement, 425 East Washington Street (CPC Recommendation: Approval - 7 Yeas and 0 Nays)
- Councilmember Hohnke left the meeting at 9:31 p.m.*
- A motion was made by Councilmember Derezinski, seconded by Councilmember Teall, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried.**

Enactment No: R-11-474

DB-2 11-1375

Resolution to Approve Participating with Ann Arbor Township and Washtenaw County Parks and Recreation for the Purchase of the Joe Bloch Property in Ann Arbor Township, and Appropriate Funds, Not to Exceed \$49,500.00 from the Open Space and Parkland Preservation Millage Proceeds (8 Votes Required)

A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Enactment No: R-11-475

DB-3 11-1376

Resolution to Approve Participating with Legacy Land Conservancy for the Preservation of the Charles Botero Property in Northfield Township and Appropriate Funds Not to Exceed \$15,000.00 from the Open Space and Parkland Preservation Millage Proceeds (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 Protem declared the motion carried unanimously, thus satisfying the eight-vote requirement.

Enactment No: R-11-476

DS New Business - Staff:

DS-4 11-1266

Resolution to Approve the Purchase of Polymer from Polydyne Inc. for the Wastewater Treatment Plant, Bid No. ITB-4178 (\$260,000.00)

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

Enactment No: R-11-477

DS-5 11-1283

Resolution to Remove Parking on the West Side of Fair Oaks Parkway

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

Enactment No: R-11-478

DS-6 11-1284

Resolution to Approve Contract Amendment #1 with RecycleRewards

Councilmember Hohnke returned at 9:53 p.m.

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

Enactment No: R-11-479

- DS-7 11-1292** Resolution to Approve the Purchase of a Sewer Pipeline Inspection System with Lateral Evaluation Television System from Jack Doheny Supplies, Inc. (ITB- 4173) \$242,835.00
- A motion was made by Councilmember Hohnke, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried.**
- Enactment No: R-11-480
- DS-8 11-1307** Resolution to Approve Amendment No. 3 the Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. (\$119,000.00) for the West Park Storm System Modifications Project
- A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried.**
- Enactment No: R-11-481
- DS-9 11-1438** Resolution to Approve Purchase Agreement for the Purchase of the City-owned First and Washington Property by Ann Arbor City Apartments, LLC (Successor-in-Interest to Village Green Residential Properties, LLC) and Appropriate the Sale Proceeds (8 Votes Required)
- A motion was made by Councilmember Teall, seconded by Councilmember Derezinski, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-11-482
- DS-10 11-1441** Resolution to Approve the Ann Arbor City Apartments Master Deed and Bylaws (8 Votes Required)
- A motion was made by Councilmember Derezinski, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried unanimously, thus satisfying the eight-vote requirement.**
- Enactment No: R-11-483
- DS-11 11-1440** Resolution to Approve the City of Ann Arbor Affordable Housing Covenant for Ann Arbor City Apartments
- A motion was made by Councilmember Hohnke, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor Protem declared the motion carried unanimously.**
- Enactment No: R-11-484

E COMMUNICATIONS FROM THE MAYOR

E-1 11-1461 Appointments

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

Energy Commission

David Wright (Re-Appointment)

1420 Pear St. #2

Ann Arbor, MI 48105

Term: November 10, 2011-November 10, 2014

Historic District Commission

John Beeson (Filling vacancy)

512 Hiscock

Ann Arbor, MI 48103

Term: November 21, 2011-November 21, 2014

Housing & Human Services Advisory Board

Anna Erickson (Re-Appointment)

1507 Las Vegas Dr.

Ann Arbor, MI 48103

Term: November 21, 2011-November 21, 2014

Referred to the City Council due back on 11/21/2011.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER RAPUNDALO

Councilmember Rapundalo announced that there was a vacancy on the LDFA Board.

FAIRWELL TO COUNCILMEMBER RAPUNDALO

The members of Council gave farewell remarks and presented a farewell gift to Councilmember Rapundalo. Councilmember Rapundalo gave a farewell speech, thanking all of Council and recognized staff for their hard work and support during his time as councilmember.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

G COMMUNICATIONS FROM THE CITY ATTORNEY

G-1 11-1362 Annexation of Ellis Property, 1.13 acres located at 3313 Dexter Road

Received and Filed

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

- H-1 11-1367** Communication from the Department of Environmental Quality DEQ regarding minor revisions for work authorized by Michigan Department of Environmental Quality (MDEQ) Permit Number 09-81-006-P - Planning and Development Services
- H-2 11-1368** Communication from City of Farmington Hills, regarding a Resolution in Support of Remedying Statutory Court Funding Inequities among Communities - Filed
- H-3 11-1372** City of Ann Arbor Employees' Retirement System Actuarial Valuation Report - June 30, 2011
- H-4 11-1397** Communication from the State of Michigan, Public Services Commission regarding notice of hearing for Customers of The Detroit Edison Company on Case No. U-16756, scheduled for November 3, 2011, 6545 Mercantile Way, Suite 7, Lansing Michigan - File
- H-5 11-1449** Communication from Chris Brooks regarding safety of crosswalks in Ann Arbor

I The following minutes were received for file:

- I-1 11-0982** Historic District Commission Meeting Minutes of the May 12, 2011
- I-2 11-1208** 5-25-2011 ZBA Approved Meeting Minutes
- I-3 11-1209** 6-22-2011 ZBA Approved Meeting Minutes
- I-4 11-1252** City Planning Commission Meeting Minutes of September 8, 2011
- I-5 11-1275** Historic District Commission Meeting Minutes of August 11, 2011
- I-6 11-1287** Ann Arbor Downtown Development Authority Meeting Minutes - September 7, 2011
- I-7 11-1315** Council Liquor License Review Committee - September 9, 2011
- I-8 11-1318** Greenbelt Advisory Commission Meeting Minutes of May 11, August 10, and September 14, 2011
- I-9 11-1330** Ann Arbor Commission on Disability Issues Minutes - June 15, 2011

I-10	11-1334	September 20, 2011 City Planning Commission Meeting Minutes
I-11	11-1343	Ann Arbor-Ypsilanti Smart Zone LDFA Board Meeting Minutes - June 14, 2011
I-12	11-1358	Downtown Area Citizens Advisory Council - Minutes October 4, 2011
I-13	11-1360	City Election Commission - July 12 and August 29, 2011
I-14	11-1371	Washtenaw Area Transportation Study Board (W.A.T.S.) Meeting Minutes Of August 17, 2011
I-15	11-1377	Employees' Retirement System Regular Meeting - Minutes September 15, 2011
I-16	11-1379	Ann Arbor Retiree Health Care Benefit Plan & Trust Board of Trustees Regular Board Meeting - Minutes of September 15, 2011
I-17	11-1395	Human Rights Commission Meeting Minutes of July 13, 2011
I-18	11-1396	Council Administration and Labor Committee Meeting Minutes of October 10, 2011

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

John Floyd, Ann Arbor resident, thanked Councilmember Rapundalo for his time as a councilmember. He also expressed concern with the Varsity Project on Huron Street and questioned the process it went through for approval.

Thomas Partridge, City resident, addressed Council regarding budget reductions and sacrifices that should be made by the top 1% of the wealthiest Americans.

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).

None.

ADJOURNMENT

A motion was made by Councilmember Briere, seconded by Councilmember Kunselman, that the meeting adjourn. On a voice vote, the Mayor Protem declared the motion carried and the meeting adjourned at 10:33 p.m.

11-1467	Council Emails - November 10, 2011
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COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: THURSDAY, NOVEMBER 10, 2011, 7:00 P.M.
REPLAYS: FRIDAY, NOVEMBER 11, 2011 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.

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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary