

REGULAR SESSION - OCTOBER 3, 1994

The regular session of the Ann Arbor City Council was called to order at 7:34 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 Tobi Hanna-Davies, Patricia Vereen-Dixon, Peter Fink, Jane Lumm, Ulrich Stoll, Haldon L. Smith, Peter Nicolas, Julie Creal, Christopher Kolb, David F. Stead, Mayor Ingrid B. Sheldon, 11.

ABSENT : 0.

INTRODUCTIONS

HISTORIC DISTRICT COMMISSION PRESENTATION

Individual Historic Properties Historic District Study Committee Members Susan Wineberg, Norman Tyler and Mary Culver presented the Committee's final report and recommendations proposing 73 properties in the City for historic designation. The committee members presented slides showing a sampling of the properties and explained their historic significance. (Report on file in the City Clerk's Office)

DISTRICT LIBRARY PRESENTATION

Samuel Mullice and Roland Billings, representing the Ann Arbor Public Schools, and Cynthia Faulhaber, representing the law firm of Miller, Canfield, Paddock and Stone, urged approval of the resolution regarding the establishment of a district library. Dr. Mullice explained that due to recent School Code amendments, the school district will no longer have the power to levy millage to support the library, and that to assure continued public library services, local units of government must join together to establish a district library under the Michigan "District Library Establishment Act".

PUBLIC COMMENTARY - RESERVED TIME

GARY GAUB - WOODCREEK DEVELOPMENT

Gary Gaub, 103 Fieldcrest St., #302, prospective homebuyer on Chalmers Dr., spoke in favor of extending Pittsfield Boulevard to the Woodcreek development as a solution to the area's traffic circulation problem, rather than extending Clark Road. He expressed appreciation for Council's bipartisan effort to find a prudent and fair solution to problems created by proposed development in the Chalmers Drive area.

JOHN WOLTER - AIRPORT LAYOUT PLAN

John Wolter, 1531 Jones Dr., spoke in opposition to the proposed airport layout plan which he believes is inadequate for the type of aircraft using the Ann Arbor Airport. Mr. Wolter stated that the plan is discriminatory because it eliminates aircraft most beneficial to the community, and expressed concern that the proposal does not meet certain requirements for larger aircraft that use the airport.

EDWARD WORSHAM - AIRPORT LAYOUT PLAN

Edward Worsham, 1775 Westridge Rd., representing the Ann Arbor Airport Tenants Union, spoke in opposition to the proposed airport layout plan and expressed concern that the plan does not address existing problems at the municipal airport. These problems include unpaved crosswind runways, a short main runway, runways too close to buildings, a runway not visible to the control tower, and waivers which represent a failure to meet minimum safety standards. (Statement on file in the City Clerk's Office)

ANDREW GULVEZAN - MISCELLANEOUS TOPICS

Andrew Gulvezan, 117 Fieldcrest St., spoke in support of decorating City Hall for the Christmas holiday, urged Council to step up the process of selecting a police chief, and expressed concern with the health care problem.

CARL HASKE - WOODCREEK REZONING

Carl Haske, 1475 Chalmers Dr., spoke in support of extending Pittsfield Boulevard to service the proposed Woodcreek development and help solve the traffic circulation problems in the Chalmers Drive area. Mr. Haske stated that Chalmers residents welcome appropriate development that would enhance the entire area, but expressed concern that poor planning at this point could advance beyond an irreversible stage and negatively impact the neighborhood.

RONALD GROSSMAN - AIRPORT

Ronald Grossman, attorney representing the Aviation Center, spoke in opposition to the proposed land lease with Bijan Air at the Ann Arbor Airport because of safety concerns.

He stated that helicopter operations on the proposed site are incompatible with the airport's fixed-wing operations, and that the City has not considered the proposed expansion of the Aviation Center (a fixed-wing operation) into the same area. Mr. Grossman recommended that Bijan Air expand instead onto adjoining property to concentrate the fixed-wing operations in one part of the airport.

JOHN NORTON - ENVIRONMENT

John Norton, 1010 Arbordale St., #9, expressed concern with toxic substances dumped into Michigan waters and with the destruction of other natural resources. Mr. Norton encouraged citizens to vote for those candidates in the upcoming election who respect the environment.

MARK CHAPMAN - PLATT ROAD PROJECT

Mark Chapman, 2647 Platt Rd., spoke in opposition to the Platt Road reconstruction project. He stated that the project has been taking too long and that the delays have caused considerable inconvenience for Platt Road residents. Mr. Chapman further stated that the sidewalk project on the east side of Platt Road is not wanted or needed by the residents since an adequate sidewalk exists across the street. He objected that the residents are being billed for unwanted improvements, that a protest petition submitted to the City was ignored, and that Parks Department recommendations regarding the trees along Platt Road were not followed.

PUBLIC HEARINGS

ANN ARBOR HILLS HILTON REZONING (ORDINANCE NO. 51-94)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 2.2 acres from AG (Agricultural District) and P (Parking District) to R5 (Hotel-Motel District), Ann Arbor Hills Hilton property, 610 Hilton Boulevard. Notice of public hearing was published September 17, 1994.

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

ANN ARBOR HILLS HILTON REVISED SITE PLAN

A public hearing was conducted on the proposed Ann Arbor Hills Hilton Revised Site Plan, 11.2 acres, 610 Hilton Boulevard. Notice of public hearing was published September 26, 1994.

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

HILLSIDE TERRACE ZONING (ORDINANCE NO. 52-94)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 6.37 acres from R4A (Multiple-Family Dwelling District), P (Parking District) and Unzoned to R4B (Multiple-Family Dwelling District), Hillside Terrace property, 1939 Jackson Road. Notice of public hearing was published September 17, 1994.

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

HILLSIDE TERRACE SITE PLAN

A public hearing was conducted on the proposed Hillside Terrace Site Plan, 6.37 acres, 1939 Jackson Road. Notice of public hearing was published September 26, 1994.

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

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

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

MOTIONS AND RESOLUTIONS

Delete: Resolution to Approve Hillside Terrace Site Plan and Site Development Agreement, 6.37 acres, 1939 Jackson Road (Planning Commission recommendation: Approval - 6 yeas, 0 nays)

Add: Resolution to Enter Into a Lease Agreement for the Community Policing Office at 2605 Plymouth Road (8 Votes Required)

Add & Revise: Resolution Approving the Land Lease Agreement between the City of Ann Arbor and Bijan Air, Inc. (8 Votes Required) (Page One of Land Lease Revised)

Add: Reconsideration of Resolution Warranting a No Left Turn Intersection Design at Junction of Fuller Road/Fuller Court (East), Revised Fuller Road/Oakway Roadway Alignment (Defeated September 19, 1994; proposed for reconsideration by Councilmember Stoll who voted with the prevailing side)

Add: Resolution Regarding the Police Chief Selection Process (Councilmembers Hanna-Davies, Stead and Vereen-Dixon)

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Lumm, Stoll, Smith, Kolb, Mayor Sheldon, 8;

Nays, Councilmembers Fink, Nicolas, Creal, 3.

The Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF SEPTEMBER 19 APPROVED

Councilmember Nicolas moved that the working and regular session minutes of September 19, 1994 be approved as presented.

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEMS APPROVED

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

R-464-10-94 APPROVED

RESOLUTION APPROVING THE APPOINTMENT OF JAMES S. SEXSMITH AS 15TH DISTRICT COURT MAGISTRATE

Whereas, The Ann Arbor City Council approved funding for the position of Magistrate in the 15th District Court's FY 1994-95 budget;

Whereas, Michigan law requires the governing body of the District Court's funding unit to approve the appointment before an individual can assume the duties of a magistrate; and

Whereas, James S. Sexsmith meets the statutory requirements for the position of magistrate and was the unanimous choice of the District Court judges following their selection and interview process;

RESOLVED, That pursuant to MCLA 600.8501(2), the Ann Arbor City Council approve the appointment of James S. Sexsmith as Magistrate for the 15th Judicial District Court, effective this date.

R-465-10-94 APPROVED

RESOLUTION TO APPROVE THE PURCHASE OF PICKUP TRUCKS
FOR THE UTILITIES DEPARTMENT - BID NO. 2624

Whereas, The two existing 1/2-ton pickup trucks and one existing 3/4-ton pickup truck in the Utilities Department are fully-depreciated and their economically usable service life has been expended;

Whereas, The Administrative Services Purchasing Division, as requested by the Utilities Department, secured competitive bids (Bid No. 2624), and Red Holman Pontiac-GMC is the lowest responsible bidder, meeting specifications for the three 3/4-ton pickup trucks in the amount of \$55,302.00; and

Whereas, The Human Resources Department has approved Red Holman Pontiac-GMC on June 28, 1994, as meeting the City's Human Rights requirements;

RESOLVED, That Council accept the bid of Red Holman Pontiac-GMC in the amount of \$55,302.00 as the lowest responsible bidder meeting specifications for the three 3/4-ton pickup trucks; and

RESOLVED, That the City Administrator be directed to issue a purchase order in the amount of \$55,302.00 to Red Holman Pontiac-GMC to supply the vehicles as specified in Bid No. 2624.

Funding Source: Water Distribution System FY 94/95 approved budget.

R-466-10-94 APPROVED

RESOLUTION TO APPROVE A CONTRACT FOR SUGARBUSH
PARK IMPROVEMENTS - BID NO. 2640

Whereas, The Sugarbush Park play area rehabilitation project is identified in year five of the 1989-94 Park Rehabilitation and Development Millage;

Whereas, Competitive bids were received on September 22, 1994, with Margolis Nursery, Inc. being the lowest responsible bidder at \$34,373.50;

Whereas, Margolis Nursery, Inc. has obtained human rights approval as of June 25, 1994; and

Whereas, Work under this contract is to be funded by the remaining project account balance of \$27,000.00 plus \$7,500.00 from year two of the 1994-99 Park Maintenance and Repair Millage;

RESOLVED, That a contract in the amount of \$34,373.50 be awarded to Margolis Nursery, Inc. for the construction of Sugarbush Park site improvements in response to Bid No. 2640; and

RESOLVED, That the Mayor and City Clerk be authorized and directed to sign said contract with Margolis Nursery, Inc., substantially on the form on file with the City Clerk, and that the City Administrator be authorized to take the necessary administrative actions to implement this resolution.

R-467-10-94 APPROVED

RESOLUTION TO APPROVE HOUSING REHABILITATION
AGREEMENT WITH IRVEN AND HELEN ARNOLD FOR
206 WEST SUMMIT STREET

Whereas, An application was received from Irven and Helen Arnold for rehabilitation assistance for their home located at 206 W. Summit St., Ann Arbor;

Whereas, The homeowners meet the City's criteria for participation in the Housing Rehabilitation Program;

Whereas, Two bids were received on September 15, 1994 and Mr. and Mrs. Arnold will be executing an agreement with the lowest acceptable bidder to complete the rehabilitation work; and

Whereas, On Friday, September 23, 1994, the Waiver and Review Board approved the waiver of the \$22,000.00 maximum;

RESOLVED, That City Council approve the Housing Rehabilitation Agreement with Irven and Helen Arnold in the amount of \$23,189.00 as a 0% interest 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

Council unanimously agreed to consider the Resolution to Approve the Woodcreek Area Plan immediately following consideration of Ordinance No. 48-94 to rezone the Woodcreek property.

48-94 POSTPONED

WOODCREEK 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 47.9 acres, located on the east side of Chalmers Drive, north of Arborland Mall, from TWP (Township District) to R1B (Single-Family Dwelling District). The ordinance was postponed at second reading on September

7, 1994.

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

Councilmember Lumm moved that the ordinance be postponed at second reading to the October 17, 1994 regular session of Council for Planning Commission's review and recommendation on the outstanding issues, specifically looking at the traffic circulation issue by performing the transportation studies normally performed at the site plan stage.

On a voice vote the Mayor declared the motion carried.

POSTPONED

RESOLUTION TO APPROVE WOODCREEK AREA PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Woodcreek Area Plan, 47.9 acres, east side of Chalmers Drive, north of Arborland Mall. The resolution was postponed from the September 7, 1994 regular session of Council.

Whereas, Riverhill Associates has requested area plan approval in order to develop single-family detached dwellings under condominium ownership; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of July 19, 1994, recommended approval of said request;

RESOLVED, That the Woodcreek Area Plan be hereby approved.

Councilmember Lumm moved that the resolution be adopted.

Councilmember Lumm moved that the resolution be postponed to the October 17, 1994 regular session of Council for Planning Commission's review and recommendation on the outstanding issues, specifically looking at the traffic circulation issue by performing the transportation studies normally performed at the site plan stage.

On a voice vote the Mayor declared the motion carried.

51-94 APPROVED

ANN ARBOR HILLS HILTON 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 2.2 acres, located at 610 Hilton Boulevard, from AG (Agricultural District) and P (Parking District) to R5 (Hotel-Motel District).

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

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

52-94 APPROVED

HILLSIDE TERRACE 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 6.37 acres, located at 1939 Jackson Road, from R4A (Multiple-Family Dwelling District), P (Parking District) and Unzoned to R4B (Multiple-Family Dwelling District).

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

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

53-94 APPROVED

SEWER USE ORDINANCE

An Ordinance to Repeal Existing Chapter 28 and Add New Chapter 28 to Title II of the Code of the City of Ann Arbor

This ordinance would revise the City's Sewer Use Ordinance by incorporating changes to Federal regulations as recommended by the National Domestic Sewage Study and the U.S. Environmental Protection Agency Pretreatment Implementation Review Task Force.

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

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

ORDINANCES - FIRST READING

49-94 APPROVED AS AMENDED

WETLANDS PRESERVATION

An Ordinance to Repeal the Existing Chapter 60 and Add a New Chapter 60 to Title V of the Code of the City of Ann Arbor

This ordinance would comply with recent changes to the State Wetland Act. The proposal was postponed at first reading on August 1 and September 7, 1994.

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

Councilmember Smith moved that the ordinance be amended by adding the following section:

5:200 Purpose

The City of Ann Arbor protects wetlands as fragile natural resources which provide many public benefits, including wildlife habitats, environmental niches, biological diversity, flood control, open space, outdoor recreation, and water quality. Wetlands are protected to maintain water quality by serving as oxidation basins for pollution treatment, nutrient cycling and sediment trapping, and to control flood and storm water runoff and erosion through temporary water storage, slow release and groundwater recharge. Wetlands are preserved to maintain and restore ecological and hydrological stability within the watershed, and to protect their economic, recreational and quality of environment assets for the residents of the City.

On a voice vote the Mayor declared the motion carried.

Councilmember Smith moved that Section 5:201 of the ordinance be amended as follows:

Section 5:201 Definitions. ...

- 4) Wetland. Any land ~~<greater than one-half (0.5) acres in size,>~~ characterized by the presence of water at a frequency and duration sufficient to support and that under normal circumstances does support wetland vegetation or aquatic life and is commonly referred to as a bog, swamp or marsh.

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Kolb, 6;

Nays, Councilmembers Fink, Lumm, Nicolas, Creal, Mayor Sheldon, 5.

The Mayor declared the motion carried.

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

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Kolb, Mayor Sheldon, 8;

Nays, Councilmembers Fink, Lumm, Creal, 3.

The Mayor declared the motion carried and the ordinance approved as first reading.

54-94 APPROVED

FLOOR AREA PREMIUMS

An Ordinance to Amend Sections 5:64 and 5:65 of Chapter 55 of Title V of the Code of the City of Ann Arbor

This ordinance would provide floor area premiums which more closely parallel the objectives of the Downtown Plan and Central Area Plan, include additional standards and requirements for public benefit, and clarify the existing language.

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

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

55-94 APPROVED

PUBLIC HEARINGS FOR WETLAND USE PERMITS

An Ordinance to Amend Section 5:129 of Chapter 57 of Title V of the Code of the City of Ann Arbor

This ordinance would allow a combined public hearing for both a development petition and

wetland use permit.

Councilmember Vereen-Dixon moved that the ordinance be approved at first reading.

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

56-94 APPROVED

LANDSCAPE AND SCREENING

An Ordinance to Amend Chapter 62 of Title V
of the Code of the City of Ann Arbor

This ordinance would provide a statement of intent and guidelines for evaluating proposals for landscaping and screening, address difficulties in administering the ordinance, clarify performance standards, provide greater design flexibility, streamline the review process for exceptions and variances, and clarify existing language.

Councilmember Vereen-Dixon 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.

57-94 APPROVED

SOLICITORS AND PEDDLERS LICENSE APPLICATION

An Ordinance to Amend Section 7:63 of Chapter 79
of Title VII of the Code of the City of Ann Arbor

This ordinance would delete the solicitor and peddler group license provision in Chapter 79 to correct a discrepancy.

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

On a voice vote the Mayor declared the motion carried.

58-94 APPROVED

ADD PROPERTIES TO ANN ARBOR REGISTER OF HISTORIC PLACES

An Ordinance to Amend Chapter 103 of Title VIII of the Code of the City of Ann Arbor by Amending Sections 9:1, 9:2 and 9:3 of Title IX of the Ann Arbor Register of Historic Places

This ordinance would add 73 individual properties to the Ann Arbor Register of Historic Places.

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

Councilmember Lumm moved that the ordinance be amended by deleting the following properties from Section 9:2 of the Ann Arbor Register of Historic Places:

- 1127 East Ann Street
- 619 East University Avenue
- Depot Street, Block 7, Ormsby and Page Addition
(include Casey's Tavern building only)
- 319 Braun Court
- 303 South Division Street
- 611, 613 and 615 North Main Street

On a voice vote the Mayor declared the motion defeated, with Councilmembers Fink, Lumm and Creal voting in favor.

The question being the ordinance at first reading as originally presented, on roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Kolb, Mayor Sheldon, 8;

Nays, Councilmembers Fink, Lumm, Creal, 3.

The Mayor declared the motion carried.

59-94 APPROVED

(ONLY ONE READING REQUIRED)

WATER SUPPLY SYSTEM REVENUE REFUNDING BONDS

An Ordinance to Amend Ordinance No. 80-92 for the Issuance
and Sale of Water Supply System Revenue Refunding Bonds

This ordinance would approve the use of prior bond balances for current capital projects. It would amend Ordinance No. 80-92 which provided for the issuance and sale of revenue refunding bonds of equal standing with certain outstanding Water Supply System Revenue Bonds.

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

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

MOTIONS AND RESOLUTIONS

R-468-10-94 APPROVED

RESOLUTION TO APPROVE ANN ARBOR HILLS HILTON
REVISED SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of denial (5 years, 1 day) of the proposed Ann Arbor Hills Hilton Revised Site Plan, 11.2 acres, 610 Hilton Boulevard.

Whereas, Graham Hotel Systems, Inc. has requested site plan approval in order to construct a 9,285-square foot addition to the south side of the existing hotel and a fourth floor addition over the north and south wings of the hotel;

Whereas, Necessary variances were granted by the Zoning Board of Appeals on August 17, 1994; and

Whereas, The Ann Arbor City Planning Commission reviewed said request at its meeting of August 16, 1994;

RESOLVED, That the Mayor and City Council hereby approve the Ann Arbor Hills Hilton Revised Site Plan and modification of the interior landscaping requirements of Chapter 62, subject to combination of the lots prior to issuance of permits.

Councilmember Nicolas moved that the resolution be adopted.

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

R-469-10-94 APPROVED

RESOLUTION TO AUTHORIZE SUMMARY PUBLICATION OF
ORDINANCE NO. 53-94 - SEWER USE ORDINANCE

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

RESOLVED, That the publication of Ordinance 53-94 be by the following summary:

Ordinance 53-94 repeals the existing Chapter 28 and adds a new Chapter 28 to Title II of the Code of the City of Ann Arbor (Sewer Use Ordinance). The revisions incorporate changes to Federal regulations as recommended by the National Domestic Sewage Study and the U.S. EPA Pretreatment Implementation Review Task Force.

The complete text of this ordinance is available at the Office of the City Clerk.

Councilmember Stead moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-470-10-94 APPROVED

RESOLUTION REGARDING THE ESTABLISHMENT OF
A DISTRICT LIBRARY

Whereas, The Ann Arbor Public Schools (the "School District") has operated the Ann Arbor Public Library in the City of Ann Arbor for nearly a century, and has levied a separate operating millage for the support of the Library;

Whereas, As a result of the enactment of 1993 and 1994 amendments to the School Code of 1976, as amended, the School District will cease to have the power to levy any millage to support the Library in 1996 when the existing authorized Library millage expires;

Whereas, In order to assure continued public library services to the residents of the City of Ann Arbor and the School District it is necessary for each of them to join together to establish a district library under the provisions of Act 24, Michigan Public Acts of 1989, as

amended (the "District Library Establishment Act");

Whereas, The District Library Establishment Act requires that units of local government wishing to form a district library must enter into a district library agreement (the "Agreement"), setting forth certain matters required by the District Library Establishment Act;

Whereas, The City has determined that it is in the best interests of the residents of the City to assist in the establishment of a district library and to enter into an Agreement;

Whereas, The School District has proposed to retain the services of Miller, Canfield, Paddock and Stone, P.L.C., to assist the School District in the transformation of the School District Public Library to a district library, including the drafting of the necessary related proceedings and agreements and the Agreement; and

Whereas, Miller, Canfield, Paddock and Stone, P.L.C. is counsel to both the City and the School District with respect to other matters;

RESOLVED, That:

1. The City hereby declares its intention to enter into an Agreement to establish a district library and hereby appoint the following persons to serve on a district library liaison committee for the purpose of negotiating the terms of the Agreement and other related matters: Ingrid B. Sheldon, and David Stead;

2. The City hereby authorizes and directs the City Attorney to review the proposed Agreement and to report to the City Council her recommendations;

3. The City hereby recognizes and consents to the use of the services of Miller, Canfield, Paddock and Stone, P.L.C. in the transformation of the School District Public Library to a district library, including drafting and negotiation of the Agreement and all related documents and proceedings; and

4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Councilmember Vereen-Dixon moved that the resolution be adopted.

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Fink, Lumm, Stoll, Smith, Nicolas, Creal Kolb, Mayor Sheldon, 10;

Nays, Councilmember Vereen-Dixon, 1.

The Mayor declared the motion carried.

R-471-10-94 APPROVED

RESOLUTION IN HONOR OF THE TWENTY-FIFTH
ANNIVERSARY OF THE SISTER CITY RELATIONSHIP BETWEEN
HIKONE, SHIGA, JAPAN AND ANN ARBOR, MICHIGAN

Whereas, In February of 1969, the Ann Arbor City Council, by Resolution R-31-2-69 established a Sister City relationship with Hikone, Shiga, Japan;

Whereas, In that original resolution, Council expressed its "hope that [the affiliation] will lead to a lasting friendship between the people of Ann Arbor and Hikone";

Whereas, That hope continues to be fulfilled, as 1994 marks the twenty-fifth anniversary of the relationship between our two cities;

Whereas, In the ensuing years our peoples have developed a special rapport that spans all ages and that has enriched our cities with an enduring respect, understanding and appreciation for our different cultures, and a growing commitment to peace and harmony among all nations; and

Whereas, We are honored to have delegations of officials, citizens, teachers and students from Hikone join us from October 11 through October 15, 1994 to celebrate the past and the future of this very special relationship between our communities;

RESOLVED, That the Ann Arbor Mayor and City Council, on behalf of our citizens, extend a warm welcome to our honored guests from Hikone, Shiga, Japan, with our sincere hope that this special friendship will continue to grow and thrive so that we may celebrate its fiftieth anniversary twenty-five years from now.

Councilmember Kolb moved that the resolution be adopted.

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

R-472-10-94 APPROVED

RESOLUTION APPROVING THE ANN ARBOR MUNICIPAL
AIRPORT NOISE COMPATIBILITY PROGRAM

Whereas, The City of Ann Arbor has been participating in a Federal Aviation Regulation Part 150 Noise Compatibility Study of the Ann Arbor Municipal Airport;

Whereas, City Council on January 22, 1991, approved the first five chapters of the FAR Part 150 Noise Compatibility Study, the Noise Exposure Maps document;

Whereas, The second and final part of the Noise Compatibility Study, Chapters Six and Seven, is termed the Noise Compatibility Program;

Whereas, The objective of the Noise Compatibility Program is to accommodate airport operations while minimizing the intrusive impacts of aircraft noise in the surrounding community;

Whereas, Chapter Six presents an analysis of alternative aircraft noise abatement measures and alternative land use management measures;

Whereas, Chapter Seven presents the final noise compatibility plan, including noise abatement, land use management, and implementation plans; and

Whereas, City Council held a public hearing on Monday, February 28, 1994, to discuss and solicit public input regarding the Noise Compatibility Study and Airport Layout Plan, which hearing is documented in a supplemental volume to the Noise Compatibility Program;

RESOLVED, That the Noise Compatibility Program, Chapters Six and Seven of the Part 150 Noise Compatibility Study, be approved, and that the Mayor be authorized to sign the Sponsor's Certification on page vi of the Noise Compatibility Program, certifying that the documents have been prepared with the best available information and are true and complete, and that adequate opportunity has been afforded to interested citizens to submit their views, data, and comments concerning the correctness and adequacy of the Noise Compatibility Program and the supporting documentation.

Councilmember Stoll moved that the resolution be adopted.

Councilmember Fink moved that the resolution be postponed to the October 17, 1994 regular session of Council for an opinion from the Risk Manager and City Attorney concerning whether the waivers would increase the City's liability.

On roll call the vote was as follows:

Yeas, Councilmembers Fink, Lumm, Mayor Sheldon, 3;

Nays, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Creal, Kolb, 8.

The Mayor declared the motion defeated.

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

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Kolb, 7;

Nays, Councilmembers Fink, Lumm, Creal, Mayor Sheldon, 4.

The Mayor declared the motion carried.

R-473-10-94 APPROVED

RESOLUTION APPROVING THE ANN ARBOR
MUNICIPAL AIRPORT LAYOUT PLAN

Whereas, The City of Ann Arbor has been participating in a Federal Aviation Regulation Part 150 Noise Compatibility Study of the Ann Arbor Municipal Airport;

Whereas, The objective of the Noise Compatibility Program is to accommodate airport operations while minimizing the intrusive impacts of aircraft noise in the surrounding community;

Whereas, City Council held a public hearing on Monday, February 28, 1994, to discuss and solicit public input regarding the Noise Compatibility Study and Airport Layout Plan, which hearing is documented in the supplemental volume to the Noise Compatibility Program; and

Whereas, The Airport Layout Plan includes the changes recommended by City Council and the Ann Arbor Airport Advisory Committee;

RESOLVED, That the Airport Layout Plan be approved and the Mayor be authorized to sign the Plan on behalf of the City.

Councilmember Stoll moved that the resolution be adopted.

Councilmember Fink moved that the resolution be postponed to the October 17, 1994 regular session of Council for an opinion from the Risk Manager and City Attorney concerning whether the waivers would increase the City's liability.

On roll call the vote was as follows:

Yeas, Councilmembers Fink, Lumm, Mayor Sheldon, 3;

Nays, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Creal, Kolb, 8.

The Mayor declared the motion defeated.

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

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Nicolas, Kolb, 7;

Nays, Councilmembers Fink, Lumm, Creal, Mayor Sheldon, 4.

The Mayor declared the motion carried.

R-474-10-94 APPROVED

RESOLUTION TO MODIFY VARIOUS BUDGETS FOR
PAY INCREASES AND MISCELLANEOUS ITEMS

Whereas, The certain raises for various employee groups were not known at the time that the Budget was approved and funds were place in the Contingencies-Pay Increases account until the amounts were known;

Whereas, At the time that the Budget was approved it was not known that an additional school crossing guard was needed;

Whereas, The final balances for Community Development funds were unavailable when the Budget was approved and need to be revised; and

Whereas, The grant that was anticipated to be received in 1993-94 for Community Policing Efforts was not received until 1994-95;

RESOLVED, That \$423,000.00 be transferred from the Contingency-Pay Increase account to the various departments as listed on the schedule below;

RESOLVED, That the Police Department budget be increased by \$4,416.00 with \$2,208.00 being transferred from the Contingency-Pay Increase account and \$2,208.00 from an increase in revenues from Ann Arbor Public Schools;

RESOLVED, That the Community Development budget be adjusted as follows:

Revenue

Expenditures

Community Development Block Grant Fund			
Community Development			
Block Grant	\$ (5,464)	Com. Dev. Recipients	\$ (5,464)
Home Program Fund			
Home	\$ (368,165)	Com. Dev. Recipients	\$ (368,165)
Affordable Housing Trust Fund			
Prior Year Fund Balance	\$ 6,069	Com. Dev. Recipients	\$ 11,071
Trans From General Fund	\$ 5,002		
Ann Arbor Assistance Fund			
Prior Year Fund Balance	\$ 1,626	Com. Dev. Recipients	\$ 3,426
Contributions	\$ 1,800		

and

RESOLVED, That the Major Grant Fund appropriation be increased by \$200,000.00 for the Community Policing effort for the life of the grant.

	<u>Non-Union</u>	<u>AFSCME</u>	<u>Police Clerical</u>	<u>Police Communi-cations</u>	<u>Police Command</u>	<u>Total</u>
Mayor & Council	1,639					1,639
Administration	10,716					10,716
Human Resources	12,993	1,600				14,593
Administrative Services	5,292	4,574				9,866
Attorney	15,704					15,704
City Clerk	4,568	7,262				11,830
Finance	11,689	7,317				19,006
District Court	34,077	2,323				36,400
Police	14,128		7,456	36,814	19,881	78,279
Fire	1,907					1,907
Building	6,140	33,772				39,912
Public Services	25,937	69,686				95,623
Planning	4,203	6,985				11,188
Parks & Recreation	2,895	36,363				39,258
Solid Waste	<u>8,581</u>	<u>28,498</u>				<u>37,079</u>
TOTAL	\$160,469	\$198,380	\$7,456	\$36,814	\$19,881	\$423,000

Councilmember Nicolas moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-475-10-94 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES CONTRACT
AMENDMENT NO. 1 AND ESTABLISH A PROJECT BUDGET FOR
PHASE II OF THE SEWAGE RESIDUALS MANAGEMENT PROJECT

Whereas, The City of Ann Arbor Wastewater Treatment Plant implemented the Sewage Residuals Management Project with Black & Veatch on June 21, 1993, under RFP No. 310;

Whereas, During Phase I of the Sewage Residuals Management Project, Black & Veatch identified improvements for the handling and disposal of minor sewage residuals and the management of biosolids at the Wastewater Treatment Plant;

Whereas, The recommended improvements will enable the plant to cost effectively manage its sewage residuals and reduce the environmental impacts from these solids;

Whereas, Black & Veatch was required to submit a proposal for Phase II of the Sewage Residuals Management Project under the terms of RFP No. 310, to prepare preliminary design documents and cost estimates for the recommended improvements identified during Phase I of the project;

Whereas, Black & Veatch submitted a proposal during August 1994 to complete Phase II of the Sewage Residuals Management Project; and

Whereas, On May 23, 1994, the Human Resources Department approved Black & Veatch to provide consulting services to the City;

RESOLVED, That Council accept the proposal and approve Amendment No. 1 to the contract with Black & Veatch for \$210,209.00 to complete Phase II of the Residual Solids Management Project at the Wastewater Treatment Plant;

RESOLVED, That Council approve a contingency for this work in the amount of \$24,791.00 to finance change orders to be approved by the City Administrator;

RESOLVED, That the following project budget be approved for the life of the project, to be available until expended without regard to fiscal year:

Contract work	\$210,209.00
Contingency	<u>24,791.00</u>
	\$235,000.00 ;

and

RESOLVED, That the Mayor and City Clerk be authorized and directed to sign said amendment in a form substantially on file with the City Clerk.

Funding Source: Sewage Disposal System Capital Projects Fund

Councilmember Nicolas moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-476-10-94 APPROVED

RESOLUTION TO AWARD A CONTRACT AND ESTABLISH A PROJECT BUDGET FOR MECHANICAL REPAIRS IN FLOCCULATOR #3 AND PAINTING AT THE WATER TREATMENT PLANT - BID NO. 2589

Whereas, On August 1, 1994, City Council approved Resolution R-353-8-94 which awarded the construction contract for mechanical repairs in flocculator #3 and painting equipment in clarifier #3 at Water Treatment Plant to the lowest bidder;

Whereas, The lowest bidder withdrew its bid on August 2, 1994 and Goyette Mechanical Company has submitted the next lowest and responsible bid for said work in the amount of \$165,000.00;

Whereas, The contractual proposal specifies the services to be performed by the company and the payments to be made by the City, and all are agreeable to the City; and

Whereas, On September 8, 1994 the Human Resources Department approved Goyette Mechanical Company for said contract;

RESOLVED, That Council accept the proposal and award a contract to Goyette Mechanical Company in the amount of \$165,000.00 for the mechanical repairs and painting work at the Water Treatment Plant;

RESOLVED, That the Mayor and City Clerk be authorized and directed to sign the aforesaid contract substantially in a form on file with the City Clerk's Office; and

RESOLVED, That the following project budget be adopted and funds be appropriated for the life of the project, to be available until expended without regard to the fiscal year:

Section I - Revenue

Water Supply System Capital Project Fund	\$185,000.00
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Section II - Expenditure

Construction	\$165,000.00
Contingency for change orders to be approved by City Administrator	15,000.00
Miscellaneous costs	<u>5,000.00</u>
TOTAL	\$185,000.00

Councilmember Nicolas moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-477-10-94 APPROVED

RESOLUTION AUTHORIZING INSTALLATION OF A PRIVATE
CABLE IN STREET RIGHT-OF-WAY FOR BORDER'S, INC.

RESOLVED, That Border's, Inc. be authorized to install a private communications cable below the surface of East Liberty Street connecting its offices at 515 East Liberty Street to its bookstore located at 618-620 East Liberty Street upon the terms contained in the permit on file in the Clerk's Office.

Councilmember Nicolas moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-478-10-94 APPROVED

RESOLUTION AUTHORIZING INSTALLATION OF
GROUNDWATER MONITORING WELLS IN STREET
RIGHTS-OF-WAY FOR TOTAL PETROLEUM, INC.

RESOLVED, That Total Petroleum, Inc. be authorized to install nine groundwater monitoring wells below the surface of the Plymouth Road and Huron Parkway rights-of-way upon the condition that the owner of the property served by the wells signs a permit in the form on file in the Clerk's Office.

Councilmember Nicolas moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-479-10-94 APPROVED

RESOLUTION TO ENTER INTO A LEASE AGREEMENT FOR
THE COMMUNITY POLICING OFFICE AT 2605 PLYMOUTH ROAD

Whereas, The Ann Arbor Police Department is committed to the philosophy of Community/Problem Oriented Policing;

Whereas, The Police Department has reorganized its patrol and detective bureaus to facilitate the change to Community/Problem Oriented Policing;

Whereas, A significant part of this conversion to Community/Problem Oriented Policing involves establishing offices in each of the policing districts in the City;

Whereas, The citizens of Ann Arbor will be rewarded with a more personalized delivery of police service with the maintenance of decentralized offices; and

Whereas, The Human Resources Department has, on September 27, 1994, approved Traver Village Limited Partnership and First Martin Corporation to conduct business with the City;

RESOLVED, That the City of Ann Arbor enter into a lease agreement with Traver Village Limited Partnership for the office space described in Appendix A of the document, located in the Traver Village Shopping Center at 2605 Plymouth Road, for use as a Community Policing office;

RESOLVED, That the City Council authorize the Mayor and City Clerk to execute

the lease agreement (on file in the City Clerk's Office) with the legal agent of the Traver Village Limited Partnership. The lease period is from July 1, 1994, through June 30, 1995; and

RESOLVED, That the City Administrator be authorized to take all administrative actions necessary to implement these actions.

Councilmember Kolb moved that the resolution be adopted.

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

R-480-10-94 APPROVED AS AMENDED

RESOLUTION APPROVING THE LAND LEASE AGREEMENT
BETWEEN THE CITY OF ANN ARBOR AND BIJAN AIR, INC.

A resolution approving the land lease agreement between the City of Ann Arbor and Bijan Air, Inc. was considered.

Councilmember Kolb moved that the resolution be adopted.

Council unanimously agreed to add the following paragraph as the first clause of the resolution:

Whereas, The Ann Arbor Airport Advisory Committee, on February 16, 1994, unanimously approved "the concept" of the Bijan Air proposal to construct a 20,000 sq. ft. hangar/building east of the terminal building and west of the fixed base operator;

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-480-10-94

RESOLUTION APPROVING THE LAND LEASE AGREEMENT
BETWEEN THE CITY OF ANN ARBOR AND BIJAN AIR, INC.

Whereas, The Ann Arbor Airport Advisory Committee, on February 16, 1994, unanimously approved "the concept" of the Bijan Air proposal to construct a 20,000 sq. ft. hangar/building east of the terminal building and west of the fixed base operator;

Whereas, City Council approved a resolution on February 23, 1994, directing the City Administrator to develop a land lease with Bijan Air, Inc.;

Whereas, Bijan Air, Inc. will lease the land from the City of Ann Arbor and will construct a hangar facility at its own expense for the purposes of providing flight school training for helicopters and airplanes, and the maintenance and repair of helicopters and airplanes;

Whereas, Bijan Air, Inc. will be authorized to sublease part of the facility to the University of Michigan Survival Flight program;

Whereas, The lease agreement and the construction of the new facility will be within the current configuration of the airport and its runway; and

Whereas, The lease agreement reflects the rental rate approved by City Council on September 16, 1991, and contains an escalator clause that is based upon the yearly percentage increase in the Consumer Price Index;

RESOLVED, That the City Council approve the land lease with Bijan Air, Inc. and authorize the Mayor and City Clerk to sign the lease agreement on behalf of the City of Ann Arbor; and

RESOLVED, That the City Administrator be authorized to oversee the site plan and construction process and that it be kept within the current configuration of airport and runway.

R-481-10-94 RECONSIDERED AND APPROVED

RESOLUTION WARRANTING A NO LEFT TURN INTERSECTION
DESIGN AT JUNCTION OF FULLER ROAD/FULLER COURT (EAST),
REVISED FULLER ROAD/OAKWAY ROADWAY ALIGNMENT

Whereas, Council, by Resolution approved April 18, 1994, requested the Public Services Department, (PSD), to identify safety concerns requiring the proposed "all turn" Fuller Court/Fuller Road intersection and identify means to minimize potential for "short cutting" of through traffic along proposed Fuller Court;

Whereas, The PSD reported its findings and recommendations in memoranda dated June 17, August 8 and August 15, indicating that traffic at Fuller/Bonisteel and Fuller and Glazier Way for years 1990 and 2000 is projected at "under" or "near" capacity for both the Base Alternative and the No Left option at Fuller Road/Fuller Court. For the same period, traffic generated under the Fuller Cul-de-Sac and One-Way Alternatives was projected to be "near" or "over" capacity and for this and specific safety concerns, the latter two alternatives were not considered further, (see Ref A on file in the City Clerk's Office);

Whereas, For the same character and volume of traffic, the No Left Turn intersection design, with only 2 traffic conflict points, is burdened by inherently less risks for vehicle collisions than is the unsignalized All Turn Base Alternative design, with 9 conflict points, including 3 path crossings, (see Ref B on file in the City Clerk's Office);

Whereas, Based on PSD analysis, the combined accident rates at Fuller/Bonisteel and Fuller/Glazier intersections for the No Left Turn at Fuller Road/ Fuller Court is 26.4 property and injury occurrences. This compares to 25.7 occurrences/year for the Base Alternative, which is deemed an insignificant difference, (see Ref C on file in the City Clerk's Office); and

Whereas, The PSD projected initial combined east and west bound "cut through" traffic count on new Fuller with the No Left Turn intersection is estimated at 2,500 VPD, which is 34% less than the 3,800 VPD for the Base Alternative design, (see Ref D on file in the City Clerk's Office);

RESOLVED, That Council deems it in the public's long-term best interest that Fuller Road/Fuller Court intersection to be warranted as a No Left Turn intersection as being relatively safe, efficient and conducive to reducing the volume of cut through traffic on Fuller Court; and

RESOLVED, That the Public Services Department be directed to proceed with design at Fuller Road/Fuller Court as a No Left Turn intersection.

Councilmember Stoll moved that the resolution be placed on the table for reconsideration.

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Kolb, 6;

Nays, Councilmembers Fink, Lumm, Nicolas, Creal, Mayor Sheldon, 5.

The Mayor declared the motion carried.

Councilmember Stoll moved that the resolution be adopted.

On roll call the vote was as follows:

Yeas, Councilmembers Stead, Hanna-Davies, Vereen-Dixon, Stoll, Smith, Kolb, 6;

Nays, Councilmembers Fink, Lumm, Nicolas, Creal, Mayor Sheldon, 5.

The Mayor declared the motion carried.

R-482-10-94 APPROVED AS AMENDED

RESOLUTION REGARDING POLICE CHIEF SELECTION PROCESS

A resolution regarding the police chief selection process was considered.

Councilmember Stead moved that the resolution be adopted.

Council unanimously agreed that the second paragraph of the resolution be amended as follows:

RESOLVED, That the letter informing the candidates encourage them to authorize their resumes to be available for review by the committees and that the resumes be retained by Slavin, Nevins and Associates, Inc. and <only one> **THAT** set of the resumes be made available to committee members for their review at a single meeting.

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

The resolution as adopted reads as follows:

RESOLUTION REGARDING POLICE CHIEF SELECTION PROCESS

RESOLVED, That the City Council accept the recommendation from the consultant, Slavin, Nevins and Associates, Inc. regarding the police chief selection process to allow all candidates who are not finalists to remain in the process, but only allow review of the resumes of those candidates who authorize review; and

RESOLVED, That the letter informing the candidates encourage them to authorize their resumes to be available for review by the committees and that the resumes be retained by Slavin, Nevins and Associates, Inc. and that set of the resumes be made available to committee members for their review at a single meeting.

REPORTS FROM COUNCIL COMMITTEES

COUNCILMEMBER VEREEN-DIXON - PARK ADVISORY COMMISSION

Councilmember Vereen-Dixon reported that the Washtenaw County Recreation Commission is proposing a joint City/County park development which will soon be submitted to City Council.

COUNCILMEMBER KOLB - HIV/AIDS TASK FORCE

Councilmember Kolb thanked the City Administrator and the Human Resources Director for allowing the HIV/AIDS Task Force to comment on the bid proposals.

COUNCILMEMBER HANNA-DAVIES - HOUSING POLICY BOARD

Councilmember Hanna-Davies congratulated all parties involved in helping to obtain the Shelter Plus Care Grant. Ms. Hanna-Davies reported that the City now has funding for Avalon Housing, Washtenaw Intervention and the Shelter Association to provide additional care for people needing shelter.

COUNCIL PROPOSED BUSINESS

COUNCILMEMBER FINK

Councilmember Fink stated that it was not his intention to delay the Woodcreek proposal process for several months because of questions in the postponement motion. Mr. Fink requested that Councilmembers submit their questions and concerns to the Planning Director or to Councilmember Smith as soon as possible.

OCTOBER 17, 1994 REGULAR SESSION:

Resolution Exploring and Implementing an Alternative Revenue Source in the City of Ann Arbor (Councilmember Kolb)

COMMUNICATIONS FROM THE MAYOR

PROCLAMATIONS

Mayor Sheldon reported that she has recently signed proclamations for:

- The 30th Anniversary of the Center for the Education of Women at the University of Michigan - September 30, 1994; and
- National Business Women's Week - October 17-21, 1994.

SHELTER PLUS CARE PROGRAM

The Mayor expressed her gratitude to those involved in obtaining the Shelter Plus Care Program grant.

PLATT ROAD RECONSTRUCTION PROJECT

Mayor Sheldon requested a detailed status report regarding the Platt Road reconstruction project, specifically addressing concerns of the Third Ward residents.

APPOINTMENTS APPROVED

Mayor Sheldon recommended the following appointments at the September 19, 1994 regular session of Council:

HISTORIC DISTRICT COMMISSION

Jean Ledwith King (reappointment)
277 E. Liberty Plaza
Term: 10/22/94 to 10/21/97

RECREATION ADVISORY COMMISSION

Herbert David (to complete unexpired term)
2585 Gladstone Ave.

Term: 10/3/94 to 8/31/95

BICYCLE COORDINATING COMMITTEE

Thomas Hunt (to complete unexpired term)
3420 Andover Rd.

Term: 10/3/94 to 7/31/97

HUMAN RIGHTS COMMISSION

Michael Koen (reappointment)
3436 Burbank Dr.

Term: 11/1/94 to 10/31/97

Shirley J. Smith (reappointment)
1225 Kensington Dr.

Term: 11/1/94 to 10/31/97

Councilmember Stead moved that Council concur with the recommendations of the Mayor.

On a voice vote the Mayor declared the motion carried.

Council unanimously agreed to waive the Council Rules in order to confirm appointments to the Planning Commission.

Mayor Sheldon recommended the following appointments:

PLANNING COMMISSION

Margaret Leary (to complete unexpired term)
1056 Newport Rd.
Term: 10/3/94 to 6/30/96

Richard E. Corpron (to fill vacancy)
953 Scio Church Rd.
Term: 10/3/94 to 6/30/97

Councilmember Stead moved that Council concur with the recommendations of the Mayor.

On a voice vote the Mayor declared the motion carried.

NOMINATIONS PLACED ON TABLE

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

DOMESTIC VIOLENCE COORDINATING BOARD

Lori Coates (to fill vacancy as County Prosecutor's Office representative)
Domestic Violence Coordinator
Washtenaw county Prosecutor's Office
P.O. Box 8645
Term: 10/3/94 to 10/2/97

DOWNTOWN DEVELOPMENT AUTHORITY

Robert Gillette (to fill vacancy of at-large member)
Legal Services of Southeast Michigan
420 N. Fourth Ave.
Term: 10/17/94 to 7/31/98

SOLID WASTE COMMISSION

Wendy Woods (replacing John Hochrein as citizen at large)
1035 Newport Rd.
Term: 10/17/94 to 4/30/96

AIRPORT ADVISORY COMMITTEE

Thomas J. O'Keefe (replacing George S. Hunt who resigned)
3075 Overridge Dr.

Term: 10/3/94 - 9/6/97

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

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

1. Bijan Air, Inc. Lease
2. Demolition of Walls on Third and Sixth Floors of City Hall
3. Local 214 Teamsters Deputy Chiefs Compulsory Arbitration Award
4. Public Access to City Hall for Meetings After Business Hours
5. 1993-94 Ann Arbor Police Department Crime and Incident Report
6. City Hall Front Door Access for the Disabled
7. Airport Layout Plan and Noise Study
8. Status Report Regarding Proposed Revisions to Chapter 57 and Land Development Regulations
9. Status Report Regarding Woodcreek Rezoning and Area Plan
10. Chapter 60 - Wetlands Preservation Ordinance
11. Cranbrook Towers Senior Housing Project
12. Landfill Area Public Meeting
13. HIV/AIDS Training
14. Grant Award for Community Policing Project
15. Shar Products Site Plan

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

COMMUNICATIONS FROM THE CITY ATTORNEY

PROPOSED ORDINANCE REGARDING PEDDLER/SOLICITOR LICENSING

Chief Assistant City Attorney John VanLoon responded to Mayor Sheldon's inquiry regarding the effect of the proposed ordinance to eliminate group licensing for peddlers and solicitors on non-profit soliciting. Mr. VanLoon stated that the ordinance does not affect licensing for charitable solicitations.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER VEREEN-DIXON

Councilmember Vereen-Dixon confirmed that a public meeting regarding the sounding of train whistles will be held at 7:30 p.m., October 5, in the Council Chamber.

COUNCILMEMBER CREAL

Councilmember Creal submitted a notice of resignation from City Council as a representative of the Fourth Ward. Ms. Creal stated that the resignation will take effect October 4, 1994, when she will no longer be a resident of the Fourth Ward. Councilmember Creal expressed her pleasure to have served on Council. (Resignation notice on file in the City Clerk's Office)

MAYOR SHELDON AND COUNCILMEMBER LUMM

Mayor Sheldon and Councilmember Lumm expressed appreciation to Councilmember Creal for her contributions on City Council and extended their best wishes.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Arthur R. Hercz, 1960 Chalmers Dr., regarding proposed Woodcreek Area Plan - Planning.
2. Communication from AATA Acting Executive Director Dawn Gabay regarding funds collected for police protection at the Blake Transit Center -File.
3. Communication from Daniel and Kymberlie London, 1940 Chalmers Dr., regarding Clark Road Extension - Planning.
4. Communication from Daniel and Kymberlie London, 1940 Chalmers Dr., regarding

proposed Woodcreek Zoning and Area Plan - Planning.

5. Communication from Joyce and Steven Gerber, 1365 Chalmers Dr., regarding proposed Woodcreek Development - Planning.
6. Communication from Christopher P. Finney, 1645 Chalmers Dr., regarding proposed Woodcreek Development - Planning.
7. Communication from Taraneh and Carl R. Haske, 1475 Chalmers Dr., and Evelyn and Mo Katz, 1455 Chalmers Dr., regarding proposed Woodcreek Zoning and Site Plan - Planning.
8. Communication from Michael Avsharian, Jr., 1970 Chalmers Dr., regarding proposed Woodcreek Development - Planning.
9. Communication from Peter A. Long, attorney representing property owners of 1127 E. Ann St. and 619 E. University Ave., opposing addition to the Ann Arbor Register of Historic Places - File.

The following minutes were received for file:

1. Ann Arbor Transportation Authority - August 24 and September 9, 1994
2. Planning Commission - August 2 and 16, 1994
3. Ann Arbor Taxicab Board - June 2 and August 25, 1994
4. Housing Policy Board - September 21, 1994
5. Community Reinvestment Act Task Force - July 27, 1994

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

None.

ADJOURNMENT

There being no further business to come before Council, it was moved by Councilmember

Stead that the meeting be adjourned.

On a voice vote the Mayor declared the motion carried and the meeting adjourned at 1:25 a.m.

W. Northcross
Clerk of the Council

Janet L. Chapin
Recording Secretary