

REGULAR SESSION - JUNE 3, 1991

The regular session of the Ann Arbor City Council was called to order at 7:32 p.m. in the City Hall Council Chamber by Mayor Elizabeth S. Brater.

Council stood for one moment of silence.

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

ROLL CALL OF COUNCIL

PRESENT: Councilmembers Larry Hunter, Ann Marie Coleman, Ingrid B. Sheldon, Kirk D. Dodge, Robert C. Grady, Nelson K. Meade, Mark Ouimet, Kurt Zimmer, Thais Anne Peterson, Robert Eckstein, Mayor Elizabeth S. Brater, 11.

ABSENT : 0.

INTRODUCTIONS

None.

AUDIENCE PARTICIPATION - Reserved Time

JANE BINNS - STEERE GARDENS

Jane Binns, 1544 Pine Valley Blvd., spoke in opposition to the proposed Steere Gardens Condominium Development. Ms. Binns stated that the site should be preserved in its natural state since the surrounding land is already heavily developed as multiple-family.

CHUCK MANITZ - DENIAL OF TAX ABATEMENT

Chuck Manitz, 7252 Noah's Landing, Gregory, MI., questioned Council's action concerning denial of the request to relocate his manufacturing facility to Dexter, Michigan, for tax abatement purposes.

DAVID NOEL - HOUSING CRISIS

David Noel, 410 W. Washington St., representing the Homeless Action Committee, stated that the City is still in need of safe and affordable housing for the homeless, as well as options for those who may soon be homeless. Mr. Noel further stated that the community should be preparing for the worst because of budget cuts at the State level.

BILL MEYER - STEERE GARDENS

Bill Meyer of Hobbs and Black Associates, Inc., representing the petitioner of the Steere Gardens project, stated that the developer has worked hard to make the plan sensitive to the site's natural features, needs of future residents and City issues. Mr. Meyer further stated that the petitioner believes that the parkland contribution requirement would benefit the development.

JIM SHIELDS - HOUSING CODE

Jim Shields, 849 Brookwood Pl., requested that City Council consider a Housing Code amendment for more security requirements for window screens. Mr. Shields also expressed concern with the requirement prohibiting additional electrical outlets.

PUBLIC HEARINGS

ATWELL-HICKS, INC. ZONING (ORDINANCE NO. 22-91)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 2 acres from TWP (Township District) to R4A/B (Multiple-Family Dwelling District), Atwell-Hicks, Inc. property, 1241 South Maple Road. Notice of public hearing was published May 29, 1991. This public hearing was recessed May 6, 1991.

The following person appeared:

Al Suggitt, 1241 S. Maple Rd., representing Atwell-Hicks, requested that the proposal be tabled for another month and that the public hearing be recessed.

There being no one else to speak the Chair declared the hearing recessed to July 1, 1991.

NEWPORT HILLS (MITCHELL) ZONING (ORDINANCE NO. 28-91)

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

53.19 acres from TWP (Township District) to R1A (Single-Family Dwelling District), Newport Hills (Mitchell) property, west side of Newport Road between Holyoke and Bird Road. Notice of public hearing was published May 19, 1991.

The following persons appeared:

Barry Levine, 401 E. Stadium Blvd., attorney representing the petitioner, requested that Council accept the Planning Commission's recommendation of approval, and urged Council's timely approval to allow the petitioner to take advantage of the building season.

Sandra Meltzer, 2215 Blueberry Lane, spoke in opposition to the proposal and submitted two letters of protest from neighbors (letters on file in the City Clerk's Office). Ms. Meltzer expressed concern that the density of the proposed development would adversely impact nearby property. Ms. Meltzer stated that drainage, sewer and site access are insufficient, and expressed concern with increased traffic on Newport Road which would jeopardize pedestrian and motor safety. Ms. Meltzer requested that these issues be addressed by the site plan stage.

There being no one else to speak the Chair declared the hearing closed.

NEWPORT HILLS (MITCHELL) AREA PLAN

A public hearing was conducted on the proposed Newport Hills (Mitchell) area plan, 53.19 acres, west side of Newport Road north of Bird Road. Notice of public hearing was published May 26, 1991.

The following persons appeared:

Al Suggitt of Atwell-Hicks, Inc., project engineer, stated that the sewer has sufficient capacity for the drainage area and that the load on the retention culvert will not be increased due to this development. Mr. Suggitt further stated that, according to the traffic impact study, Newport Road would continue to carry a Class A rating, even after the development is established.

Barry Levine, 401 E. Stadium Blvd., attorney representing the petitioner, urged approval of the proposed area plan. Mr. Levine stated that the petitioner reduced the number of lots to preserve more of the existing trees. Mr. Levine suggested that concerns raised by neighborhood residents be

address during site plan consideration.

There being no one else to speak the Chair declared the hearing closed.

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

Councilmember Dodge moved that the agenda be approved with the following changes:

CONSENT AGENDA

Delete: Resolution Authorizing Purchase of Property from Esther Snyder, et al for Plymouth Road Phase III (Traver Knoll Apartments) (\$12,750.00)

Delete: Resolution to Place Clean-Up Costs on the Tax Roll (\$11,803.54)

ORDINANCES - FIRST READING

Correct Title: Amendment to Chapter 55, Rezoning of 0.6 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Kovac Property, <northwest> **NORTHEAST** corner of Gladstone and Packard (Planning Commission recommendation: Approval - 7 years, 0 nays)

MOTIONS AND RESOLUTIONS

Delete: Resolution Regarding Parking Lot at South First and West William Streets (Councilmember Hunter)

Delete: Resolution to Approve Information Services Projects - RFP No. 271 and Bid No. 2141 (\$237,790.00)

Correct Title: Resolution Authorizing Purchase of Property from Traver Village Limited Partnership for Huron Parkway Extension <(\$227,300.00)> **(\$268,600.00)**

Delete: Resolution Authorizing Purchase of Property from First Martin Corporation (\$227,300.00)

Correct Resolution Authorizing Purchase of Property from William C. Martin for

Title: Huron Parkway Extension <(\$148,300.00)> **(\$334,300.00)**

Add: Resolution to Approve 1991 Jaycees Carnival

Add: Resolution to Amend Fiscal Year 1991-92 Budget (Mayor Brater)

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Add: Solid Waste Commission/City Council Joint Working Session - June 10, 1991

Add: Environmental Bond Update

Add: Solid Waste Progress Report Addendum - June 1991

CLERK'S REPORT

Add: Communication from Arnold and Ruth Tannenbaum, 2521 Newport Rd., protesting Newport Hills (Mitchell) Zoning (Ordinance No. 28-91) - Planning

On a voice vote the Chair declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF MAY 8, 13 AND 15 APPROVED

Councilmember Hunter moved that the special and working session minutes of May 8, 1991, the special and working session minutes of May 13, 1991, and the working session minutes of May 15, 1991 be approved as presented.

On a voice vote the Chair declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEMS APPROVED

Councilmember Hunter moved that the following Consent Agenda items be approved as

presented:

R-305-6-91 APPROVED

RESOLUTION TO APPROVE HAMMOND ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Hammond annexation, 0.41 acre, 426 Rose Drive.

Whereas, The territory hereinafter described is located in the Township of Scio and is adjacent to the corporate limits of the City of Ann Arbor;

Whereas, Frederick and Linda Hammond are the owners of the property; and

Whereas, It is the desire of Frederick and Linda Hammond to annex said territory to the City of Ann Arbor, pursuant to the provisions of Act 279 of the Public Acts of the State of Michigan for the year 1909, as amended;

RESOLVED, that the following described lands and premises situated and being in the Township of Scio, Washtenaw County, Michigan, be detached from said Township of Scio and annexed to the City of Ann Arbor, to wit:

Lots 156 and 157 of the Evergreens, Washtenaw County, Michigan, including adjacent Rose Drive right-of-way.

R-306-6-91 APPROVED

RESOLUTION TO APPROVE MC GEE ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed McGee annexation, 0.53 acre, 3270 Valley Drive.

Whereas, The territory hereinafter described is located in the Township of Scio and is adjacent to the corporate limits of the City of Ann Arbor;

Whereas, Sally McGee is the owner of the property; and

Whereas, It is the desire of Sally McGee to annex said territory to the City of Ann Arbor, pursuant to the provisions of Act 279 of the Public Acts of the State of Michigan for the year 1909, as amended;

RESOLVED, that the following described lands and premises situated and being in the Township of Scio, Washtenaw County, Michigan, be detached from said Township of Scio and annexed to the City of Ann Arbor, to wit:

Lot 185 and 187 of Evergreens, Washtenaw County, Michigan, including adjacent Valley Drive and Rose Drive rights-of-way.

R-307-6-91 APPROVED

RESOLUTION TO APPROVE SINDLINGER ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Sindlinger annexation, 0.25 acre, 390 Glenwood.

Whereas, The territory hereinafter described is located in the Township of Scio and is adjacent to the corporate limits of the City of Ann Arbor;

Whereas, Harold and Teruko Sindlinger are the owners of the property; and

Whereas, It is the desire of Harold and Teruko Sindlinger to annex said territory to the City of Ann Arbor, pursuant to the provisions of Act 279 of the Public Acts of the State of Michigan for the year 1909, as amended;

RESOLVED, that the following described lands and premises situated and being in the Township of Scio, Washtenaw County, Michigan, be detached from said Township of Scio and annexed to the City of Ann Arbor, to wit:

Lot 4 of the Evergreens, Washtenaw County, Michigan, including adjacent Glenwood Street right-of-way.

R-308-6-91 APPROVED

RESOLUTION TO REIMBURSE SOLID WASTE FUND FOR ENVIRONMENTAL BOND PROJECTS

Whereas, Ann Arbor voters approved the Environmental Bond Issue to fund specific environmental projects including Phase I Remediation and development of the Composting Center;

Whereas, Prior to the passage of the Bond, some of these projects were temporarily financed from the Solid Waste Fund; and

Whereas, The Series A bonds have now been sold;

RESOLVED, That a total of \$888,844.00 be transferred from the Environmental Bond Issue to the Solid Waste Fund as shown below:

SECTION I - REVENUE

\$888,844.00	From Environmental Bond, Series A
\$888,844.00	TOTAL

SECTION II - EXPENSE

	Reimburse the Solid Waste Fund
\$203,675.00	Remedial Investigation - Stages I & II
243,025.00	Remedial Investigation - Stages III & IV
331,154.00	Leachate Analysis & Mgt. Program
25,990.00	Cell IV Groundwater Assessment Program
<u>85,000.00</u>	Composting Center
\$888,844.00	TOTAL to Solid Waste Fund;

and

RESOLVED, That the appropriations be for the life of each project until officially closed without regard to fiscal year.

R-309-6-91 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES AGREEMENT WITH AYERS, LEWIS, NORRIS AND MAY, INC. FOR

CONSTRUCTION ENGINEERING SERVICES FOR HURON PARKWAY
EXTENSION AND TRAVERWOOD DRIVE ROAD IMPROVEMENTS

Whereas, It is necessary to employ a qualified professional engineering consulting firm to perform essential construction management, inspection, and staking services for the Huron Parkway Extension and Traverwood Drive Road Improvements Project;

Whereas, The firm of Ayres, Lewis, Norris and May, Inc. has demonstrated the required experience, personnel and competitive fee schedule to perform the work;

Whereas, The Personnel/Human Rights Department approved said firm for said work on June 3, 1991; and

Whereas, On May 20, 1991 with the approval of the project's construction budget, Council appropriated sufficient funds to cover the cost of said professional services;

RESOLVED, That Council authorize a professional services agreement in the standard City form in the amount of \$124,640.00 with Ayres, Lewis, Norris, and May, Inc. for construction management, inspection, and staking services for the Huron Parkway Extension and Traverwood Drive Road Improvements Project; and

RESOLVED, That the Mayor and Clerk be authorized and directed to execute said agreement after approval as to form by the City Attorney and approval as to substance by the City Administrator.

R-310-6-91 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES
AGREEMENT WITH CTI AND ASSOCIATES, INC. FOR
TESTING SERVICES FOR HURON PARKWAY EXTENSION
AND TRAVERWOOD DRIVE ROAD IMPROVEMENTS

Whereas, It is necessary to employe a qualified testing firm to perform essential testing for the Huron Parkway Extension and Traverwood Drive Road Improvements Project;

Whereas, The firm of CTI and Associates, Inc. has demonstrated the required experience, personnel and competitive fee schedule to perform the work;

Whereas, On June 3, 1991, the Personnel/Human Rights Department gave approval of said company for said work; and

Whereas, On May 20, 1991, with the approval of the project's construction budget, Council appropriated sufficient funds to cover the cost of this contract;

RESOLVED, That Council authorize a professional services agreement in the standard City form in the amount of \$31,500.00 with CTI and Associates, Inc. for construction testing and inspection services on the Huron Parkway Extension and Traverwood Drive Road Improvements Project; and

RESOLVED, That the Mayor and Clerk be authorized and directed to execute said agreement after approval as to form by the City Attorney and approval as to substance by the City Administrator.

R-311-6-91 APPROVED

RESOLUTION TO APPROVE SALE OF HOMEBUYER UNIT AT 3131 MC COMB STREET TO RAYCEAN HUNTER

Whereas, The Ann Arbor Housing Commission operates a program designed to provide homeownership potential for fifty low-income families;

Whereas, The program was designed to allow participants the opportunity to take title to the property they occupy either by purchase, or at such time as their reserve account is equal to their unamortized principal balance;

Whereas, Another Homebuyer occupant has decided to exercise their option to purchase their unit located at 3131 McComb Street;

Whereas, The purchase price of the home has been established at \$28,930.00; and

Whereas, The amount owed to the Ann Arbor Housing Commission, calculated as the purchase price, less the amount accumulated in the tenant reserve account, is equal to \$27,824.03;

RESOLVED, That the City Council approve the sale of the Homebuyer's unit located at 3131 McComb Street to Raycean Hunter and authorize the Mayor and City Clerk to execute a warranty deed conveying the property.

LEGAL DESCRIPTION: Lot 209 of Springwater Subdivision No. 2, a part of the NE 1/4 of Section, 10, T3S, R6E, City of Ann Arbor, Michigan,

Washtenaw County - according to the recorded Plat thereof.

R-312-6-91 APPROVED

RESOLUTION TO APPROVE REHABILITATION AGREEMENT
WITH LUCIUS AND RUBY CLINKSCALE

Whereas, The Community Development Department directs the housing rehabilitation program for low-income Ann Arbor residents as outlined in the Housing Program Guidelines and accepts applications for rehabilitation assistance;

Whereas, An application was received in August, 1990 from Lucius Clinkscale and Ruby Clinkscale for rehabilitation assistance to their home located at 730 Moore Street;

Whereas, Community Development staff has reviewed all required information submitted and has determined them eligible to receive rehabilitation assistance;

Whereas, Community Development staff prepared specifications for the rehabilitation and has received three bids for the work;

Whereas, Lucius Clinkscale and Ruby Clinkscale are prepared to enter into a contract agreement in the amount of \$23,955.00 with the lowest responsible bidder for completion of the rehabilitation work; and

Whereas, The Waiver and Review Board at its meeting on May 23, 1991 approved the waiver of the guidelines related to the maximum deferred loan amount (\$15,000.00) and recommended approval of the agreement;

RESOLVED, That the Mayor and City Council approve the Rehabilitation Agreement with Lucius Clinkscale and Ruby Clinkscale in the amount of \$23,955.00; and

RESOLVED, That the City Council authorize the Mayor and City Clerk to execute the required documents substantially in the form on file in the Office of the City Clerk.

R-313-6-91 APPROVED

RESOLUTION TO AMEND FAIRVIEW CEMETERY FEE RATES

Whereas, The Department of Parks and Recreation is responsible for the supervision and maintenance of Fairview Cemetery;

Whereas, Fairview Cemetery is established as a perpetual care responsibility;

Whereas, The perpetual maintenance/operating costs and contractual services are steadily increasing; and

Whereas, The current fees are inadequate for property on-going care and maintenance of the cemetery;

RESOLVED, That the following Fairview Cemetery service rates be approved by the Mayor and Council and made effective from the approval date of this resolution:

Current Interment Fees Proposed Interment Fees

		<u>Resident</u>	<u>Non-resident</u>
Adult	\$175.00	Adult \$275.00	\$330.00
Baby	100.00	Baby 200.00	240.00
Cremains	125.00	Cremains 200.00	240.00
Extra, Weekends & Holidays	50.00	Extra, Weekends & Holidays 100.00	120.00

Current Disinterment Fees

Proposed Disinterment Fees

		<u>Resident</u>	<u>Non-resident</u>
Adult	\$250.00	Adult \$300.00	\$360.00
Baby	150.00	Baby 225.00	270.00
Cremains	150.00	Cremains 225.00	270.00
Extra, Weekends & Holidays	100.00	Extra, Weekends & Holidays 150.00	180.00

Current Grave Space Price

Proposed Grave Space Price

		<u>Resident</u>	<u>Non-resident</u>
Adult	\$200.00	Adult \$300.00	\$360.00
Baby	75.00	Baby 150.00	180.00
Cremains	75.00	Cremains 150.00	180.00

R-314-6-91 APPROVED

RESOLUTION TO TRANSFER DELINQUENT ALARM
RESPONSE FEES TO THE 1991 TAX ROLL

Whereas, There are unpaid charges for alarm response to properties within the City which are unpaid on December 31, 1990;

Whereas, This Council did, on December 9, 1974, resolve that notice be given by first class mail to the owner of such properties of the amount due, and that this Council did intend that such amount would be assessed against such properties as a special assessment unless paid on or before April 1, 1991;

Whereas, The City Clerk has on file a list of such presently unpaid charges, incorporated as "Schedule A"; and

Whereas, Notice has been sent to all owners of property affected by such delinquent alarm response fees, in accordance with the Council resolution of December 9, 1974, to advise said property owners of the impending assessment;

RESOLVED, That the City Clerk shall forthwith certify to the City Assessor such unpaid charges and the names of owners of the premises so served; and

RESOLVED, That such charges be levied as special assessments against such owners and premises according to "Schedule A" together with an additional penalty charge of 10% of the total unpaid, as provided in Section 1.292 of the Ann Arbor City Code, and that the City Assessor shall place the same on the next tax roll of the City and that such charges be collected in the same manner as general City taxes.

R-315-6-91 APPROVED

RESOLUTION TO APPROVE PERMANENT OUTDOOR
SERVICE FOR KITTY O'SHEAS, INC., LOCATED
AT 112 WEST LIBERTY STREET

RESOLVED, That the request of Kitty O'Sheas, Inc. for a new outdoor service permit to be held in conjunction with a 1990 Class C licensed business, located on City

sidewalk in front of business addresses 112 and 114 West Liberty Street, Ann Arbor, be hereby approved.

R-316-6-91 APPROVED

RESOLUTION TO APPROVE PERMANENT OUTDOOR SERVICE FOR C & A OPERATING CORPORATION (BELLA CIAO), LOCATED AT 118-118 1/2 WEST LIBERTY STREET

RESOLVED, That the request from C & A Operating Corporation for a new (permanent) outdoor service permit to be held in conjunction with a 1990 Class C licensed business, located on City sidewalk in front of business address 118-118 1/2 West Liberty Street, Ann Arbor, be hereby approved.

R-317-6-91 APPROVED

RESOLUTION TO APPROVE PERMANENT OUTDOOR SERVICE FOR MR. FLOOD'S LTD., LOCATED AT 120 WEST LIBERTY STREET

RESOLVED, That the request from Mr. Flood's Ltd. for a new permanent Outdoor Service Permit to be held in conjunction with a 1990 Class C licensed business, located on City sidewalk in front of business address 120 West Liberty Street, Ann Arbor, be hereby approved.

The question being the foregoing Consent Agenda items as presented, on a voice vote the Chair declared the motion carried.

ORDINANCES - Second Reading

17-91 TABLED

STEERE GARDENS ZONING

An Ordinance to Amend the Zoning Map Being a Part of

Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 3.62 acres, located at the southeast corner of Packard and Independence, from TWP (Township District) to R3 (Townhouse Dwelling District).

Councilmember Meade moved that the ordinance be adopted at second reading.

Councilmember Meade moved that the ordinance be tabled to the July 1, 1991 regular session of Council to address some unresolved issues regarding the site plan.

On a voice vote the Chair declared the motion carried and the ordinance tabled at second reading.

22-91 TABLED

ATWELL-HICKS, INC. ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 2 acres, located at 1241 South Maple Road, from TWP (Township District) to R4A/B (Multiple-Family Dwelling District).

Councilmember Peterson moved that the ordinance be adopted at second reading.

Councilmember Peterson moved that the ordinance be tabled to the July 1, 1991 regular session of Council at the request of the petitioner for further discussions between the petitioner and the Planning Department.

On a voice vote the Chair declared the motion carried and the ordinance tabled at second reading.

28-91 APPROVED

NEWPORT HILLS (MITCHELL) ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 53.19 acres, located on the west side of Newport Road between Holyoke and Bird Road, from TWP (Township District) to R1A (Single-Family Dwelling District).

Councilmember Peterson moved that the ordinance be adopted at second reading.

On a voice vote the Chair declared the motion carried and the ordinance adopted at second reading.

14-91 APPROVED

KEYS LEFT IN IGNITIONS OF
UNATTENDED MOTOR VEHICLES

An Ordinance to Amend Section 10:53 of Chapter 126
of Title X of the Code of the City of Ann Arbor

This ordinance would make it a violation to leave keys in a motor vehicle on any new car lot, lease company lot or unattended parking lot.

Councilmember Peterson moved that the ordinance be adopted at second reading.

On a voice vote the Chair declared the motion carried and the ordinance adopted at second reading.

ORDINANCES - First Reading

29-91 APPROVED

ABED ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 0.37 acre, located at the southwest corner of Packard and Shady Lane, from TWP (Township District) to R1C (Single-Family Dwelling District).

Councilmember Peterson moved that the ordinance be approved at first reading.

On a voice vote the Chair declared the motion carried and the ordinance approved at first reading.

30-91 APPROVED

KOVAC ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 0.6 acre, located at the northeast corner of Gladstone and Packard, from TWP (Township District) to R1C (Single-Family Dwelling District).

Councilmember Meade moved that the ordinance be approved at first reading.

On a voice vote the Chair declared the motion carried and the ordinance approved at reading.

31-91 APPROVED

TAYLOR ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 0.44 acre, located at 315 Barber Street, from TWP (Township District) to R1C (Single-Family Dwelling District).

Councilmember Peterson moved that the ordinance be approved at first reading.

On a voice vote the Chair declared the motion carried and the ordinance approved at first reading.

32-91 APPROVED

WALKER ZONING

An Ordinance to Amend the Zoning Map Being a Part of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would change the zoning of 0.77 acre, located at 1815 North Maple Road, from TWP (Township District) to R1C (Single-Family Dwelling District).

Councilmember Peterson moved that the ordinance be approved at first reading.

On a voice vote the Chair declared the motion carried and the ordinance approved at first reading.

MOTIONS AND RESOLUTIONS

TABLED

RESOLUTION TO APPROVE STEERE GARDENS SITE PLAN AND SITE DEVELOPMENT AGREEMENT

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Steere Gardens site plan and site development agreement, 3.62 acres, southeast corner of Packard and Independence.

Whereas, Robert Chizek has requested site plan approval in order to construct 28 townhouse dwelling units in a condominium arrangement; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of September 25, 1990, recommended approval of said request;

RESOLVED, That the Steere Site Plan and Site Development Agreement be hereby approved.

Councilmember Meade moved that the resolution be adopted.

Councilmember Meade moved that the resolution be tabled to the July 1, 1991 regular session of Council to address some unresolved issues regarding the site plan.

On a voice vote the Chair declared the motion carried and the resolution tabled.

R-318-6-91 APPROVED

RESOLUTION TO APPROVE NEWPORT HILLS- MITCHELL AREA PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Newport Hills (Mitchell) area plan, 53.19 acres, west side of Newport Road north of Bird Road.

Whereas, Rem-Vero, Inc. has requested area plan approval in order to develop single-family condominium lots at least 20,000 square feet in size; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of April 23, 1991, recommended approval of said request;

RESOLVED, That the Newport Hills (Mitchell) Area Plan be hereby approved. Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

R-319-6-91 APPROVED

RESOLUTION APPROVE SETTLEMENT OF LIQUOR CONTROL COMMISSION ACTION ON DOOLEY'S

Whereas, There are lawsuits and other proceedings pending against Dooley's of Ann Arbor concerning liquor law violations on the Dooley's premises. The Attorney

General and the attorney for Dooley's have reached a settlement concerning all the proceedings. The settlement would require that Dooley's permanently observe a rule that would limit admission to the premises to persons over 21 years of age. It would also require Dooley's to serve an additional 30-day suspension and to pay fines. One of the terms of the settlement is that it will not take effect until the City of Ann Arbor indicates its approval of the settlement terms;

RESOLVED, By the Ann Arbor City Council that the City Council approve of the settlement of the Dooley's litigation. The City Attorney is directed to communicate this approval to the Michigan Liquor Control Commission.
Councilmember Coleman moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

R-320-6-91 APPROVED

RESOLUTION REGARDING HOUSING POLICY IMPLEMENTATION

Whereas, The Housing Policy Board at its May 15, 1991 meeting approved the following motion:

Resolved, That the Housing Policy Board requests that City Council direct the Planning Commission to follow the City's Housing Policy, to work with the Housing Policy Board on the implementation of the Housing Policy and to include in its reports to City Council an evaluation of the impact of any proposed project on affordable housing;

and

Whereas, In order to effect the implementation of the Housing Policy and promote its use within the internal City review of projects;

RESOLVED, That City Council direct the Planning Commission to follow the City's Housing Policy, to work with the Housing Policy Board on the implementation of the Housing Policy and to include in its reports an evaluation of the impact of any proposed project on affordable housing.

Councilmember Coleman moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

R-321-6-91 APPROVED

RESOLUTION AUTHORIZING PURCHASE OF PROPERTY
FROM TRAVER VILLAGE LIMITED PARTNERSHIP
FOR HURON PARKWAY EXTENSION

Whereas, Traver Village Limited Partnership is the owner of property located in the City of Ann Arbor, Michigan more fully described as follows:

Commencing at the S 1/4 corner of Section 15, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan, thence N 01E10'27" W 1,811.30 feet along the N-S 1/4 line of said Section 15, thence S 51E30'20" E 844.37 feet along the southwesterly right-of-way line of Huron Parkway (100.00 feet total width), to the POINT OF BEGINNING, THENCE N 01E10'27" W 129.91 feet, thence along the northeasterly right-of-way line of said Huron Parkway in the following (3) three courses: S 51E30'20" E 291.21 feet, southeasterly 294.88 feet along the arc of a curve to the left, radius 625.00 feet central angle 27E01'57", chord S 65E01'19" E 292.15 feet, S 78E32'17" E 183.10 feet, thence S 01E12'17" E 175.48 feet along the center line of Nixon Road, thence along the southwesterly right-of-way line of said Huron Parkway in the following (5) five courses: N 72E31'58" W 34.84 feet, N 36E51'53" W 81.23 feet, N 72E31'58" W 222.80 feet, northwesterly 245.65 feet along the arc of a curve to the right, radius 669.36, central angle 21E01'38", chord N 62E01'09" W 244.28 feet, N 51E30'20" W 208.28 feet to the POINT OF BEGINNING being a part of the S.E. 1/4 of said Section 15, T2S, R6E containing 1.86 acres of land subject to easements or restrictions of record, if any;

and

Whereas, Said owners have agreed to sell the above described property to the City for \$268,600.00;

RESOLVED, That this Council authorize the purchase of the above described property for \$268,600.00 upon the terms substantially the same as those contained in the agreement now on file with the City Clerk. The Mayor and City Clerk are authorized to execute the agreement approved as to form by the City Attorney and as to substance by the City Administrator; and

RESOLVED, That \$268,600.00 and such other sums as may be incidental to the purchase of the property be appropriated from the Spring 1991 Special Assessment Bond Issue.

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

TABLED

RESOLUTION AUTHORIZING PURCHASE OF PROPERTY FROM IRONWOOD ASSOCIATES, LIMITED PARTNERSHIP FOR HURON PARKWAY EXTENSION

Whereas, Ironwood Associates Limited Partnership is the owner of property located in the City of Ann Arbor, Michigan more fully described as follows:

COMMENCING AT THE N 1/4 CORNER, SECTION 15, T2S, R6E, CITY OF ANN ARBOR, WASHTENAW COUNTY, MICHIGAN; THENCE S 01E11'07" E 2,715.03 FEET ALONG THE N-S 1/4 LINE OF SAID SECTION 15 TO THE CENTER OF SAID SECTION 15; THENCE S 01E10'27" E 751.04 FEET ALONG THE N-S 1/4 LINE OF SAID SECTION 15 FOR A PLACE OF BEGINNING; THENCE CONTINUING ALONG SAID N-S 1/4 LINE 96.99 FEET TO A POINT BEARING N 01E10'27" W 1,840.43 FEET FROM THE S 1/4 OF SAID SECTION; THENCE N 51E49'27" W 874.23 FEET; THENCE 673.07 FEET ALONG THE ARC OF A 900.00 FEET RADIUS CIRCULAR CURVE TO THE LEFT, DELTA 42E50'55", CHORD BEARING N 73E14'55" W 657.49 FEET; THENCE N 00E54'42" W 76.11 FEET ALONG THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 15; THENCE N 88E09'15" E 40.18 FEET ALONG THE E-W 1/4 LINE OF SAID SECTION 15; THENCE NONTANGENTIALLY 684.01 FEET ALONG THE ARC OF A 975.00 FEET RADIUS CIRCULAR CURVE CONCAVE TO THE SOUTH, DELTA 40E11'45", CHORD BEARING S 71E55'20" E 670.07 FEET; THENCE S 51E49'27" E 812.73 FEET TO THE PLACE OF BEGINNING. BEING A PART OF THE S.W. 1/4 OF SAID SECTION 15 AND CONTAINING 2.655 ACRES OF LAND, MORE OR LESS;

and

Whereas, Said owners have agreed to sell the above described property to the City for \$195,000.00;

RESOLVED, That this Council authorize the purchase of the above described property for \$195,000.00 upon the terms substantially the same as those contained in the agreement now on file with the City Clerk. The Mayor and City Clerk are authorized to execute the agreement approved as to form by the City Attorney and as to substance by the City Administrator; and

RESOLVED, That \$195,000.00 and such other sums as may be incidental to the purchase of the property are appropriated from the Spring 1991 Special Assessment Bond Issue.

Councilmember Coleman moved that the resolution be adopted.

Councilmember Coleman moved that the resolution be tabled to the June 17, 1991 regular session of Council.

On a voice vote the Chair declared the motion carried and the resolution tabled. (The resolution was reconsidered later in the agenda.

R-322-6-91 APPROVED

RESOLUTION AUTHORIZING PURCHASE OF
PROPERTY FROM WILLIAM C. MARTIN FOR
HURON PARKWAY EXTENSION

Whereas, William C. Martin is the owner of property located in the City of Ann Arbor, Michigan more fully described as follows:

COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 15, T2S, R6E, ANN ARBOR TOWNSHIP, WASHTENAW COUNTY, STATE OF MICHIGAN; THENCE N 01E10'27" W 1,808.10 FEET ALONG THE N-S 1/4 LINE OF SAID SECTION FOR A POINT OF BEGINNING; THENCE N 51E49'27" W 894.73 FEET; THENCE 436.90 FEET ALONG THE ARC OF A 625.48 FEET RADIUS CIRCULAR CURVE TO THE LEFT, DELTA 40E01'18", CHORD BEARING N 71E50'06" W 428.08 FEET; THENCE S 88E09'15" W 206.18 FEET; THENCE N 00E54'42" W 82.35 FEET ALONG

THE WEST LINE OF THE E 1/2 OF THE S.W. 1/4 OF SAID SECTION; THENCE NONTANGENTIALLY 673.07 FEET ALONG THE ARC OF A 900.00 FEET RADIUS CIRCULAR CURVE CONCAVE TO THE SOUTH, DELTA 42E50'55", CHORD BEARING S 73E14'55" E 657.49 FEET; THENCE S 51E49'27" E 874.23 FEET; THENCE S 01E10'27" E 32.33 FEET ALONG SAID N-S 1/4 LINE TO THE PLACE OF BEGINNING. BEING A PART OF THE S.W. 1/4 OF SAID SECTION 15 AND CONTAINING 1.295 ACRES OF LAND, MORE OR LESS.

AND

Commencing at the S 1/4 corner of Section 15, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan thence N 01E10'27" W 1,811.30 feet along the N-S 1/4 line of said Section 15 to the POINT OF BEGINNING, thence N 01E10'27" W 129.91 feet along the N-S 1/4 line of said Section 15, thence S 51E30'20" E 844.37 feet along the northeasterly right-of-way line of Huron Parkway (100.00 feet total width), thence S 01E10'27" E 129.91 feet, thence N 51E30'20" W 844.37 feet along the southwesterly right-of-way line of said Huron Parkway to the POINT OF BEGINNING, being a part of the S.E. 1/4 of said Section 15, T2S, R6E containing 1.94 acres of land subject to easements or restrictions of record, if any;

and

Whereas, Said owners have agreed to sell the above described property to the City for \$334,300.00;

RESOLVED, That this Council authorize the purchase of the above described property for \$334,300.00 upon the terms substantially the same as those contained in the agreement now on file with the City Clerk. The Mayor and City Clerk are authorized to execute the agreement approved as to form by the City Attorney and as to substance by the City Administrator; and

RESOLVED, That \$334,300.00 and such other sums as may be incidental to the purchase of the property be appropriated from the Spring 1991 Special Assessment Bond Issue.

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

R-323-6-91 APPROVED

RESOLUTION TO AWARD CONTRACT
FOR MILLER MANOR/BAKER COMMONS FIRE
PROTECTION AND DETECTION PROJECT

Whereas, The public housing buildings as 727 Miller Ave. (Miller Manor) and 106 Packard (Baker Commons) need fire alarm protection rehabilitation;

Whereas, The Ann Arbor Housing Commission, through its architectural firm, has prepared plans and specifications which resulted in the submission of bids; and

Whereas, The Department of Housing and Urban Development, through the Comprehensive Improvement Assistance Program, has provided funds for this project based on their approval of the required documents;

RESOLVED, That the City Council approve and award the Miller Manor/Baker Commons Fire Protection and Detection projects to Pulsar Electronics, Inc. of Trenton, Michigan for: a) Miller Manor, up to \$57,529.00; and b) Baker Commons, up to \$39,129.00; and

RESOLVED, That the Mayor and City Clerk be authorized to execute the contract that is substantially in the form of that on file with the City Clerk.

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

DEFERRED

RESOLUTION AMENDING PARKING FEES

RESOLVED, That in accordance with Chapter 30, Section 2:82, the following proposed parking rates be established:

EXISTING

PROPOSED

SPECIAL RESERVED PARKING:

"Reserved" spaces \$100/month Abolish

VALIDATION:

.25/hr. (max. 4 hrs.) .40/hr. (max. 4 hrs.)

ANN/ASHLEY CARPORT:

.40/hr.	No change
Monthly Parking:	
\$60/resident	\$70/resident
\$65/non-resident	\$85/non-resident
Hours of Operation:	
8AM-6PM, Mon-Sat	8AM-9PM, Mon-Sat
Art Fair Drive-in: \$5.00	No change

FOREST CARPORT:

.40/hr.	No change
Monthly Parking:	
\$60/resident	\$70/resident
\$65/non-resident	\$85/non-resident
Group Parking/50 or more:	Eliminate
\$45 (7/1/90-6/30/91)	
Hours of Operation:	
8AM-6PM, Mon-Sat	8AM-9PM, Mon-Sat
Art Fair Drive-in: \$5.00	No change

FOURTH & WASHINGTON CARPORT:

1st hr.: .30	.40
2nd hr.: .40 (.20 per 1/2 hr.)	.50 (.25 per 1/2 hr.)
3rd hr.: .50 (.25 per 1/2 hr.)	.60 (.30 per 1/2 hr.)
Each add. hour: .50	.60
Drive-in after 6PM: \$1.00	\$2.00

EXISTING**PROPOSED**FOURTH & WASHINGTON CARPORT (Cont.)

Art Fair Drive-in: hourly rate	\$5.00/Drive-in
Hours of Operation:	
7AM-11PM, Mon-Thurs	No change

7AM-12:30AM, Fri-Sat

7AM-11PM, Fri-Sat

NOTE: Downtown residents who currently hold parking permits at this location are allowed to purchase permits at \$60/month

Same terms at \$70/month

FOURTH & WILLIAM CARPORT:

.40/hr.

No change

Monthly parking:

\$60/resident

\$70/resident

\$65/non-resident

\$85/non-resident

Group Parking/50 or more:

Eliminate

\$50/month (7/1/90-6/30/91)

Art Fair Drive-in: \$5.00

No change

House of Operation:

7AM-6PM, Mon-Sat

7AM-9PM, Mon-Sat

LIBERTY SQUARE CARPORT:

.40/HR.

No change

Monthly Parking:

\$60/resident

\$70/resident

\$65/non-resident

\$85/non-resident

Group Parking/50 or more:

Eliminate

\$50/month (7/1/90-6/30/91)

Art Fair Drive-in: \$5.00

No change

Hours of Operation:

7AM-11PM, Mon-Sat

7AM-9PM, Mon-Sat

MAYNARD CARPORT:

1st hr.: .30

.40

2nd hr.: .40 (.20 per 1/2 hr.)

.50 (.25 per 1/2 hr.)

3rd hr.: .50 (.25 per 1/2 hr.)

.60 (.30 per 1/2 hr.)

Each add. hour: .50

.60

EXISTING

PROPOSED

MAYNARD CARPORT (Cont.)

Monthly Parking:

\$60/resident	\$70/resident
\$65/non-resident	\$85/non-resident
Group Parking/50 or more: \$50/month (7/1/90-6/30/91)	Eliminate
Drive-in after 6PM: \$1.00	\$2.00
Art Fair Drive-in: \$5.00	No change
Hours of Operation: 7AM-11PM, Mon-Sat	No change

WASHINGTON & FIRST CARPORT:

.40/hr.	Eliminate hourly rate
Monthly Parking: \$60/resident	\$70/resident
\$65/non-resident	\$85/non-resident
Hours of Operation: 8AM-6PM, Mon-Sat	24 hrs.

PARKING LOTS:

.50/hr.	No change
Monthly Parking: \$60/resident	\$70/resident
\$65/non-resident	\$85/non-resident
Hours of Operation: 8AM-6PM, Mon-Sat, Except: S. Fifth Ave. 8AM-8PM E. University Ave. 8AM-9PM	8AM-9PM, Mon-Sat All locations

METER BAG FEES:

1-7 days: \$6.00/day	No change
8-14 days: \$9.00/day	
Over 15 days: \$12.00/day	
Plus required deposit	

EXISTING

PROPOSED

ON-STREET METERS:

Available: 1,475	1,600
Rate: .50/hr.	No change
Hours of Operation: 8AM-6PM	No change

Councilmember Peterson moved that the resolution be adopted.

Councilmember Zimmer moved that the resolution be tabled to the June 17, 1991 regular session of Council.

After further discussion, the tabling motion was withdrawn.

Council unanimously agreed that the resolution be deferred to the end of the agenda.

DEFERRED

RESOLUTION AMENDING AIRPORT FEES

RESOLVED, That the following proposed Airport User Fees be established and charged to all tenants at the Ann Arbor Municipal Airport effective August 1, 1991:

Monthly Aircraft Hangar Rental Rates

	Current	Proposed
<u>Hanger Building</u>	<u>Rate</u>	<u>Rate</u>
International and Hangar C	\$146.00	\$160.00
Butler Hangar	72.00	80.00
Hangar A and B	161.00	177.00
Hangar D and K through O	174.00	190.00
Hangar P and Q	198.00	220.00
Hangar E	270.00	300.00

Monthly Storage Area Rental Rates

Current	Proposed
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<u>Hanger Building</u>	<u>Rate</u>	<u>Rate</u>
International and Hanger C	\$36.00	\$40.00
Hangar A and B	28.00	31.00
Hangar D and K through O	30.00	33.00
Hangar P, Q and E	66.00	73.00

Monthly Tie Down Rental Rates

	Current <u>Rate</u>	Proposed <u>Rate</u>
Tie Down Sod	\$47.00	\$50.00

Fuel Flowage Fee Per Gallon

	Current <u>Rate</u>	Proposed <u>Rate</u>
Aviation Fuel	\$.075	\$ 0.09
Jet A Fuel	.075	0.09

Land Lease Rates Per Year Per Square Foot

	Current <u>Rate</u>	Proposed <u>Rate</u>
Unimproved Land	\$ 0.132	\$ 0.145
Commercial Fees	200/175/150.00	200.00
Special Event Aircraft Parking		5.00

Councilmember Coleman moved that the resolution be adopted.

Councilmember Coleman moved that the resolution be tabled to the June 17, 1991 regular session agenda for further information concerning nonresident fees and special event aircraft parking fees.

After further discussion, the tabling motion was withdrawn.

Council unanimously agreed that the resolution be deferred to the end of the agenda.

R-324-6-91 APPROVED AS AMENDED

RESOLUTION REGARDING ANN ARBOR SUMMER FESTIVAL

A resolution regarding the Ann Arbor Summer Festival was considered.

Councilmember Sheldon moved that the resolution be adopted.

Councilmember Coleman moved that last two paragraphs of the resolution be amended as follows:

RESOLVED, That the City Council approve a service agreement with the Ann Arbor Summer Festival, Inc. in the amount of ~~<\$7,500.00>~~ **\$14,789.00** and that the Mayor and City Clerk be authorized to sign the agreement; and

RESOLVED, That ~~<\$7,500.00>~~ **\$14,789.00** be expended from the Community Events Account which has a current balance of \$14,789.00.

On a voice vote the Chair declared the motion carried.

The question being the resolution as amended, on a voice vote the Chair declared the motion carried.

The resolution as adopted reads as follows:

R-324-6-91

RESOLUTION REGARDING ANN ARBOR SUMMER FESTIVAL

Whereas, The Ann Arbor Summer Festival, Inc. has requested \$15,000 from the Community Events Account; and

Whereas, The City Administrator has recommended that \$7,500.00 be expended from the Community Events Funds Account at this time;

RESOLVED, That the City Council approve a service agreement with the Ann Arbor Summer Festival, Inc. in the amount of \$14,789.00, and that the Mayor and City Clerk be authorized to sign the agreement; and

RESOLVED, That \$14,789.00 be expended from the Community Events Account which has a current balance of \$14,789.00

R-325-6-91 APPROVED

RESOLUTION TO APPROVE 1991 JAYCEES CARNIVAL

Whereas, The Ann Arbor Jaycees have requested the permission to hold a carnival at the Pioneer High School parking lot from June 26 through June 30; and

Whereas, The City Code prohibits such amusements without the permission of the Ann Arbor City Council, and subject to conditions set by the Council;

RESOLVED, That the Ann Arbor Jaycees be permitted to conduct a carnival at the Pioneer High School parking lot from June 26 through June 30;

RESOLVED, That the following items constitute the conditions under which permission is granted to hold the event:

- a) Noise emitting from the operation of the carnival shall not register above 80 decibels and shall terminate no later than 11:30 p.m. and shall commence no earlier than 11:00 a.m. each morning, with all carnival activities terminated by midnight;
- b) If numerous noise complaints are received, the Police Department may require certain noise generating machines to be turned down or totally off at any time during the carnival;
- c) Evidence of proper insurance protection shall be presented to and approved by the City Attorney;
- d) Vendors of food and/or drink shall be properly licensed to insure sanitary handling of products consumed by the public;
- e) Proper fire lanes shall be maintained for safety purposes;
- f) Electrical connections shall be made by a licensed electrician;
- g) Upon termination of the carnival, the sponsors shall clear the area

and surrounding neighborhood of any debris resulting from the operation of the carnival;

- h) The sponsors shall pay 100% of the billed cost for law enforcement personnel from the Ann Arbor Police Department for the duration of the event. This cost was determined to be \$3,000.00 by the Ann Arbor Police Department; and
- i) Any other concerns shall be subject to city administrative control and Ann Arbor City Police regulations;

and

RESOLVED, That permission be revoked at any time for good cause by the City Administrator, the Chief of Police or the City Council.

Councilmember Coleman moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

R-326-6-91 APPROVED

RESOLUTION TO AMEND FISCAL YEAR 1991-92 BUDGET

RESOLVED, That the Clerk Typist II position will be 100% time in the Mayor/Council budget and 0% time in the City Administrator budget.

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

REINSTATED AND DEFERRED

RESOLUTION TO APPROVE INFORMATION SERVICES

PROJECTS - RFP NO. 271 AND BID NO. 2141

Whereas, The City of Ann Arbor has completed an Information Services Strategic Plan (ISSP) to guide investment in Information Technology for the next six years;

Whereas, The Information Services Steering Committee (ISSC) has identified four projects necessary to continue implementation of the ISSP: the City wide Communications Network, Workstation Additions, Fuel System Hardware, and Data Base Server Hardware;

Whereas, The Information Services Department has prepared implementation plans, equipment specifications, bid documents, requests for proposals, and other technical elements necessary to implement these projects;

Whereas, RFP No. 271: Citywide Communications Network: Voice and Data Cabling and Bid No. 2141: Workstations were sent to all qualified vendors;

Whereas, Clover Communications, Inc. at \$118,003.59 was determined to be the most qualified and lowest cost respondent to RFP No. 271 and Computer land of Southfield at \$106,267.00 and O/E Systems at \$13,520.00 were determined to be the lowest responsive bidders to Bid No. 2141;

Whereas, Clover Communications, Inc. received Human Rights approval on March 12, 1991, Computerland of Southfield received Human Rights approval on May 20, 1991, and O/E Systems received Human Rights approval on May 20, 1991; and

Whereas, Funding for the Citywide Communications Network: Voice and Data Cabling will be obtained through an appropriation of unreserved retained earnings of the Information Services Fund, funding for the Workstation Additions will be obtained from the FY 1990-91 departmental operating budgets, funding for the Fuel System Hardware will be obtained from the FY 1990-91 City Garage operating budget, and funding for the Data Base Server Hardware is contained in the FY 1990-91 operating budget of the Information Services Department;

RESOLVED, That Council award Bid No. 2141 to Computerland of Southfield in the amount of \$106,267.00, to O/E systems in the amount of \$13,520.00; and that the contract for installation of the City Communications Network: Voice and Data Cabling with Clover Communications, Inc. in the amount of \$118,003.59 be approved and the Mayor and City Clerk be authorized to execute the contract on behalf of the City; and

RESOLVED, That the City Administrator be directed to appropriate the amount of \$118,003.59 from the Information Services unreserved retained earnings to the FY 1990-91 Information Services Department operating budget for the installation of the Citywide Communications Network: Voice and Data Cabling, and the balance of the appropriation

be carried into the FY 1991-92.

Councilmember Hunter moved that the resolution (deleted during approval of agenda) be placed back on the agenda for consideration.

On a voice vote the Chair declared the motion carried.

Councilmember Peterson moved that the resolution be deferred to the end of the agenda.

On a voice vote the Chair declared the motion carried and the resolution deferred.

R-327-6-91 REINSTATED AND APPROVED

RESOLUTION AUTHORIZING PURCHASE OF PROPERTY FROM ESTHER SNYDER, ET AL FOR PLYMOUTH ROAD PHASE III - TRAVER KNOLL APARTMENTS

Whereas, Esther Snyder, Trustee for the Esther Snyder declaration of trust, as to an undivided 31.645% interest, Lea Snyder Blizman, as to an undivided 59.335% interest and Alexis Sarah Blizman, as to an undivided 9% interest, are the owners of the property located in the City of Ann Arbor, Michigan more fully described as follows:

Commencing at the N 1/4 corner of Section 21, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01E15'30" E, 1,148.42 feet along the N & S 1/4 line of said Section 21; thence S 44E12'30" W, 212.72 feet along the centerline of Traver Road; thence S 26E00'30" E, 340.33 feet to the POINT OF BEGINNING; thence N 63E59'30" E, 41.00 feet; thence S 26E00'30" E, 153.63 feet; thence southeasterly 63.30 feet along the arc of a 250.00 foot radius circular curve to the left, through a central angle of 14E30'27", having a chord which bears S 33E15'43" E, 63.13 feet; thence S 40E30'57" E, 100.40 feet; thence S 49E29'03" W, 94.12 feet along the northerly right-of-way of the Ann Arbor Railroad; thence northwesterly 133.56 feet along the arc of a 521.93 foot radius circular curve to the left, through a central angle of 14E39'43", having a chord which bears N 18E40'38" W, 133.20 feet; thence N 26E00'30" W, 204.92 feet to the POINT OF BEGINNING, containing 16,430.83 sq. ft. or 0.377 acres of land, more or less. Subject to easements and restrictions of record, if any;

and

Whereas, Said owners have agreed to sell the above described property to the City

for \$12,750.00;

RESOLVED, That this Council authorizes the purchase of the above described property for \$12,750.00 upon the terms substantially the same as those contained in the agreement now on file with the City Clerk;

RESOLVED, That the Mayor and City Clerk are authorized to execute the agreement approved as to form by the City Attorney and as to substance by the City Administrator; and

RESOLVED, That \$12,750.00 and such other sums as may be incidental to the purchase of the property are appropriated from the Major Street Millage, Fund 062.

Councilmember Coleman moved that the resolution (deleted during approval of agenda) be placed back on the agenda for consideration.

On a voice vote the Chair declared the motion carried.

Councilmember Coleman moved that the resolution be adopted.

On a voice vote the Chair declared the motion carried.

RECONSIDERED AND DEFERRED

RESOLUTION AUTHORIZING PURCHASE OF PROPERTY FROM IRONWOOD ASSOCIATES, LIMITED PARTNERSHIP FOR HURON PARKWAY EXTENSION

Whereas, Ironwood Associates Limited Partnership is the owner of property located in the City of Ann Arbor, Michigan more fully described as follows:

COMMENCING AT THE N 1/4 CORNER, SECTION 15, T2S, R63, CITY OF ANN ARBOR, WASHTENAW COUNTY, MICHIGAN; THENCE S 01E11'07" E 2,715.03 FEET ALONG THE N-S 1/4 LINE OF SAID SECTION 15 TO THE CENTER OF SAID SECTION 15; THENCE S 01E10'27" e 751.04 FEET ALONG THE N-S 1/4 LINE OF SAID SECTION 15 FOR A PLACE OF BEGINNING; THENCE CONTINUING ALONG SAID N-S 1/4 LINE 96.99 FEET TO A POINT BEARING N 01E10'27" W 1,840.43 FEET FROM THE S 1/4 OF SAID SECTION; THENCE N 51E49'27" W 874.23 FEET; THENCE 673.07 FEET ALONG THE ARC OF A 900.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, DELTA 42E50'55", CHORD BEARING N 73E14'55"

W 657.49 FEET; THENCE N 00E54'42" W 76.11 FEET ALONG THE WEST LINE OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SAID SECTION 15; THENCE N 88E09'15" E 40.18 FEET ALONG THE E-W 1/4 LINE OF SAID SECTION 15; THENCE NONTANGENTIALLY 684.01 FEET ALONG THE ARC OF A 975.00 FOOT RADIUS CIRCULAR CURVE CONCAVE TO THE SOUTH, DELTA 40E11'45", CHORD BEARING S 71E55'20" E 670.07 FEET; THENCE S 51E49'27" E 812.73 FEET TO THE PLACE OF BEGINNING. BEING A PART OF THE S.W. 1/4 OF SAID SECTION 15 AND CONTAINING 2.655 ACRES OF LAND, MORE OR LESS;

and

Whereas, Said owners have agreed to sell the above described property to the City for \$195,000.00;

RESOLVED, That this Council authorizes the purchase of the above described property for \$195,000.00 upon the terms substantially the same as those contained in the agreement now on file with the City Clerk. The Mayor and City Clerk are authorized to execute the agreement approved as to form by the City Attorney and as to substance by the City Administrator; and

RESOLVED, That \$195,000.00 and such other sums as may be incidental to the purchase of the property are appropriated from the Spring 1991 Special Assessment Bond Issue.

Councilmember Peterson moved that the resolution be placed on the table for reconsideration. (The resolution was tabled to 6/17/91 earlier in the agenda).

On a voice vote the Chair declared the motion carried.

Councilmember Coleman moved that the resolution be deferred to the end of the agenda.

On a voice vote the Chair declared the motion carried and resolution deferred.

REPORTS FROM COUNCIL COMMITTEES

None.

COUNCIL PROPOSED BUSINESS

COUNCILMEMBER SHELDON

Councilmember Sheldon expressed concern that no opportunity was given for input or discussion regarding the proposed parking fees. Ms. Sheldon stated that one of the objectives of the Parking Committee is to receive input from Council and the public to make its recommendations.

COMMUNICATIONS FROM THE MAYORNOMINATIONS PLACED ON TABLED

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

DOMESTIC VIOLENCE COORDINATING BOARD

Lt. Dan Branson
Ann Arbor Police Dept.
Term: 6/17/91 to 6/16/94

Detective Mary Smith
Ann Arbor Police Dept.
Term: 6/17/91 to 6/16/94

Elizabeth Pollard
Washtenaw County Prosecutor's Office
323 Washtenaw County Courthouse
Term: 6/17/91 to 6/16/94

DOMESTIC VIOLENCE COORDINATING BOARD (Cont.)

Stefani Carter
City Attorney's Office
Term: 6/17/91 to 6/16/94

Tom Blessing
City Attorney's Office
Term: 6/17/91 to 6/16/94

Bob Randolph
15th District Court

Term: 6/17/91 to 6/16/94

Ron Rinker
Probation Dept.
15th District Court
202 E. Huron St.
Term: 6/17/91 to 6/16/94

Honest Candy
Former resident - SAFE House
822 Arch St.
Term: 6/17/91 to 6/16/94

Carla McLaine
Former resident - SAFE House
1455 South Blvd.
Term: 6/17/91 to 6/16/94

Amy Coha
Associate Director
The Domestic Violence Project
P.O. Box 7052
Term: 6/17/91 to 6/16/94

Kathleen Hagenian
Assistant Director
The Domestic Violence Project
P.O. Box 7052
Term: 6/17/91 to 6/16/94

DOMESTIC VIOLENCE COORDINATING BOARD (Cont.)

Sgt. Vern Baisden
University of Michigan Security
525 Church St.
Term: 6/17/91 to 6/16/94

Barbara Kessler
Family Law Project
402 W. Liberty St.
Term: 6/17/91 to 6/16/94

David Garvin
Alternatives to Domestic Aggression
Catholic Social Services
117 N. Division St.
Term: 6/17/91 to 6/16/94

ANN ARBOR ENERGY COMMISSION

Kenneth J. Saulter (reappointment)
1925 Ivywood Dr.
Term: 6/17/91 to 6/16/94

Thais Peterson
City Council Representative

ANN ARBOR COMMISSION ON HANDICAPPER CONCERNS

Ann Marie Coleman
City Council Representative

BICYCLE COORDINATING COMMITTEE

Manfred Schmidt (reappointment)
3214 Williamsburg Dr.
Term: 6/17/91 to 6/16/94

APPOINTMENTS APPROVED

Mayor Brater recommended the following appointments at the May 20, 1991 regular session of Council:

AIRPORT ADVISORY COMMITTEE

William J. Pollard
2139 Ascot Rd.
Term: 6/3/91 to 6/2/94

Robert C. Gunn

1308 E. Stadium Blvd.
Term: 6/3/91 to 6/2/94

Clan Crawford, Jr.
2024 Geddes Ave.
Term: 6/3/91 to 6/2/94

Barbara Perkins
1316 King George Blvd.
Term: 6/3/91 to 6/2/94

Council unanimously concurred with the recommendations of the Mayor.

MAYOR'S ASSISTANT

Mayor Brater welcomed her new assistant, Judy Overstreet, and bid farewell to former assistant, Peg Eisenstodt. Ms. Brater expressed her gratitude to Ms. Eisenstodt on behalf of the citizens of Ann Arbor, as well as Mayor and Council.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

Acting City Administrator Mason submitted the following reports for information of Council:

1. Housing Commission/Housing Projects
2. Pesticide Use Policy
3. New USEPA Lead and Copper Rule for Drinking Water
4. Fireworks Report
5. Superior Hydropower Station
6. Solid Waste Commission/City Council Joint Working Session - June 10, 1991
7. Environmental Bond Update
8. Solid Waste Progress Report Addendum - June, 1991

(Reports on file in the City Clerk's Office)

COMMUNICATIONS FROM THE CITY ATTORNEY

FRANCIS BAKER WRIGHT TRUST

City Attorney R. Bruce Laidlaw reported that the City is the beneficiary of the Francis Baker Wright residence, located on Starwick Drive, as an improvement to the Leslie Science Center. Mr. Laidlaw stated that there may be contaminated soil on the site, but that the City will make sure the property is not acquired with contamination.

PLANNED PARENTHOOD CUL-DE-SAC TRIAL

Mr. Laidlaw stated that the newspaper reporter covering the Planned Parenthood Cul-de-sac vacation trial overreacted to the judge's rhetorical questions by concluding that the judge would rule against the City. Mr. Laidlaw further stated that he believes that the district court will rule in the City's favor.

REPORT ON COMPLETED ANNEXATIONS

City Attorney Laidlaw submitted reports on the following completed annexations:

1. Taylor Property, 315 Barber, from Scio Township;
2. Kovac Property, northeast corner of Gladstone and Packard, from Pittsfield Township;
3. Walker Property, 1815 North Maple Road, from Scio Township; and
4. Abed Property, southwest corner of Packard and Shady Lane, from Pittsfield Township.

(Reports on file in the City Clerk's Office)

COMMUNICATIONS FROM COUNCIL

None.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Governor John Engler in response to Council Resolution Opposing Transfer of Federal Urban Aid to the States, adopted March 25, 1991 (Resolution No. R-151-3-91) - File.

2. Petition from Ann Arbor residents opposing proposed trash pick-up user fee -File.
3. Resolution from City of Grosse Pointe Woods regarding State Presidential Preference Primary Election - File.
4. Communication from Ronald S. Bogdasarian, 2625 Newport Rd., protesting Newport Hills-Mitchell Rezoning (Ordinance No. 28-91) - Planning.
5. Communication from Arnold and Ruth Tannenbaum, 2521 Newport Rd., protesting Newport Hills (Mitchell) Zoning (Ordinance No. 28-91) - Planning.

The following minutes were received for file:

1. Planning Commission - April 9 and 23, 1991
2. Zoning Board of Appeals - April 17, 1991
3. Ann Arbor Transportation Authority Board - April 17, 1991
4. Historic District Commission - April 11, 1991
5. Sign Board of Appeals - April 9, 1991
6. Housing Policy Board - May 15, 1991

Councilmember Hunter moved that the Clerk's Report be accepted.

On a voice vote the Chair declared the motion carried.

AUDIENCE PARTICIPATION - General

None.

MEETING RECESSED

The Chair declared the meeting recessed at 9:27 p.m. until 7:30 p.m., Monday, June 10, 1991, to consider the following items that were deferred to the end of the agenda:

- Resolution to Approve Information Services Projects - RFP No. 271 and Bid No. 2141 (\$237,790.00)

- Resolution Authorizing Purchase of Property from Ironwood Associates, Limited Partnership for Huron Parkway Extension (\$195,000.00)
- Resolution Amending Parking Fees
- Resolution Amending Airport Fees

Paul C. McCoy, Jr.
Acting Clerk of the Council

Janet L. Chapin
Recording Secretary