

ANN ARBOR CITY COUNCIL MINUTES - MAY 15, 1995

The regular session of the Ann Arbor City Council was called to order at 7:40 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for a moment of silence.

Mayor Sheldon led the Pledge of Allegiance.

ROLL CALL OF COUNCIL

Present: Councilmembers Tobi Hanna-Davies, Patricia Vereen-Dixon, Peter Fink, Jane Lumm, Haldon Smith, Jean Carlberg, Peter Nicolas, Stephen Hartwell, Christopher Kolb, Elisabeth Daley, Mayor Ingrid Sheldon, 11

Absent: 0

INTRODUCTIONS

ANN ARBOR HISTORIC DISTRICT COMMISSION 1995 AWARDS

Historic District Commission Chair Mary Culver and Mayor Sheldon presented the Ann Arbor Historic District Commission 1995 Awards. The awards categories were preservation, long-term maintenance, rehabilitation, and a special merit for outstanding contributions to preservation. (A list of recipients and awards was filed with the City Clerk.)

COMMISSION ON INCREASING SAFETY FOR WOMEN FINAL REPORT AND RECOMMENDATIONS

Susan Kaufmann, chair of the Commission on Increasing Safety for Women, and Donn Wolf, also a member of the Commission representing the Detroit Edison Company, presented the final report and recommendations. The report and recommendations focused on lighting and physical environment, education and prevention. Donn Wolf announced Detroit Edison's planned contribution of 5,000 photocells to citizens to automate porch lights.(The report and recommendations was filed with the City Clerk.)

PUBLIC COMMENTARY - RESERVED TIMEHELEN GALLAGHER - HOUSING COMMISSION

Helen Gallagher, 450 City Center Building, expressed dismay over an Ann Arbor News article regarding the City Clerk. She said that the story erroneously reported that City Clerk Winifred Northcross was facing review by HUD because of compensation that she received while acting as Housing Commission director. The timing of the article was suspicious in light of Ms. Northcross's recent appointment as acting-co-administrator, and appeared to be a smear tactic.

EZRA ROWRY - CITY GOVERNMENT

Ezra Rowry, 818 Pomona Road, said that he was disturbed by the Ann Arbor News article regarding the City Clerk and questioned why the issue of pay from the Housing Commission was not addressed directly to the Clerk. He said that the arrangement at the Housing Commission was approved by then City Administrator Gatta and instead of criticism the Clerk should receive a plaque.

REVEREND ARCHIE L. CRIGLAR - COUNCIL BUSINESS

Reverend Archie L. Criglar, pastor of Bethel AME Church, said that the appointment of Northcross and Olson as interim co-administrators was to help begin a healing process in the community. He said that although the Clerk has served the community for 23 years, it seems that she has been made a political scapegoat with the publication of the misleading article in the Ann Arbor News.

DEMARIS BOOKER - CITY CLERK

Demaris Booker, 2233 Hemlock Ct., said that when City Clerk Northcross worked at the Housing Commission, that agency enjoyed a period of respect and credibility that it has lacked in the past. She expressed outrage at the Ann Arbor News article which she said was an attempt to malign the Clerk.

ANDY GULVEZAN - LOCAL, NATIONAL, INTERNATIONAL

Andy Gulvezan, 432 Kellogg, announced his singing debut at the City Limits, spoke on a variety of subjects including the Ann Arbor Y deal, his qualifications for the city administrator job, welfare recipients, and health care.

DR. HARRY WILLIAMS - WINNIE NORTHCROSS

Dr. Harry Williams, 2236 Placid Way, acknowledged a long-term acquaintance with City Clerk Northcross. He said that the Ann Arbor News article begs the question of timing in light of her recent appointment as acting co-administrator. The arrangement at the Housing Commission was known, and approved. Any concerns over the arrangement should have been raised at the time of appointment.

PATTRICE MAURER - RECOGNITION

Patrice Maurer, 417 Skydale Dr., bestowed satirical recognition upon some of the Councilmembers for their votes regarding the Ann Arbor Y, a project which she opposed. The "awards" included a "waffle" award to those who changed their stance and subsequently voted for the Y deal and a "golden trough" award to those that she felt did not care about tenant's rights. Councilmembers who "did

the right thing" in opposing the Y deal were congratulated.

LEAH GUNN - WINNIE NORTHCROSS

Leah Gunn, 1308 E. Stadium Blvd., said that the Ann Arbor News article regarding the contract between the Ann Arbor Housing Commission and City Clerk Northcross seemed to imply some wrong doing on the part of the Clerk. She said that the Clerk did a good job of shepherding the Housing Commission through a difficult time and that her honesty, integrity and competence are unimpeachable.

Council unanimously agreed to waive the rules to allow the Mayor and members of Council to speak to the issues raised by members of the audience regarding City Clerk Winifred Northcross.

Councilmember Vereen-Dixon presented a petition in support of City Clerk Winifred Northcross signed by 67 City of Ann Arbor employees.

City Clerk Winifred Northcross thanked all those who came out in support of her this date. She described the difficult task as acting director of the Housing Commission, and expressed her disappointment in those who sought to undermine her.

PUBLIC HEARINGS

ANDERSON REZONING - ORDINANCE NO. 23-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 0.41 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Anderson property, 191 Orchard Hills Court (Ordinance No. 23-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

ROUMANIS REZONING - ORDINANCE NO. 24-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 0.43 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Roumanis property, 184 Orchard Hills Court (Ordinance No. 24-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

LAWRENCE REZONING - ORDINANCE NO. 25-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 0.37 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Lawrence property, 190 Orchard Hills Court (Ordinance No. 25-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

GUIDICI REZONING - ORDINANCE NO. 26-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 0.86 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Guidici property, 196 Orchard Hills Court (Ordinance No. 26-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

REECE REZONING - ORDINANCE NO. 27-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 0.8 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Reece property, 339 Rock Creek Court (Ordinance No. 27-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

GRIFFITH REZONING - ORDINANCE NO. 28-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 1.0 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Griffith property, 333 Rock Creek Court (Ordinance No. 28-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

KRAFT REZONING - ORDINANCE NO. 29-95

A public hearing was conducted on the proposed amendment to Chapter 55, the rezoning of 1.0 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Kraft property, 323 Rock Creek Court (Ordinance No. 29-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

INCREASE WATER AND SEWER RATES - ORDINANCE NO. 32-95

A public hearing was conducted on the proposed amendment to Chapter 29, Sections 2:63 and 2:64 - Increase Water and Sewer Rates (Ordinance No. 32-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

INCREASE STORMWATER SERVICE CHARGES - ORDINANCE NO. 33-95

A public hearing was conducted on the proposed amendment to Chapter 33, Sections 2:203 and 2:204 - Increase Stormwater Service Charges (Ordinance No. 33-95).

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

PROPOSED 1995-1996 CITY OF ANN ARBOR BUDGET

A public hearing was conducted on the proposed 1995-1996 City of Ann Arbor Budget.

The following persons appeared at this public hearing:

Lendell McEwen, requested that the original funding request of the Ann Arbor Community Development Corporation be honored. The work of the CDC is important in helping low-income women become business owners through the small business loan program and technical assistance services the WISE program offers.

Anita Jones, 3359 Yellowstone Drive, said that she is one of the dedicated poll workers recognized by the Clerk in last week's budget meeting. She complimented the Clerk and staff on their patience and support in election training and problem solving on election days. However, the \$5.00 per hour wage currently paid to election inspectors is not an incentive to many people to spend 16 hours at the polls and to sometimes deal with an unhappy public.

Herb Katz, City Clerk's Office employee and election inspectors coordinator, said that it was becoming very difficult to recruit election workers, not only in the City but throughout the country, because of the low wages. He urged the Council to approve the proposed increase in salary for election inspectors, an increase which is very necessary and long overdue.

There being no further speakers, the Mayor declared the hearing recessed to May 22, 1995.

BREW PUB LIQUOR LICENSE FEE - ISSUE AND TRANSFER

A public hearing was conducted on the proposed fee for issue and transfer of Brewpub Liquor Licenses.

There being no one to speak at this public hearing, the Mayor declared the hearing closed.

APPROVAL OF AGENDAAGENDA APPROVED AS AMENDED

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

CONSENT AGENDA

Delete: Resolution Adopting a Debt Management Policy Moved to Motions and Resolutions

MOTIONS AND RESOLUTIONS

Add: Resolution Adopting a Debt Management Policy

Withdrawn Resolution in Opposition to State House Bill No. 4668 - Housing Law of Michigan (Councilmembers Daley and Hanna-Davies)

Deleted: Resolution in Explication and Opposition to Republican Contract with America (Councilmembers Daley and Hanna-Davies) (The resolution failed to receive the necessary votes to be added to the agenda.)

Councilmember Daley moved that the *Resolution in Explication and Opposition to Republican Contract with America* title be allowed to remain on the agenda, but be moved to the end of the agenda, so that the supporting materials could be presented later in the meeting and be considered by Council this date. (The motion to add requires an affirmative vote of 3/4 of the members present.)

On roll on the motion to add this resolution to the agenda, the vote was as follows: Yeas, Councilmembers Hanna-Davies, Carlberg, Smith, Hartwell, Kolb, Daley, 6

Nays, Councilmembers Vereen-Dixon, Fink, Lumm, Nicolas, Mayor Sheldon, 5

The Mayor declared the motion defeated.

The question under consideration was approval of the agenda with the remaining proposed changes:

Deleted: Resolution Regarding Professional Service Agreements with Outside Firms (Councilmember Lumm)

Revised Title: Resolution Approving Supplemental Appropriations to City Attorney's Budget <(\$60,000)> (\$63,000)

Revised Title: ~~<Resolution to Delay Implementation of Across-the-Board Personnel Reductions in General Fund Department>~~ **RESOLUTION TO <MODIFY> EXTEND DEADLINE FOR COMPLYING WITH RESOLUTION TO AUTHORIZE SETTLEMENT OF LAWSUIT BY GREAT LAKES BANCORP**

AGAINST THE CITY AND OTHERS (R-127-3-95)

Revised Title: ~~Resolution to Adopt 1995-1996 Fiscal Year Budget~~ **RESOLUTION
TO ADOPT ANN ARBOR CITY BUDGET, RELATED PROPERTY TAX MILLAGE
RATES FOR FISCAL YEAR 1995-1996**

COMMUNICATIONS FROM THE CITY ADMINISTRATORS

Add: Attached Caucus question responses regarding:

Debt Management Policy

Charitable Solicitations

Health Care Contracts

Transfer to City Attorney Budget

Ann Arbor Y (1.2 million status)

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

APPROVAL OF COUNCIL MINUTESMINUTES APPROVED

Councilmember Hanna-Davies moved the following correction of the May 1, 1995 regular session minutes:

...Mayor Sheldon presented a proclamation in recognition of Ann Arbor's sister city relationship with Juigalpa, Nicaragua, to Robert <Howard> HAUERT....

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

Councilmember Hanna-Davies moved that the Special and Budget Working Session minutes of April 24, 1995 and the working session minutes of April 26, 1995 be approved as presented and that the regular session minutes of May 1, 1995 be approved as corrected.

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

CONSENT AGENDACONSENT AGENDA APPROVED

The following Consent Agenda was considered:

R-206-5-95 APPROVED

RESOLUTION TO APPROVE B-HOTEL LIQUOR
LICENSE TRANSFER WITH DANCE ENTERTAINMENT
PERMIT AT THE RAMADA INN LOCATED AT
3750 WASHTENAW

Whereas, GLB Properties, Inc. (Great Lakes Bancorp) is seeking to transfer ownership of a 1994 B-Hotel liquor licensed business with Dance-Entertainment Permit, located at 3750 Washtenaw, from East Hotel, Inc. (Step I);

Whereas, Shrel, Inc. is seeking to simultaneously transfer ownership of a 1994 B-Hotel licensed business, with Dance-Entertainment Permit, located at 3750 Washtenaw from GLB Properties, Inc.;

Whereas, This is a simultaneous, two-step transfer in which GLB Properties, Inc. will not actually possess or use the license, and, therefore, they have requested a waiver of the transfer fee; and

Whereas, Shrel, Inc., the purchaser and ultimate license holder, has paid all fees due and has received favorable recommendations from the Police, Fire, Building and Treasurer Departments, and does not object to a fee waiver for GLB Properties, Inc.;

RESOLVED, That the request from GLB Properties, Inc. to transfer

ownership of a 1994 B-Hotel licensed business with Dance-Entertainment Permit, located at 3750 Washtenaw, from East Hotel, Inc. (Step I) be approved;

RESOLVED, That the request from GLB Properties, Inc. for a waiver of fees in their part of the license transfer be approved; and

RESOLVED, That the request from Shrel, Inc. for a transfer of ownership of a 1994 B-Hotel licensed business, with Dance-Entertainment Permit, located at 3750 Washtenaw, from GLB Properties, Inc. (Step 2) be approved.

R-207-5-95 APPROVED

RESOLUTION TO APPROVE THE ISSUE OF A
NEW RESORT CLASS C LICENSE TO
MEDITERRANO, INC. AT 2900
S. STATE STREET, SUITE 7

RESOLVED, That the request from Mediterraneo, Inc. for a new Resort 12 Months Class C license, to be located at 2900 S. State, Suite 7, Ann Arbor, be approved.

R-208-5-95 APPROVED

RESOLUTION TO APPROVE 1994 CLASS C
LIQUOR LICENSE TRANSFER OF OWNERSHIP
AND LOCATION TO EISENHOWER & STATE ST.
(TENTATIVE ADDRESS: 3010 S. STATE ST.)
FOR GRADY'S AMERICAN GRILL

RESOLVED, That the request from Brinker Michigan, Inc. to transfer ownership of a 1994 Class C licensed business, located in escrow at 120 W. Washington Street, Ann Arbor, MI. 48104, from Robert W. Metzger, and to transfer the location of that license to Eisenhower and State Street, Ann Arbor, where a restaurant is to be constructed, be approved.

R-209-5-95 APPROVED

RESOLUTION TO AWARD A CONSTRUCTION
CONTRACT TO J & R UNDERGROUND
CONTRACTORS, INC. AND ESTABLISH
A PROJECT BUDGET FOR LOOPING WATER
MAINS PROJECT - BID NO. 2706
(\$221,274)

Whereas, It has been found necessary to construct 6-inch water mains in

Stadium Court, and in Oakwood Street from Pittsfield Boulevard to Yost Boulevard; and

Whereas, J & R Underground Contractors, Inc. of Milan, Michigan has submitted to the City on April 20, 1995 a bid for said work in the total amount of \$221,274, which amount is the lowest responsible bid; and

Whereas, The contractual proposal sets forth the services to be performed by said company, and the payments to be made by the City therefor, all of which are agreeable to the City; and

Whereas, It is now necessary to enter into a Contract with said company for said construction project; and

Whereas, The Human Resources Department has, on April 25, 1995, approved said company for said construction project;

NOW, THEREFORE, BE IT RESOLVED, That a contract in the amount of \$221,274 be awarded to J & R Underground Contractors, Inc. for the construction of the Looping Water Mains Project at Stadium Court and Oakwood Street (Bid No. 2706); and

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are authorized and directed to sign said contract on the form approved as to form by the City Attorney, and approved as to substance by the City Administrator; and

BE IT FURTHER RESOLVED, That the City Administrator is authorized to take necessary administrative actions to implement this resolution; and

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

LOOPING WATER MAINS
STADIUM COURT AND OAKWOOD STREET

Section I - Revenue

\$ 40,000	Water Supply System Fund Previously Appropriated
\$ 37,235	Prior Year Water Revenue Bond Series O
<u>\$287,765</u>	Prior Year Water Revenue Bond Series P
\$365,000	TOTAL; and

Section II - Expense

\$221,300	Construction Contract
\$ 19,000	Resurfacing of Stadium Court (performed as part of the 1995
Annual	Street Resurfacing project)
\$ 36,100	Design Engineering

\$ 33,200	Construction Engineering
\$ 11,100	Consulting and Testing
\$ 11,100	Miscellaneous Costs
\$ 17,700	Contingencies approved by the City Administrator
<u>\$ 15,500</u>	Bond User Fee/Overhead Charge
\$365,000	TOTAL

R-210-5-95 APPROVED

RESOLUTION TO TRANSFER AND APPROPRIATE
 FUNDS FOR THE CITY GARAGE UNDERGROUND
 FUEL LINE PROJECT (\$65,000)

Whereas, It is necessary to replace the existing underground fuel lines at the City Garage and to install a monitoring system; and

Whereas, Funds for the project are budgeted and available in the Public Services Department, Fleet Services Division Operating Budget; and

Whereas, The project is expected to be completed in the 1995-96 Fiscal Year;

NOW, THEREFORE, BE IT RESOLVED, That \$65,000 be transferred from the Public Services Department, Fleet Services Division, FY 1994-95 General Fund Operating Budget to the Capital Project Fund; and

BE IT FURTHER RESOLVED, That the funds be appropriated for the life of the project, to be available until expended without regard to fiscal year; and

BE IT FINALLY RESOLVED, That the City Administrator is authorized to take the necessary administrative actions to implement this resolution.

R-211-5-95 APPROVED

RESOLUTION TO APPROVE CONTRACT WITH
 STAR CONTRACTING, INC. AND ESTABLISH
 PROJECT BUDGET FOR THE VANDUSEN
 SUBDIVISION WATER MAIN REPLACEMENT
 PROJECT - BID NO. 2694 (\$498,714.41)

Whereas, The 1994-2000 Capital Improvements Plan includes the Van Dusen Subdivision Water Main Replacement Project; and

Whereas, Star Contracting, Inc. has submitted to the City on April 20, 1995, a bid for said work in the total amount of \$498,714.41 which amount is the lowest responsible bid; and

Whereas, The contractual proposals set forth the services to be performed

by said company, and the payments to be made by the City therefor, all of which are agreeable to the City; and

Whereas, It is now necessary to enter into a contract with said company for said construction project; and

Whereas, The Human Resources Department has on April 25, 1995, approved said company for said project;

NOW, THEREFORE, BE IT RESOLVED, That a contract in the amount of \$498,714.41 be awarded to Star Contracting, Inc. for the construction of the Van Dusen Subdivision Water Main Replacement Project; and

BE IT FURTHER RESOLVED, That the Mayor and the City Clerk are hereby authorized and directed to execute said contract after approval as to form by the City Attorney and approval as to substance by the City Administrator; and

BE IT FURTHER RESOLVED, That the following budget be adopted for the life of the project, to be available until expended without regard to fiscal year;

Section I, Revenue

\$ 70,987	Fund 093, 1987 Water Revenue Bond Series M
300,000	Fund 093, 1988 Water Revenue Bond Series N
106,508	Fund 093, 1990 Water Revenue Bond Series P
282,505	Fund 042, To be advanced from the Water Supply System Fund
	pending
	the sale of 1995 Water Revenue Bon Series U
<u>\$760,000</u>	TOTAL

Section II, Expense

\$500,000	Construction
60,000	Design Engineering
75,000	Construction Engineering
25,000	Consulting and Testing
40,000	Contingencies approved by the City Administrator
25,000	Miscellaneous Costs
<u>35,000</u>	Overhead Charges
\$760,000	TOTAL; and

BE IT FINALLY RESOLVED, That the City Administrator is authorized to take necessary administrative actions to implement this resolution.

R-212-5-95 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT TO
THE STATE OF MICHIGAN NATURAL RESOURCES
GRANT PROJECT AGREEMENT FOR ACQUISITION
OF LOTS IN EVERGREEN SUBDIVISION

(\$37,500)

Whereas, The City of Ann Arbor Mayor and Council previously entered into an agreement with the State of Michigan (MDNR) regarding the Michigan Natural Resources Trust Fund grant in the amount of \$37,500 for acquisition of 14 lots in Evergreens Subdivision for a neighborhood park;

Whereas, The amended project agreement between the City of Ann Arbor and the Michigan MDNR Natural Resources Trust Fund grant approved on July 21, 1993 included a project completion deadline of December 31, 1994, which was verbally extended;

Whereas, The City has shown significant and continuing progress toward completion of the project;

Whereas, The City has requested an extension of the acquisition project completion deadline with the Department of Natural Resources to December 31, 1995;

Whereas, All other provisions of the agreement shall continue in full force and effect;

RESOLVED: The Mayor and City Council approve an amendment to the Michigan Natural Resources Trust Fund grant project agreement between the City of Ann Arbor and the Michigan Department of Natural Resources to extend the completion date for the acquisition of lots in Evergreens Subdivision until December 31, 1995 and authorize the Mayor and City Clerk to sign the amended grant agreement substantially in the form on file with the City Clerk, to complete the project.

R-213-5-95 APPROVED

RESOLUTION TO APPROVE AN AMENDMENT
TO THE STATE OF MICHIGAN NATURAL
RESOURCES GRANT PROJECT AGREEMENT
FOR ACQUISITION OF LOTS IN GANZHORN
SUBDIVISION (\$87,000)

Whereas, The City of Ann Arbor entered into an agreement with the State of Michigan DNR regarding the Natural Resources Trust Fund grant in the amount of \$87,300 for acquisition of 6 lots in the Ganzhorn Hills Subdivision east of Bird Hills Park;

Whereas, The amended project agreement between the City of Ann Arbor and the Michigan DNR Natural Resources Trust Fund grant for acquisition of lots in the Ganzhorn Subdivision, approved on July 21, 1993, included a project completion deadline of December 31, 1994;

Whereas, The City has shown significant and continuing progress toward completion of the project;

Whereas, The City has requested an extension of the Ganzhorn Hills Subdivision acquisition project completion deadline with the Department of Natural Resources December 31, 1995 to complete the details of the project; and

Whereas, All other provisions of the agreement shall continue in full force and effect;

RESOLVED: The Mayor and City Council approve an amendment to the Natural Resources Trust Fund grant project agreement between the City of Ann Arbor and the Michigan Department of Natural Resources to extend the completion date for the acquisition of the Ganzhorn Hills Subdivision property until December 31, 1995 and authorize the Mayor and City Clerk to sign the amended grant agreement substantially in the form on file with the City Clerk, to complete the project.

R-214-5-95 APPROVED

RESOLUTION TO APPROVE A PROJECT
AGREEMENT WITH THE MICHIGAN DEPARTMENT
OF NATURAL RESOURCES FOREST MANAGEMENT
DIVISION FOR A COMMUNITY FORESTRY
GRANT (\$23,400)

Whereas, A grant for \$6,000 in matching funds was approved by the Michigan Department of Natural Resources (MDNR) toward completion of a woodland management plan for Black Pond Woods;

Whereas, MDNR requires that the City enter into a grant project agreement to receive the \$6,000 in matching funds;

Whereas, There are sufficient funds in the Park Maintenance and Repair Millage to match the total cost of the project woodland management plan project of \$23,400 including the \$6,000 in grant funds;

RESOLVED, That the Mayor and City Council approve the agreement for the woodland management plan grant with the MDNR and authorize the Mayor and City Clerk to sign the agreements substantially in the form on file with the City Clerk and appropriate, and establish a project budget of \$23,400 for the life of the project from the Park Maintenance and Repair Millage (fund 005) for costs related to the woodlands management plan program with \$6,000 to be reimbursed from the Michigan DNR upon completion of the project;

RESOLVED, That the Mayor and City Council authorize the Mayor, City Clerk and City Administrator to execute all documents necessary to complete the requirements of the project grant agreement with the Michigan Department of Natural Resources.

R-215-5-95 APPROVED

RESOLUTION TO APPROVE A PROJECT
AGREEMENT WITH THE MICHIGAN DEPARTMENT OF
TRANSPORTATION FOR A TRANSPORTATION
ENHANCEMENT GRANT FOR BIKE PATH
IMPROVEMENTS ON S. MAIN STREET AND
ANN ARBOR SALINE ROAD
(\$150,370)

Whereas, A grant for \$75,185 in matching funds was approved by the Michigan Department of Transportation (MDOT) toward a \$150,370 project for completion of gaps the bike path on S. Main and on Ann Arbor Saline Road where Mallets Creek crosses the paths;

Whereas, MDOT requires that the City enter into a grant project agreement to receive the \$75,185 in matching funds; and

Whereas, There are sufficient funds in the Park Rehabilitation and Development Millage (fund 041) to cover the total estimated \$150,370 cost of the project (not including design and engineering costs) to establish the project budget;

RESOLVED, That the Mayor and City Council approve the agreement for the Transportation Enhancement Program grant funds with the MDOT and authorize the Mayor and Clerk to sign the agreements substantially in the form on file with the City Clerk and approve a project budget of \$150,370 from the Park Rehabilitation and Development Millage (fund 041) (for the life of the project) for costs related to the bike path gaps project with \$75,185 to be reimbursed from the Michigan DOT upon completion of the project; and

RESOLVED, That the Mayor and City Council authorize the Mayor, City Clerk and City Administrator to execute all documents necessary to complete the requirements of the project grant agreement with the Michigan Department of Transportation.

R-216-5-95 APPROVED

RESOLUTION TO AUTHORIZE A STANDING
PURCHASE ORDER FOR UTILITIES DEPARTMENT
STREET REPAIRS - BID NO. 2729
(\$145,000)

Whereas, Emergency repairs to water mains, sanitary sewers and storm sewers have necessitated street cuts and the need to properly restore the streets;

Whereas, Bids from three asphalt patching companies were received in response to Bid No. 2729 and evaluated by the Utilities Department;

Whereas, The Bostwick Company, bid of \$145,000 is the lowest qualified bid and is recommended for award of the standing purchase order by the Utilities Department;

Whereas, Bid specifications provided for up to three one year renewal periods under the same terms, conditions and prices as the original bid; and

Whereas, The Bostwick Company has received Human Rights approval on April 2, 1995;

RESOLVED, That City Council accept the bid of the Bostwick Company and upon approval of the FY 95-96 Budget, authorizes the City Administrator to issue a one year standing purchase order to The Bostwick Company to provide street repairs for a cost not-to-exceed \$145,000 and apportioned with funds of \$15,100 from the Sewage Disposal System, \$35,000 from the Stormwater Sewer System and \$104,900 from the Water Supply System, Field Services operations and Maintenance Budget; and

RESOLVED, That the City Administrator may extend this bid for up to three additional one year renewal periods if agreed to by both parties, at no additional cost under the terms in Bid 2729.

Funding Sources: FY95/96 Sewage Disposal System, Stormwater Sewer System and Water Supply System, Field Services Operations and Maintenance Requested Budgets.

R-217-5-95 APPROVED

RESOLUTION TO AWARD CONTRACT FOR ROOF
REPAIRS AND REPLACEMENTS AT THE
WASTEWATER TREATMENT PLANT
BID NO. 2722 (\$139,412)

Whereas, Emergency repairs to water mains, sanitary sewers and storm sewers have necessitated street cuts and the need to properly restore the streets;

Whereas, Bids from three asphalt patching companies were received in response to Bid No. 2729 and evaluated by the Utilities Department;

Whereas, The Bostwick Company, bid of \$145,000 is the lowest qualified bid and is recommended for award of the standing purchase order by the Utilities Department;

Whereas, Bid specifications provided for up to three one year renewal periods under the same terms, conditions and prices as the original bid; and

Whereas, The Bostwick Company has received Human Rights approval on April 2, 1995;

RESOLVED, That City Council accept the bid of the Bostwick Company and upon approval of the FY 95-96 Budget, authorizes the City Administrator to issue a one year standing purchase order to The Bostwick Company to provide street repairs for a cost not to exceed \$145,000 and apportioned with funds of \$15,100 from the Sewage Disposal System, \$35,000 from the Stormwater Sewer System and \$104,900 from the Water Supply System, Field Services operations and Maintenance Budget; and

RESOLVED, That the City Administrator may extend this bid for up to three additional one year renewal periods if agreed to by both parties, at no additional cost under the terms in Bid 2729.

Funding Sources: FY95/96 Sewage Disposal System, Stormwater Sewer System and Water Supply System, Field Services Operations and Maintenance Requested Budgets.

R-218-5-95 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
MICROCOMPUTER EQUIPMENT
BID NO. 2725 (\$222,252)

Whereas, The City of Ann Arbor operates a distributed computing system known as the Network Computing System (NCS);

Whereas, A key component of the NCS is the microcomputer workstation;

Whereas, Additional microcomputer workstations are needed to enhance the computing capacity of City Departments;

Whereas, Bid Number 2725: "Microcomputers" was sent to all qualified vendors;

Whereas, Entre' Computer Center of Farmington Hills, Michigan at \$100,907 and MicroAge Southeast Michigan of Novi, Michigan at \$121,345, were determined to be the lowest responsive bidders for the equipment to be purchased;

Whereas, Entre' Computer Center received Human Rights approval for a one year period on November 7, 1994 and MicroAge Southeast Michigan received Human Rights approval for a one year period on November 8, 1994;

Whereas, Funding for this acquisition is included in the FY 94-95 budgets of the Administrator, Administrative Services, City Clerk, Community Development, Fifteenth District Court, Finance, Parks, Police, Public Services, Solid Waste and Utilities Departments;

RESOLVED, That the recommendation of the City Administrators be approved and Bid Number 2725 be awarded and purchase orders issued to Entre' Computer Center in the amount of \$100,907 and MicroAge Southeast Michigan in the amount of \$121,345; and

RESOLVED, That \$13,169 of the funding for this purchase be provided from the Community Development Block Grant Fund and the remaining \$208,633 of the funding for this purchase be transferred to the General Capital Project Fund Workstations Budget (organization OCP-013-5403), a project budget adopted, and the funds appropriated for the life of the project as follows:

Source of Funds:

005	1993 Parks Maintenance and Repair Millage		
	Parks Department	\$	4,804
010	General Fund		
	Administrator	\$	7,524
	Administrative Services Department	\$	49,942
	City Clerk	\$	4,346
	Fifteenth District Court	\$	5,412
	Finance Department	\$	10,865
	Parks Department	\$	2,282
	Police Department	\$	10,014

	Solid Waste Department	\$	3,883
021	Major Streets Fund		
	Public Services Department	\$	21,615
022	Local Streets Fund		
	Public Services Department	\$	2,950
041	Park Rehabilitation and Development Millage		
	Parks Department	\$	5,393
042	Water Supply System Fund		
	Utilities Department	\$	30,576
043	Sewage Disposal System Fund		
	Utilities Department	\$	42,168
044	Parking System Fund		
	Public Services Department	\$	4,346
062	1989 Street Resurfacing Millage		
	Public Services Department	\$	2,513
	Total	\$	<u>208,633</u>

Project Budget:

OCP-013-5403-3440	Equipment Less Than \$1,000	\$	75,324
OCP-013-5403-5130	Equipment	\$	133,309
Total		\$	<u>208,633</u>

R-219-5-95 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
GEOGRAPHIC INFORMATION SYSTEM
WORKSTATION (\$18,136)

Whereas, The City of Ann Arbor Utilities Department has a long term plan to implement Geographic Information System (GIS) technology in the department;

Whereas, Many of the products from water, sanitary sewer, and storm water planning projects currently underway will be delivered as GIS compatible data; and

Whereas, The Utilities Department will need to implement a GIS workstation to use these data products;

Whereas, The Information Services Division of the Administrative Services Department prepared specifications for a IBM RS/6000 GIS workstation and related software;

Whereas, Information Services received price quotations from four vendors for the specified RS/6000 hardware and software; and

Whereas, International Business Machines Corporation (IBM) of Grand Rapids, Michigan at \$18,136 was the vendor with the lowest price quotation for

the specified RS/6000 hardware and software;

Whereas, IBM received Human Rights approval on February 28, 1995;

RESOLVED, That the recommendation of the City Administrators be approved and that a purchase order be issued to IBM (Grand Rapids) in the amount of \$18,136 for the RS/6000 GIS workstation.

R-220-5-95 APPROVED

RESOLUTION TO APPROVE A PURCHASE
AGREEMENT AWARDED RFP NO. 352 FOR
A COMPU-CAPTURE IMAGING SYSTEM
(\$89,080)

Whereas, The Police Department has determined the need to replace its current Polaroid film based arrestee photo file system with a computer based photo imaging system; and

Whereas, A computer based photo imaging system would reduce the Police Department's current expenditure for Polaroid film by approximately \$15,000 per year; and

Whereas, An RFP was solicited from various firms to design and install a photo imaging system; and

Whereas, After a review of the proposals, Compu-Color, Inc. was selected as the most qualified firm and submitted the lowest responsible proposal for the base system and selected options in the amount of \$89,080; and

Whereas, The Police Department has negotiated a contract with Compu-Color, Inc. to design and install a Compu-Capture imaging system; and

Whereas, The Police Department has funding available in the FY 94-95 operating budget for the project; and

Whereas, Human Rights approval for Compu-Color, Inc. was received on January 4, 1995;

RESOLVED, That the Ann Arbor City Council approves the contract with Compu-Color, Inc. as a result of the RFP #352 process in the amount of \$89,080 to be funded from the Police Department FY 94-95 budget account number 010-031-0150-5130; and

RESOLVED, That the Mayor and City Clerk are authorized to sign a contract to purchase and install the Compu-Capture imaging system from Compu-Color, Inc.; and

RESOLVED, That the City Council directs the Interim City Administrators

to take all necessary administrative actions to implement this resolution.

R-221-5-95 APPROVED

RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE A RENEWAL OF THE EMPLOYEE DENTAL CARE CONTRACT (\$298,394 ANNUAL COST)

Whereas, The City provides dental care insurance to City employees in accordance with Personnel Rules and Regulations and various labor contracts at an estimated annual cost of approximately \$298,394, the contract with Delta Dental of Michigan is due for renewal on September 1, 1995; and

Whereas, The rates provided by Delta Dental of Michigan are slightly lower than our present rates;

RESOLVED, That the City Administrator is authorized to execute the renewal contract with Delta Dental of Michigan for a one year period beginning September 1, 1993 at the following monthly quoted rates:

<u>Suffix</u>	<u>1995 Rates</u>	<u>1994 Rates</u>	<u>Percentage Increased/ (Decreased)</u>
0003	\$23.06	\$23.22	(.07%)
0010	\$22.05	\$22.20	(.07%)
0020	\$22.05	\$22.20	(.07%)
0001	\$28.57	\$28.77	(.07%)
0002	\$28.57	\$28.77	(.07%)
0004	\$28.57	\$28.77	(.07%)
0005	\$28.57	\$28.77	(.07%)
0006	\$28.57	\$28.77	(.07%)
0008	\$28.57	\$28.77	(.07%)

R-222-5-95 APPROVED

RESOLUTION TO ACCEPT BOARD OF INSURANCE ADMINISTRATION MINUTES OF MAY 2, 1995 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the Board of Insurance Administration Minutes of May 2, 1995, be accepted and that the payments therein be authorized.

Present: Christopher Kolb, Councilperson
 Brenda Smith, City Treasurer
 Peter Fink, Councilperson 3.

Absent: None

Also present: Dan Cullen, Risk Manager
 John VanLoon, Acting City Attorney
 Stefani Carter, Assistant City Attorney
 Kristen Larcom, Assistant City Attorney 4.

CITIZENS' CLAIMS APPROVED: (and check issued)

<u>CASE NO.</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
CC 14-95	Sewer Back-Up Claim of Aram Kalousdian	\$85.00
CC 33-95	Vehicle damage claim of Kamal Sarabandi	\$507.98
CC 21-95	Property damage claim of Dennis Dimoff	\$308.00
CC 30-95	Sewer Back-Up Claim of Barbara Rolan (3084 Charing Cross)	\$1,412.71
	TOTAL	\$2,313.69

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

<u>CASE NO.</u>	<u>CLAIMANT</u>	TOTAL	\$0.00
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MISCELLANEOUS:

CLAIM SERVICE CHARGES:

CITIZEN'S CLAIMS DENIED:

CASE NO.

CC 8-95 Vehicle damage claim of Maria Zingas
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 denied the claim.

OTHER BUSINESS:

CASE NO.

CC 25-95 Vehicle damage claim of Citizens Insurance Company
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 tabled the claim pending further information.

CC 37-95 Lawsuit of Forrest Hills Cooperative by Mark Hopper, Attorney

REQUESTS FOR INFORMATION on PENDING CLAIMS
awaiting more information:

<u>CASE NO.</u>	<u>NAME</u>	<u>DATE RECEIVED</u>	<u>INCIDENT CLAIMANT</u>	<u>CLAIM</u>	<u>INFO FROM CORRES.</u>	<u>DATE OF FROM</u>	<u>ND. RPT CLM. SRVC.</u>	<u>DATE TO</u>
CC 6-95	Hodges	12-17-94	1-17-95	X*		1-18-95	Transp.	1-18-95
CC 39-95	Gallagher	3-15-95	4-17-95			4-18-95	Transp.	4-18-95

* Sent report to Transportation who returned it stating more information regarding location from claimant is necessary. Sent letter to claimant on 1-19-95.

ADDITIONAL CLAIMS RECEIVED SINCE LAST MEETING -- awaiting further investigation (and/or information):

CASE NO.

CC 37-95 Lawsuit of Forest Hills Cooperative by Mark Hopper, Attorney
 CC 38-95 Vehicle damage claim of David Root
 CC 39-95 Vehicle damage claim of Terry Gallagher
 CC 40-95 Bodily injury claim of Elyssa Weiner by Michael Garris, Attorney
 CC 41-95 Vehicle damage claim of Julie Zick
 CC 43-95 Vehicle damage claim of Daisuke Tsukamoto
 CC 44-95 Vehicle damage claim of Jason Winslow
 CC 45-95 Sewer Back Up Of Charles and Patricia Buss (3041 Nordman)
 CC 46-95 Property damage claim of The Bagel Factory

R-223-5-95 APPROVED AS AMENDED

RESOLUTION TO APPROVE THE 1995
ANN ARBOR JAYCEES CARNIVAL

Councilmember Hanna-Davies moved that this resolution be amended as follows:

3rd paragraph:

Whereas, The event sponsor has requested that the City support this event by transferring funds from the 1995-96 Community Events Account (SUBJECT TO APPROVAL OF ADEQUATE FUNDING OF THE COMMUNITY EVENTS ACCOUNT BY CITY COUNCIL) for payment of the extra costs for services provided by the Police Department (estimated to be \$3600);....

Following is the resolution as amended:

R-233-5-95

RESOLUTION TO APPROVE THE 1995
ANN ARBOR JAYCEES CARNIVAL

Whereas, The Ann Arbor Jaycees have requested permission to hold a carnival at the Pioneer High School parking lot from July 5-8,1995;

Whereas, The City Code of Ordinances prohibits such amusements without the permission of City Council, and is subject to the conditions established by Council;

Whereas, The event sponsor has requested that the City support this event by transferring funds from the 1995-96 Community Events Account (subject to approval of adequate funding of the community events account by City Council) for payment of the extra costs for services provided by the Police Department (estimated to be \$3600);

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

1. Noise emitting from the operations of the carnival shall not exceed 80 decibels measured at the property line.
2. The carnival shall operate only between the hours indicated on the approved Special Events Permit.
3. The Police Department may require certain machines to cease operation if excessive noise complaints are received.
4. Evidence of proper liability insurance protection shall be submitted and approved by the City Attorney.
5. Vendors of food and/or beverage shall be properly licensed to insure sanitary conditions of products consumed by the public.
6. Proper fire lanes shall be maintained at all times.
7. Electrical connections shall be made by a licensed electrician.
8. The event sponsors shall clear the parking lot and surrounding area of any debris resulting from the operation of the carnival upon termination of the event.
9. All other concerns shall be regulated by the Interim City Co-Administrators and the Police Department.

RESOLVED, That the City of Ann Arbor support this event in the amount of up to \$3600 for the reimbursement of City expenditures with funds to be appropriated from the 1995-96 Community Events Account.

RESOLVED, That permission can be revoked at any time for good cause by the Interim City Co-Administrators, The Chief of Police or City Council.

RESOLUTION TO APPROVE STREET
CLOSINGS AND ALLOCATE COMMUNITY
EVENTS FUNDS FOR THE 1995 FOURTH
OF JULY PARADE (\$2900)

Whereas, The City has received a request from the Ann Arbor Jaycees to hold a parade in the City of Ann Arbor on Independence Day, Tuesday, July 4, 1995; and

Whereas, It will be necessary to close certain City streets from 8:00 a.m. to 1:00 p.m. to allow for adequate staging and cleanup time and other streets starting at 10:00 a.m. for the Parade itself; and

Whereas, The Ann Arbor Jaycees agrees to obtain the necessary permits and comply with all procedures, rules, and regulations established to stage such an event; and

Whereas, The Ann Arbor Jaycees has further requested that the City support this event by transferring funds from the 1995-96 Community Events Account (subject to approval of adequate funding of the Communities Event Account by City Council) for payment of the costs for services provided by the following departments:

Police	\$2500
Transportation	<u>\$ 400</u>

and waive the following Transportation Division fees:

Meter Bag Deposit	\$3800
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RESOLVED, That the Fourth of July Parade is hereby approved being routed along South State, Liberty, Main and William Streets beginning at 10:00 a.m.;

RESOLVED, That Maynard (all) and Jefferson (from Thompson to Maynard) be closed for the staging and cleanup of the parade from 8:00 a.m. to 1:00 p.m.;

RESOLVED, That the closing of certain streets along the route as needed from 10:00 a.m. to 12:00 noon on Tuesday, July 4, 1995 along with parking prohibitions, as required, is also approved (including Division Street from Jefferson to Washington);

RESOLVED, That the City agrees to waive the parking meter bag deposits;

RESOLVED, That the City support the event in the amount of up to \$2900 for reimbursement of City expenditures with funds to be appropriated from the 1995-96 Community Events Account.

R-225-5-95 APPROVED

RESOLUTION TO WAIVE RIGHT-OF-WAY

OCCUPANCY FEES FOR WASHTENAW NON-PROFITS
FOR THE 1994 ART FAIR (\$2,049)

Whereas, The City has received a request from the Washtenaw Non-Profits to waive the fee for occupancy of the right-of-way during the 1995 Art Fair, and

Whereas, the City Council has agreed to the waiver of these fees in past years, and

Whereas, the waiver is needed to help keep the Non-Profits organizations booth fees low, and

Whereas, the Washtenaw Non-Profits provide an opportunity for many non-profit organizations to participate in the Fair and disseminate their information,

RESOLVED, the City Council waives the right-of-way occupancy fee (\$2,049) for the portion of Liberty Street occupied by the Washtenaw Non-Profits for the 1995 Art Fair.

R-226-5-95 APPROVED

RESOLUTION TO TRANSFER DELINQUENT
HOUSING INSPECTION FEES, COSTS OF
BUILDING BOARD OF APPEALS ORDER
TO THE JULY 1995 CITY TAX ROLL

WHEREAS, There are unpaid charges for housing inspections of private properties within the City and actions ordered by the Building Board of Appeals which were unpaid on December 31, 1994; and

WHEREAS, This Council did, on December 9, 1974, resolve that notice should be given by first class mail to the owners of such properties of the amount due, and that this Council did intend that such amount would be assessed against such property as a special assessment unless paid on or before April 26, 1995; and

WHEREAS, The City Clerk has on file a list of such presently unpaid charges, a copy of which is attached hereto and incorporated as "Schedule A"; and

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

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

RESOLVED, That such charges be levied as special assessments against such owners and premises according to attached "Schedule A" together with an additional penalty charge of 10% of the total unpaid, as provided in Section 1:292 of the Ann Arbor City Code, and that the City Assessor shall place the same on the next taxroll of the City and that such charges will be collected in the same manner as general City taxes.

SCHEDULE A
DELINQUENT HOUSING INSPECTION FEES
TAX ROLL - JULY, 1995

Assessor Code	Property Address	Amt.	Inv. #	Date	Bal. Due Property Owner (w/10% (As Shown on penalty) Assessor's Records)
09 19 103 031	1721 Newport	215.00	52703	11/08/94	236.50 Wilfred and Sarah Armster
08 25 216 007	160 Westover	2,350.00	47696	02/28/94	2,585.00 Henry Elomaa
09 31 118 001	1121 Norman Place	39.00	52707	11/08/94	42.90 Stapaul Associates
09 29 438 005	538 S. Fifth	22.00	52718	11/08/94	24.20 F.R. and C. Jacobson

09 31 118 001	1105 Norman Place	39.00	53543	12/15/94	42.90	Stapaul Associates
09 31 118 002	1810 W. Stadium, #10	39.00	53544	12/15/94	42.90	Stapaul Associates
09 29 151 003	503 N. Ashley	117.00	51290	08/23/94	128.70	Frithjof Bergmann
09 29 151 003	503 N. Ashley 205.00	<u>88.00</u>	51291	08/23/94	<u>96.80</u>	Frithjof Bergmann 225.50
09 29 427 021	433 S. Fifth	122.00	52871	11/15/94	134.20	Fifth Ave. Ltd. Ptshp.
09 29 427 021	433 S. Fifth 254.00	<u>132.00</u>	52872	11/15/94	<u>145.20</u>	Fifth Ave. Ltd. Ptshp. 279.40
09 29 420 009	419 Hill 166.00	52751	11/08/94	182.60	William K. Dobbs	
09 29 310 035	426 Fifth 78.00	52754	11/08/94	85.80	Jerry C. Fishman	
09 29 419 006	726 S. Division	39.00	50960	08/12/94	42.90	James and Benjamin Chen
09 29 426 015	332 E. William	12.00	51316	08/23/94	13.20	Jeffrey R. Gallatin
09 29 118 014	522 Detroit	78.00	51621	09/09/94	85.80	Dina C. Greenway
09 28 213 016	918 Catherine	78.00	50965	08/12/94	85.80	Thomas and Jane Higgins
09 29 208 041	817 W. Huron	78.00	51328	08/23/94	85.80	James Humphrey
09 29 208 041	817 W. Huron 234.00	<u>156.00</u>	51329	08/23/94	<u>171.60</u>	James Humphrey 257.40
09 30 121 002	230 Wildwood	117.00	51338	08/23/94	128.70	Tina Schragar
09 30 121 002	230 Wildwood 205.00	<u>88.00</u>	51339	08/23/94	<u>96.80</u>	Tina Schragar 225.50
09 29 430 013	126 Packard	276.00	51643	09/15/94	303.60	Fong Jpi and Lee York Hwang
09 29 111 006	320, 322 E. Liberty	195.00	51647	09/15/94	214.50	Anna Murphey
09 29 101 009	533 Elizabeth	57.00	52031	09/26/94	62.70	Dale Newman
09 32 112 005	812 Brown	39.00	52778	11/08/94	42.90	Dale Newman
09 28 202 012	418 N. State, #5	78.00	52888	11/15/94	85.80	Dale Newman
09 29 104 020	418 Lawrence	135.00	53601	12/15/94	148.50	Dale A. Newman
09 29 104 020	418 Lawrence 271.00	<u>136.00</u>	53602	12/15/94	<u>149.60</u>	Dale A. Newman 298.10
09 29 427 024	445 S. Fifth, #1	39.00	51661	09/15/94	42.90	Fifth Ave. Ltd. Ptshp.
09 29 427 007	422 Hamilton Pl.	66.00	53614	12/15/94	72.60	Jack and Gail Schwarcz
09 33 302 024	1310 Packard	362.00	51362	08/23/94	398.20	Arthur H. Simsar

Assessor Code	Property Address	Amt.	Inv. #	Date	Property Owner	(w/10% penalty)	(As Shown on Assessor's Records)
09 29 433 008	711 S. Division	155.00	51673	09/15/94	170.50	Nicholas C. Snyder	
09 29 420 025	512 Packard	429.00	51363	08/23/94	471.90	Habte Mariam Tedla	
09 29 420 025	512 Packard	<u>440.00</u>	51364	08/23/94	<u>484.00</u>	Habte Mariam Tedla	
	869.00					955.90	
09 29 327 016	715 719 W. Madison	643.00	52045	09/26/94	707.30	Paul Pierce	
09 29 221 009	440 Spring	39.00	52904	11/15/94	42.90	W.J. and Anne Zemke	
09 33 213 002	1331 Sheehan	117.00	52905	11/15/94	128.70	Loretta Hunter	
SCHEDULE A TOTAL		<u>\$7,259.00</u>				<u>\$7,984.90</u>	

R-227-5-95 APPROVED

RESOLUTION TO PLACE DELINQUENT FIRE INSPECTION CHARGES ON THE JULY 1995 TAX ROLL

Whereas, There are delinquent charges owed to the Fire Department for fire inspections; and

Whereas, Notice has been given by first class mail to the owners of each premises of the total amount due as required by City Code;

RESOLVED, That such charges, if unpaid as of May 15, 1995, be levied as special assessments against the property according to schedule A, together with an additional penalty charge of 10% of the total unpaid, as provided in Section 1:292 of the City code; and that the City Assessor shall place the same on the next tax roll of the City and that such charges will be collected in the same manner as general city taxes; and

RESOLVED, That the funds collected by reimbursed to the Fire Department operating budget.

Assessor Code	Property Address	Invoice Amount	Invoice #	Date	Property Owner
09-13-301-006	3580 Plymouth	20.00	51721	09-15-94	Hutton, Vernon & Norma
09-21-104-044	1768 Plymouth	20.00	51406	08-26-94	Plymouthview Ltd. Prtshp
09-21-302-049	927 Maiden Lane	20.00	35023	02-26-93	M.P.R. Partnership
09-28-310-011	621 Church	20.00	35019	02-25-93	Babiano Partnership
09-28-311-001	1140 S. University	20.00	36450	05-28-93	Count of Antipasto
09-28-311-001	1140 S. University	<u>20.00</u>	49171	05-31-94	Count of Antipasto
		40.00			

09-28-408-012	640 Oxford	20.00	30723	08-18-92	Mich ZBT Assoc Inc.
09-30-212-001	2445 W. Stadium	20.00	41704	09-22-93	Global Oil Co.
Assessor		Invoice			
<u>Code</u>	<u>Property Address</u>	<u>Amount</u>	<u>Invoice #</u>	<u>Date</u>	<u>Property Owner</u>
09-30-212-001	2445 W. Stadium	20.00	50917	07-31-94	Global Oil
		40.00			
12-04-403-020	2500 Packard	20.00	35021	02-26-93	2500 Packard Ltd. Prtshp
12-09-201-013	3125 Boardwalk	20.00	49077	05-13-94	Old Kent Bank East
Total		220.00			

Councilmember Lumm moved that the Consent Agenda be approved as amended.

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

ORDINANCES - SECOND READING

23-95 APPROVED

ANDERSON 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 is the rezoning of 0.41 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Anderson property, 191 Orchard Hills Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10

Nays, 0

Absent for the Vote, Councilmember Vereen-Dixon, 1

The Mayor declared the motion carried.

24-95 APPROVED

ROUMANIS 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 is the rezoning of 0.43 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Roumanis Property, 184 Orchard Hills

Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10
Nays, 0
Absent for the Vote, Councilmember Vereen-Dixon, 1
The Mayor declared the motion carried.

25-95 APPROVED

LAWRENCE 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 is the rezoning of 0.37 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Lawrence Property, 190 Orchard Hills Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10
Nays, 0
Absent for the Vote, Councilmember Vereen-Dixon, 1
The Mayor declared the motion carried.

26-95 APPROVED

GUIDICI 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 is the rezoning of 0.86 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Giudici Property, 196 Orchard Hills Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10

Nays, 0

Absent for the Vote, Councilmember Vereen-Dixon, 1

The Mayor declared the motion carried.

27-95 APPROVED

REECE 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 is the rezoning of 0.8 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Reece property, 339 Rock Creek Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10

Nays, 0

Absent for the Vote, Councilmember Vereen-Dixon, 1

The Mayor declared the motion carried.

28-95 APPROVED

GRIFFITH 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 is the rezoning of 1.0 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Griffith property, 333 Rock Creek Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10

Nays, 0

Absent for the Vote, Councilmember Vereen-Dixon, 1

The Mayor declared the motion carried.

29-95 APPROVED

KRAFT 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 is the rezoning of 1.0 acre from TWP (Township District) to R1B (Single-Family Dwelling District), Kraft property, 323 Rock Creek Court.

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

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Fink, Lumm, Smith, Carlberg, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 10
Nays, 0

Absent for the Vote, Councilmember Vereen-Dixon, 1
The Mayor declared the motion carried.

32-95 APPROVED

INCREASE IN WATER AND SEWER RATES

AN ORDINANCE TO AMEND SECTIONS 2:63 AND 2:64 OF CHAPTER 29 OF TITLE II OF THE CODE OF THE CITY OF ANN ARBOR (INCREASE IN WATER AND SEWER RATES)

This amendment would: (1) increase the water rate from \$1.47 to \$1.54 per 100 cubic feet unit of water, (2) increase the sewer rate from \$1.92 to \$1.97 per 100 cubic feet of sewage, and (3) increase their respective associated minimum charges according to service meter size.

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

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Kolb, Daley, Mayor Sheldon, 9
Nays, Councilmember Hanna-Davies, Hartwell, 2

The Mayor declared the motion carried.

33-95 APPROVED

INCREASE IN STORMWATER SERVICE CHARGES

AN ORDINANCE TO AMEND SECTIONS 2:203 AND 2:204 OF CHAPTER 33 OF TITLE II OF THE CODE OF THE CITY OF ANN ARBOR

This amendment would increase the stormwater service charges as follows: (1) For single family or two-family dwellings the quarterly charge shall be increased from \$10.05 to \$10.60 per dwelling unit. However, if adequate stormwater retention is provided the quarterly charge shall be increased from \$8.55 to \$9.02 per dwelling unit, and (2) For other than single family or two family dwellings, the quarterly charges based upon land area shall be increased from \$107.65 to \$113.57 per acre multiplied by the existing factors based upon whether the land area is pervious or impervious and with or without adequate retention.

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

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Kolb, Daley, Mayor Sheldon, 9
Nays, Councilmembers Hanna-Davies, Hartwell, 2

The Mayor declared the motion carried.

ORDINANCES - FIRST READING

34-95 APPROVED AS AMENDED

CHARITABLE SOLICITATIONS

AN ORDINANCE TO AMEND CHAPTER 81, SECTIONS 7:81, 7:82, 7:83, 7:84, 7:85, 7:86, 7:87, 7:88, 7:89 TO TITLE VII OF THE CODE OF THE CITY OF ANN ARBOR

These amendments would: (1) include fraternal organizations in Section 7:81, (2) permit validation of six months in residential neighborhoods and 15 days in business districts (Section 7:87), (3) allow the Mayor to grant a 30 day exemption from the provisions of Section 7:87 - Duration of Permits, (4) prohibit the solicitor from accepting any form of compensation unless it is specifically stated on the permit - Section 7:88(4), (5) prohibit soliciting at private residences between the hours of official sunset time and 10:00 a.m. - Section 7:88(9), and (6) Prohibit any person under 14 years of age to solicit without direct adult supervision - Section 7:88(10).

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

Councilmember Hartwell moved that the ordinance be amended as follows:

Section 7:88(9) Solicit at any private residence prior to 10:00 a.m. and after official sunset time: OR 7:00 P.M., WHICHEVER IS EARLIER.

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Fink, Lumm, Smith, Nicolas, Hartwell, 6

Nays, Councilmembers Hanna-Davies, Carlberg, Kolb, Daley, Mayor Sheldon, 5

The Mayor declared the motion carried.

The question under consideration was approval of the ordinance as amended.

Councilmember Hanna-Davies requested that a public hearing be held on the ordinance prior to the second reading vote.

Councilmember Daley moved that in addition to the published notice of public hearing, that notice of the public hearing be sent to all passed solicitor permit holders and to homeowners/neighborhood associations.

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Hartwell, Daley, 4

Nays, Councilmembers Fink, Lumm, Carlberg, Smith, Nicolas, Kolb, Mayor Sheldon, 7

The Chair declared the motion defeated.

The question under consideration was approval of the ordinance as amended.

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Hartwell, Kolb, Mayor Sheldon, 9

Nays, Councilmembers Hanna-Davies, Daley, 2

The Mayor declared the motion carried.

MOTIONS AND RESOLUTIONS

TABLED

RESOLUTION ADOPTING A DEBT MANAGEMENT POLICY

Whereas, City Council desires to establish financial policy that will strengthen and support sound financial management in the City of Ann Arbor;

Whereas, Establishing sound financial policies reinforces confidence in the City with the financial marketplace, and with our citizens;

Whereas, The City's Finance Advisory Committee has established and recommends adopting this Debt Management Policy to strengthen long term financing decision-making;

RESOLVED That the Mayor and City Council hereby adopt and establish the City of Ann Arbor Debt Management Policy outlined in Exhibit A attached which replaces all previous Debt Management Policies or resolutions concerning debt financing of City projects.

Councilmember Lumm moved that the resolution be approved.

Councilmember Smith moved that the resolution be postponed until June 5, 1995 for further consideration of the supporting information received this date.

On roll call on the motion to postpone, the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Lumm, Carlberg, Smith, Hartwell, Kolb, Daley, Mayor Sheldon, 9
Nays, Councilmembers Fink, Nicolas, 2

The Mayor declared the motion carried and the resolution postponed.

R-228-5-95 APPROVED AS AMENDED

RESOLUTION APPOINTING BOND COUNSEL

Councilmember Kolb moved that the resolution be approved.

The question on the floor is approval of the amendment offered by Councilmember Daley at the last Council meeting of May 1, 1995, prior to postponement, as follows:

RESOLVED, That City Council hereby appoint Miller, Canfield, Paddock and Stone as bond counsel for the City of Ann Arbor, SOLELY FOR THE ISSUANCE OF THE 1995 WATER SYSTEM AND SANITARY SEWER SYSTEM BONDS.

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Carlberg, Hartwell, Daley, 4

Nays, Councilmembers Vereen-Dixon, Fink, Lumm, Smith, Nicolas, Kolb, Mayor Sheldon, 7

The Mayor declared the motion defeated.

The question under consideration was approval of the resolution.

At the suggestion of Acting City Attorney John VanLoon, Councilmember Nicolas moved that the resolution be amended in the last paragraph as follows:

RESOLVED, City Council hereby appoint Miller, Canfield, Paddock & Stone as bond counsel for the City of Ann Arbor-ACCORDING TO THE TERMS OF ITS RESPONSE TO RFP 365, AS AMENDED BY ITS LETTER DATED MAY 3, 1995, INCLUDING THE FEE SCHEDULE SET FORTH IN THAT LETTER.

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Kolb, Daley, Mayor Sheldon, 10

Nays, Councilmember Hartwell, 1

The Mayor declared the motion carried.

Councilmember Hartwell requested that his comments and those of City Attorney VanLoon and Mayor Sheldon regarding the following two paragraphs in the Letter written by Miller, Canfield be recorded:

It is my understanding that the proposed length of service for retention of bond counsel is a period of five years and that City Council has expressed an interest in the fees to be charged for services during this time for such other bonds as the City may issue.

and

I also wish to confirm that we will be delighted to serve the City so long as the City allows us to do so. Notwithstanding the RFP, it is our view that the City has complete authority to discharge us any time our services are found not be consistent with the highest legal standards or should the

City, it's council or staff loose confidence in our ability to properly serve the City.

Councilmember Hartwell stated that his intended vote against the resolution was not a vote against Miller, Canfield, Paddock and Stone. They are comparable to everything that he requested regarding gender and race breakdown. However, the vote was against the process because it was never presented anywhere that this was a five-year deal until it was brought to Council, in fact the resolution itself did not state that this agreement is for 5 years. In addition, he thought this deal was for the water and sewer bonds sales only.

Mayor Sheldon said that the RFP clearly stated that the agreement would be for a duration of five years. The RFP was included in the documents that Finance Committee reviewed at the Finance Committee meeting. She concurred with Councilmember Hartwell that the 5-year issue was not discussed per se; the discussion only revolved around the two bond issues.

John Vanloon said that it was his understanding that the Council was hiring Miller, Canfield to do the bond work until such time as the Council changes its mind or is no longer satisfied with the service. The idea when issuing the RFP was to get someone whom the City would use regularly for some period of time. By its terms it does say that you can get the advice of other Counsel if the Council desires. The amendment allows the Council to discontinue their service at any time if they are not satisfied.

The question under consideration was approval of the resolution as amended.

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Kolb, Mayor Sheldon, 8
Nays, Councilmembers Hanna-Davies, Hartwell, Daley, 3

The Mayor declared the motion carried.

Following is the resolution as approved:

R-228-5-95

RESOLUTION APPOINTING BOND COUNSEL

Whereas, Proposals were requested and received on April 20, 1995 for bond counsel for the City of Ann Arbor;

Whereas, The Finance Advisory Committee carefully reviewed and evaluated the proposals;

Whereas, The Finance Advisory Committee considered the qualifications and depth of experience of the responding firms, and the bid price; and

Whereas, The Finance Advisory Committee recommends the appointment of Miller, Canfield, Paddock & Stone;

RESOLVED, City Council hereby appoint Miller, Canfield, Paddock & Stone as bond counsel for the City of Ann Arbor according to the terms of its response to RFP 365, as amended by its letter dated May 3, 1995, including the fee schedule set forth in that letter.

POSTPONED

RESOLUTION REGARDING RETENTION OF OUTSIDE LEGAL COUNSEL

Whereas, The City Council, upon the recommendation of the City Attorney or upon its own initiative, may retain special legal counsel to handle any matter in which the City has an interest;

Whereas, It is good practice for managing and conducting public purchasing to examine a statement of qualifications, define the scope of services, review the fees and clarify the product to be delivered in a contract before hiring a professional consultant;

Whereas, Chapter 14 of the City Code allows an exception to the practice of competitive bidding for contracts involving professional services under \$10,000 and allows the City Council, in cases where competitive bidding is not required by law or is clearly not practical, to approve contracts for professional services upon written recommendation of the City Administration or City Attorney; and

Whereas, Documentation of actions taken by professional staff in choosing professional services via request for proposals or sole source procurement is an important means of curbing the potential for improprieties and establishing public confidence in the process by which these professional services are procured;

RESOLVED, That whenever the City Council retains the services of outside legal counsel for a specific project or for an ongoing but "time to time" basis, the City Attorney shall negotiate and present to City Council for approval, a contract for professional services outlining the qualifications to render the required services, the hourly fees and the total compensation anticipated to accomplish the necessary services. The contract should be accompanied by an identification of the funding source.

Councilmember Lumm moved that the resolution be approved.

Councilmember Lumm moved that the resolution be postponed until June 5, 1995 in order to gain further input from the members of Council.

On a voice vote, the Mayor declared the motion carried with Councilmember Nicolas dissenting.

R-229-5-95 APPROVED AS AMENDED

RESOLUTION AND PARTNERSHIP AGREEMENT IN SUPPORT OF THE
MANAGEMENT PLAN FOR THE MIDDLE HURON RIVER WATERSHED

Councilmember Kolb moved that the resolution be approved.

Mayor Sheldon requested division of the question so that if Council is not amenable to approving the entire resolution, the appointments of individuals to the Committee may be approved this date.

Councilmember Hartwell moved that the resolution be postponed until such time that the management agreement that is discussed in the resolution can be distributed to the Council.

On roll call on the motion to postpone, the vote was as follows: Yeas, Councilmembers Hanna-Davies, Carlberg, Smith, Hartwell, Daley, 5
Nays, Councilmembers Vereen-Dixon, Fink, Lumm, Nicolas, Kolb, Mayor Sheldon, 6

The Mayor declared the motion defeated.

Councilmember Vereen-Dixon moved that, instead of dividing the question, the resolution be amended as follows:

Delete the 7th, 8th and 9th "Whereas" paragraphs

~~Whereas, The Washtenaw County Drain Commission and the Huron River Watershed Council have prepared a Watershed Plan for the middle portion of the Huron River Watershed, including the Cities of Ann Arbor and Ypsilanti and the Townships of Ann Arbor, Pittsfield, Scio, Superior and Ypsilanti;~~

~~Whereas, This Plan provides a series of recommendations that, taken~~

as a whole, represents a comprehensive a strategy for long-term protection of the River and its tributaries; and

~~Whereas, The recommendations contained within this Watershed Plan for the Huron River in the Ann Arbor Ypsilanti Metropolitan Area were developed with representation and input from each of the seven communities in the Planning area, and the Plan acknowledges that the specific recommendations and programs undertaken by the individual communities will necessarily be tailored to reflect needs, priorities, resource limitations and other unique local considerations;>~~

and

Delete the 2nd "Resolved" paragraph

~~<Be It Further Resolved that the City of Ann Arbor supports the goals and objectives of the Watershed Plan for the Huron River in the Ann Arbor Ypsilanti, Metropolitan Area, and will work toward implementing Plan recommendations;>~~

On a voice vote, the Mayor declared the motion approved with Councilmembers Kolb and Daley dissenting.

The question under consideration was approval of the resolution as amended, on roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Fink, Lumm, Carlberg, Smith, Nicolas, Hartwell, Kolb, Daley, Mayor Sheldon, 11
Nays, 0

The Mayor declared the motion carried.

Following is the resolution as approved:

R-229-5-95

RESOLUTION AND PARTNERSHIP AGREEMENT IN SUPPORT
OF THE MANAGEMENT PLAN FOR THE MIDDLE HURON RIVER WATERSHED

Whereas, The Huron River is the highest quality urban river in Michigan;

Whereas, The quality of life within the Huron River Watershed is inextricably linked to the health of the River and its tributaries;

Whereas, The Huron River and its tributaries are sources of water for drinking, for

industry, and for agriculture, provide habitats for wildlife, and are major recreational resources for the citizens who live within the Watershed;

Whereas, The Huron River and its tributaries connect all communities within the watershed, and the activities conducted by any one community inevitably affects others;

Whereas, Human activities in the past have resulted in a decline in the quality of the River and its tributaries, much of which has been documented to result from: (1) nonpoint sources of pollution, which have diffuse and scattered origins and are delivered to the River system by stormwater runoff; and, (2) changes in the hydrology of the Watershed that accompany urbanization; and

Whereas, Future activities within the Watershed, particularly those related to land use change, may cause future degradation unless a comprehensive, coordinated, watershed-based effort is made to protect and restore the Huron River, its tributaries, and riparian corridors;

RESOLVED, That the City of Ann Arbor expresses its commitment to work individually and in partnership with other Watershed communities toward protecting and restoring the Huron River and its tributaries; and

RESOLVED, That the City of Ann Arbor appoints the following individuals as its formal representative and alternate representative on a Middle Huron River Watershed Intergovernmental Coordinating Committee, to be convened and staffed by the Office of the Washtenaw County Drain Commissioner and the Huron River Watershed Council, and to address multi-jurisdictional issues surrounding the long-term protection of the Huron River system: Robert Bauman, representative; Frank Porta, alternate.

R-230-5-95 APPROVED

RESOLUTION TO APPROVE FEE FOR NEW AND TRANSFER OF BREWPUB LICENSES

Whereas, A public hearing on setting the fees for issuance of a new brew pub license or transfer of an existing brewpub license was held on May 15, 1995;

RESOLVED, That the fee for filing a request for issuance of a new brew pub license or for the transfer of a brew pub license be set at \$500.

Councilmember Kolb moved that the resolution be approved.

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

R-231-5-95 APPROVED

RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE THE RENEWAL OF HEALTH CARE CONTRACTS (\$6,120,305)

Whereas, The City provides Health Care Insurance coverages to City employees in accordance with Personnel Rules and Regulations and various labor contracts at an estimated annual cost of approximately \$6,120,305. The contracts with Blue Cross Blue Shield, Blue Care Network, Care Choices and M-Care are due for renewal on July 1, 1995;

Whereas, The renewal rates for all health care program decreased between 2 and 14 percent;

RESOLVED, That the City Administrator is authorized to execute the renewal contracts with Blue Cross Blue Shield, Blue Care Network, M-Care and Care Choices for a one year period beginning July 1, 1995, at the monthly rates as quoted in Appendix "A", and with the plan design changes outlined in Appendix "B", both filed with the City Clerk.

Councilmember Nicolas moved that the resolution be approved.

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

R-232-5-95 APPROVED

RESOLUTION APPROVING SUPPLEMENTAL APPROPRIATIONS TO CITY ATTORNEY'S BUDGET (\$63,000)

Whereas, When the budget for 1994-95 was established, estimates were made and a budget was established based on those estimates; and

Whereas, In the Office of the City Attorney, fees for outside counsel have been incurred which were unanticipated and will cause the department to exceed its budget if additional funds are not appropriated;

RESOLVED, That the City Attorney's budget be increased by \$63,000 and that the Pay Increase/Contingency account in the Non-Departmental Budget be reduced by a like amount.

Councilmember Kolb moved that the resolution be approved.

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon,

Lumm, Carlberg, Smith, Hartwell, Kolb, Daley, Mayor Sheldon, 9
Nays, Councilmembers Fink, Nicolas, 2

The Mayor declared the motion carried.

R-233-5-95 APPROVED AS AMENDED

Councilmember Kolb moved that the resolution be approved.

Councilmember Nicolas moved that the resolution be amended in the last paragraph as follows:

NOW, THEREFORE, BE IT RESOLVED, ~~<that a plan for the restoration of the \$1,200,000 to the General Fund be brought forward to City Council for their approval by the first regular meeting in September, 1995.>~~ THAT THE LANGUAGE IN THE MARCH 30, 1995 RESOLUTION BE RESCINDED AND THAT THE COUNCIL REQUIRE ACROSS-THE-BOARD REDUCTIONS IN ALL GENERAL FUND DEPARTMENTS IN FISCAL YEAR 1995-1996 IF THE PLAN FOR THE RESTORATION OF THE 1.2 MILLION DOLLARS TO THE GENERAL FUND IS NOT BROUGHT FORWARD AND APPROVED BY THE SECOND REGULAR SESSION OF JUNE, 1995.

On roll call, the vote was as follows: Yeas, Councilmembers Fink, Lumm, Nicolas, 3
Nays, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Smith, Hartwell, Kolb, Daley, Mayor Sheldon, 8

The Mayor declared the motion defeated.

Councilmember Fink moved that the resolution be amended in the last paragraph as follows:

NOW, THEREFORE, BE IT RESOLVED, ~~<that a plan for the restoration of the \$1,200,000 to the General Fund be brought forward to City Council for their approval by the first regular meeting in September, 1995.>~~ THAT THE PORTION OF THE RESOLUTION OF MARCH 30, 1995 WHICH STATES THAT THE "\$1,200,000 IS TO BE REIMBURSED FROM THE ACROSS-THE-BOARD REDUCTIONS IN ALL GENERAL FUND DEPARTMENTS, IF THE SALE OF ECONOMIC DEVELOPMENT CORPORATION (EDC) BONDS DOES NOT TAKE PLACE PRIOR TO THE LATEST POSSIBLE DATE WITHIN THE CURRENT 1994-95 FISCAL YEAR" BE RESCINDED, THAT A DRAFT PLAN OR PLANS FOR THE RESTORATION OF THE

\$1,200,000 TO THE GENERAL FUND, WHICH SHALL INCLUDE THE LEGALITY/FEASIBILITY OF EDC BONDS, BE BROUGHT FORWARD TO COUNCIL AS A COMMUNICATION FROM THE CITY ADMINISTRATOR (G-ITEM) FOR DISCUSSION BY THE SECOND MEETING IN JUNE, AND THAT A PLAN FOR THE RESTORATION OF THE \$1,200,000 TO THE GENERAL FUND BE BROUGHT FORWARD TO CITY COUNCIL FOR APPROVAL AND IMPLEMENTATION BY THE FIRST REGULAR MEETING IN SEPTEMBER, 1995.

Exit Councilmember Daley at 12:45 a.m.

On roll call on the motion by Councilmember Fink, the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Fink, Carlberg, Smith, Hartwell, Kolb, Mayor Sheldon, 8
Nays, Councilmembers Lumm, Nicolas, 2

The Mayor declared the motion carried.

The question under consideration was approval of the resolution as amended.

On a voice vote, the Mayor declared the motion carried with Councilmember Nicolas dissenting.

Following is the resolution as approved:

R-233-5-95

RESOLUTION TO EXTEND DEADLINE FOR COMPLYING WITH RESOLUTION TO AUTHORIZE SETTLEMENT OF LAWSUIT BY GREAT LAKES BANCORP AGAINST THE CITY AND OTHERS (R-127-3-95)

Whereas, The resolution to authorize a settlement of the lawsuit by Great Lakes Bancorp was approved by City Council on March 30, 1995, and

Whereas, The resolution called for across-the-board reductions in all General Fund departments if the sale of Economic Development Corporation (EDC) bonds does not take place prior to the latest possible date within the 1994-95 fiscal year, and

Whereas, A complication has arisen in the sale of the EDC bonds, which may hamper the sale of these bonds, and

Whereas, In order to avoid dramatic reductions in General Fund operations it is necessary for the deadline stated in the resolution to be extended so that alternatives can be developed to implement the intent of restoring the \$1,200,000 to the General

Fund;

RESOLVED, That the portion of the resolution of March 30, 1995 which states that the \$1,200,000 is "to be reimbursed from across-the-board reductions in all General Fund departments, if the sale of Economic Development Corporation (EDC) bonds does not take place prior to the latest possible date within the current 1994-95 fiscal year" be rescinded, that a draft plan or plans for the restoration of the 1.2 million dollars to the General Fund, which shall include the legality/feasibility of EDC bonds, be brought forward to Council as a Communication from the City Administrator (G-Item) for discussion by the second meeting in June, and that a plan for the restoration of the \$1,200,000 to the General Fund be brought forward to City Council for approval and implementation by the first regular meeting in September, 1995.

POSTPONED TO END OF AGENDA

The RESOLUTION TO ADOPT ANN ARBOR CITY BUDGET, RELATED PROPERTY TAX MILLAGE RATES FOR FISCAL YEAR 1995-1996 was postponed to the end of the agenda.

Councilmember Hartwell moved that the resolution be approved.

Councilmember Hartwell moved that the resolution be postponed to the end of the agenda.

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

REPORTS FROM COUNCIL COMMITTEES

None.

COUNCIL PROPOSED BUSINESS

None.

COMMUNICATIONS FROM THE MAYOR

APPOINTMENTS CONFIRMED

Mayor Sheldon requested confirmation of the following nominations which were placed on the table at the May 1, 1995 meeting:

ANN ARBOR TRANSPORTATION AUTHORITY

Lawrence A. Murphy (replacing Dorothy Walker whose term expired)
415 West Hoover Avenue 48103
Term: 05-15-95 to 05-01-2000

Walter W. Hill (to complete unexpired term created by resignation)
701 Sunset Road 48103
Term: 05-15-95 to 05-01-98

ANN ARBOR COMMISSION ON DISABILITY ISSUES

Jamie Beth Catlin (replacing Carolyn Earl whose term expired)
1050 Wall Street, #10F 48105
Term: 05-15-95 to 05-14-98

PARK ADVISORY COMMISSION

Linda Safdi Langmore (to complete unexpired term created by resignation)
1724 Hermitage 48104
Term: 05-15-95 to 08-14-97

INDIVIDUAL HISTORIC PROPERTIES HISTORIC DISTRICT STUDY COMMITTEE

Rosemarion Blake (reappointment)
840 Wickfield Court 48105
Term: 05-15-95 to 05-01-98

Alex DeParry (reappointment)
403 S. Fifth Avenue 48104
Term: 05-15-95 to 05-01-98

Marshall McLennan (reappointment)
2138 Ridge Avenue 48104
Term: 05-15-95 to 05-01-98

Councilmember Carlberg moved that the Council concur in the recommendation of the Mayor.

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

Mayor Sheldon placed the following names on the table for approval at the next Council session:

BICYCLE COORDINATING COMMITTEE

Rebecca Kanner (reappointment)

920 Gott Street 48103
Term: 06-05-95 to 06-04-98

Teague Whalen (replacing Edward Klein whose term has expired)
601 Eberwhite 48103
Term: 06-05-95 to 06-04-98

RECREATION ADVISORY COMMISSION

Anthony L. Holmes (to fill vacancy)
1933 Brock 48104
Term: 06-05-95 to 08-31-96

HISTORIC DISTRICT COMMISSION

Jan S. Enns (to complete the unexpired term of Lori Ward who resigned)
1815 Ferdon 48104
Term: 06-05-95 to 12-05-96

CITY ATTORNEY SEARCH SCREENING PANEL

Ward 1 - Helen Gallagher
Ward 2 - Bruce Wallace
Ward 3 - Joan Lowenstein
Ward 4 - Fred Steingold
Ward 5 - J. Cedric Simpson

PROCLAMATIONS SIGNED

Mayor Sheldon issued the following proclamations as May 15, 1995:

- * Water Quality Awareness Week - May 7-13, 1995
- * Downtown Clean Up Day - May 13, 1995
- * Chemical Awareness Week - May 14-20, 1995
- * Safe Boating Week - May 20-26, 1995
- * Honor for Exchange Student Amelie Lagache from Belgium - June 2, 1995
- * National Cancer Survivors Day - June 4, 1995
- * Honoring Reverends Russell Fuller and Barbara Fuller - June 4, 1995 (upon their retirement)
- * Character Counts! Week - October 15-21, 1995

BIKE TO WORK DAY

Mayor Sheldon announced that May 18 is the official "Bike To Work" Day

POLICE MEMORIAL DAY CEREMONIAL

Mayor Sheldon announced the Police Memorial Day Ceremony, to be held at Buhr Park

on May 17, 9:30 a.m., honoring Washtenaw County police officers who have given their lives in the line of duty.

MEETING TO BE CONTINUED

Mayor Sheldon said that this meeting would be recessed this date and that the Chair will entertain a motion that it be continued on Monday, May 22, 1995. A budget working session will be held on Wednesday, May 17, 1995.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Acting Co-Administrators Olson and Northcross presented the following information memorandums:

- ! Third Quarter - Quarterly Report/Measures of Success
- ! Growing Problem of Graffiti within the City of Ann Arbor
- ! Signs in Public Rights-Of-Way
- ! Signs on W. Washington Street
- ! City Property on Ashley Street
- ! 229 Buena Vista
- ! Affinity Card
- ! Environmental Bond Statement of Revenues, Expenditures and Changes in Fund Balance (Revised format)
- ! Debt Management Policy
- ! Charitable Solicitations
- ! Health Care Contracts
- ! Transfer to City Attorney Budget
- ! Ann Arbor Y (1.2 Million Status)

The Acting Administrators received requests from Councilmembers for information on other subjects.

COMMUNICATIONS FROM THE CITY ATTORNEY

None.

COMMUNICATIONS FROM COUNCIL

Councilmember Vereen-Dixon took the Ann Arbor News to task. She said that the newspaper's reporting policy is not accurate, very speculative and analyzes negatively toward African-Americans and African-American events. She complained further that the newspaper's treatment of the Council, Democrats in particular, is negative. She said that she was cancelling her subscription.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were received and referred or filed as indicated:

- ! Cecy Ewing on behalf of the Human Rights Commission - Congratulations to Ron Olson and Winnie Northcross on being named Acting Co-City Administrators - **FILED**
- ! Washtenaw United Way Response/Oklahoma City Disaster - **FILED**

CLERK'S REPORT OF MINUTES RECEIVED AND FILED

The following minutes were received and filed with the City Clerk:

- ! 1995 Board of Review Minutes
- ! Cable Communications Commission - March 29, 1995
- ! Ann Arbor Market Commission - March 9, 1995
- ! Finance Advisory Committee - March 9, 1995

Councilmember Nicolas moved that the Clerk's Report be approved.

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

PUBLIC COMMENTARY - GENERAL

None.

MEETING RECESSED

Councilmember Kolb moved that the meeting be recessed and be continued on Monday, May 22, 1995 at 7:30 p.m.

On a voice vote, the Mayor declared the motion carried unanimously and the meeting was recessed at 1:00 a.m.

Winifred W. Northcross
Clerk of the Council

Linda J. Wise
Recording Secretary