

City of Ann Arbor

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



Meeting Minutes

Monday, October 15, 2007

7:00 PM

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

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:14 p.m.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

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

ROLL CALL OF COUNCIL

Present: 10 - Mayor John Hieftje, Councilmember Robert M. Johnson, Councilmember Ronald Suarez, Councilmember Stephen Rapundalo, Councilmember Joan Lowenstein, Councilmember Stephen Kunselman, Councilmember Leigh Greden, Councilmember Marcia Higgins, Councilmember Margie Teall and Councilmember Wendy A. Woods

Absent: 1 - Councilmember Christopher S. Easthope

APPROVAL OF AGENDA

A motion was made by Councilmember Higgins, seconded by Councilmember Teall, 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. Damian Farrell - Height Restrictions (DB-1)

Damian Farrell, 330 Miller Ave., addressed Council regarding the height restrictions on the proposed A2D2 Recommendations for Downtown Design Standards, Design Guidelines and Design Review Process.

2. Charles Loucks - Hijab Resolution

Charles Loucks, 2957 Leslie Park, addressed Council regarding a resolution on the Hijab and Solidarity with Muslims passed by the Huron Valley Greens on 9/24/2007.

3. Paul Bancel - Golf Courses

Paul Bancel, 1115 Kuehnle St., expressed concern with the City's plans for Huron Hills Golf Course. He spoke in favor of preserving the golf course.

4. Aimee Smith - Hijab Resolution

Aimee Smith, 1321 Wisteria Dr., vice chair of the Huron Valley Greens, expressed concern with the comments made by a councilmember on the local blog, Arbor Update.

5. Thomas Partridge - Create a Caring Progressive, Democratic Society. End Discrimination in Public Transportation, Housing and Education in Ann Arbor, the County and the Nation.

Thomas Partridge, 4220 Eyrie, addressed Council regarding working towards a more caring and progressive democratic society in Ann Arbor and the State of Michigan.

6. Henry Herskovitz - Hijab Resolution

Henry Herskovitz, 404 Mark Hannah, spoke in support of the Hijab Resolution adopted by the Huron Valley Greens on 9/24/2007.

7. Stewart Nelson - Huron Hills

Stewart Nelson, 2975 Hickory Lane, expressed concern with the selling of the golf course property at Huron Hills.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)**PH-1 [07-0118](#)**

An Amendment to Chapter 55, Rezoning of 0.49 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Bucholz Property, 2120 Newport Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-34)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.49 acre from TWP (Township District) to R1A (Single-Family Dwelling District), Bucholz Property, located at 2120 Newport Road. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-34

PH-2 [07-0119](#)

An Amendment to Chapter 55, Rezoning of 1.2 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Wong Property, 3550 East Huron River Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-35)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.2 acres from TWP (Township District) to R1A (Single-Family Dwelling District), Wong property, located at 3350 East Huron River Drive. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-35

PH-3 [07-0120](#)

An Amendment to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Grew Property, 2814 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-36)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.0 acre from TWP (Township District) to R1A (Single-Family Dwelling District), Grew property, located at 2814 Glazier Way. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-36

PH-4 [07-0121](#)

An Amendment to Chapter 55, Rezoning of 2.0 Acres from TWP (Township District) to R1D (Single-Family Dwelling District), Morey Property, 2012 Pontiac Trail (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-37)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 2.0 acres from TWP (Township District) to R1D (Single-Family Dwelling District), Morey property, located at 2012 Pontiac Trail. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-37

PH-5 [07-0122](#)

An Amendment to Chapter 55, Rezoning of 0.85 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Larson Property, 3575 East Huron River Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-38)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.85 acre from TWP (Township District) to R1A (Single-Family Dwelling District), Larson property, located at 3575 East Huron River Drive. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-38

PH-6 [07-0123](#)

An Amendment to Chapter 55, Rezoning of 0.26 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Phillips Property, 344 Hilldale Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-39)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.26 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Phillips property, located at 344 Hilldale Drive. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-39

PH-7 [07-0124](#)

An Amendment to Chapter 55, Rezoning of 3.12 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Talbot Property, 2901 Heatherway (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-07-40)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 3.12 acres from TWP (Township District) to R1A (Single-Family Dwelling District), Talbot property, located at 2901 Heatherway. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-40

PH-8 [07-0125](#)

An Amendment to Chapter 55, Rezoning of 0.58 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Schweiss Property, 237 Pineview Court (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-41)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.58 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Schweiss property, located at 237 Pineview Court. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-41

PH-9 [07-0126](#)

An Amendment to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Griffel Property, 2054 Newport Road (CPC Recommendation: Approval 9 Yeas and 0 Nays) (ORD-07-42)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.0 acre from TWP (Township District) to R1A (Single-Family Dwelling District), Griffel property, located at 2054 Newport Road. Notice of public hearing was published September 30, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: ORD-07-42

PH-10 [07-0127](#)

An Amendment to Chapter 55, Rezoning of 0.31 Acre from PL (Public Land District) to R1C (Single-Family Dwelling District), 1000 Cedar Bend Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-43)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.31 acre from TWP (Township District) to R1C (Single-Family Dwelling District) located at 1000 Cedar Bend Drive. Notice of public hearing was published September 30, 2007.

Thomas Partridge, 4220 Eyrie, expressed concern with rezoning properties in Ann

Arbor.

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

Enactment No: ORD-07-43

PH-11 [07-0128](#)

An Amendment to Chapter 55, Rezoning of 6.52 Acres from C1 (Local Business District) to C1B (Community Convenience Center District), Georgetown Commons, 2502-2568 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-07-44)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 6.52 acres from C1 (Local Business District) to C1B (Community Convenience Center District), Georgetown Commons property, located at 2502-2568 Packard Road. Notice of public hearing was published September 30, 2007.

David Porter, 1464 King George Blvd., spoke in support of the proposed Georgetown Commons rezoning.

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

Enactment No: ORD-07-44

PH-12 [07-0192](#)

Resolution to Approve Georgetown Commons Site Plan and Development Agreement, 6.52 Acres, 2502-2568 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays).

A public hearing was conducted on the proposed resolution to approve the Georgetown Commons Site Plan and Development Agreement, 6.52 acres, located at 2502-2568 Packard Road. Notice of public hearing was published October 7, 2007.

There being no one present for comment, the Mayor declared the hearing closed.

Enactment No: R-07-496

PH-13 [07-0181](#)

Resolution Approving an Increase in the Standard Taximeter Rates for the City of Ann Arbor

A public hearing was conducted on the proposed resolution approving an increase in the Standard Taximeter Rates for the City of Ann Arbor. Notice of public hearing was published October 14, 2007.

Thomas Partridge, 4220 Eyrie, spoke in opposition of the proposed increase of the taximeter rates.

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

Enactment No: R-07-501

COUNCIL PROPOSED BUSINESS

Councilmember Kunselman announced that he would be bringing forward a resolution supporting the proposed Michigan Renewal Energy Sources Act at the next regular session of Council.

Councilmember Higgins announced that the Police Court Facility Committee is

requesting a special meeting on October 22, 2007 to discuss and take action on resolutions involving the Courts/Police Building and related work on the Ann Arbor Municipal Center as well as the DDA entering into a partnership with the City for the proposed Courts/Police Building. (A copy of the communication requesting this special meeting is on file in the City Clerk's Office.)

COMMUNICATIONS FROM COUNCIL

Councilmember Greden said that the City has hired an expert to help review the operations of the golf course. The Golf Enterprise Fund is not making money, demand for golf is down, yet the supply of golf courses is up in southeast Michigan. He added there needs to be improvements to the golf courses if the City is going to continue in the golf course industry.

Councilmember Woods addressed concerns at Maple Meadows Housing. She made reference to an article in the Ann Arbor News that she felt was very fair in terms of what is happening in that area. She supports what the Police Department is doing in regard to dealing with crime issues in Maple Meadows.

Councilmember Suarez questioned whether or not the City's golf consultant had mentioned that a buyer is interested in the Huron Hills property. Councilmember Greden replied that it isn't a secret that developers are interested in the Huron Hills property.

Councilmember Lowenstein responded to comments made under Public Comment Reserved Time. She said that she does occasionally make responses on blogs that deal with public issues, that she always does so under her own name, and that she never pretends to be someone or something she is not.

Councilmember Higgins commented on the new Council packet format. She asked that the Clerk consider including bookmarks for items on the agenda and include Council sponsor information.

Councilmember Johnson announced that the Parks System now has recycling bins next to trash bins in City Parks.

REPORTS FROM COUNCIL COMMITTEES

City Council Student Relations Committee

Councilmember Greden announced that the City Council Student Relations Committee met last week and will be bringing forward at a meeting in the future proposed changes to the lease ordinance.

Housing and Human Services Advisory Board

Councilmember Teall announced that the Housing and Human Services Advisory Board has met twice and does not have a full membership on the board. She asked that anyone interested in serving on the board submit applications to either herself or Councilmember Rapundalo.

A APPROVAL OF COUNCIL MINUTES

A-1 [07-0263](#) Regular Sessions of September 24 and October 1, 2007; Work Session of October 8, 2007

Councilmember Kunsleman corrected the October 1, 2007 minutes under Communications from Council to state "Dragon Boat" not "Dragon Ball" and he also noted that the 40th anniversary celebration of Clonlara School was held.

A motion was made by Councilmember Kunselman, seconded by Councilmember Woods, that the Minutes be Approved with Corrections. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

Passed on consent agenda

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

- CA-1** [07-0067](#) Resolution to Approve the Purchase of Two Commercial Mowers from John Deere Company (State of Michigan Contract #701B6200191) for \$73,057.00
Enactment No: R-07-482
- CA-2** [07-0183](#) Resolution to Approve a Purchase Order with Trojan Technologies Inc. for Ultraviolet Disinfection System Replacement Parts at the Wastewater Treatment Plant (\$60,000.00)
Enactment No: R-07-483
- CA-4** [07-0207](#) Resolution to Transfer Delinquent Litter and Debris Removal Charges to the 2007 City Tax Roll
Enactment No: R-07-488
- CA-5** [07-0210](#) Resolution to Award a Purchase Order to American Sprinkler to Renovate the Irrigation System At Fuller Park Athletic Fields. Bid # 3861 (\$57,637.00)
Enactment No: R-07-485
- CA-6** [07-0211](#) Resolution to Award a Contract for the Kellogg Street Retaining Wall Replacement Project to Brick Paving Designs (\$64,364.00)
Enactment No: R-07-486

The following item as removed from the Consent Agenda and placed at the end of same:

- CA-3** [07-0203](#) Resolution to Transfer Delinquent Sidewalk Maintenance Charges to the 2007 City Tax Roll
A motion was made by Councilmember Higgins, seconded by Councilmember Rapundalo, that the Resolution be Approved.
Enactment No: R-08-089

POSTPONED

A motion was made by Councilmember Higgins, seconded by Councilmember Rapundalo, that the Resolution be Postponed until November 5, 2007. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-08-089

B ORDINANCE - SECOND READING

Passed on consent agenda

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

- B-1** [07-0118](#) An Amendment to Chapter 55, Rezoning of 0.49 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Bucholz Property, 2120 Newport Road (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-34)

(The complete copy of the text of Ordinance No. ORD-07-34 is on file in the City Clerk's Office.)

Enactment No: ORD-07-34

- B-2** [07-0119](#) An Amendment to Chapter 55, Rezoning of 1.2 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Wong Property, 3550 East Huron River Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-35)

(The complete copy of the text of Ordinance No. ORD-07-35 is on file in the City Clerk's Office.)

Enactment No: ORD-07-35

- B-3** [07-0120](#) An Amendment to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Grew Property, 2814 Glazier Way (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-36)

(The complete copy of the text of Ordinance No. ORD-07-36 is on file in the City Clerk's Office.)

Enactment No: ORD-07-36

- B-4** [07-0121](#) An Amendment to Chapter 55, Rezoning of 2.0 Acres from TWP (Township District) to R1D (Single-Family Dwelling District), Morey Property, 2012 Pontiac Trail (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-37)

(The complete copy of the text of Ordinance No. ORD-07-37 is on file in the City Clerk's Office.)

Enactment No: ORD-07-37

- B-5** [07-0122](#) An Amendment to Chapter 55, Rezoning of 0.85 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Larson Property, 3575 East Huron River Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-38)
- (The complete copy of the text of Ordinance No. ORD-07-38 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-38
- B-6** [07-0123](#) An Amendment to Chapter 55, Rezoning of 0.26 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Phillips Property, 344 Hilldale Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-39)
- (The complete copy of the text of Ordinance No. ORD-07-39 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-39
- B-7** [07-0124](#) An Amendment to Chapter 55, Rezoning of 3.12 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Talbot Property, 2901 Heatherway (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-07-40)
- (The complete copy of the text of Ordinance No. ORD-07-40 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-40
- B-9** [07-0126](#) An Amendment to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1A (Single-Family Dwelling District), Griffel Property, 2054 Newport Road (CPC Recommendation: Approval 9 Yeas and 0 Nays) (ORD-07-42)
- (The complete copy of the text of Ordinance No. ORD-07-42 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-42
- B-10** [07-0127](#) An Amendment to Chapter 55, Rezoning of 0.31 Acre from PL (Public Land District) to R1C (Single-Family Dwelling District), 1000 Cedar Bend Drive (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-43)
- (The complete copy of the text of Ordinance No. ORD-07-43 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-43
- B-8** [07-0125](#) An Amendment to Chapter 55, Rezoning of 0.58 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Schweiss Property, 237 Pineview Court (CPC Recommendation: Approval - 9 Yeas and 0 Nays) (ORD-07-41)

A motion was made by Councilmember Rapundalo, seconded by Councilmember Lowenstein, that the Ordinance be Adopted on Second Reading.

Enactment No: ORD-07-41

(The complete copy of the text of Ordinance No. ORD-07-41 is on file in the City Clerk's Office.)

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

Change zoning from R1A to R1B

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

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

Enactment No: ORD-07-41

- B-11** [07-0128](#) An Amendment to Chapter 55, Rezoning of 6.52 Acres from C1 (Local Business District) to C1B (Community Convenience Center District), Georgetown Commons, 2502-2568 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays) (ORD-07-44)

(The complete copy of the text of Ordinance No. ORD-07-44 is on file in the City Clerk's Office.)

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

Enactment No: ORD-07-44

C ORDINANCE - FIRST READING

- C-1** [07-0228](#) An Ordinance to Add a New Section 1:238 to Chapter 8 of Title I and to Add a New Chapter 24 to Title I of the Code of the City of Ann Arbor (Public Art Ordinance)

(The complete copy of the text of Ordinance No. ORD-07-47 is on file in the City Clerk's Office.)

A motion was made by Councilmember Woods, seconded by Councilmember Johnson, that the Ordinance be Approved on First Reading. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-07-47

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1** [07-0261](#) Resolution to Modify the Starwick Traffic Calming Installation

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

Enactment No: R-07-493

- DC-2 [07-0265](#)** Resolution Amending Resolution R-07-465 Regarding Outdoor Sales on Private Property During Football Saturdays
Deleted from Agenda

Added After Newspaper Deadline:

- DC-3 [07-0274](#)** Resolution to Direct Planning and Development Services Staff to Initiate Rezoning of Lower Burns Park Neighborhood
A motion was made by Councilmember Teall, seconded by Councilmember Higgins, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-07-489
- DC-4 [07-0277](#)** Resolution To Appoint Members To The Local Development Financing Authority
Councilmember Higgins asked that the appointment be moved in a one step process, waiving Council rule.
A motion was made by Councilmember Higgins, seconded by Councilmember Rapundalo, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-07-490
- DC-5 [07-0279](#)** Resolution Extending City Council Ad-Hoc Liquor License Committee
A motion was made by Councilmember Rapundalo, seconded by Councilmember Johnson, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-07-491
- DC-6 [07-0280](#)** Resolution Amending the Fiscal Year 2008 Budget and Amending the Fiscal Year 2009 Fiscal Plan to Adjust Funding For the General Fund Budget Supporting the Parks System
A motion was made by Councilmember Johnson, seconded by Councilmember Teall, that the Resolution be Approved. On a voice vote, the Mayor declared the motion carried.
Enactment No: R-07-492

D Old Business - Staff:

- D-1 [07-0144](#)** Resolution to Approve Industrial Facilities Exemption Certificate

Application of Edwards Brothers, Inc.

A motion was made by Councilmember Higgins seconded by Councilmember Rapundalo that the resolution be approved.

Enactment No: R-07-540

A motion was made by Councilmember Higgins, seconded by Councilmember Lowenstein, that the Resolution be Postponed until 11/5/2007. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-07-540

D Old Business - Boards and Commissions:

D-2 [07-0216](#) Resolution to Approve Ann Arbor Discovering Downtown (A2D2) Zoning Recommendations

A motion was made by Councilmember Higgins, seconded by Councilmember Lowenstein, that the Resolution be Approved.

Enactment No: R-07-494

Councilmember Johnson moved to amend the resolution as follows:

Reduce the building height in the core to 190 feet.

Due to a lack of a second, the Mayor declared the motion failed.

Enactment No: R-07-494

Recess

The Mayor declared a recess at 8:48 p.m. and reconvened the meeting at 9:01 p.m.

[07-0216](#) Resolution to Approve Ann Arbor Discovering Downtown (A2D2) Zoning Recommendations

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

Remove the 24 story, 240 feet maximum height restrictions in the Core Development Standards.

On Roll Call, the vote was as follows, with the Mayor declaring the motion carried.

Yeas: 8 - Councilmember Suarez, Councilmember Rapundalo, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Greden, Councilmember Higgins, Councilmember Teall and Councilmember Woods

Nays: 2 - Mayor Hieftje and Councilmember Johnson

Absent: 1 - Councilmember Easthope

Enactment No: R-07-494

The question being the Resolution as Amended, on roll call, the vote was as follows with the Mayor declaring the motion carried.

Yeas: 9 - Councilmember Johnson, Councilmember Suarez, Councilmember Rapundalo, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Greden, Councilmember Higgins, Councilmember Teall and Councilmember Woods

Nays: 1 - Mayor Hieftje

Absent: 1 - Councilmember Easthope

Enactment No: R-07-494

DB New Business - Boards and Commissions:

DB-1 [07-0219](#) Resolution to Approve Implementation of the Ann Arbor Discovering Downtown (A2D2) Recommendations for Downtown Design Standards, Design Guidelines and Design Review Process

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

Enactment No: R-07-495

DB-2 [07-0192](#) Resolution to Approve Georgetown Commons Site Plan and Development Agreement, 6.52 Acres, 2502-2568 Packard Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays).

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

Enactment No: R-07-496

DS New Business - Staff:

DS-1 [07-0205](#) Resolution to Approve Amendment No. 1 to the Professional Services Agreement with Orchard, Hiltz & McCliment, Inc. (\$38,200.00), and Amend the Project Design Budget (\$310,826.00) for the Huron Parkway-Nixon Road Intersection Improvement Project

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

Enactment No: R-07-497

DS-2 [07-0208](#) Resolution to Accept Grant and Appropriate Funds from the US Department of Energy for Solar America Cities Project (\$200,000.00 Federal Funds) and Approve Sub-Grants (8 votes required)

A motion was made by Councilmember Woods, seconded by Councilmember Johnson, 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-07-498

DS-3 [07-0066](#)

Resolution to Approve the Purchase of a Wheeled Loader from JDE Equipment Company (\$181,300.00)

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

Enactment No: R-07-499

DS-4 [07-0212](#)

Resolution to Approve Amendment No. II to the Professional Services Agreement with Parsons-Brinckerhoff Michigan, Inc., for the Broadway Bridges Reconstruction Project (\$152,858.40)

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

Enactment No: R-07-500

DS-5 [07-0184](#)

Wagner Road Improvement Project Special Assessment Resolution No.2

Deleted from Agenda

Enactment No: R-07-591

DS-6 [07-0181](#)

Resolution Approving an Increase in the Standard Taximeter Rates for the City of Ann Arbor

Councilmember Teall suggested that the resolution be technically amended to reflect \$0.25 per 1/9 mile instead of \$0.321 per 1/7 mile. This was considered friendly and accepted.

A motion was made by Councilmember Teall, seconded by Councilmember Woods, that the Resolution be Approved as Amended. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-07-501

DS-7 [07-0220](#)

Resolution to Accept Grant and Appropriate Funds from the Michigan Department of Transportation for Biofuel Stations (\$232,672.00 Federal Funds) and Approve Sub-Grants (8 votes required)

A motion was made by Councilmember Johnson, seconded by Councilmember Greden, 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-07-502

DS-8 [07-0230](#)

Resolution to Approve License Agreement with New Par, d/b/a Verizon Wireless, to Erect and Use Telecommunications Equipment on the Manchester Water Tower Site

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

Enactment No: R-07-503

DS-9 [07-0268](#)

Resolution to Approve the Broadway Village at Lower Town Turnkey Parking Deck Construction and Donation Agreement, the Parking Deck Operating Agreement, and the Washtenaw County Brownfield Redevelopment Authority Reimbursement Agreement

Councilmember Greden recused himself from voting on this resolution.

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

Enactment No: R-07-505

E **COMMUNICATIONS FROM THE MAYOR**

E-1 [07-0281](#)

Appointments - Confirmations

APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the October 1, 2007 regular session of Council:

Ann Arbor Energy Commission

*Joshua Long Filling Vacancy
407 S. Seventh
Ann Arbor, Mi 48103
Term: October 15, 2007-October 15, 2010*

Recreation Advisory Commission

*Tom George Re-Appointment
3303 Yellowstone Dr.
Ann Arbor, MI 48105
Term: October 15, 2007-August 31, 2010*

*Jon Strite Re-Appointment
1218 Van Deusen
Ann Arbor, MI 48103
Term: October 15, 2007-August 31, 2010*

*Zoning Board of Appeals
David Gregorka Re-Appointment
1723 Ivywood Dr.
Ann Arbor, MI 48103
Term: Oct. 15, 2007-Oct. 15, 2010*

The Mayor asked that Carol Kuhnke and Dave Gregorka of the Zoning Board of Appeals be confirmed at tonight's meeting in a one-step process.

A motion was made by Councilmember Woods, seconded by Councilmember Higgins, that the Appointment be approved. On a voice vote, the Mayor declared the motion carried.

E-2 [07-0282](#) Appointments - Nominations

REFERRED

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

Board of Canvassers

*James Hood (R)- replacing Wendy Carter
1512 Kirtland
Ann Arbor, MI 48103
Term: Nov. 5, 2007-Dec. 31,2011*

*Historic District Commission
Diane Giannola Filling Vacancy
3252 Alpine Dr.
Ann Arbor, MI 48108
Term: Nov. 5, 2007-Nov. 5, 2010*

*Housing Board of Appeals
Kevin M. Busch Filling Vacancy
573 Glendale Circle
Ann Arbor, MI 48103
Term: Nov. 5, 2007-June 30, 2010*

*Zoning Board of Appeals
David Gregorka Re-Appointment
1723 Ivywood Dr.
Ann Arbor, MI 48103
Term: Oct. 15, 2007-Oct. 15, 2010*

*Carol Kuhnke Re-Appointment
1720 Longshore Drive
Ann Arbor, MI 48105
Term: Nov. 5, 2007-Nov. 5, 2010*

A motion was made that the Appointment be Referred to the City Council and should be returned by 11/8/2007. On a voice vote, the [Enter Title] declared the motion carried.

The Mayor asked if the font on the new Agenda could be made larger.

F COMMUNICATIONS FROM CITY ADMINISTRATOR

F-1 [07-0164](#) DDA Grant to Avalon Housing

This matter was Received and Filed

- F-2 [07-0167](#) DDA Support for a Parking Contract between the City of Ann Arbor and Village Green Companies at First and Washington
This matter was Received and Filed
- F-3 [07-0169](#) DDA Resolution of Support for the Ann Arbor District Library Plan to Redevelop its Downtown Facility
This matter was Received and Filed
- F-4 [07-0201](#) Energy Challenge Awards Program (ECAP)
This matter was Received and Filed
- F-5 [07-0209](#) City Hall Roof Issues
This matter was Received and Filed

City Administrator Roger Fraser asked Council to reserve December 1, 2007 as a planned work shop of Council.

G COMMUNICATIONS FROM CITY ATTORNEY

- G-1 [07-0273](#) Report on completion of the Powell Annexation, 0.14 Acre, located on the West side of Westover Ave., North of Rhea St., in Scio Township
This matter was Received and Filed

City Attorney Postema thanked Council for comments made regarding the Broadway Village proposal.

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

- H-1 [07-0231](#) Communication from Michigan Department of Environmental Quality dated September 26, 2007 regarding an Application from the University of Michigan for Bank Stabilization

- H-2 [07-0232](#) Communication from Comcast regarding new Government Affairs Manager Fred Eaton for Comcast's Michigan Region - CTN
- H-3 [07-0233](#) Communication from S.E.M.C.O.G. regarding their Region Update Publication, Vo. 12, No. 19, September 10, 2007
- H-4 [07-0234](#) Communication from W.A.T.S. regarding their publication of The Vehicle, Vol. 4, October 2007
- H-5 [07-0236](#) Communication from the Office of the County Treasurer regarding a foreclosed property in the City of Ann Arbor
- H-6 [07-0235](#) Communication from Michigan Suburbs Alliance regarding their publication about transit-oriented development (TOD)
- H-7 [07-0266](#) Communication from the National League of Cities regarding their Annual Business Meeting schedule for November 17, 2007
- H-8 [07-0267](#) Communication from Washtenaw County Drain Commissioner regarding 2007 Special Assessments for Washtenaw Country Drains
- H-9 [07-0275](#) Communication from the DDA regarding Constructing Additional Parking on the Properties Immediately East of the Larcom Municipal Building
- H-10 [07-0276](#) Communication from Ann Arbor Charter Township Planning Commission regarding a public hearing notice scheduled for November 5, 2007
- H-11 [07-1204](#) Communication from Huron VALley Greens regarding a resolution on the Hijab and Solidarity with Muslims - File
- H-12 [07-1205](#) Communication from Michael Winiger in opposition of the proposed rezoning of 2012 Pontiac Trail - File

I The following minutes were received for file:

- I-1 [07-0227](#) Council Liquor Committee Minutes - July 20, September 14 and September 21, 2007

This matter was Received and Filed

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

1. Thomas Partridge - Expand Affordable Public Transportation, Housing, Education and Health Care for Residents in the City and the County

Thomas Partridge, 4220 Eyrie, addressed Council concerning the need to expand affordable public transportation, housing, education and health care for residents in the city and the county.

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

A motion was made by Councilmember Johnson, seconded by Councilmember Suarez, that the Regular Session be recessed for a closed session to discuss pending litigation, attorney client privileged communication and land acquisition. On roll call, the vote was as follows, with the Mayor declaring the motion carried and the meeting adjourned at 9:56 p.m.

Yeas: 10 - Mayor Hieftje, Councilmember Johnson, Councilmember Suarez, Councilmember Rapundalo, Councilmember Lowenstein, Councilmember Kunselman, Councilmember Greden, Councilmember Higgins, Councilmember Teall and Councilmember Woods

Nays: 0

Absent: 1 - Councilmember Easthope

A motion was made by Councilmember Johnson, seconded by Councilmember Suarez, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:45 p.m.

ADJOURNMENT

A motion was made by Councilmember Woods, seconded by Councilmember Suarez, that the meeting be Adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:45 p.m.

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, OCTOBER 15, 2007 7:00 P.M.

REPLAYS: TUESDAY, OCTOBER 16, 2007, 10:00 A.M. AND FRIDAY, OCTOBER 19, 2007, 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.

Jacqueline Beaudry
Clerk of the Council

Anissa R. Bowden
Recording Secretary