

City of Ann Arbor

100 N. Fifth Avenue
Ann Arbor, MI 48104
<http://a2gov.legistar.com/Calendar.aspx>



Action Minutes

Monday, September 20, 2010

7:00 PM

G. C. Larcom, Jr. Municipal Building, 100 N. Fifth Avenue, 2nd Floor

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:07 p.m. in the Guy C. Larcom Jr., Municipal Building, 2nd Floor Council Chambers, 100 N. Fifth Avenue.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

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

ROLL CALL OF COUNCIL

Present: 11 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor and Councilmember Carsten Hohnke

APPROVAL OF AGENDA

A motion was made by Councilmember Teall, seconded by Councilmember Rapundalo, that the Agenda be Approved with the following changes:

Add: INT-3 Introduction of the New Deputy County Administrator

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

INT INTRODUCTIONS

INT-1 10-0935 Hunger Action Month Proclamation

Mayor Hieftje read a proclamation proclaiming September 2010 as Hunger Action Month, and encouraged citizens of Ann Arbor to engage in the City's efforts to fight hunger where we live. A copy of the proclamation is on file in the City Clerk's Office.

Received and Filed

INT-2 10-0936 Proclamation honoring NAP Volunteer of the Month -Jane Klinsten

Mayor Hieftje read a proclamation honoring Jane Klinsten as NAP volunteer of the Month. Ms. Klinsten has dedicated herself to volunteering in support of the Ann Arbor Parks system through the Adopt-A-Park program. A copy of the program is on file in the City Clerk's Office.

Received and Filed

INT-3 Introduction of New Deputy County Administrator

Mayor Hieftje introduced William Reynolds, the new Deputy County Administrator, to the public. Mr. Reynolds thanked everyone for the opportunity to serve in this capacity and said that he looked forward to working with City Council in areas of mutual interest.

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

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

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

1. Blaine Coleman - Tolerance of Muslims (DC-2)

Blaine Coleman, P.O. Box 7038, Ann Arbor, addressed Council regarding tolerance of Muslims. He expressed concern about the scope of the current resolution and Council's previous actions.

2. Leslie Stambaugh - Affirming Freedom of Religion in Ann Arbor (DC-2)

Leslie Stambaugh, 1940 Ridge Ave., Chair of the Human Rights Commission, spoke in support of the proposed resolution affirming freedom of religion in Ann Arbor and applauded the ICPJ, Interfaith Round Table, ACLU, Peace Works and C.A.R.E. for initiating the resolution.

3. Lucia Heinold - Religious Freedom (DC-2)

Lucia Heinold, 1224 Wines Dr., member of the Steering Committee of the Interfaith Council, thanked Council for considering the proposed religious freedom resolution and thanked Council for appointing the Human Rights Commission and for their work on this resolution.

4. Ian MacGregor - Referendum on Islam (DC-2)

Ian MacGregor, 2461 Towner, urged Council to reaffirm religious freedom and to participate in Religious Freedom Day by voting for the proposed resolution.

5. Vickie Wellman - Resolution - Islam Tolerance and Interfaith Council (DC-2)

Vickie Wellman, 2461 Towner, spoke in support of the proposed religious freedom resolution.

6. George Lambridges - Anti-Muslim Activities (DC-2)

George Lambridges, 6879 Daly Road in Dexter, Michigan, Director of the Interfaith Round Table, spoke in support of the proposed religious freedom resolution.

7. Charles Warpehoski - Muslim Community (DC-2)

Charles Warpehoski, 2020 Winewood, Co-Director of the Interfaith Council for Peace and Justice, spoke in support of the proposed resolution and thanked Council for considering the religious freedom resolution.

8. Lily Au - Appointing Members to the Downtown Street Outreach Task Force (DC-1)

Lily Au, 682 Peninsula Ct., member of the Religious Coalition for the Homeless, addressed Council regarding the appointment of members to the Downtown Street Outreach Task Force.

9. Ahmed Choudhry - Resolution Reaffirming Religious Freedom (DC-2)

Ahmed Choudhry, 1695 Abigail, spoke in support of the proposed resolution reaffirming religious freedom.

10. Leslie Desmond - Religious Freedom (DC-2)

Leslie Desmond, 3600 Tubbs, spoke in support of the proposed religious freedom resolution.

COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER DEREZINSKI**

Councilmember Derezinski said that the developer of Glen Ann Place has asked for an extension of their planning and development site plan and historic district approval, which will expire on November 30, 2010. The approvals were granted and controlled in a consent judgment entered into between the Council, the Historic District Commission and the developer back in 2007. As Council's representative to the Planning Commission, Councilmember Derezinski said he planned to bring a resolution to the October 4, 2010 Council Meeting to amend the consent judgment to extend the site plan approval. Councilmember Derezinski asked that Planning Staff prepare a brief report to assist Council in making a decision, including background information on the project and a recommendation as to whether or not an extension should be granted, a recommended length of the extension, as well as the pros and cons of granting the extension. He also asked the City Attorney to prepare an appropriate resolution for Council, given the underlying consent judgment that controls those approvals.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR*LEAF PICKUP*

City Administrator Roger Fraser announced that leaf collection starts this month. Leaves will be picked up curbside every week from resident compost carts. Customers who ordered compost carts before the July 30 deadline can expect their carts to be delivered to their homes between Monday the 27th of September and Friday, October 8, 2010. Carts are still available for sale and pick-up at the City's Customer Service Center at 220 E. Huron St. Carts are \$50 each and are available in three sizes. Delivery is not provided for carts sold after the July 30th deadline.

Mr. Fraser also noted that starting this fall, residents or contractors handling residents' leaves would be able to drop off leaves at no charge to the City's Compost Center, located at 4150 Platt Road. A permit for the drop-off would need to be filled out. The permit can be downloaded at www.a2gov.org/leaves.

FULLER ROAD PHASE I PROJECT

The Fuller Road Phase I Project is on the Planning Commission agenda scheduled for September 21, 2010. That agenda includes a public hearing and the Planning Commission is considering a recommendation on the project.

POLICE/COURT & CITY HALL SITE

Bill Wheeler is the project manager for the work being done on the Larcom Building, as well as the new Police/Courts building. As a consequence of those projects overlapping, they have had to reconsider some schedules in the Larcom building. The original plan was to finish all work in the Police/Courts building and then do the work in the Larcom Building. The plans have been accelerated in terms of move-outs that were not originally contemplated.

Information Technology Services will move into the new building in a couple of weeks to their new location on the first floor. The HVAC in that building will be isolated so that IT can get in and work without the effects of some of the improvements still needed on other floors. Police employees will begin to move into the building in late November and continue into December. The Courts would begin their move in the latter part of January and finish in the latter part of February 2011.

The HVAC system in the Larcom building is scheduled to be shut down for three weeks starting on September 24, 2010. There will be no heat, air conditioning or central air movement in the Larcom Building during that time.

The work on the parking lot at the Old Tio's site is expected to be complete by the end of next week.

A major project that was a part of the remodeling and updating of the Larcom building is the replacement of the deck around the second floor. A lot of drilling and hammering is expected to take place in the coming weeks in order to repair the deck on the second floor.

There are a number of activities in the Larcom building today that will be relocated out of the building in the coming months, due to the ongoing construction activities. The City Clerk's Office on the second floor is expected to relocate to the City Center Building first floor in January 2011 due to work in the second floor ceilings at this

time.

The entire 6th floor will also be vacated around January 2011. Planning and Building is included with this move. The ground floor would be vacated with IT moving out next month.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 10-0708

An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-10-29)

Sponsors: Taylor

A public hearing was continued on the proposed amendment to Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor. Notice of public hearing was published September 2, 2010.

The following people spoke in support of the proposed ban on upholstered furniture outdoors ordinance:

*Thomas Partridge, 4220 Eyrie Dr.
Gary Supanich, 1307 S. Forest
Jeff Crocket, 506 E. Kingsley
Kim Pazano
Jim Mogensen, 3780 Green Brier
Cindy Cominick, aunt of Renden LeMasters
John Nysteun, 1016 Olivia
Tony Panella, 1328 Minerva Rd.
Dana LeMasters, stepmother of Renden LeMasters
Kim LeMasters*

Alex LaFarrow, step sister of Renden LeMasters, read a letter to Council regarding the death of her brother in a house fire.

The following people spoke in opposition of the proposed ordinance:

Michael Benson, 2450 Stone Road, on behalf of the graduate students of the University of Michigan, spoke in opposition to the proposed ordinance, and asked if it is approved that Council reconsider the fines associated with the ordinance.

Charese Locks, a member of the Rackham Student Government, spoke in opposition of the proposed ordinance, in particular the fines associated with it.

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

Held and Closed

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER ANGLIN*

Councilmember Anglin announced that Sunday, September 26, 2010 is an opportunity for the community to participate in an AIDS walk of Michigan. Several cities are participating in the walk. The walk was very successful last year and gives people an opportunity to meet people involved locally and throughout the State in the movement. The walk is approximately 5 kilometers. People can also pledge money for the walk by visiting aidswalkmichigan.org website.

A APPROVAL OF COUNCIL MINUTES

A-1 10-0960 Regular Session of September 7, 2010

A motion was made by Councilmember Hohnke, seconded by Councilmember Derezinski, that the Minutes of September 7, 2010 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA**Passed on consent agenda**

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

- CA-1 10-0763** Resolution to Fund Stormwater Services with the Washtenaw County Water Resources Commissioner (\$69,215.00)
Enactment No: R-10-333
- CA-2 10-0874** Resolution to Approve a Purchase Order to Michigan Supreme Court State Court Administrative Office for JIS (Not to Exceed \$48,351.96)
Enactment No: R-10-334
- CA-3 10-0875** Resolution to Approve Contract with On Duty Gear, LLC for the Purchase of Police Protective Equipment (Bullet Resistant Vests) (\$40,000.00)
Enactment No: R-10-335
- CA-4 10-0908** Resolution to Accept Board of Insurance Administration Special Meeting Minutes of August 26, 2010
Enactment No: R-10-336
- CA-5 10-0920** Resolution to Approve a Purchase Order to Corrigan Moving Systems, Inc. for Relocation Services for the 15th Judicial District Court (\$35,000.00)
Enactment No: R-10-337

- CA-6 10-0921** Resolution to Approve a Purchase Order to Filetech Systems, Inc. for File System Relocation Services for the 15th Judicial District Court (\$39,000.00)
Enactment No: R-10-338

B ORDINANCES - SECOND READING

Old Business:

- B-1 10-0708** An Ordinance to Amend Section 1:17 of Chapter 1 (Adoption, Contents and Interpretation) of Title 1 of the Code of the City of Ann Arbor and to Add a New Section 9:7 to Chapter 106 (Nuisances - Ban on Upholstered Furniture Outdoors) of Title IX of the Code of the City of Ann Arbor (Ordinance No. ORD-10-29)

Sponsors: Taylor

(The complete text of ORD-10-29 is on file in the City Clerk's Office.)

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

C ORDINANCES - FIRST READING

- C-1 10-0918** An Ordinance to Repeal Chapter 93, Alarms, of Title VII of the Code of the City of Ann Arbor in its Entirety and Add a New Chapter 93, Alarms, of Title VII of said Code (Ordinance No. ORD-10-35)

(The complete text of ORD-10-35 is on file in the City Clerk's Office.)

A motion was made by Councilmember Teall, seconded by Councilmember Derezinski, that the Ordinance be approved on First Reading and should be returned by 10/4/2010. On a voice vote, the Mayor declared the motion carried.

Enactment No: ORD-10-35

D MOTIONS AND RESOLUTIONS

DC New Business - Council:

- DC-1 10-0968** Resolution to Appoint Members to the Downtown Street Outreach Task Force

Sponsors: Briere

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

Enactment No: R-10-339

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

Include 12 members, one each from the State & Kerrytown Associations.

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

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

Enactment No: R-10-339

DC-2 10-0970

Resolution Reaffirming Religious Freedom in Response to Recent Activities and Encouraging Participation in Religious Freedom Day Activities

Sponsors: Hohnke, Anglin and Taylor

A motion was made by Councilmember Hohnke, seconded by Councilmember Teall, that the Resolution be approved.

Enactment No: R-10-340

10-0970

Resolution Reaffirming Religious Freedom in Response to Recent Activities and Encouraging Participation in Religious Freedom Day Activities

Sponsors: Hohnke, Anglin and Taylor

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

1ST RESOLVED Clause:

RESOLVED, That the City Council of Ann Arbor continues to affirm its commitment to the full rights and dignity for people of all religions and those who are nonreligious, promotes a community of respect and compassion for all people, and condemns harassment and violence based on religious bias [, including anti-Muslim harassment and violence];

On a voice vote, the Mayor declared the motion carried with one no-vote made by Councilmember Kunselman.

Note: [] indicates deleted language.

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

Yeas: 11 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 0

Enactment No: R-10-340

DB New Business - Boards and Commissions:

None.

DS New Business - Staff:

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

Absent: 1 - Councilmember Sabra Briere

DS-1 10-0762

Resolution to Petition the Washtenaw County Water Resources Commissioner to Improve the West Park Fairgrounds Drain in the Allen Creek Drainage District (\$1,922,000.00) (Roll Call Vote Required)

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

Yeas: 10 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 0

Absent: 1 - Councilmember Briere

Enactment No: R-10-341

DS-2 10-0884

Resolution to Authorize the City Election Commission to Establish Receiving Boards and Appoint Election Inspectors to Serve on One or More Receiving Boards for the November 2, 2010 General Election

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

Enactment No: R-10-342

DS-3 10-0886

Resolution to Approve Street Closings for the Big House/Big Heart Running Event - Sunday, October 3, 2010

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

Enactment No: R-10-343

- Present:** 9 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sandi Smith, Councilmember Tony Derezinski and Councilmember Carsten Hohnke
- Absent:** 2 - Councilmember Sabra Briere and Councilmember Christopher Taylor

DS-4 10-0916

Resolution approving Cooperative Agreement between the United States of America Commodity Credit Corporation and the City of Ann Arbor for the Farm and Ranch Lands Protection Program and to Accept Grant Funds in the Amount of \$893,780.00

A motion was made by Councilmember Hohnke, seconded by Councilmember Rapundalo, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried with nine members present at the time of vote.

Enactment No: R-10-344

- Present:** 10 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski and Councilmember Carsten Hohnke
- Absent:** 1 - Councilmember Christopher Taylor

DS-5 10-0897

Resolution Accepting Easement for Sanitary Sewer Utilities Systems from Pinelake Village Cooperative, a Michigan non-profit corporation (8 Votes Required)

A motion was made by Councilmember Derezinski, seconded by Councilmember Kunselman, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried unanimously with 10 members present, thus satisfying the eight-vote requirement.

Enactment No: R-10-345

E COMMUNICATIONS FROM THE MAYOR

- Present:** 11 - Mayor John Hieftje, Councilmember Stephen Rapundalo, Councilmember Stephen Kunselman, Councilmember Marcia Higgins, Councilmember Margie Teall, Councilmember Mike Anglin, Councilmember Sabra Briere, Councilmember Sandi Smith, Councilmember Tony Derezinski, Councilmember Christopher Taylor and Councilmember Carsten Hohnke

E-1 10-0964 9/20/10 Appointments & Nominations

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

Elizabeth Dean Fund Committee

*Bonita (Bonnie) D. Ross Ion Replacing- Chuck Cares
1456 Kensington Dr.
Ann Arbor, MI 48104
Term: September 20, 2010- September 20, 2012*

Zoning Board of Appeals

*Jason Boggs Replacing- Donna Tope
1907 Sunrise St.
Ann Arbor, MI 48103
Term: September 20, 2010-September 20, 2013*

Referred to the City Council due back on 10/4/2010.

Housing & Human Services Advisory Board

*Barbara Eichmuller Re-Appointment
3090 Cross Creek Ct.
Ann Arbor, MI 48108
Term: September 20, 2010-September 20, 2013*

*David Blanchard Re-Appointment
1230 Broadway
Ann Arbor, MI 48105
Term: September 20, 2010-September 20, 2013*

*Kristine Martin Re-Appointment
517 W. Washington
Ann Arbor, MI 48103
Term: September 20, 2010-September 20, 2013*

*Ned Staebler Re-Appointment
1602 Westminster Pl
Ann Arbor, MI 48104
Term: September 20, 2010-September 20, 2013*

*Soni Mithani Re-Appointment
1030 Ferdon Rd.
Ann Arbor, MI 48104
Term: September 20, 2010-September 20, 2013*

*Stephen Pontoni Re-Appointment
3020 Signature Blvd. Apt. A
Ann Arbor, MI 48103
Term: September 20, 2010-September 20, 2013*

A motion was made by Councilmember Rapundalo, seconded by Councilmember Higgins, that the appointments to the Housing and Human Services Advisory board be approved in a one-step process. On a voice vote, the Mayor declared the motion carried unanimously, thus satisfying the eight-vote requirement.

COMMUNICATIONS FROM COUNCIL**F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR**

F-1 10-0882 Second Quarter 2010 Investment Portfolio Report

Received and Filed

G COMMUNICATIONS FROM THE CITY ATTORNEY

None.

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

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

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

- H-1 10-0927** Communication from Comcast regarding changes to the channel lineup effective September 30, 2010
Approved
- H-2 10-0929** Communication from Steve Blankenship regarding Road Construction in Ann Arbor - Planning and Development Services, Public Services, City Administration
- H-3 10-0952** Communication from The State of Michigan regarding the completion of the annexation of Ann Arbor Guest House located at 2000 Dhu Varren Road
- H-4 10-0954** Communication from the State of Michigan regarding the completion of the annexation of the U of M Soccer Complex located at 2323 S. Main Street

I The following minutes were received for file:

- I-1 10-0787** Energy Commission Meeting Minutes of July 13, 2010
- I-2 10-0867** Cable Commission Meeting Minutes of June 22, 2010
- I-3 10-0870** Board of Review Minutes - July 2010
- I-4 10-0872** SmartZone LDFA Board Meeting Minutes - June 15, 2010
- I-5 10-0873** Taxicab Board Meeting Minutes - May 27, 2010
- I-6 10-0892** Human Rights Commission Meeting Minutes - June 9, 2010
- I-7 10-0894** Disability Commission Meeting Minutes - June 16, 2010
- I-8 10-0898** Ann Arbor Downtown Development Authority Meeting Minutes - July 7, 2010
- I-9 10-0899** Ann Arbor Downtown Development Authority Annual Meeting Minutes - July 7, 2010
- I-10 10-0900** Downtown Area Citizens Advisory Council Meeting Minutes - July 7, 2010

- I-11 10-0910 Special Insurance Board Meeting Minutes - August 23, 2010
- I-12 10-0926 Greenbelt Advisory Meeting Minutes of July 14, 2010
- I-13 10-0928 Washtenaw Area Transportation Study (W.A.T.S.) Meeting Minutes of August 18, 2010

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Charese Locks, of the Rackham Graduate Students, expressed concern about communication of the new upholstered furniture outdoors ban. She stated another method of communication needed to be used besides updating the Rights and Duties of Tenants booklet.

Jim Mogensen, 3780 Green Brier, suggested following up with graduate students regarding the implementation of the new couch ban ordinance. He also addressed Council regarding the panhandling issue in the city.

Betsy DeParry addressed Council regarding the future of the 400 block of S. Fifth Ave. She said that she hoped that someone would bring the Heritage Row project back for reconsideration and asked that Council reconsider the proposed changes her husband has made to the Heritage Row Project.

Michael Benson, 2450 Stone School, said that he wanted to clarify that his earlier comments were on behalf of the graduate students, not his personal opinion. Mr. Benson thanked Council for passing the ordinance; and encouraged Council to review the ordinance in terms of its effectiveness, citations, etc., and in a reasonable time frame.

CLOSED SESSION UNDER THE MICHIGAN OPEN MEETINGS ACT, INCLUDING BUT NOT LIMITED TO, LABOR NEGOTIATIONS STRATEGY, PENDING LITIGATION, AND ATTORNEY/CLIENT PRIVILEGED COMMUNICATIONS SET FORTH OR INCORPORATED IN MCLA 15.268 (C), (E), AND (H).

A motion was made by Councilmember Teall, seconded by Councilmember Taylor, that the Council enter into Closed session to discuss purchase of real property, pending litigation and attorney/client privileged communications set forth or incorporated in MCLA 15.268 (C), (D), (E), and (H). On roll call, the vote was as follows, with the Mayor declaring the motion carried and the meeting recessed at 10:04 p.m.:

Yeas: 11 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Briere, Councilmember Smith, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

Nays: 0

MEETING RECONVENED

A motion was made by Councilmember Smith, seconded by Councilmember Briere, that the meeting reconvene. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:18 p.m.

10-0974

Resolution Regarding the Matter of City v Ryan A. Dibble, et al., Case No. 10-232-CH

A motion was made by Councilmember Higgins, seconded by Councilmember Teall, that Council authorize the City Attorney to negotiate and/or resolve the matter of City v Ryan A. Dibble, et al., Case No. 10-232-CH under the terms recommended by the City Attorney in Closed Session. On a voice vote, the Mayor declared the motion carried.

Enactment No: R-10-346

ADJOURNMENT

A motion was made by Councilmember Taylor, seconded by Councilmember Hohnke, that the meeting be adjourned. On a voice vote, the Mayor declared the motion carried and the meeting recessed at 10:20 P.M.

10-1000

Council Emails of September 20, 2010

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, SEPTEMBER 20, 2010 AT 7:00 A.M.

REPLAYS: TUESDAY, SEPTEMBER 21, 2010 AT 10:00 A.M. AND FRIDAY, SEPTEMBER 26, 2010 AT 7:30 P.M.

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Persons with disabilities are encouraged to participate. Accommodations, including sign language interpreters, may be arranged by contacting the City Clerk's Office by telephone at 734-794-6140 or by written request addressed to the City Clerk's Office, 100 N. Fifth Ave., Ann Arbor, MI 48104, at least 24 hours in advance.

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