

## **REGULAR SESSION - JULY 3, 1995**

The regular session of the Ann Arbor City Council was called to order at 7:33 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for one moment of silence.

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

### **ROLL CALL OF COUNCIL**

PRESENT : Councilmembers Tobi Hanna-Davies, Peter Fink, Jane Lumm, Jean Carlberg, Haldon L. Smith, Christopher Kolb, Elisabeth L. Daley, Mayor Ingrid B. Sheldon, 8.

ABSENT : Councilmembers Patricia Vereen-Dixon, Peter Nicolas, Stephen C. Hartwell, 3.

### **INTRODUCTIONS**

#### **MIDDLE HURON RIVER WATERSHED MANAGEMENT PLAN**

Washtenaw County Drain Commission Janis Bobrin and Executive Director of the Huron River Watershed Council Paul Rentschler presented the Watershed Plan for the middle portion of the Huron River watershed. Ms. Bobrin stated that the plan provides recommendations for long-term protection of the river and requested that City Council join other communities in approval of the plan and work toward implementing its recommendations. (Watershed Plan on file in the City Clerk's Office)

### **PUBLIC COMMENTARY - RESERVED TIME**

#### **ANDREW GULVEZAN - HANDICAP PARKING**

Andrew Gulvezan, 2104 Pauline Blvd., objected to the inadequate enforcement of handicap parking spaces by the Police and Transportation Department staff.

**ROBERT MORGAN - BAKER COMMONS**

Robert Morgan, 106 Packard St., Baker Commons resident, objected to the poor living conditions at Baker Commons and stated that more work is needed to improve the ventilation, heating and windows in the building.

**JEN RUBIN - HOUSING AND HOMELESSNESS**

Jen Rubin, 807 Dewey Ave., objected to community meetings being held to address problems with the homeless. She stated that the message from these meetings is disheartening since concern is focused on controlling the behavior of homeless people rather than on the lack of affordable housing.

**DAVID NOEL - BEGGING**

David Noel, 105 E. Ann St., objected to the vague laws against panhandling which he believes to be a first amendment issue involving freedom of speech. Mr. Noel stated that begging should not be considered disorderly conduct and that homeless people should not be punished for being poor and trying to buy food.

**DAVID SHUMAKER - BLUE CAB**

David Shumaker, 29 Bell St., Ypsilanti, MI., objected to the illegal practices of the Blue Cab Company. He stated that Blue Cab steals customers from other cab companies by monitoring their radio frequencies and by using its cabs to block alleyways and businesses to prevent called cabs from getting through. He requested that the City permanently revoke Blue Cab taxi licenses.

**PUBLIC HEARINGS****BRIARWOOD RESIDUAL LOT 3 FINAL PHASE PUD ZONING (ORDINANCE NO. 35-95)**

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 4.20 acres from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD, Briarwood Residual Lot 3 Final Phase, southwest corner of South State Street and Eisenhower Parkway. Notice of public hearing was published June 17, 1995.

The following persons appeared:

Paul Raeder of Beckett & Raeder, Inc., representing the developers, stated that the project has changed little since the preliminary plan and that the issues of parking and the gateway plaza development have been

appropriately addressed and resolved.

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

CUSHING-MALLOY, INC. ZONING (ORDINANCE NO. 36-95)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 2.3 acres from TWP (Township District) to M1 (Limited Industrial District), Cushing-Malloy, Inc. property, 1350 North Main Street. Notice of public hearing was published June 17, 1995.

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

HURON PARKWAY WOODS ZONING (ORDINANCE NO. 37-95)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 18.68 acres from TWP (Township District) to PL (Public Land District), Huron Parkway Woods, east side of Huron Parkway north of Kendrick Street. Notice of public hearing was published June 17, 1995.

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

ARBOR HILLS PHASES II AND III ZONING (ORDINANCE NO. 38-95)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 44.48 acres from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD, Arbor Hills Phases II and III, north side of Green Road, north of Burbank Drive. Notice of public hearing was published June 17, 1995.

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

PERRY NURSERY SCHOOL REVISED SITE PLAN

A public hearing was conducted on the proposed Perry Nursery School Revised Site Plan, 1.03 acres, 3770 Packard Road. Notice of public hearing was published June 26, 1995.

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

PINE BRAE ESTATES SUBDIVISION TENTATIVE PRELIMINARY PLAT

A public hearing was conducted on the proposed Pine Brae Estates Subdivision Tentative Preliminary Plat, 18.06 acres, east side of Earhart Road, north of Geddes Road. Notice of public hearing was published June 26, 1995.

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

#### TRANSPLANTATION SOCIETY OF MICHIGAN REVISED SITE PLAN

A public hearing was conducted on the proposed Transplantation Society of Michigan Revised Site Plan, 3.91 acres, 2203 Platt Road. Notice of public hearing was published June 26, 1995.

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

### **APPROVAL OF AGENDA**

#### AGENDA APPROVED WITH CHANGES

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

#### CONSENT AGENDA

Revise: Resolution to Approve Agreement with the Michigan Department of Transportation for the South State Street Resurfacing Project (\$133,300.00)

Delete: Resolution to Approve a Consultant Agreement for the Black Pond Woods Woodlands Management Plan (\$11,855.00) (***Rescheduled for July 17, 1995***)

#### ORDINANCES - SECOND READING

Add: Amendment to Chapter 55, Rezoning of 44.48 acres from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD, Arbor Hills Phases II and III, north side of Green Road, north of Burbank Drive (Ordinance No. 38-95)

MOTIONS AND RESOLUTIONS

Correct Resolution Regarding Watershed Plan for the Huron River in the  
Sponsor: Ann Arbor-Ypsilanti Metropolitan Area (Mayor Sheldon AND  
COUNCILMEMBER KOLB)

Add: Resolution in Condemnation of the Republican "Contract With America"  
(Councilmember Daley)

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

Delete: Arbor Hills Final Phase PUD - Phases II and III

Add: May 31, 1995 Summary Investment Performance Report for City's Active  
Cash Portfolio

Add: Street Closings for Installation of Sewer and Water Service

Add: Paving of Dhu Varren Road

Add: Status Report on Baker Commons

CLERK'S REPORT

Add: Communication from Human Rights Commission Chair Cecy Ewing in  
opposition to State House Resolution L and House Bill 4972 regarding  
affirmative action - File.

Add: Communication from Jay and Frances Davenport, 3613 Burbank Dr., in  
opposition to proposed Arbor Hills Final Phase PUD Zoning (Ordinance No.  
38-95) - Planning Dept.

On a voice vote the Mayor declared the motion carried.

**APPROVAL OF COUNCIL MINUTES**

MINUTES OF JUNE 5, 12 AND 19 APPROVED

Councilmember Lumm moved that the regular session minutes of June 5, 1995, the  
continued regular and working session minutes of June 12, 1995, and the regular session  
minutes of June 19, 1995 be approved as presented.

On a voice vote the Mayor declared the motion carried.

**CONSENT AGENDA**

CONSENT AGENDA ITEMS APPROVED

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

R-304-7-95 APPROVED

**RESOLUTION TO APPROVE PERRY NURSERY SCHOOL REVISED SITE PLAN**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Perry Nursery School Revised Site Plan, 1.03 acres, 3770 Packard Road.

Whereas, Perry Nursery School has requested revised site plan approval in order to delete an undeveloped 25-space parking lot at the south end of the site and replace it with a playground for the nursery school; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of June 20, 1995, recommended approval of said request;

RESOLVED, That the Perry Nursery School Revised Site Plan be hereby approved.

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R-305-7-95 APPROVED

**RESOLUTION TO APPROVE PINE BRAE ESTATES SUBDIVISION TENTATIVE PRELIMINARY PLAT**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed 18.06 acres, east side of Earhart Road, north of Geddes Road.

Whereas, Concordia College has requested tentative preliminary plat approval in order to subdivide the Pine Brae Estates Subdivision into 28 single-family lots; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of June 20, 1995, recommended approval of said request;

RESOLVED, That the Pine Brae Estates Subdivision Tentative Preliminary Plat be hereby approved.

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R-306-7-95 APPROVED

RESOLUTION TO APPROVE RUCINSKI/WILCZAK ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Rucinski/Wilczak Annexation, 0.22 acre, 359 Pinewood Avenue.

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

Whereas, Michael A. Rucinski and Marianne C. Wilczak are the owners of said property; and

Whereas, It is the desire of Michael A. Rucinski and Marianne C. Wilczak to annex said territory to the City of Ann Arbor, pursuant to the provisions of Act 279 of the Public Acts of the State of Michigan for the year 1909, as amended;

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

Lot 73 of The Evergreens Subdivision, Washtenaw County, Michigan, as recorded in Liber 7 of Plats, Page 42, Washtenaw County Records.

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R-307-7-95 APPROVED

RESOLUTION TO APPROVE TRANSPLANTATION SOCIETY OF MICHIGAN REVISED SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Transplantation Society of Michigan Revised Site Plan, 3.91 acres, 2203 Platt Road.

Whereas, The Transplantation Society of Michigan has requested revised site plan approval in order to construct an 8,541-square foot addition to the existing office-laboratory facility at 2203 Platt Road; and

Whereas, The Ann Arbor City Planning Commission, at its meeting of June 20, 1995, recommended approval of said request;

RESOLVED, That the Transplantation Society of Michigan Revised Site Plan be hereby approved.

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R-308-7-95 APPROVED

RESOLUTION TO APPROVE AGREEMENT WITH THE MICHIGAN DEPARTMENT OF TRANSPORTATION FOR THE SOUTH STATE STREET RESURFACING PROJECT

Whereas, The Michigan Department of Transportation has allocated funds under the Transportation Economic Development Fund (Category F) for the resurfacing of South State Street from I-94 to Ellsworth Road;

Whereas, The estimated cost of the project is \$324,500.00 distributed as follows:

ESTIMATED COST DISTRIBUTION

<u>Item</u>	<u>State</u>	<u>City</u>	<u>Total</u>
Road Resurfacing	\$191,200	\$ 47,800	\$239,000
Contingency	0	15,000	15,000
Engineering, Testing, & Inspection	0	70,500	70,500
	\$191,200	\$133,300	\$324,500 ;

and

Whereas, Funds to cover the City share of the cost are currently budgeted within the 1991 Street Millage Fund (062);

RESOLVED, That the Mayor and City Clerk be authorized and directed to execute the contract number 95-0928 with the Michigan Department of Transportation for the South State Street Resurfacing Project (I-94 to Ellsworth Road) following approval as to form by the City Attorney and as to substance by the City Administrator;

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

RESOLVED, That the project budget be adopted for the life of the project, without regard to fiscal year.

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R-309-7-95 APPROVED

RESOLUTION TO AUTHORIZE A CONTRACT WITH  
P. K. CONTRACTING, INC. FOR PAVEMENT MARKINGS  
AT VARIOUS LOCATIONS - BID NO. 2595

Whereas, Eleven Michigan Department of Transportation Pre-Qualified pavement marking contractors were solicited for bids pertaining to intersection pavement markings at various locations city-wide on June 8, 1994, and P.K. Contracting, Inc. was the lowest responsible bidder;

Whereas, There is the option in Bid 2595 for contract renewal for up to two one-year periods provided that both parties agree to the extension;

Whereas, It is desirable to implement the program on an annual basis;

Whereas, Funds have been allocated in the FY 1995-96 Public Services Department Major Streets Budget; and

Whereas, On April 17, 1995 the Human Resources Department gave approval of said company for said work;

RESOLVED, that the contract be renewed for one year in an amount not to exceed \$100,000.00 with P.K. Contracting, Inc.;

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

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

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R-310-7-95 APPROVED

RESOLUTION TO APPROVE PROFESSIONAL SERVICES  
AGREEMENT WITH ENGINEERING AND TESTING SERVICES, INC.

FOR TESTING SERVICES FOR THE VAN DUSEN SUBDIVISION  
WATER MAIN REPLACEMENT PROJECT

Whereas, It is necessary to employ a qualified testing firm to perform essential testing for the Van Dusen Subdivision Water Main Replacement Project;

Whereas, Proposals for this testing were received and evaluated by the Engineering Division on the basis of qualifications and fees;

Whereas, Engineering and Testing Services, Inc. (ETS) has demonstrated the required experience, personnel and competitive fee schedule to perform the work;

Whereas, On April 6, 1995, ETS received Human Resources Department approval for testing work; and

Whereas, On May 15, 1995, Council adopted the project's budget which includes sufficient funds for this agreement;

RESOLVED, That Council authorize a professional services agreement in the standard City form in the amount of \$25,000.00 with ETS for construction testing and inspection services for the Van Dusen Subdivision Water Main Replacement Project;

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

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

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R-311-7-95 APPROVED AS AMENDED

RESOLUTION TO AMEND EXISTING PROFESSIONAL SERVICES AGREEMENT WITH BECKETT AND RAEDER, INC. FOR SOUTHEAST AREA PARK PHASE II IMPROVEMENTS

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

RESOLVED, That the Mayor and City Council approve an amendment to the existing agreement with Beckett & Raeder, Inc. to revise the scope of work to include the Phase II improvements for Southeast Area Park for a total fee of \$52,800.00, CONSISTING OF \$15,000.00 OF REMAINING FUNDS AND \$37,800.00 OF ADDITIONAL FUNDS TO COME FROM THE PARK REHABILITATION AND DEVELOPMENT MILLAGE, and authorize the Mayor and City Clerk to sign....

The resolution as amended reads as follows:

R-311-7-95

RESOLUTION TO AMEND EXISTING PROFESSIONAL SERVICES AGREEMENT WITH BECKETT AND RAEDER, INC. FOR SOUTHEAST AREA PARK PHASE II IMPROVEMENTS

Whereas, Beckett & Raeder, Inc. was selected through an RFP process to assist in finding a site for a softball park and to design and oversee construction of a softball park;

Whereas, The City purchased 27 acres of land near the northwest corner of Platt and Ellsworth Roads for park use, and public meetings were held with the southeast Ann Arbor community, a task force of neighborhood representatives created, and a consensus plan for the park development;

Whereas, Beckett & Raeder, Inc. has completed a large portion of the original scope of work for the softball park with \$15,000.00 in funds remaining;

Whereas, Human Rights approval was received on July 3, 1995;

Whereas, Funds for Phase II improvements have been identified for additional neighborhood park improvements, two lighted softball fields and other improvements up to \$1,100,000; and

Whereas, Beckett & Raeder, Inc. will complete the design, contract documents, bidding, and construction administration/inspection for the Phase II improvements for a total of \$52,800.00;

RESOLVED, That the Mayor and City Council approve an amendment to the existing agreement with Beckett & Raeder, Inc. to revise the scope of work to include the Phase II improvements for Southeast Area Park for a total fee of \$52,800.00, consisting of \$15,000.00 of remaining funds and \$37,800.00 of additional funds to come from the Park Rehabilitation and Development Millage, and authorize the Mayor and City Clerk to sign the amended agreement between the City and Beckett & Raeder, Inc. substantially in the form on file with the City Clerk.

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R-312-7-95 APPROVED

RESOLUTION TO AUTHORIZE PURCHASE ORDERS FOR  
ADVERTISING IN THE *ANN ARBOR NEWS* AND PRINTING  
AND PUBLICATION OF *FOR THE PEOPLE*

RESOLVED, That City Council approve the issuance by the City Clerk's Office of purchase orders to the *Ann Arbor News* in the amount of \$24,800.00 for legally required advertising, and to the *Ann Arbor Observer* in the amount of \$24,529.00 for printing and publication of the City newsletter *For The People*.

The question being the foregoing Consent Agenda items, with Resolution No. R-311-7-95 as amended, on a voice vote the Mayor declared the motion carried.

**ORDINANCES - SECOND READING**

35-95 APPROVED

BRIARWOOD RESIDUAL LOT 3  
FINAL PHASE PUD ZONING

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

This ordinance would change the zoning of 4.20 acres, located at the southwest corner of South State Street and Eisenhower Parkway, from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD.

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

On a voice vote the Mayor declared the motion carried.

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36-95 APPROVED

CUSHING-MALLOY, INC. ZONING

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

This ordinance would change the zoning of 2.3 acres, located at 1350 North Main Street, from TWP (Township District) to M1 (Limited Industrial District).

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

On a voice vote the Mayor declared the motion carried.

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37-95 APPROVED

HURON PARKWAY WOODS ZONING

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

This ordinance would change the zoning of 18.68 acres, located on the east side of Huron Parkway north of Kendrick Street, from TWP (Township District) to PL (Public Land District).

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

On a voice vote the Mayor declared the motion carried.

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**38-95 POSTPONED****ARBOR HILLS PHASES II AND III  
FINAL PHASE PUD ZONING**

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

This ordinance would change the zoning of 44.48 acres, located on the north side of Green Road, north of Burbank Drive, from Preliminary Phase PUD (Planned Unit Development District) to Final Phase PUD.

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

Councilmember Kolb moved that consideration of the Arbor Hills Final Phase PUD, Phases II and III, be postponed until the July 17, 1995 regular session of Council for adequate review by Council.

On a voice vote the Mayor declared the motion carried.

**ORDINANCES - FIRST READING**

None.

**MOTIONS AND RESOLUTIONS****R-313-7-95 APPROVED****RESOLUTION TO APPROVE BRIARWOOD RESIDUAL LOT 3  
FINAL PHASE PUD SITE DEVELOPMENT AGREEMENT**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Briarwood Residual Lot 3 Final Phase PUD Site Development Agreement, 4.20 acres, southwest corner of South State Street and Eisenhower Parkway.

Whereas, A site development agreement has been prepared to accompany the Briarwood Residual Parcel 3 Final Phase PUD, which addresses items such as building use, sidewalk installation, deferral of parking spaces, utilities, and the proposed plaza; and

Whereas, The Ann Arbor City Planning Commission, on May 16, 1995, recommended approval of the site development agreement, and the petitioner, Beachum &

Roeser Development Corporation, approved said agreement;

RESOLVED, By the Mayor and City Council that the Briarwood Residual Parcel 3 Final Phase PUD Site Development Agreement be hereby approved substantially in the form of that on file in the City Clerk's Office.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-314-7-95 APPROVED

RESOLUTION REGARDING WATERSHED PLAN FOR THE HURON RIVER IN THE ANN ARBOR-YPSILANTI METROPOLITAN AREA

Whereas, The Washtenaw County Drain Commissioner and the Huron River Watershed Council have prepared a Watershed Plan for the middle portion of the Huron River watershed, including the Cities of Ann Arbor and Ypsilanti and the Townships of Ann Arbor, Pittsfield, Scio, Superior and Ypsilanti (on file in the City Clerk's Office);

Whereas, The Plan provides a series of recommendations that, taken as a whole, represents a comprehensive strategy for long-term protection of the river and its tributaries; and

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

RESOLVED, That the City of Ann Arbor support the goals and objectives of the "Watershed Plan for the Huron River in the Ann Arbor-Ypsilanti Metropolitan Area," and work toward implementing plan recommendations.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-315-7-95 APPROVED

RESOLUTION REGARDING POLICY ON COMPUTING CITY COSTS  
IN COMPETITIVE BIDDING OF SOLID WASTE SERVICES

Whereas, City Council has endorsed a policy of competitive bidding by both the public and private sector for solid waste services;

Whereas, To ensure that the bidding process is fair and that citizens are receiving the most cost-effective service delivery, any Solid Waste Department bid should reflect all costs related to that service;

Whereas, The Solid Waste Commission in its update of the Integrated Solid Waste Management Plan recognized that "full cost accounting for provision of solid waste services is essential in a competitive bidding environment;"

Whereas, The true costs of providing a solid waste service includes not only the direct costs contained in the Solid Waste Department budget, but also a portion of the administrative costs in the Solid Waste Department and other department budgets, vehicle purchase and operating costs, personnel fringe costs, and other costs; and

Whereas, The vast majority of these related costs for a given service are easily identifiable and their periodic collection will not result in significant administrative workload;

RESOLVED, That when bidding competitively for solid waste contracts, the Solid Waste Department's bid shall reflect, as best as can be reasonably determined, all costs that are related to that service including employee fringe costs, vehicle costs, a representative portion of Solid Waste Department overhead, and any other costs that would be incurred as a direct result of obtaining this business (or could be saved as a direct result of losing this business); and

RESOLVED, That the City Administrator and Budget Director shall review the City's/Solid Waste Department's bid before it is submitted to confirm that the bid reasonably reflects the true cost to the City for providing this service.

Councilmember Lumm moved that the resolution be adopted.

On roll call the vote was as follows:

Yeas, Councilmembers Kolb, Daley, Hanna-Davies, Fink, Lumm, Mayor Sheldon, 6;

Nays, Councilmembers Smith, Carlberg, 2.

The Mayor declared the motion carried.

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R-316-7-95 APPROVED

RESOLUTION TO APPROPRIATE AND ACCEPT DONATIONS  
TO THE PORCHLIGHT CAMPAIGN

Whereas, The Commission on Increasing Safety for Women has recommended and developed a Porchlight Campaign to better light the City's streets; and

Whereas, The Campaign is to be funded through donations in cooperation with Detroit Edison's matching grant;

RESOLVED, That the City of Ann Arbor accept donations for the Porchlight Campaign and that such donations be appropriated to the Non-Departmental budget for the Commission on Women's Safety account at the time of receipt of those donations.

Councilmember Kolb moved that the resolution be adopted.

Council unanimously agreed to allow Donn Wolf of the Detroit Edison Company to comment on donations made to the campaign.

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

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## R-317-7-95 APPROVED AS AMENDED

RESOLUTION TO APPROVE AN AMENDMENT TO  
THE COLLECTIVE BARGAINING AGREEMENT BETWEEN  
THE CITY OF ANN ARBOR AND THE POLICE CLERICAL UNIT  
OF LOCAL 214 OF THE INTERNATIONAL BROTHERHOOD  
OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN  
AND HELPERS OF AMERICA

Councilmember Kolb moved that the resolution be adopted.

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

Whereas, The terms of said current agreement between the City and the Teamster union provided an inequity pay adjustment for all unit employees retroactive to July 1, 1994, which was designed to provide equal pay ~~for~~ BETWEEN Police Clerical employees ~~with~~ AND employees in the same City classifications in the AFSCME unit for the 1994-1995 fiscal year period;

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

The resolution as adopted reads as follows:

## R-317-7-95

RESOLUTION TO APPROVE AN AMENDMENT TO  
THE COLLECTIVE BARGAINING AGREEMENT BETWEEN  
THE CITY OF ANN ARBOR AND THE POLICE CLERICAL UNIT  
OF LOCAL 214 OF THE INTERNATIONAL BROTHERHOOD  
OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN  
AND HELPERS OF AMERICA

Whereas, The current collective bargaining agreement between the City of Ann Arbor and the Ann Arbor Police Clerical Unit of Local 214 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America was approved by Council on February 6, 1995;

Whereas, The terms of said current agreement between the City and the Teamster union provided an inequity pay adjustment for all unit employees retroactive to July 1, 1994, which was designed to provide equal pay between Police Clerical employees and employees in the same City classifications in the AFSCME unit for the 1994-1995 fiscal year period;

Whereas, In carrying out the intent to provide equal pay between classifications in the Police Clerical unit with the same classifications within the AFSCME unit, the amended agreement provided for equalizing Police Clerical ranges 8, 9, 10, 12, 13, and 18, with the same ranges in the AFSCME pay plan;

Whereas, It was subsequently brought to the City's attention that the equalization of the Police Clerical Accounting Clerk III classification had been inadvertently overlooked, a circumstance which will be corrected by changing the Accounting Clerk III from Range 18 to Range 21; and

Whereas, The Interim City Administrators recommend approval of the above change;

RESOLVED, That the recommendation by the Interim City Administrators to correct the remaining inequity between the AFSCME and Police Clerical Accounting Clerk III classifications by the adoption of a Range 21 within the Police Clerical pay plan equal to Range 21 within the AFSCME pay plan at the rates in effect for the 1994-1995 fiscal year period be hereby approved; and

RESOLVED, That the Interim City Administrators be authorized to make necessary transfers to the budget as appropriate.

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R-318-7-95 APPROVED

RESOLUTION AUTHORIZING LEASE AGREEMENT  
FOR THE COMMUNITY POLICING OFFICE AT  
2605 PLYMOUTH ROAD

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

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

Whereas, A significant part of this effort in Community/Problem Oriented Policing involves maintaining offices in each of the policing districts in the city;

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

Whereas, Human Rights approval was received on June 9, 1995;

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

RESOLVED, That the City Council authorize the Mayor and City Clerk to execute the lease agreement with First Martin Corporation/Traver Village Limited Partnership, substantially in the form of that on file with the City Clerk. The lease period is from July 1, 1995, through June 30, 1996; and

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

Police Department Budget Account Nos.: 010-031-0160-2600  
010-031-0160-2220  
010-031-0160-2310

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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R-319-7-95 APPROVED

RESOLUTION AUTHORIZING LEASE AGREEMENT  
FOR THE COMMUNITY POLICING OFFICE AT  
3022 PACKARD ROAD

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

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

Whereas, A significant part of this effort in Community/Problem Oriented Policing involves maintaining offices in each of the policing districts in the city;

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

Whereas, Human Rights approval was received on June 9, 1995;

RESOLVED, That the City of Ann Arbor enter into a lease agreement with Bessie A. Preketes for the office space (described in Appendix A of the document), located at 3022 Packard Road, for use as a Community Policing office;

RESOLVED, That the City Council authorize the Mayor and City Clerk to execute the lease agreement with Bessie A. Preketes, substantially in the form of that on file with the City Clerk. The lease period is from July 1, 1995, through June 30, 1996; and

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

Police Department Budget Account Nos.: 010-031-0160-2600  
010-031-0160-2220  
010-031-0160-2310

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

WITHDRAWN

RESOLUTION IN CONDEMNATION OF THE REPUBLICAN  
"CONTRACT WITH AMERICA"

Whereas, President Abraham Lincoln believed that the purpose of government is to do for people those things which they cannot do for themselves;

Whereas, The United States has long embraced the belief that there must be a social and economic "safety net" below which no one will be allowed to fall;

Whereas, The City of Ann Arbor recognizes that government is the only effective counterbalance to the abuse of private wealth and power;

Whereas, The citizens and government of Ann Arbor, Michigan, have long been in the vanguard of fighting for public policy based on principles of economic security, civil rights, fairness and due process on the job, full employment, and responsible economic development;

Whereas, The current political debate emerging from the "Contract With America" has defined social and economic issues based on ignorance, fear, judgement, confrontation, greed and punishment; and

Whereas, The "Contract With America" has divided the country, its people, its ideals and founding beliefs as well as its different governmental jurisdictions;

RESOLVED, That the City of Ann Arbor steadfastly oppose and condemn the "Contract With America" that does so much to promote divisiveness and class warfare;

RESOLVED, That the City of Ann Arbor call for a political and economic agenda which aims not to divide but rather to inspire and heal through:

- jobs for all who need to work
- incentives leading to job training and re-training
- recognition of civil rights and of fairness and due process on the job
- encouragement of the full use of natural, human and economic resources to maintain and rebuild existing infrastructures and to discourage urban sprawl
- creation of strong national policies for resources conservation and environmental protection
- provision of basic quality health care for all
- provision of income assistance for the disabled
- provision of safe and affordable childcare for children of working parents
- a minimum wage that one can live on
- responsible and non-punitive reform of welfare programs, including corporate welfare
- recognition of the sexual and reproductive rights of men and women
- provision of retirement benefits for the elderly; and

RESOLVED, That a copy of this resolution be sent to all members of the Michigan Congressional delegation, and to President Bill Clinton, with the request that they oppose the "Contract With America" in all its guises.

Councilmember Daley moved that the resolution be adopted

Following comments from the sponsor, the resolution was withdrawn.

## **REPORTS FROM COUNCIL COMMITTEES**

None.

### **COUNCIL PROPOSED BUSINESS**

#### JULY 17, 1995 REGULAR SESSION:

Resolution in Condemnation of the Republican "Contract With America" (Councilmember Daley)

Public Hearing on Return of Blood Samples (Councilmember Hanna-Davies)

### **COMMUNICATIONS FROM THE MAYOR**

#### APPOINTMENTS WITHDRAWN

Mayor Sheldon recommended the following appointments at the June 19, 1995 regular session of Council:

#### DOMESTIC VIOLENCE COORDINATING BOARD

Richard M. Tolman (to fill vacancy)  
2323 Londonderry Rd.  
Term: 7/3/95 to 7/2/98

#### CABLE COMMUNICATIONS COMMISSION

Linda Schlanderer (to complete unexpired term created by resignation)  
2930 Easy St.  
Term: 7/3/95 to 1/31/2000

#### HUMAN RIGHTS COMMISSION

Patrick Yankee (to complete unexpired term created by resignation)  
800 W. Huron St., #4  
Term: 7/3/95 to 10/31/95

SIGN BOARD OF APPEALS

Steve Olsen (to fill vacancy)  
1007 Lincoln Ave.  
Term: 7/3/95 to 7/2/98

HOUSING POLICY BOARD

Larry Fox (reappointment)  
530 S. State St., Rm. 3409  
Term: 7/3/95 to 7/2/98

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

Council unanimously agreed that the question be divided and that a separate vote be taken on the appointment to the Cable Communications Commission.

Councilmember Carlberg moved that the appointment to the Cable Communications Commission be postponed to the July 17, 1995 regular session of Council for further consideration.

On roll call the vote was as follows:

Yeas, Councilmembers Smith, Kolb, Hanna-Davies, Carlberg, 4;

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

On a voice vote the Mayor declared the motion defeated.

After further discussion, the Mayor withdrew the recommendations for appointment.

APPOINTMENTS APPROVED

Council unanimously agreed with the Mayor's request to waive the Rules of the Council in order to consider appointments to the Budget Review Committee.

Mayor Sheldon recommended the following appointments:

BUDGET REVIEW COMMITTEE

Vivienne Armentrout (Solid Waste Commission representative)  
920 Vesper Rd.

Audrey Jackson (Park Advisory Commission representative)  
2557 Sandalwood Cir.

Richard Corpron (Planning Commission representative)  
953 Scio Church Rd.

Robert M. Dailey (citizen)  
1523 Edinborough Rd.

Daniel Fوسفeld (citizen)  
3975 Ridgmaar Square

Nelson Meade (citizen)  
2484 Pinecrest Ave.

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

Council unanimously agreed that the question be divided and that a separate vote be taken on the appointment of Audrey Jackson.

The question being the Mayor's recommendations to the Budget Review Committee without the nomination of Audrey Jackson, on a voice vote the Mayor declared the motion carried.

The question being the appointment of Audrey Jackson to the Budget Review Committee, on roll call the vote was as follows:

Yeas, Councilmembers Smith, Kolb, Fink, Lumm, Carlberg, Mayor Sheldon, 6;

Nays, Councilmembers Daley, Hanna-Davies, 2.

The Mayor declared the motion carried.

NOMINATIONS PLACED ON TABLE

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

MAYOR'S TASK FORCE ON INCREASING SAFETY FOR WOMEN

Kim Moore  
1724 Dunmore Rd.  
Term: 7/3/95 to 6/30/96

STREET ADVISORY COMMITTEE

Susan A. Reznicek (reappointment)  
890 Wickfield Ct.  
Term: 8/1/95 to 7/31/97

PLANNING COMMISSION

Sandra Arlinghaus (to fill vacancy)  
2790 Briarcliff St.  
Term: 7/17/95 to 6/30/98

Kenneth Rich (to fill vacancy)  
1217 Wisteria Ave.  
Term: 7/17/95 to 6/30/98

Emmanuel Akah, Jr. (to fill vacancy)  
810 Henry St.  
Term: 7/17/95 to 6/30/98

HOUSING POLICY BOARD

Richard Hoogesteger (to fill vacancy)  
1545 Pine Valley Dr., #17  
Term: 7/17/95 to 7/16/98

ANN ARBOR ENERGY COMMISSION

Kurt Brandle (to fill vacancy)  
3115 Lexington Dr.  
Term: 7/17/95 to 7/16/98

Stephen S. Miller (to fill vacancy)  
2412 Georgetown Blvd.  
Term: 7/17/95 to 7/16/98

ANN ARBOR TRANSPORTATION AUTHORITY

Adiele Nwanko (to fill vacancy)  
714 Leona Dr.

Term: 7/17/95 to 5/1/2000

**COMMUNITY DEVELOPMENT CITIZEN PARTICIPATION  
EXECUTIVE COMMITTEE**

Jane Barney (reappointment)  
423 W. Liberty St.  
Term: 7/17/95 to 6/30/98

Letitia Byrd (reappointment)  
421 Brookside Dr.  
Term: 7/17/95 to 6/30/98

Mary Cleasby (to fill vacancy created by resignation)  
2728 Adrienne Dr.  
Term: 7/17/95 to 6/30/96

Larry Gable (to fill vacancy)  
1430 Creal Crescent  
Term: 7/17/95 to 6/30/98

Jean Robinson (reappointment)  
1020 Cedar Bend Dr.  
Term: 7/17/95 to 6/30/98

**CHLORINE-FREE PAPER**

Mayor Sheldon expressed appreciation to the Administrative Services Department for making 100% recycled, chlorine-free copier paper available in City Hall.

**FOURTH OF JULY PARADE**

The Mayor invited everyone to attend Ann Arbor's Fourth of July parade which begins at 10:00 a.m. and follows its traditional route of State, Liberty, Main and William Streets.

HURON RIVER CLEAN-UP DAY/HURON RIVER DAY

The Mayor announced that July 8 is Huron River Clean-up Day, from 9:00 a.m. to Noon at Gallup Park Livery, in preparation for the Huron River Day activities on July 9. Huron River Day events include the corporate challenge canoe race and activities for the entire family.

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR**COUNCIL BRIEFING SESSIONS

Interim Co-Administrator Winifred Northcross asked whether City Council would like to reinstitute Council briefing sessions, in which City Council is divided into small groups to meet on a weekly basis with the City Administrators and some department heads. Ms. Northcross requested Councilmembers' input on the matter by the next regular session.

ANNUAL SOFTBALL GAME

Interim Co-Administrator Ronald Olson announced that the annual softball game with the Ann Arbor News will be held on July 31.

REPORTS SUBMITTED

City Administrators Northcross and Olson submitted the following reports for information of Council:

1. Service Contracts
2. Housing Commission Disposition of Platt Road Lot 70
3. Arbor Hills Final Phase PUD Phases II and III - **Deleted**
4. May 31, 1995 Summary Investment Performance Report for City's Active Cash Portfolio
5. Street Closings for Installation of Sewer and Water Service
6. Paving of Dhu Varren Road
7. Status Report on Baker Commons

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

**COMMUNICATIONS FROM THE CITY ATTORNEY**

ASSISTANT CITY ATTORNEY RESIGNING

City Attorney John Van Loon announced that First Assistant City Attorney Mary Rinne will be resigning effective July 14, 1995. (Memorandum on file in the City Clerk's Office)

EXECUTIVE SESSION REQUESTED

City Attorney Van Loon requested that an executive session concerning the Ann Arbor Tenants Union lawsuit be held prior to the July 17 regular session of Council.

BALLOT PROPOSALS

Mr. Van Loon submitted proposed ballot language, as directed in the recent budget resolution, for increasing the millage for general operations and solid waste and for increasing the amount of contracts into which the City can enter without Council approval. (Proposed ballot language on file in the City Clerk's Office)

**COMMUNICATIONS FROM COUNCIL**

None.

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

The following communications were referred as indicated:

1. Communication from Karen Morey, 3463 Yellowstone Dr., in opposition to proposed Arbor Hills Final Phase PUD Zoning (Ordinance No. 38-95) - Planning Dept.
2. Communication from H. Charles Cremin, 2125 Runnymede Blvd., in support of proposed resolution on competitive bidding for solid waste services - File.
3. Communication from Human Rights Commission Chair Cecy Ewing in opposition to State House Resolution L and House Bill 4972 regarding affirmative action - File.
4. Communication from Jay and Frances Davenport, 3613 Burbank Dr., in opposition to proposed Arbor Hills Final Phase PUD Zoning (Ordinance No. 38-95) - Planning Dept.

The following minutes were received for file:

1. Planning Commission - May 2 and May 16, 1995

2. Ann Arbor Transportation Authority - May 24, 1995
3. Historic District Commission - May 11, 1995
4. Housing Policy Board - June 21, 1995
5. Ann Arbor Energy Commission - June 8, 1995

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

On a voice vote the Mayor declared the motion carried.

#### **PUBLIC COMMENTARY - GENERAL**

None.

#### **ADJOURNMENT**

There being no further business to come before Council, the Mayor declared the meeting adjourned at 9:45 p.m.

W. Northcross  
Clerk of the Council

Janet L. Chapin  
Recording Secretary