

EXECUTIVE SESSION - JANUARY 3, 1994

The executive session of the Ann Arbor City Council was called to order at 7:10 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Larry Hunter, Tobi Hanna-Davies, Peter Fink, Jane Lumm, Robert C. Grady, Ulrich Stoll, Peter Nicolas, Julie Creal, Thais Anne Peterson, David F. Stead, Mayor Ingrid B. Sheldon, 11.

ABSENT : 0.

MOTION TO CONVENE

Councilmember Grady moved and Councilmember Stead supported that an executive session of Council be convened for the purpose of discussing pending litigation.

On a voice vote the Mayor declared the motion carried.

ADJOURNMENT

Councilmember Nicolas moved and Councilmember Stoll supported that the executive session of Council be adjourned and that the regular session of Council be convened.

On a voice vote the Mayor declared the motion carried and the executive session adjourned at 7:35 p.m.

Janet L. Chapin
Acting Clerk of the Council
Recording Secretary

REGULAR SESSION - JANUARY 3, 1994

The regular session of the Ann Arbor City Council was called to order at 7:35 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for one moment of silence.

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

ROLL CALL OF COUNCIL

PRESENT : Councilmembers Larry Hunter, Tobi Hanna-Davies, Peter Fink, Jane Lumm, Robert C. Grady, Ulrich Stoll, Peter Nicolas, Julie Creal, Thais Anne Peterson, David F. Stead, Mayor Ingrid B. Sheldon, 11.

ABSENT : 0.

INTRODUCTIONS

None.

PUBLIC COMMENTARY - RESERVED TIME

ANDREW GULVEZAN - 4-MINUTE TIME LIMIT

Andrew Gulvezan, 2167 Medford Rd., #2, objected to the 4-minute time limit that speakers are allowed during Public Commentary - Reserved Time.

PUBLIC HEARINGS

ASPEN EQUITIES, INC. ZONING (ORDINANCE NO. 41-93)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.5 acre, from TWP (Township District) to R1B (Single-Family Dwelling District), Aspen Equities, Inc. property, Riverview Drive north of Dover Place. Notice of public hearing was published December 18, 1993.

The following person appeared:

Charles Cares, 505 Riverview Dr., spoke in opposition to the zoning and

expressed concerned that the proposal would allow the lot to be divided. Mr. Cares stated that the lot's topography and location makes it unsuitable for two houses. He further stated that the zoning would create a precedent for lot divisions in the area and would result in an adverse change in the aesthetic character of the neighborhood.

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

LEO FOX REZONING (ORDINANCE NO. 42-93)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.72 acre from O (Office District) to P (Parking District), Leo Fox property, 2382 West Stadium Boulevard. Notice of public hearing was published December 18, 1993.

The following persons appeared:

John Mulcare, 1725 Waltham Dr., expressed concern that the addition of a driveway off Collingwood Ave. may cause traffic problems. Mr. Mulcare stated that the driveway would create a backdoor entrance to the business district and that traffic would use Collingwood rather than Jackson Ave.

Robin Janiszewski, 317 Collingwood Ave., objected to the proposed driveway off Collingwood Ave. which would become an extension of Fair St. He expressed concern with additional traffic in the residential area and questioned the need for this additional opening onto the site.

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

LEO FOX SITE PLAN

A public hearing was conducted on the proposed Leo Fox Site Plan, 0.72 acre, 2382 West Stadium Boulevard. Notice of public hearing was published December 25, 1993.

There being no one to speak the Mayor declared the hearing closed.

HOSPITAL AND HEALTH SERVICES CREDIT UNION SITE PLAN

A public hearing was conducted on the proposed Hospital and Health Services Credit Union Site Plan, 5.09 acres, east side of Green Road, north of Plymouth Road. Notice of public hearing was published December 25, 1993.

There being no one to speak the Mayor declared the hearing closed.

BUILDING, PLUMBING AND ELECTRICAL CODES (ORDINANCE NO. 44-93)

A public hearing was conducted on the proposed amendment to Chapter 98 of the Ann Arbor City Code - Building, Plumbing and Electrical Codes. This ordinance would revise the regulations in Chapter 98 by adopting the 1993 edition of the BOCA National Building and Plumbing Codes and the 1993 edition of the National Electrical Code. Notice of public hearing was published December 28, 1993.

There being no one to speak the Mayor declared the hearing closed.

MECHANICAL CODE (ORDINANCE NO. 45-93)

A public hearing was conducted on the proposed amendment to Chapter 99 of the Ann Arbor City Code - Mechanical Code. This ordinance would revise the regulations in Chapter 99 by adopting the 1993 edition of the BOCA National Mechanical Code. Notice of public hearing was published December 28, 1993.

There being no one to speak the Mayor declared the hearing closed.

1994 MICHIGAN EQUITY GRANT APPLICATION

A public hearing was conducted on the proposed 1994 Michigan Equity Grant application. Notice of public hearing was published January 1, 1994.

The following persons appeared:

Dawn Adam, Director of Trailblazers of Washtenaw, 218 N. Division St., thanked the Equity Grant Review Committee for recommending her organization which assists adults recovering from mental illness. Ms. Adam stated that the grant will allow continued restoration of Maynard House which serves the clients.

Jill McDonough, 2515 Country Village Ct., representing the Michigan Theater Foundation, urged Council's endorsement of the review committee's recommendations. Ms. McDonough stated that past Michigan Equity Grants have allowed necessary improvements to the historic theater and that the current project will provide new projector equipment.

Jo Broughton, 187 Barton Dr., representing the Performance Network, thanked the committee for its recommendation and urged Council's support. Ms. Broughton stated that the grant would provide a new sound system which is urgently needed for the theater.

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

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

Councilmember Hanna Davies moved that the agenda be approved with the following changes:

CONSENT AGENDA

Move to Resolution to Approve Buddy's Mini Mart Annexation, 5.7 acres, north-
Motions east corner of Ellsworth and Platt Roads (Planning Commission recom-
& Res. : mendation: Approval - 6 years, 0 Nays) **(See Resolution No. R-5-1-94)**

MOTIONS AND RESOLUTIONS

Add: Resolution to Approve Buddy's Mini Mart Annexation, 5.7 acres, northeast
corner of Ellsworth and Platt Roads (Planning Commission recommendation:
Approval - 6 years, 0 nays) **(Moved from Consent Agenda)**

Add: Resolution to Settle Pending Litigation and Approve a Policy Statement
Regarding Annexation with Ann Arbor Township (Mayor Sheldon)

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Revise: Water, Sanitary Sewer and Stormwater Rate Structures

Add: Gelman Sciences, Inc. Groundwater Discharge to Sanitary Sewage System

CLERK'S REPORT

Add: Communication from Ming and Irene Loo, 444 Huntington Pl., regarding
proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) - Planning

Add: Communication from Charles W. and Marian M. Cares, 505 Riverview Dr., in
opposition to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) -
Planning

Add: Communication from Virginia F. and Dan H. Butler, 439 Riverview Dr., in
opposition to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) -
Planning

Add: Communication from Charles and Irene Butter, 3060 Dover Pl., in opposition

to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) - Planning.

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF DECEMBER 20 APPROVED

Councilmember Stoll moved that the regular session minutes of December 20, 1993 be approved as presented.

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEMS APPROVED

Councilmember Creal moved that the following Consent Agenda items be approved as presented:

R-1-1-94 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
ONE-TON DUMP TRUCK FOR PARKS AND
RECREATION DEPARTMENT - BID NO. 2515

Whereas, the Purchasing Division solicited bids for the purchase of a one-ton dump truck for the Parks and Recreation Department, Forestry Division;

Whereas, Six bids were received, with Red Holman Pontiac GMC being the lowest responsible bidder at \$22,970.00; and

Whereas, Red Holman received City of Ann Arbor Human Rights approval on October 25, 1993;

RESOLVED, That the Mayor and City Council authorize the City Administrator to issue a purchase order in the amount of \$22,970.00 to Red Holman Pontiac GMC to supply the truck specified in Bid No. 2515.

R-2-1-94 APPROVED

RESOLUTION TO APPROVE HOUSING
REHABILITATION AGREEMENT WITH LUCILLE H.
PORTER FOR 100 WOODLAWN AVENUE

Whereas, An application was received from Lucille H. Porter for rehabilitation assistance for her home located at 1000 Woodlawn Avenue, Ann Arbor;

Whereas, The homeowner meets the City's criteria for participation in the Housing Rehabilitation Program; and

Whereas, Three bids were received on December 9, 1993 and Ms. Porter will be executing an agreement with the lowest acceptable bidder to complete the rehabilitation work;

RESOLVED, That City Council approve the Housing Rehabilitation Agreement with Lucille H. Porter in the amount of \$11,429.00 as a deferred payment loan and authorize the Mayor and City Clerk to execute the necessary documents substantially in the form on file in the Office of the City Clerk.

The question being the foregoing Consent Agenda items as presented, on a voice vote the

Mayor declared the motion carried.

ORDINANCES - SECOND READING

41-93 APPROVED

ASPEN EQUITIES, 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 0.5 acre, located at Riverview Drive north of Dover Place, from TWP (Township District) to R1B (Single-Family Dwelling District).

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

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Mayor Sheldon, 11;

Nays, 0.

The Mayor declared the motion carried and the ordinance adopted at second reading.

42-93 APPROVED

LEO FOX PROPERTY REZONING

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 0.72 acre, located at 2382 West Stadium Boulevard, from O (Office District) to P (Parking District).

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

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Mayor Sheldon, 11;

Nays, 0.

The Mayor declared the motion carried and the ordinance adopted at second reading.

44-93 APPROVED

BUILDING, PLUMBING AND ELECTRICAL CODES

An Ordinance to Amend Chapter 98 of Title V
of the Code of the City of Ann Arbor

This ordinance would revise the regulations in Chapter 98 by adopting the 1993 edition of the BOCA National Building and Plumbing Codes and the 1993 edition of the National Electrical Code. The amendments include requirements for State of Michigan Barrier Free Design Rules and local climatological data; provide for permit issuance and licensing requirements for building, plumbing and electrical work; revise requirements for restroom facilities; incorporate state requirements relating to the protection of the potable water supply; establish dates for implementation of rehabilitation options; and otherwise provide for uniformity with the construction code requirements within the county and state.

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

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Mayor Sheldon, 11;

Nays, 0.

The Mayor declared the motion carried and the ordinance adopted at second reading.

45-93 APPROVED

MECHANICAL CODE

An Ordinance to Amend Chapter 99 of Title V

of the Code of the City of Ann Arbor

This ordinance would revise the regulations in Chapter 99 by adopting the 1993 edition of the BOCA National Mechanical Code. The amendments would remove references to local licensing provisions which have been assumed by the State of Michigan and incorporate provisions for mechanical equipment installation, air duct systems, boilers and water heaters, refrigeration systems, chimneys, fireplaces, and ventilation air systems to develop state-wide code uniformity.

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

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Fink, Lumm, Grady, Stoll, Nicolas, Creal, Mayor Sheldon, 11;

Nays, 0.

The Mayor declared the motion carried and the ordinance adopted at second reading.

ORDINANCES - FIRST READING

1-94 POSTPONED

HARRISON REZONING

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 0.11 acre, located at 547 Detroit Street, from R4C (Multiple-Family Dwelling District) to C2B (Business Service District).

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

Councilmember Hunter moved that the ordinance be postponed to the February 22, 1994 regular session of Council to work out an alternative zoning with the petitioner.

On a voice vote the Mayor declared the motion carried and the ordinance postponed at first reading.

2-94 APPROVED

PLYMOUTH PROFESSIONAL PARK SERVICE CENTER 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 3.0 acres, located at the northeast corner of Plymouth Road and Commonwealth Boulevard, from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD.

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

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

MOTIONS AND RESOLUTIONS

R-3-1-94 APPROVED

RESOLUTION TO APPROVE HOSPITAL AND HEALTH SERVICES CREDIT UNION SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Hospital and Health Services Credit Union Site Plan, 5.09 acres, east side of Green Road, north of Plymouth Road.

Whereas, Hospital and Health Services Credit Union has requested site plan approval in order to construct a 22,000 square foot banking and office facility; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of December 14, 1993, recommended approval of said request;

RESOLVED, By the Mayor and City Council that the Hospital and Health Services Credit Union Site Plan be hereby approved.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-4-1-94 APPROVED

RESOLUTION TO APPROVE LEO FOX SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Leo Fox Site Plan, 0.72 acre, 2382 West Stadium Boulevard.

Whereas, Leo Fox has requested site plan approval in order to renovate the existing building at 2382 West Stadium Boulevard and provide additional parking; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of November 16, 1993, recommended approval of said request;

RESOLVED, By the Mayor and City Council that the Leo Fox Site Plan be hereby approved.

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-5-1-94 APPROVED AS AMENDED

RESOLUTION TO APPROVE DUNIGAN BROTHERS, INC. ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Buddy's Mini Mart Annexation, 5.7 acres, northeast corner of Ellsworth and Platt Roads.

Councilmember Creal moved that the resolution be adopted.

With Council's consent, the petitioner answered questions concerning annexation.

Councilmember Stead moved that the title of the resolution be amended as follows:

Resolution to Approve <Buddy's Mini Mart> **DUNIGAN BROTHERS, INC.** Annexation.

On a voice vote the Mayor 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-5-1-94

RESOLUTION TO APPROVE
DUNIGAN BROTHERS, INC. ANNEXATION

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

Whereas, Dunigan Brothers, Inc. is the owner of said property; and

Whereas, It is the desire of Dunigan Brothers, Inc. 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 Pittsfield, Washtenaw County, Michigan, be detached from said Township of Pittsfield and annexed to the City of Ann Arbor, to wit:

Part of the Southwest 1/4 of Section 11, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, beginning at the Southwest corner of Section 11; thence N 01E19'57" W 577.20 feet along the West line of said Section and the centerline of Platt Road; thence S 57E35'10" E 1034.24 feet along the southwesterly right-of-way line of I-94 Expressway; thence S 88E29'25" W 859.88 feet along the south line of said Section and the centerline of Ellsworth Road to the Place of Beginning, containing 5.7 acres more or less, being subject to the rights of the public over the westerly and southerly portions thereof as occupied by Platt Road and Ellsworth Road respectively, also being subject to easements of record.

R-6-1-94 APPROVED

RESOLUTION TO APPROPRIATE FUNDS
FOR THE DESIGN OF THE HURON/WEST PARK
SANITARY SEWER RELIEF PROJECT

Whereas, It has been found necessary to replace certain sections of the Huron/West Park sanitary sewer system;

RESOLVED, That \$180,000.00 be appropriated from the Sewer Revenue Bond Fund (075) for the design phase of the Huron/West Park Sanitary Sewer Relief Project;

RESOLVED, That the City Administrator be authorized to take necessary administrative actions to implement this resolution; and

RESOLVED, That the funds be available until expended without regard to fiscal year.

Councilmember Stoll moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-7-1-94 APPROVED

RESOLUTION TO APPROPRIATE FUNDS FOR THE DESIGN OF THE VAN DUSEN SUBDIVISION WATER MAIN REPLACEMENT PROJECT

Whereas, It has been found necessary to replace certain water mains in the Van Dusen Subdivision;

RESOLVED, That \$60,000.00 be appropriated from the Water Revenue Bond Fund (093) for the design phase of the Van Dusen Subdivision Water Main Replacement Project;

RESOLVED, That the City Administrator be authorized to take necessary administrative actions to implement this resolution; and

RESOLVED, That the funds be available until expended without regard to fiscal year.

Councilmember Stoll moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-8-1-94 APPROVED

RESOLUTION TO APPROPRIATE FUNDS FOR THE DESIGN OF THE MAIN STREET WATER MAIN PROJECT

Whereas, It has been found necessary to construct a new water main in Main Street from Stadium to Pauline Boulevards;

RESOLVED, That \$60,000.00 be appropriated from the Water Revenue Bond Fund (093) for the design phase of the Main Street Water Main Project (Stadium to Pauline Blvds.);

RESOLVED, That the City Administrator be authorized to take necessary administrative actions to implement this resolution; and

RESOLVED, That the funds be available until expended without regard to fiscal year.

Councilmember Stoll moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-9-1-94 APPROVED

RESOLUTION REGARDING 1994 MICHIGAN EQUITY GRANT APPLICATION

Whereas, The Michigan Department of Commerce has set aside \$1,170,400.00 for competitive funding assistance for regional cultural activities under the Michigan Equity Program, Public Act 176;

Whereas, The Michigan Equity Program is designed to provide one-time funding assistance for regional cultural projects in these eight categories: libraries, zoos, historical projects, cultural institutions, convention facilities, tourism facilities, shoreline protection projects/waterfront development, and capital improvements in economic development projects related to any of the preceding categories;

Whereas, The City of Ann Arbor (based on resident population) is eligible for up to \$100,000.00 of grant funds;

Whereas, The City of Ann Arbor wishes to promote the development of regional cultural programs and activities through mechanisms reflecting cooperative service delivery that promotes economic development;

Whereas, The proposed projects will provide regional public access and are consistent with the requirements of the Michigan Equity Program Public Act 176 of 1993-94;

Whereas, A number of organizations in Ann Arbor have submitted grant proposals

for consideration under the Michigan Equity Program and grantees must obtain Human Rights approval prior to executing agreements; and

Whereas, These proposals were reviewed by a committee appointed by the Mayor and Council, and a public hearing was held on the grant prior to approval;

RESOLVED, That the Mayor and Council approve the 1994 Michigan Equity Grant application including the following ten projects as recommended by the Ann Arbor Equity Grant Review Committee, that the package be sent to the Michigan Department of Commerce by the January 14, 1994 deadline, and that should the grants be approved, the Mayor and Council appropriate the grant funds received from the State to each of the grantees for the life of the projects:

<u>Applicant</u>	<u>Project</u>	<u>Amount Requested</u>	<u>Recommended Amount</u>
Ann Arbor Summer Festival	Regional audience development program	\$ 8,000.00	\$ 5,000.00
Ann Arbor Hands-On Museum	New facility elevator	50,000.00	27,000.00
Michigan Theater Foundation	Install new lenses & lamp houses in theater projectors	8,740.00	8,740.00
<u>Applicant (Cont.)</u>	<u>Project</u>	<u>Amount Requested</u>	<u>Recommended Amount</u>
Nonprofit Enterprise at Work, Inc.	New Center Information Technology Network	25,000.00	5,000.00
Performance Network	The Network Sound	9,245.00	9,245.00
U of M Exhibit Museum	Continuation of Exhibit Museum planetarium renovation	17,500.00	5,000.00
Trailblazers of Washtenaw	Restoration of John Maynard House	43,500.00	24,000.00

Council - January 3, 1994

17

Great Lakes Performing Artist Associates	Artist promotion program	4,019.00	4,019.00
Ann Arbor Department of Parks & Recreation	Island Park Greek revival structure renovation	15,000.00	7,500.00
Ann Arbor Department of Parks & Recreation	Fuller Park shoreline protection	10,000.00	5,000.00
TOTAL		\$191,004.00	\$100,504.00

RESOLVED, That Alfred A. Gatta, City Administrator, be authorized to sign the application form and execute any grant requirements, and designate Ronald A. Olson, Superintendent of Parks and Recreation, to be the Grant Program Administrator; and

RESOLVED, That the Mayor and City Clerk be authorized to sign the grant agreement with the State of Michigan and an agreement between the City and each state-approved grant recipient substantially in the form on file with the City Clerk.

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-10-1-94 APPROVED AS AMENDED

RESOLUTION TO APPROVE APPROPRIATION TO THE ANN ARBOR YMCA AND AMENDMENT TO FY 1993-94 GENERAL FUND AGREEMENT

A resolution to approve a supplemental appropriation to the Ann Arbor YMCA and amendment to the fiscal year 1993-94 General Fund agreement was considered.

Councilmember Stead moved that the resolution be adopted.

Councilmember Nicolas moved that ninth and eleventh paragraphs of the resolution be amended as follows:

9th Paragraph:

RESOLVED, That City Council approve ~~<a supplemental>~~ **AN** appropriation of ~~<\$50,000.00>~~ **\$24,942.00** to the Ann Arbor YMCA from the ~~<General Fund fund balance>~~ **NON-DEPARTMENTAL DIVISION "PUBLIC**

HOUSING" under the following conditions:

- ! The YMCA shall use ~~<the>~~ **THESE** funds in making timely monthly loan payments to Great Lakes Bancorp **FOR THE MONTHS OF DECEMBER, 1993 AND JANUARY, 1994;**
- ! The YMCA in cooperation with Community Development shall pursue both a refinancing of the debt and additional revenue sources and the YMCA shall report monthly on the outcomes;
- ! The YMCA shall, with professional assistance, analyze its residential operations in order to develop a plan and a timetable which will enable the facility to operate at break-even status.
- ! The YMCA shall develop a cost reduction plan relating to its residential expenses with the goal of reducing costs by an amount or percentage mutually agreeable to the YMCA and the City over the next five years;
- ! The YMCA shall develop a plan to adjust the rent structure on those rooms not included in the affordability provisions of the DDA agreement;
- ! **THE CITY COUNCIL SHALL MEET IN WORKING SESSION ON JANUARY 31, 1994 WITH THE YMCA BOARD OF DIRECTORS AND SHALL USE THE INFORMATION GATHERED AT THIS MEETING TO DETERMINE THE ADDITIONAL FUNDS NEEDED TO MAKE THE PROJECT SOLVENT AFTER TAKING INTO ACCOUNT THE SAVINGS FROM REFINANCING, THE INCREASE IN REVENUES DUE TO CHANGES IN THE RENT STRUCTURE, REDUCTIONS IN OPERATING COSTS AS WELL AS THE AMOUNT OF OUTSIDE PUBLIC OR PRIVATE ASSISTANCE;**

11th Paragraph:

RESOLVED, That the City Council approve the amendment to the FY 1993-94 General Fund Agreement with the Ann Arbor YMCA in order to increase the budget identified in the agreement by ~~<\$50,000.00>~~ **\$24,942.00** to a total of ~~<\$106,000.00>~~ **\$80,942.00**

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Fink, Lumm, Nicolas, Creal, Mayor

Sheldon, 8;

Nays, Councilmembers Hanna-Davies, Grady, Stoll, 3.

The Mayor declared the motion carried.

Councilmember Hunter moved that the ninth paragraph of the resolution be amended as follows:

RESOLVED, That City Council approve an appropriation of ~~<\$24,942.00 to the Ann Arbor YMCA from the Non-Departmental Division "Public Housing">~~ **\$12,471.00 FROM THE NON-DEPARTMENTAL DIVISION OF "PUBLIC HOUSING" AND \$12,471.00 FROM PARKS AND RECREATION RECREATIONAL FACILITIES FUND BALANCE, FOR A TOTAL OF \$24,942.00, TO THE ANN ARBOR YMCA,** under the following conditions:...

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hunter, Hanna-Davies, Grady, Stoll, 5;

Nays, Councilmembers Peterson, Fink, Lumm, Nicolas, Creal, Mayor Sheldon, 6.

The Mayor declared the motion defeated.

The Mayor declared a recess at 10:55 p.m.

The Mayor again called the meeting to order at 11:05 p.m.

Councilmember Hunter moved that the ninth paragraph of the resolution be amended as follows:

RESOLVED, That City Council approve an appropriation of ~~<\$24,942.00 to the Ann Arbor YMCA from the Non-Departmental Division "Public Housing">~~ **\$12,471.00 FROM THE NON-DEPARTMENTAL DIVISION OF "PUBLIC HOUSING" AND \$12,471.00 FROM THE GENERAL FUND FUND BALANCE, FOR A TOTAL OF \$24,942.00, TO THE ANN ARBOR YMCA,** under the following conditions:...

On roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Grady, Stoll, Mayor Sheldon, 7;

Nays, Councilmembers Fink, Lumm, Nicolas, Creal, 4.

The Mayor declared the motion carried.

The question being the resolution as amended, on roll call the vote was as follows:

Yeas, Councilmembers Peterson, Stead, Hunter, Hanna-Davies, Grady, Stoll, Nicolas, Mayor Sheldon, 8;

Nays, Councilmembers Fink, Lumm, Creal, 3.

The Mayor declared the motion carried.

The resolution as adopted reads as follows:

R-10-1-94

RESOLUTION TO APPROVE APPROPRIATION
TO THE ANN ARBOR YMCA AND AMENDMENT TO
FY 1993-94 GENERAL FUND AGREEMENT

Whereas, City Council approved a loan guaranty with the Ann Arbor YMCA in November, 1988 to assist a renovation/new construction project adding three new floors to the residence wing;

Whereas, The YMCA secured a \$1,640,000.00 loan from Great Lakes Bancorp for the project;

Whereas, A condition of the guaranty states that the Ann Arbor YMCA shall operate the project to generate sufficient net residential revenues to assure repayment when due of the loan;

Whereas, Another condition of the guaranty states that the City Administrator shall require the YMCA to review its residential operations if the project is not being managed in a manner which generates sufficient net residential revenues to assure repayment when due of the loan;

Whereas, The YMCA reported a deficit of \$100,800.00 for the residence in calendar year 1992 and has projected a deficit of \$53,723.00 for calendar year 1993, and a projected deficit of \$90,722.00 for calendar year 1994, which includes anticipated City support of \$54,000.00;

Whereas, The YMCA has expended all of its \$56,000.00 FY 1993-94 loan guaranty allocation and is requesting \$68,000.00 to meet loan payments through June, 1994;

Whereas, The Human Services Task Force reviewed the YMCA's request at its meeting on December 22, 1993 and recommended a supplemental allocation of \$24,942.00 to pay December, 1993 and January, 1994 loan payments from the General Fund portion of the Community Development budget allocated to "Services to Youth" and "Technical Assistance to Subrecipients"; and

Whereas, The City Administrator is concerned about the potential impact on youth services through redirection of these funds;

RESOLVED, That City Council approve an appropriation of \$12,471.00 from the Non-Departmental Division of "Public Housing" and \$12,471.00 from the General Fund fund balance, for a total of \$24,942.00, to the Ann Arbor YMCA, under the following conditions:

- ! The YMCA shall use these funds in making timely monthly loan payments to Great Lakes Bancorp for the months of December, 1993 and January, 1994;
- ! The YMCA in cooperation with Community Development shall pursue both a refinancing of the debt and additional revenue sources and the YMCA shall report monthly on the outcomes;
- ! The YMCA shall, with professional assistance, analyze its residential operations in order to develop a plan and a timetable which will enable the facility to operate at break-even status.
- ! The YMCA shall develop a cost reduction plan relating to its residential expenses with the goal of reducing costs by an amount or percentage mutually agreeable to the YMCA and the City over the next five years;
- ! The YMCA shall develop a plan to adjust the rent structure on those rooms not included in the affordability provisions of the DDA agreement; and
- ! The City Council shall meet in working session on January 31, 1994 with the YMCA Board of Directors and shall use the information gathered at this meeting to determine the additional funds needed to make the project solvent after taking into account the savings from refinancing, the increase in revenues due to changes in the rent structure, reductions in operating costs as well as the amount of outside public or private assistance;

RESOLVED, That the YMCA shall provide the information required to the City Administrator in order that the funds be disbursed on a monthly basis demonstrating clear progress in meeting the above stated conditions;

RESOLVED, That the City Council approve the amendment to the FY 1993-94 General Fund Agreement with the Ann Arbor YMCA in order to increase the budget identified in the agreement by \$24,942.00 to a total of \$80,942.00 and add as special contract conditions the above listed items; 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-11-1-94 APPROVED AS AMENDED

RESOLUTION REGARDING APPLICATION TO
STATE OF MICHIGAN FOR TRANSFER OF
THE ANN ARBOR INN FOR PUBLIC PURPOSES

A resolution regarding the application to the State of Michigan for transfer of the Ann Arbor Inn for public purposes was considered.

Councilmember Hunter moved that the resolution be adopted.

Councilmember Lumm moved that the following paragraph be added to the resolution:

RESOLVED, THAT IT IS THE INTENT OF THE CITY TO TAKE TITLE TO THE ANN ARBOR INN BUILDING FROM THE STATE OF MICHIGAN AND TRANSFER THE TITLE TO FIRST CENTRUM CORPORATION AT THE TIME OF THE SIMULTANEOUS CLOSING.

On a voice vote the Mayor declared the motion carried.

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

The resolution as adopted reads as follows:

R-11-1-94

RESOLUTION REGARDING APPLICATION TO
STATE OF MICHIGAN FOR TRANSFER OF
THE ANN ARBOR INN FOR PUBLIC PURPOSES

Whereas, Act 223, P.A. 1909, as last amended by Act 196, P.A. 1970, provides for the conveyance of State-owned tax-reverted lands to municipal units for public purposes;

Whereas, Such land is under the jurisdiction of the State of Michigan, Department of Natural Resources and is available for acquisition under the provisions of the above mentioned act and are described as follows:

Entire lot 1 and all that part of Lot 2 in Block 1 South, Range 4 East, lying East of the following described line, to-wit: Beginning at a point on the Southerly line of Huron Street 115.63 feet West of the West line of Fourth Avenue and running thence Southerly to the south line of said lot 2 making a Southeasterly angle of 90 degrees 38' 30" with the South line of Huron

Street, all being in the Original Plat of the Village (now city) of Ann Arbor, Washtenaw County, Michigan, according to the Plat thereof as recorded in Transcript on Page 152, Washtenaw County Records;

and

Whereas, The City of Ann Arbor desires to have conveyed said land for purposes of urban renewal development relating to permanent housing for lower income residents;

RESOLVED, That the City of Ann Arbor be authorized to make application to the State of Michigan, Department of Natural Resources, Lands Division for conveyance of said land to the City of Ann Arbor for a nominal fee as set by the Natural Resources Commission;

RESOLVED, That the City Council authorize the City Administrator to develop necessary procedures and controls to provide for the proper distribution of funds arising from the subsequent conveyance of the property in conformity with the above mentioned acts; and

RESOLVED, That it is the intent of the City to take title to the Ann Arbor Inn building from the State of Michigan and transfer the title to First Centrum Corporation at the time of the simultaneous closing.

POSTPONED

RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY AND THE ANN ARBOR EMPLOYEES' PENSION SYSTEM

Whereas, The Trustees of the Ann Arbor Employees' Retirement System engage a qualified actuary to annually recommend the amount which should be paid into the Retirement System by the City to assure adequate funding of the system;

Whereas, In FY 1992-93 the amount paid by the City to the Retirement System was short of the recommended amount by \$1,147,623.00 and the City has requested to pay back the amount over a 20-year period at 7% interest;

Whereas, The Trustees of the Retirement System have requested that the City, to the fullest extent feasible, increase the millage rate to assure adequate funding for the Employee Retirement System; and

Whereas, The Trustees have drafted an agreement outlining the mutual promises of both parties;

RESOLVED, That the Mayor and City Clerk be authorized to execute the agreement between the Ann Arbor Employees' Retirement System and the City of Ann Arbor, on file in the City Clerk's Office; and

RESOLVED, That the City Administrator submit for approval of City Council at its next regular meeting the amendments to Section 1:580 of the Ann Arbor City Code stated in the agreement between the Ann Arbor Employees' Retirement System and the City of Ann Arbor.

Councilmember Hunter moved that the resolution be adopted.

Councilmember Hunter moved that the resolution be postponed to the February 7, 1994 regular session of Council for further study and to receive legal opinions from the City Attorney regarding the following questions: 1) Can the Council bind future Councils to a particular millage rate and does the agreement do this?; and 2) Does the agreement limit the flexibility granted in the Charter with respect to what will be done with the millage funds? In addition, the City Attorney was requested to work with the City Administrator on amendments to the agreement, if it is determined that the language is not legally advisable, and to submit the amendments at the next session of Council.

On a voice vote the Mayor declared the motion carried and the resolution postponed.

R-12-1-94 APPROVED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NOS. 44-93 AND 45-93

Whereas, The City Charter, Section 7.4, authorizes the publication by summary of ordinances over 500 words in length;

RESOLVED, That the publication of Ordinance No. 44-93 be by the following summary:

Ordinance No. 44-93 revises the regulations contained in Chapter 98 of the City Code by adopting the 1993 edition of the BOCA National Building and Plumbing Codes, and the 1993 edition of the National Electrical Code. The amendments to these nationally written codes include requirements for State of Michigan Barrier Free Design Rules and private local climatological data;

provide for permit issuance and licensing requirements for building, plumbing and electrical work; revise requirements for restroom facilities; incorporate state requirements relating to the protection of the potable water supply; establish dates for implementation of rehabilitation options; and otherwise provide for uniformity with the construction code requirements within the county and state.

RESOLVED, That the publication of Ordinance No. 45-93 be by the following summary:

Ordinance No. 45-93 revises the regulations in Chapter 99 of the City Code by adopting the 1993 edition of the BOCA National Mechanical Code. The amendments to this code remove references to local licensing provisions which have been assumed by the State of Michigan, and incorporate provisions for mechanical equipment installation, air duct systems, boilers and water heaters, refrigeration systems, chimneys, fireplaces, and ventilation air systems, to develop state-wide code uniformity.

The complete text of these ordinances are available at the Office of the City Clerk and the Building Department.

Councilmember Stoll moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

POSTPONED

RESOLUTION DIRECTING COLLECTION OF DELINQUENT PARKING REVENUE

Whereas, The City of Ann Arbor has issued over 65,000 tickets to vehicles already holding over three tickets;

Whereas, The City of Ann Arbor has almost \$1 million in outstanding receivables due to the failure of the owners of these vehicles to pay their fines;

Whereas, The City of Ann Arbor can reasonably expect to generate at least \$125,000.00 in annual revenues from these delinquent debts; and

Whereas, These tickets are considered abuses due to length of time during which payment has not been made and are treated like any other debt under the law;

RESOLVED, That the City Council direct the City Administrator to seek collection of these receivables by seeking enforceable judgements from the courts, through writs of

execution authorizing towing of vehicles that have been issued four or more tickets for which the fines assessed have remained unpaid as of March 1, 1994.

Councilmember Lumm moved that the resolution be adopted.

Councilmember Hunter moved that the resolution be postponed to the January 18, 1994 regular session of Council for a report on a parking ticket amnesty program.

On a voice vote the Mayor declared the motion carried and the resolution postponed.

R-13-1-94 APPROVED

RESOLUTION TO SETTLE PENDING LITIGATION
AND APPROVE A POLICY STATEMENT REGARDING
ANNEXATION WITH ANN ARBOR TOWNSHIP

Whereas, There are several lawsuits pending between the City of Ann Arbor and Ann Arbor Charter Township which result from annexation disputes; and

Whereas, The City and the Township are seeking to resolve those disputes and prevent future disputes over annexations;

RESOLVED, That this Council approve the Policy Statement attached hereto and made a part hereof; and

RESOLVED, That this approval be contingent upon approval of the Policy Statement by the Charter Township of Ann Arbor not later than January 10, 1994 and approval by the Township of all resolutions necessary to implement the policy statement no later than January 17, 1994.

POLICY STATEMENT
BETWEEN CITY OF ANN ARBOR AND
ANN ARBOR CHARTER TOWNSHIP

PROMULGATION OF POLICIES

The City of Ann Arbor, a Michigan municipal corporation, with its main office located at 100 N. Fifth Avenue, Ann Arbor, Michigan 48104 (hereinafter the City) and Ann Arbor Charter Township, a Michigan municipal corporation with its main office located at 3792 Pontiac Trail, Ann Arbor, Michigan 48105 (hereinafter the Township) hereby state that for the purpose of furthering the common welfare, they are promulgating policies set forth

below and declare their intentions to abide by those policies in their exercise of their governmental authority insofar as it is practical and permitted by law. This agreement is intended to provide for orderly annexation procedures between the two governments and establish a common boundary between the communities so that each may systematically plan for the provision of services to the area to be included within its boundaries.

I. Common Boundary

All land in the Township lying west of U.S. 23 and south of MB14 shall be annexed to the City in an orderly manner. That portion of the Township lying north of MB14, east of Maple Road and south of the Huron River, excluding therefrom the area located east of Maple Road, west of Newport Road, and south of the Huron River, as shown on the map on file in the City Clerk's Office as Exhibit A-1 and as more specifically described in the legal description on file in the City Clerk's Office as Exhibit A-2, shall also be annexed to the City in an orderly manner. It is understood that this aforementioned boundary is unofficial until such time as it can be officially designated pursuant to the procedures required under applicable state law and regulations.

The parties agree to the following policies:

- A. The City shall be the only municipality to provide sewer and water service to all areas within the area identified herein as areas to be annexed to the City.
- B. The City may initiate a petition for annexation of any Township property located within the area designated area A on the map on file in the City Clerk's Office as Exhibit B.
- C. The Township agrees to release any property in area A which is presently receiving or in the future requests a connection to City sewer or water mains.
- D. Any land in areas A through D as shown on the map on file in the City Clerk's Office as Exhibit B for which connection to Ann Arbor City water service is requested will be released by the Township at the request of the owner. The Township agrees that it will not object to such annexations or refuse to release the properties because of the requested connection to the City water supply.
- E. The Township agrees that the creation of islands is not a basis for objection to any annexation within areas to be within the City as provided by this boundary policy.
- F. The Township agrees that the currently pending requests for annexation to the City listed on Exhibit C, on file in the City Clerk's Office, will be released immediately after this agreement is approved by both governing bodies.

- G. All properties located within areas B through D which request connection to Ann Arbor City sewer will be released by the Township forthwith upon the owner's request for annexation to the City.
- H. Property which is developed and occupied on the date of this agreement in areas B through D may connect to City sewers without immediate annexation upon the condition that the owner sign an agreement which includes the following:
 - 1. The owner agrees to do all things necessary to have the property annexed to the City of Ann Arbor within five years from the date of connection to the City sewer or by December 31, 2007, whichever comes first.
 - 2. The owner agrees to pay the City the same rates as Township residents pay for sewer service after the connection to a City sewer main but before annexation to the City and to comply with all City ordinances and regulations regarding the use of sanitary sewer.
 - 3. The owner agrees to pay the proportionate cost of the sewer main which serves the property at the time of connection in the same amount and upon the same terms as would be required of City residents.
 - 4. The City may include such lawful terms in the agreement as it deems appropriate to enforce the condition that the owner of the property seek to have it annexed within the time stated in sub-paragraph 1 above. The Township will not intervene on behalf of property owners who do not comply with their agreement to pursue and complete annexation to the City.

II. Sewer and Water Agreements

- A. The City will withdraw its notice of nonrenewal of the "City of Ann Arbor-Ann Arbor Township Wastewater Treatment Contract" dated November 8, 1976 (the City-Township Sewer Agreement) pursuant to which the Township receives sewer service from the City of Ann Arbor, so that such Agreement will be extended until December 31, 2015.
- B. The Township agrees that it will not interfere with or delay construction, by the City, of sanitary sewers or water mains to serve any of the areas to be included within the City.
- C. The parties agree to revise the City-Township Sewer Agreement and the

A City of Ann Arbor-Ann Arbor Township Water Supply Contract₂ dated June 22, 1984 (the City-Township Water Agreement) as set forth in this paragraph (those areas were originally described in the May 1976 Final Facilities Plan for Wastewater Management in the Ann Arbor-Ypsilanti Areas of the Huron River Valley, Washtenaw County, Michigan, and such description was incorporated in the City-Township Sewer Agreement and the City-Township Water Agreement). The parties agree to revise area 3A in the City-Township Sewer Agreement as shown on the map on file in the City Clerk's Office as Exhibit D to include that portion of the Township located east of Maple Road, west of Newport Road, and south of the Huron River (as described in section I above) so that the Township may serve that area under the City₂Township Sewer Agreement. At the Township₂s request, the parties will revise sewer and water area 5A in the City-Township Sewer and Water Agreements as shown on the map on file in the City Clerk's Office as Exhibit D, so that the Township may serve that area with water and sewer service under those Agreements. The parties further agree to reallocate sewer service capacity under the City-Township Sewer Agreement from area 3A to area 5A as reasonably requested by the Township. However, nothing in this policy agreement requires the City to provide the Township with more than the total sewer and water service capacities set forth in the existing City-Township Sewer and Water Agreements.

III. Existing Agreements

Nothing in this boundary policy and agreement is intended to alter the terms of the existing agreements between Township residents and the City concerning annexation or the provision of water or sewer service by the City to those residents.

IV. Petitions to State Boundary Commission

The City agrees it will not initiate a petition to the State Boundary Commission to annex any owner occupied land in areas B, C, or D before December 31, 2007. After that date, the Township will not oppose a petition by the City to annex properties in Areas B, C, or D or otherwise intervene on behalf of the owner.

V. Pending Litigation

The City and Township agree to take all necessary action to dismiss or otherwise conclude, in a manner consistent with this agreement, all pending litigation and State Boundary Commission proceedings involving annexation of Township land into the City.

City of Ann Arbor,
a municipal corporation

Charter Township of Ann Arbor,
a municipal corporation

Mayor
Clerk

Supervisor
Clerk

Councilmember Hunter moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

REPORTS FROM COUNCIL COMMITTEES

COUNCILMEMBER GRADY - SEMCOG

Councilmember Grady requested that comments from Council regarding the proposed voting changes at SEMCOG be forwarded to him in time for the next meeting.

COUNCIL PROPOSED BUSINESS

None.

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS APPROVED

Mayor Sheldon recommended the following appointments at the December 20, 1993 regular session of Council:

INDIVIDUAL HISTORIC PROPERTIES HISTORIC DISTRICT STUDY COMMITTEE

H. M. Hildebrandt (to fill vacancy)
1930 Cambridge Rd.
Term: 1/3/94 to 5/1/94

PARK ADVISORY COMMISSION

Phyllis Timmer (reappointment)
2112 Ascot Rd.
Term: 1/3/94 to 1/2/97

Patricia W. Creal (replacing Virginia Johansen on term expiration)
2655 Esch Ave.

Term: 1/3/94 to 1/2/97

Nelson K. Meade (replacing George Sexton on term expiration)

2484 Pinecrest Ave.

Term: 1/3/94 to 1/2/97

ELIZABETH DEAN FUND

Peggy Laird (reappointment)

3150 Hunting Valley Dr.

Term: 1/6/94 to 7/31/95

Denis Robison (reappointment)

625 E. Liberty St.

Term: 1/6/94 to 7/31/95

BOARD OF REVIEW

Warren D. McLean (reappointment to Second Board of Review)

1036 Olivia Ave.

Term: 2/1/94 to 1/31/97

DOMESTIC VIOLENCE COORDINATING BOARD

Laurie Young (to fill vacancy)

1506 Broadway St., Apt. B-4

Term: 1/3/94 to 1/2/97

BICYCLE COORDINATING COMMITTEE

Dieter Hohnke (reappointment)

1201 Harbrooke Ave.

Term: 1/3/94 to 1/2/97

Karl Kleitsch (replacing Ralph Hulett on term expiration)

3642 Wellington Ct.

Term: 1/3/94 to 1/2/97

Steve Wallig-Muno (replacing Steuart White on term expiration)

710 Spring St.

Term: 1/3/94 to 1/2/97

Mary Underwood (replacing Doris West on term expiration)
1219 Traver Rd.
Term: 1/3/94 to 1/2/97

Joe Christy (to fill vacancy)
2475 Traver Blvd.
Term: 1/3/94 to 1/2/97

Councilmember Hanna-Davies moved that Council concur with the recommendations of the Mayor.

On a voice vote the Mayor declared the motion carried.

NOMINATION PLACED ON TABLE

Mayor Sheldon placed the following nomination on the table for approval at a later date:

HUMAN RIGHTS COMMISSION

Cynthia Ewing (to fill vacancy)
947 Spring St.
Term: 1/18/94 to 10/31/96

POLICE EMPLOYEE COMMENDED

Mayor Sheldon reported that she received a communication from a citizen commending Police Community Service Assistant Rhonda Peatry for her assistance and professionalism.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

City Administrator Gatta submitted the following reports for information of Council:

1. Water, Sanitary Sewer and Stormwater Rate Structures
2. Recycled Product Procurement Report
3. Compliance with ADA Requirements in City Parking Facilities
4. Revised "Operational Procedures for Municipal Access Channel 10"
5. Streetlight Waiting List

6. Glazier Way between Green Road and Huron Parkway
7. Opposition Letter Regarding Aspen Equities, Inc. Property Rezoning
8. Update Regarding FY 1994-95 Community Development Block Grant and General Fund Preliminary Proposal Process Schedule
9. Gelman Sciences, Inc. Groundwater Discharge to Sanitary Sewer System

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

COMMUNICATIONS FROM THE CITY ATTORNEY

HAWKINS PROPERTY

City Attorney Elizabeth Schwartz reported that on December 29 the City closed on the purchase of the Hawkins property.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER LUMM

Councilmember Lumm thanked Public Services Director William Wheeler for his thorough review of the status and the alternatives for Glazier Way. Ms. Lumm stated that the next step will be neighborhood input on the alternatives.

COUNCILMEMBER FINK

Councilmember Fink requested an updated Councilmember attendance schedule for the 1994 Housing Commission meetings.

Councilmember Fink stated that he would like to clarify his statement at the last Council meeting concerning the airport. Mr. Fink explained that he did not mean to give the impression that the arrangement with the tenants' union was intended to come back before Council.

COUNCILMEMBER HUNTER

Councilmember Hunter stated that he would like to clarify his remarks concerning the proposed public housing sites. Mr. Hunter explained that if HUD could provide money for housing for the same economic group of people, he would prefer a different program to the

current public housing model.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Human Rights Commission regarding commendation motion for Human Rights Commission Secretary Christine Mays-Anderson -File.
2. Communication from Human Rights Commission regarding Michigan Campaign for Human Dignity - File.
3. Communication from Assistant City Attorney Thomas Blessing transmitting December 21, 1993 decision of Local Officers' Compensation Commission -File
4. Communication from State Representative Mary Schroer regarding Council "Resolution Regarding Fire Protection Grants", adopted December 6, 1993 - File.
5. Communication from Ming and Irene Loo, 444 Huntington Pl., regarding proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) - Planning
6. Communication from Charles W. and Marian M. Cares, 505 Riverview Dr., in opposition to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) - Planning
7. Communication from Virginia F. and Dan H. Butler, 439 Riverview Dr., in opposition to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) -Planning
8. Communication from Charles and Irene Butter, 3060 Dover Pl., in opposition to proposed Aspen Equities, Inc. Zoning (Ordinance No. 41-93) - Planning.

The following minutes were received for file:

1. Planning Commission - November 16, 1993
2. Human Rights Commission - November 17, 1993
3. Zoning Board of Appeals - November 17, 1993
4. Employees' Retirement System Board - November 10, 1993
5. Housing Board of Appeals - November 16, 1993

6. Taxicab Board - September 23, 1993
7. Housing Policy Board - December 15, 1993
8. Human Services Task Force - September 2 and October 8, 1993

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

LAURIE YOUNG - ANN ARBOR INN

Laurie Young, 1506 Broadway St., expressed concern that the Ann Arbor Inn will be used for senior housing rather than public housing for low-income residents. Ms. Young stated that the majority of homeless people are mentally ill, single working men, the disabled and families, and that the Ann Arbor Inn could have helped ease the homeless crisis.

ADJOURNMENT

There being no further business to come before Council, it was moved by Councilmember Hunter that the meeting be adjourned.

On a voice vote the Mayor declared the motion carried and the meeting adjourned at 12:52 a.m.

W. Northcross
Clerk of the Council

Janet L. Chapin
Recording Secretary