

City of Ann Arbor

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



Action Minutes

Monday, October 3, 2011

7:00 PM

City Council, 301 E. Huron Street, 2nd Floor

City Council

CALL TO ORDER

Mayor Hieftje called the meeting to order at 7:09 p.m. in the Guy C. Larcom, Jr. Building, 2nd Floor Council Chambers, 301 E. Huron St.

MOMENT OF SILENCE

Council stood for a moment of silence.

PLEDGE OF ALLEGIANCE

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

ROLL CALL OF COUNCIL

Present: 10 - Mayor John Hieftje, Councilmember 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

APPROVAL OF AGENDA

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

Move: DC-3 Motion to Suspend Council Rules in Order to Reconsider the Heritage Row PUD Zoning and Site Plan (2/3 Vote of Councilmembers Present) (Consider before DC-2)

Add: DC-4 Resolution Approving Settlement of Habitat for Humanity v. Rowlands, City, and U of M, Case No. 2011-280-CH

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

INT INTRODUCTIONS

INT-1 11-1236 Introduction of ICMA Fellows

Wendy Rampson, Planning Manager, introduced members of the International City/County Management Association (ICMA) Fellows Program. Earlier this year, the City was selected by the ICMA as a host community for the International Professional Fellows Program. The program is an exchange program designed to increase mutual understanding between the people of the United States and residents of other countries to promote more sustainable communities worldwide. The ICMA Program is paid for through the support of the Department of State Educational and Cultural Affairs. Ms. Rampson introduced the Ann Arbor Fellows from Indonesia who are visiting for two weeks. All fellows in the program are selected to visit particular cities because of their similar sizes and issues in their home cities.

Received and Filed

PUBLIC COMMENTARY - RESERVED TIME (3 MINUTES PER SPEAKER)

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

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

1. Rita Mitchell - Grant of Easement to DTE Energy (MichCon) (DS-4)

Rita Mitchell, 621 Fifth St., addressed Council regarding the Resolution to grant an easement to DTE Energy MichCon. She said that the resolution was provided, however, there was no documentation of the language or the agreement that is proposed to be approved between the City and DTE Energy. The context for the change was not provided to the public, she stated. Ms. Mitchell urged Council to postpone the resolution and review the process.

2. Dennis Hayes - Clark Rezoning, 1712 S. State St. (C-1)

Dennis Hayes, 120 N. Fourth Ave., said that Tree City Cooperative has been attempting to comply with numerous requests by the City regarding their facility. He stated he understands that a medical marijuana dispensary is not part of the City's master plan in this location, but stated he thinks it is an appropriate use for the area and is a suitable location for that purpose. He expressed concern that the City Attorney is adopting the State Attorney General's opinion and the City has been demanding information from medical marijuana dispensaries based upon the recent Court of Appeals ruling. He urged Council to approve this rezoning and to be flexible.

3. Thomas Partridge - Recall Republicans in government. Protect Michigan's most vulnerable. Require affordable housing in all neighborhoods and developments in Ann Arbor, including City Place Apartments (DC-2)

Thomas Partridge, Ann Arbor resident, addressed Council urging the recall of Republicans in government, protecting Michigan's most vulnerable citizens, and requiring affordable housing in all neighborhoods and developments in Ann Arbor, including City Place Apartments.

4. Kermit Schlansker - Finance

Kermit Schlansker, 2960 Marshall, said that a league of local government partners comprised of city, county and state government officials could easily finance pilot projects dealing with the energy needs of local communities. Progress would no longer be dependent on the uncertainties of national politics, he stated.

5. Henry Herskovitz - Israel's legitimacy questioned?

Henry Herskovitz, 404 Mark Hannah, addressed Council regarding the issue of fairness. He said that the City of Ann Arbor has an ideal of fairness. He stated this same ideal of fairness, whether it be for local issues, such as neighborhood issues, or fairness between Israel and Palestine should be considered.

6. Libby Hunter - Fuller Park

Libby Hunter, 827 Bruce, serenaded Council in opposition to the Fuller Park Station Project.

COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER ANGLIN**

Councilmember Anglin read an email regarding Fuller Road Park and the proposed Fuller Road Station into the record, which read as follows:

"I strongly oppose any plans for Fuller Road without a public referendum. I understand that the current plans for the building, a parking garage, are in the form of a lease and this gives the appearance of a way to circumvent the requirements that changes and sales of city parkland require a public referendum. If so, this seems against the spirit of the public referendum requirement. If it is not meant to circumvent the spirit of that, then having a referendum even in the case of this lease proposal, would be the best and most transparent way to abide by the spirit of that requirement and Ann Arbor's dedication to its parks, even if it is not strictly required, would abide by the spirit."

Councilmember Anglin said that due to his concerns and the large number of questions received from residents, the Council should continue to have a discussion publicly on this issue. He asked the city clerk to add comments he provided as part of the Clerk's Report of Communications.

MAYOR HIEFTJE

Mayor Hieftje talked about the paved parking lot across the street from Fuller Park Pool and the soccer complex. The mayor stated that the federal government has awarded the first phase of funding for the Fuller Road Train Station and that money has now been obligated. The first \$2.8 million is now guaranteed, in addition to financial support that is coming from the State to fund high-speed rail between Detroit and Kalamazoo.

COUNCILMEMBER TEALL

Councilmember Teall announced that a dedication would take place on October 4, 2011 at 7:00 p.m. for the Dreiseitl Stormwater Art Project at City Hall.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

City Administrator Steve Powers reported on the following:

2011 STREET RESURFACING CONSTRUCTION PROJECT – STATUS AS OF OCTOBER 3, 2011

The following streets were recently completed and open to traffic:

- *Beakes St (Summit to Main St)*
- *Glazier Way (Wolverhampton to Earhart)*
- *First St (W. Davis to Koch)*

The following streets are currently under construction:

- *Oxford Road*
- *Longman Lane*

PUBLIC MEETINGS IN OCTOBER 2011

There will be three public meetings in the month of October to discuss the Street and Sidewalk Millage Proposals appearing on the November 8, 2011 Election Ballot. The meetings are scheduled for October 11, 12, and 18th. Additional information can be found on the City's website.

OCTOBER 10, 2011 WORK SESSION

The collaborative efforts of the City of Ann Arbor, the Ann Arbor Transportation Authority, the Downtown Development Authority and the University of Michigan on future transit options will be showcased at the City Council Work Session on October 10, 2011 in a presentation of the Ann Arbor Connector Feasibility Study. The study concluded that Ann Arbor has all of the attributes necessary for an advanced transit technology such as light rail or bus rapid transit system to complement the existing bus transit system. The presentation by URS Corporation, a national consulting firm hired by the partnership, will highlight the study's assumptions and recommendations for next steps.

PH PUBLIC HEARINGS (3 MINUTES PER SPEAKER)

PH-1 11-1044

Resolution to Establish an Energy Financing District and a Property Assessed Clean Energy (PACE) Program

A public hearing was conducted on the proposed Resolution to establish an Energy Financing District and a Property Assessed Clean Energy (PACE) Program. Notice of public hearing was published September 29, 2011.

Thomas Partridge, City resident, said that the resolution should be amended to make the benefits of the program available to residents throughout the city and Washtenaw County. He stated the resolution should have specific language directed toward improving energy conservation and reducing energy costs for people in multiple-housing developments including cooperatives, condominiums and traditional apartments in the city.

Conan Smith, 234 8th St., Chair of the Washtenaw County Board of Commissioners, spoke in support of the PACE program and thanked Council for taking the lead on this program. Commissioner Smith stated the County would like to use the work that the City is doing to encourage businesses to improve their energy efficiency and try and replicate that program in some of the County's smaller communities.

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

Held and Closed

PH-2 11-1122

Resolution to Approve the Andres Annexation, 0.3 Acre, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to approve the Andres Annexation, 0.3 acre, located at 305 Pinewood St. Notice of public hearing was published September 29, 2011.

Thomas Partridge, City resident, asked that Council delay consideration on all six of the proposed annexations on tonight's agenda until issues with affordable housing were addressed. He also expressed concern about whether the property owners wanted to be annexed to the City.

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

Held and Closed

PH-3 11-1128

Resolution to Approve the Ellis Annexation, 1.13 Acres, 3313 Dexter Road and Vacant Adjacent Parcel (CPC Recommendation: Approval - 8 Yeas and 0 Nays)

A public hearing was conducted on the proposed Resolution to approve the Ellis Annexation, 1.13 acres, located at 3313 Dexter Road and vacant adjacent parcel. Notice of public hearing was published September 29, 2011.

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

Held and Closed

- PH-4 11-1129** Resolution to Approve the French Annexation, 0.2 Acre, 3225 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A public hearing was conducted on the proposed Resolution to approve the French Annexation, 0.2 acre, located at 3225 Dexter Road. Notice of public hearing was published September 29, 2011.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**
- PH-5 11-1130** Resolution to Approve the Morris Annexation, 0.2 Acre, 427 Barber Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A public hearing was conducted on the proposed Resolution to approve the Morris Annexation, 0.2 acre, located at 427 Barber Avenue. Notice of public hearing was published September 29, 2011.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**
- PH-6 11-1131** Resolution to Approve the Skelley Annexation, 0.3 Acre, 545 Allison Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A public hearing was conducted on the proposed Resolution to Approve the Skelley Annexation, 0.3 Acre, located at 545 Allison Drive. Notice of public hearing was published September 29, 2011.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**
- PH-7 11-1132** Resolution to Approve the Zummer Annexation, 0.4 Acre, 3249 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A public hearing was conducted on the proposed Resolution to Approve the Zummer Annexation, 0.4 Acre, located at 3249 Dexter Road. Notice of public hearing was published September 29, 2011.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**
- PH-8 11-1139** Resolution to Approve the Pittsfield Retail Site Plan, 3590 Washtenaw (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A public hearing was conducted on the proposed Resolution to Approve the Pittsfield Retail Site Plan, located at 3590 Washtenaw. Notice of public hearing was published September 22, 2011.*
- There being no one present for comment, the Mayor declared the hearing closed.*
- Held and Closed**

COMMUNICATIONS FROM COUNCIL*COUNCILMEMBER BRIERE*

Councilmember Briere responded to a comment from the public regarding the City annexing clusters of properties into the city. She reminded the public that each of the properties on tonight's agenda did petition for annexation into the city, and that each had their own reasons for doing so. Councilmember Briere noted that these particular properties are all within the Gelman dioxane spill zone and this may have been a factor in their decision to annex. Councilmember Briere stated the Council will be, in the future, discussing annexing clusters of "township island" properties, but noted that these annexations tonight are not part of that discussion.

COUNCILMEMBER DEREZINSKI

Councilmember Derezinski reported on an effort in Kent County, called "Kent One" which is an effort to encourage and improve upon regional cooperation. He stated that he and Mayor Hieftje are aware of this effort and that Ann Arbor is looking into more efforts to promote regional cooperation.

(Councilmember Taylor arrived at 7:56 p.m.)

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

A APPROVAL OF COUNCIL MINUTES

A-1 11-1244 Working Session of September 12 and Regular Session of September 19, 2011

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, that the Minutes of the Working Session of September 12 and the Regular Session of September 19, 2011 be approved as presented. On a voice vote, the Mayor declared the motion carried.

CA CONSENT AGENDA

CA-1 11-1162 Resolution to Accept Board of Insurance Administration Meeting Minutes of August 25, 2011

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

Enactment No: R-11-428

B ORDINANCES - SECOND READING

None.

C ORDINANCES - FIRST READING

Old Business:

- C-1 11-1048** An Ordinance to Amend Chapter 55 (Zoning), Rezoning of 0.13 Acre from O (Office District) to C1 (Local Business District), Clark Property, 1712 South State Street (CPC Recommendation: Denial - 0 Yeas and 9 Nays)

(The complete text of this proposed ordinance is on file in the City Clerk's Office.)

A motion was made by Councilmember Teall, seconded by Councilmember Briere, that the Ordinance be approved on First Reading. On a roll call, the vote was as follows with the Mayor declaring the motion defeated:

Yeas: 3 - Councilmember Anglin, Councilmember Briere and Councilmember Smith

Nays: 8 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Derezinski, Councilmember Taylor and Councilmember Hohnke

D MOTIONS AND RESOLUTIONS

DC Old Business - Council:

- DC-1 11-1192** Resolution of Intent on the Use and Administration of Street and Bridge Resurfacing and Reconstruction and Sidewalk Repair Millage Funds

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

A motion was made by Councilmember Briere, seconded by Councilmember Taylor, to amend Attachment A of this Resolution as follows:

Attachment A

... 4. (2) Funds from the 2012 Street and Bridge Resurfacing and Reconstruction and Sidewalk Repair Millage that are used for street and/or bridge resurfacing and repair will be tracked and accounted for separately FROM THE MILLAGE FUNDS USED FOR SIDEWALK REPAIRS.

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

Note: All CAPS indicate new language.

A motion was made by Councilmember Smith, seconded by Councilmember Taylor, that the Resolution be postponed until 10/17/2011. On a voice vote, the Mayor declared the motion carried with one no-vote made by Councilmember Kunselman.

DC New Business - Council:

DC-3 11-1269 Motion to Suspend Council Rules in Order to Reconsider the Heritage Row PUD Zoning and Site Plan (2/3 Vote of Councilmembers Present)

Sponsors: Hohnke

Councilmember Hohnke moved, seconded by Councilmember Briere, to suspend the Council Rule relating to speaking times for discussion on DC-3 only. On a voice vote, the Mayor declared the motion carried.

A motion was made by Councilmember Hohnke, seconded by Councilmember Taylor, 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-11-413

11-1270 Motion for Reconsideration (6 Votes Required)

Sponsors: Hohnke

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

Enactment No: R-11-414

11-1271 Motion to Postpone Consideration of the Heritage Row PUD Zoning and Site Plan, and to Direct Staff to Revise the Project (6 Votes Required)

A motion was made by Councilmember Derezinski, seconded by Councilmember Rapundalo, that City Council amend the Motion to Postpone Consideration of the Heritage Row PUD Zoning and Site Plan, and to Direct Staff to Revise the Project as follows:

Fourth Paragraph:

I move that City Council direct the Planning and Development Services Unit and City Attorney's Office to incorporate the developer's LETTER proposal into the PREVIOUSLY PROPOSED PUD Zoning and Site Plan, and THEY review all THE required revised plans, regulations and agreements submitted by the developer, IN ACCORDANCE WITH THE REQUIREMENT OF THE PUD ORDINANCE, INCLUDING MAKING SUGGESTED CHANGES, prior to Council consideration.

Note: ALL CAPS indicate new language.

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

Yeas: 6 - Councilmember Kunselman, Councilmember Higgins, Councilmember Teall, Councilmember Anglin, Councilmember Smith and Councilmember Derezinski

Nays: 5 - Mayor Hieftje, Councilmember Rapundalo, Councilmember Briere, Councilmember Taylor and Councilmember Hohnke

11-1271 Motion to Postpone Consideration of the Heritage Row PUD Zoning and Site Plan, and to Direct Staff to Revise the Project (6 Votes Required)

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

Enactment No: R-11-415

DC-2 11-1260 Resolution to Approve the Assignment of the City Place Development Agreement and the Amendment of the City Place Development Agreement to Modify the Sequence of Construction

Sponsors: Hohnke

A motion was made by Councilmember Hohnke, seconded by Councilmember Briere, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried with no-votes made by Councilmembers Briere and Kunselman.

Enactment No: R-11-416

DC-4 11-1272 Resolution Approving Settlement of Habitat for Humanity v. Rowlands, City, and U of M, Case No. 2011-280-CH

Sponsors: Hohnke

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

Enactment No: R-11-417

RECESS

Mayor Hieftje called a recess at 9:47 p.m. The meeting reconvened at 10:00 p.m.

MOTION TO SUSPEND COUNCIL RULE #1

A motion was made by Councilmember Higgins, seconded by Councilmember Derezinski, to suspend Council Rule #1 regarding Regular Meetings held on the 1st and 3rd Mondays of the month, in order to allow Council to schedule a regular meeting on Monday, October 24, 2011. On a voice vote, the Mayor declared the motion carried.

DB New Business - Boards and Commissions:

- DB-1 11-1122** Resolution to Approve the Andres Annexation, 0.3 Acre, 305 Pinewood Street (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Hohnke, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-418
- DB-2 11-1128** Resolution to Approve the Ellis Annexation, 1.13 Acres, 3313 Dexter Road and Vacant Adjacent Parcel (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Hohnke, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-419
- DB-3 11-1129** Resolution to Approve the French Annexation, 0.2 Acre, 3225 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-420
- DB-4 11-1130** Resolution to Approve the Morris Annexation, 0.2 Acre, 427 Barber Avenue (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Hohnke, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-421
- DB-5 11-1131** Resolution to Approve the Skelley Annexation, 0.3 Acre, 545 Allison Drive (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Anglin, seconded by Councilmember Hohnke, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-422
- DB-6 11-1132** Resolution to Approve the Zummer Annexation, 0.4 Acre, 3249 Dexter Road (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Hohnke, seconded by Councilmember Anglin, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**
- Enactment No: R-11-423
- DB-7 11-1139** Resolution to Approve the Pittsfield Retail Site Plan, 3590 Washtenaw (CPC Recommendation: Approval - 8 Yeas and 0 Nays)
- A motion was made by Councilmember Kunselman, seconded by Councilmember Taylor, that the Resolution be approved. On a voice vote, the Mayor declared the motion carried.**

Enactment No: R-11-429

DS New Business - Staff:

DS-1 11-1158 Resolution Authorizing a Purchase Order for U.P.M. High Performance Cold Patch Material Bid #ITB-4176 from Barrett Paving Materials, Inc. (\$102,000.00 Annually)

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

Enactment No: R-11-424

DS-2 11-1044 Resolution to Establish an Energy Financing District and a Property Assessed Clean Energy (PACE) Program

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

Enactment No: R-11-425

DS-3 11-1041 Resolution to approve an Agreement with the Michigan Department of Transportation for the E. Stadium Boulevard Bridges Replacement Project (\$6,726,300.00)

Deleted from Agenda

DS-4 11-1219 Resolution Approving a Grant of Easement to DTE Energy (MichCon) (8 Votes Required)

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

Enactment No: R-11-426

DS-5 11-1237 Resolution to Amend the 2011 City Council Calendar

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

Enactment No: R-11-427

E COMMUNICATIONS FROM THE MAYOR

E-1 11-1210 Appointments - Confirmations

APPOINTMENTS APPROVED

Mayor Hieftje recommended the following appointments at the September 19, 2011 regular session of Council:

Human Rights Commission

*Andre Wilson (Re-appointment)
729 Brooks St.
Ann Arbor, MI 48103
Term: October 3, 2011- October 31, 2014*

*Leslie Krauz Stambaugh (Re-appointment)
1940 Ridge Ave.
Ann Arbor, MI 48104
Term: October 3, 2011-October 31, 2014*

A motion was made by Councilmember Smith, seconded by Councilmember Derezinski, that Council concur with the recommendations of the Mayor. On a voice vote, the Mayor declared the motion carried.

E-2 11-1268 Appointment - Confirmations

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

*Zoning Board of Appeals
Wendy Carman (Re-Appointment)
2340 Georgetown
Ann Arbor, MI 48105
Term: October 17, 2011-October 17, 2014*

*David Gregorka (Re-Appointment)
6 Ridgemor Drive
Ann Arbor, MI 48103
Term: October 17, 2011- October 17, 2014*

Referred to the City Council due back on 10/17/2011.

COMMUNICATIONS FROM COUNCIL

Mayor Hieftje stated he would also like to appoint Councilmember Teall to serve as the Council liaison to the Housing Commission.

A motion was made by Councilmember Smith, seconded by Councilmember Rapundalo, that Council concur with the recommendations of the Mayor to appoint Councilmember Teall to serve as Council liaison to the Ann Arbor Housing Commission. On a voice vote, the Mayor declared the motion carried.

F WRITTEN COMMUNICATIONS FROM THE CITY ADMINISTRATOR

None.

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 11-1256** Communication from the Village of Barton Hills regarding the Construction of a Retaining Wall at 1011 Forest Road - cc. Planning and Development Services
Filed.

I The following minutes were received for file:

- I-1 11-1144** Council Liquor License Review Committee - August 12, 2011
- I-2 11-1146** Downtown Area Citizens Advisory Council Minutes - July 6, 2011
- I-3 11-1149** Downtown Development Authority Board Minutes - July 6, 2011
- I-4 11-1150** Downtown Development Authority 2011 Annual Board Meeting Minutes - July 6, 2011
- I-5 11-1156** Downtown Development Authority Special Meeting Minutes - July 27, 2011
- I-6 11-1163** Taxicab Board Meeting Minutes - June 23, 2011
- I-7 11-1191** Minutes of Budget Committee - September 14, 2011
- I-8 11-1197** August 16, 2011 City Planning Commission Meeting Minutes
- I-9 11-1218** Ann Arbor Public Art Commission Meeting Minutes - July 27, 2011

- I-10 11-1222 Council Administration and Labor Committee Meeting Minutes of September 6, 2011
- I-11 11-1223 City of Ann Arbor Retiree Health Care Benefit Plan & Trust Board of Trustees' Minutes - August 18, 2011
- I-12 11-1224 Ann Arbor Employees' Retirement System Minutes for Regular Meeting - August 18, 2011
Filed.

PUBLIC COMMENT - GENERAL (3 MINUTES EACH)

Thomas Partridge, City resident, addressed Council regarding Michigan's most vulnerable residents and urged Council to support the recall of Governor Snyder.

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 Taylor, seconded by Councilmember Hohnke, that Council enter into Closed session to discuss the purchase or lease of real property under the Michigan Open Meetings Act, MCL 15.268 (D). On a roll call, the vote was as follows with the Mayor declaring the motion carried: (The meeting recessed at 10:25 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 Taylor, seconded by Councilmember Briere, that the meeting be reconvened. On a voice vote, the Mayor declared the motion carried and the meeting reconvened at 10:36 p.m.

ADJOURNMENT

10:36 p.m.

A motion was made by Councilmember Anglin, seconded by Councilmember Kunselman, that the meeting be adjourned. On a voice vote, the Mayor declared the motion carried and the meeting adjourned at 10:36 p.m.

- 11-1322 City Council Emails - October 3, 2011

COMMUNITY TELEVISION NETWORK (CTN) CABLE CHANNEL 16:

LIVE: MONDAY, OCTOBER 3, 2011, 7:00 P.M.

**REPLAYS: WEDNESDAY, OCTOBER 5, 2011, 10:00 A.M. AND FRIDAY,
OCTOBER 7, 2011 7:30 P.M.**

REPLAYS SUBJECT TO CHANGE WITHOUT NOTICE

Community Television Network Channel 16 live televised public meetings are also available to watch live online from CTN's website, www.a2gov.org/ctn, on "The Meeting Place" page (<http://www.a2gov.org/livemeetings>).

Live Web streaming is one more way, in addition to these listed below, to stay in touch with Ann Arbor City Council and board and commission actions and deliberations.

- **Video on Demand: Replay public meetings at your convenience online at www.a2gov.org/government/city_administration/communicationsoffice/ctn/Pages/VideoOnDemand.aspx**
- **Cable: Watch CTN Channel 16 public meeting programming via Comcast Cable channel 16.**

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.