

**ANN ARBOR CITY COUNCIL MINUTES  
REGULAR SESSION - APRIL 1, 1996**

The regular session of the Ann Arbor City Council was called to order at 7:36 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for a moment of silence.

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

**ROLL CALL OF COUNCIL**

**PRESENT :** Councilmembers Tobi Hanna-Davies, Patricia Vereen-Dixon, Jane Lumm, David Kwan, Jean Carlberg, Heidi Cowing Herrell, Stephen C. Hartwell, Patrick A. Putman, Christopher Kolb, Elisabeth L. Daley, Mayor Ingrid B. Sheldon, 11.

**ABSENT :** 0.

**HEARING TO CONSIDER APPEAL OF CITY ADMINISTRATOR=S DECISION**

**APPEAL REGARDING DENIAL OF PERMIT TO CLOSE MONROE STREET**

A hearing was conducted to consider an appeal of the City Administrator=s decision to deny a permit closing a portion of Monroe Street on April 6, 1996.

The following persons appeared:

David Nacht, attorney representing the petitioner, stated that he believes his client was denied a permit to close Monroe Street for the Hash Bash event because of the nature of the rally, and that this attempt to suppress free speech is in violation of the First Amendment. (Statement on file in the City Clerk=s Office)

Richard Birkett, petitioner, stated that the request to close a portion of Monroe Street was made because a large open space was needed near campus to continue the Hash Bash rally scheduled for noon on the Diag. Mr. Birkett further stated that no open space exists in the downtown area that can accommodate large crowds, and that closing a portion of Monroe Street would have little impact on traffic flow.

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

## INTRODUCTIONS

### NEW CITY ATTORNEY

Mayor Sheldon introduced and welcomed the new City Attorney, Abigail Elias.

### A STAND FOR CHILDREN= PROCLAMATION

Mayor Sheldon presented the A Stand for Children Day= proclamation to Carol Tice, representing the Stand for Children Organizing Committee. The proclamation declares June 1, 1996 as Stand for Children Day in Ann Arbor and urges citizens to support this day by attending the national event in Washington, D.C., and by helping to improve the quality of life for all children. Ms. Tice encouraged citizens to attend a May 31st rally at Pioneer High School to send off a caravan to the national event.

## PUBLIC COMMENTARY - RESERVED TIME

### OTTO CARDEW - MOVING VIOLATION COMPLAINT

Otto Cardew, 1780 Scio Church Rd., protested a moving violation he received for making an illegal left turn at Broadway and Wall Streets and stated that he will not be paying the fine. Mr. Cardew questioned the necessity of the recently-posted no left turn sign that applies only to certain morning and afternoon hours.

### ANDY GULVEZAN - UNFINISHED BUSINESS

Andy Gulvezan, 2104 Pauline Blvd., spoke in opposition to the Hash Bash rally, expressed continued interest in the City Administrator=s job which he would perform at a lesser salary, and expressed concern with the lack of a national health care program.

### PATTRICE MAURER - ANN ARBOR Y

Patrice Maurer, 330 Packard St., Tenants Union Coordinator, reported that the judge in the Ann Arbor YMCA case upheld the District Court ruling that AY= tenants are entitled to all protections afforded to Ann Arbor citizens under landlord/tenant law. Ms. Maurer stated that, in terms of the settlement, the Tenants Union would like the City to agree to enforce the law and set up reasonable monitoring of the contracts which allowed the AY= to obtain City funding. Ms. Maurer further stated that if the remaining issues cannot be settled without litigation, the Tenants Union will be amending its complaint to include an account of housing discrimination by the Ann Arbor YMCA on the basis of disability.

**SAFIYA KHALID - BUILDING CODE VIOLATIONS**

Safiya Khalid, P.O. Box 130654, stated that she has sued the City of Ann Arbor Building Department for continuing to ignore her complaints and for not taking building code violations seriously concerning her Windemere Park Apartments residence. Ms. Khalid reported that building inspectors have ignored such problems as inadequate heating and faulty showers.

**AUDREY JACKSON - DIVERSITY IN CITY GOVERNMENT**

Audrey Jackson, 3557 Sandalwood Cir., expressed concern with the lack of diversity in Ann Arbor City government, including its boards, committees and commissions, and expressed disappointment with the Mayor=s leadership in this matter. Ms. Jackson requested that City Council consider a resolution that would allow diversity in City Hall.

**PUBLIC HEARINGS**

**MARCICH/WOODWARD ZONING (ORDINANCE NO. 5-96)**

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.37 acre from TWP (Township District) to R1C (Single-Family Dwelling District), Marcich/Woodward property, 195 Barton Drive. Notice of public hearing was published March 17, 1996.

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

**CARRIAGE HOUSE REVISED SITE PLAN**

A public hearing was conducted on the proposed Carriage House Revised Site Plan, 0.44 acre, 617 Detroit Street. Notice of public hearing was published March 24, 1996.

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

**NEW KOH BUILDING REVISED SITE PLAN**

A public hearing was conducted on the proposed New Koh Building Revised Site Plan, 2.35 acres, 2275 South State Street. Notice of public hearing was published March 24, 1996.

The following person appeared:

Albert Vegter of Daniels and Zermack Associates, Inc., the project architect, stated that he would be available to answer questions from Council.

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

**RENTAL RATE INCREASES FOR COBBLESTONE FARM CENTER**

A public hearing was conducted on the proposed rental rate increases for Cobblestone Farm Center. Notice of public hearing was published March 29, 1996.

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

**ISTEA GRANT APPLICATION TO MDOT FOR BARTON DRIVE PEDESTRIAN/BIKE PATH**

A public hearing was conducted on the proposed Federal Intermodal Surface Transportation Efficiency Act (ISTEA) Grant Application to the Michigan Department of Transportation for Barton Drive Pedestrian/Bike Path. Notice of public hearing was published March 29, 1996.

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

**ISTEA GRANT APPLICATION TO MDOT FOR WASHTENAW AVENUE SIDEWALK GAP**

A public hearing was conducted on the proposed Federal Intermodal Surface Transportation Efficiency Act (ISTEA) Grant Application to the Michigan Department of Transportation for Washtenaw Avenue Sidewalk Gap. Notice of public hearing was published March 29, 1996.

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

**ISTEA GRANT APPLICATION TO MDOT FOR PACKARD ROAD TREE PLANTING**

A public hearing was conducted on the proposed Federal Intermodal Surface Transportation Efficiency Act (ISTEA) Grant Application to the Michigan Department of Transportation for Packard Road Tree Planting. Notice of public hearing was published March 29, 1996.

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**

**Remove from Consent Agenda:** Resolution to Approve Proposed Rental Rates for Cobblestone Farm Farm Center (Parks and Recreation) (Consider prior to Ordinances - Second Reading)

**Delete:** Resolution to Award Banking Services to Michigan National Bank (Finance)

**Revise:** Resolution to Approve Outside City Water Service Agreement with Pittsfield Township for 2270 E. Ellsworth Road (Utilities)

**MOTIONS AND RESOLUTIONS**

**Add** Resolution Supporting the Ms. Foundation for Women **Daugh-**  
**Sponsors:** ters to Work Day (CouncilmemberS Daley, VEREEN-DIXON, HANNA-DAVIES, LUMM, CARLBERG AND HERRELL)

**Move:** Resolution Regarding Encroachments Into Street Right-of-Way - 617 Detroit Street (Attorney) (8 Votes Required) (Consider concurrently with Resolution to Approve Carriage House Revised Site Plan)

**Delete:** Resolution Authorizing Modification of Location, Width and Elevation of Sidewalks in Newport Hills Phase I Site Condominiums (Councilmembers Hanna-Davies, Vereen-Dixon, Mayor Sheldon) (Rescheduled for April 15, 1996)

**Add:** Resolution Regarding the City Administrator=s Decision to Deny a Permit Closing a Portion of Monroe Street on April 6, 1996

On a voice vote the Mayor declared the motion carried.

### APPROVAL OF COUNCIL MINUTES

#### **MINUTES OF MARCH 18 APPROVED**

Councilmember Carlberg moved that the working and regular session minutes of March 18, 1996 be approved as presented.

On a voice vote the Mayor declared the motion carried.

### CONSENT AGENDA

#### **CONSENT AGENDA ITEMS APPROVED**

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

#### **R-128-4-96 APPROVED**

#### **RESOLUTION TO APPROVE A CONTRACT WITH THOMPSON MC CULLY COMPANY AND TO ESTABLISH A PROJECT BUDGET FOR THE 1996 ANNUAL STREET RESURFACING PROJECT - BID NO. 2850**

Whereas, The 1995-2001 Capital Improvements Program includes the Annual Resurfacing Program in its Capital Program Summary of Street Construction;

Whereas, Competitive bids were received by the Purchasing Division on March 7, 1996, and the Thompson McCully Company was the lowest responsible bidder at \$2,105,210.50;

Whereas, The Thompson McCully Company has received approval from the Human Resources Department on March 12, 1996; and

Whereas, Funding for this project is available from Fund 062 (1991 Street Millage Fund) and the Utilities Department=s proposed 1996/97 budget as detailed

below;

RESOLVED, That City Council approve a contract, per Bid No. 2850, with the Thompson McCully Co. in the amount of \$2,105,210.50 for the construction of the 1996 Annual Street Resurfacing Project, and that the Mayor and the City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk;

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

**Section I, Revenue**

	\$2,511,330	Fund 062, The 1991 Street Millage Fund
	86,000	Proposed 1996/97 Utilities Dept. budget (Water O/M)
	72,600	Proposed 1996/97 Utilities Dept. budget (Sanitary System O/M)
	<u>85,070</u>	Proposed 1996/97 Utilities Dept. budget (Storm Water
O/M)		
	\$2,755,000	TOTAL

**Section II, Expense**

	\$2,105,210	Construction
	74,790	Design Engineering
	175,000	Construction Engineering
	65,000	Testing, Consulting and Professional Services
	125,000	Contingencies approved by the City Administrator
	25,000	Miscellaneous Costs
	<u>185,000</u>	Overhead Charges
-	\$2,755,000	TOTAL;

RESOLVED, That Council authorize the City Administrator to delete streets from the Project Street List to keep the project cost within the available funds; and

RESOLVED, That Council authorize the City Administrator to take the necessary administrative actions to implement this resolution.

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**R-129-4-96 APPROVED****RESOLUTION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT  
WITH ENGINEERING AND TESTING SERVICES, INC. FOR TESTING SERVICES  
FOR THE 1996 ANNUAL STREET RESURFACING PROJECT**

Whereas, It is necessary to employ a qualified testing firm to perform essential testing for the 1996 Annual Street Resurfacing 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. has demonstrated the required experience, personnel and competitive fee schedule to perform the work;

Whereas, Engineering and Testing Services, Inc. received approval from the Human Resources Department on April 1, 1996; and

Whereas, On April 1, 1996, Council adopted this project's budget which includes sufficient funds for this agreement;

**RESOLVED**, That Council approve a professional services agreement with Engineering and Testing Services, Inc., in the amount of \$65,000.00 for construction testing and inspection services for the 1996 Annual Street Resurfacing Project, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk.

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**R-130-4-96 APPROVED****RESOLUTION TO APPROVE AN AMENDMENT TO THE PROFESSIONAL  
SERVICES AGREEMENT WITH HARZA ENVIRONMENTAL SERVICES, INC.  
FOR THE LANDFILL SLURRY WAY PROJECT**

Whereas, The Council approved a professional services agreement with Harza Environmental Services, Inc. on October 4, 1993 for the design and construction inspection of the Landfill Slurry Wall:

Whereas, It is necessary for additional investigative and construction inspection services to complete the construction of the Landfill Slurry Wall;

Whereas, Harza Environmental Services, Inc. has received Human Resources Department approval on April 1, 1996; and

Whereas, Funding for the amendment is available within the approved Slurry Wall

project budget;

RESOLVED, That City Council approve an amendment with Harza Environmental Services, Inc. in the amount of \$354,500.00 for additional construction inspection and investigative services;

RESOLVED, That the Mayor and City Clerk be authorized to sign the amendment 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-131-4-96 APPROVED**

**RESOLUTION TO AUTHORIZE TRAFFIC SIGNAL INSTALLATION  
ON ELLSWORTH ROAD AT BRAEBURN CIRCLE**

**Whereas, University Townhouses Cooperative requested a traffic signal installation on Ellsworth Road at Braeburn Circle;**

**Whereas, The intersection warrants a signal in accordance with the Michigan Manual of Uniform Traffic Control Devices;**

**Whereas, The total cost for the signal is estimated to be \$75,000.00;**

**Whereas, The University Townhouses Cooperative will pay 1/3 of the cost, \$25,000.00, and has deposited this amount with the City; and**

**Whereas, The Public Services Department has included the \$50,000.00 City share in the FY 1996-1997 budget;**

**RESOLVED, That City Council authorize the City Administrator to issue the necessary traffic control orders for the traffic signal installation on Ellsworth Road at Braeburn Circle;**

**RESOLVED, That the Major Street fund current year revenue and expenditure budgets be increased by \$25,000.00 to be available until expended without regard to fiscal year; and**

**RESOLVED, That City Council authorize the City Administrator to issue the necessary purchase orders for materials, supplies, and contracted services for this project, provided all relevant procurement procedures are followed and Human Resources Department approvals are obtained.**

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**R-132-4-96 APPROVED****RESOLUTION TO PLACE DELINQUENT SNOW REMOVAL  
CHARGES ON THE JULY 1996 TAX ROLL**

Whereas, There are delinquent charges owed to the Public Services Department for sidewalk snow removal; and

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

RESOLVED, That such charges, if unpaid as of May 8, 1996, be levied as special assessments against the property according to Schedule A below, together with an additional penalty charge of 10% of the total unpaid, as provided in Section 1:292 of the City Code; and that the City Assessor place the same on the next tax roll of the City and that such charges be collected in the same manner as general City taxes; and

RESOLVED, That the funds collected be reimbursed to the Public Services Department operating budget.

**SCHEDULE A**

<u>Assessor #</u>	<u>Property Address</u>	<u>Invoice #</u>	<u>Date</u>	<u>Amount</u>
09-28-202-012	418 N. State St.	57676	1/31/95	\$ 78.00
09-28-103-012	419 N. State St.	57675	1/31/95	106.50
09-28-309-002	1335 Hill St.	57612	1/30/95	93.00
09-19-414-020	1400 Arborview	57576	1/30/95	115.50

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**R-133-4-96 APPROVED****RESOLUTION TO APPROVE LEASE AGREEMENT WITH BOYLAN  
SALES, INC. FOR YAMAHA GOLF CARTS - BID NO. 2867**

Whereas, The Department of Parks and Recreation leases golf carts for rental use at the Leslie Park Golf Course;

Whereas, Competitive bids were received by the Purchasing Division on March 12, 1996, and Boylan Sales, Inc. was the lowest responsible bidder at \$145,941.00;

Whereas, Boylan Sales, Inc. has received Human Rights approval from the Human Resources Department on April 1, 1996; and

Whereas, Funding for this lease agreement is contained in the annual operating budget for the Recreation Enterprise Fund;

RESOLVED, That the City Council approve the lease agreement, per Bid No. 2867, with Boylan Sales, Inc. in the amount of \$145,941.00, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That the Department of Parks and Recreation may add or delete golf carts from the lease over the four-year lease period within the scope of the per unit prices provided as a part of Bid No. 2867.

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**R-134-4-96 APPROVED**

**RESOLUTION TO APPROVE THE CLOSING OF STREETS FOR  
THE ANN ARBOR FESTIVAL OF CYCLING**

Whereas, The 1988-92 and 1994-95 Ann Arbor Festivals of Cycling were cosponsored by the Department of Parks and Recreation and supported by the Ann Arbor City Council and the Main Street Merchants Association;

Whereas, The 1988-92 and 1994-95 Ann Arbor Festivals of Cycling were successful in drawing over 500 bicycle racers and thousands of spectators to downtown Ann Arbor;

Whereas, The 1996 Ann Arbor Festival of Cycling will attract 500 children, 150 United States Cycling Federation Racers, and over 1500 spectators to downtown Ann Arbor;

Whereas, The 1996 Ann Arbor Festival of Cycling is sponsored by the Velo Club and the Department of Parks and Recreation and is supported by the Main Street Area Association; and

Whereas, The Ann Arbor Festival of Cycling will provide all required liability insurance coverage and pay the City of Ann Arbor for the following City services needed to facilitate the downtown bicycle races:

- 1) Three police officers at control points - estimated cost \$1140.00;
- 2) Deposit fee on parking meter bags to be placed on meters within race course the day before the race - estimated cost \$1520.00;

- 3) Parking violation staff to ticket violating cars within race course for towing on morning of race - estimated cost \$90.00; and
- 4) Labor and equipment to turn on electricity for use during the races - estimated cost \$53.00; and

**RESOLVED, That the Mayor and Council approve the closure to all traffic from 6:30 a.m. to 4:30 p.m., Sunday, June 16, 1996, on:**

**Washington Street - First St. to Fourth Ave.;**  
**Liberty Street - First St. to Fourth Ave.;**  
**William Street - First St. to Fourth Ave.;**  
**Main Street - William St. to Huron St.;**  
**Ashley Street - Jefferson St. to Washington St.; and**  
**First Street - Liberty St. to Huron St.;**

**and that the Ann Arbor Festival of Cycling pay the expenses incurred by the City (estimated cost \$2,803.00).**

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**R-135-4-96 APPROVED**

**RESOLUTION TO APPROVE CONTRACT WITH AUTOMATED ENERGY CONTROLS FOR LIGHTING SYSTEM UPGRADES FOR GUY C. LARCOM, JR. MUNICIPAL BUILDING - BID NO. 2848**

Whereas, Lighting system upgrades are part of the implementation of the performance contracting for the Guy C. Larcom, Jr. Municipal Building project approved by Council on June 5, 1995;

Whereas, Competitive bids were received by the Purchasing Division on March 14, 1996, and Automated Energy Controls was the lowest responsible bidder at \$90,043.00;

Whereas, Automated Energy Controls has received Human Rights approval from the Human Resources Department on March 20, 1996; and

Whereas, Funding for the project is available from the 1996 Energy Improvement Notes (OCP-013-8500-5130);

RESOLVED, That City Council approve a contract, per Bid No. 2848, with Automated Energy Controls in the amount of \$90,043.00 for lighting system upgrades at the Guy C. Larcom, Jr. Municipal Building, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That City Council approve a construction contingency in the amount of \$4,502.00 (5%) to cover potential contract change orders, to be approved by the City Administrator, and approve a total project budget of \$94,545.00 for the life of the project.

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**R-136-4-96 APPROVED**

**RESOLUTION TO APPROVE CONTRACT WITH MECHANICAL COMFORT, INC. FOR MECHANICAL SYSTEM UPGRADES FOR GUY C. LARCOM, JR. MUNICIPAL BUILDING - BID NO. 2847**

Whereas, Mechanical system upgrades are part of the implementation of the Performance Contracting for Guy C. Larcom, Jr. Municipal Building project approved by Council on June 5, 1995;

Whereas, Competitive bids were received by the Purchasing Division on March 14, 1996, and Mechanical Comfort was identified as the lowest responsible bidder at \$176,958.00;

Whereas, Mechanical Comfort, Inc. has received Human Rights approval from the Human Resources Department on March 26, 1996; and

Whereas, Funding for the project is available from the 1996 Energy Improvement Notes (OCP-013-8500-5130);

RESOLVED, That City Council approve a contract, per Bid No. 2847, with Mechanical Comfort, Inc. in the amount of \$176,958.00 for mechanical system upgrades at Guy C. Larcom, Jr. Municipal Building, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That City Council approve a construction contingency in the amount of \$8,848.00 (5%) to cover potential contract change orders, to be approved by the City Administrator, and approve a total project budget of \$185,806.00 for the life of the project.

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#### **R-137-4-96 APPROVED**

#### **RESOLUTION TO APPROVE OUTSIDE CITY WATER SERVICE AGREEMENT WITH PITTSFIELD TOWNSHIP FOR 2270 EAST ELLSWORTH ROAD**

**Whereas, The well water supply for a house in Pittsfield Township located at 2270 E. Ellsworth Rd. has failed and the practical and economically feasible alternative to supply water to the single-family house at this location is a water service connection to the City=s water main adjacent to the property;**

**Whereas, The property is located in Pittsfield Township, on the border between the City and the Township;**

**Whereas, The owner, William McCalla, and Pittsfield Township have requested that the City provide water service to the property; and**

**Whereas, It is recommended that Council approve an outside City water service agreement with Pittsfield Township to provide a single water service to 2270 E. Ellsworth Rd. until such time as it becomes more practical and economically feasible to supply water to the property from the Pittsfield Township water distribution system;**

**RESOLVED, That Council approve the waiver of \$1,542.00 of water main improvement charges associated with the property at 2270 E. Ellsworth Rd. in exchange for a release from Mr. McCalla to the City from all liabilities towards this property for any activities related to the City=s past and present use of the landfill properties and construction of the slurry wall;**

**RESOLVED, That contingent on the above release being obtained in a form acceptable to City Council from Mr. McCalla, that Council approve an outside City water service agreement with Pittsfield Township to supply water to 2270 E.**

Ellsworth Rd. with terms to include:

- X that it is only for one single-family dwelling service connection until such time as it becomes practical and economically feasible for Pittsfield Township to supply water to the property; and
- X that the rate be 103% of the rate of water service in the City plus a 5% fee for related governmental services and payment of related connection permit and tap fees;

and

RESOLVED, That Council authorize and direct the Mayor and City Clerk to sign the water service agreement with Pittsfield Township substantially in the form on file with the City Clerk's Office.

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R-138-4-96 APPROVED

RESOLUTION NO. 1 - PREPARE PLANS AND  
 SPECIFICATIONS FOR NEWPORT HILLS DDA  
 STREET LIGHTS SPECIAL ASSESSMENT PROJECT

Whereas, Council deems it necessary to acquire and construct the following improvement:

Newport Hills DDA Streetlights, District No. 2, File No. 96031, described as:

DDA Streetlights along White Oak Drive, White Oak Court, Pin Oak Drive, and Oak Hills Drive in the Newport Hills Site Condominium (Phases I, II, and III);

RESOLVED, That

1. The City Administrator be directed to have prepared plans and specifications for said improvement project, and an estimate of the cost thereof;
2. The City Administrator be directed to file a report of same with the City Clerk, including a recommendation as to what proportion of the cost should be paid by special assessment and what part, if any, should be a general obligation of the City, the number of installments in which the

assessments may be paid, and the land which should be included in the special assessment district;

3. The City Clerk present said report to the Council and make it available for public examination;
4. The sum of \$10,000.00 be appropriated for the planning and design of said project, such sum being advanced from the General Fund pending the sale of appropriate bonds;
5. Any unspent portion of said sum be re-appropriated and re-advanced as above for said project for succeeding fiscal years until bonds are sold and the General Fund reimbursed, or until said project is officially closed; and
6. Council declare its intent to issue bonds to pay all or part of the cost of such improvement project, funding reserves, paying for credit enhancement, and the cost of issuance of such bonds (either initially or ultimately), provided that such bonds are issued in conformity with applicable State statutes and all documents, provisions, and details pertaining to such bonds are acceptable to and approved by this Council and provided, further, that such bonds can be sold.

The question being the foregoing Consent Agenda items as presented, on a voice vote the Mayor declared the motion carried.

#### REMOVED CONSENT AGENDA ITEM

R-139-4-96 APPROVED

#### RESOLUTION TO APPROVE PROPOSED RENTAL RATES FOR COBBLESTONE FARM CENTER

Whereas, The City of Ann Arbor Department of Parks and Recreation operates the Cobblestone Farm Center;

Whereas, Rental rates were established in April 1992 and need to be increased to cover additional costs and lower self support levels;

Whereas, The fees are set to accommodate different use categories; and

Whereas, The Park Advisory Commission recommended the attached rate increases at its December 19, 1996 meeting;

RESOLVED, That the Mayor and Council approve the following recommended rates:

PROPOSAL	COBBLESTONE FARM CENTER	RATE	INCREASE
<b>A. Private Rental Fees</b>			
<b>Current Rate:</b>	<b>Mondays through Fridays</b>		
	10 hr. rental period	\$400.00	
	<b>Saturdays, Sundays &amp; Holidays</b>		
	10 hr. rental period	\$600.00	
<b>Current Base Costs:</b>	<b>Supervisor Costs</b>	\$100.00	(10.00/hr)
	<b>Set Up/Tear Down</b>	100.00	
	<b>Cleaning Fee</b>	50.00	
	<b>Overhead/Utilities</b>	20.00	
	<b>Coordinator Costs</b>	<u>20.00</u>	
	<b>Total Base Cost</b>	<b>\$290.00</b>	
<b>Proposed Rates:</b>	<b>Monday through Thursday</b>		
	1/2 day (up to 5 hrs.)	\$350.00	
	Full day (up to 10 hrs.)	\$450.00	
	<b>Friday</b>		
	10 hr. rental	\$500.00	
	<b>Saturday, Sunday &amp; Holidays</b>		
	10 hr. rental	\$700.00	
<b>B. Non-Profit Rental Fees</b>			
<b>Current Rate:</b>	<b>Monday through Sunday</b>		
	7 hr. rental period	\$300.00	
<b>Current Base Costs:</b>	<b>(as described above)</b>	<b>\$290.00</b>	
<b>Proposed Rates:</b>			
	-Non-profits may not book more than two months in advance.		
	-Rental fee includes set up, tear down, and cleaning fees.		
	<b>Monday through Thursday</b>		
	7 hr. rental	\$350.00	
	<b>Friday through Sunday</b>		
	7 hr. rental	\$450.00	



**6-96 APPROVED**

**ANN ARBOR CHURCH OF CHRIST 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 6.53 acres, located at 2516 and 2530 South Main Street, from TWP (Township District) to R4B (Multiple-Family Dwelling District).**

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

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

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**7-96 APPROVED**

**JARZEMBOWSKI 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 1.2 acres, located at 3039 and 3043 Stone School Road, from TWP (Township District) to R1C (Single-Family Dwelling District).**

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

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

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**8-96 APPROVED**

**JOHNSON 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 1.3 acres, located at 3700 Riverside Drive, from TWP (Township District) to R1B (Single-Family Dwelling District).**

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

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

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**9-96 APPROVED**

**LINDNER ZONING**

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

**This ordinance would change the zoning of 0.54 acre, located at 3084 Cherry Tree Lane, from TWP (Township District) to R1D (Single-Family Dwelling District).**

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

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

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**10-96 APPROVED**

**UPHAUS 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 1.0 acre, located at 3751 Stone School Road, from TWP (Township District) to R1C (Single-Family Dwelling District).**

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

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

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**11-96 APPROVED**

**WORDEN 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 5.06 acres, located on the west side of Stone School Road, south of Packard Street, from TWP (Township District) to PL (Public Land District).**

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

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

**MOTIONS AND RESOLUTIONS**

**R-140-4-96 APPROVED**

**RESOLUTION TO APPROVE CARRIAGE HOUSE  
REVISED SITE PLAN**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Carriage House Revised Site Plan, 0.44 acre, 617 Detroit Street.

Whereas, Susan Bay has requested revised site plan approval in order to construct a 2,200-square foot addition to the existing building at 617 Detroit Street; and

Whereas, The Ann Arbor City Planning Commission recommended approval of said request on February 22, 1996;

**RESOLVED, That City Council approve the Carriage House Revised Site Plan.**

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-141-4-96 APPROVED**

**RESOLUTION REGARDING ENCROACHMENTS INTO  
STREET RIGHT-OF-WAY AT 617 DETROIT STREET**

**RESOLVED, That the agreement permitting the continued occupancy of a portion of the road rights-of-way by the structure presently located at 617 Detroit Street, Ann Arbor, Michigan, be hereby approved and the Mayor and City Clerk be authorized to execute it.**

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-142-4-96 APPROVED**

**RESOLUTION TO APPROVE KNECHT ANNEXATION**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Knecht Annexation, 0.17 acre, 2571 West Liberty Street.

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, Rose E. Knecht is the owner of said property; and

Whereas, It is the desire of Rose E. Knecht 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 11, West Liberty Heights, a subdivision of part of the SE 1/4 of Section 25, Scio Township, Washtenaw County, Michigan.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

R-143-4-96 APPROVED

RESOLUTION TO APPROVE SLOAT ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Sloat Annexation, 0.5 acre, northwest corner of Riverview Drive and Indian River Drive.

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

Whereas, J. Barry and Barbara M. Sloat are the owners of said property; and

Whereas, It is the desire of J. Barry and Barbara M. Sloat 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 Ann Arbor, Washtenaw County, Michigan, be detached

from said Township of Ann Arbor and annexed to the City of Ann Arbor, to-wit:

Lot 31, Huntington Woods No. 2, as recorded in Liber 17 of Plats, pages 1 and 2, Washtenaw County Records, Washtenaw County, Michigan.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-144-4-96 APPROVED**

**RESOLUTION TO APPROVE NEW KOH BUILDING  
REVISED SITE PLAN**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Koh Building Revised Site Plan, 2.35 acres, 2275 South State Street.

Whereas, John Koh has requested revised site plan approval in order to construct a 12,000-square foot, three-story building; and

Whereas, The Ann Arbor City Planning Commission recommended approval of said request on March 19, 1996;

**RESOLVED**, That City Council approve the New Koh Building Revised Site Plan, subject to the recording of shared driveway and storm water detention easements prior to issuance of building permits.

Councilmember Kolb moved that the resolution be adopted.

With unanimous consent of Council, the petitioner answered questions concerning whether the existing building could be moved or, if the building has to be demolished, whether the material could be recycled. The petitioner responded that moving the house would not be practical, but that he would contact Recycle Ann Arbor concerning recycling of the building material.

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

\*\*\*\*\*

**R-145-4-96 APPROVED AS AMENDED**

**RESOLUTION TO APPROVE THE AGREEMENT CREATING A REGIONAL PUBLIC SAFETY DISPATCH AUTHORITY FOR WASHTENAW COUNTY**

A resolution to approve the Agreement Creating a Regional Public Safety Dispatch Authority for Washtenaw County was considered.

Councilmember Lumm moved that the resolution be adopted.

Councilmember Hartwell moved that the following language be added to the resolution:

**RESOLVED**, That if the Regional Public Safety Dispatch does increase the 911 surcharge, the Ann Arbor City Council shall reduce the citizens= taxes currently used to pay for those services by a corresponding amount.

On roll call the vote was as follows:

Yeas, Councilmember Hartwell, 1;

Nays, Councilmembers Kwan, Carlberg, Herrell, Putman, Kolb, Daley, Hanna-Davies, Vereen-Dixon, Lumm, Mayor Sheldon, 10.

The Mayor declared the motion defeated.

Councilmember Hartwell moved that the following language be added to the resolution:

**RESOLVED, That all current City employees that are performing duties related to dispatch be given the Aright of first refusal on any related positions created within the Regional Public Safety Dispatch Authority.**

**On roll call the vote was as follows:**

**Yeas, Councilmembers Carlberg, Herrell, Hartwell, Putman, Kolb, Daley, Hanna-Davies, Vereen-Dixon, Lumm, 9;**

**Nays, Councilmember Kwan, Mayor Sheldon, 2.**

**The Mayor declared the motion carried.**

**Councilmember Hartwell moved that the following language be added to the resolution:**

**RESOLVED, That the Public Safety Dispatch Director present to the Ann Arbor City Council a detailed accounting of all revenues and expenses incurred by the Regional Public Safety Dispatch Authority on a quarterly basis.**

**On roll call the vote was as follows:**

**Yeas, Councilmembers Carlberg, Herrell, Hartwell, Putman, Kolb, Daley, Hanna-Davies, Vereen-Dixon, Mayor Sheldon, 9;**

**Nays, Councilmembers Lumm, Kwan, 2.**

**The Mayor declared the motion carried.**

**With unanimous consent of Council, Public Safety Dispatch Director William Harris and Washtenaw County Sheriff Ronald Schebil responded to questions.**

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

**Yeas, Councilmembers Kwan, Carlberg, Herrell, Putman, Kolb, Daley, Hanna-Davies, Vereen-Dixon, Lumm, Mayor Sheldon, 10;**

**Nays, Councilmember Hartwell, 1.**

**The Mayor declared the motion carried.**

**The resolution as adopted reads as follows:**

R-145-4-96

**RESOLUTION TO APPROVE THE AGREEMENT CREATING A REGIONAL  
PUBLIC SAFETY DISPATCH AUTHORITY FOR WASHTENAW COUNTY**

Whereas, The City of Ann Arbor Chief of Police, the Washtenaw County Sheriff, the Michigan State Police Ypsilanti Post Commander, the Washtenaw County Emergency Management Director, and the Executive Director of Huron Valley Ambulance believe that the consolidation of public safety communications operations would provide efficient and effective public safety communications at a lower cost to their service areas;

Whereas, The Washtenaw County Board of Commissioners and the Ann Arbor City Council have agreed at a joint meeting to pursue the combination of city and county emergency dispatching services;

Whereas, On February 6, 1995, the Council by resolution approved the hiring of a Public Safety Dispatch Director to accomplish the tasks of developing steps for creating such a regional public safety dispatch facility, and to implement needed policies and procedures to manage such a facility; and

Whereas, The County Administrator, Sheriff, County Corporation Counsel and the County Emergency Management Director have met with the City Administrator, Police Chief, and Public Safety Dispatch Director; and have developed an interlocal agreement under state law to create a regional public safety dispatch authority;

**RESOLVED**, That the Ann Arbor City Council approve the "Agreement Creating A Regional Public Safety Dispatch Authority For Washtenaw County" and authorize the Mayor and City Clerk to sign the agreement;

**RESOLVED**, That the City Administrator be authorized to take all administrative actions necessary to implement this agreement, which among others would include securing final approval of the agreement by the Governor's office;

**RESOLVED**, That all current City employees that are performing duties related to dispatch be given the Aright of first refusal<sup>≡</sup> on any related positions created within the Regional Public Safety Dispatch Authority; and

**RESOLVED**, That the Public Safety Dispatch Director present to the Ann Arbor City Council a detailed accounting of all revenues and expenses incurred by the Regional Public Safety Dispatch Authority on a quarterly basis.

**AGREEMENT CREATING A REGIONAL PUBLIC SAFETY  
DISPATCH AUTHORITY FOR WASHTENAW COUNTY  
(As Amended February 5, 1996)**

This AGREEMENT is entered into as of this \_\_\_\_\_ day of \_\_\_\_\_, 1996

by the City of Ann Arbor ("City") and the County of Washtenaw ("County"). By this agreement, the parties, pursuant to M.C.L.A. 124.501 et. seq., create a new legal entity to be known as the Washtenaw County Regional Dispatch Authority ("Authority").

#### **ARTICLE ONE - PURPOSE**

The City and the County desire to establish a Public Safety Answering Point (PSAP) and provide for the centralized dispatch of law enforcement, fire, and emergency medical services (EMS) within Washtenaw County through the formation of a Consolidated Dispatch Center as defined in M.C.L.A. 484.1102 et. seq.

#### **ARTICLE TWO - DEFINITIONS**

As used in this Agreement, the following terms shall have the following meanings:

- 2.1 "Authority" refers to the Washtenaw County Regional Dispatch Authority.
- 2.2 "Board" refers to the Board of Directors of the Authority, as described in this Agreement.
- 2.3 "Budget" refers to the annual fiscal plan regarding anticipated revenues and expenditures of the Authority adopted by the Board.
- 2.4 "Fiscal Year" refers to the period of time in which the Authority's annual budget shall be effective and shall be concurrent with the calendar year.
- 2.5 "Majority" means one (1) more than half of those eligible to vote.
- 2.6 "Municipality" refers to Washtenaw County and any city, town, village, and/or township within Washtenaw County.
- 2.7 "Private Agency" refers to a private entity which provides law enforcement, fire, ambulance or other emergency medical services.
- 2.8 "Properly Convened Meeting" refers to a Board meeting where a quorum is present.
- 2.9 "Quorum" consists of six (6) of the ten (10) voting members of the Authority's Board of Directors.

#### **ARTICLE III - Governance**

- 3.1 **Board of Directors.** The Authority shall be governed by a Board of Directors ("Board"), composed of the following ten (10) members:

- 3.1.1 The Washtenaw County Administrator, or his/her designated representative.
- 3.1.2 The Ann Arbor City Administrator, or his/her designated representative.
- 3.1.3 The Washtenaw County Sheriff, or his/her designated representative.
- 3.1.4 The Chief of Police for the City of Ann Arbor, or his/her designated representative.
- 3.1.5 The Executive Director of the organization under contract to Washtenaw County to provide Emergency Medical Services, or his/her designated representative.
- 3.1.6 A Fire Department Chief, who is a member of a department receiving services from the Authority, appointed by the Chair of the Washtenaw Area Mutual Aid Association.
- 3.1.7 A representative of the Michigan State Police (MSP) appointed by the Director of the Michigan State Police.
- 3.1.8 A representative appointed by the Washtenaw County Board of Commissioners. This member serves at the will of the Washtenaw County Board of Commissioners.
- 3.1.9 A representative appointed by the Ann Arbor City Council. This member serves at the will of the Ann Arbor City Council.
- 3.1.10A representative appointed by the Washtenaw Chapter of the Michigan Townships Association. This member serves at the will of the Washtenaw Chapter of the Michigan Townships Association.

3.2 **Powers.** In addition to policy-making power and any other power expressly conferred herein, the Board is empowered to perform operational functions including, but not limited to:

- 3.2.1 Enter into contracts;
- 3.2.2 Apply for, receive, and administer grants, gifts, bequests, or assistance funds;
- 3.2.3 Incur operational liabilities;

- 3.2.4 Approve the Authority's annual budget;
  - 3.2.5 Employ, engage, compensate, transfer or discharge personnel as necessary;
  - 3.2.6 Construct, acquire, manage, own, use, operate, maintain, lease or sell real or personal property;
  - 3.2.7 Dispose, divide or distribute any property acquired through the execution of this agreement;
  - 3.2.8 Obtain insurance coverage for the Authority.
- 3.3 The Board shall not have the authority to bind, commit or encumber the funds of the participating municipalities or the participating agencies.
- 3.4 The Board shall meet at least quarterly with a mandatory meeting in January and in October. The Board may meet more frequently as needed. At the January meeting the Board shall elect a Chair, a Vice-Chair, a First Vice-Chair, and a Second Vice-Chair from its membership to serve for the calendar year. At the October meeting the Board shall adopt a budget for the following fiscal year (Jan 1 through Dec 31). Powers shall be exercised upon a majority vote of the Board at a properly convened meeting. Each Board member shall be entitled to one vote.
- 3.4.1 The **BOARD CHAIR** elected at the January meeting of the Board shall preside over Board meetings, and cause minutes of each Board meeting to be kept and distributed to each member.
  - 3.4.2 The **VICE-CHAIR** will carry out the duties of the Chair in the event the Chair is absent and/or unable to carry out his/her duties and responsibilities. The Vice-Chair will also perform such duties as may be designated by the Chair.
  - 3.4.3 In the absence of both the Chair and the Vice-Chair, the meeting will be conducted by the First Vice-Chair; and in the absence of all three, the meeting will be conducted by the Second Vice-Chair.
- 3.5 **Quorum and Majority.** The Board shall not take action except at a properly convened meeting at which a quorum is present. Action is to be taken by the affirmative vote of a majority of the Board members. Each Board member shall have one vote and proxy voting is not permitted.
- 3.6 **Minutes.** Minutes shall be kept and distributed to each member for each

Board meeting.

- 3.7 **Compensation.** Board members shall serve without compensation; except that expenses, when authorized by the appointing agency, shall be paid by the appointing agency.

#### **ARTICLE FOUR - OPERATIONS**

- 4.1 The Washtenaw County Regional Dispatch Authority (WCRDA) functions as a Public Safety Answering Point (PSAP) within Washtenaw County and as a Consolidated Dispatch Center as defined in M.C.L.A. 484.1102 et. seq. The Center is staffed and equipped to answer emergency telephone calls routed to it, and provide for the accurate and timely dispatching for emergency services within Washtenaw County.
- 4.2 The Authority may contract with private agencies and municipalities interested in receiving dispatching services from the Authority. Each contract will specify the contribution, if any, to the Authority to be made by the Agency during the term of the agreement, and will specify the services that are to be rendered by the Authority.
- 4.3 The Authority may contract with the County, or other public or private agencies for support services including, but not limited to, Finance, Legal, and Personnel administration.
- 4.4 The Authority may receive financial support from one or more sources, including emergency telephone surcharge revenues, user fees from public agencies for services provided, and/or private/public grants.
- 4.5 Policy and procedures are established by the Authority's Board of Directors and implemented by the Director.
- 4.5.1 The Director of the Authority is its chief executive officer and is directly responsible to the Board for implementing policy and procedures adopted by the Board, and other duties as directed by the Board. The Director may form and chair working groups of technical experts as he/she deems necessary to carry out such duties and responsibilities.

#### **ARTICLE FIVE - Fiscal Administration**

- 5.1 The Authority may contract with the County, or other public or private agencies for financial services.
- 5.2 **Annual Audit.** In accordance with Michigan state law the Authority revenues and expenditures shall be subject to a complete, annual audit,

which will include an audit opinion without qualifications, to be performed by a certified public accountant.

#### ARTICLE SIX - Miscellaneous

- 6.1 **Extent of Agreement.** This Agreement constitutes the complete expression of the Agreement between the parties. There are no other oral or written agreements or understandings between the parties concerning the subject matter of this Agreement.
- 6.2 **Severability.** This Agreement shall be interpreted in a manner consistent with applicable law. If any portion is held to be illegal, invalid, or unenforceable, the remainder of the Agreement shall be deemed severable and shall remain in full force and effect.
- 6.3 **Non Waiver.** By participation in the Authority the City and the County do not waive any of their legal rights or defenses with respect to any third party or parties. Moreover, the City and the County do not expressly or impliedly assume any liability for each other or any third party.
- 6.4 **Duration.** This Agreement shall continue in force for ten years, provided, however, that the City or County upon giving one year written notice to the other party may terminate this agreement.
- 6.5 **Termination, Distribution of Assets.** If this Agreement is terminated and/or dissolved, the Authority's capital assets shall be distributed equally between the City and the County.
- 6.6 **Amendments.** Amendments to this Agreement must be approved in writing by the City and County.

CITY OF ANN ARBOR, a Michigan  
municipal corporation

By: \_\_\_\_\_  
Ingrid Sheldon, Mayor

By: \_\_\_\_\_  
Winifred W. Northcross,  
City Clerk

Approved As To Form

WASHTENAW COUNTY, a Michigan  
municipal corporation

By: \_\_\_\_\_  
Grace Shackman, Chair,  
Washtenaw County Board  
of Commissioners

By: \_\_\_\_\_  
Peggy M. Haines, Clerk/  
Registrar

Approved As To Form

By: \_\_\_\_\_  
John Van Loon  
Acting City Attorney

By: \_\_\_\_\_  
Curtis N. Hedger,  
Corporation Counsel

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**POSTPONED**

**RESOLUTION DECLARING PARCELS EXCESS CITY PROPERTY**

Whereas, On October 16, 1995, City Council approved Resolution R-495-10-95 relating to evaluating City-owned real estate and making disposition recommendations to Council;

Whereas, The Real Estate Committee has convened, prepared a listing of vacant city properties and reviewed this information with impacted City departments as well as the Planning Commission, the Park Advisory Commission, the Downtown Development Authority and the Housing Policy Board; and

Whereas, Using the information and input gathered, the Real Estate Committee is recommending that the identified parcels be declared excess property and be made available to the public;

**RESOLVED**, That City Council declare the parcels listed in Attachment A as excess City property;

**RESOLVED**, That City Council direct the City Administrator and the Real Estate Committee, in cooperation with the Planning Department and the Downtown Development Authority, to prepare and issue a Request for Proposals (RFP) for the parcel located at 434 South Main Street for use which conforms with the Central Area Plan, the Downtown Plan and the DDA Plan;

**RESOLVED**, That City Council direct the City Administrator and the Real Estate Committee to contact local housing nonprofit organizations to determine their interest in development of affordable housing on any of the appropriately zoned parcels on the list;

**RESOLVED**, That City Council direct the City Administrator and the Real Estate Committee to prepare and issue a Request for Proposals (RFP) within 45 days for solicitation of such real estate brokers and appraisers as may be needed to assist in the disposition of the properties and authorize the City Administrator to approve the selection of the agents upon recommendation of the Real Estate Committee;

**RESOLVED**, That the Planning Commission receive public input and provide a summary of the comments on the list of excess city properties before any offers

are accepted by the City Council;

**RESOLVED**, That City Council direct the City Administrator and the Real Estate Committee to present City Council with recommendations for the disposition of each of the parcels as they become available for the smaller parcels and within six months for the larger parcels; and

**RESOLVED**, That any funds expended relating to the disposition of the properties be reimbursed from sale proceeds realized.

**ATTACHMENT A  
EXCESS VACANT CITY PROPERTY LIST**

	<u>Location</u>	<u>Assessor #</u>	<u>Zoning</u>	<u>S.F.</u>
1.	Ironwood Dr. adj. M-14	824201003	PL	5,900
2.	just W of 266 Larkspur St.	916317004	R1C	7,485
3.	between High St. & Depot St.	920402005	R4C	16,225
4.	between High St. & Depot St.	920402009	C2B	41,000
5.	just W of 325 Beakes St.	920416013	R4C	989
6.	S of Leslie Golf Crs, E of RRtracks	921105016	R4A	106,036
7.	strch. just N of 1300 Pepper Pike	923303003	R1B	16,215
8.	between 507 & 512 Mack St.	928316027	R4C	2,975
9.	W of 1364 Geddes Ave.	928410009	R4C	6,195
10.	214 W. William St.	929409007	C2B	2,508
11.	210 W. William St.	929409008	C2B	2,508
12.	340 S. Ashley St.	929409011	C2B	4,000
13.	between 434 S. Main St. & 427 S. Ashley St.	929411030	R4C/D	39,431
14.	between 333 & 335 John St.	929432024	R4A	440
15.	NE corner 2047 Jackson Ave., go S 167 ft. & E 62 ft.	930205006	R1C	75
16.	N of 322 Crest Ave.	930402022	PL	4,020
17.	just E of 2205 Carol Dr.	931202006	R1C	8,040
18.	N of Federal Blvd.	931210002	C2B	41,250
19.	N of Federal Blvd.	931211001	C2B	21,900
20.	N & W of Federal Blvd.	931210001	R2A	<u>106,983</u>
	<b>TOTAL</b>			<b>434,175</b>

Councilmember Lumm moved that the resolution be adopted.

Councilmember Vereen-Dixon moved that the last paragraph of the resolution be amended as follows:

**RESOLVED**, That any funds expended relating to the disposition of the properties be reimbursed from sale proceeds realized **AND THAT**

THE REMAINING FUNDS BE DIVIDED EQUALLY BETWEEN INFRASTRUCTURE NEEDS AND THE HOUSING TRUST FUND REGARDLESS OF BUDGET YEAR.

After further discussion, the amendment was withdrawn.

Councilmember Vereen-Dixon moved that the resolution be postponed to the April 15, 1996 regular session of Council for further review.

On a voice vote the Mayor declared the motion carried.

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R-146-4-96 APPROVED

RESOLUTION SUPPORTING THE MS. FOUNDATION FOR WOMEN  
TAKE OUR DAUGHTERS TO WORK DAY≡

Whereas, Girls are the next generation of women who will work in the world and change the world;

Whereas, The day is coming that women will be working absolutely everywhere in equal numbers to men--conducting orchestras, legislating laws, designing furniture, delivering babies, rousing audiences, fighting fires, piloting planes, researching whales, exploring our solar system, welding, fishing, judging, singing, and inventing;

Whereas, April 25, 1996 has been designated as national Take Our Daughters to Work Day by the Ms. Foundation for Women to focus on girls= ideas, needs, and dreams, and to ensure that girls remain confident, strong, and in school throughout their teen years;

Whereas, On that day, millions of girls, parents, guardians, teachers, and friends will be participating in this important event;

Whereas, The City of Ann Arbor wants to foster an environment that is welcoming and encouraging of all people and believes that we must start by supporting our children; and

Whereas, City Council supports all City employees participating in Take Our Daughters to Work Day by bringing a daughter, niece, or friend to work with them, or by welcoming girls into the workplace when they accompany a co-worker;

RESOLVED, That City Council welcomes girls to our workplaces and says to those girls, AYou=re just right--we know you can do it!≡

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-147-4-96 APPROVED**

**RESOLUTION AUTHORIZING AN ISTE A GRANT APPLICATION  
TO MDOT FOR BARTON DRIVE PEDESTRIAN/BIKE PATH**

Whereas, Under the Transportation Enhancement Activity Program of the 1991 Federal Intermodal Surface Transportation Efficiency Act (ISTEA), certain local projects may qualify for federal funding as determined by the Michigan Department of Transportation;

Whereas, The City of Ann Arbor 1994-2000 Parks, Recreation and Open Space Plan and the North Main Huron River Corridor Plan, and the approved master plan for Bandemer Park have recommended a bicycle trail extension from Whitmore Lake Road to Longshore Drive through Bandemer Park and along Barton Drive;

Whereas, The construction of the proposed pedestrian/bike trail will provide a safe pedestrian and bike pathway where no option but to walk in the travel lane on Barton Drive exists;

Whereas, The total cost of the Barton Drive pedestrian/bike path grant is \$246,000.00 and funding for the 50% local match and the additional \$40,000.00 in non participating costs has been identified through Park Rehabilitation and Development Millage Funds; and

Whereas, The Park Advisory Commission and citizens Bicycle Coordinating Committee have reviewed the project and recommend that the Mayor and Council apply for a grant for the Barton Drive pedestrian/bike path improvements;

**RESOLVED**, That the Mayor and City Council authorize an application for Transportation Enhancement Activity funds and authorize the City Administrator to execute all documents necessary to enter into an agreement with the Michigan Department of Transportation for the construction of the Barton Drive pedestrian/bike path; and

**RESOLVED**, That if the grant is approved by the State, the Mayor and Council appropriate \$126,000.00 in grant funds and establish a \$286,000.00 budget, including \$40,000.00 in non-participating funds, for the life of the project and authorize \$160,000.00 from Park Rehabilitation and Development Funds (041) and (018) to match the grant and cover non-participating costs.

Councilmember Vereen-Dixon moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-148-4-96 APPROVED**

**RESOLUTION AUTHORIZING AN ISTE A GRANT APPLICATION  
TO MDOT FOR WASHTENAW AVENUE SIDEWALK GAP**

Whereas, Under the Transportation Enhancement Activity Program of the 1991 Federal Intermodal Surface Transportation Efficiency Act (ISTEA), certain local projects may qualify for federal funding as determined by the Michigan Department of Transportation;

Whereas, The proposed pedestrian/sidewalk project along Washtenaw Avenue was identified for an ISTE A grant application. The path is recommended in the current Capital Improvement Plan and the ADA Transition Plan; and

Whereas, The total cost of the Washtenaw Avenue Sidewalk Gap grant is \$90,000.00 and funding for the 50% local match has been identified through the General Fund to be reimbursed through special assessments;

**RESOLVED**, That the Mayor and City Council authorize an application for Transportation Enhancement Activity funds and authorize the City Administrator to execute all documents necessary to enter into an agreement with the Michigan Department of Transportation for the construction of the Washtenaw Avenue Sidewalk Gap; and

**RESOLVED**, That if the grant is approved by the State, the Mayor and Council appropriate \$45,000.00 in grant funds and establish a \$120,000.00 budget, including \$30,000.00 in non-participating funds, for the life of the project and authorize \$75,000.00 from the General Fund (010) to match the grant and cover non-participating costs.

Councilmember Vereen-Dixon moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-149-4-96 APPROVED**

**RESOLUTION AUTHORIZING AN ISTE A GRANT APPLICATION  
TO MDOT FOR PACKARD ROAD TREE PLANTING**

Whereas, Under the Transportation Enhancement Activity Program of the 1991 Federal Intermodal Surface Transportation Efficiency Act (ISTEA), certain local projects may qualify for federal funding as determined by the Michigan Department of Transportation;

Whereas, The proposed Packard Road tree plantings were identified for an ISTEA grant applications;

Whereas, The total cost of the Packard Road street tree planting grant is \$14,000.00 and funding for the 50% local match has been identified through the Dean Fund; and

Whereas, The Park Advisory Commission and citizens Dean Fund Coordinating Committee have reviewed the project and recommend that the Mayor and Council apply for a grant for the tree planting improvements;

**RESOLVED**, That the Mayor and City Council authorize an application for Transportation Enhancement Activity funds and authorize the City Administrator to execute all documents necessary to enter into an agreement with the Michigan Department of Transportation for the planting of street trees on Packard Road; and

**RESOLVED**, That if the grant is approved by the State, the Mayor and Council appropriate \$7,000.00 in grant funds and establish a \$16,000.00 budget, including \$2,000.00 in non-participating funds, for the life of the project and authorize \$7,000.00 from the Dean Fund to match the grant.

Councilmember Vereen-Dixon moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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#### **R-150-4-96 APPROVED AS AMENDED**

#### **RESOLUTION TO APPROVE A CONTRACT WITH THE ANN ARBOR TRANSPORTATION AUTHORITY FOR SUPPLEMENTAL POLICE SERVICES**

A resolution to approve a contract with the Ann Arbor Transportation Authority for supplemental police services was considered.

Councilmember Kolb moved that the resolution be adopted.

Council unanimously agreed that the following language be added to the resolution:

**RESOLVED**, That if the funds are not continued, police officer staffing levels of the police department will be reduced by the

corresponding number of police officers hired by those funds.

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-150-4-96**

**RESOLUTION TO APPROVE A CONTRACT WITH  
THE ANN ARBOR TRANSPORTATION AUTHORITY  
FOR SUPPLEMENTAL POLICE SERVICES**

Whereas, The Ann Arbor Transportation Authority desires to purchase supplemental police services from the City of Ann Arbor Police Department;

Whereas, \$60,000.00 has been appropriated to the Administrator=s proposed FY 96-97 budget in the major grants fund; and

Whereas, The Ann Arbor Transportation Authority and the City of Ann Arbor have agreed on the police services to be provided as well as the respective charges;

RESOLVED, That City Council approve the contract with the Ann Arbor Transportation Authority in the amount of \$76,711.00 for the provision of supplemental police services, and that an additional \$16,711.00 be appropriated to the Administrator=s proposed FY 96-97 budget in the major grants fund, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That if the funds are not continued, police officer staffing levels of the police department will be reduced by the corresponding number of police officers hired by those funds.

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**R-151-4-96 APPROVED AS AMENDED**

**RESOLUTION TO APPROVE A CONTRACT WITH  
THE STATE STREET AREA ASSOCIATION FOR  
SUPPLEMENTAL POLICE SERVICES**

A resolution to approve a contract with the State Street Area Association for supplemental police services was considered.

Councilmember Kolb moved that the resolution be adopted.

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

**RESOLVED, That the authorized sworn strength of the police department be increased by two positions and that two police officers be hired to fill these positions, and that should the State Street Area Association cancel this contract, the authorized sworn strength of the police department be reduced by two positions, and that the total number of police officers employed be reduced by two <through attrition>;**

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-151-4-96**

**RESOLUTION TO APPROVE A CONTRACT WITH  
THE STATE STREET AREA ASSOCIATION FOR  
SUPPLEMENTAL POLICE SERVICES**

Whereas, The State Street Area Association desires to purchase supplemental police services from the City of Ann Arbor Police Department; and

Whereas, The State Street Area Association and the City of Ann Arbor have agreed on the police services to be provided as well as the respective charges;

**RESOLVED, That the authorized sworn strength of the police department be increased by two positions and that two police officers be hired to fill these positions, and that should the State Street Area Association cancel this contract, the authorized sworn strength of the police department will be reduced by two positions, and that the total number of police officers employed will be reduced by two; and**

**RESOLVED, That City Council approve the contract with the State Street Area Association in the amount of \$47,963.00 for the provision of supplemental police services, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk.**

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**R-152-4-96 APPROVED AS AMENDED**

**RESOLUTION TO APPROVE PRIVATE PROPERTY  
TOW CONTRACT**

A resolution to approve a private property tow contract was considered.

Councilmember Kolb moved that the resolution be adopted.

Council unanimously agreed that the following language be added to the first sentence of the resolution:

**RESOLVED, That the agreement stating the conditions for towing motor vehicles from private property be approved in the form now on file in the City Clerk=s Office WITH THE ADDITION OF LANGUAGE WHICH PROHIBITS COLLUSION BETWEEN THE TOWING COMPANY AND PROPERTY OWNERS.**

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-152-4-96**

**RESOLUTION TO APPROVE PRIVATE PROPERTY  
TOW CONTRACT**

**RESOLVED, That the agreement stating the conditions for towing motor vehicles from private property be approved in the form now on file in the City Clerk=s office with the addition of language which prohibits collusion between the towing company and property owners. The Administrator may sign the contracts on behalf of the City, which shall have a term of six months or less.**

**AGREEMENT REGARDING THE  
CONDITIONS OF TOWING MOTOR VEHICLES  
FROM PRIVATE PROPERTY**

The City of Ann Arbor (hereafter "City") and (hereafter "Tow Company"), with its address at: \_\_\_\_\_, enter this agreement to comply with the requirements of §10:137 of the ordinances of the City of Ann Arbor which regulates the manner in which motor vehicles can be towed from private property in the City at the request of the property owner.

Tow Company agrees to:

- (1) Comply with the provisions of § 10:137 of the Ann Arbor City Ordinances as well as with all other applicable laws, ordinances and regulations.
- (2) Obtain from the property owner or the authorized agent of the property owner

an executed impoundment authorization form approved by the City and substantially in the form attached hereto as Exhibit A, prior to the impoundment of each vehicle.

- (3) Charge the fees for towing and storage shown on the schedule attached hereto as Exhibit B.
- (4) Maintain a fenced, lighted yard for the storage of vehicles not more than 4.5 miles from the intersection of Huron and Main Streets in the City. There shall be someone available 24 hours a day, seven days a week to release cars from the yard. The storage yard is located at \_\_\_\_\_. If the motor vehicle is not stored at the location where the vehicle is released, Tow Company will provide the transportation for the person claiming the motor vehicle to the location where the vehicle is stored.
- (5) Use only properly equipped and maintained equipment of the type generally used for the towing of vehicles by persons operating a commercial tow service. Tow Company shall tow only vehicles for which it is properly equipped to make the tow.
- (6) Provide Insurance and Indemnification
  - A. During the term of this agreement, the Tow Company agrees to procure and maintain in effect insurance policies in the amounts and with the types of coverage shown below:
    - (1) Workers= Compensation Insurance in the form and amount required by Michigan law.
    - (2) Commercial General Liability Insurance on an "occurrence basis" with limits of liability not less than \$1,000,000 per occurrence and/or aggregate combined single limit, personal injury, bodily injury and property damage.
    - (3) Motor vehicle liability insurance, including Michigan no-fault coverages, with limits of liability not less than \$1,000,000 per occurrence combined single limit, personal injury, bodily injury and property damage. Coverage shall include all owned vehicles, all non-owned vehicles, and all hired vehicles.
  - B. Certificates showing the Tow Company has the required insurance shall be filed with the City before any services are performed. Certificates shall provide not less than 30 days prior written notice to the City of cancellation, nonrenewal, reduction in the amount of insurance, or material change of terms of the policy. The certificate for the insurance described in subparagraphs (2) and (3) shall name the City as an additional insured party.
  - C. The Tow Company shall indemnify, defend and hold the City, its officers, employees and agents harmless from all suits, claims,

judgments and expenses, including attorneys' fees, resulting from any acts or omissions by the Tow Company or its employees and agents occurring in the performance of this agreement.

- (7) Turn in a tow bill at the front desk of the Ann Arbor Police Department within 30 minutes of the time the tow was effected. Tow Company also agrees to call the front desk of the Ann Arbor Police Department not more than one hour after a vehicle is released. Tow Company shall collect a \$10.00 fee for each vehicle towed which shall be promptly turned over to the City of Ann Arbor.

Tow Company further agrees that:

- (8) All operators of equipment shall have all licenses required by federal and state law and shall not have been convicted of a felony within 5 years prior to the date hereof.
- (9) This agreement may not be assigned by Tow Company in whole or in part.
- (10) The City may change the terms of this agreement 30 days after giving written notice of the proposed change to Tow Company.
- (11) This agreement shall expire on \_\_\_\_\_.
- (12) If City ordinance § 1:137 is amended or other changes are made in the ordinances during the term of this agreement which make this agreement unnecessary, it shall be void.
- (13) It acknowledges that a violation of § 10:137 is punishable by a fine not to exceed \$500.00 and that failure to comply with any of the conditions stated in this agreement may result in the immediate revocation of its permission to tow vehicles in the City of Ann Arbor.

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 199\_\_.

Agreed to:

CITY OF ANN ARBOR, a  
Michigan municipal corporation

\_\_\_\_\_ By  
(Name of Tow Company)

Neal G. Berlin  
Its City Administrator

By  
(Person Signing for Tow company)

(Address)

Approved as to Form:

Abigail Elias, City Attorney

\*\*\*\*\*

**R-153-4-96 APPROVED**

**RESOLUTION GRANTING EASEMENT TO JOHN A. AND  
DONNA L. HENKE - HURON HILLS GOLF COURSE**

Whereas, John A. Henke and Donna L. Henke, husband and wife, have requested an easement for the construction and maintenance of a four (4) inch sanitary sewer lead over a portion of the Huron Hills Golf Course; and

Whereas, The City finds the terms of the proposed easement acceptable;

RESOLVED, That upon payment of \$3,000.00, the grant of an easement be approved to the Henkes for the construction and maintenance of a sanitary sewer lead in the property located in the City of Ann Arbor described as follows:

Land situated in the City of Ann Arbor, Washtenaw County, Michigan, to-wit:

Commencing at the West 1/4 corner, Section 35, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01° 19N E 660.00 feet along the West line of said Section; thence N 88° 41N E 165.00 feet; thence S 01° 19N E 11.90 feet; thence N 88° 15N E 163.21 feet to the POINT OF BEGINNING; thence N 01° 21N 14" W 64.05 feet; thence N 41° 01N 40" W 61.91 feet; thence N 60° 02N 54" W 197.73 feet; thence N 53° 00N 29" E 43.47 feet along the centerline of an existing 8-inch sanitary sewer line; thence S 60° 02N 54" E 187.41 feet; thence S 41° 01N 40" E 83.04 feet; thence S 01° 21N 14" E 78.21 feet; thence S 88° 15N W 40.00 feet to the POINT OF BEGINNING, being a part of the Southwest 1/4 of

said Section 35, subject to easements and restrictions of record, if any;

and

RESOLVED, That the Mayor and City Clerk be authorized to execute the grant of easement.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**R-154-4-96 APPROVED**

**RESOLUTION GRANTING EASEMENT TO ROBERT J. AND MARJORIE L. MARSHALL - HURON HILLS GOLF COURSE**

Whereas, Robert J. Marshall and Marjorie L. Marshall, husband and wife, have requested an easement for the construction and maintenance of a four (4) inch sanitary sewer lead over a portion of the Huron Hills Golf Course; and

Whereas, The City finds the terms of the proposed easement acceptable;

RESOLVED, That upon payment of \$3,000.00, the grant of an easement be approved to the Marshalls for the construction and maintenance of a sanitary sewer lead in the property located in the City of Ann Arbor described as follows:

Land situated in the City of Ann Arbor, Washtenaw County, Michigan, to-wit:

Commencing at the West 1/4 corner, Section 35, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01° 19N E 660.00 feet along the West line of said Section; thence N 88° 41N E 165.00 feet; thence S 01° 19N E 11.90 feet; thence N 88° 15N E 163.21 feet to the POINT OF BEGINNING; thence N 01° 21N 14" W 64.05 feet; thence N 41° 01N 40" W 61.91 feet; thence N 60° 02N 54" W 197.73 feet; thence N 53° 00N 29" E 43.47 feet along the centerline of an existing 8-inch sanitary sewer line; thence S 60° 02N 54" E 187.41 feet; thence S 41° 01N 40" E 83.04 feet; thence S 01° 21N 14" E 78.21 feet; thence S 88° 15N W 40.00 feet to the POINT OF BEGINNING, being a part of the Southwest 1/4 of said Section 35, subject to easements and restrictions of record, if any;

and

RESOLVED, That the Mayor and City Clerk be authorized to execute the grant of easement.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

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**POSTPONED**

**RESOLUTION TO APPROVE THE PROPOSED  
CITY OF ANN ARBOR MISSION STATEMENT**

Whereas, Over a year ago the Mayor and Council approved a plan to commence a diversity training project for city employees;

Whereas, Many important components were included in the training, led by Multicultural Management, Inc.;

Whereas, During the process, many critical outcomes were identified, which included the need to establish a clear City Mission Statement that articulates our values;

Whereas, An extensive process occurred that involved the Diversity Action Committee, City Department Heads, Human Rights Commission and multiple opportunities for employees to participate in molding the statement; and

Whereas, The proposed mission statement is as follows:

The City of Ann Arbor is committed to providing excellent municipal services that enhance the quality of life for all, while valuing an open environment that fosters fair, sensitive and respectful treatment of all employees and the community we service.

RESOLVED, That the Mayor and Council approve the statement, to be used as a principal guide for all of the City of Ann Arbor=s service delivery system; and

RESOLVED, That the Mission Statement be broadly publicized through our public information system on a consistent basis.

Councilmember Vereen-Dixon moved that the resolution be adopted.

Councilmember Kwan moved that the following language be added to the fifth paragraph of the resolution:

Whereas, The proposed mission statement is as follows:

The City of Ann Arbor is committed to providing, **IN AN EFFICIENT AND FISCALLY SOUND MANNER**, excellent municipal services that enhance the quality of life for all, while valuing an open environment that fosters fair, sensitive and respectful treatment of all employees and the community we serve.

After further discussion, the motion was withdrawn.

Councilmember Kwan moved that the resolution be postponed pending review of the above proposed language by the participating groups.

On a voice vote the Mayor declared the motion carried.

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### DEFEATED

#### RESOLUTION REGARDING CITY ADMINISTRATOR'S DECISION TO DENY A PERMIT CLOSING A PORTION OF MONROE STREET ON APRIL 6, 1996

RESOLVED, That the Ann Arbor City Council hereby does not affirm the decision of the City Administrator to deny Richard Birkett a permit to close Monroe Street between Tappan and Oakland on April 6, 1996.

Councilmember Daley moved that the resolution be adopted.

With unanimous consent of Council, David Nacht, attorney representing the petitioner, responded to questions.

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

Yeas, Councilmembers Herrell, Daley, 2;

Nays, Councilmembers Kwan, Carlberg, Hartwell, Putman, Kolb, Hanna-Davies, Vereen-Dixon, Lumm, Mayor Sheldon, 9.

The Mayor declared the motion defeated.

### REPORTS FROM COUNCIL COMMITTEES

#### COUNCILMEMBER HANNA-DAVIES

Councilmember Hanna-Davies stated that the deleted resolution regarding sidewalks at Newport Hills Phase I Site Condominiums will be rescheduled for the

April 15, 1996 regular session with additional language regarding replacement trees.

**COUNCILMEMBER DALEY**

Councilmember Daley reported that the City Attorney's Office, Community Television Network staff and Administrator's Office have begun work on a draft of a telecommunications ordinance, and that Council will be kept informed of the process with preliminary information and updates.

**COUNCILMEMBER VEREEN-DIXON**

Councilmember Vereen-Dixon reported that the Taxicab Board is having a public hearing on the proposed regulations on April 25, 1996.

**COUNCIL PROPOSED BUSINESS**

**COUNCILMEMBER HANNA-DAVIES**

Councilmember Hanna-Davies stated that at a future meeting she will introduce a policy regarding the demolition of houses to encourage serious consideration of moving a house before a demolition permit is issued or having the materials recycled if moving is not possible.

**COMMUNICATIONS FROM THE MAYOR**

**APPRECIATION TO PAM STUCKMAN**

The Mayor extended deep appreciation to Pam Stuckman, a Park Planner with the Parks and Recreation Department, for her efforts in representing the City at the Ann Arbor Flower and Garden Show.

**HURON RIVER WATERSHED COUNCIL AWARDS**

Mayor Sheldon reported that the 30th anniversary celebration for the Huron River Watershed Council was held on April 31, and that awards were presented to Janis Bobrin and Eunice Burns for their contributions to the organization and to the quality of the Huron River Watershed.

**CITY HALL CLOSED**

The Mayor announced that City Hall offices will close at noon on Friday, April 5, in observance of Good Friday.

**WORKING SESSION**

Mayor Sheldon reminded Councilmembers of a working session on the City's financial overview scheduled for 7:00 p.m., Monday, April 8.

### **COMMUNITY HEALTH FAIR**

The Mayor announced that a community health fair will be held on April 4, from 10:00 a.m. until 2:00 p.m., sponsored by the Fletcher Head Start Program in Ypsilanti.

### **PARK ADVISORY COMMISSION NOMINATION**

Mayor Sheldon, in response to Audrey Jackson's public commentary remarks, stated that the nominee for the Park Advisory Commission appointment is an African American male. The Mayor thanked Councilmember Vereen-Dixon for her assistance in finding this capable candidate.

### **APPOINTMENTS APPROVED**

Mayor Sheldon recommended the following appointments at the March 18, 1996 regular session of Council:

#### **ANN ARBOR HOSPITALITY COMMITTEE**

Gregory Fox (reappointment)  
554 S. First St. 48103  
Term: 4-1-96 to 1-1-98

Ebba Hierta (reappointment)  
915 Miner St. 48103  
Term: 4-1-96 to 1-1-98

Brigitte Maassen (reappointment)  
1178 Heather Way 48104  
Term: 4-1-96 to 1-1-98

Cecilia Paas (reappointment)  
2392 Grant Dr. 48108  
Term: 4-1-96 to 1-1-98

Mary Pfaus (reappointment)  
7609 Cottonwood Lane  
Dexter, MI 48130  
Term: 4-1-96 to 1-1-98

Hiromi Sano (reappointment)  
15 Eastbury Ct. 48105

Term: 4-1-96 to 1-1-98

**PARK ADVISORY COMMISSION**

**Kevinn K. Curry (replacing Pallas Snedecor)**

**301 Brookside Dr. 48105**

**Term: 4-2-96 to 8-14-97**

**ELIZABETH DEAN FUND COMMITTEE**

**Bob Elton (to fill vacancy)**  
860 Edward St. 48103  
Term: 4-1-96 to 7-31-98

**SOLID WASTE COMMISSION**

**Hugo Braun (reappointment - citizen at large)**  
1707 Shadford Rd. 48104  
Term: 4-1-96 to 4-30-98

**Steve Dawdy (reappointment - private solid waste operator)**  
Mister Rubbish  
11655 Venture Dr.  
Whitmore Lake, MI 48189  
Term: 4-1-96 to 4-30-98

**Fred Gruber (reappointment - multi-family management representative)**  
5572 Tanglewood 48105  
Term: 4-1-96 to 4-30-98

**Alan Johnston (reappointment - citizen near landfill property)**  
3172 Braeburn Cir. 48108  
Term: 4-1-96 to 4-30-98

**Wendy Woods (reappointment - citizen at large)**  
1035 Newport Rd. 48103  
Term: 4-1-96 to 4-30-98

**TAXICAB BOARD**

**Barbara Krick (reappointment)**  
2345 Delaware Dr. 48103  
Term: 4-1-96 to 4-99

**Gerald Lutz (reappointment)**  
252 Crest St. 48103  
Term: 4-1-96 to 4-99

**COMMUNITY DEVELOPMENT WAIVER AND REVIEW BOARD**

Dawne Adam (reappointment)  
121 Allen Dr., #2 48103  
Term: 4-1-96 to 3-31-98

Marc M. Rueter (reappointment)  
515 Fifth St. 48103  
Term: 4-1-96 to 3-31-99

**ANN ARBOR COMMISSION ON DISABILITY ISSUES**

Carolyn Grawi-Brandt (reappointment)  
1750 Northbrook Dr. 48103  
Term: 4-1-96 to 3-31-99

**ANN ARBOR ENERGY COMMISSION**

Marc Ross (reappointment)  
1056 Martin Pl. 48104  
Term: 4-1-96 to 3-31-99

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

On a voice vote the Mayor declared the motion carried.

**NOMINATIONS PLACED ON TABLE**

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

**ANN ARBOR BUILDING AUTHORITY**

Edward Sichler (replacing Elizabeth Brown)  
1968 Boulder Dr.  
Term: 4-15-96 to 6-30-2000

**CABLE COMMUNICATIONS COMMISSION**

Dale Leslie (to fill vacancy created by resignation)  
1921 Mershon Dr.  
Term: 4-15-96 to 3-20-99

**RECENTLY SIGNED PROCLAMATIONS**

Mayor Sheldon recently signed the following proclamations in recognition of:

- Phi Delta Kappa Day - 75th Anniversary - March 30, 1996;
- National Student Employment Week - April 8-12, 1996;
- Days of Remembrance of the Victims of the Holocaust - April 14-21, 1996; and
- Stand for Children Day - June 1, 1996.

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR****REPORTS SUBMITTED**

City Administrator Neal G. Berlin submitted the following reports for information of Council:

1. Environmental Bonds Series A/B/C Statement of Revenues, Expenditures and Changes in Fund Balance
2. Annual Report of Potential Lien Assessments for Delinquent Water Utility Bills/Invoices
3. Customer Service Program Update
4. Solid Waste Department Revised Solid Waste Regulations
5. Interactive Information Display and Advertising Kiosks
6. Response to Council Follow-Up Notes of March 18, 1996, Item No. 3/18-2 - Status of Easement and Bidding Process on Springbrook Street

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

**COMMUNICATIONS FROM THE CITY ATTORNEY**

**REPORT ON COMPLETED ANNEXATIONS**

Acting City Attorney John Van Loon submitted reports on the following completed annexations:

- X Ann Arbor Church of Christ property, 6.53 acres, 2516 and 2530 S. Main St., from Pittsfield Township;
- X Johnson property, 1.3 acres, 3700 Riverside Dr., from Ann Arbor Township;
- X Lindner property, 0.54 acre, 3084 Cherry Tree Ln., from Pittsfield Township;
- X Uphaus property, 1.0 acre, 3751 Stone School Rd., from Pittsfield Township;
- X Worden property, 5.06 acres, west side of Stone School Rd. south of Packard Rd., from Pittsfield Township;
- X J. Cheesman property, 0.22 acre, 430 Rose Dr., from Scio Township;
- X R. Cheesman property, 0.22 acre, 440 Rose Dr., from Scio Township;
- X Whitmer property, 0.22 acre, 347 Pinewood Ave., from Scio Township;
- X Wilson property, 305 Rock Creek Ct., from Ann Arbor Township;
- X Hough property, 0.19 acre, 2643 Dexter Rd., from Scio Township; and
- X Rucinski/Wilczak property, 0.22 acre, 359 Pinewood Ave., from Scio Township.

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

**COMMUNICATIONS FROM COUNCIL**

**COUNCILMEMBER DALEY**

Councilmember Daley acknowledged Utilities Director Frank Porta who was also recognized at the Huron River Watershed Council's 30th anniversary celebration.

**COUNCILMEMBER LUMM**

Councilmember Lumm welcomed the new City Attorney, Abigail Elias.

Ms. Lumm requested that any analyses regarding the five-year recycling collection contract be distributed in advance of Council action on the matter.

**COUNCILMEMBER VEREEN-DIXON**

Councilmember Vereen-Dixon stated that she will be submitting a resolution for the April 15 regular session of Council entitled, A Resolution Regarding Street Closing for African American Ann Street-Fourth Avenue Celebration.

Ms. Vereen-Dixon announced that the Jack and Jill of America Association will be sponsoring a ball on April 13, and encouraged Councilmembers to attend.

Ms. Vereen-Dixon thanked John Van Loon for his years of service in the City Attorney's Office and welcomed the new City Attorney, Abigail Elias.

Ms. Vereen-Dixon stated that she has been working toward more African American and minority representation on City boards, commissions and committees, and encouraged more appointments of younger citizens for another perspective.

**COUNCILMEMBER KOLB**

Councilmember Kolb welcomed Abigail Elis, the new City Attorney, and thanked John Van Loon for serving as Acting City Attorney.

Mr. Kolb expressed his appreciation for the work retiring Building Director Jack Donaldson performed for the City.

**COUNCILMEMBER HANNA-DAVIES**

Councilmember Hanna-Davies welcomed Abigail Elis, the new City Attorney, and stated that during her years on Council, the hiring of the City Administrator and City Attorney were her two most important accomplishments.

Ms. Hanna-Davies distributed the flyer announcing the Stand for Children event in Washington, D.C. on June 1st, and expressed hope that the Community Learning Post activities on June 1st can be incorporated with the national event.

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

The following communications were referred as indicated:

1. Mayor's Veto Message: Resolution No. R-105-3-96, A Resolution Amending Council Rule 29 - Conduct of Discussion and Debate - File.
2. Communication from State Representative Elizabeth S. Brater in response to Council Resolution R-90-3-96, Resolution Opposing Senate Bill 728 - Environmental Audit Privilege and Immunity Bill, adopted March 4, 1996 - File.

- 3. Communication from Andra Bostian Ferguson, Director of Education, Marketing and Grants for the Ann Arbor Symphony Orchestra, regarding request for meter bags and waiver of fees - File**
- 4. Communication from State Representative Mary B. Schroer regarding recent actions in the Legislature - File.**
- 5. Communication from Thomas Davis, Assistant Director of Administrative Services Division - Office of the Governor, in response to Council Resolution R-90-3-96, Resolution Opposing Senate Bill 728 - Environmental Audit Privilege and Immunity Bill, adopted March 4, 1996 - File.**

**The following minutes were received for file:**

- 1. Housing Board of Appeals - January 9, 1996**
- 2. Ann Arbor Transportation Authority - February 21, 1996**
- 3. Historic District Commission - February 8, 1996**
- 4. Cable Communications Commission - January 23, 1996**
- 5. Planning Commission - February 6 and February 22, 1996**
- 6. Housing Policy Board - March 20, 1996**
- 7. Building Board of Appeals - February 20, 1996**

**Councilmember Putman 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 11:38 p.m.**

**W. Northcross**

Clerk of the Council

Janet L. Chapin  
Recording Secretary