

Ann Arbor City Council Session: January 3, 2011
Email Redactions List Pursuant to Council Resolution R-09-386

Received Time	Sent Time	To	From	CC	Redactions	Reason for Redaction
7:26 PM	7:25 PM	Hietfle, John	Behnke, Zoe		Email address	Privacy
7:26 PM	7:26 PM	Hietfle, John; Kunselman, Stephen; Taylor, Christopher	McConnell, Joseph		Email address and property address	Privacy
7:31 PM	7:31 PM	Taylor, Christopher	Schatzione		Email address and property address	Privacy
7:58 PM	7:58 PM	wbwc@googlegroups.com	wbwc@googlegroups on behalf of Ken Freeman		Email addresses	Privacy
9:50 PM	9:50 PM	Hietfle, John	Collins, Benjamin		Email address	Privacy
10:34 PM	10:24 PM	Police; prosecutmackie@washtenaw.org; Jones, Barnett; Hohnke, Carste; Taylor, Christopher; Dav asking@annarborchronicle.com; Hietfle, John; Seto, John; Larcom, Kristen; Anglin, Mike; Fales, Mary Joan; Higgins, Marcia; Rankin, Michael; Bush, Renee; West, Robert; Briere, Sabra; Kunselman, Stephen; Smith@a2gov.org; Postema, Stephen; Rapundalo, Stephen; Turner-Tolbert, Lisha; Derezniski, Tony; TIPS	Bethatna, Pamela	Poehatna; Rbehatna; Rrebeccak	Email addresses and property address	Privacy

Greens hields, Rachel

From: Z Behnke [REDACTED]
Sent: Monday, January 03, 2011 7:25 PM
To: Heiftje, John
Subject: Invitation to Liberty Awakes in Washtenaw County-When Women Won the Vote Exhibit
Attachments: Liberty Awakes In Washtenaw County-Invitation.doc

Dear Mayor Heiftje:

On behalf of the League of Women Voters, I would like to invite you to our opening celebration of the founding of the woman suffrage movement in Washtenaw County. The exhibit will highlight the women and men in Ann Arbor and Ypsilanti who worked for woman suffrage.

The exhibit starts on January 8th and will close on February 27th. The opening celebration is on January 16th.

Please see invitation for details.

Thank you.

Zoe Behnke
League of Women Voters-Ann Arbor Area

***Liberty Awakes In Washtenaw County:
When Women Won the Vote***

You are cordially invited to an

Opening Celebration

Sunday, January 16, 2011

1:00-3:00 p.m.

Museum on Main Street

500 N. Main St., Ann Arbor

Ann Arbor, MI 48103

Sponsored by:

The League of Women Voters-Ann Arbor Area

The Washtenaw County Historical Society

A2Ethics.org

Greenshields, Rachel

From: Joseph McConnell [REDACTED]
Sent: Monday, January 03, 2011 7:26 PM
To: Hieftje, John; Kunselman, Stephen; Taylor, Christopher (Council)
Subject: Stadium bridge date-for-a-date

A question I've always found it useful to ask in project management; is there a date on which the city will have a date for the start of repairs? I realize a date for completion is unreasonable, but do even know when we plan to know when we'll start?

Greenshields, Rachel

From: Schatzione [REDACTED]
Sent: Monday, January 03, 2011 7:31 PM
To: Taylor, Christopher (Council)
Subject: Re: Independence Blvd. 2001 Speed Humps

Christopher,

Thank you for taking the time to check on this issue and getting back to me. It sounds like great news!

Thank you again,
Mrs. Anni Koziol

In a message dated 1/3/2011 10:28:09 A.M. Eastern Standard Time, CTaylor@a2gov.org writes:

Thanks so much Pat/Beverly.

I really appreciate the swift follow-up.

Best,

Christopher
Christopher Taylor
Member, Ann Arbor City Council (Third Ward)
734-506-8770 (m)
734-213-3605 (w)
734-213-6223 (h)

From: Cawley, Patrick
Sent: Mon 1/3/2011 10:18 AM
To: Selvig, Beverly J; Taylor, Christopher (Council)
Cc: McCormick, Sue; Harrison, Venita; Dempkowski, Angela A; Fraser, Roger; Hieftje, John; Pirooz, Homayoon
Subject: RE: Independence Blvd. 2001 Speed Humps

Christopher

The Independence project is next in the queue. It is a little bit larger project and the plan is to construct it using the balance of FY 11 funds and FY 12 funds. It will be constructed through resurfacing and a portion would be built in June and the rest in July or later.

I would submit a resolution on same agenda as the annual resurfacing project, likely in March and request funding from the anticipated FY12 budget. The project cost will depend on the bid prices from resurfacing but I would estimate the project to be around \$20,000.

Thanks
Pat

-----Original Message-----

From: Selvig, Beverly J
Sent: Monday, January 03, 2011 8:46 AM
To: Taylor, Christopher (Council); Cawley, Patrick
Cc: McCormick, Sue; Harrison, Venita; Dempkowski, Angela A; Fraser, Roger; Hieftje, John
Subject: RE: Independence Blvd. 2001 Speed Humps

I'll ask Pat to provide the schedule of when the resolution is anticipated to be placed on the agenda for Council, as well as when construction of this project is planned. Since my reassignment in July to Field Ops I'm no longer involved in Traffic Calming details. Sorry to pass the buck to Pat. And, yes, I had a wonderful holiday and hope you did, too!! B --- Beverly

-----Original Message-----

From: Taylor, Christopher (Council)
Sent: Sunday, January 02, 2011 7:31 PM
To: Selvig, Beverly J
Cc: McCormick, Sue; Harrison, Venita; Dempkowski, Angela A; Fraser, Roger; Hieftje, John
Subject: FW: Independence Blvd. 2001 Speed Humps

Hi Beverly,

I hope you had a great holiday. Can you please provide me with a schedule for the Independence project?

Many thanks, as ever,

Christopher

Christopher Taylor
Member, Ann Arbor City Council (Third Ward)
734-506-8770 (m)
734-213-3605 (w)
734-213-6223 (h)

-----Original Message-----

From: Schatzione [REDACTED] [mailto:Schatzione \[REDACTED\]](mailto:Schatzione [REDACTED])
Sent: Sun 1/2/2011 2:45 PM
To: Taylor, Christopher (Council)
Subject: Independence Blvd. 2001 Speed Humps

Hello Christopher,

We finally have all the paper work done and are next in line for speed humps on Independence Blvd. We were told last year that they would start work in June/July.

I'm hoping that the money will still be there. I would appreciate any influence that you might have in City Council to make sure that we are not forgotten. It has taken us over 16 years of very hard work to finally get it passed and approved.

Our street is a major cut through from Washtenaw Ave and Packard Street and we need something done before someone gets killed.

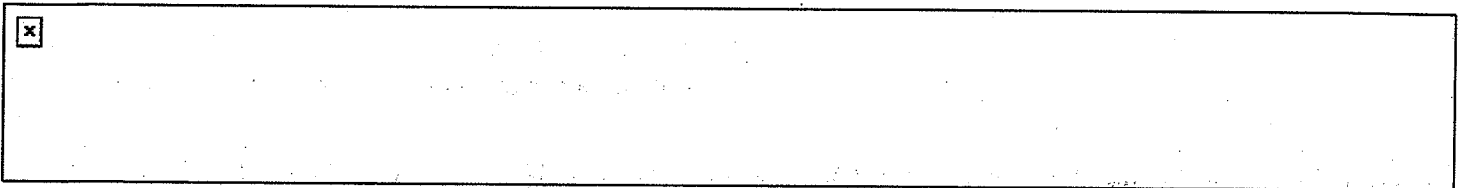
Thank you.
Mrs. Anni Koziol
[REDACTED]

Greenshields, Rachel

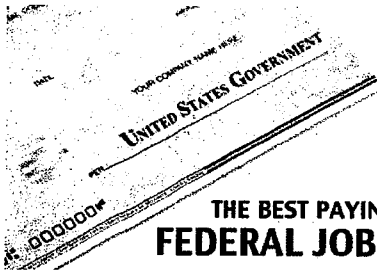
From: Congress.org [congressorg@capwiz.com]
Sent: Monday, January 03, 2011 7:40 PM
To: Hieftje, John
Subject: Top Stories from 2010 and What's Next

Get informed, get involved
Congress.org
This Week in Congress

January 03, 2011



Our Top Stories from 2010



THE BEST PAYING FEDERAL JOBS

1. The Five Best-Paying Government Jobs: How well do

the best-paid federal employees do? We looked at the top five jobs.

2. The Five Worst Government Websites: Which government agencies are doing the worst job online? We talked to D.C. web designers.

3. The Five Best Government Websites: Which government agencies have mastered the Internet? D.C. web designers helped us pick.

4. Obama's Tips for the Tea Parties: President Obama knows a thing or two about community organizing. Here's what he'd tell tea partiers.

5. D.C. Decoder: Writing to Congress: Veteran Washington journalist Craig Crawford takes you through the steps to write to Congress effectively.

Get on Your Soapbox

Want to make your voice heard concerning issues important to you? Get on your soapbox and make it happen! Our Soapbox feature allows you to give exposure to your issue and lets other Congress.org users take action on the alerts you create. Registered users are now allowed four free soapbox alerts per month!

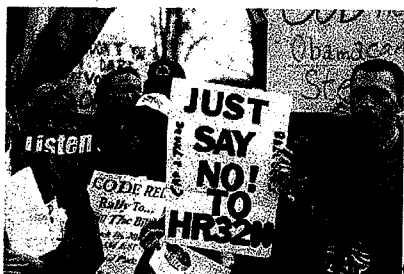
Track Your Lawmakers

Want to track votes cast by your Members of Congress? [Sign up](#) for our regular MegaVote newsletter.

Signed, Sealed, Hand-Delivered!

Did you know that you can have your

Five Trends in Activism from 2010



Grassroots pressure had a clear impact on Capitol Hill in

2010.

The tea parties stirred up anti-government sentiment that led to several incumbents losing their seats in midterm elections.

Liberal groups upset with President Barack Obama crashed the White House phone lines, sending a clear message of disenchantment.

And smaller groups used creative tactics to get the attention of those in power, leading in one case to the repeal of Don't Ask Don't Tell.

[Read about five trends in activism in 2010.](#)

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Notable Bills of 2010



Midterm elections and partisan gridlock didn't stop the 111th

message hand-delivered to the door of your Members of Congress? For a small fee, we can give your letter "Extra Impact" to help make your voice heard. Select that option when filling out your message on any topic.

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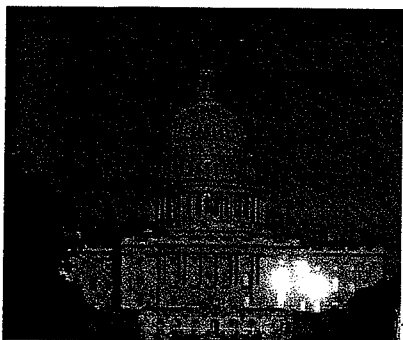
Congress from passing major bills this year.

Despite losing the Senate supermajority early on, Democrats made landmark changes to the nation's health care and financial industries.

After a summertime lull in anticipation of elections, even the final days of the lame-duck session were unusually eventful. Congress passed a series of important bills related to the military, agriculture and taxes.

[Read about the most notable bills of 2010.](#)

Top Issues for the 112th Congress



It's not just the rules that are changing on Capitol Hill. The 112th Congress will be a whole new ball game.

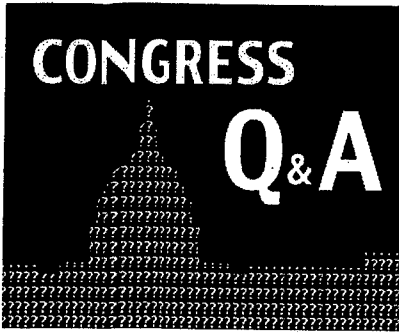
With Republicans controlling the House and Democrats the Senate, it's unclear how much legislation will actually pass.

"Congress will be more an arena for staging disagreements leading up to the 2012 elections than for enacting new law," Thomas E. Mann, senior fellow at the centrist Brookings Institution, predicted.

Still, there are a few issues Congress will likely tackle.

[Read about the top issues for the 112th Congress.](#)

Congress Q&A: Government Employees



This week researcher Frances Symes answered a reader's question about the federal budget:

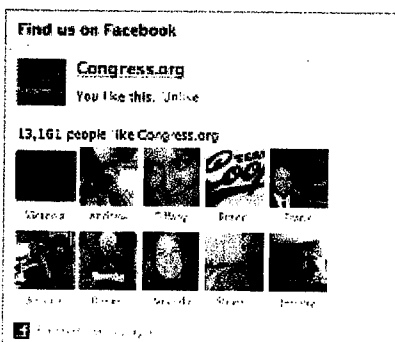
What percentage of the federal budget is made up of salaries and benefits for government employees? — N.H. Jansen

If you have a question you'd like answered, e-mail editor@congress.org.

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Last month, Congress.org added its 14,000th fan on Facebook.

Our community of users gets the latest news on Congress and national activism every time they log in to the world's most popular social networking site.

They can also write Members of Congress on the issue of the week through our new "Tell Congress" feature — in less than a minute.

So what are you waiting for? Go to facebook.com/congressorg and click the "Like" button" today!

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Washington, DC 20001

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[Contact us](#)

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Greenshields, Rachel

From: wbwc@googlegroups.com on behalf of Ken Freeman [REDACTED]
Sent: Monday, January 03, 2011 7:58 PM
To: wbwc@googlegroups.com
Subject: Re: [WBWC] Confessions of a Recovering Engineer

I for one do not appreciate the characterization nor see the humor. It is rather a cutesy attempt to be pejorative. Not all engineering is done this way, even if some of it may have been. I truly doubt that any experienced engineer with an independent brain cell or two slavishly believes that simply following an absurd standard guarantees safety, or perceives residential street safety as strictly determined by considerations of vehicular traffic throughput.

Did this happen? When and where? Was it an isolated occurrence? Why did it happen? Was it reversed before the construction was done? Can it happen now? Can cycling be part of affecting it? Those are the questions LMB should be considering, not promoting such stuff.

Rather than indulge in bashing such as this or snicker at the sidelines, one should look at one of the more common national guidelines (not a standard, requirement, or specification), the AASHTO Green Book and attempt to evaluate if this story is true today. This document covers a very wide range of road usage levels, and does not mix up fast urban arterials with local level streets. It covers all of these levels, but provides differing guidance and recommendation for each one. And, it is very influential, underlying the mandatory standards at least for arterial and Interstate design in several states where I've investigated, including Michigan and Illinois.

I don't think LMB should be so ready to toss off an entire profession. A lot of us ride bikes and would commute on them if it were practical, and some have even provided LMB with funding.

I'm not sure how this method of publicizing makes for "Strong Towns."

On Mon, Jan 3, 2011 at 5:11 PM, John Lindenmayer [REDACTED] > wrote:
Have you seen the video that goes with this...pretty funny!

<http://michigancompletestreets.wordpress.com/2010/12/15/conversation-with-an-engineer/>

--
John Lindenmayer
Associate Director
League of Michigan Bicyclists
(517) 334-9100
416 S. Cedar St, Suite A
Lansing, MI 48912

www.LMB.org
Facebook: <http://facebook.com/LeagueofMichiganBicyclists>
Twitter: <http://twitter.com/mibicyclists>

Michigan Bicycle Summit: March 25 & 26, 2011

On 12/26/10December26 Dec 26, 9:37 AM, "Jim Rees" [REDACTED] wrote:

> I found this story quite interesting. It helps explain why our streets are
> designed in such a dysfunctional way, and why it's so hard to get the City
> of Ann Arbor to make any helpful changes.
>
> <http://www.strongtowns.org/journal/2010/11/22/confessions-of-a-recovering-engineer.html>
>
> "After graduating from college with a civil engineering degree, I found
> myself working in my home town for a local engineering firm doing mostly
> municipal engineering (roads, sewer pipe, water pipe, stormwater). A fair
> percentage of my time was spent convincing people that, when it came to
> their road, I knew more than they did."

--
You received this message because you are subscribed to the Google Groups "Washtenaw Bicycling and Walking Coalition" group.

To post to this group, send email to wbwc@googlegroups.com.

To unsubscribe from this group, send email to wbwc+unsubscribe@googlegroups.com.

For more options, visit this group at <http://groups.google.com/group/wbwc?hl=en>.

--
Ken Freeman
Ann Arbor, MI USA

--
You received this message because you are subscribed to the Google Groups "Washtenaw Bicycling and Walking Coalition" group.

To post to this group, send email to wbwc@googlegroups.com.

To unsubscribe from this group, send email to wbwc+unsubscribe@googlegroups.com.

For more options, visit this group at <http://groups.google.com/group/wbwc?hl=en>.

Greens hields, Rachel

From: Ryan Stanton [stant1rj@gmail.com]
Sent: Monday, January 03, 2011 8:07 PM
To: Sabra Briere; Briere, Sabra
Subject: Can I get a copy?

--
Ryan J. Stanton
AnnArbor.com digital journalist
734.623.2529 (work)
989.220.6764 (cell)
734.956.0584 (google voice)
wherelightstandsstill.blogspot.com
twitter.com/ryanjstanton
facebook.com/ryanjstanton

Greenshields, Rachel

From: Briere, Sabra
Sent: Monday, January 03, 2011 8:07 PM
To: *City Council Members (All)
Subject: FW: medical marijuana amendments and redline
Attachments: AN ORDINANCE TO ADD A NEW CHAPTER 71 TO TITLE VI.doc

Sabra Briere
First Ward Council member
995-3518 (home)
734-714-2237 (work)

From: Briere, Sabra
Sent: Monday, January 03, 2011 6:19 PM
To: Briere, Sabra
Subject: medical marijuana amendments and redline

Sabra Briere
First Ward Councilmember
(734)995-3518 (home)
(734)277-6578 (cell)

AN ORDINANCE TO ADD A NEW CHAPTER 71 TO TITLE VI (FOOD AND HEALTH) OF THE CODE OF THE CITY OF ANN ARBOR.

The City of Ann Arbor Ordains:

Section 1. That a new Chapter 71 be added to Title VI of the Code of the City of Ann Arbor to read as follows:

CHAPTER 71. MEDICAL MARIJUANA BUSINESS LICENSES FOR CULTIVATION FACILITIES AND DISPENSARIES AND ~~MEDICAL MARIJUANA HOME OCCUPATION LICENSES~~

6:413. Legislative Intent.

The City intends to license and regulate medical marijuana cultivation facilities, or dispensaries, ~~and home occupations~~ to the extent they are permitted under the Michigan Medical Marijuana Act. The City does not intend that licensing and regulation under this chapter be construed as a finding that such businesses are legal under state or federal law. Although some specific uses of medical marijuana are allowed by the Michigan Medical Marijuana Act, marijuana continues to be classified as a Schedule 1 controlled substance under federal law making it unlawful under federal law to use, manufacture, distribute, or dispense marijuana, or to possess it with intent to manufacture, distribute, or dispense. By requiring a license and compliance with requirements as provided in this chapter, the City intends to protect to the extent possible the public health, safety and welfare of the residents of and visitors to the City, including but not limited to medical marijuana patients, from harm that may result from the activities of persons who unilaterally or on the advice of their own attorney determine that they may legally operate a medical marijuana cultivation facility, or dispensary, ~~or home occupation~~.

6:414. Definitions.

(a) All words and phrases used in this chapter shall have the same meaning as defined in Chapter 55 (Zoning), Section 5:50.1 (Regulations Concerning Medical Marijuana).

(b) *Cultivation facility* means a medical marijuana cultivation facility

(c) *Dispensary* means a medical marijuana dispensary

~~(d) *Home Occupation* means a medical marijuana home occupation~~

(e) *Physician* means an individual licensed as a physician under Part 170 of the public health code, 1978 PA 368, MCL 333.17001 to 333.17084, or an osteopathic physician under Part 175 of the public health code.

6:415. License Required, Number of Licenses Available, Eligibility.

~~(1) (1)~~ No person shall operate a cultivation facility, or dispensary, ~~or home occupation~~ at a location for which an annual license as provided for in this chapter has not been issued.

~~(2)~~ A cultivation facility, or dispensary, ~~or home occupation~~ shall not be eligible for a license if any person required under this chapter to be named on the application has been convicted of a

~~misdemeanor involving any controlled substance or any felony under Michigan law, or the law of any other state or the United States.~~

(3) The license requirement in this chapter applies to all cultivation facilities, and dispensaries, or home occupations that exist on the effective date of this chapter or are established after the effective date of this chapter.

~~(4) There shall be no more than fifteen (15) licenses total made available for cultivation facilities and dispensaries and no limit on the number of licenses available for home occupations.~~
The first year's licenses shall be capped at a number 10% higher than the facility licenses applied for in the first 60 days. Any license terminated during the license year returns to the City for reissuance.

(5) The license requirement set forth in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state or local law.

(6) The issuance of any license pursuant to this chapter does not create an exception, defense or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution or possession of marijuana.

(7) The City Council will establish a licensing board to consist of three members of Council, one physician, one medical marijuana caregiver; these are Mayoral appointments. The Board will annually review the licensing criteria, establish the license fee structure, and recommend approval of license applications. Any changes to the number or requirements for licensing will derive from recommendations from this committee and be made to City Council for their approval.

6:416. General Provisions.

(1) No license issued under this chapter may be transferred or assigned, and no license is valid for any location other than the location specified in the license.

(2) A cultivation facility or dispensary license issued by the City under this chapter, including the name and contact information for the owner(s) and business manager(s), shall be conspicuously posted in the cultivation facility or dispensary where it is easily open to public view.

(3) Acceptance of a license from the City under this chapter constitutes consent by the licensee, owners, managers and employees to permit the city administrator or designee to conduct routine inspections of the licensed cultivation facility, dispensary, or home occupation to ensure compliance with this chapter.

6:417. Application for and Issuance of New Annual License or Renewal of Existing License for Medical Marijuana Dispensaries and Medical Marijuana Cultivation Facilities.

(1) A dispensary or cultivation facility that commenced operation prior to passage of the moratorium by City Council on August 5, 2010, shall have until sixty (60) days after the effective date of this chapter to submit an application for a new annual license. No other applications will be accepted by the City until seventy-five (75) days after the effective date of this chapter. The cultivation facility or dispensary may continue to operate pending final action on the application unless the Building Official determines that it must be closed for safety reasons. Within 60 days after an application is denied, the cultivation facility or

dispensary shall discontinue all operation unless the Building Official determines it must be closed sooner for safety reasons.

(2) An application for a new annual license or the renewal of an existing license for a cultivation facility or dispensary, shall be submitted to the City Clerk on a form provided by the City, which shall fulfill all of the requirements indicated on the form, including but not limited to:

(a) If the cultivation facility or dispensary commenced operation prior to passage of the moratorium by City Council on August 5, 2010, then proof of the date on which cultivation facility or dispensary commenced operation shall be provided.

(b) The address of the cultivation facility or dispensary and any other contact information requested on the application form.

(c) The name and address of all owner of the real property where the cultivation facility or dispensary is located.

(d) Name, street address, and other contact information of all owners of the dispensary or cultivation facility and, if the owner is a corporation, limited liability company, partnership, or sole proprietor with an assumed name, of all directors, officers, members, partners, and individuals, all of whom are considered collectively to be the applicant for the license.

(e) Name and address of all business managers

(f) Name and address of all physicians who will render services on the premises of the cultivation facility or dispensary.

(g) A signed release on a form included with the application form permitting the Ann Arbor Police Department to perform a criminal background check to ascertain whether any person named on the application has been convicted of a ~~misdemeanor involving any controlled substance or any felony~~ under Michigan law, or the law of any other state or the United

~~(h)~~(g) Proof of applicant's ownership or legal possession of the premises and, if the applicant does not own the premises, the signatures of all owners on the application indicating that the owners support issuance of a license.

~~(i)~~(h) A valid and current certificate of occupancy issued by the Building Official after all necessary inspections have been conducted, which may include but are not limited to electrical inspection, plumbing inspection, and mechanical inspection.

~~(j)~~(i) A description of the products and services to be provided

~~(k)~~(j) Proof that a sign measuring at least twenty-four (24) inches wide and at least eight (8) inches high has been installed in a location visible to all persons entering the premises that reads as follows:

**THE MICHIGAN MEDICAL MARIHUANA ACT ACKNOWLEDGES THAT "
ALTHOUGH FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT
UNDER VERY LIMITED CIRCUMSTANCES, STATES ARE NOT REQUIRED TO ENFORCE**

FEDERAL LAW OR PROSECUTE PEOPLE FOR ENGAGING IN ACTIVITIES PROHIBITED BY FEDERAL LAW. THE LAWS OF ALASKA, CALIFORNIA, COLORADO, HAWAII, MAINE, MONTANA, NEVADA, NEW MEXICO, OREGON, VERMONT, RHODE ISLAND, AND WASHINGTON DO NOT PENALIZE THE MEDICAL USE AND CULTIVATION OF MARIHUANA. MICHIGAN JOINS IN THIS EFFORT FOR THE HEALTH AND WELFARE OF ITS CITIZENS. FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT UNDER VERY LIMITED CIRCUMSTANCES.” SEE, MCL 333.26422(c). IF YOU HAVE ANY QUESTIONS OR CONCERNS PLEASE CONSULT WITH YOUR ATTORNEY.

(~~lk~~) Proof that the following security measures have been installed on the premises

(i) security cameras to monitor all areas of the licensed premises where persons may gain or attempt to gain access to marijuana or cash. Recordings from security cameras shall be maintained for a minimum of seventy-two hours in a secure off-site location.

(ii) A safe for overnight storage of any processed marijuana and cash on the premises, with the safe being incorporated into the building structure or securely attached thereto.

(iii) A monitored alarm system.

(~~ml~~) For medical marijuana cultivation facilities, a certificate signed by a qualified professional indicating that equipment necessary to handle heating, ventilation, and air balance requirements has been installed to prevent the growth of harmful mold or other conditions harmful to individuals inside the facility.

(~~nm~~) The application fee, which shall be determined by resolution of the City Council

(3) Approval of Application. The city administrator or designee ~~may~~ shall issue a license for a cultivation facility or dispensary if inspections for safety and zoning compliance, criminal history background checks of all persons named on the application, and all other information available to the City verify that the applicant has submitted a full and complete application, has made improvements to the business location consistent with the application and is prepared to operate the business with owners and managers as set forth in the application, all in compliance with this Code and any other applicable law, rule or regulation. The city administrator or designee will deny any application that does not meet the requirements of this chapter or any other applicable law, rule or regulation or that contains any false or incomplete information.

~~6:418. Application for and Issuance of New Annual License or Renewal of Existing License for Medical Marijuana Home Occupations.~~

(1) ~~An application for a new annual home occupation license or the renewal of an existing home occupation license shall be submitted to the City Clerk on a form provided by the City, which shall fulfill all of the requirements indicated on the form, including not limited to:~~

~~(a) Name and contact information of the applicant for the license, who must be a legal residential occupant of the premises, and of all owners of the single-family dwelling.~~

~~(b) Proof that the applicant is authorized as a caregiver under state law~~

~~(c) The number of plants that the applicant will cultivate on the premises~~

~~(d) Proof of applicant's ownership or legal possession of the premises and, if the applicant does not own the premises, the signatures of all owners on the application indicating that the owners support issuance of a license.~~

~~(e) A signed release on a form, which is part of the application package, authorizing and requesting the Ann Arbor Police Department to perform a criminal background check to ascertain whether the applicant and all owners named on the application has been convicted of a misdemeanor involving any controlled substance or any felony under Michigan law, or the law of any other state or the United States.~~

~~(f) For home occupations in which more than twenty-four (24) plants are or will be cultivated, only, a routine safety inspection by the Building Official, and if required by the Building Official after conducting the inspection, a certificate signed by a qualified professional indicating that equipment necessary to handle heating, ventilation, and air balance requirements has been installed to prevent the growth of harmful mold or other conditions harmful to individuals inside the dwelling.~~

~~(g) The application fee, which shall be determined by resolution of the City Council~~

~~(2) Approval of Application. The city administrator or designee may issue a home occupation license if the inspections for safety (if required) and zoning compliance, criminal history background checks of all persons named on the application, and all other information available to the City verify that the applicant has submitted a full and complete application and is prepared to operate the home occupation as set forth in the application, all in compliance with this Code and any other applicable law, rule or regulation. The city administrator or designee will deny any application that does not meet the requirements of this chapter or any other applicable law, rule or regulation or that contains any false or incomplete information.~~

6:419. Conduct of Business at Cultivation Facility or Dispensary and Operation of Home Occupation.

(1) All marijuana in any form kept at the location of the cultivation facility, dispensary, or home occupation shall be kept within an enclosed, secured building and shall not be visible from any location outside of the building.

(2) Cultivation facilities and dispensaries shall be closed for business, and no sale or other distribution of marijuana in any form shall occur upon the premises or be delivered from the premises, between the hours of 9:00 p.m. and 7:00 a.m.

(3) No more marijuana than is permitted under the Michigan Medical Marijuana Act shall be kept on the premises of a cultivation facility, dispensary, or home occupation.

(4) All marijuana delivered to a patient shall be packaged and labeled as provided in this chapter. The label shall include:

- ~~(a) the name of the person to whom it is being delivered~~
- ~~(b) the name of the business delivering the marijuana~~
- ~~(c) that the package contains marijuana~~
- ~~(d) the date of delivery, weight, type of marijuana and dollar amount or other consideration of being exchanged in the transaction; and,~~
- ~~(e) the warning that~~

THIS PRODUCT IS MANUFACTURED WITHOUT ANY REGULATORY OVERSIGHT FOR HEALTH, SAFETY OR EFFICACY. THERE MAY BE HEALTH RISKS ASSOCIATED WITH THE INGESTION OR USE OF THIS PRODUCT.

(5) A cultivation facility, ~~or dispensary, or individual licensed to conduct a home occupation~~ shall report all criminal activities to the Ann Arbor Police Department immediately upon discovery.

(6) No person shall fail to consent to the entry into a cultivation facility, ~~or dispensary, or home occupation~~ by the Building Official and zoning inspectors for the purpose of inspection to determine compliance with this chapter pursuant to a notice posted in a conspicuous place on the premises two (2) or more days before the date of the inspection or sent by first class mail to the address of the premises four (4) or more calendar days before the date of the inspection.

(7) No person shall fail to maintain all security measures required in this chapter in good working order or fail to keep the premises monitored and secured twenty-four hours per day.

(8) All marijuana in any form provided to patients at or by a dispensary, cultivation facility, or home occupation, shall have been cultivated, manufactured, and packaged in the state of Michigan.

(9) A cultivation facility, dispensary, or home occupation shall keep records of the persons from whom they received marijuana in any form, and shall make the records available to the City for review upon request.

6:420. Prohibited Acts.

It shall be unlawful for any person to:

(a) Violate any provision of this chapter or any condition of an approval granted pursuant to this chapter.

(b) Produce, distribute or possess more medical marijuana than allowed by any applicable law.

(c) Produce, distribute or possess medical marijuana in violation of this chapter or any other applicable law.

(d) Make any changes or allow any changes to be made to the cultivation facility ~~or dispensary, or home occupation~~ as represented in the application or to the structure or location at which the business is operating without applying for and being issued a new license.

6:421. License Revocation.

A license issued under this chapter may be suspended or revoked for any of the following violations:

(1) Conviction of any person required to be named on the application of the license of any provision of this chapter;

(2) Misrepresentation or omission of any material fact, or false or misleading information, on the application, or any other information provided to the City related to the medical marijuana business;

(3) Conviction of any person required to be named on the application of a crime which, if occurring prior to submittal of the application, could have been cause for denial of the license application;

(4) Allowing distribution of medical marijuana, including but not limited to delivery to a patient, in violation of this chapter or any other applicable law, rule or regulation;

(5) Allowing the operation of a cultivation facility ~~or~~ dispensary, ~~or home occupation~~ in violation of the specifications of the license application, any conditions of approval by the City or any other applicable law, rule or regulation.

(6) Temporary or permanent closure, or other sanction of the business, by the City, or by the County or State Public Health Department or other governmental entity with jurisdiction, for failure to comply with health and safety provisions of this chapter or otherwise applicable to the business or any other applicable law.

6:422. Revocation Not Exclusive Penalty.

Nothing in this chapter shall be deemed to prohibit the city administrator or designee from imposing other penalties authorized by this code or other ordinance of the city, including filing a complaint in a court of competent jurisdiction.

Section 2. The ~~City Council~~ medical marijuana licensing board shall review the operation of the provisions of this section and recommend changes, if any, ~~that to City Council deems that the board deems~~ appropriate on or before January 31, 2012, or such other date as Council may set by resolution.

Section 3. That this Ordinance shall take effect on the tenth day following legal publication.

Amendment 1

Remove 6:418 in its entirety. Replace all references to cultivation facilities, dispensaries, and/or home occupations with the phrase "cultivation facilities or dispensaries".

Amendment 2

In 6:415., subsection 4, substitute

(4) The first year's licenses shall be capped at a number 10% higher than the facility licenses applied for in the first 60 days. Any license terminated during the license year returns to the City for reissuance.

And insert a new section

(7) The City Council will establish a licensing board to consist of three members of Council, one physician, one medical marijuana caregiver; these are Mayoral appointments. The Board will annually review the licensing criteria, establish the license fee structure, and recommend approval of license applications. Any changes to the number or requirements for licensing will derive from recommendations from this committee and be made to City Council for their approval.

Replace Section 2 with a new Section 2 (last page) that reads

Section 2. The medical marijuana licensing board shall review the operation of the provisions of this section and recommend changes, if any, to City Council that the board deems appropriate on or before January 31, 2012, or such other date as Council may set by resolution.

Amendment 3

In 6:415., subsection 2, remove reference to misdemeanor involving a controlled substance. Remove this phrase also from 6:417, subsection 2(g).

Amendment 4

In 6:417, subsection 2(k), insert complete language from MMC 333.26422(c), to wit.:

THE MICHIGAN MEDICAL MARIHUANA ACT ACKNOWLEDGES THAT "ALTHOUGH FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT UNDER VERY LIMITED CIRCUMSTANCES, STATES ARE NOT REQUIRED TO ENFORCE FEDERAL LAW OR PROSECUTE PEOPLE FOR ENGAGING IN ACTIVITIES PROHIBITED BY FEDERAL LAW. THE LAWS OF ALASKA, CALIFORNIA, COLORADO, HAWAII, MAINE, MONTANA, NEVADA, NEW MEXICO, OREGON, VERMONT, RHODE ISLAND, AND WASHINGTON DO NOT PENALIZE THE MEDICAL USE AND CULTIVATION OF MARIHUANA. MICHIGAN JOINS IN THIS EFFORT FOR THE HEALTH AND WELFARE OF ITS CITIZENS." SEE, MCL 333.26422(c). IF YOU HAVE ANY QUESTIONS OR CONCERNS PLEASE CONSULT WITH YOUR ATTORNEY.

Amendment 5

In section 6:417, subsection 3, line 1: replace 'may' with 'shall'.

Amendment 6

In 6:419, remove subsection 4(a) and delete reference in subsection 4(d) to the value of the marijuana on the package label.

1

Greens hields, Rachel

From: Riverside Arts Center [Riverside_Arts_Center@mail.vresp.com]
Sent: Monday, January 03, 2011 8:10 PM
To: Hieftje, John
Subject: In the Gallery - January Exhibit

"Four Seasons" Exhibit

Riverside Arts Center
76 N Huron Street
Ypsilanti, MI 48197

Jan 6 - 29, 2011



Four Seasons

Gallery Hours: Thurs - Sat: 3:00 - 8:00 pm; Sun: 1:30 - 4:00 pm

Riverside Arts Center
January 6 - 29, 2011
Artist Reception: Jan 8, 5-7pm

The Artists:

Cathy Barry, Barbara Bushey, Deborah Campbell, Sharon Fay, Angelis Jackowski, Anne Kirby

Rubin, Catherine Shinnick, Kristine Stewart,
Nora Venturelli, Nancy Wolfe, Amy Yamasaki

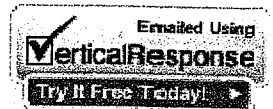
Gallery Hours:
Thursday - Saturday: 3-8pm Sunday: 1:30-4pm
Open and Free to the Public

Riverside Arts Center
76 N Huron Street
Ypsilanti, MI 48197
734-480-ARTS (2787) www.riversidearts.org

If you no longer wish to receive these emails, please reply to this message with "Unsubscribe" in the subject line or simply click on the following link: [Unsubscribe](#)

Riverside Arts Center
76 N Huron Street
Ypsilanti, MI 48197

[Read the VerticalResponse marketing policy.](#)



Greens hields, Rachel

From: Briere, Sabra
Sent: Monday, January 03, 2011 8:12 PM
To: 'Ryan Stanton'
Subject: RE: Can I get a copy?
Attachments: AN ORDINANCE TO ADD A NEW CHAPTER 71 TO TITLE VI.doc

Sabra Briere
First Ward Council member
995-3518 (home)
734-714-2237 (work)

-----Original Message-----

From: Ryan Stanton [<mailto:stant1rj@gmail.com>]
Sent: Monday, January 03, 2011 8:07 PM
To: Sabra Briere; Briere, Sabra
Subject: Can I get a copy?

--
Ryan J. Stanton
AnnArbor.com digital journalist
734.623.2529 (work)
989.220.6764 (cell)
734.956.0584 (google voice)
wherelightstandsstill.blogspot.com
twitter.com/ryanjstanton
facebook.com/ryanjstanton

AN ORDINANCE TO ADD A NEW CHAPTER 71 TO TITLE VI (FOOD AND HEALTH) OF THE CODE OF THE CITY OF ANN ARBOR.

The City of Ann Arbor Ordains:

Section 1. That a new Chapter 71 be added to Title VI of the Code of the City of Ann Arbor to read as follows:

CHAPTER 71. MEDICAL MARIJUANA BUSINESS LICENSES FOR CULTIVATION FACILITIES AND DISPENSARIES AND ~~MEDICAL MARIJUANA HOME OCCUPATION LICENSES~~

6:413. Legislative Intent.

The City intends to license and regulate medical marihuana cultivation facilities, or dispensaries, ~~and home occupations~~ to the extent they are permitted under the Michigan Medical Marihuana Act. The City does not intend that licensing and regulation under this chapter be construed as a finding that such businesses are legal under state or federal law. Although some specific uses of medical marijuana are allowed by the Michigan Medical Marihuana Act, marijuana continues to be classified as a Schedule 1 controlled substance under federal law making it unlawful under federal law to use, manufacture, distribute, or dispense marijuana, or to possess it with intent to manufacture, distribute, or dispense. By requiring a license and compliance with requirements as provided in this chapter, the City intends to protect to the extent possible the public health, safety and welfare of the residents of and visitors to the City, including but not limited to medical marijuana patients, from harm that may result from the activities of persons who unilaterally or on the advice of their own attorney determine that they may legally operate a medical marijuana cultivation facility, or dispensary, ~~or home occupation.~~

6:414. Definitions.

(a) All words and phrases used in this chapter shall have the same meaning as defined in Chapter 55 (Zoning), Section 5:50.1 (Regulations Concerning Medical Marijuana).

(b) *Cultivation facility* means a medical marijuana cultivation facility

(c) *Dispensary* means a medical marijuana dispensary

~~(d) *Home Occupation* means a medical marijuana home occupation~~

(e) *Physician* means an individual licensed as a physician under Part 170 of the public health code, 1978 PA 368, MCL 333.17001 to 333.17084, or an osteopathic physician under Part 175 of the public health code.

6:415. License Required, Number of Licenses Available, Eligibility.

(1) (1) No person shall operate a cultivation facility, or dispensary, ~~or home occupation~~ at a location for which an annual license as provided for in this chapter has not been issued.

(2) A cultivation facility, or dispensary, ~~or home occupation~~ shall not be eligible for a license if any person required under this chapter to be named on the application has been convicted of a

~~misdemeanor involving any controlled substance or any felony under Michigan law, or the law of any other state or the United States.~~

(3) The license requirement in this chapter applies to all cultivation facilities, and dispensaries, or home occupations that exist on the effective date of this chapter or are established after the effective date of this chapter.

~~(4) There shall be no more than fifteen (15) licenses total made available for cultivation facilities and dispensaries and no limit on the number of licenses available for home occupations.~~ The first year's licenses shall be capped at a number 10% higher than the facility licenses applied for in the first 60 days. Any license terminated during the license year returns to the City for reissuance.

(5) The license requirement set forth in this chapter shall be in addition to, and not in lieu of, any other licensing and permitting requirements imposed by any other federal, state or local law.

(6) The issuance of any license pursuant to this chapter does not create an exception, defense or immunity to any person in regard to any potential criminal liability the person may have for the production, distribution or possession of marijuana.

(7) The City Council will establish a licensing board to consist of three members of Council, one physician, one medical marijuana caregiver; these are Mayoral appointments. The Board will annually review the licensing criteria, establish the license fee structure, and recommend approval of license applications. Any changes to the number or requirements for licensing will derive from recommendations from this committee and be made to City Council for their approval.

6:416. General Provisions.

(1) No license issued under this chapter may be transferred or assigned, and no license is valid for any location other than the location specified in the license.

(2) A cultivation facility or dispensary license issued by the City under this chapter, including the name and contact information for the owner(s) and business manager(s), shall be conspicuously posted in the cultivation facility or dispensary where it is easily open to public view.

(3) Acceptance of a license from the City under this chapter constitutes consent by the licensee, owners, managers and employees to permit the city administrator or designee to conduct routine inspections of the licensed cultivation facility, dispensary, or home occupation to ensure compliance with this chapter.

6:417. Application for and Issuance of New Annual License or Renewal of Existing License for Medical Marijuana Dispensaries and Medical Marijuana Cultivation Facilities.

(1) A dispensary or cultivation facility that commenced operation prior to passage of the moratorium by City Council on August 5, 2010, shall have until sixty (60) days after the effective date of this chapter to submit an application for a new annual license. No other applications will be accepted by the City until seventy-five (75) days after the effective date of this chapter. The cultivation facility or dispensary may continue to operate pending final action on the application unless the Building Official determines that it must be closed for safety reasons. Within 60 days after an application is denied, the cultivation facility or

dispensary shall discontinue all operation unless the Building Official determines it must be closed sooner for safety reasons.

(2) An application for a new annual license or the renewal of an existing license for a cultivation facility or dispensary, shall be submitted to the City Clerk on a form provided by the City, which shall fulfill all of the requirements indicated on the form, including but not limited to:

(a) If the cultivation facility or dispensary commenced operation prior to passage of the moratorium by City Council on August 5, 2010, then proof of the date on which cultivation facility or dispensary commenced operation shall be provided.

(b) The address of the cultivation facility or dispensary and any other contact information requested on the application form.

(c) The name and address of all owner of the real property where the cultivation facility or dispensary is located.

(d) Name, street address, and other contact information of all owners of the dispensary or cultivation facility and, if the owner is a corporation, limited liability company, partnership, or sole proprietor with an assumed name, of all directors, officers, members, partners, and individuals, all of whom are considered collectively to be the applicant for the license.

(e) Name and address of all business managers

(f) Name and address of all physicians who will render services on the premises of the cultivation facility or dispensary.

(g) A signed release on a form included with the application form permitting the Ann Arbor Police Department to perform a criminal background check to ascertain whether any person named on the application has been convicted of a ~~misdemeanor involving any controlled substance or any felony~~ under Michigan law, or the law of any other state or the United

~~(h)~~(g) Proof of applicant's ownership or legal possession of the premises and, if the applicant does not own the premises, the signatures of all owners on the application indicating that the owners support issuance of a license.

~~(i)~~(h) A valid and current certificate of occupancy issued by the Building Official after all necessary inspections have been conducted, which may include but are not limited to electrical inspection, plumbing inspection, and mechanical inspection.

~~(j)~~(i) A description of the products and services to be provided

~~(k)~~(j) Proof that a sign measuring at least twenty-four (24) inches wide and at least eight (8) inches high has been installed in a location visible to all persons entering the premises that reads as follows:

**THE MICHIGAN MEDICAL MARIHUANA ACT ACKNOWLEDGES THAT “
ALTHOUGH FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT
UNDER VERY LIMITED CIRCUMSTANCES, STATES ARE NOT REQUIRED TO ENFORCE**

FEDERAL LAW OR PROSECUTE PEOPLE FOR ENGAGING IN ACTIVITIES PROHIBITED BY FEDERAL LAW. THE LAWS OF ALASKA, CALIFORNIA, COLORADO, HAWAII, MAINE, MONTANA, NEVADA, NEW MEXICO, OREGON, VERMONT, RHODE ISLAND, AND WASHINGTON DO NOT PENALIZE THE MEDICAL USE AND CULTIVATION OF MARIHUANA. MICHIGAN JOINS IN THIS EFFORT FOR THE HEALTH AND WELFARE OF ITS CITIZENS. FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT UNDER VERY LIMITED CIRCUMSTANCES. SEE, MCL 333.26422(c). IF YOU HAVE ANY QUESTIONS OR CONCERNS PLEASE CONSULT WITH YOUR ATTORNEY.

(~~h~~) Proof that the following security measures have been installed on the premises

(i) security cameras to monitor all areas of the licensed premises where persons may gain or attempt to gain access to marijuana or cash. Recordings from security cameras shall be maintained for a minimum of seventy-two hours in a secure off-site location.

(ii) A safe for overnight storage of any processed marijuana and cash on the premises, with the safe being incorporated into the building structure or securely attached thereto.

(iii) A monitored alarm system.

(~~m~~) For medical marijuana cultivation facilities, a certificate signed by a qualified professional indicating that equipment necessary to handle heating, ventilation, and air balance requirements has been installed to prevent the growth of harmful mold or other conditions harmful to individuals inside the facility.

(~~m~~) The application fee, which shall be determined by resolution of the City Council

(3) Approval of Application. The city administrator or designee ~~may~~ shall issue a license for a cultivation facility or dispensary if inspections for safety and zoning compliance, criminal history background checks of all persons named on the application, and all other information available to the City verify that the applicant has submitted a full and complete application, has made improvements to the business location consistent with the application and is prepared to operate the business with owners and managers as set forth in the application, all in compliance with this Code and any other applicable law, rule or regulation. The city administrator or designee will deny any application that does not meet the requirements of this chapter or any other applicable law, rule or regulation or that contains any false or incomplete information.

~~6:418. Application for and Issuance of New Annual License or Renewal of Existing License for Medical Marijuana Home Occupations.~~

~~(1) An application for a new annual home occupation license or the renewal of an existing home occupation license shall be submitted to the City Clerk on a form provided by the City, which shall fulfill all of the requirements indicated on the form, including not limited to:~~

~~(a) Name and contact information of the applicant for the license, who must be a legal residential occupant of the premises, and of all owners of the single-family dwelling.~~

~~(b) Proof that the applicant is authorized as a caregiver under state law~~

~~(c) The number of plants that the applicant will cultivate on the premises~~

~~(d) Proof of applicant's ownership or legal possession of the premises and, if the applicant does not own the premises, the signatures of all owners on the application indicating that the owners support issuance of a license.~~

~~(e) A signed release on a form, which is part of the application package, authorizing and requesting the Ann Arbor Police Department to perform a criminal background check to ascertain whether the applicant and all owners named on the application has been convicted of a misdemeanor involving any controlled substance or any felony under Michigan law, or the law of any other state or the United States.~~

~~(f) For home occupations in which more than twenty four (24) plants are or will be cultivated, only, a routine safety inspection by the Building Official, and if required by the Building Official after conducting the inspection, a certificate signed by a qualified professional indicating that equipment necessary to handle heating, ventilation, and air balance requirements has been installed to prevent the growth of harmful mold or other conditions harmful to individuals inside the dwelling.~~

~~(g) The application fee, which shall be determined by resolution of the City Council~~

~~(2) Approval of Application. The city administrator or designee may issue a home occupation license if the inspections for safety (if required) and zoning compliance, criminal history background checks of all persons named on the application, and all other information available to the City verify that the applicant has submitted a full and complete application and is prepared to operate the home occupation as set forth in the application, all in compliance with this Code and any other applicable law, rule or regulation. The city administrator or designee will deny any application that does not meet the requirements of this chapter or any other applicable law, rule or regulation or that contains any false or incomplete information.~~

6:419. Conduct of Business at Cultivation Facility or Dispensary and Operation of Home Occupation.

(1) All marijuana in any form kept at the location of the cultivation facility, dispensary, or home occupation shall be kept within an enclosed, secured building and shall not be visible from any location outside of the building.

(2) Cultivation facilities and dispensaries shall be closed for business, and no sale or other distribution of marijuana in any form shall occur upon the premises or be delivered from the premises, between the hours of 9:00 p.m. and 7:00 a.m.

(3) No more marijuana than is permitted under the Michigan Medical Marijuana Act shall be kept on the premises of a cultivation facility, dispensary, or home occupation.

(4) All marijuana delivered to a patient shall be packaged and labeled as provided in this chapter. The label shall include:

~~(a) the name of the person to whom it is being delivered~~

~~(b) the name of the business delivering the marijuana~~

~~(c) that the package contains marijuana~~

~~(d) the date of delivery, weight, type of marijuana and dollar amount or other consideration of being exchanged in the transaction; and,~~

~~(e) the warning that~~

THIS PRODUCT IS MANUFACTURED WITHOUT ANY REGULATORY OVERSIGHT FOR HEALTH, SAFETY OR EFFICACY. THERE MAY BE HEALTH RISKS ASSOCIATED WITH THE INGESTION OR USE OF THIS PRODUCT.

(5) A cultivation facility, ~~or dispensary, or individual licensed to conduct a home occupation~~ shall report all criminal activities to the Ann Arbor Police Department immediately upon discovery.

(6) No person shall fail to consent to the entry into a cultivation facility, ~~or dispensary, or home occupation~~ by the Building Official and zoning inspectors for the purpose of inspection to determine compliance with this chapter pursuant to a notice posted in a conspicuous place on the premises two (2) or more days before the date of the inspection or sent by first class mail to the address of the premises four (4) or more calendar days before the date of the inspection.

(7) No person shall fail to maintain all security measures required in this chapter in good working order or fail to keep the premises monitored and secured twenty-four hours per day.

(8) All marijuana in any form provided to patients at or by a dispensary, cultivation facility, or home occupation, shall have been cultivated, manufactured, and packaged in the state of Michigan.

(9) A cultivation facility, dispensary, or home occupation shall keep records of the persons from whom they received marijuana in any form, and shall make the records available to the City for review upon request.

6:420. Prohibited Acts.

It shall be unlawful for any person to:

(a) Violate any provision of this chapter or any condition of an approval granted pursuant to this chapter.

(b) Produce, distribute or possess more medical marijuana than allowed by any applicable law.

(c) Produce, distribute or possess medical marijuana in violation of this chapter or any other applicable law.

(d) Make any changes or allow any changes to be made to the cultivation facility ~~or dispensary, or home occupation~~ as represented in the application or to the structure or location at which the business is operating without applying for and being issued a new license.

6:421. License Revocation.

A license issued under this chapter may be suspended or revoked for any of the following violations:

(1) Conviction of any person required to be named on the application of the license of any provision of this chapter;

(2) Misrepresentation or omission of any material fact, or false or misleading information, on the application, or any other information provided to the City related to the medical marijuana business;

(3) Conviction of any person required to be named on the application of a crime which, if occurring prior to submittal of the application, could have been cause for denial of the license application;

(4) Allowing distribution of medical marijuana, including but not limited to delivery to a patient, in violation of this chapter or any other applicable law, rule or regulation;

(5) Allowing the operation of a cultivation facility or, ~~dispensary, or home occupation~~ in violation of the specifications of the license application, any conditions of approval by the City or any other applicable law, rule or regulation.

(6) Temporary or permanent closure, or other sanction of the business, by the City, or by the County or State Public Health Department or other governmental entity with jurisdiction, for failure to comply with health and safety provisions of this chapter or otherwise applicable to the business or any other applicable law.

6:422. Revocation Not Exclusive Penalty.

Nothing in this chapter shall be deemed to prohibit the city administrator or designee from imposing other penalties authorized by this code or other ordinance of the city, including filing a complaint in a court of competent jurisdiction.

Section 2. The ~~City Council~~ medical marijuana licensing board shall review the operation of the provisions of this section and recommend changes, if any, ~~that to City Council deems that the board deems~~ appropriate on or before January 31, 2012, or such other date as Council may set by resolution.

Section 3. That this Ordinance shall take effect on the tenth day following legal publication.

Amendment 1

Remove 6:418 in its entirety. Replace all references to cultivation facilities, dispensaries, and/or home occupations with the phrase "cultivation facilities or dispensaries".

Amendment 2

In 6:415., subsection 4, substitute

(4) The first year's licenses shall be capped at a number 10% higher than the facility licenses applied for in the first 60 days. Any license terminated during the license year returns to the City for reissuance.

And insert a new section

(7) The City Council will establish a licensing board to consist of three members of Council, one physician, one medical marijuana caregiver; these are Mayoral appointments. The Board will annually review the licensing criteria, establish the license fee structure, and recommend approval of license applications. Any changes to the number or requirements for licensing will derive from recommendations from this committee and be made to City Council for their approval.

Replace Section 2 with a new Section 2 (last page) that reads

Section 2. The medical marijuana licensing board shall review the operation of the provisions of this section and recommend changes, if any, to City Council that the board deems appropriate on or before January 31, 2012, or such other date as Council may set by resolution.

Amendment 3

In 6:415., subsection 2, remove reference to misdemeanor involving a controlled substance. Remove this phrase also from 6:417, subsection 2(g).

Amendment 4

In 6:417, subsection 2(k), insert complete language from MMC 333.26422(c), to wit.:

THE MICHIGAN MEDICAL MARIHUANA ACT ACKNOWLEDGES THAT "ALTHOUGH FEDERAL LAW CURRENTLY PROHIBITS ANY USE OF MARIHUANA EXCEPT UNDER VERY LIMITED CIRCUMSTANCES, STATES ARE NOT REQUIRED TO ENFORCE FEDERAL LAW OR PROSECUTE PEOPLE FOR ENGAGING IN ACTIVITIES PROHIBITED BY FEDERAL LAW. THE LAWS OF ALASKA, CALIFORNIA, COLORADO, HAWAII, MAINE, MONTANA, NEVADA, NEW MEXICO, OREGON, VERMONT, RHODE ISLAND, AND WASHINGTON DO NOT PENALIZE THE MEDICAL USE AND CULTIVATION OF MARIHUANA. MICHIGAN JOINS IN THIS EFFORT FOR THE HEALTH AND WELFARE OF ITS CITIZENS." SEE, MCL 333.26422(c). IF YOU HAVE ANY QUESTIONS OR CONCERNS PLEASE CONSULT WITH YOUR ATTORNEY.

Amendment 5

In section 6:417, subsection 3, line 1: replace 'may' with 'shall'.

Amendment 6

In 6:419, remove subsection 4(a) and delete reference in subsection 4(d) to the value of the marijuana on the package label.



Greenshields, Rachel

From: Ryan Stanton [stant1rj@gmail.com]
Sent: Monday, January 03, 2011 8:22 PM
To: Briere, Sabra
Subject: Re: Can I get a copy?

Thanks. Can I also get the breakdown sheet of the amendments?

On Mon, Jan 3, 2011 at 8:11 PM, Briere, Sabra <SBriere@a2gov.org> wrote:

>
>
> Sabra Briere
> First Ward Council member
> 995-3518 (home)
> 734-714-2237 (work)
>
> -----Original Message-----
> From: Ryan Stanton [<mailto:stant1rj@gmail.com>]
> Sent: Monday, January 03, 2011 8:07 PM
> To: Sabra Briere; Briere, Sabra
> Subject: Can I get a copy?

>
> --
> Ryan J. Stanton
> AnnArbor.com digital journalist
> 734.623.2529 (work)
> 989.220.6764 (cell)
> 734.956.0584 (google voice)
> wherelightstandsstill.blogspot.com
> twitter.com/ryanjstanton
> facebook.com/ryanjstanton
>

--
Ryan J. Stanton
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734.956.0584 (google voice)
wherelightstandsstill.blogspot.com
twitter.com/ryanjstanton
facebook.com/ryanjstanton

Greens hields, Rachel

From: Ryan Stanton [stant1rj@gmail.com]
Sent: Monday, January 03, 2011 8:34 PM
To: Briere, Sabra
Subject: Re: Can I get a copy?

Oh, I see it's at the end - my apologies.

On Mon, Jan 3, 2011 at 8:21 PM, Ryan Stanton <stant1rj@gmail.com> wrote:

> Thanks. Can I also get the breakdown sheet of the amendments?

>

> On Mon, Jan 3, 2011 at 8:11 PM, Briere, Sabra <SBriere@a2gov.org> wrote:

>>

>>

>> Sabra Briere

>> First Ward Council member

>> 995-3518 (home)

>> 734-714-2237 (work)

>>

>> -----Original Message-----

>> From: Ryan Stanton [<mailto:stant1rj@gmail.com>]

>> Sent: Monday, January 03, 2011 8:07 PM

>> To: Sabra Briere; Briere, Sabra

>> Subject: Can I get a copy?

>>

>> --

>> Ryan J. Stanton

>> AnnArbor.com digital journalist

>> 734.623.2529 (work)

>> 989.220.6764 (cell)

>> 734.956.0584 (google voice)

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>> facebook.com/ryanjstanton

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> --

> Ryan J. Stanton

> AnnArbor.com digital journalist

> 734.623.2529 (work)

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> facebook.com/ryanjstanton

>

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Ryan J. Stanton

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Greenshields, Rachel

From: Benjamin Collins [REDACTED]
Sent: Monday, January 03, 2011 9:50 PM
To: Hieftje, John
Subject: PubPol 756 final exam

Hello Mayor Hieftje.

I hope you had a great holiday.

I am writing to see if I could get some feedback on my final exam for your class. The combination of my grade on the midterm and my final course grade suggests that some parts of my final were incorrect (or at least incomplete).

If you could offer some feedback on my answers, I'd appreciate the opportunity to better understand the issues addressed on the final.

Thanks,
Benjamin Collins

Greens hields, Rachel

From: Santander [noreply@sonico.com]
Sent: Monday, January 03, 2011 9:51 PM
To: Hohnke, Carsten
Subject: [POSSIBLE SPAM] !Su tarjeta de enlace ha sido desactivada!

Importance: Low



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Greenshields, Rachel

From: Santander [noreply@sonico.com]
Sent: Monday, January 03, 2011 9:53 PM
To: Taylor, Christopher (Council)
Subject: [POSSIBLE SPAM] !Su tarjeta de enlace ha sido desactivada!

Importance: Low



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Panamá

Greenshields, Rachel

From: Portside Moderator [moderator@PORTSIDE.ORG]
Sent: Monday, January 03, 2011 10:11 PM
To: PORTSIDE@LISTS.PORTSIDE.ORG
Subject: Jean Benson Wilkinson

Jean Benson Wilkinson

November 24, 1914 to December 28, 2010

Submitted by Margy Wilkinson

Jean Benson Wilkinson, a longtime defender of civil liberties and beloved teacher, passed away at the age of 96 in Berkeley, California, on December 28 surrounded by her loving family. Jean was a California native with deep Bay Area roots whose life embodied almost a century of the state's history. She was a pioneering teacher who believed in allowing high school students to grapple with controversial issues and a civil liberties advocate who, with her husband, stood up for their belief in the constitutional protection of free speech in the face of the McCarthy-era HUAC and the State Committee on Un-American Activities - and paid a high cost. Jean was an active member of the teachers union, an advocate for academic freedom, women's history and multi-cultural education.

Born in Monterey, California, she spent her early childhood in and around the East Bay. Jean's father Marvin Benson was one time Superintendent of the Hayward School District, and her mother Lydia Miner Benson, was a schoolteacher. Her sister Doris was born in 1917, also in Monterey. Jean's family moved to Los Angeles and she graduated from Fairfax High School in 1932. Jean then attended UCLA to study English and History, where she became student body president in 1936, and graduated with a B.A in History. Jean returned briefly to the Bay Area to obtain her teaching credential and her first teaching job was in Winters, California. From there, Jean returned to Los Angeles where she married her college boyfriend, Frank Wilkinson, in 1939. Frank went on to become the Director of the Los Angeles Federal Housing Authority, while Jean taught high school in rural Canoga Park. While there, Jean began to understand the importance of academic freedom. Many of her students were children of farmers, and the landowners of the surrounding farms made up a powerful conservative farming elite which tried to influence what was being taught.

In 1940, Jean wrote a paper entitled "Controversial Issues in the Schools." Jean asserted that it is the right of the student to hear both sides of a controversial issue in order to learn to distinguish between fact and opinion. And that it is also the right and responsibility of the teacher to express her own opinion. Jean believed the classroom should be a place for debate and discussion. Jean wrote,

"The child is the first to realize when the issues which are so important to him are being avoided and neglected...As school becomes less helpful and meaningful to him, the farther away he draws from any influence it tries to wield over him. Education as an important force in a democratic society loses its purpose. If education continues to follow its mistaken policy of 'impartiality' which in reality is consent to the status of the moment, then it fails in at least one function which is vital to the continuance of democratic society."

In 1952 during the McCarthy Era, Jean and Frank Wilkinson were both called before the State Committee on Un-American Activities and refused to answer questions based on the protections of the First and Fifth Amendments to the US Constitution. As a result, Frank was fired from the Housing Authority. Jean became one of the first public school teachers to be fired by the Los Angeles Board of Education for refusing to cooperate with the Committee. Jean took her case to the State Superior Court and lost, with one judge saying Jean had "sowed the dragon seeds of treason in the classroom."

Jean went to work as a private tutor and taught in private schools, while Frank became an organizer in the struggle to abolish the House Un-American Committee (HUAC). Their three children, Jeffrey (born 1942), Tony (born 1945) and Jo (born 1947), quickly learned that their family was different from the neighbors. The Wilkinson family was under constant FBI surveillance, the phones were tapped, and there were death threats against Frank. In 1960 the house was fire bombed forcing the family to move. On May 1, 1961, Frank went to prison for taking the First Amendment when called to testify before HUAC in Atlanta, Georgia. Jean was left to raise the kids, pay the bills, as well as hold speaking engagements about Frank's case. Jean traveled to Washington, D.C., to appeal to President Kennedy with a petition for clemency which was denied.

In 1965, Frank and Jean divorced, and Jean moved back to Berkeley where she was rehired in the public school system after years of being black-listed. She was the one of the first history teachers to teach Women's Studies in a secondary school in Berkeley. She went back to school for her Masters Degree in Education at UC Berkeley in 1970, and retired from teaching in 1977. In 1980, Jean was a unit developer under a grant from the U.S. Education Department for "In Search of Our Past:

Units in Women's History." Once retired, Jean began working on an anthology of women writers, collecting stories about girls coming of age from around the world. She, Lyn Reese and Phillis Koppelman, fellow educators, published *I'm On My Way Running* in 1983. In 1987 under a second U.S. Education Department grant she co-edited "Women in the World: Annotated History Resources for the Secondary Student."

Jean was a long time fighter for peace and social justice. One of the proudest moments of Jean's very long life was on June 22, 1982, when at the age of 68, Jean was arrested during an anti-nuclear demonstration involving 1,300 nonviolent protesters at Lawrence Livermore Lab in the East Bay. In Jean's later life, one of her greatest joys was frequently traveling internationally. She also loved music - Paul Robeson, Pete Seeger & The Weavers, Edith Piaf and Three Tenors.

Jean is survived by her three children, Jeffrey, Tony and Jo; her 12 grandchildren; 12 great-grandchildren; nephews Richard Evans and Don Evans, and nieces Pamela Wilkinson, Barbara Harrington, and Elinor Reed; and scores of friends and admirers. No memorial service is planned at this time. Jean was a founding member of the International Museum of Women (IMOW) and contributions to IMOW may be made in her name. On-line contributions can be made at www.imow.org and checks sent to IMOW, PO Box 190038, San Francisco, CA 94119-0038. If you have questions you may contact Irene Morrison at IMOW, 415-543-4669, ext 27.

The family may be contacted by emailing
johillwilkinson@gmail.com

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Greenshields, Rachel

From: Portside Moderator [moderator@PORTSIDE.ORG]
Sent: Monday, January 03, 2011 10:11 PM
To: PORTSIDE@LISTS.PORTSIDE.ORG
Subject: New Year Thoughts: On Our Own

New Year Thoughts: On Our Own

By Ted Glick

Future Hope column, January 2, 2011

"The financial elites have flourished in recent decades to a great extent because they have had government on their side, with the politicians working diligently to ensure that rules, regulations and tax policies established an environment in which the elites could thrive. For ordinary Americans, it has been a different story, with jobs shipped overseas by the millions and wages remaining stagnant, with labor unions under constant assault and labor standards weakened, with the safety net shredded and the message sent out to workers everywhere: You're on your own."

-Bob Herbert, "A Recovery for Some," N.Y. Times, 11/14/09

For those who are upset about the Republican victories two months ago, it would be good to reflect on these words of Bob Herbert. The truth is that whether it was Reagan, Bush, Bush 2, Clinton or Obama in the White House, whether Republicans or Democrats controlled the Senate or the House, things have gotten worse for most people in the United States over the last 30 years.

When Reagan came into office, the average corporate CEO made 42 times as much as the average worker. Today it's more like 350 times as much. This is obscene.

For climate activists, we should not forget what happened, or what didn't happen, with Obama in the White House and Democrats with huge majorities in the House and Senate. There was a complete failure of efforts to put a price on carbon, to enact policies that would drive the urgently needed shift away from dependence on coal and oil to the prioritizing of renewables, energy conservation and efficiency.

This year the big focus will be on the Environmental Protection Agency. Republican and some Democratic members of Congress will be doing all that they can to defang the EPA, to prevent it from moving forward with the regulation of stationary sources of carbon emissions and other pollutants. Environmental and climate groups have been working for months and will continue to do so to support and push the EPA to do its job, and to support and push Obama to cover the EPA's back.

I wish I had confidence that Obama was prepared to do that. My belief is that he is going to need direct, constant and steady pressure to resist the fossil fuel interests and their enablers in Congress. Perhaps the fact that he will have to be gearing up for his 2012 Presidential re-election campaign, spending more time out of Washington interacting with the people, will strengthen his resolve on this and many other issues, particularly if climate and progressive activists in the places where he comes get organized to let him know what we think and feel.

It would be good if he did what he should have done after his election in 2008--use his Presidential "bully pulpit" to mobilize the grassroots behind a genuine change agenda. But this is wishful thinking. It's wishful thinking because

Obama has demonstrated over and over again that, despite his 2008 campaign rhetoric, the "change" he had in mind had nothing to do with a change as far as who is really in power, running the show, benefiting from government policies.

Bob Herbert has it right.

For the last two years progressive activists have mainly put their energies into trying to get the Democrats to use their control of the federal government to enact progressive policies. For many of us, we've been turned off by most of the results, a mixed bag at best. Often, the legislation was weak and seriously compromised by corporate interests. The financial elite who came close to plunging us into a full-scale depression are back on top with their big bonuses and huge fortunes. There's been absolutely no accountability, not even a serious investigation into what they did. With the exception of Bernie Madoff and perhaps a few other lesser fish, none of them have been prosecuted.

It's like the torture that went on during the Bush/Cheney war years. No accountability, no prosecutions, let's all just forget about it and move on. And the wars continue.

In 2011 we're going to have to stand up and go toe-to-toe as necessary with the revitalized climate crisis deniers, the straight-up corporate enablers, the scapegoaters of immigrants, teachers and public employees, those who want to privatize and weaken Medicare and Social Security.

As importantly, we have to get back to basics. Lots of us are doing grassroots organizing already; we need to keep that going, strengthen and expand it. We need to keep building the networks across issue lines that will make possible the emergence, hopefully this year, of a "united progressives" movement and alliance. We need a popular, issue-oriented third force that makes possible the political and social changes needed by so many of our peoples and by our threatened ecosystem. We need mass movements that are visible, that are out in the streets, that are engaging in civil disobedience to drive home the urgency of our demands, that shake up the system and give hope to those in need and those who understand the depth and interrelationship of our many crises.

We've learned--some of us have been reminded once again--that, in the words of Frederick Douglas in 1857, "power concedes nothing without a demand. It never did, and it never will. Find out just what people will submit to, and you have found out the exact amount of injustice and wrong which will be imposed upon them; and these will continue until they are resisted with either words or blows, or with both. The limits of tyrants are prescribed by the endurance of those whom they oppress."

Ted Glick has been a climate activist since 2003 and a progressive activist since 1968. Past writings and more information can be found at <http://www.tedglick.com>.

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Greens hields, Rachel

From: Portside Moderator [moderator@PORTSIDE.ORG]
Sent: Monday, January 03, 2011 10:12 PM
To: PORTSIDE@LISTS.PORTSIDE.ORG
Subject: Tidbits for January 3, 2011

Tidbits for January 3, 2011

1. RE: A bout Portside
2. Re: Congressman Warns Citizen United Could Lead to "Fascism"
3. From the Jewish Boat to Gaza
4. Re: America's Political Class Struggle

1.

Date: Mon, 3 Jan 2011

From: Dennis Formento

RE: About Portside - Peter Carroll, Carl Davidson, Peter Marcuse, Bill Schleicher, Meredith Tax

Thanks for dog the work that Portside does. In response to Carl Davidson, who said that he loves it when someone approaches him & says he or she is a Portside subscriber; me, on the other hand, I'm usually the only person any-given-where who is (except when I'm in New Orleans, among lefties) and I get to turn them on to it. More importantly, as a community college instructor, I find mountains of information, on health, health-care, science and evolution, and yes, even intelligently written sports articles, with which to stir the pot for my truly information-starved students.

Portside allows me a way to support the teaching of evolution subtly, by in-class discussions of microbiology, genetics and adaptation from a scientific perspective that a liberal arts teacher can explain or prepare for a student to explain-- and engage in the

teaching process. Portside also provides me with the

links that bring my students directly to news sources they have never heard of and might otherwise never

read. On a note of suggestion for future pathways-- I

do wish there were more articles on literature and arts from a left perspective.

Congratulations on completing another great year.

Dennis Formento

Slidell, LA

2.

Re: Rep Hall's story regarding the Supreme court's decision

(Re: Congressman Warns Citizen United Could Lead to "Fascism")

I agree with Rep Hall's comment. I believe that the decision of the Supreme Court allowing corporations to put money into campaign funds in any way is a violation of the spirit of our constitution. Corporations have been allowed to become super-persons. Corporations do not deserve the total power of persons and citizenship. This is very destructive of the whole spirit and meaning of our constitution as I have been taught in high school, college and my numerous advanced degrees and education--especially the philosophy of law and the law courses that I have taken over the years.

Bishop Frank Adams, BS.,M.Div., STM, Ph.L., DD

3.

From the Jewish Boat to Gaza

Hello,

I am Lillian Rosengarten a 75 year old refugee from Nazi Germany and the only American on the small Jewish Boat (Irene) to Gaza this past Sept. We were kidnapped by the Israeli "moral" navy and towed to Ashdot. At the Immigration detention center, I was deported and told I could not return to Israel

I am driven to speak out for never again can I be silent in the face of human rights abuses that much of the world and especially the US refuses to acknowledge. I write for the Palestinian soul and for the freedom they are denied. My writing is strong and emotional for I wish to raise awareness to the suffering that Israel perpetuates on Palestinians and also Bedouins whose land Israelis also have stolen. It is difficult for me for once I too had dreams of Israel as a beacon of light for the world as an open, compassionate society. Yet as a Jew and refugee I must speak out and am in a unique position to translate into words and imagery the suffering of those who are victimized by former victims who themselves have been brutalized

I have written about 10 essays and some poems published in "Mondoweiss" and "Palestine Chronicles" My voice is powerful for my stories need to beam out onto the world to seek solidarity for the Palestinian struggle for freedom.

I have included 2 poems and one recent essay. Also I want to tell you I have been invited to Gaza at the end of Feb where I hope to write from an eye witness perspective.

Many thanks,
Lillian

http://palestinechronicle.com/view_article_details.php?id=16400

http://palestinechronicle.com/view_article_details.php?id=16351

<http://mondoweiss.net/2010/08/a-hidden-witness-to-the-brown-shirts-now-prepares-to-go-to-gaza.html>

4.

Re: America's Political Class Struggle

Jeffrey Sachs is an accomplished activist scholar. His reports are a good read. He is correct as far as he goes in at least identifying a "... Political Class Struggle."

However, like most liberals on the progressive spectrum, he can't bring himself to ditch the word "Political" and identify exactly what will be occurring in the US and the rest of the capitalist world-an intensified "class struggle." This manifest error reflects the liberal moral conundrum. Liberals recognize the myriad burdens on middle and low income people as results of the decline of the capitalist system. They may even intuitively recognize that stagnation is actually the normal condition of mature capitalism. However, taking the debate to that level is anathema to them. To do this might subject them to professional risks and opprobrium from others. Taking on the class struggle from various perspectives is the only worthwhile way to get anywhere in the slog ahead.

Bruce T. Bocardy

President
Massachusetts SEIU Local 888

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From: Portside Moderator [moderator@PORTSIDE.ORG]
Sent: Monday, January 03, 2011 10:12 PM
To: PORTSIDE@LISTS.PORTSIDE.ORG
Subject: Breaking the Israel-Palestine Deadlock

Breaking the Israel-Palestine Deadlock

Monday 03 January 2011

by: Noam Chomsky, Op-Ed

<http://www.truth-out.org/breaking-israel-palestine-deadlock66511>

Breaking the Israel-Palestine Deadlock Palestinian Abu Ayaesh picks his grape harvest downhill from the homes of the Karmi Zur settlement. (Photo: michaelramallah)

While intensively engaged in illegal settlement expansion, the government of Israel is also seeking to deal with two problems: a global campaign of what it perceives as "delegitimation" - that is, objections to its crimes and withdrawal of participation in them - and a parallel campaign of legitimation of Palestine.

The "delegitimation," which is progressing rapidly, was carried forward in December by a Human Rights Watch call on the U.S. "to suspend financing to Israel in an amount equivalent to the costs of Israel's spending in support of settlements," and to monitor contributions to Israel from tax-exempt U.S. organizations that violate international law, "including prohibitions against discrimination" - which would cast a wide net.

Amnesty International had already called for an arms embargo on Israel. The legitimation process also took a long step forward in December, when Argentina, Bolivia and Brazil recognized the State of Palestine (Gaza and the West Bank), bringing the number of supporting nations to more than 100.

International lawyer John Whitbeck estimates that 80-90 percent of the world's population live in states that recognize Palestine, while 10-20 percent recognize the Republic of Kosovo. The U.S. recognizes Kosovo but not Palestine. Accordingly, as Whitbeck writes in Counterpunch, media "act as though Kosovo's independence were an accomplished fact while Palestine's independence is only an aspiration which can never be realized without Israeli-American consent," reflecting the normal workings of power in the international arena.

Given the scale of Israeli settlement of the West Bank, it has been argued for more a decade that the international consensus on a two-state settlement is dead, or mistaken (though evidently most of the world does not agree). Therefore those concerned with Palestinian rights should call for Israeli takeover of the entire West Bank, followed by an anti-apartheid struggle of the South African variety that would lead to full citizenship for the Arab population there.

The argument assumes that Israel would agree to the takeover. It is far more likely that Israel will instead continue the programs leading to annexation of the parts of the West Bank that it is developing, roughly half the area, and take no responsibility for the rest, thus defending itself from the "demographic problem" - too many non-Jews in a Jewish state - and meanwhile severing besieged Gaza from the rest of Palestine.

One analogy between Israel and South Africa merits attention. Once apartheid was implemented, South African nationalists recognized they were becoming international pariahs because of it. In 1958, however, the foreign minister informed the U.S. ambassador that U.N. condemnations and other protests were of little concern as long as South Africa was supported by the global hegemon - the United States. By the 1970s, the U.N. declared an arms embargo,

soon followed by boycott campaigns and divestment. South Africa reacted in ways calculated to enrage international opinion. In a gesture of contempt for the U.N. and President Jimmy Carter - who failed to react so as not to disrupt worthless negotiations - South Africa launched a murderous raid on the Cassinga refugee camp in Angola just as the Carter-led "contact group" was to present a settlement for Namibia. The similarity to Israel's behavior today is striking - for example, the attack on Gaza in January 2009 and on the Gaza freedom flotilla in May 2010.

When President Reagan took office in 1981, he lent full support to South Africa's domestic crimes and its murderous depredations in neighboring countries. The policies were justified in the framework of the war on terror that Reagan had declared on coming into office.

In 1988, Nelson Mandela's African National Congress was designated one of the world's "more notorious terrorist groups" (Mandela himself was only removed from Washington's "terrorist list" in 2008). South Africa was defiant, and even triumphant, with its internal enemies crushed, and enjoying solid support from the one state that mattered in the global system.

Shortly after, U.S. policy shifted. U.S. and South African business interests very likely realized they would be better off by ending the apartheid burden. And apartheid soon collapsed. South Africa is not the only recent case where ending U.S. support for crimes has led to significant progress. Can such a transformative shift happen in Israel's case, clearing the way to a diplomatic settlement? Among the barriers firmly in place are the very close military and intelligence ties between the U.S. and Israel.

The most outspoken support for Israeli crimes comes from the business world. U.S. high-tech industry is closely integrated with its Israeli counterpart. To cite just one example, the world's largest chip manufacturer, Intel, is establishing its most advanced production unit in Israel.

A U.S. cable released by WikiLeaks reveals that Rafael military industries in Haifa is one of the sites considered vital to U.S. interests due to its production of cluster bombs; Rafael had already moved some operations to the U.S. to gain better access to U.S. aid and markets. There is also a powerful Israel lobby, though of course dwarfed by the business and military lobbies.

Critical cultural facts apply, too. Christian Zionism long precedes Jewish Zionism, and is not restricted to the one-third of the U.S. population that believes in the literal truth of the Bible. When British Gen.

Edmund Allenby conquered Jerusalem in 1917, the national press declared him to be Richard the Lionhearted, finally rescuing the Holy Land from the infidels.

Next, Jews must return to the homeland promised to them by the Lord. Articulating a common elite view, Harold Ickes, Franklin Roosevelt's secretary of the interior, described Jewish colonization of Palestine as an achievement "without comparison in the history of the human race."

There is also an instinctive sympathy for a settler-colonial society that is seen to be retracing the history of the U.S. itself, bringing civilization to the lands that the undeserving natives had misused - doctrines deeply rooted in centuries of imperialism.

To break the logjam it will be necessary to dismantle the reigning illusion that the U.S. is an "honest broker" desperately seeking to reconcile recalcitrant adversaries, and to recognize that serious negotiations would be between the U.S.-Israel and the rest of the world.

If U.S. power centers can be compelled by popular opinion to abandon decades-old rejectionism, many prospects that seem remote might become suddenly possible.

(Noam Chomsky's most recent book, with co-author Ilan Pappé, is "Gaza in Crisis." Chomsky is emeritus professor of linguistics and philosophy at the Massachusetts Institute of Technology in Cambridge,

Mass.)

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Greenshields, Rachel

From: Portside Moderator [moderator@PORTSIDE.ORG]
Sent: Monday, January 03, 2011 10:13 PM
To: PORTSIDE@LISTS.PORTSIDE.ORG
Subject: Now the Rich Get Richer Quicker

Now the Rich Get Richer Quicker

by James Carroll

The Boston Globe

Jan. 3, 2011

http://www.boston.com/bostonglobe/editorial_opinion/oped/articles/2011/01/03/now_the_rich_get_richer_quicker/

The new year requires an inventory of the old. Mostly, this is an individual impulse, leading to resolutions and renewal. Such reckoning can seem an intensely private exercise. But what of a whole society? Can we assess the year just past with an eye on the entire land? Morally, how fares the United States of America?

If a just society is defined by the relationship between the well off and the very poor, we have big trouble. US Census data for 2010 show the widest rich-poor income gap on record. In 1968, the top 20 percent of Americans had about 7 times the income of those living below the poverty line. By 2008, that disparity had grown to about 13. By 2010, it had grown even further, to more than 14. The poverty level in 2010 was put at \$21,954 for a family of four. In 2010, the percentage of Americans living below half of the poverty line (or about \$11,000) had grown from 5.7 percent in 2008 to 6.3 percent. That the rich get richer while the poor get poorer can seem a timeless cliché, yet something is steadily corroding America.

The mythic land of equality has the largest income disparity of any Western nation. How can that be?

These figures show that the shocking economic collapse of the last two years has been no collapse whatsoever for the most affluent, even while it remains traumatic for most, and catastrophic for many. Yet instead of generating a sense of moral urgency, this condition has produced a spirit of entitlement among the privileged, complacency among the struggling middle, and resignation among the impoverished. How else account for the most decisive judicial act of 2010 - the Supreme Court ruling in January that elite-protecting political spending by corporations must be unrestrained - and the most decisive legislative act - the December extension by Congress of massive tax cuts for that wealthiest sub-minority? And who can deny that the court decision led directly to the congressional act?

What's worse, instead of prompting a reconsideration of the untrustworthy twin pillars on which America's financial culture stands, the 2010 responses artificially reinforced them. The war economy is the first of these, with current annual military expenditures now exceeding \$1 trillion - the most ever.

Ironically, nothing undermines American security like the cuts in public spending (infrastructure, schools, libraries, etc.) made necessary by exploding budgets for outmoded weapons. Not guns over mere butter now, but over bread - and books and bridges. This monetary calculus leaves aside the most corrupting dynamic of the war economy, how the nation is driven into unnecessary wars simply by the unleashed momentum of hyper-war-readiness. Over-investment in arms leads to their use, period.

The second pillar of America's economic culture is the reduction of the pursuit of happiness to shopping. A tragedy, classically speaking, is when something good leads to something bad. Early numbers suggest that retail sales over the

last few weeks of 2010 are up significantly, as the economic stimulus pays off. This means job growth, mortgages paid, careers rescued - the Obama recovery taking hold. And who can bemoan that?

Yet looking deeper, we see that consumer confidence remains a confidence game. Emerging from the economic meltdown, we are still chained to the hamster's wheel of earning-in-order-to-spend. Manufacturing in America has faltered in all but the manufacturing of imagined needs which, once met, only manufacture more, leaving people consumed by consumption. Our idea of the good life, even as it sets up a next economic collapse, is destroying us.

This bleak inventory can extend to other facets of culture - how the once-proud institution of journalism increasingly confuses entertainment and politics, celebrity and news, with the result that, even as information explodes, the citizenry is less critically informed than ever. Hence the public gullibility to the Know-Nothing Tea Party movement, which so dangerously swamped the 2010 elections. What's that odor in the air - harmless swamp gas, or the whiff of fascism?

The point of a dark reckoning like this is not to wallow in defeat, but to confront the actuality of the national condition. At New Year's, the individual takes a good look in the mirror and resolves to change. So with our common life. America is better than this. Â©

2011 The Boston Globe James Carroll's column appears regularly in the Globe.

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Greenshields, Rachel

From: pamela behjatnia [REDACTED]
Sent: Monday, January 03, 2011 10:24 PM
To: Police; prosecutormackie@ewashtenaw.org; Jones, Barnett; Hohnke, Carsten; Taylor, Christopher (Council); dave.asking@annarborchronicle.com; Hieftje, John; Seto, John; Larcom, Kristen; Anglin, Mike; Fales, Mary Joan; Higgins, Marcia; Rankin, Michael; Bush, Renee; West, Robert; Briere, Sabra; Kunselman, Stephen; smith@a2gov.org; Postema, Stephen; Rapundalo, Stephen; Turner-Tolbert, Lisha; Derezsinski, Tony; TIPS
Cc: pbehjatnia [REDACTED] rbehjatnia [REDACTED] rrebeccak [REDACTED]
Subject: Former Rock Band School on North Main

Hello to all of you,

My name is Pamela Blevins-Behjatnia. I am a homeowner at [REDACTED]

I am writing to you all, once again, in re the situation at the former Rock Band School on North Main.

The trash situation is actually worse than last summer at this point. The yard is a sea of trash and debris. It is simply disgusting. Walking by there today I truly expected a rat to scurry out.

The green school bus which was parking across the street, at the corner of North Main and East Summit, last summer has been parked in the driveway of the North Main house for ca. 2 months now.

I have seen that dogs are housed inside of the bus. I have never heard a motor on which leaves me to the conclusion that the animals are housed with no heat in these freezing temps. Also, what constitutes 'kenneling' in Ann Arbor and does this bus meet statutory requirements for adequate animal shelter? Not to mention the apparently missing windows of the bus.

What about just parking a school bus in the yard? Surely this is not ok?

Because the bus people are also now staying at the house there is also the question, again, of over occupancy.

This is a redundant situation. The trash and debris invite rodents and are fire hazards. Let's not forget the two recent house fires on North Main and East Summit.

The animals are unlicensed and unvaccinated and housed in an unheated bus which is missing windows.

This mess has been ongoing for several months now. Why?

Is this just a prelude to the future shenanigans in the warmer weather? Is it convenient for the city that these idiots are housed on Summit Street? I know the bus was parked in Burns Park for quite some time and then left. Is it more acceptable to throw this trash at a less strong socioeconomic area? Why? I really want to know.