

City of Ann Arbor

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



Action Minutes

Monday, December 1, 2014

7:00 PM

Washtenaw County Building, 220 N. Main St., board room

City Council

City Council will meet in caucus the Sunday prior to each regular session at 7 p.m. in the Larcom Basement Conference room.

CALL TO ORDER

Mayor Taylor called the meeting to order at 7:02 p.m. in the Washtenaw County Administration Building, Board of Commissioners meeting room, 220 N. Main Street.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

Mayor Taylor led Council in the recitation of the Pledge of Allegiance.

ROLL CALL OF COUNCIL

Present: 11 - Councilmember Stephen Kunselman, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Jane Lumm, Councilmember Sumi Kailasapathy, Councilmember Chuck Warpehoski, Councilmember Jack Eaton, Mayor Christopher Taylor, Councilmember Julie Grand, Councilmember Graydon Krapohl and Councilmember Kirk Westphal

APPROVAL OF AGENDA

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

AC COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Steve Powers updated Council on the following:

City Council Planning Session is scheduled for next Monday, December 8 from 4 to 9 p.m. in the Jury Assembly Room in the Ann Arbor Justice Center. Food will be provided. The agenda will include setting Council direction and priorities for the FY16 and FY17 budget years.

The City has hired Larry Collins to be the new fire chief. Mr. Collins will officially start with the City in January 2015.

Curbside compost pick-up will end for the season on December 5, 2014.

AC-1 14-1714

Agenda Response Memo - December 1, 2014

Attachments: Agenda Responses 12-1-14

City Administrator Steve Powers submitted his Agenda Response Memo for information of Council.

Received and Filed

INT INTRODUCTION

None.

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

*** (SPEAKERS ARE NOT PERMITTED TO GRANT THEIR RESERVED TIME TO AN ALTERNATE SPEAKER)**

*** ACCOMMODATIONS CAN BE MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. Tom Partridge - Adoption of Council Rules (DC-1)

Tom Partridge, City resident, spoke in opposition to the proposed changes to the City Council Rules.

3. Kermit Schlansker - Greenhouses and Solar Mirrors

Kermit Schlansker spoke about solar power and the need for sustainable energy sources.

4. Katherine Wilkerson - FOIA Rosser Killing

Katherine Wilkerson spoke about the recent public protest and march in Ann Arbor and the nationwide attention to police brutality and race issues. She stated the identity of the Ann Arbor Police officer who shot and killed Aura Rosser must be identified for the public.

5. Lefiest Galimore - Recent Police Shooting

Lefiest Galimore urged Council to establish a citizen review board for Police issues. He stated the police cannot police themselves and there needs to be oversight.

6. Kathy Griswold - Funding for Pedestrian Safety

Kathy Griswold, 3565 Fox Hunt, reminded Council and the public that the annual Kiwanis holiday sale would be held this coming Friday and Saturday. She also asked Council to fully fund pedestrian safety improvements in the upcoming budget. Ms. Griswold thanked City staff for the responsiveness of the City to requests made using the A2 FixIt software.

7. Steve Carnes - Councilmember Kunselman

Steve Carnes spoke about comments made by Councilmember Kunselman at the November 17 City Council meeting regarding the eviction of homeless camps in Ann Arbor.

8. Caleb Poirier - Video from November 17, 2014 City Council Meeting at a2gov.legistar.com/calendar.aspx

Caleb Poirier, 2721 Braeburn Circle, addressed the comments made by Councilmember Kunselman at the November 17 Council meeting, regarding the homeless camps on Burton Road and other sites in the City. He stated the homeless community plans to lead the effort to have Mr. Kunselman recalled.

9. Margaret Traeger - Antibiotic Use on Farms

Margaret Traeger spoke about the danger of using antibiotics on farms and in the food supply. She urged Council to support the ban of antibiotics for any use other than for medical purposes.

2. Alan Haber - Adoption of Council Rules (DC-1)

(There was general consensus that Mr. Haber, arriving late, would be given his speaking time that was previously missed.)

Alan Haber, 531 Third Street, expressed concern regarding the changes to the public comment rules that are proposed with the Council Rules revisions. He urged Council to support and encourage public participation.

CC COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER BRIERE*

Councilmember Briere responded to Mr. Haber's comments regarding public comment and engagement with the public. Councilmember Briere stated she is supportive of a dialogue regarding public comment and she encouraged more communication with the public and Council.

COUNCILMEMBER KAILASAPATHY

Councilmember Kailasapathy stated there is a public meeting at Clague Middle School on December 11 from 6 to 8 p.m., regarding the Dhu Varren/Nixon/Green Road improvement project.

COUNCILMEMBER WARPEHOSKI

Councilmember Warpehoski spoke about the recent shooting death of a civilian by an Ann Arbor Police officer. He urged patience from the public during the investigation.

COUNCILMEMBER KUNSELMAN

Councilmember Kunselman responded to the public comments regarding his previous remarks regarding homeless camps around town. He stated he stands by his comments that the homeless camps are illegal and on private property and should not be allowed to continue. He stated the more humane solution is to not allow folks to camp in the freezing cold winter.

COUNCILMEMBER LUMM

Councilmember Lumm thanked Councilmember Kunselman for the clarification.

Councilmember Lumm stated there is a Deer Management meeting at Huron High School on December 10 from 7 to 9 p.m.

COUNCILMEMBER GRAND

Councilmember Grand stated she now has the following office hours for residents to talk with her on Tuesdays at 9 a.m.:

1st Tuesday of the month - Ann Arbor Senior Center

2nd Tuesday - Cobblestone Farm

3rd Tuesday - Bryant Community Center

Councilmember Grand noted that there is free parking; she encouraged all residents to come out and talk to her.

COUNCILMEMBER EATON

Councilmember Eaton stated there is a meeting on the Stadium Boulevard Reconstruction project on December 2 at 7 p.m. at Lawton Elementary School. He stated on that same date, there is also a public hearing at the Planning Commission, also at 7 p.m., regarding the proposed project at 2250 Ann Arbor Saline Road.

MC COMMUNICATIONS FROM THE MAYOR

MC-1 14-1638 Appointments - Confirmations

Attachments: Ravi Srinivasan RAC App..pdf, Angela Johnson RAC app..pdf

APPOINTMENTS APPROVED

Mayor Taylor requested approval of the following appointments that were presented at the November 17, 2014 regular session of Council:

Recreation Advisory Commission

*Ruth L. Kraut
1127 Clair Circle
Ann Arbor, MI 48103
Term: June 1, 2014 - May 31, 2017*

*Ravi Srinivasan
3449 Gettysburg Rd.
Ann Arbor, MI 48105
Term: June 1, 2013 - May 31, 2016*

*Angela Johnson
2012 Manchester Rd. #16
Ann Arbor, MI 48104
Term: June 1, 2014 - May 31, 2017*

Historic Districts Commission

*John Beeson Re-Appointment
512 Hiscock St.
Ann Arbor, MI 48103
Term: June 1, 2014 - May 31, 2017*

A motion was made by Councilmember Grand, seconded by Councilmember Lumm, that the Appointments be Approved. On a voice vote, the mayor declared the motion carried.

MC-2 14-1695 Appointments - Confirmations

REFERRED

Mayor Taylor placed the following appointments on the floor for approval at a later date:

Commission on Disability Issues

*Larry Leon Davis -filling vacancy
1504 Broadway St.
Ann Arbor, MI 48105
Term: June1, 2014 - May 31, 2017*

Housing and Human Services Advisory Board

*Anna Erickson Re-Appointment
1507 Las Vegas Dr.
Ann Arbor, MI 48103
Term: June 1, 2014 - May 31, 2017*

Referred to the City Council due back on 12/15/2014

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1 14-1459** An Ordinance to Amend Section 1:207, Taxicab Board, of Chapter 8, Organization of Boards and Commissions of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-14-27)

Attachments: 14-27 Briefed and Approved.pdf, ORD 14-27 Taxicab Board AS AMENDED 120114, Ord Amend Sec 1_207 Taxicab Board _2_, 14-27 Taxicab Board Ordinance Briefed.pdf

A public hearing was conducted on the proposed Ordinance to Amend Section 1:207, Taxicab Board, of Chapter 8, Organization of Boards and Commissions of Title I of the Code of the City of Ann Arbor. Notice of public hearing was published November 24, 2014.

Tom Partridge, City resident, urged Council to reconsider taxicab rates.

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

Held and Closed

Enactment No: ORD-14-27

PH-2 14-1569

Resolution to Approve the Woodbury Club Apartments Annexation, 53.61 Acres, Southwest corner of Nixon Road and M-14 (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: 10/21/14 Planning Staff Report, Woodbury Club Minutes 10-21-14.pdf

A public hearing was conducted on the proposed Resolution to Approve the Woodbury Club Apartments Annexation, 53.61 Acres, Southwest corner of Nixon Road and M-14. Notice of public hearing was published November 24, 2014.

Jeff Hayner, 1807 Pontiac Trail, spoke in opposition. He stated the City does not need more unaffordable housing developments.

James D'Amour, 2771 Maplewood, spoke in opposition.

Kathy Griswold, 3565 Fox Hunt, urged Council to address the need for more pedestrian access in this area and to make pedestrian safety a priority.

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

Held and Closed

Enactment No: R-14-396

A APPROVAL OF COUNCIL MINUTES**A-1 14-1691**

Regular Session Meeting Minutes of November 17, 2014

Attachments: 11-17-14 Draft Minutes, Council Emails 11-17-2014.pdf

A motion was made by Councilmember Krapohl, seconded by Councilmember Briere, that the Regular Session Meeting Minutes of November 17, 2014 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

None.

B ORDINANCES - SECOND READING**B-1 14-1459**

An Ordinance to Amend Section 1:207, Taxicab Board, of Chapter 8, Organization of Boards and Commissions of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-14-27)

Attachments: 14-27 Briefed and Approved.pdf, ORD 14-27 Taxicab Board AS AMENDED 120114, Ord Amend Sec 1_207 Taxicab Board _2_, 14-27 Taxicab Board Ordinance Briefed.pdf

A motion was made by Councilmember Kunselman, seconded by Councilmember Anglin, that the Ordinance be adopted at Second Reading.

Enactment No: ORD-14-27

A motion was made by Councilmember Anglin, seconded by Councilmember Kunselman, that the Ordinance be amended as follows:

1: 207. Taxicab Board.

(1) The Taxicab Board shall consist of 5 voting members who shall be appointed by the Mayor, subject to the approval of the City Council. One of the voting members shall be a member of the City Council. The other 4 members shall not be officers or employees of the city. The [Chief Financial Officer] CITY ADMINISTRATOR'S DESIGNEE and Chief of Police OR HIS DESIGNEE shall be nonvoting board members.

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

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

Enactment No: ORD-14-27

The question being, a motion made by Councilmember Kunselman, seconded by Councilmember Anglin, that the Ordinance be adopted as amended on Second Reading, on a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-14-27

C ORDINANCES - FIRST READING

C Unfinished Business:

- C-1 14-0818** An Ordinance to Amend Chapter 55 (Zoning), Section 5:10.20.A Downtown Character Overlay Zoning Districts Building Massing Standards (CPC Recommendation: Approval - 6 Yeas and 3 Nays) (Ordinance No. ORD-14-12)
- Attachments:** Revised Main Street Overlay Amendments 11-17-14.pdf, 14-12 - Downtown Character Overlay Zoning Districts Ordinance as Amended on 61614.pdf, Downtown Character Overlay Zoning Districts Ordinance as Amended on 61614, Downtown Character Overlay Zoning Districts Ordinance.pdf, 5/6/14 Planning Staff Report, Main St Overlay - CPC Minutes 05-06-14.pdf, 2013208 425 S Main Rezoning 11-21-14 Compressed.pdf
- A motion was made by Councilmember Briere, seconded by Councilmember Warpehoski, that the Ordinance be approved on First Reading. On a roll call, the vote was as follows with the Mayor declaring the motion carried:**
- Yeas:** 8 - Councilmember Kunselman, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal
- Nays:** 3 - Councilmember Anglin, Councilmember Kailasapathy and Councilmember Eaton
- Enactment No: ORD-14-12

RECESS

Mayor Taylor declared a recess at 9:00 p.m. and reconvened the meeting at 9:10 p.m.

D MOTIONS AND RESOLUTIONS**Unfinished Business - Council:****DC-1 14-1558 Adoption of Council Rules**

Sponsors: Council Rules Committee

Attachments: Council rules 2014 Revised 12-1-14 AS AMENDED 120114, draft Council rules 2014 revised 12-1-14, draft Council rules 2014

Councilmembers agreed to consider the Rules separately from the proposed Ethics policy.

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

Councilmember Eaton moved that the Rules be amended as follows:

Rule 8: Strike the following: [Any member may call for a division of the assembly.]

The amendment was considered friendly.

Enactment No: R-14-385

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

**...Rule 10
Third Bullet**

Strike all proposed language except first sentence:

A member shall not speak more than two times on a given question, five minutes the first time, three minutes the second time, except with the concurring vote of 3/4 of the members present. [In the event that a Member has held the floor for twenty-five (25) minutes during a meeting, then such Member shall thereafter hold the floor for no longer than one (1) time on a given question and then for one (1) minute only. Members "hold the floor" when (i) speaking on a question; (ii) engaged in questions with staff, petitioners, or other non-Members; and (iii) conducting council communications. For the avoidance of doubt, responses of persons described in (ii) above are counted against Members' time to "hold the floor".] ...

Note: [] Brackets indicate deleted language.

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

Yeas: 6 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy and Councilmember Eaton

Nays: 5 - Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Enactment No: R-14-385

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

...Rule 10

Strike the following:

• **[Electronic communication during Council meetings shall pertain only to City matters. During Council meetings, members shall not send private electronic communication to persons other than City Staff; provided however, that members may send draft motions, resolutions, and amendments to all members and members of the media. Members shall not respond to member-distributed draft language via electronic communication. All draft language sent by electronic communication during Council meetings shall be read into the record prior to discussion by Council. Members may send publicly-accessible electronic communications (e.g. Twitter posts).]**

Replace with the following:

• **ELECTRONIC COMMUNICATION DURING COUNCIL MEETINGS SHALL PERTAIN ONLY TO CITY MATTERS. DURING COUNCIL MEETINGS, MEMBERS SHALL NOT SEND PRIVATE ELECTRONIC COMMUNICATION TO PERSONS OTHER THAN CITY STAFF; PROVIDED HOWEVER, THAT MEMBERS MAY SEND DRAFT MOTIONS, RESOLUTIONS, AND AMENDMENTS TO THE CITY CLERK WHO WILL FORWARD THEM TO MEMBERS OF COUNCIL. MEMBERS SHALL NOT RESPOND TO MEMBER-DISTRIBUTED DRAFT LANGUAGE VIA ELECTRONIC COMMUNICATION. ALL DRAFT LANGUAGE SENT BY ELECTRONIC COMMUNICATION DURING COUNCIL MEETINGS SHALL BE READ INTO THE RECORD PRIOR TO DISCUSSION BY COUNCIL. MEMBERS WILL NOT SEND PUBLICLY-ACCESSIBLE ELECTRONIC COMMUNICATIONS (E.G. TWITTER AND FACEBOOK POSTS) DURING MEETINGS. ...**

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 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Eaton and Councilmember Krapohl

Nays: 4 - Councilmember Warpehoski, Mayor Taylor, Councilmember Grand and Councilmember Westphal

Enactment No: R-14-385

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

Rule 10

... A member shall not speak more than two times on a given question, [five] THREE minutes the first time, three minutes the second time, except with the concurring vote of 3/4 of the members present. ...

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 - Councilmember Kunselman, Councilmember Briere, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

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

Enactment No: R-14-385

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

Yeas: 11 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Nays: 0

Enactment No: R-14-385

14-1715

Adoption of Council Ethics Policy

Attachments: COUNCIL ETHICS RULES 1-4

It was agreed to discuss the proposed Ethics policy in two sections:

Rules 1 - 4

Rules 5 -14

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

Enactment No: R-14-386

14-1716 Resolution to Adopt Council Ethics Policy Rules 5 - 14

Attachments: COUNCIL ETHICS RULE 5 -14

A motion was made by Councilmember Briere, seconded by Councilmember Eaton, that the Resolution be Referred to the Council Rules Committee. On a voice vote, the Mayor declared the motion carried.

Yeas: 10 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Nays: 1 - Mayor Taylor

DC New Business - Council:**DC-2 14-1610** Appointment of 2015 City Council Committees

Attachments: Council Committees 2015 Approved as Amended.pdf, Council Committees 2015.pdf

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

Enactment No: R-14-387

A motion was made by Councilmember Eaton, seconded by Councilmember Lumm, that the Council Committee Assignments be amended as follows:

Budget and Labor Committee - Remove Grand and add Kailasapathy.

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

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

Nays: 7 - Councilmember Kunselman, Councilmember Briere, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Enactment No: R-14-387

A motion was made by Councilmember Eaton, seconded by Councilmember Lumm, that the Council Committee Assignments be amended as follows:

Budget and Labor Committee: Remove Eaton and add Kailasapathy.

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

Yeas: 10 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Nays: 1 - Councilmember Kailasapathy

Enactment No: R-14-387

The question being, a motion made by Councilmember Eaton, seconded by Councilmember Briere, that the Resolution be approved as amended, on a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-387

DC-3 14-1617

Resolution to Establish 2015 Council Calendar

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

Enactment No: R-14-388

DC-4 14-1682

Resolution Establishing the 2015 Order of Succession for Acting Mayor

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

Enactment No: R-14-389

DC-5 14-1324

Resolution to Recommend Approval of Issuance of a Downtown Development District Liquor License to Resco K, LLC dba Miya Sushi.com

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-14-390

DC-6 14-1692

Resolution Directing the City Administrator to Revise FOIA Administrative Policy

Sponsors: Kailasapathy, Eaton and Briere

Attachments: AP 104 DRAFT Revision (FOIA).pdf,
March-4-2013-ACC-Comments-on-FOIA-Policy-Revised.pdf

Councilmember Warpehoski proposed the following amendment, which was considered friendly:

RESOLVED, That the Ann Arbor City Council desires that the ensuing revisions to be undertaken INCREASE OPENNESS AND TRANSPARENCY BY INCLUDING AN EXPLORATION OF:

- [Increased openness and transparency] - DELETE*
- Waiver of fees for media outlets*
- Appointment of a FOIA officer for the City and for the Council*
- Establishment of a process whereby denials of FOIA requests made to the Council will be appealed to the Council*

ALL CAPS indicate new language.

[] Brackets indicate deleted language.

A motion was made by Councilmember Kailasapathy, seconded by Councilmember Anglin, that the Resolution be approved as amended. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-14-391

DC-7 14-1709

Resolution to Appoint Councilmember Sabra Briere to the Planning Commission

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

Enactment No: R-14-392

DC-8 14-1710

Resolution to Appoint a Councilmember to the Local Development Financing Authority

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

Enactment No: R-14-393

DC-9 14-1711

Resolution to Appoint Councilmember Julie Grand to the Greenbelt Advisory Commission

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

Enactment No: R-14-394

DC-10 14-1712 Resolution to Appoint Councilmembers Sabra Briere and Mike Anglin to the Environmental Commission

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

Enactment No: R-14-395

DB New Business - Boards and Commissions:

DB-1 14-1569 Resolution to Approve the Woodbury Club Apartments Annexation, 53.61 Acres, Southwest corner of Nixon Road and M-14 (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

Attachments: 10/21/14 Planning Staff Report, Woodbury Club Minutes 10-21-14.pdf

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

Yeas: 8 - Councilmember Kunselman, Councilmember Briere, Councilmember Lumm, Councilmember Warpehoski, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

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

Enactment No: R-14-396

SUSPEND THE RULES

A motion was made by Councilmember Eaton, seconded by Councilmember Lumm, that Council suspend the Rules regarding Closed Session (Rule 1). On a voice vote, the Mayor declared the motion carried.

DS Unfinished Business - Staff:

DS-1 14-1455 Resolution to Approve New Wastewater Treatment Agreement with Scio Township

Attachments: AA Scio sewer contr 10-21-14, CityScioSanitaryServiceAreaJuly2014

A motion was made by Councilmember Kunselman, seconded by Councilmember Anglin, that the Resolution be postponed until December 15, 2014.

The motion was withdrawn.

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

Yeas: 11 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Nays: 0

Enactment No: R-14-397

DS New Business - Staff:

DS-2 14-1685 Resolution to Accept a Water Main Easement at 700 Briarwood Circle from Macy's Retail Holdings, Inc. (8 Votes Required)

Attachments: Drawing - Macy's Water Main Easement.pdf

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

Enactment No: R-14-398

COMMUNICATIONS FROM COUNCIL

None.

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

F-1 14-1680 Communication from the State of Michigan Public Service Commission regarding a Public Hearing Notice for DTE Customers in Case No. U-17680 scheduled for November 25, 2014 - File

Attachments: DTE Public Hearing Notice.pdf

G The following minutes were received for filing:

- G-1 14-1499** Ann Arbor Energy Commission Meeting Minutes of the July 8, 2014
Attachments: Energy Commission Minutes 7-8-14.pdf
- G-2 14-1511** Park Advisory Commission Meeting Minutes of September 16, 2014
Attachments: PAC Meeting Minutes September 16, 2014.pdf
- G-3 14-1534** Public Market Advisory Commission Meeting Minutes of September 18, 2014
Attachments: PMAC Minutes 9.18.14
- G-4 14-1586** Insurance Board Meeting Minutes - October 23, 2014
Attachments: Insurance Board Minutes 102314, Loss Run Report to Council 092514
- G-5 14-1587** Downtown Development Authority Meeting Minutes October 2014
Attachments: DDA Minutes October 2014.pdf
- G-6 14-1588** Downtown Area Citizen Advisory Council Meeting Minutes November 4, 2014
Attachments: Downtown Area Citizens Advisory Council Meeting Minutes 110414.pdf
- G-7 14-1632** SmartZone - LDFA Board Meeting Minutes - September 16, 2014
Attachments: LDFA 09.16.14 minutes
- G-8 14-1644** Council Liquor License Review Committee Meeting Minutes of June 27 and July 17, 2014
Attachments: Liquor committee minutes 062714, Liquor committee minutes 071714

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Seth Best, City resident, spoke about the City's homeless problem.

Ed Vielmetti, 1210 Brooklyn, expressed concerns about the City's current FOIA policy.

Kathy Griswold, 3565 Fox Hunt, clarified her earlier comments regarding the need for more pedestrian access. She stated she was referring to properties recently annexed.

Kai Petainen, City resident, spoke about the need for Council to respect the public speakers. He stated a comment was overheard at the last meeting about the people who speak at meetings.

Michael Benson, Chair of the Taxicab Board, welcomed the new Council Members. He stated he did not have any objections to the newly approved Taxicab Ordinance, but was disappointed that the Taxicab Board was not consulted.

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 Westphal, seconded by Councilmember Lumm, that the Council enter into Closed Session to discuss the purchase or lease of real property and pending litigation set forth or incorporated in MCLA 15.268 (d) and (e). On roll call, the vote was as follows, with the Mayor declaring the motion carried and the meeting recessed at 11:36 p.m.:

Yeas: 11 - Councilmember Kunselman, Councilmember Anglin, Councilmember Briere, Councilmember Lumm, Councilmember Kailasapathy, Councilmember Warpehoski, Councilmember Eaton, Mayor Taylor, Councilmember Grand, Councilmember Krapohl and Councilmember Westphal

Nays: 0

MEETING RECONVENED

A motion was made by Councilmember Warpehoski, seconded by Councilmember Krapohl, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 12:10 a.m.

ADJOURNMENT

A motion was made by Councilmember Krapohl, seconded by Councilmember Eaton, that the meeting adjourn. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 12:10 a.m.

14-1725 Council Emails and Redaction list from 12/1/14

Attachments: Council emails 12-1-14_Redacted.pdf

Received and Filed

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, DECEMBER 1, 2014, 7:00 P.M.

REPLAYS: TUESDAY, DECEMBER 2, 2014, 10:00 A.M. AND FRIDAY, DECEMBER 5, 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