

# City of Ann Arbor

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



## Meeting Minutes

Monday, January 7, 2008

7:00 PM

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

**City Council**

**CALL TO ORDER**

*Mayor Hieftje called the meeting to order at 7:06 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:** 11 - Mayor John Hieftje, Councilmember Ronald Suarez, Councilmember Stephen Rapundalo, Councilmember Joan Lowenstein, Councilmember Stephen Kunselman, Councilmember Leigh Greden, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Christopher S. Easthope, Councilmember Mike Anglin and Councilmember Sabra Briere

**APPROVAL OF AGENDA**

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

**INT INTRODUCTIONS**

None.

**PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)**

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

**\* ACCOMMODATIONS HAVE BEEN MADE FOR PERSONS NEEDING ASSISTANCE WHILE ADDRESSING COUNCIL**

1. Blaine Coleman - Zionism is Racism

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

2. Mozhgan Savabieasfahani - Zionism is Racism

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

## 3. Stewart Nelson - FOIA

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

## 4. Miyoko Honma - Cafe Japon Liquor License

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

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

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

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

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

## 7. Miriam Lindsey - Small Business Loans

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

**PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)****PH-1 [07-0347](#)** An Ordinance to Amend to Chapter 55, Rezoning of 1.15 Acres from C2A (Central Business District) and C2B/R (Business/Service Residential District) to PUD (Planned Unit Development District), McKinley Towne Centre-Liberty Retail, 515 East Liberty Street (CPC Recommendation: Approval - 6 Yeas and 2 Nays) (ORD-07-50)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.15 Acres from C2A (Central Business District) and C2B/R (Business/Service Residential District) to PUD (Planned Unit Development District), McKinley Towne Centre-Liberty Retail, located at 515 East Liberty Street. Notice of public hearing was published December 23, 2007.*

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

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

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

*Steve Kaplan, 418 E. Washington Street, supported the proposed rezoning and also*

*encouraged Council to keep the alley between Liberty and Washington Streets open.*

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

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

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

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

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

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

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

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

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

Enactment No: ORD-07-50

**PH-2**    [07-0613](#)

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

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

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.46 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Bird Property, located at 213 Pineview Court. Notice of public hearing was published December 23, 2007.*

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

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

Enactment No: ORD-07-51

**PH-3**    [07-0615](#)

An Ordinance to Amend to Chapter 55, Rezoning of 0.58 Acre from

TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, 135 Barton Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-52)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.58 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, located at 135 Barton Drive. Notice of public hearing was published December 23, 2007.*

See PH-2 for comments.

Enactment No: ORD-07-52

**PH-4**     [07-0617](#)

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

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.88 acres from TWP (Township District) to R1B (Single-Family Dwelling District), Delcamp Property, located at 3671 Riverside Drive. Notice of public hearing was published December 23, 2007.*

See PH-2 for comments.

**Held and Closed**

Enactment No: ORD-07-53

**PH-5**     [07-0618](#)

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

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.99 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Ellis/Lawton Property, located at 2930 Glazier Way. Notice of public hearing was published December 23, 2007.*

See PH-2 for comments.

**Held and Closed**

Enactment No: ORD-07-54

**PH-6**     [07-0621](#)

An Ordinance to Amend to Chapter 55, Rezoning of 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, 3081 Dover Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-55)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, located at 3081 Dover Place. Notice of public hearing was published , December 23, 2007.*

See PH-2 for comments.

**Held and Closed**

Enactment No: ORD-07-55

**PH-7**    [07-0624](#)

An Ordinance to Amend to Chapter 55, Rezoning of 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, 580 Rock Creek Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-56)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, located at 580 Rock Creek Drive. Notice of public hearing was published December 23, 2007.*

*See PH-2 for comments.*

**Held and Closed**

Enactment No: ORD-07-56

**PH-8**    [07-0626](#)

An Ordinance to Amend to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, 310 Huntington Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-57)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, located at 310 Huntington Drive. Notice of public hearing was published December 23, 2007.*

*See PH-2 for comments.*

**Held and Closed**

Enactment No: ORD-07-57

**PH-9**    [07-0629](#)

An Ordinance to Amend to Chapter 55, Rezoning of 0.50 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, 192 Riverview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-58)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 0.5 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, located at 192 Riverview Court. Notice of public hearing was published December 23, 2007.*

*See PH-2 for comments.*

**Held and Closed**

Enactment No: ORD-07-58

**PH-10**    [07-0631](#)

An Ordinance to Amend to Chapter 55, Rezoning of 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, 448 Huntington Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-59)

*A public hearing was conducted on the proposed amendment to Chapter 55,*

*rezoning of, 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, 448 Huntington Place. Notice of public hearing was published December 23, 2007.*

*See PH-2 for comments.*

Enactment No: ORD-07-59

**PH-11** [07-0637](#)

An Ordinance to Amend Chapter 55, Rezoning of 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, 1400 Warrington Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-60)

*A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of, 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, 1400 Warrington Drive. Notice of public hearing was published December 23, 2007.*

*See PH-2 for comments.*

Enactment No: ORD-07-60

**PH-12** [07-0867](#)

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

*A public hearing was conducted on the proposed Ordinance to Repeal Chapter 14, Purchasing Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Replace it with a new Chapter 14, Purchasing, Contracting and Selling Procedure of Title I of the Code of the City of Ann Arbor. Notice of public hearing was published January 6, 2008.*

*Karen Sidney, 100 Longman Lane, expressed concern with a number of the proposed changes to the City's Purchasing Ordinance. She asked that bids be posted for 30 days rather than 5 and that all bids be posted on the City website.*

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

Enactment No: ORD-07-61

**PH-13** [07-1185](#)

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

*A public hearing was conducted on the proposed Resolution to Approve McKinley Towne Centre-Liberty Retail PUD Site Plan and Development Agreement, 1.15 Acres, 515 East Liberty Street. Notice of public hearing was published December 30, 2007.*

*Frances Todoro-Hargreaves of McKinley explained the proposed McKinley Towne Centre-Liberty Retail PUD Site Plan to Council.*

*Thomas Partridge spoke in opposition of the proposed site plan.*

*Lee Barry of the Michigan Theatre said that the proposed project serves the public well.*

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

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

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

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

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

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

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

#### **Held and Closed**

Enactment No: R-08-008

#### **PH-14 [07-1230](#)**

#### **Proposed Wagner Road Improvement Special Assessment Project**

*A public hearing was conducted on the proposed Wagner Road Improvement Special Assessment Project. Notice of public hearing was published January 6, 2008.*

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

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

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

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

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

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

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



**COMMUNICATIONS FROM COUNCIL***COUNCILMEMBER LOWENSTEIN*

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

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

*COUNCILMEMBER HIGGINS*

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

*COUNCILMEMBER ANGLIN*

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

*COUNCILMEMBER LOWENSTEIN*

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

**A APPROVAL OF COUNCIL MINUTES**

**A-1**     [08-0001](#)     Regular Session Minutes of December 17, 2007

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

**CA CONSENT AGENDA****Passed on consent agenda**

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

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

(HRC)

Enactment No: R-08-001

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

Enactment No: R-08-002

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

Enactment No: R-08-003

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

Enactment No: R-08-004

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

Enactment No: R-08-005

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

Enactment No: R-08-006

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

Enactment No: R-08-007

## **B        ORDINANCE - SECOND READING**

### **Passed on consent agenda**

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

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

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

The question, being the resolution and ordinance as originally presented, on

**roll call, the Mayor declared the motion carried with the vote as follows:**

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

**Nays:** 0

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

*This ordinance would change the zoning of 1.15 Acres from C2A (Central Business District) and C2B/R (Business/Service Residential District) to PUD (Planned Unit Development District), McKinley Towne Centre-Liberty Retail, located at 515 East Liberty Street. (The complete text of Ordinance 07-50 is on file in the City Clerk's Office.)*

Enactment No: ORD-07-50

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

Enactment No: R-08-008

**Passed on consent agenda**

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

- B-2**     [07-0613](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.46 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Bird Property, 213 Pineview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-51)

*This ordinance would change the zoning of 0.46 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Bird Property, located at 213 Pineview Court. (The complete text of Ordinance 07-51 is on file in the City Clerk's Office.)*

Enactment No: ORD-07-51

- B-3**     [07-0615](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.58 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, 135 Barton Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-52)

*This ordinance would change the zoning of 0.58 Acre from TWP (Township District) to R1C (Single-Family Dwelling District), Dec Property, located at 135 Barton Drive. (The complete text of Ordinance 07-52 is on file in the City Clerk's Office.)*

Enactment No: ORD-07-52

- B-4**     [07-0617](#)     An Ordinance to Amend to Chapter 55, Rezoning of 1.88 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Delcamp Property, 3671 Riverside Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-53)
- This ordinance would change the zoning of 1.88 Acres from TWP (Township District) to R1B (Single-Family Dwelling District), Delcamp Property, located at 3671 Riverside Drive. (The complete text of Ordinance 07-53 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-53
- B-5**     [07-0618](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.99 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Ellis/Lawton Property, 2930 Glazier Way (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-54)
- This ordinance would change the zoning of 0.99 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Ellis/Lawton Property, located at 2930 Glazier Way. (The complete text of Ordinance 07-54 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-54
- B-6**     [07-0621](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, 3081 Dover Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-55)
- This ordinance would change the zoning of 0.35 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Fagan/Foerster Property, located at 3081 Dover Place. (The complete text of Ordinance 07-55 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-55
- B-7**     [07-0624](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, 580 Rock Creek Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-56)
- This ordinance would change the zoning of 0.30 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Faylor Property, located at 580 Rock Creek Drive. (The complete text of Ordinance 07-56 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-56
- B-8**     [07-0626](#)     An Ordinance to Amend to Chapter 55, Rezoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, 310 Huntington Drive (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-57)
- This ordinance would change the zoning of 1.0 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Gadway Property, located at 310 Huntington Drive. (The complete text of Ordinance 07-57 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-57

- B-9**     [07-0629](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.50 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, 192 Riverview Court (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-58)
- This ordinance would change the zoning of 0.50 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Johnson Property, located at 192 Riverview. (The complete text of Ordinance 07-58 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-58
- B-10**     [07-0631](#)     An Ordinance to Amend to Chapter 55, Rezoning of 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, 448 Huntington Place (CPC Recommendation: Approval - 6 Yeas and 1 Nay) (ORD-07-59)
- This ordinance would change the zoning of 0.39 Acre from TWP (Township District) to R1B (Single-Family Dwelling District), Sader/Goldstein Property, located at 448 Huntington Place. (The complete text of Ordinance 07-59 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-59
- B-11**     [07-0637](#)     An Ordinance to Amend Chapter 55, Rezoning of 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, 1400 Warrington Drive (CPC Recommendation: Approval - 7 Yeas and 0 Nays) (ORD-07-60)
- This ordinance would change the zoning of 1.18 Acres from TWP (Township District) to R1A (Single-Family Dwelling District), Schieb Property, located at 1400 Warrington Drive. (The complete text of Ordinance 07-60 is on file in the City Clerk's Office.)*
- Enactment No: ORD-07-60
- B-12**     [07-0867](#)     An Ordinance to Repeal Chapter 14, Purchasing Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Replace it with a new Chapter 14, Purchasing, Contracting and Selling Procedure of Title I of the Code of the City of Ann Arbor (Ordinance No. ORD-07-61)
- A motion was made by Councilmember Easthope, seconded by Councilmember Teall that the Ordinance be approved at first reading.**
- Enactment No: ORD-07-61
- (The complete text of Ordinance 07-61 is on file in the City Clerk's Office.)*
- A motion was made by Councilmember Easthope, seconded by Councilmember Rapundalo, that the Ordinance be postponed and brought back to City Council and by January 22, 2008. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: ORD-07-61

**C           ORDINANCE - FIRST READING**

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

*(The complete text of Ordinance ORD-08-01 is on file in the City Clerk's Office.)*

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

Enactment No: ORD-08-01

**D            MOTIONS AND RESOLUTIONS**

**D            Old Business**

None.

**DC          New Business - Council:**

None.

**DB          New Business - Boards and Commissions:**

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

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

Enactment No: R-08-009

**DS          New Business - Staff:**

- DS-1**     [07-1178](#)     Resolution to Amend an Agreement with Greeley and Hansen, LLC for the Residuals Handling Improvements Project at the Wastewater Treatment Plant, RFP No. 601 (\$133,550.00)

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

Enactment No: R-08-010

- DS-2**     [07-0868](#)     Resolution Authorizing Public Services Administrator Discretion to Revise Hours of Operation for the No Parking Tuesday Program

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

Enactment No: R-08-011

**DS-3**    [07-1213](#)

Resolution to Approve a Partnership Agreement with Community Action Network for Operation of Bryant and Northside Community Centers per RFP No.681 in the Amount of \$59,088.00 for FY 08 and a One-Year Renewal Option for \$145,000.00 for FY 09

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

Enactment No: R-08-012

**DS-4**    [07-1203](#)

Resolution Setting a Public Hearing on February 4, 2008 to Receive Public Comment on the Proposed Industrial Development District No. 2008-010

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

Enactment No: R-08-013

**DS-5**    [07-1207](#)

Resolution Authorizing Summary Publication of Ordinance No. 07-61 Repealing Chapter 14, Purchasing, Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor and Adopting a new Chapter 14, Purchasing, Contracting and Selling Procedure, of Title I of the Code of the City of Ann Arbor

**A motion was made by Councilmember Easthope, seconded by Councilmember Suarez, that the Resolution be postponed to the City Council and should be returned to City Council on January 22, 2008. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-08-014

**DS-6**    [07-1208](#)

Resolution Approving DDA Bylaw Amendments

**Councilmember Briere moved, seconded by Councilmember Lowenstein, that the Resolution be approved as presented.**

**A motion was made by Councilmember Higgins, seconded by Councilmember Suarez, that the Resolution be postponed indefinitely. On a roll call, the Mayor declared the motion carried with the vote was as follows:**

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

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

**E COMMUNICATIONS FROM THE MAYOR****E-1 [08-0006](#) Appointments - Confirmation***APPOINTMENTS APPROVED*

*Mayor Hieftje recommended the following appointments at the , 20 regular session of Council:*

*Board of Canvassers*

*William Lockwood (Democrat) Re-Appointment  
342 Rolling Meadows  
Ann Arbor, MI 48103  
Term: January 7, 2008-December 31, 2012*

*Housing & Human Services Advisory Board*

*Soni Mithani Replacing- Phyllis Englebert  
1030 Ferdon Rd.  
Ann Arbor, MI 48104  
Term: January 7, 2008- June 4, 2010*

*Human Rights Commission*

*Victor C. Turner Re-Appointment  
1219 Ardmoor Dr.  
Ann Arbor, MI 48103  
Term: January 7, 2008-October 31, 2011*

*Andre A. Wilson Replacing-Kenneth Wilson  
729 Brooks St.  
Ann Arbor, MI 4810  
Term: January 7, 2008-October 31, 2011*

*2008 City Council Committee Appointments  
Ann Arbor Public Schools Liason - Correction*

**A motion was made by Councilmember Higgins, seconded by Councilmember Suarez, that Council concur with the Appointments made by the Mayor and be approved. On a voice vote, the Mayor declared the motion carried.**

**E-2 [08-0007](#) Appointments - Nominations***REFERRED*

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

*Airport Advisory Committee*

*Raymond F. Hunter Replacing Bennie Graves  
1601 Dicken Drive  
Ann Arbor, MI 48103  
Term: January 22, 2008-January 22, 2011*



*Board of Review*

*Timothy Williams      Re-Appointment  
2630 Gladstone Ave.  
Ann Arbor, MI 48104  
Term: January 22, 2008-January 22, 2011*

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

**APPROVED***Housing & Human Services Advisory Board*

*Teresa K. Meyers Appointment- Business rep.  
2040 Norfolk St.  
Ann Arbor, MI 48103*

**Referred to the City Council due back on 1/22/2008**

**COMMUNICATIONS FROM COUNCIL***COUNCILMEMBER HIGGINS*

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

*COUNCILMEMBER KUNSELMAN*

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

**F      COMMUNICATIONS FROM CITY ADMINISTRATOR**

- F-1**      [07-1179](#)      State of Michigan 2008 Pre-Disaster Mitigation Grant Program Notice of Intent
- F-2**      [07-1210](#)      Solid Waste Regulation Amendments
- F-3**      [07-1209](#)      DDA Funds Purchase Sidewalk Recycling Containers

**G      COMMUNICATIONS FROM CITY ATTORNEY**

*None.*

**H & I      CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS**

**H The following communications were referred as indicated:****Passed on consent agenda**

*Received and Filed*

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

- H-1**    [07-1196](#)    Michigan Department of Environment Quality-LWMD Public Notice Postings - cc: Systems Planning Unit
- H-2**    [07-1217](#)    Communication from Duncan Ogilvie of Miller Canfield regarding notice of intent to establish the Broadway Village at Lowertown Condominium project - cc Planning and Development Services
- H-3**    [07-1218](#)    Communication from W.A.T.S. regarding their monthly update of The Vehicle - File
- H-4**    [07-1219](#)    Communication from Comcast regarding rate increases effective February 2008 - cc CTN
- H-5**    [07-1221](#)    Communication from Peggy A. Kusnerz regarding Lower Burns Park Neighborhood Resolution R-07-489 - File
- H-6**    [07-1226](#)    Communication from McKinley regarding their November 2007 Newsletter, Vol. 1, Issue 3 - File
- H-7**    [07-1220](#)    Communication from Robert Aldrich regarding a request to establish an Industrial Development District for 1000 Oakbrook Dr. and 2727 S. State St. - cc City Assessor
- H-8**    [07-1222](#)    Communication from Transwestern Investment Company regarding support of request by ProQuest to establish an Industrial Development District - cc City Assessor
- H-9**    [07-1223](#)    Communication from the Department of Labor & Economic Growth regarding a complaint letter received from Mr. Fritz Crisler - Planning and Development Services
- H-10**   [07-1224](#)    Communications from Comcast regarding Public Education and Government (PEG) channel location changes clarification and notice update and the addition of new cable channels - CTN
- H-11**   [07-1225](#)    Communication from S.E.M.C.O.G. regarding their Regional Update bi-weekly publication, Vol. 12, No. 25, dated December 3, 2007 - File
- H-12**   [08-0005](#)    Communications from Jose Lopez-Hough and Carolyn and Raymond Hough

protesting the housing complex on South Maple Road

**I The following minutes were received for file:**

**Passed on consent agenda**

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

- I-1 [07-0884](#) Ann Arbor Energy Commission Meeting Minutes - November 13, 2007
- I-2 [07-1212](#) Council Ad-Hoc Liquor Committee - October 29, 2007
- I-3 [07-1215](#) Board of Review Minutes - December 11, 2007
- I-4 [07-1216](#) Ann Arbor Transportation Authority Board Minutes - November 14, 2007
- I-5 [07-1229](#) City Election Commission - October 15, 2007

**Passed on consent agenda**

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

- [07-1197](#) Board of Review Minutes - December 11, 2007

**PUBLIC COMMENT - GENERAL (3 MINUTES EACH)**

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

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

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

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

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

**Nays:** 0

**Meeting Reconvened**

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

**Agenda Reconsidered**

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

**C - ORDINANCES - FIRST READING**

**C-2**     [08-0008](#)     An Ordinance to Amend Section 10:1a of Chapter 126 (Traffic) of Title X of the Code of the City of Ann Arbor

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

Enactment No: ORD-08-02

**ADJOURNMENT**

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

**COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:**

**LIVE: MONDAY, JANUARY 7, 2008**

**REPLAYS: TUESDAY, JANUARY 8, 2008, 10:00 A.M. AND FRIDAY JANUARY 11, 2008, 7:30 P.M.**

**REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE**

**Persons with disabilities are encouraged to participate. Accommodations, including sign language interpreters, may be arranged by contacting the City Clerk's Office by telephone at 994-2725 or by written request addressed to the City Clerk's Office, 100 N. Fifth Ave., Ann Arbor, MI 48104, at least 24 hours in advance.**

**Jacqueline Beaudry**  
Clerk of the Council

**Anissa R. Bowden**  
Recording Secretary

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