



**CITY OF YPSILANTI
COUNCIL MEETING MINUTES
CITY COUNCIL CHAMBERS
ONE SOUTH HURON, YPSILANTI, MI 48197
TUESDAY, MARCH 6, 2007
7:30 P.M.**

I. CALL TO ORDER

The Council Meeting was called to order at 7:31 p.m.

II. ROLL CALL

Mayor Schreiber	Present	Council Member Richardson	Present
Council Member Gawlas	Present	Council Member Filipiak	Present
Council Member Robb	Present	Mayor Pro-Tem Swanson	Present
Council Member Nickels	Absent		

Motion to excuse Council Member Nickels offered by Council Member Richardson and supported by Council Member Swanson.

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

III. INVOCATION

Mayor Schreiber asked all to stand for a moment of silence.

IV. PLEDGE OF ALLEGIANCE

"I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all."

V. INTRODUCTIONS

Mayor Schreiber introduced John Harrington from the Towner House Foundation, and Mary Blaske from the Ann Arbor Symphony.

I. AGENDA APPROVAL

Motion to approve the agenda as amended.

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TUESDAY, MARCH 6, 2007
7:30 P.M.**

I. CALL TO ORDER –

II. ROLL CALL –

Mayor Schreiber	P A	Council Member Richardson	P A
Council Member Gawlas	P A	Council Member Filipiak	P A
Council Member Robb	P A	Mayor Pro-Tem Swanson	P A
Council Member Nickels	P A		

III. INVOCATION –

IV. PLEDGE OF ALLEGIANCE –

“I pledge allegiance to the flag, of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.”

V. INTRODUCTIONS –

VI. AGENDA APPROVAL –

VII. PRESENTATIONS –

- A. John Harrington – Towner House Foundation
- B. Rev. Keith Geiselman - First Presbyterian Church
- C. Bhaskar Mitra – Art of Living Foundation
- D. Mary Blaske – Ann Arbor Symphony

VIII. ORDINANCE –FIRST READING

- A. An Ordinance entitled “An ordinance to coordinate the Sections on Vehicle Trespass with the Authorized Wreckers ordinance”.
 - 1. Open public hearing.
 - 2. Resolution No. 2007-038, closing the public hearing.
 - 3. Resolution No. 2007-039, determination.
- B. An Ordinance entitled “An ordinance to add costs of prosecution to misdemeanor sanctions”.
 - 1. Open public hearing.

2. Resolution No. 2007-040, closing the public hearing.
3. Resolution No. 2007-041, determination.

IX. AUDIENCE PARTICIPATION -

X. REMARKS BY THE MAYOR –

XI. MINUTES –

- A. Resolution No. 2007-042, approving the minutes of February 20, 2007 meeting.

XII. RESOLUTIONS/MOTIONS/ETC.

- A. Resolution 2007-043, approving the ordinance entitled "An ordinance to regulate vehicle wrecker, towing, and storage services" is approved on Second and Final Reading and Declared Adopted.
- B. Resolution 2007-044, setting fees for the cost of prosecution in the fee schedule.
- C. Resolution 2007-045, an offer to buy 326 E Michigan.

XIII. COMMUNICATIONS FROM THE CITY MANAGER –

XIV. LIAISON REPORTS –

- A. SEMCOG Update
- B. Recreation Commission
- C. Washtenaw Area Transportation Study
- D. Ypsilanti Area Community Fund
- E. Smart Zone Local Development Finance Authority

XVII. COUNCIL PROPOSED BUSINESS -

XVI. COMMUNICATIONS FROM THE MAYOR -

XVII. AUDIENCE PARTICIPATION –

XVIII. REMARKS FROM THE MAYOR –

H. ADJOURNMENT -

- A. Resolution No. 2007-046, adjourning the City Council Meeting.

VII PRESENTATIONS

- A. John Harrington – Towner House Foundation
- B. Rev. Keith Geiselman - First Presbyterian Church

- C. Bhaskar Mitra – Art of Living Foundation
- D. Mary Blaske – Ann Arbor Symphony

VIII. ORDINANCE – FIRST READING

- A. An Ordinance entitled “An ordinance to coordinate the Sections on Vehicle Trespass with the Authorized Wreckers ordinance”.

1. Open public hearing

Dan Hunter - Expressed opposition over fees for Wreckers.

Darryl Engle – Expressed opposition over \$300.00 fee for Wreckers.

David McCoy - Expressed opposition over \$300.00 fee for Wreckers.

Jimmy Nagee - Expressed opposition over \$300.00 fee for Wreckers.

Abby Bayliss – Commented on seeking alternative ways to increased fees to city residents.

2. Resolution No. 2007-038, closing the public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing for the proposed ordinance entitled, “An ordinance to coordinate the Sections on Vehicle Trespass with the Authorized Wreckers ordinance.” be officially closed.

OFFERED BY: Council Member Gawlas

SUPPORTED BY: Mayor Pro-Tem Swanson

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

3. Resolution No. 2007-039, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "An ordinance to coordinate the Sections on Vehicle Trespass with the Authorized Wreckers ordinance" be approved on first reading.

OFFERED BY: Council Member Gawlas

SUPPORTED BY: Mayor Pro-Tem Swanson

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

B. An ordinance entitled "An ordinance to **ADD COSTS OF PROSECUTION TO MISDEMEANOR SANCTIONS"**

1. Open public hearing

Abby Bayliss - Commented on seeking alternative ways to increased fees to city residents.

2. Resolution No. 2007-040, closing the public hearing.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the public hearing for the proposed ordinance entitled, "An ordinance to **ADD COSTS OF PROSECUTION TO MISDEMEANOR SANCTIONS**" be officially closed.

OFFERED BY: Council Member Robb

SUPPORTED BY: Council Member Filipiak

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

3. Resolution No. 2007-041, determination.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That an ordinance entitled "**ADD COSTS OF PROSECUTION TOMISDEMEANOR SANCTIONS** " be approved on first reading.

OFFERED BY: Council Member Robb

SUPPORTED BY: Council Member Filipiak

VOTE

Yes: 4 No: 2 (Richardson and Swanson) Absent: 1 (Nickels) Vote: Carried

IX. AUDIENCE PARTICIPATION

A. Joseph Richardson – Commented on Council policy and procedures.

B. Barry LaRue – Expressed opposition to vacation of college place.

X. REMARKS BY THE MAYOR –

Mayor Schreiber asked City Clerk Rebecca Bintz to describe the process of an ordinance.

XI. MINUTES

- A. Resolution No. 2007-042**, approving the Minutes of February 20, 2007 meetings.

Minutes approved as amended

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the Minutes of February 20, 2007 meetings.
be approved.

OFFERED BY: Mayor Pro-Tem Swanson
SUPPORTED BY: Council Member Nickels

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

XII. RESOLUTIONS/MOTIONS/ETC. -

- A. Resolution 2007-043**, approving the ordinance entitled "An ordinance to regulate vehicle wrecker, towing, and storage services" on second and final reading.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the ordinance entitled "An ordinance to regulate vehicle wrecker, towing, and storage services" be **approved on Second and Final Reading and Declared Adopted**.

OFFERED BY: Council Member Robb
SUPPORTED BY: Council Member Gawlas

VOTE

Yes: 4 No: 2 (Filipiak and Richardson) Absent: 1 (Nickels) Vote: Carried

- B. Resolution 2007-044**, setting fees for the cost of prosecution in the fee schedule.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

That the following fee schedule is adopted pursuant to the Ypsilanti City Code, and the following fees relating to various sections of the City Code and activities of the City are hereby established, and the Police Department is authorized to charge and collect such fees effective immediately:

YPSILANTI CITY CODE

<u>DEPT/ DIV</u>	<u>SECTION NO.</u>	<u>TYPE OF FEE</u>	<u>CURRENT FEE</u>	<u>NEW FEE</u>
Police	1-15	Cost of Prosecution:		
Police		OWI		150
Police		OWI with accident		200
Police		OWI with blood draw		225

OFFERED BY: Council Member Gawlas
SUPPORTED BY: Council Member Robb

Council Member Gawlas made a motion to table the resolution until further notice. Council Member Filipiak supported.

VOTE:

YES: 6 NO: ABSENT: 1 (Nickels) VOTE: Tabled

C. **Resolution 2007-045**, an offer to buy 326 E Michigan.

The City has received an Offer to Purchase the property located at 326 East Michigan Avenue, which has been reviewed by the City Manager and the City Attorney. Based on that review, and the recommendations of the City Attorney, now therefore:

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

- a) The offer for \$40,000 is rejected;
- b) Council requests that City staff notify the offeror ~~please~~ must bring his current site into zoning compliance prior to resubmitting any future offers;
- c) Authority to negotiate the sale of this property to the City Manager, subject to the approval of the City Attorney, is designated to the City Manager;
- d) Negotiation authority of the City Manager to include, but not be limited to:
 - 1) The authority to reject offers;
 - 2) The authority to counter offer;
 - 3) The authority to negotiate details necessary to reach an agreement;
 - 4) The authority to accept offers, subject to the approval of the City Attorney, and final approval of City Council.

Council Member Richardson made a motion to amend as indicated with strike through. Council Member Filipiak supported.

VOTE:

YES: 6 NO: 0 ABSENT: 1 (Nickels) VOTE: Carried

OFFERED BY: Council Member Filipiak
SUPPORTED BY: Council Member Richardson

VOTE:

YES: 6 NO: 0 ABSENT: 1 (Nickels) VOTE: Carried

XIII. COMMUNICATIONS FROM THE CITY MANAGER

- A. 10 S. Prospect will close on March 12.
- B. Selection of Fire Chief will be this week and Assistant City Manager search is progressing.
- C. Regional Police Authority Request for Proposal is being finalized.
- D. Responded to Heritage Park Neighborhood Association in writing on MPRI program concerns.

XIV. LIAISON REPORTS

- A. SEMCOG Update – The annual workshop was held at EMU Eagle Crest Convention Center and Mayor Pro-Tem Swanson was reappointed to her executive seat.
- B. Recreation Commission – There was nothing to report at this time.
- C. Washtenaw Area Transportation Study – There was nothing to report at this time.
- D. Ypsilanti Area Community Fund – There was nothing to report at this time.
- E. Smart Zone Local Development Finance Authority – There is a March 13 board meeting.

XV. COUNCIL PROPOSED BUSINESS

- A. Council Member Richardson – Requested resolutions be on separate paper for ease in reading through council packets. She requested an update on any new information on Parkview Apartments. She requested an update on investigation progress by Police Chief into recent shooting.
- B. Council Member Filipiak – Passed on information about a rumor that EMU wanted to purchase Parkview Apartments and utilize them as married student housing. He inquired about substituting DOT Wrecker inspections in place of Wrecker Ordinance inspections.
- C. Council Member Robb – Proposed a working group between Ypsilanti Charter Township and Ypsilanti City on collaborative fire. He reported on his January 31, 2007 lunch meeting with Ypsilanti Township Fire Chief Morbito and Retired Chief

Roberts from Ypsilanti City on fire districts/collaboration. He discussed automatic mutual aid and its potential benefits.

- D. Council Member Gawlas – Commented on citizen concern about filling the Assistant City Manager position and inquired about Washtenaw County ability to offer HR support to City. Also, asked Council Member Robb and Council Member Richardson to clarify opinion on Income Tax in accordance with adopted City Council goals.
- E. Council Member Nickels – Absent.
- F. Mayor Pro-Tem Swanson – Questioned Housing Commission Staff about the demolition timeline on Paradise Manor. She inquired about new information on Parkview Apartments.

XVI. COMMUNICATIONS FROM THE MAYOR

- A. Met with Ypsilanti Freight House President Lesley Chace and commented on their interest in forming a Community Development Corporation with the Depot Town Association.
- B. Signed letter of support for study on commuter rail between Ann Arbor and Detroit.
- C. Attended a Municipal Impact Meeting by Ann Arbor Spark to discuss Washtenaw Promise and ways to attract people to the area.
- D. Read the February Mayor Update.

XVII. AUDIENCE PARTICIPATION –

- A. Billy Salamay – Commented on Dot inspections for Wreckers and described AAA requirements.
- B. Pete Murdock – Commented on Stop City Income Tax Committee.
- C. Dave Mole - Expressed opposition over \$300.00 fee for Wreckers.

XVIII. REMARKS FROM THE MAYOR –

- A. Mayor Schreiber thanked Assistant City Manger Bob Bruner for his contributions to the City of Ypsilanti and wished him well in his new position.

XIX. ADJOURNMENT

- A. **Resolution No. 2007-046**, adjourning the City Council Meeting.

RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI:

THAT the City Council Meeting be adjourned, on call, by the Mayor or two (2) members of Council.

OFFERED BY: Mayor Pro-Tem Swanson
SUPPORTED BY: Council Member Gawlas

VOTE

Yes: 6 No: 0 Absent: 1 (Nickels) Vote: Carried

Meeting was adjourned at 10:25 p.m.