

**REGULAR SESSION - JUNE 19, 1995**

The regular session of the Ann Arbor City Council was called to order at 7:37 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, Christopher Kolb, Elisabeth Daley, Mayor Ingrid Sheldon, 10

Absent: Stephen Hartwell, 1

**INTRODUCTIONS**

HURON RIVER DAY

Eunice Burns, co-chair of the Huron River Day Celebration and the Huron River Coalition, brought Council up to date on planned activities for the 15th celebration of Huron River Day, scheduled for July 9, 1995.

**PUBLIC COMMENTARY - RESERVED TIME**

PAUL LAMBERT - WELFARE RIGHTS

Paul Lambert, 201 W. William Street, announced a send-off for the march to Lansing, on Sunday at 4:00 at the Ypsilanti Human Service Center. The march was established to support welfare rights and protest human services budget cuts.

KERMIT SCHLANSKER - CITY ENERGY COMMISSION

Kermit Schlansker, 2960 Marshall, objected to not being reappointed to the Energy Commission upon his term expiration. He said that the Commission needed more people like him, who are ideologically committed to conservation. The Commission is instead dominated by self-serving appointees.

PAT RYAN - RESOLUTION REGARDING RECOVERING DNA SAMPLES

Pat Ryan, 303 Wildwood Street, a member of the Coalition for Community Unity, asked that Council take action to recover the DNA analyses and blood samples obtained from citizens during the serial rape and murder investigation. It is in the best interest of all who live in Ann Arbor that these blood samples be returned so that the community can move ahead and to put this experience behind them.

JANELLE WHITE - DNA RESOLUTION

Janelle White, 4175 Skydale, member of the Coalition for Community Unity, and staff person at the University of Michigan Sexual Assault Prevention and Awareness Center, said that the Coalition was formed because of concerns about the actions and inactions of the Police during the serial rape investigation.

Specifically, they were concerned with violations of the civil liberties of Black men and all women being left further at risk because of a misguided police investigation.

ANDREW GULVEZAN - BOMBSHELL

Andrew Gulvezan, 2704 Pauline, said that at 9:05 p.m. on Tuesday, he would entertain on the Cable Television network. He advocated changing Main Street from a State Highway to a City Street, a duty being charged on imported cars, and expanded health care.

MARCENE ROOT - HUMAN RIGHTS COMMISSION

Marcene Root, 1015 Bath, a member of the Human Rights Commission, announced that the Human Rights Commission meets every third Wednesday at 7:00 p.m. The next meeting would be held on June 21, 1995. She said that she was making this announcement because the Commission would like to hear from the public concerning human rights in the City.

PAUL LAROE - REDUCTION OF BUILDING PERMITS AND ADMINISTRATIVE DECISIONS ON BUILDING APPEALS

Paul Laroe, 1240 Jewett, spoke regarding two resolutions on the agenda this date. He favored the resolution that would allow administrative decisions on certain building appeals without going through the Building Board of Appeals process. However, he foresaw potential problems with the second resolution which would eliminate the need for certain building permits. The problems that he foresaw were the elimination of consumer protection, increased consumer complaints, and lost revenue.

RENUKA UTHAPPA - DIVERSITY

Renuka Uthappa, 303 Mulholland Dr., commented on a Pittsfield Twp. neighborhood barring a Huron Services for Youth Group home and recent meetings of church volunteers, service providers and business owners concerned with managing the behavior of homeless people. She said that these two events demonstrated how people do not tolerate what they do not understand and seek to punish those who publicly express their need. The community and its leaders should recognize that diversity means difference and work to eliminate the unacceptable, such as poverty.

On behalf of the Ann Arbor Tenants Union, she opposed the resolution on the agenda this date which would allow administrative decisions on building appeals.

**PUBLIC HEARINGS**

COMPOST CENTER WOOD MULCH FEES

A public hearing was conducted on the Compost Center Wood Mulch Fees.

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

**APPROVAL OF AGENDA**

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

ORDINANCES - SECOND READING

Postponement request: Amendment to Chapter 55 - Wildt Street Property Rezoning - (Please see postponement request from Louis Rome and Peter Deininger)

ORDINANCES - FIRST READING

Title Correction: Amendment to Chapter 55, Rezoning of 0.49 acres from ~~R1A~~ **R4A** (Multiple-Family Dwelling District) to R2A (Two-Family Dwelling District), 1320 Huron Place, 1320 West Huron Street

MOTIONS AND RESOLUTIONS

Revised: Resolution to Amend the FY 1995/96 Community Development Department Budget and Amend the FY 1994/95 Agreements with Washtenaw Affordable Housing Corporation, Trailblazers, Inc. and Ann Arbor Community Development Corporation ~~(182,969)~~ **(182,989)**

Please Note: Resolution to Carry Over Budget Surplus from Fiscal Year 1994-1995 into the Fiscal Year 1995-1996 for Affirmative Action Plan Establishment (\$11,300) **(REQUIRES 8 VOTES)**

Please Note: Resolution to Authorize the Carry-Over of Funds from the Human Resources Department's 1994-95 Budget to the 1995-96 Budget for HIV/AIDS Training (\$13,210) **(REQUIRES 8 VOTES)**

Add: Resolution Proclaiming Huron River Day - 1995 (Mayor Sheldon)

Add: Resolution in Memory of Stephen Hantula

Add: Revised Resolution to Approve Airport Construction Grant Contract (\$130,248)

COMMUNICATIONS FROM THE CITY ADMINISTRATORS

Add: Caucus Questions Responses for Items: Railroad Signal Improvements on William Street, Wall Street Reconstruction Project and Radio Tower License Agreement at 919 Sunset Road

Add: Caucus Questions Response for Item: Sugarbush Park Renovations

Add: Caucus Question Response for Item: Water Distribution Master Plan Update

Add: Caucus Question Response for Item: Wood Mulch Fees

Add: Caucus Question Response for Item: CDBG Agreements with Washtenaw Affordable Housing Corporation, Trailblazers, Inc. and Ann Arbor Community Development Corporation

Add: Arbor Hills Phases II and II Final Phase PUD Site Plan

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

#### **APPROVAL OF COUNCIL MINUTES**

##### MINUTES APPROVED AS CORRECTED

Councilmember Nicolas moved that the regular session minutes of May 15-31, 1995, working session minutes of May 17 and May 22, 1995 be approved.

Councilmember Smith moved that the minutes of May 24 be corrected as follows:

Councilmember Fink moved that the resolution be amended by adding the following language:

RESOLVED, THAT THE BUILDING, HOUSING AND ZONING BOARDS OF APPEALS ASSESS THE ADMINISTRATIVE AND ORDINANCE CHANGES NECESSARY FOR APPEALS FOR CEILING HEIGHT, RE-ROOFING, LIGHT AND VENTILATION VARIANCES, TIME EXTENSIONS AND NON-CONFORMING STRUCTURES, AND MAKE NECESSARY RECOMMENDATIONS TO CITY COUNCIL SO THAT THESE ITEMS, ~~WERE~~ WHERE LEGAL, CAN BE HANDLED ADMINISTRATIVELY BASED UPON PAST PRECEDENT AND PURELY HEALTH SAFETY AND GENERAL WELFARE. (ANY RIGHTS OF APPEAL OF SUCH ADMINISTRATIVE DECISIONS SHALL REMAIN IN PLACE);

on a voice vote on the approval of the minutes as corrected, the Mayor declared the motion carried unanimously.

#### **CONSENT AGENDA**

The following Consent Agenda Items were considered:

R-273-6-95 APPROVED

RESOLUTION TO APPROVE TRANSFER OF OWNERSHIP AND LOCATION OF A CLASS C LICENSE TO 214-218 S. STATE STREET PAN-TROPICAL LTD.

RESOLVED, That the request from Pan-Tropical, Ltd. to transfer ownership of a 1994 Resort Class C licensed business, located at 116 S. Main Street, Ann Arbor, from China Sea Restaurant, Inc., and to transfer the location of that to 214-218 S. State Street, Ann Arbor, be approved.

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R-274-6-95 APPROVED

RESOLUTION RECOGNIZING THE INTERFAITH  
COUNCIL FOR PEACE AS A NON-PROFIT  
ORGANIZATION OF THE CITY OF ANN ARBOR

Whereas, The Interfaith Council for Peace and Justice is a non-profit service organization;

Whereas, The United States Department of Treasury-Internal Revenue Service recognizes The Interfaith Council for Peace and Justice as a tax exempt, non-profit organization;

Whereas, The Interfaith Council for Peace and Justice needs the City to recognize it as a non-profit organization in the community in order to conduct fundraising activities with State approval;

RESOLVED, That the Mayor and City Council recognize The InterFaith Council for Peace and Justice as a non-profit organization in the City of Ann Arbor.

Councilmember Hanna-Davies abstained from voting on this resolution because of a possible conflict of interest.

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R-275-6-95 APPROVED

RESOLUTION TO APPROVE PURCHASE OF  
DUMP TRUCK - BID NO. 2744 (\$71,470)

Whereas, An existing 5 yard dump truck, used by the Utilities Department, Field Services Division is fully-depreciated and its economically usable life expended;

Whereas, A 12 yard dump truck is needed to cost effectively haul spoil and fill materials;

Whereas, Competitive bids, No. 2744, were obtained for the replacement unit, and Motor City Ford Truck is the lowest responsible bidder meeting specifications for the Tandem Axle Heavy Duty Dump Truck in the amount of \$71,470.00; and

Whereas, The Human Resources Department has approved Motor City Ford Truck on June 6, 1995 as meeting the City's Human Rights Requirements.

Resolved, That Council accepts the bid of Motor City Ford Truck in the amount of \$71,470.00 as the lowest responsible bidder meeting specifications for the Tandem Axle Heavy Duty Dump Truck;

Resolved, That the City Administrator's is directed to issue a purchase order in the amount of \$71,470.00 to Motor City Ford Truck to supply the Tandem Axle Heavy Duty Dump Truck as specified in Bid No. 2744; and

Resolved, That the funds for this purchase are available to be expended without regard to fiscal year.

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## R-276-6-95 APPROVED

RESOLUTION TO APPROVE PURCHASE  
OF REPLACEMENT WATER METER TESTING  
EQUIPMENT (\$25,095) - BID NO. 2721

Whereas, The Utilities Department Customer Service Division meter testing equipment is obsolete and parts are no longer available to repair this equipment;

Whereas, The Utilities Department, through the Purchasing Department, secured competitive bids, Bid No. 2721, received March 30, 1995 and S.L.C. Meter Service, Inc. is the lowest responsible bidder and;

Whereas, The Personnel/Human Rights Department has approved S.L.C. Meter Service, Inc. on April 11, 1994 to supply water meter testing equipment;

RESOLVED, That Council accepts the bid of S.L.C. Meter Service, Inc. as the lowest responsible bid and;

RESOLVED, That Council approves a multi-year project budget of \$25,095 for this project and;

RESOLVED, That the City Administrator is directed to issue a purchase order to S.L.C. Meter Service, Inc. (\$25,095) to supply water meter testing equipment, installation, calibration, certification, and staff training in accordance with this resolution and Bid Number 2721.

Source of funds: Water Supply System approved FY 94/95 Budget.

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## R-277-6-95 APPROVED

RESOLUTION TO APPROVE AGREEMENT  
WITH THE MICHIGAN DEPARTMENT OF  
TRANSPORTATION FOR THE IMPLEMENTATION  
OF RAILROAD SIGNAL IMPROVEMENTS  
ON WILLIAM STREET (\$89,900)

Whereas, The Michigan Department of Transportation has allocated \$89,900 in State and Federal funds for certain signal improvements that are needed to improve the safety of the William Street railroad crossing; and

Whereas, It is necessary to enter into agreement with the Michigan Department of Transportation to receive said allocated funds;

RESOLVED, That the Mayor and City Clerk are authorized and directed to execute Contract Number 95-0767 with the Michigan Department of Transportation for signal improvements at the William Street railroad crossing.

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## R-278-6-95 APPROVED

RESOLUTION TO ACCEPT BOARD OF  
INSURANCE ADMINISTRATION MINUTES OF

JUNE 1 1995 AND TO AUTHORIZE PAYMENTS

RESOLVED, That the Board of Insurance Administration Minutes of June 1, 1995, be accepted and that the payments therein be authorized;

**MINUTES**  
**CITY OF ANN ARBOR BOARD OF INSURANCE ADMINISTRATION**  
**JUNE 1, 1995**

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

Absent: None

Also present: Dan Cullen, Risk Manager  
 Susan Cameron, Assistant City Attorney  
 Stefani Carter, Assistant City Attorney  
 Stacey Washington, Assistant City Attorney  
 Rico Crockett, Claimant  
 Charles & Patricia Buss, Claimants 7.

CITIZENS' CLAIMS APPROVED: (and check issued)

<u>CASE NO.</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
CC 9-95	Property damage claim of Federal Mogul Corporation	\$609.50
CC 46-95	Property damage claim of The Bagel Factory	\$7,554.75
	<b>TOTAL</b>	<b>\$8,164.25</b>

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

<u>CASE NO.</u>	<u>CLAIMANT</u>	
CC 110-91	Lawsuit of Janice Payne by Roger Ettlenger, Attorney Preferred Medical Associates	\$150.00
CC 44-94	Lawsuit of David Hunter Huron Reporting Service, Inc.	\$399.50
CC 44-94	Lawsuit of David Hunter Circuit Court Administration	\$25.00
CC 2-94	Lawsuit of Donald VanCurler by Dana Dever, Attorney Ellis Freatman, Mediator	\$25.00
CC 2-94	Lawsuit of Donald VanCurler by Dana Dever, Attorney Mark Hopper, Mediator	\$25.00
CC 2-94	Lawsuit of Donald VanCurler by Dana Dever, Attorney David French, Mediator	\$25.00
CC 147-93	Lawsuit of Lucy Reed by Harvey Howitt, Attorney Hall and Deer	\$223.60
CC 147-93	Lawsuit of Lucy Reed by Harvey Howitt, Attorney Terry Cavanaugh, Mediator	\$25.00
CC 147-93	Lawsuit of Lucy Reed by Harvey Howitt, Attorney Peter Davis, Mediator	\$25.00

CC 147-93	Lawsuit of Lucy Reed by Harvey Howitt, Attorney Sharon Kelly, Mediator	\$25.00
CC 71-94	Lawsuit of Deanna Staskievitz by Stuart Eisenberg, Attorney Luzod Reporting Service, Inc.	\$182.75
WC 005-94	Workers' Compensation Case of Michael Talbot O'Brien & Bails	\$43.84
WC 005-94	Workers' Compensation Case of Michael Talbot Tama D. Abel, M.D.	\$543.75
BI 267-93	Workers' Compensation Case of Marcia Bauer Schultz Reporting	\$432.00
CC 82-93	Lawsuit of Jim Maggio by Eric Liblang, Attorney Records Deposition Service	\$21.73

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES: (Continued)

CASE NO.

CLAIMANT

CC 135-93	Lawsuit of Lois McWherter by James Fett, Attorney Records Deposition Service	\$41.50
CC 64-92	Lawsuit of Roland Muskowitz by Warren Perlove, Attorney Huron Reporting Service, Inc.	\$207.20
CC 71-94	Lawsuit of Deanna Staskievitz by Stuart Eisenberg, Attorney Luzod Reporting Service, Inc.	\$103.00
CC 71-94	Lawsuit of Deanna Staskievitz by Stuart Eisenberg, Attorney Luzod Reporting Service, Inc.	\$115.25

**TOTAL**

**\$2,639.12**

MISCELLANEOUS:

CLAIM SERVICE CHARGES:

Workers' Compensation Services for second quarter (May 7, 1995 to August 7, 1995)	\$10,000.00
Multi Line Claims Adjusting Services for the fourth quarter (May - August, 1995)	\$7,565.75

CITIZEN'S CLAIMS DENIED:

CASE NO.

CC 25-95 Vehicle damage claim of Citizen's Insurance Company  
Discussed by Daniel J. Cullen, Risk Manager and the Board denied the claim.

CC 39-95 Vehicle damage claim of Terry Gallagher  
Discussed by Daniel J. Cullen, Risk Manager and the Board denied the claim.

OTHER BUSINESS:

CASE NO.

CC 27-95 Vehicle damage claim of Rico Crockett  
Discussed by Rico Crockett, Claimant and the Board authorized settlement.

CC 45-95 Sewer Back-Up Claim of Charles & Patricia Buss (3041 Nordman)  
Discussed by Charles & Patricia Buss, Claimants and the Board authorized settlement.

CITIZEN'S CLAIMS DENIED:

CASE NO.

BI 267-93 Workers' Compensation Claim of Marcia Bauer  
Discussed by Stacey Washington & Susan Cameron, Assistant City Attorney's and the Board authorized settlement.

CC 96-92 Lawsuit of George White by Bruce Weider, Attorney  
Discussed by Stefani Carter, Assistant City Attorney and the Board authorized settlement.

CC 130-95 Bodily injury claim of Tiffany Hopkins  
Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 41-95 Vehicle damage claim of Julie Zick  
Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 36-95 Vehicle damage claim of Mahesh Gopinath  
Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 29-95 Property damage claim of Yong Kang  
Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 38-95 Vehicle damage claim of David Root  
Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 56-95 Vehicle damage claim of Richard Eichler  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

PD 30-95 Vehicle damage claim of Transportation Vehicle #4885  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

PD 26-95 Vehicle damage claim of Police Vehicle #39  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

PD 5-95 Vehicle damage claim of Police Vehicle #31  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

PD 38-95 Vehicle damage claim of Police Vehicle #34  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

OTHER BUSINESS:  
CASE NO.

CC 15-95 Property damage claim of Ameritech  
 Discussed by Daniel J. Cullen, Risk Manager and the Board authorized settlement.

CC 19-95 Lawsuit of M. Vogel, R. Peer, T. Caldwell, R. Blake by Walter Baumgardner, Attorney  
 Discussed by Daniel J. Cullen and the Board authorized settlement.

REQUESTS FOR INFORMATION on PENDING CLAIMS

awaiting more information:

<u>CASE NO.</u>	<u>NAME</u>	<u>INCIDENT DATE RECEIVED</u>	<u>CLAIM CLAIMANT</u>	<u>INFO FROM DATE OF CORRES.</u>	<u>DATE OF</u>	<u>ND. RPT</u>	<u>DATE TO CLM.SRVC.</u>
CC 50-95	Hambright	4-9-95	5-3-95	5-5-95*	Transp.		5-5-95
CC 55-95	Light	4-25-95	5-15-95		5-19-95	Transp.	5-19-95

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

CASE NO.

- CC 42-95 Lawsuit of David Hunter
- CC 47-95 Lawsuit of Leonor Barosso by Carrick Craig, Attorney
- CC 48-95 Property damage claim of Detroit Edison (1700 Fulmer)
- CC 49-95 Claim of Sharon Bouchard by Christine Green, Attorney
- CC 50-95 Bodily injury claim of James Hambright by Steven Garris, Attorney
- CC 51-95 Property damage claim of Donald Lewis
- CC 52-95 Lawsuit of David Hunter
- CC 53-95 Lawsuit of Willie Mae Stinson by Ronald Steinberg, Attorney
- CC 54-95 Lawsuit of Sean Stuart White by Ernest Jarrett, Attorney

CC 55-95 Bodily injury of Molly Light by Stephen R. Bernstein, Attorney  
CC 56-95 Vehicle damage claim of Richard Eichler  
CC 57-95 Vehicle damage claim of Bonnie Huff  
CC 58-95 Vehicle damage claim of Daniel J. Michno  
CC 59-95 Property damage claim of Ann Arbor Golf and Outing

Councilmember Kolb moved that the Consent Agenda be approved.

On a voice vote, the Mayor declared the motion carried with Councilmember Hanna-Davies abstaining on R-274-6-95 due to a possible conflict of interest.

### **ORDINANCES - SECOND READING**

31-95 POSTPONED  
WILDT STREET 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 an amendment to Chapter 55, the rezoning of 0.6 acre from PUD (Planned Unit Development District) to R2A (Two-Family Dwelling District), Wildt Street Property, 903-917 Wildt Street.

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

Councilmember Hanna-Davies moved that the ordinance be postponed until July 17, 1995 at the request of the petitioner.

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

**ORDINANCES - FIRST READING**

39-95 APPROVED  
GRAMMATICO 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 an amendment to Chapter 55, the rezoning of 0.19 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Grammatico property, 411 Evergreen Drive (Planning Commission Recommendation: Approval - 6 years and 0 nays)

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

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

40-95 APPROVED

1320 HURON PLACE 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 an amendment to Chapter 55, the rezoning of 0.49 acre from R4A (Multiple-Family Dwelling District) to R2A (Two-Family Dwelling District), 1320 Huron Place, 1320 West Huron Street (Planning Commission Recommendation: Approval - 7 years and 1 nay)

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

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

## MOTIONS AND RESOLUTIONS

R-279-6-95 APPROVED AS REVISED AND AMENDED

RESOLUTION TO AMEND THE FY 1995/96 COMMUNITY DEVELOPMENT DEPARTMENT BUDGET AND AMEND THE FY 1994/95 AGREEMENTS WITH WASHTENAW AFFORDABLE HOUSING CORPORATION, TRAILBLAZERS, INC. AND ANN ARBOR COMMUNITY DEVELOPMENT CORPORATION  
\$182,489

Councilmember Kolb moved that the resolution be approved.

Councilmember Nicolas moved that the resolution be amended by adding the following language:

RESOLVED, THAT STAFF IN THE COMMUNITY DEVELOPMENT DEPARTMENT MAKE THE NECESSARY TECHNICAL CHANGES TO PROVIDE UP TO \$6,548 IN FUNDING FOR SOUNDINGS OR SIMILAR TYPE SERVICES IN THE UPCOMING FISCAL YEAR IN A MANNER THAT DOES NOT NEGATIVELY AFFECT FUNDING FOR OTHER AGENCIES.

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

Councilmembers unanimously agreed to divide the question so that some issues could be voted on separately.

The question on the floor was approval of the resolution with the exception of "Resolved" paragraph nos. 4, 5 and 10.

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

The question on the floor was approval of the "Resolved" paragraph no. 4 - to approve an amendment to the FY 1994/95 CDBG agreement with Trailblazers, Inc.

On a voice vote, the Mayor declared the motion carried with Councilmember Daley abstaining due to a possible conflict of interest.

The question on the floor was approval of the "Resolved" paragraph no. 5 - to approve an amendment to the FY 1994/95 CDBG agreement with the Ann Arbor Community Development Corporation.

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

The question on the floor was approval of the "Resolved" paragraph no. 10 - to approve an amendment to the FY 1995/96 Community Development budget transferring \$2,500 from the Contingency Fund for Emergency Shelter Needs to the FY 95/96 General Fund Human Services Account for Corner Health Center as allocated on June 5, 1995.

On roll call the vote was as follows: Yeas, Councilmembers Vereen-Dixon, Carlberg, Smith, Kolb, Daley, Mayor Sheldon, 6  
Nays, Councilmembers Hanna-Davies, Fink, Lumm, Nicolas, 4

The Mayor declared the motion defeated due to lack of 8 votes necessary to transfer funds.

Following is the resolution as approved:

R-279-6-95

RESOLUTION TO AMEND THE FISCAL YEAR 1995/96 COMMUNITY DEVELOPMENT DEPARTMENT BUDGET AND AMEND THE FY 94/95 AGREEMENTS WITH WASHTENAW AFFORDABLE HOUSING CORPORATION, TRAILBLAZERS, INC. AND ANN ARBOR COMMUNITY DEVELOPMENT CORPORATION (\$180,489)

WHEREAS, the FY1995/96 Community Development Department budget was approved by City Council on May 30, 1995; and

WHEREAS, the Department of Housing and Urban Development reallocated previously rescinded funds while reserving the continued right to rescind those funds; and

WHEREAS, several projects that were anticipated for completion by June 30, 1995 will not be complete and applicable project funds were not carried forward to FY1995/96 as residuals in the approved budget, and three nonprofit agencies have requested that contracts be extended with unexpended funds carried forward; and

WHEREAS, \$2,500 was allocated to the Corner Health Center from contingency funds; and

WHEREAS, \$1,221 in FY1994/95 Drug Forfeiture funds and \$3,900 in FY1995/96 Drug Forfeiture funds require reappropriation to the Community Development Department Budget in order to be allocated to Substance Abuse Programs; and

RESOLVED, That the City Council approve an amendment to the FY1995/96 Community Development Department budget in the amount of \$97,000 restoring the FY1995/96 allocation from \$1,402,000 to \$1,499,000 and place the funds in Contingency

for future allocation.

RESOLVED, That the City Council approve an amendment to the FY1994/95 CDBG agreement with *Washtenaw Affordable Housing Corporation* in order to extend the term of the agreement until December 30, 1995 and amend the Community Development Department CDBG Fund Budget in the Amount of \$15,903.

RESOLVED, That the City Council approve an amendment to the Community Development Department CDBG Fund Budget in an additional amount of \$27,920 in order for *Washtenaw Affordable Housing Corporation* to complete the project at 701 Miller as approved by City Council on January 17, 1995.

RESOLVED, That the City Council approve an amendment to the FY1994/95 CDBG agreement with *Trailblazers, Inc.* in order to extend the term of the agreement until September 30, 1995 and amend the Community Development Department CDBG Fund budget in the amount of \$4,438.

RESOLVED, That the City Council approve an amendment to the FY1994/95 CDBG agreement with the *Ann Arbor Community Development Corporation* in order to extend the term of the agreement until December 31, 1995 with the funds carried forward to be used for loans only and amend the Community Development Department CDBG Fund budget in the amount of \$10,000.

RESOLVED, That the City Council approve an amendment to the FY1995/96 Community Development Department CDBG Fund budget in the amount of \$7,319 carrying forward the Brown Park Project to December 31, 1995.

RESOLVED, That the City Council approve an amendment to the FY1995/96 Community Development Department CDBG budget in the amount of \$6,548 in residual Public Service monies to be transferred to CDBG Fund budget for Housing Programs.

RESOLVED, That the City Council approve an amendment to the FY1995/96 Community Development Department budget in the amount of \$6,240 carrying forward FY1994/95 General Fund Services to Youth funds to FY1995/96 General Fund Human Services as allocated on June 5, 1995.

RESOLVED, That the City Council approve an amendment to the FY1995/96 Community Development Department budget in the amount of \$5,121 carrying forward FY1994/95 Drug Forfeiture funds in the amount of \$1,221 and reappropriating \$3,900 from FY95/96 for the full amount of \$5,121 to the Ann Arbor Community Center for substance abuse counseling services for youth.

RESOLVED, That the City Council direct the Mayor and City Clerk to execute the documents necessary to implement the amendments substantially in the form on file in the

office of the City Clerk.

RESOLVED, That staff in the Community Development Department make the necessary technical changes to provide up to \$6,548 in funding for Soundings or similar type services in the upcoming fiscal year in a manner that does not negatively affect funding for other agencies.

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R-280-6-95 APPROVED AS REVISED

RESOLUTION TO APPROVE FISCAL YEAR 1995-96  
 CITY GENERAL FUND HOUSING, HUMAN SERVICES AND  
 ECONOMIC DEVELOPMENT CONTRACTS (\$743,861)

WHEREAS, at its meeting on June 5, 1995 City Council approved the allocation of specific amounts to the following organizations for FY 1995/96; and

WHEREAS, the Human Resources Department has reviewed and approved these contractors;

RESOLVED, that the Mayor and City Council approve the contracts with the agencies listed below for the amounts and with the special contract conditions indicated and authorize the Mayor and City Clerk to execute these contracts substantially in the form on file in the Office of the City Clerk beginning July 1, 1995 and terminating June 30, 1996.

<u>AGENCY</u>	<u>AMOUNT</u>
Ann Arbor Center for Independent Living	\$ 31,500
Ann Arbor Community Center	25,121
Ann Arbor Community Development Corporation	2,000
Ann Arbor Hunger Coalition	5,000
Ann Arbor Tenants Union	4,000
Washtenaw County for the Ann Arbor YMCA	10,000
Arrowwood Hills Cooperative	25,000
Assault Crisis Center	5,000
Catholic Social Services for CSS;	
HIV/AIDS Resource Center; Father Pat Jackson House	60,000
Center for Occupational & Personalized Education (COPE)	20,000
Child & Family Service of Washtenaw for Huron Harvest	
Food Bank;	24,500
Second Baptist Human Services; Bryant Community Center	
Community Action Network	51,000
Community Leaning Post	10,000

Domestic Violence Project	38,500
Fair Housing Center	6,000
Food Gatherers, Inc.	18,000
Green Glacier Community Center	18,240
Housing Bureau for Seniors for HBS; Motor Meals, Inc.	39,000
Huron Services for Youth	18,000
Interfaith Hospitality Network	4,500
Legal Services of Southeastern Michigan	2,000
Options Center, Inc.	31,000
Ozone House	21,000
Packard Community Clinic for PCC; Corner Health Center	22,000
Peace Neighborhood Center	23,500
Pinelake Village Cooperative	24,000
Washtenaw County for Project Transition	8,000
St. Andrews Breakfast Program	8,000
Salvation Army	21,000
Shelter Association of Washtenaw County	103,500
Trailblazers	17,000
Washtenaw Development Council	<u>47,500</u>
	<u>\$743,861</u>

RESOLVED, that all programs shall give priority to very low income individuals and that performance be monitored by the Community Development Department.

FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITIONS  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS/ COMMENTS
		Block Grant	General Fund	
ANN ARBOR CENTER FOR INDEPENDENT LIVING	Independent living services; Job development/placement for people with disabilities		\$31,500	None.
ANN ARBOR COMMUNITY CENTER	Recreation & job readiness skills training; Substance abuse counseling		\$25,121	None.
ANN ARBOR COMMUNITY DEVELOPMENT CORPORATION	Technical assistance for small businesses	\$30,000	\$2,000	Agency must submit FY 94/95 audit by 12/31/95.  TA funds are only for Ann Arbor Very Low Income loan recipients.  Program income for revolving loan fund only.
ANN ARBOR HUNGER COALITION	Meals for homeless four evenings per week		\$5,000	Agency must provide documentation of expenditures with Request for Funds.
ANN ARBOR TENANTS UNION	Tenant/Landlord education & counseling; Eviction counseling		\$4,000	Agency must provide documentation of expenditures with Request for Funds.
WASHTENAW COUNTY FOR THE ANN ARBOR YMCA	Rent subsidy for very low income individuals residing at AA YMCA		\$10,000	Maximum monthly support of \$100 per client; limited to 3 months total per client.  Agency must provide written agreement with subcontractor prior to release of funds.  Subcontractor (YMCA) must provide list of residents served & amount of subsidy with quarterly report.
ARROWWOOD HILLS COOPERATIVE	Summer day camp, youth & teen programs, conflict resolution, substance abuse prevention		\$25,000	None.
ASSAULT CRISIS CENTER	Community education, 24-hour crisis intervention, counseling Services		\$5,000	Agency must provide documentation of expenditures with Request for Funds.

FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITION  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS
		Block Grant	General Fund	
AVALON HOUSING, INC.	Acquisition & Rehabilitation of 2 new units; Rehabilitation of 15 units at Stimson	\$218,750 <u>75,000</u> \$293,750		HOME Program Project applications must be submitted for \$200,000 of HOME funding for consideration by the Housing Policy Board.
CATHOLIC SOCIAL SERVICES OF WASHTENAW CO. Fr. Patrick Jackson House, Inc. HIV/AIDS Resource Center- Washtenaw	<i>Retired Senior Volunteer Program (RSVP);</i> <i>RSVP: Food Share Program;</i> <i>Emergency food distribution;</i> <i>Alternatives to Domestic Aggression (ADA): intervention, community awareness and education;</i> <i>Washtenaw County Council on Aging: Tax assistance/foreclosure prevention;</i> <i>24-hour crisis line;</i> <i>Medicare/Medicaid Assistance Program;</i> <i>Fr. Pat Jackson House: shelter for teens;</i> <i>HIV/AIDS Resource Center: Info. &amp; counseling support services for persons with AIDS</i>		10,500 12,000 7,500  11,500  8,500 <u>10,000</u> \$60,000	Agency must provide written agreement with each subcontractor prior to release of funds.           WCCOA: Fund usage and number of clients reported must reflect direct assistance only.
CENTER FOR OCCUPATIONAL & PERSONALIZED EDUCATION	Substance abuse prevention; Job skill development & education; Violence prevention/conflict resolution		\$20,000	Funds for service delivery only.
CHILD CARE NETWORK Student Advocacy Center	<i>CCN: Child care scholarships/support services &amp; case management;</i> <i>Student Advocacy Center: counseling/ conflict resolution</i>	148,000 <u>6,000</u> \$154,000		Agency must provide written agreement with subcontractor prior to release of funds.   Subcontractors must provide documentation of expenditures to contractor with Request for Funds.

FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITIONS  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS
		Block Grant	General Fund	
CHILD & FAMILY SERVICE OF WASHTENAW	<i>CFS/Huron Harvest Food Bank:</i> Distribute food to Ann Arbor food programs; <i>Bryant Community Center:</i> Emergency food distribution; <i>Second Baptist Human Services:</i> Distribute groceries		\$12,000  8,000  <u>4,500</u> \$24,500	Agency may charge up to 7% to each subcontract.  Agency must provide written agreement with each subcontractor prior to release of funds.  Subcontractors must provide documentation of expenditures to contractor with Request for Funds.
COMMUNITY ACTION NETWORK	Summer day camp, after-school programs, substance abuse prevention		\$51,000	Agency must show evidence of increased fund raising efforts.  Agency must submit FY 94/95 audit by 12/31/95.
COMMUNITY DENTAL CENTER	Comprehensive dental services		\$42,000	None.
COMMUNITY LEANING POST	Conflict resolution & supportive services; Housing search assistance		8,000 <u>2,000</u> \$10,000	\$2000 funds for specific assistance only.  Agency must provide documentation of expenditures with Request for Funds.  Agency must solicit technical assistance to strengthen financial controls.
DOMESTIC VIOLENCE PROJECT Safe House	Emergency shelter for victims of domestic violence and their children; 24-hour response team, court advocacy & accompaniment		\$29,000  <u>9,500</u> \$38,500	None.
FAIR HOUSING CENTER OF WASHTENAW CO.	Fair housing investigation & referral; Fair housing education		\$6,000	Agency must provide documentation of expenditures with Request for Funds.

FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITIONS  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS
		Block General Grant	Fund	
FOOD GATHERERS	Rescue & distribute perishable & prepared food to feeding agencies		\$18,000	None.
GREEN GLACIER COMMUNITY CENTER	Youth services, educational support; Substance abuse prevention; Job skill development & placement; Administrative costs		17,500 <u>740</u> \$18,240	Monthly disbursements of funds. Agency must provide documentation of expenditures and Board approved financial statements and minutes must be submitted with Request for Funds.  \$740 of funds for technical assistance & training for staff & Board of Directors; to be reviewed and approved in advance by the Community Development Dept.  Release of funds contingent upon completion of agency board assessment.
HOUSING BUREAU FOR SENIORS	HomeShare/Foreclosure prevention; Prevention/Housing information & search assistance; <i>Motor Meals</i> : home-delivered meals to the elderly		\$34,000 <u>5,000</u> \$39,000	\$16,000X Specific Assistance/Taxes. Agency must provide written agreement with subcontractor prior to release of funds. Agency may charge up to 7% administrative costs to subcontractor. Subcontractor must provide documentation of expenditures with Request for Funds.
HURON SERVICES FOR YOUTH	<i>Student Parent Center</i> : Provide day care services, transportation & support services for school-age parents.		\$18,000	None.
INTERFAITH HOSPITALITY NETWORK	Homelessness prevention, continuum of care support, Family Day Shelter		\$4,500	Agency must provide documentation of expenditures with Request for Funds.
LEGAL SERVICES OF SOUTHEASTERN MICHIGAN	Legal services re: housing/eviction & foreclosure prevention; Legal services re: domestic violence	\$47,500	\$2,000	At least 80% of City funds to be used for direct services to specific clients including clients needing eviction prevention, mortgage & tax foreclosure assistance.
NEIGHBORHOOD SENIOR	Home injury prevention & chore services;	\$53,500		None.

SERVICES	Outreach care management & medical access			
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FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITIONS  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS
		Block Grant	General Fund	
OPTIONS CENTER, INC.	Pre-employment skills training, support services & job placement for ex-offenders; Support services for children of very low income, Ann Arbor ex-offenders		\$26,000 <del>5,000</del> \$31,000	None.
OZONE HOUSE, INC.	Emergency/Transitional Housing, continuum of care support services, and employment assistance		\$21,000	None.
PACKARD COMMUNITY CLINIC Corner Health Center	<i>PCC</i> : Comprehensive medical services, parent/education counseling, auxiliary service; <i>CHC</i> : general medical services for adolescents	\$13,000	17,000 <del>5,000</del> \$22,000	Agency must provide written agreement with subcontractor prior to release of funds.  Agency may charge up to 7% to subcontractor.
PEACE NEIGHBORHOOD CENTER	Alternatives for youth, after-school program, summer day camp		\$23,500	Funds for service delivery only. Monthly disbursements of funds. Agency must provide documentation of expenditures and Board approved financial statements and minutes must be submitted with Request for Funds.
PINELAKE VILLAGE COOPERATIVE	Summer camp, after-school tutorial, multi-cultural projects, substance abuse prevention		\$24,000	Agency must provide evidence of Board training for both Pinelake Village Cooperative and the Opportunity Center Board.  Monthly disbursements of funds. Agency must provide documentation of expenditures and Board approved financial statements and minutes must be submitted with Request for Funds.
WASHTENAW COUNTY FOR PROJECT TRANSITION	Social & emotional support services for persons with mental illness		\$8,000	Agency must provide written agreement with subcontractor prior to release of funds.  Agency must provide documentation of expenditures with Request for Funds.  Agency must provide evidence of

				improved financial statements which clearly identify city funds.
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FY 1995-96 CITY OF ANN ARBOR  
 CONTRACT AMOUNTS, SOURCE AND SPECIAL CONTRACT CONDITIONS  
 June 19, 1995

AGENCY NAME	SERVICES	CONTRACT AMOUNT		RECOMMENDED CONTRACT CONDITIONS
		Block Grant	General Fund	
ST. ANDREW'S BREAKFAST PROGRAM	Provide breakfast & items for sack lunch		\$8,000	None.
SOS CRISIS CENTER	Crisis intervention & homelessness prevention; Emergency family shelter & family support services; Transitional housing and comprehensive support & case management	\$52,000		None.
SALVATION ARMY	Emergency food distribution; Temporary housing, continuum of care, support services (Arbor Haven)		\$21,000	None.
SHELTER ASSOCIATION OF WASHTENAW	Emergency shelter, supportive housing for women (WIT); Continuum of care support (Ashley); Job Search assistance/placement; Development of transitional shelter facility or rehabilitation of night shelter	\$17,500	\$103,500	Monthly disbursements of funds. Agency must provide documentation of expenditures and Board approved financial statements and minutes must be submitted with Request for Funds.  Agency must submit Board approved guidelines for rules and expectations regarding shelter clients by 9/1/95.  Agency must submit 1994 audit by 9/30/95.
TRAILBLAZERS OF WASHTENAW, INC.	Pre-employment/job readiness and club house services for persons with disabilities; Clubhouse repair		\$17,000	None.
WASHTENAW AFFORDABLE HOUSING CORP.	Rehabilitate 24 bathrooms at 701 Miller; Acquisition of 2-4 units	\$28,300 -\$50,000 HOME		HOME Program Project applications must be submitted for the \$42,000 of HOME funding to be reviewed by the Housing Policy Board.
WASHTENAW DEVELOPMENT COUNCIL	Business attraction & expansion; Employment training & support		\$41,000 <del>6,500</del> \$47,500	None.

Councilmember Kolb moved that the resolution be approved as revised.

Council unanimously agreed to divide the question to vote on the contracts for Trailblazers, Inc. and Arrowwood Hills Co-operative separately.

On roll call on approval of the resolution with the exception of Trailblazers, Inc. and Arrowwood Co-operative, the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Smith, Nicolas, Kolb, Daley, Mayor Sheldon, 8  
Nays, Councilmembers Fink, Lumm, 2

The Mayor declared the motion carried.

The question on the floor was approval of the General Fund Human Services contracts for Arrowwood Hills Cooperative and Trailblazers, Inc. 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, 0

Abstained: Councilmember Vereen-Dixon on the Arrowwood Hills Cooperative contract due to possible conflict of interest, and Councilmember Daley on the Trailblazers, Inc. contract due to possible conflict of interest.

The Mayor declared the motion carried.

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R-281-6-95 APPROVED AS REVISED

RESOLUTION TO APPROVE FISCAL YEAR 1995-96 COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACTS (\$781,550)

WHEREAS, the City Council has approved the FY 1995-96 Consolidated Strategy & Plan at its meeting on May 1, 1995 for submission to the Department of Housing and Urban Development; and

WHEREAS, the FY 1995-96 Consolidated Strategy & Plan included the allocation of specific funding amounts for the following organizations for FY 1995-96; and

WHEREAS, service contracts between the City and each organization are being negotiated as directed by City Council; and

WHEREAS, the Human Resources Department has reviewed and approved these contractors as of April 3, 1995;

RESOLVED, that the Mayor and City Council approve the Community Development Block Grant and HOME Program contracts with the agencies listed below for the amounts indicated and authorize the Mayor and City Clerk to execute these contracts substantially in the form on file in the Office of the City Clerk to begin July 1, 1995 and terminating June 30, 1996.

AGENCY

Ann Arbor Community Development Corporation

AMOUNT

32,000

Avalon Housing, Inc.	293,750
Child Care Network for CCN; Student Advocacy Center	154,000
Community Dental Center	42,000
Legal Services of Southeastern Michigan	47,500
Neighborhood Senior Services	53,500
Packard Community Clinic	13,000
SOS Community Crisis Center	52,000
Shelter Association of Washtenaw	17,500
Washtenaw Affordable Housing Corporation	<u>78,300</u>
	<u>\$783,550</u>

RESOLVED, that all programs shall give priority to very low income individuals and that performance be monitored by the Community Development Department.

Councilmember Kolb moved that the resolution be approved as revised.

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

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R-282-6-95 APPROVED

RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT FOR WATER DISTRIBUTION MASTER PLAN UPDATE - RFP NO. 355 (\$496,332)

Whereas, The 1986 Water Distribution System Master Plan needs extensive updating and analysis to develop long term plans for insuring that the water distribution system is capable of delivering a sufficient quantity of safe drinking water to its customers;

Whereas, An evaluation is needed of the water distribution facilities capability to provide minimum water pressures in the system and that the system can supply adequate quantities of water to meet fire flow requirements both now and in the future;

Whereas, Black & Veatch was selected as the most qualified and acceptable of three pre-qualified engineering firms responding to Request For Proposal No. 355, and is recommended to perform the Water Distribution System Water Master Plan Update;

Whereas, Black & Veatch has submitted a proposal to perform a Master Water Distribution System Master Plan Update for the City of Ann Arbor for \$496,332; and

Whereas, Black & Veatch, has received Human Rights approval on May 23, 1995.

Resolved, That City Council accept the proposal of and awards a professional services agreement to Black & Veatch, for Water Distribution System Master Plan Update for a cost not-to-exceed \$496,332;

Resolved, that City Council approves a \$525,000 project budget for the life of project without regard to fiscal year, comprised of the professional services cost of \$496,332 and a contingency of \$28,668 for any change orders to be approved by the City Administrator; and

Resolved, that City Council authorizes and directs the Mayor and Clerk to sign the professional services agreement with Black & Veatch to perform said services for a total not-to-exceed cost of \$496,332, on an agreement form substantially on file with the City Clerk.

Funding Sources: Water Distribution System Revenue Bond Series "M" and Series "T"

#### EXHIBIT 1

#### MASTER WATER DISTRIBUTION PLAN UPDATE OBJECTIVES

1. Evaluate the water distribution facilities capability to provide water pressures necessary to insure safe drinking water is maintained in the system and that the system can supply adequate quantities of water to meet fire flow requirements. Evaluate existing distribution system operating procedures. Recommend improvements to continue to meet pressure and flow requirements in light of system degradation due to age and community growth. This objective also fulfills a state mandate sponsored by the Michigan Department of Public Health to perform a water distribution system reliability and usage study every five years.
2. Set up a computer model capable of using water distribution facility data created and stored in the city's GIS to evaluate various operating conditions and system improvements or growth. Model will provide a means of analyzing water quality parameters and hydraulic elements of the city's water distribution system. Develop an implementation plan for real time water quality monitoring of the city's distribution system. The water facility layer created in GIS will contain a substantial amount of useful data which will not have to be generated by planned city GIS data conversion projects, saving duplication of effort and costs.
3. Develop a pipe replacement data base for a pilot area of the city's water distribution system. This effort will concentrate on creating a method for predicting water main failures based on pipe characteristics, age, location, soil type and records of water main break repairs. The goal is to predict future capital fund requirements and distribute replacement costs over future

budget years. The pilot area will establish a program for implementation of the complete data base by city or temporary staff.

## EXHIBIT 2

### SCOPE OF SERVICES SUMMARY

1. Perform all research, investigation, interviews, coordination, field work and any other efforts, using all sources of information necessary to perform the services identified in the project scope.
2. Update water demands (i.e. residential, commercial and light industrial) for existing and ultimate water service requirements including sales to adjoining townships, used in the hydraulic model.
3. Verify water source capabilities to meet maximum day conditions.
4. Recommend computer hydraulic modeling software to be used by the City to model its distribution system. Selection criteria includes GIS and CAD interface capability. Purchase licensed computer programs, updates or additional program modules on behalf of the City for the software selected.
5. Verify (drawing review or field work) and revise the existing hydraulic model data files from 400 to 4000 pipes in a format compatible with the selected modeling software. Perform model calibration and verification testing of the City's distribution system.
6. Determine the cause of a discrepancy between actual and hydraulic model pressures for the Geddes hill area. Evaluation process includes verifying demand, operating parameters, friction losses and pump station efficiency.
7. Evaluate existing and ultimate hydraulic flow conditions under average day, ultimate day, fire flow and extended period simulations to identify recommended distribution system improvements. Prioritize improvements, project time frames for construction and develop preliminary cost estimates.
8. Develop a "pilot model" for predicting pipe replacement for the City's water mains. The pipes should be rated based upon considerations such as age, material, system pressures, size, known soil conditions, pipe wrapping, water hammer, main break history and traffic/extreme loading conditions. Analyze and validate the results with City's main break records, develop capital improvement requirements.

- 9. Develop a water quality model in conjunction with the updated hydraulic model which is capable of identifying source of flows, age of water in the pipe and chlorine residual under existing average day conditions.
- 10. Products to be provided to the City upon completion of the project include a hydraulic model of the City's water distribution system, the model software, all data and report text electronic files (WordPerfect 5.1), 6 bound copies of the final report, and 1 complete set of mylar drawings for all oversize illustrations and report graphics.

Councilmember Nicolas moved that the resolution be approved.

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

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R-283-6-95 APPROVED

RESOLUTION TO APPROVE AMENDMENT NO. 2 TO  
 PROFESSIONAL SERVICES CONTRACT FOR SEWAGE  
 RESIDUALS MANAGEMENT PROJECT (\$174,741)  
 RFP NO. 310 CONTINUANCE

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

Whereas, Black & Veatch, has completed the first phase of the Sewage Residuals Management Project, to identify improvements for the handling and disposal of minor residuals and the management of sewage sludge (biosolids) at the Wastewater Treatment Plant;

Whereas, Black & Veatch, during Phase II of the Residual Solids Management Project, prepared preliminary design documents and cost estimates for the recommended improvements identified during Phase I;

Whereas, The recommended improvements will enable the Wastewater Treatment Plant to cost effectively manage its residual solids and reduce the environmental impacts from these solids;

Whereas, Within the scope of RFP No. 310, Black & Veatch was to submit a proposal to prepare final design bidding documents, provide support in obtaining bids, answer bidders' technical inquiries, review bids, and recommend bid award for the most critical of the recommended improvements identified during the earlier phases of the project;

Whereas, Black & Veatch submitted a proposal on June 7, 1995, to provide professional services to prepare the final designs and bid specifications and to assist in the bidding process for construction of in-plant liquid storage, truck loading facilities, incinerator related improvements, and minor residuals (i.e., grit, screenings, and scum) handling improvements.

Whereas, On May 23, 1995, the Human Resources Department approved Black & Veatch to provide consulting services to the City.

RESOLVED, That Council accepts the proposal and approves Amendment No. 2 to the contract with Black & Veatch for \$174,741.00 to complete this phase of the Sewage Residuals Solids Management Project at the Wastewater Treatment Plant;

RESOLVED, That Council approves a contingency for this work in the amount of \$20,259.00 to finance change orders to be approved by the City Administrator;

RESOLVED, That Council approves the following project budget for the life of the project, to be available until expended without regard to fiscal year, and;

Contract work	\$174,741.00
Contingency	<u>\$ 20,259.00</u>
	\$195,000.00

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

Funding Source: Approved WWTP FY 94/95 Operations and Maintenance Budget

Councilmember Nicolas moved that the resolution be approved.

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

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R-284-6-95 APPROVED

RESOLUTION TO AWARD LABORATORY CONTRACT FOR GIARDIA, CRIPTOSPORIDIUM AND VIRUS ANALYSES OF DRINKING WATER - RFP NO. 353 (\$53,590)

Whereas, Presently, until the ozonation system is in operation, the Water Treatment Division is not in compliance with the disinfection requirements for virus under the Environmental Protection Agency's Surface Water Treatment Rule;

Whereas, The Environmental Protection Agency has proposed a new regulation,

the Information Collection Rule, which mandates testing for *Giardia*, *Cryptosporidium* and enteric virus;

Whereas, Routine testing for *Giardia*, *Cryptosporidium* and enteric virus is necessary to insure that the drinking water is safe from waterborne disease caused by these microorganisms;

Whereas, The Utilities Department, through RFP No. 353, solicited and reviewed proposals for microbiological laboratory services; and Environmental Associates was selected as the most qualified capable and recommended firm to provide these services;

Whereas, Environmental Associates fee proposal is \$48,590.00 to perform these microbiological laboratory services for the Water Treatment Plant for a specific number of analyses prescribed to be sufficient for up to a 2 year period;

Whereas, Environmental Associates received human rights approval on January 24, 1995;

RESOLVED, That the City Council accepts the proposal and awards a contract to Environmental Associates in the amount of \$48,590.00 for microbiological laboratory services;

RESOLVED, That Council approves a contingency of \$5,000.00 to be expended upon approval of the City Administrator for additional testing should it become required;

RESOLVED, That \$53,590.00 be appropriated from Water Supply System Fund available for the life of the project to be expended without regard to the fiscal year;

RESOLVED, That the Mayor and the City Clerk are authorized and directed to sign the professional services agreement, substantially in a form on file with the City Clerk.

Source of Funds: Water Supply System approved FY 1995/96 Operating and Maintenance Budget

Councilmember Nicolas moved that the resolution be approved.

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

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R-285-6-95 APPROVED

RESOLUTION TO AWARD A LABORATORY SERVICES CONTRACT FOR DISINFECTION BYPRODUCTS ANALYSES OF DRINKING WATER

RFP NO. 357 (\$45,904)

Whereas, Routine testing for disinfection byproducts is necessary to insure that the drinking water is safe from potentially adverse health effects;

Whereas, The Environmental Protection Agency has proposed a new regulation, the Information Collection Rule, which mandates testing for disinfection byproducts;

Whereas, The Utilities Department, through RFP No. 357, solicited and reviewed proposals for laboratory services for disinfection byproduct analyses; and Environmental Public Health Laboratories was selected as the qualified, capable and recommended firm to provide these services;

Whereas, Environmental Public Health Laboratories fee proposal is \$41,904.00 to perform laboratory services for the Water Treatment Plant analyses projected to be sufficient for up to a 2 year period; and

Whereas, Environmental Public Health Laboratories received human rights approval on April 27, 1995;

RESOLVED, That Council accepts the proposal and awards a contract to Environmental Public Health Laboratories in the amount of \$41,904.00 for laboratory services;

RESOLVED, That the City Council approves a contingency of \$4,000.00 to be expended upon approval by the City Administrator for additional testing should it become required

RESOLVED, That \$45,904.00 be appropriated from Water Supply System Fund available for the life of the project without regard to the fiscal year; and

RESOLVED, That the Mayor and the City Clerk are authorized and directed to sign the professional services agreement, in a form substantially on file with the City Clerk.

Source of Funds: Water Supply System FY 1995/96 Approved Operating and Maintenance Budget.

Councilmember Nicolas moved that the resolution be approved.

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

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R-286-6-95 APPROVED

RESOLUTION TO APPROPRIATE FUNDS FOR THE WALL STREET RECONSTRUCTION PROJECT (\$500,000)

Whereas, The reconstruction of Wall St. between Broadway and Maiden lane is necessary; and

Whereas, The project is included in the Capital Improvement Plan approved by the Council on April 17, 1995; and

Whereas, It is necessary to appropriate the needed funds for the project; and

Whereas, Such funds are available from the 1982 Major Roads and Intersections Bond, the 1987 G.O. Unlimited Tax Road Bonds, and the 1991 Street Resurfacing Millage which is part of the 1995/1996 Public Services Department budget;

NOW, THEREFORE, BE IT RESOLVED, That the following appropriations for the Wall St. Reconstruction Project are approved:

\$262,000	1982 Major Roads and Intersections (Fund OPC)
67,000	1987 G.O. Unlimited Tax Road Bonds (Fund 001)
<u>171,000</u>	1991 Street Resurfacing Millage (Fund 062) (95/96 Public Services budget)
\$500,000	TOTAL; and

RESOLVED, That the funds be available for the life of the project without regard to fiscal year; and

RESOLVED, That the City Administrator is authorized to take the necessary administrative action to implement this resolution.

Councilmember Kolb moved that the resolution be approved.

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

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R-287-6-95 APPROVED

RESOLUTION TO APPROVE THE RADIO TOWER LICENSE AGREEMENT AT 919 SUNSET ROAD (WATER TREATMENT PLANT) (\$3,000 PER YEAR)

Whereas, The Public Services Department's Radio Section manages the tower site located at 919 Sunset Road in Ann Arbor; and

Whereas, The users of the tower are the City, Ann Arbor Transportation Authority, Huron Valley Ambulance, and the Washtenaw County Sheriff Department; and

Whereas, The Radio section has absorbed most of the costs of the maintenance and operation of the site and the antenna; and

Whereas, The Radio Section and the City's Attorney's Office have developed a License Agreement to regulate and cover the Radio Section's costs of maintenance and operation of the tower site; and

Whereas, The City of Ann Arbor will grant licenses to users of the tower site for a fee of \$3,000.00 per year, per transmitter, with a 5% increase in the fee per year; and

Whereas, The License fee will cover the cost of operating the tower site, gas, electric, heating and cooling costs, emergency fire protection, painting, lighting and general upkeep of the tower facility; and

Whereas, If the users does not agree to the terms of the License Agreement by July 1, 1995, they will be notified to remove their equipment within 30 days;

RESOLVED, That City Council approves the Tower Site License Agreement, substantially in the form on file with the City Clerk, effective July 1, 1995.

Councilmember Lumm moved that the resolution be approved.

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

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R-288-6-95 APPROVED

RESOLUTION TO AUTHORIZE TRANSFER TO CAPITAL PROJECTS  
FUND AND APPROPRIATE THE FUNDS FOR THE LIFE OF  
THE PROJECTS (EXTERIOR PAINTING-CITY HALL/  
ELEVATOR IMPROVEMENTS) (\$70,000)

Whereas, The Purchasing Division of the Administrative Services Department is currently soliciting bids for "Exterior Painting-City Hall"; and

Whereas, When the lowest responsible bid is determined, a resolution will be forthcoming on or about July 3, 1995; and

Whereas, Bids for elevator improvements will be solicited within the next two to

three months; and

RESOLVED, That \$70,000 be transferred to the Capital Projects Funds and appropriated for the life of the projects with any remaining balance upon completion being returned to the General Fund;

RESOLVED, That the Interim City Administrators be authorized to take the necessary administrative actions to implement this resolution.

Councilmember Kolb moved that the resolution be approved.

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

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R-289-6-95 APPROVED

RESOLUTION TO APPROVE LONG-TERM DISABILITY (LTD) PROGRAM FOR NON-UNION EMPLOYEES

Whereas, The Alexander & Alexander Employee Benefits report identified the need for an LTD program for City employees;

Whereas, Non-Union City employees have studied the options available in establishing an LTD program;

Whereas, Non-union committees, focus groups, and an employee survey were conducted and 68% (185 of 198 responded) showed interest in purchasing the voluntary LTD program as described in Attachment "A"; and

Whereas, Bargaining unit employees may obtain a similar LTD program, underwritten by the same insurer through negotiations;

RESOLVED, That effective September 1, 1995 non-union employees may elect to purchase LTD coverage through a City designed and sponsored plan;

RESOLVED, The cost of this LTD insurance will be paid for by the employee through payroll deduction;

RESOLVED, The City does not endorse or recognize any other City sponsored LTD program for its non-union employees.

Councilmember Lumm moved that the resolution be approved.

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

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R-290-6-95 APPROVED AS REVISED

RESOLUTION AUTHORIZING THE SOLID WASTE DEPARTMENT TO SET PRICES FOR WOOD MULCH PRODUCED BY THE SOLID WASTE DEPARTMENT

Whereas, The City of Ann Arbor currently distributes wood mulch free-of-charge at the City compost center;

Whereas, The City is faced with fiscal shortages;

Whereas, Council has directed the Interim Co-Administrators to work with the Solid Waste Department to recommend appropriate fees for materials produced at the compost center; and

Whereas, There is a desire to make products available to as many City residents as possible;

RESOLVED, That the Solid Waste Department shall evaluate market conditions and supplies of materials and set fees for materials produced at the Compost Center;

RESOLVED, that the City Administrator shall forward these fees to council at least two weeks before they are implemented;

RESOLVED, That the revenues generated by these fees be returned to the general fund balance to offset Compost Center operating costs;

RESOLVED, That the following fees are approved:

COMPOST CENTER WOOD MULCH FEES  
as of July 1, 1995  
\$3 per cubic yard, self load  
\$10 for front end loader service  
Prices to Ann Arbor City Residents  
for use at their residence:  
up to 6 bushels ~~fee~~ free per trip

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R-291-6-95 APPROVED

RESOLUTION AUTHORIZING THE SOLID WASTE DEPARTMENT  
TO ALLOW NON-RESIDENT DROP OFF OF YARD DEBRIS  
AT THE COMPOST CENTER ON A FEE BASIS

Whereas, Communities outside of Ann Arbor need places to take their yard debris for processing;

Whereas, The City of Ann Arbor Compost Center has available space for yard debris;

Whereas, The City is faced with fiscal shortages;

Whereas, Increased volume will lower-per unit operating costs;

Whereas, The Solid Waste Department has been able to sell the material it produces;

Whereas, The Integrated Solid Waste Management Plan Update, as approved by City Council recommends that we "expand the City composting site and offer for fee processing services to other communities and private haulers in order to reduce the City's per cubic yard cost through economies of scale. (Fees would be set to yield a profit on these services, offsetting operating costs);"

WHEREAS, The Solid Waste Commission has approved this resolution at the April 24, 1995 meeting; and

Whereas, There is a demand for additional wood chips and compost;

RESOLVED, That the Solid Waste Department shall allow a limited amount of yard debris from outside the City limits to be brought into the compost center at the current price of \$14 per cubic yard.

Councilmember Nicolas moved that the resolution be approved.

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

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R-292-6-95 APPROVED

RESOLUTION APPROVING EXTENSION OF RECYCLE ANN ARBOR  
DROP OFF CONTRACT

WHEREAS, The current Recycle Ann Arbor (RAA) drop-off station contract amendment terminates on June 30, 1995; and

WHEREAS, The City is investigating options for the future of the drop-off station, and will come back to Council with a recommendation within eight months; and

WHEREAS, The City would like to have uninterrupted recycling drop-off service to residents during that period; and

WHEREAS, RAA has agreed to continue operating the drop-off station at its existing rates for up to eight additional months; and

WHEREAS, RAA received Human Rights approval on June 19, 1995; and

RESOLVED, That the Mayor and City Clerk are authorized to execute the amendment to the recycling drop-off service agreement between the City of Ann Arbor and RAA for up to eight additional months at 1994/95 rates; and

RESOLVED, That funding for this operation be paid out of the 1995/96 Solid Waste Department budget.

**SECOND AMENDMENT TO SERVICE AGREEMENT OF 7/1/90  
BETWEEN THE CITY OF ANN ARBOR AND RECYCLE ANN ARBOR  
FOR RECYCLING DROP-OFF STATION SERVICES**

The City of Ann Arbor, 100 N. Fifth Avenue, Ann Arbor, Michigan, a Michigan Municipal Corporation ("City") and the Ecology Center of Ann Arbor, 417 Detroit St., Ann Arbor, Michigan ("Recycle Ann Arbor") a Michigan Non-profit Corporation, agree to amend the 7-1-90 service agreement as follows:

- 1) This amendment shall take effect July 1, 1995.
- 2) The City will continue to pay the Recycle Ann Arbor \$50 per ton for up to 80 tons of material collected per month at the drop-off station. For tonnages over 80 tons per month, the City will pay Recycle Ann Arbor \$40 per ton.
- 3) This contract will be renewed on a month to month basis for up to eight months (until February 29, 1996). The renewals will take effect automatically unless either party provides a 30 day written notification to the other of intent to cancel the contract.
- 4) Except as modified by this second amendment, all other terms and conditions of the contract remain in effect.

Councilmember Nicolas moved that the resolution be approved.

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

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## R-293-6-95 APPROVED

RESOLUTION TO CARRY OVER BUDGET SURPLUS FROM  
FISCAL YEAR 1994-1995 BUDGET INTO THE FISCAL YEAR  
1995-1996 BUDGET FOR AFFIRMATIVE ACTION PLAN  
ESTABLISHMENT (\$11,300)

Whereas, The City Council has directed the Human Resources Department to establish an Affirmative Action Policy and Plan;

Whereas, The Human Resources Department requires short term additional staff to meet the completion deadline; and

Whereas, The Human Resources Department will have a budget surplus at the end of Fiscal 94-95;

RESOLVED, That City Council authorizes the carry-over of \$11,300 from Fiscal 1994-95 Budget to fund a six month temporary position.

Councilmember Kolb moved that the resolution be approved.

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

The Mayor declared the motion carried.

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## R-294-6-95 APPROVED

RESOLUTION TO AUTHORIZE THE CARRY-OVER OF FUNDS  
FROM THE HUMAN RESOURCES DEPARTMENT'S 1994-95 BUDGET  
FOR HIV/AIDS TRAINING (\$13,210)

Whereas, The City Council has directed in Resolution R-566-12-93 that the City of Ann Arbor provide HIV/AIDS Sensitivity Training for all City employees; and

Whereas, This training is being conducted by HIV/AIDS Resource Center (HARC) with a completion date in November, 1995; and

Whereas, According to the terms of the contract with HARC, only \$5,575 has been

paid with the remainder to be paid upon completion of one half the training and at completion of the program; and

RESOLVED, That City Council authorize reappropriating \$13,210 from Fiscal 1994-95 to Fiscal 1995-96 budget to fund the HIV/AIDS Sensitivity Training.

Councilmember Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-295-6-95 APPROVED

RESOLUTION TO AMEND THE EXISTING LEASE FOR TRIANGLE  
TOWING IN BANDEMER PARK (\$150 PER MONTH)

Whereas, Triangle Towing has an existing lease for buildings and automobile storage lot on Lakeshore Drive in Bandemer Park that extends until December 1, 1996;

Whereas, When the City purchased the property from Harry Hawkins in 1993 the lease was acquired and a tenant relocation plan agreed to by the City and the existing tenants:

Whereas, In accordance with the relocation plan Triangle Towing has moved a substantial part of its operation from Bandemer Park allowing the City to demolished the buildings and relocate a portion of the existing fence at the storage lot;

Whereas, In recognition of the decreased use of the property, Triangle Towing is requesting a reduction in monthly rent from \$250 to \$150 per month effective July 1, 1995;

RESOLVED, That the Mayor and City Council approves the amendment to the existing lease and authorize the Mayor and Clerk to sign the amendment substantially in the form on file with the City Clerk.

Lease Amendment

The Property Lease Agreement of December 1, 1989 between Harry Hawkins and Triangle Towing was assigned to the City of Ann Arbor by Harry Hawkins on December 30, 1993 and terminates December 1, 1996.

The lease is amended as follows:

The leased premises will be reduced in size to include only the fenced storage lot, approximately 112 by 200 feet. Beginning July 1, 1995 rent for the storage lot will be reduced to \$150.00 per month. The City of Ann Arbor may demolish the existing buildings on the premises leased by Triangle Towing provided that fences remain secure during the demolition.

All other provision of the lease shall remain in effect.

CITY OF ANN ARBOR,  
a Michigan municipal corporation

Councilmember Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-296-6-95 APPROVED

RESOLUTION TO APPROVE LEGAL SERVICES AGREEMENT  
FOR THE ANN ARBOR HOUSING COMMISSION (\$25,000)

Whereas, The Ann Arbor Housing Commission solicited for proposals for legal services from areas firms, following HUD competitive proposal guidelines;

Whereas, Three firms responded, were interviewed, and had references checked;

Whereas, A fee structure was negotiated for services proposed with the firm of Hamilton, McDonald & Simpson;

Whereas, Funding for legal and account collection services have been incorporated in the Commission's FY96 Operating Budgets at \$25,000;

Whereas, The Commission approved the execution of a legal services agreement with the firm of Hamilton, McDonald & Simpson;

Whereas, Human Rights approval was received May 4, 1995;

RESOLVED, That the City Council approve the legal service agreement with the firm of Hamilton, McDonald & Simpson to perform legal services for the Housing Commission for the fiscal year commencing July 1, 1995 for an estimated amount of \$25,000.

Councilmember Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-297-6-95 APPROVED

RESOLUTION AUTHORIZING INSTALLATION OF  
GROUNDWATER MONITORING WELLS (AMOCO CORPORATION)

RESOLVED, That Amoco Corporation, a Delaware corporation, is authorized to install three groundwater monitoring wells below the surface of the S. State Street right-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 Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-298-6-95 APPROVED

RESOLUTION ACCEPTING UTILITY EASEMENT FROM FIRST  
 PROPERTIES ASSOCIATES LIMITED PARTNERSHIP  
 (COOKER RESTAURANT)

Whereas, First Properties Associates Limited Partnership, a Michigan Limited Partnership, is the owner of property located in the City of Ann Arbor, Washtenaw County, Michigan and more particularly described as follows:

A 40.00 foot wide strip of land being 20.00 feet each side of a centerline described as follows:

Commencing at the South 1/4 corner, Section 14, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N 00° 05' 25" E, 2651.40 feet along the N-S 1/4 line of said section to the center of said Section 14; thence N 89° 34' 00" W 610.07 feet along the E-W 1/4 line of said section, thence the following three courses along the easterly line of Plymouth Professional Park, according to the plat thereof, as recorded in Liber 23 of Plats, Pages 30 thru 32 inclusive, Washtenaw County Records, Washtenaw County, Michigan: S 00° 05' 25" W 625.75 feet, N 89° 34' 00" W 61.47 feet, and S 00° 05' 25" W 1070.28 feet; thence N 89° 54' 35" W 258.54 feet along the north line of Lot 13, Plymouth Professional Park; thence the following two courses along the easterly right of way line of Commonwealth Boulevard: southwesterly 100.22 feet along the arc of a 530.00 foot radius curve to the right with chord bearing S 18° 29' 28" W 100.08 feet, and S 23° 54' 30" W 61.23 feet for a PLACE OF BEGINNING; thence S 66° 05' 30" E 90.00 feet for a Place of Ending, being a part of Lot 13, Plymouth Professional Park, as recorded in Liber 23 of Plats, Pages 30 thru 32 inclusive, Washtenaw County Records, Washtenaw County, Michigan.

Whereas, Said owner has delivered to the City of Ann Arbor an easement for construction and maintenance of utilities on the above described premises;

RESOLVED, That the City of Ann Arbor hereby accepts said easement.

Councilmember Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-299-6-95 APPROVED

RESOLUTION ACCEPTING SIDEWALK RIGHT-OF-WAY  
EASEMENT FROM FIRST PROPERTIES ASSOCIATES  
LIMITED PARTNERSHIP (COOKER RESTAURANT)

Whereas, First Properties Associates Limited Partnership, a Michigan Limited Partnership, is the owner of property located in the City of Ann Arbor, Washtenaw County, Michigan and more particularly described as follows:

The Westerly 7.00 feet of Lot 13, Plymouth Professional Park, as recorded in Liber 23 of Plats,

Pages 30 thru 32, Washtenaw County Records, Washtenaw County, Michigan.

Whereas, Said owner has delivered to the City of Ann Arbor an easement for sidewalk right-of-way on the above described premises;

RESOLVED, That the City of Ann Arbor hereby accepts said easement.

Councilmember Kolb moved that the resolution be approved.

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, 0

The Mayor declared the motion carried.

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R-300-6-95 APPROVED

RESOLUTION TO APPROVE CONTRACT ADJUSTMENT FOR  
RENOVATIONS TO SUGARBUSH PARK - BID NO. 2640  
(\$42,900)

Whereas, \$43,000 is appropriated in the FY 95/96 Park Maintenance and Repair Millage for the repair work at Sugarbush Park to comply with Safety and ADA requirements and deferred maintenance needs,

Whereas, Margolis Nursery submitted the lowest responsible bid for repair and installation in the amount of \$39,000 in a previous bid,

Whereas, The Personnel Human Rights Department approved the company on September 27, 1994,

RESOLVED, That the Mayor and Council approve a contract awarding the alternates to Bid #2640 to Margolis Nursery in the amount of \$39,000 and authorize the Mayor and City Clerk to sign the agreement between the City and Margolis Nursery substantially in the form on file with the City Clerk,

RESOLVED, That the Mayor and City Council approve a construction contingency in the amount of \$3,900 to cover potential contract change orders to be approved by the City Administrator and to approve a total project budget of \$42,900 for the life of the project.

Councilmember Vereen-Dixon moved that the resolution be approved.

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

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REVISED AND WITHDRAWN

RESOLUTION REGARDING REDUCTION OF BUILDING PERMITS

Whereas, During 1995/96 Budget hearings, Department Heads were asked to submit suggestions for improving City departments; and

Whereas, The Building Department suggested the following permits be considered for elimination and cited the pros and cons of each;

Whereas, The elimination of these permits would remove the inconvenience and cost for those taxpayers who would otherwise be required to apply for such permits as

well as staff time to review, issue and monitor such permits; and

Whereas, None of these permits are, to any reasonable degree, a matter of public safety;

RESOLVED, That building permits no longer be required for:

Kitchen Cabinet Replacement

Construction of Accessory Buildings (sheds & storage buildings) where the structure is not permanently affixed to the ground

Residential re-siding (unless located in a historic district or is a designated historic structure)

Re-roofing permits provided that the addition of another roofing layer is not in violation of City ordinance

Replacement of windows where windows are being replaced by substantially identical windows Attic insulation.

RESOLVED, That by August 7, the City Attorney bring forth any and all necessary ordinance changes necessary to accomplish this end.

Councilmember Fink moved that the resolution be approved.

After discussion regarding costs, and loss of revenue and budget impacts, Councilmember Fink withdrew his resolution pending further discussion with the department.

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POSTPONED

RESOLUTION REGARDING ADMINISTRATIVE DECISION ON BUILDING, HOUSING AND ZONING APPEALS

Whereas, During 95/96 Budget hearings, department heads were asked for suggestions on how to improve the productivity of their departments;

Whereas, The Building Department suggested that the following appeals could be handled administratively (rather than go through the Building Board of Appeals) without serious negative effect:

Whereas, Both applicant (taxpayer), staff, and committee time could be saved by implementing such a change;

RESOLVED, That Building, Housing and Zoning Appeals be handled administratively based upon past precedent and purely health, safety and general welfare for the following appeals:

Ceiling Height, Re-Roofing, Light, and Ventilation Variances, Time Extensions and Additions to Non-Conforming Structures; and

RESOLVED, That any rights of appeal of such administrative decisions shall remain in place; and

RESOLVED, That by August 7, the City Attorney bring forth any and all necessary ordinance changes necessary to accomplish this end.

Councilmember Fink moved that the resolution be approved.

Councilmember Carlberg moved that the resolution be postponed until August 7, 1995 pending review by the Building, Housing and Zoning Appeals Boards.

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

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R-301-6-95 APPROVED

RESOLUTION PROCLAIMING HURON RIVER DAY - 1995

Whereas, 1995 has been proclaimed as the year of the river by Governor Engler;

Whereas, The Huron River is a major asset of the Ann Arbor Community;

Whereas, The Huron River Watershed Council, a major protector of the river, is celebrating its 30th anniversary;

Whereas, Many groups have again been planning educational exhibits and guided walks in which individuals can become better acquainted with the river's ecology and their stewardship role;

Whereas, Children's activities, races, contests and entertainment have been planned;

Whereas, This is a day, above all, for residents of the Ann Arbor area community

to come and enjoy being on the river and its shores with games exhibits, races, walks and music; and

Whereas, This the 15th celebration of Huron River Day;

RESOLVED, That Sunday, July 9th, 1995 be declared Huron River Day and all residents be invited to spend the day at Gallup Park in celebration of our river.

Councilmember Kolb moved that the resolution be approved.

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

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R-302-6-95 APPROVED

RESOLUTION IN MEMORY OF STEPHEN HANTULA

Whereas, The Ann Arbor Mayor and City Council, City staff, and the citizens of our City have been shocked and grieved by the death of Stephen Hantula, a respected City employee for the past seventeen years;

Whereas, Stephen's life was tragically cut short by an accident while performing his duties as an Electronics Technician I, a position he had held for nearly five years;

Whereas, We mourn the loss of this valued friend, co-worker, and employee, and extend to his family our deepest sympathy in the hour of their bereavement and the days to follow; and

Whereas, We also gratefully acknowledge the generous decision of Stephen's family to celebrate his life with the gift of organ donation;

RESOLVED, That this memorial be entered into the official records of our City, and that an official copy of this expression of our condolences be delivered to the family of Stephen Hantula.

Councilmember Kolb moved that the resolution be approved

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

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R-303-6-95 APPROVED AS AMENDED

## REVISED RESOLUTION TO APPROVE AIRPORT CONSTRUCTION CONTRACT

Councilmember Kolb moved that the resolution be approved.

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

2nd "RESOLVED" paragraph:

~~BE IT FURTHER RESOLVED, That Contract No. 95-0916 with the Michigan Department of Transportation be approved, with revised paragraph 9 substituted for the original; and~~ BE IT FURTHER RESOLVED, THAT PARAGRAPH NO. 9 OF THE AIRPORT CONSTRUCTION GRANT CONTRACT, AS IT IS WRITTEN, BE DELETED;

and

3rd "RESOLVED" paragraph:

BE IT FURTHER RESOLVED, That \$130,248 be appropriated from the Public Services Department Airport Fund (\$122,400 FY 94/95; ~~\$7,848~~ \$23,320 FY 95/96 for the life of the project, to be available until expended without regard for fiscal year; and

Insert 4th "RESOLVED" paragraph:

BE IT FURTHER RESOLVED, THAT \$55,305 BE APPROPRIATED FROM THE AIRPORT FUND BALANCE FOR THE LIFE OF THE PROJECT, TO BE AVAILABLE UNTIL EXPENDED WITHOUT REGARD TO FISCAL YEAR;

On roll call the vote was as follows: Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Smith, Daley, Mayor Sheldon, 6  
Nays, Councilmembers Fink, Lumm, Nicolas, Kolb, 4

The Mayor declared the motion carried.

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, Kolb, Daley, Mayor Sheldon, 10  
Nays, 0

The Mayor declared the motion carried.

Following is the resolution as approved:

R-303-6-95

**REVISED RESOLUTION TO APPROVE  
AIRPORT CONSTRUCTION GRANT CONTRACT**

Whereas, The Michigan Department of Transportation will not accept the changes to Contract No. 95-0916 proposed by Resolution No. R-267-6-95

RESOLVED, That Resolution No. R-267-6-95 is hereby rescinded;

RESOLVED, That paragraph No. 9 of the Airport Construction Grant Contract, as it is written, be deleted;

RESOLVED, That \$130,248 be appropriated from the Public Services Department Airport Fund (\$122,400 FY 94/95; \$23,320 FY 95/96) for the life of the project, to be available until expended without regard for fiscal year;

RESOLVED, That \$55,305 be appropriated from the Airport Fund Balance for the life of the project, to be available until expended without regard to fiscal year;

RESOLVED, That the staff continue to negotiate with MDOT so that the nearly \$71,000 can be reimbursed to the Airport Fund Balance; and

RESOLVED, That the Mayor and City Clerk are hereby authorized and directed to sign said Contract after approval as to form by the City Attorney, and approval as to substance by the City Administrator; and

RESOLVED, That the City Administrator is directed to take the necessary administrative actions to implement this resolution.

**REPORTS FROM COUNCIL COMMITTEES**

None.

**COUNCIL PROPOSED BUSINESS**

August 7, 1995

Revised Resolution and Partnership Agreement in Support of the Management Plan for the Middle Huron River Watershed (Councilmember Kolb)

Presentation and Resolution and Partnership Agreement in Support of the Management Plan for the Middle Huron River Watershed) (Mayor Sheldon)

Policy on Computing City's Cost and Competitive Bidding on Solid Waste Services (Councilmember Lumm)

## COMMUNICATIONS FROM THE MAYOR

### RECENTLY SIGNED PROCLAMATIONS

Mayor Sheldon said the following proclamations were signed as of June 19, 1995:

- \* Honoring the University of Michigan Medical Center's C.S. Mott Children's Hospital - June 23, 1995
- \* Honoring the 10th Anniversary of the Ann Arbor Ronald McDonald House (to be celebrated during September, October, November)

### DISPLAY ADVERTISING CHANGES

Mayor Sheldon announced to the public that as a result of Council action during budget deliberations, the city would not be printing as many notices in the Ann Arbor News. The City would only be printing what is mandated by ordinance and ads would be published in the classified rather in display advertising.

### APPOINTMENTS APPROVED

Mayor Sheldon requested confirmation of the following appointments which were placed in nomination at the last Council meeting:

### CITY/COUNTY COMMUNITY CORRECTIONS ADVISORY BOARD

Walt Lunsford, Deputy Chief (as designee for Ann Arbor Chief of Police)

### SOLID WASTE COMMISSION

Hugo Braun (to fill citizen at large vacancy)

1707 Shadford Rd. 48104

Term: 06-19-95 to 04-30-96

Larry Zahn (to fulfill membership requirements - Chamber of Commerce representative)

Anderson Associates

2750 S. State Street 48104

Term: 06-19-95 to 04-30-97

### HOUSING BOARD OF APPEALS

Lelahni Wessinger (replacing Millie Empedocles at term expiration)

2216 Melrose 48104

Term: 06-30-95 to 06-30-98

Fiona Rose (replacing Janelle White at term expiration)

2718 Hampshire Road 48104  
Term: 06-30-95 to 06-30-98

HOUSING POLICY BOARD

John H. Mouat (to complete the unexpired term of Bruce Curtis who resigned)  
719 W. Washington St. 48103  
Term: 06-19-95 to 09-18-97

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

ANN ARBOR ENERGY COMMISSION

Steven Bean (reappointment)  
535 Sixth Street, No. 2 48103  
Term: 06-19-95 to 06-18-98

Robert Black (reappointment)  
516 Spring Street 48103  
Term: 06-19-95 to 06-18-98

Robert Tinker (reappointment)  
1510 Plymouth Road, #57 48105  
Term: 06-19-95 to 06-18-98

Yoshika Hill (reappointment)  
4810 Starak Lane 48105  
Term: 06-19-95 to 06-18-98

INDOOR CLEAN AIR ORDINANCE TASK FORCE

Roberta Asplund (to fill vacancy)  
3033 Newcastle Rd. 48104

Councilmember Hanna-Davies moved that Council concur in the recommendation of the Mayor.

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

PLANNING COMMISSION COUNCIL ASSIGNMENT

Mayor Sheldon asked Council to note that she was reappointing Councilmember Haldon Smith to a one-year term on the Planning Commission, for a term to end 06-30-96.

APPOINTMENTS NOMINATED

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

DOMESTIC VIOLENCE COORDINATING BOARD

Richard M. Tolman, Ph.D. (to fill vacancy)  
2323 Londonderry 48104  
Term: 07-30-95 to 07-02-98

CABLE COMMUNICATIONS COMMISSION

Linda Schlenderer (to complete unexpired term created by resignation)  
2930 Easy Street 48104  
Term: 07-03-95 to 01-31-2000

HUMAN RIGHTS COMMISSION

Patrick Yankee (to complete unexpired term created by resignation)  
800 W. Huron #4 48103  
Term: 07-03-95 to 10-31-95

SIGN BOARD OF APPEALS

Steve Olsen (to fill vacancy)  
1007 Lincoln Avenue 48104  
Term: 07-03-95 to 07-02-98

HOUSING POLICY BOARD

Larry Fox (reappointment)  
530 S. State Street, Room 3409 48109  
Term: 07-03-95 to 07-02-98

**COMMUNICATIONS FROM CITY ADMINISTRATORS**

The following information items were received from Acting Co-Administrators Winifred Northcross and Ronald Olson:

- ! Deferred Compensation Plan Investment Offerings
- ! May Environmental Bond Statement of Revenues, Expenditures and Changes in Fund Balance in a revised format
- ! Hydraulic Drainage Study of the Murray-Washington Branch of the Allen Creek Drain
- ! Status of Platt Road Land Division
- ! Final Report from the Mountain Bike Task Force

- ! Caucus Questions Responses for Items: Railroad Signal Improvements on William Street, Wall Street Reconstruction Project and Radio Tower License Agreement at 919 Sunset Road
- ! Caucus Questions Response for Item: Sugarbush Park Renovations
- ! Caucus Question Response for Item: Water Distribution Master Plan Update
- ! Caucus Question Response for Item: Wood Mulch Fees
- ! Caucus Question Response for Item: CDBG Agreements with Washtenaw Affordable Housing Corporation, Trailblazers, Inc. and Ann Arbor Community Development Corporation
- ! Arbor Hills Phases II and III Final Phase PUD Site Plan

These memorandums were placed on file with the City Clerk.

### **COMMUNICATIONS FROM THE CITY ATTORNEY**

#### **LAWSUIT FILED AGAINST THE CITY**

Acting City Attorney John VanLoon informed the Council that a lawsuit was filed against the City by the owners of properties located at 1127 E. Ann Street and 619 E. University Street, in opposition to Council's approval of the ordinance designating those properties as historic.

### **COMMUNICATIONS FROM COUNCIL**

Mayor Sheldon asked members of the Council to check vacation schedules so that a City Administrator application review date can be agreed upon.

### CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

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

- ! State Representative Elizabeth Brater - Status of Michigan Law affecting the use and sale of tobacco products - **FILED**
- ! City of Detroit Councilmember Mel Ravitz - Maintaining Local share of State Gas Tax - **FILED**
- ! State Representative Elizabeth Brater - Congratulations on naming the Kellogg-Warden house to the National Register of Historic Places - (This letter was also addressed to the Washtenaw County Historic Society and copied to the City Council.) - **FILED**

### CLERK'S REPORT OF MINUTES RECEIVED AND FILED

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

- ! Ann Arbor Energy Commission - May 11, 1995
- ! City Market Commission - April 20, 1995
- ! Ann Arbor Taxicab Board - March 30, 1995
- ! Downtown Development Authority - March 2, 1995
- ! Downtown Development Authority - April 13, 1995
- ! Downtown Development Authority - May 11, 1995
- ! Mayor's Committee on Street Art Fairs - May 25, 1995

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

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

### PUBLIC COMMENTARY - GENERAL

None.

### ADJOURNMENT

There being no further business, the Mayor declared the meeting adjourned at 11:36 p.m.

Winifred W. Northcross  
Clerk of the Council

Linda J. Wise  
Recording Secretary