

ANN ARBOR CITY COUNCIL
MINUTES
WORKING SESSION - AUGUST 5, 1996

The working session of the Ann Arbor City Council was called to order at 6:43 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

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.

MIDDLE HURON INITIATIVE AND PARTNERSHIP AGREEMENT

Mayor Sheldon stated that the purpose of the working session is to discuss the Huron River Watershed Partnership, how Ann Arbor can contribute to it, and the issues surrounding the need for such a partnership.

Utilities Director Frank Porta introduced Paul Rentschler, Huron River Watershed Council Executive Director; Maryellen Cromwell, representing the Michigan Department of Environmental Quality; Janis Bobrin, Washtenaw County Drain Commissioner; and Shirley Axon and Eunice Burns, Ann Arbor's Huron River Watershed Council Liaisons.

Mr. Rentschler gave a slide presentation on the Huron River Watershed system, the issues facing the watershed, and the Huron River Watershed Initiative. He reported that a rapidly increasing urban population throughout the Huron River basin is changing the system's water, and emphasized the need for communities along the river to cooperate in finding and implementing solutions to manage water quality.

Mr. Rentschler explained that the Huron River Partnership is made up of 20 communities in the middle Huron River basin that come together to deal with water quality problems. The first of many issues the partnership is tackling is the problem created by high phosphorus levels, which the Michigan Department of Environmental Quality wants to see improved. He reported that the Michigan Department of Environmental Quality is compiling a document that will detail the phosphorus reduction targets from both wastewater treatment plants and land

sources. The document, which will require the City to reduce phosphorus levels, will be presented for public comment in approximately one month.

Mr. Rentschler asked for Ann Arbor's continued participation in the partnership, and reported that a resolution will be presented for action at the September 3 Council meeting to continue the work of the partnership in order to reduce phosphorous in the middle Huron.

Ms. Cromwell, representing the Department of Environmental Quality, spoke in support of the Middle Huron Initiative and stated that she is looking to the City of Ann Arbor to take a leadership role in the initiative.

Shirley Axon and Eunice Burns, Huron River Watershed Council Liaisons, also expressed their support for the Middle Huron Initiative and Partnership Agreement.

The presentation was followed by questions and comments from Council.

(A Draft Resolution to Approve Joining the Huron River Watershed Partnership, sponsored by the City Utilities Department; and A Protecting and Restoring the Huron River and Its Watershed, sponsored by Washtenaw County Drain Commissioner Janis Bobrin are on file in the City Clerk's Office)

ADJOURNMENT

There being no further business to come before Council, the Mayor declared the meeting be adjourned at 7:28 p.m.

Janet L. Chapin
Acting Clerk of the Council
Recording Secretary

ANN ARBOR CITY COUNCIL
MINUTES
REGULAR SESSION - AUGUST 5, 1996

The regular session of the Ann Arbor City Council was called to order at 7:35 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.

INTRODUCTIONS

WASHTENAW DEVELOPMENT COUNCIL

Mayor Sheldon introduced Jim Kosteva, University of Michigan representative on the Washtenaw Development Council, and Susan Lackey, Washtenaw Development Council Executive Director, who presented an update of the WDC's activities. Ms. Lackey reported that Washtenaw County had a good year economically and that many inquiries have been made in recent months by companies wanting to locate or expand in the county. She stated that the WDC is continuing to emphasize services for existing businesses and to encourage their growth within the county.

FAMILY-FRIENDLY BUSINESS AWARD

Parks and Recreation Department employee Irene Bushaw introduced Trudy Stoffel, representing the Ann Arbor Chapter of F.E.M.A.L.E. (Formerly Employed Mothers at the Leading Edge), who presented Parks and Recreation Superintendent Ronald Olson with the first annual Family Friendly Business Award in recognition of the department's efforts in establishing and maintaining family-friendly policies to benefit the community.

PUBLIC COMMENTARY - RESERVED TIME**PAUL LAMBERT - CURFEW, GRAFFITI AND PANHANDLING ORDINANCES**

Paul Lambert, 201 W. William St., spoke in opposition to the proposed curfew, graffiti and panhandling ordinances, which he believes make up Ann Arbor's version of the Republican's A Contract With America. Mr. Lambert stated that these ordinances share the same regressive nature as the A Contract With America and signal a shift in priorities which serve the well-off at the expense of the poor and middle class.

BARBARA PLISKOW - CURFEW, GRAFFITI AND PANHANDLING ORDINANCES

Barbara Pliskow, 1067 Barton Dr., spoke in opposition to the proposed curfew, graffiti and panhandling ordinances. Ms. Pliskow expressed concern with selective enforcement of the ordinances, which she believes would unfairly target black youth. She further objected to the increased discretionary power the ordinances would give police without increased oversight.

SHANTA DRIVER - CURFEW, GRAFFITI AND PANHANDLING ORDINANCES

Shanta Driver, 999 Whitmore Rd., spoke in opposition to the proposed curfew, graffiti and panhandling ordinances. She expressed concern with selective enforcement of these laws because of problems with police harassment of youth and black people in Ann Arbor. Ms. Driver stated that conflict between police and youth in the community will escalate if police are given more power through these ordinances.

ANDY GULVEZAN - ANNOUNCEMENTS/UNFINISHED BUSINESS

Andy Gulvezan, 2104 Pauline Blvd., objected that Main Street merchants do not receive funds from the summer art fair, spoke in favor of socialized medicine, and expressed continued interest in the City Administrator position.

RENUKA UTHAPPA - PANHANDLING ORDINANCE

Renuka Uthappa, 303 Mulholland Ave., spoke in opposition to the proposed panhandling ordinance. Ms. Uthappa stated that the goal of this ordinance is the slow eradication of panhandlers through harassment. She stated that there is no hard evidence indicating that panhandling is a problem in Ann Arbor, and that the ordinance is an attempt to eradicate one of the many manifestations of poverty, specifically people who publicly express their need.

RON WHITTENBERG - PUBLIC HEARING ON POLICE

Ron Whittenberg, 11425 Rawsonville, Belleville, MI, Chairman of the Michigan Chapter of Jobs With Justice, stated that a public hearing has been called by the Michigan Chapter of Jobs With Justice concerning police conduct at the June 22, 1996 anti-Klan demonstration. Mr. Whittenberg invited City Council to the public hearing which will be held at 7:00 p.m., August 14, at the U.A.W. Local 38, 2509 S. State St. (Public hearing notice on file in the City Clerk's Office)

LUKE MASSEY - CURFEW, GRAFFITI AND PANHANDLING ORDINANCES

Luke Massey, 300 Whitmore Rd., spoke in opposition to the proposed curfew, graffiti and panhandling ordinances, which he believes would give the police more power to harass young people. He stated that the laws are completely unnecessary from a legal stand point and only serve as cover for police harassment of young people, particularly black youth. Mr. Massey further stated that these ordinances will escalate the confrontation between youth and police in Ann Arbor.

PAUL JAY - GRAFFITI ORDINANCE

Paul Jay, 3830 Maple , East Detroit, MI, spoke in opposition to the proposed graffiti ordinance. Mr. Jay stated that Ann Arbor does not have a problem with graffiti and that the ordinance is unnecessary. He suggested constructing walls specifically for graffiti, as in Chicago where graffiti is legal and artists are encouraged to put up their graffiti. Mr. Jay expressed concern that the ordinance is another reason for the police to single out and harass the youth of the community.

PUBLIC HEARINGS

WETLANDS PRESERVATION ORDINANCE (ORDINANCE NO. 33-96)

A public hearing was conducted on the proposed amendments to Sections 5:201, 5:203, 5:205, 5:206, 5:207, 5:212 and 5:213 of Chapter 60 (Wetlands Preservation) of Title V of the Ann Arbor City Code. These amendments would revise references in the Wetlands Preservation Ordinance which have been made obsolete by changes in State of Michigan statues and would remove language regarding the development of an invasive species list. Notice of public hearing was published July 21, 1996.

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

CLONLARA SCHOOL SITE PLAN

A public hearing was conducted on the proposed Clonlara School Site Plan, 2.46 acres, 1289 Jewett Street. Notice of public hearing was published July 29, 1996.

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

TRAYERWOOD TWO SITE PLAN

A public hearing was conducted on the proposed Trayerwood Two Site Plan, 8.03 acres, south side of Huron Parkway between Trayerwood Drive and Nixon Road. Notice of public hearing was published July 29, 1996.

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

CHANGE OF CONTROL OF CABLE TELEVISION SYSTEM

A public hearing was conducted on the proposed change of control of the cable television system from Continental Cablevision to US West. Notice of public hearing was published July 21, 1996.

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

APPROVAL OF AGENDA

AGENDA APPROVED WITH CHANGES

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

ORDINANCES - SECOND READING

Revise: Amendments to Chapter 60 (Wetlands Preservation Ordinance) - Revise References to State Regulations and the Invasive Species List (Ordinance No. 33-96)

MOTIONS AND RESOLUTIONS

Revise: Resolution to Accept and Appropriate Violence Prevention and Reduction Program Grant for Mayor=s Task Force on Increasing Safety for Women (Mayor Sheldon) (**8 VOTES REQUIRED**)

Delete: Resolution to Approve Lease Agreement with Dahlmann Properties for Office Space for 15th District Court Records Management Operations (District Court) (Rescheduled for August 19, 1996)

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF JULY 15 APPROVED

Councilmember Putman moved that the regular session minutes of July 15, 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-336-8-96 APPROVED

**RESOLUTION TO APPROVE A CONSTRUCTION CONTRACT
WITH DOUGLAS N. HIGGINS, INC. AND TO ESTABLISH A PROJECT
BUDGET FOR THE HEATHERIDGE AND NAVARRE CIRCLE
WATER MAIN PROJECT - BID NO. 2843**

Whereas, The 1996-2002 Capital Improvements Program includes the Heatheridge Water Main Project in its Capital Program Summary of Utilities Water System Projects;

Whereas, It is necessary to replace the water main in Navarre Circle prior to resurfacing the street as part of the 1996 or 1997 Annual Street Resurfacing Project;

Whereas, Competitive bids were received by the Purchasing Division on July 17, 1996, and Douglas N. Higgins, Inc. was the lowest responsible bidder at \$169,837.00; and

Whereas, Douglas N. Higgins, Inc. has received approval from the Human Resources Department on August 5, 1996;

RESOLVED, That City Council approve a contract, per Bid No. 2843, with Douglas N. Higgins, Inc. in the amount of \$169,837.00 for the construction of the Heatheridge and Navarre Circle Water Main 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

\$353,300	Advanced from the Water Supply System Fund (Fund 042). \$220,000 from the 1996 Water Revenue Bond, Series V. \$133,300 from the
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R-337-8-96 APPROVED

**RESOLUTION TO AUTHORIZE PURCHASE OF
BITUMINOUS PAVING MATERIALS - BID NO. 2925**

Whereas, Competitive bids for the supply of bituminous materials used in the maintenance of roads have been received by the Administrative Services Department;

Whereas, Barrett Paving Materials, Inc. was the lowest responsible bidder for three (3) of the seven (7) requested bid materials;

Whereas, Thompson McCully Company was the lowest responsible bidder for the other four (4) of the seven (7) requested bid materials;

Whereas, The bid prices are firm through June 30, 1997, and the contracts may be renewed up to two one-year periods if agreed between the City and the low bidder;

Whereas, Sufficient funds for these purchases were approved in the FY 1996-97 Major (021) and Local (022) Street budgets;

Whereas, Barrett Paving Materials, Inc. received Human Rights approval on March 20, 1996; and

Whereas, Thompson McCully Company received Human Rights approval on March 12, 1996;

RESOLVED, That a purchase order for the supply of bituminous paving materials be authorized to Barrett Paving Materials, Inc. in the amount of \$88,000.00;

RESOLVED, That a purchase order for the supply of bituminous paving materials be authorized to Thompson McCully Company in the amount of \$67,000.00;

RESOLVED, That the City Administrator be authorized to extend both contracts for up to two one-year periods if agreeable between the City and the low bidder under the same terms and conditions as exist in Bid No. 2925; and

RESOLVED, That the City Administrator be authorized to obtain bituminous paving materials from the second lowest bidder should the lowest bidder be unable to provide materials as needed. The total purchase orders issued by this resolution shall not exceed \$155,000.00.

R-338-8-96 APPROVED

**RESOLUTION TO ACCEPT BOARD OF INSURANCE
ADMINISTRATION MINUTES OF JULY 11, 1996
AND TO AUTHORIZE PAYMENTS**

RESOLVED, That the following Board of Insurance Administration minutes of July 11, 1996 be accepted and that the payments therein be authorized:

**MINUTES
CITY OF ANN ARBOR BOARD OF
INSURANCE ADMINISTRATION
JULY 11, 1996**

Present: Councilmember Christopher Kolb, Councilmember David Kwan, City Treasurer Brenda Smith, 3.

Absent: None

Also Present: Risk Manager Daniel J. Cullen; Assistant City Attorney Bob West, 2.

CITIZENS' CLAIMS APPROVED (and check issued):

<u>CASE NO.</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
CC 43-96	Property damage claim of Detroit Edison (State and Packard)	\$369.71
	TOTAL	\$369.71

LEGAL EXPENSES AND/OR CASE RELATED EXPENSES:

<u>CASE NO.</u>	<u>CLAIMANT</u>	<u>AMOUNT</u>
CC 55-95	Lawsuit of Molly Light by Stephen Bernstein Michael Garris, Mediator	\$25.00
CC 55-95	Lawsuit of Molly Light by Stephen Bernstein Carol Hollenshead, Mediator	\$25.00
CC 55-95	Lawsuit of Molly Light by Stephen Bernstein Richard Bailey, Mediator	\$25.00
CC 55-95	Lawsuit of Molly Light by Stephen Bernstein Hall & Deer	\$218.00
	TOTAL	\$293.00

CITIZEN'S CLAIMS DENIED:

CASE NO.

- Cc 59-96** **Vehicle damage claim of Lowell Hanson**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 denied the claim.

- CC 58-96** **Property damage claim of Robert White**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 denied the claim.

- CC 61-96** **Vehicle damage claim of Maxine Larrouy**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 denied the claim.

- CC 60-95** **Property damage claim of Demetrios Politis**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 denied the claim.

OTHER BUSINESS:

CASE NO.

- CC 130-94** **Bodily injury claim of Tiffany Hopkins**
 Discussed by Daniel J. Cullen, Risk Manager and the Board was
 given a status report on this claim.

- CC 89-94** **Lawsuit of Charles Sayre**
 Discussed by Bob West, Assistant City Attorney and the Board
 authorized settlement.

- Discussion of Insurance Renewal for 1996-97**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 approved the Insurance Renewal for 1996-97.

- Discussion of Liability Insurance for the DDA**
 Discussed by Daniel J. Cullen, Risk Manager and the Board
 approved the purchase of the liability insurance.

REQUESTS FOR INFORMATION ON PENDING CLAIMS AWAITING MORE INFORMATION:

CASE NO.	NAME	INCIDENT DATE	CLAIM RECEIVED	INFO FROM CLAIMANT	DATE OF CORRES.	ND. RPT FROM	DATE TO CLM. SRVC.
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CC 64-96	Lee	6-16-96	6-27-96	7-1-96	Parks	7-1-96
CC 65-96	Hetrick	6-2-96	7-3-96	7-3-96	Utilities	7-3-96

ADDITIONAL CLAIMS RECEIVED SINCE LAST MEETING AWAITING FURTHER INVESTIGATION AND/OR INFORMATION:

CASE NO.

- CC 61-96 Vehicle damage claim of Maxine E. Larrouy
- CC 62-96 Lawsuit of Donna Hantula by Leonard Kitchen, Attorney
- CC 63-96 Lawsuit of Frieda C. Schumaier, representing herself
- CC 64-96 Property damage claim of Alexa Lee
- CC 65-96 Sewer Back-Up Claim of David & Debor Hetrick (2558 Old Boston Ct.)

R-339-8-96 APPROVED

**RESOLUTION TO APPROVE RENEWAL OF
HUMAN RESOURCES MANAGEMENT SYSTEM (HRMS)
SOFTWARE MAINTENANCE CONTRACT**

Whereas, The Information Services Division of the Administrative Services Department wishes to renew the Human Resources Management System (HRMS) software maintenance contract with Integral Systems;

Whereas, Integral Systems is the sole vendor for the HRMS software maintenance;

Whereas, Integral Systems was approved by the Human Resources Department on July 19, 1996; and

Whereas, Funds for the HRMS software maintenance is provided in the Information Services Division of the Administrative Services Department budget for fiscal year 1997;

RESOLVED, That the City Administrator be authorized to issue a purchase order to Integral Systems for the sum of \$28,509.00 for software maintenance.

R-340-8-96 APPROVED

**RESOLUTION TO AUTHORIZE ASSIGNMENT OF
SUBLEASE FOR THE WASHTENAW COUNTY HISTORICAL**

SOCIETY PROPERTY ON MAIN AND BEAKES STREETS

Whereas, Washtenaw County Historical Society has an existing lease for the City park land at 101 Beakes Street at North Main Street for a museum and related uses that extends until 2005 with right of renewal in five-year periods;

Whereas, The existing lease allows the Society to sublease a portion of the premises with the consent of the City;

Whereas, The Society has requested permission to allow leasing 4 parking spaces to others, on site, until the museum is open for public use in order to create additional funding for the ongoing renovations of the museum; and

Whereas, Leasing parking spaces, until the museum is ready to open, will not affect the public use of the museum;

RESOLVED, That the Mayor and City Council authorize the Society to lease parking on the premises of the museum at 101 Beakes Street to others until the museum is ready for public use, or December 31, 1998, which ever comes first, provided that the Society is responsible for snow removal and maintenance of the parking and that all provisions of the lease remain in effect including all parking lot maintenance.

R-341-8-96 APPROVED

RESOLUTION APPROVING THE RENAMING OF KIMBERLEY-COLONY NATURE AREA TO THE MOLIN NATURE AREA

Whereas, Peg Molin, who served for many years as Chair of the Park Advisory Commission and presided over the purchase of the Kimberley-Colony Nature Area, passed away earlier this year;

Whereas, Family and friends of Peg Molin have proposed renaming the Kimberley-Colony Nature Area in honor of Peg Molin;

Whereas, In accordance with the park naming policy, a petition was circulated throughout the neighborhood with the result that the majority of the neighborhood supports the renaming; and

Whereas, The Park Advisory Commission recommends the renaming;

RESOLVED, That the Mayor and City Council approve the renaming of the Kimberley-Colony Nature Area to the Molin Nature Area in honor of Peg Molin.

R-342-8-96 APPROVED

**RESOLUTION AUTHORIZING WATER MAIN, SANITARY
SEWER AND STORM SEWER IMPROVEMENT CHARGES
FOR 2516 AND 2530 SOUTH MAIN STREET**

Whereas, The City has previously constructed water main, sanitary sewer and storm sewer improvements described as follows:

Water Main:

2516 South Main St.;	
16" water main in S. Main St.;	
Dist. No. 86042, File No. 86042;	
333.08 front feet; \$52.73/foot =	\$17,563.78

2530 South Main St.;
 16" water main in S. Main St.;
 Dist No. 86042, File No. 86042;
 66.0 front feet; \$52.73/foot = \$3,480.27

Sanitary Sewer:

18" sanitary sewer located west of parcels;
 Non-Dist., Job No. 38083;

Section I	\$ 68.85/acre
Section II	\$136.91/acre
Pittsfield valley Trunkline	\$142.37/acre
	\$348.13/acre

6.54 acres x \$348.13 = \$2,276.77

Storm Sewer:

2516 S. Main St. (12-05-380-001) and 2530 S. Main St. (12-05-380-002);
 30" storm sewer, bituminous surfacing, curb and gutter in S. Main St.;
 Dist. No. 2, Job No. 795;
 \$9.98/front foot; 427.14 front feet = \$4,263.69

GRAND TOTAL OF IMPROVEMENT CHARGES = \$27,584.51 ; and

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is to be levied against certain properties, and this fair share has not been previously paid nor contracted for;

RESOLVED,

1. That Council levy an improvement charge against the following newly-annexed property which is specially benefitted by the above improvements:

<u>Annexation Address:</u>	2516 and 2530 S. Main St.
<u>City Assessor Code:</u>	12-05-303-169
<u>Annexation No.:</u>	A95-18
<u>Planning File No.:</u>	12053X23.1,.2,.5 & .02

Commencing at the S 1/4 corner of Section 5, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan; thence N 00E 15' 00" E 1920.59 feet along N-S 1/4 line of said Section 5 and the centerline of Main Street to the NE corner of South Main Acres, as recorded in Liber 10 of Plats, page 3, Washtenaw County Records, Washtenaw County,

Michigan; thence continuing along said N-S 1/4 line and said centerline N 00E 15' 00" E 319.50 feet for a PLACE OF BEGINNING; thence S 88E 14' 00" W 682.22 feet; thence N 00E 11'44" E 419.79 feet along the west line of the E 1/2 of the E 1/2 of the SW 1/4 of said Section 5; thence N 88E 42' 30" E. 682.44 feet; thence S 00E 15' 00" W 414.14 feet along the N-S 1/4 line of said Section 5 and the centerline of Main Street to the Place of Beginning, containing 6.53 acres of land, more or less (6.21 acres net), together with the subject to easements and restrictions of record, if any. Now situated in the City of Ann Arbor.

2. That the improvement charge levied be \$27,584.51 and be designated as Utilities Improvement Charge No. 645;

3. That this improvement charge be divided into 15 equal installments; the first to be due on September 1, 1996, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 6.2% per annum commencing September 1, 1996;

4. That the City Clerk be directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the register of Deeds of Washtenaw County, Michigan; and

5. That this levied improvement charge be invoiced to Ann Arbor Church of Christ, Godfrey W. Collins, President of Trustees, 530 W. Stadium Blvd., Ann Arbor, MI 48103, and be credited in the amounts of \$21,044.05 to Fund 042-073-7151, \$2,276.77 to Fund 043-073-7151 and \$4,263.69 to Fund 031-073-7151.

R-343-8-96 APPROVED

**RESOLUTION AUTHORIZING SANITARY SEWER
IMPROVEMENT CHARGE FOR 359 PINWOOD STREET**

Whereas, The City has previously constructed sanitary sewer improvements described as follows:

<u>Trunkline Charges:</u>	District No. 359; \$69.66/connection =	\$ 69.66
	District No. 326; \$19.39/connection =	\$ 19.39
	West Park Relief; \$17.42/connection =	<u>\$ 17.42</u>
		\$ 106.47
<u>Sanitary Sewer:</u>	District No. 444; File No. 86035 =	\$6,059.03
GRAND TOTAL OF IMPROVEMENT CHARGES =		\$6,165.50 ;

and

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is to be levied against certain properties, and this fair share has not been previously paid nor contracted for.

RESOLVED,

1. That Council levy an improvement charge against the following newly-annexed property which is specially benefitted by the above improvements:

Annexation Address: 359 Pinewood St.
City Assessor Code: 08-24-305-004
Annexation No.: A95-08
Planning File No.: 8243E23.1 &.2

Lot 73 of The Evergreens Subdivision, Washtenaw County, Michigan, as recorded in Liber 7 of Plats, Page 42, Washtenaw County Records. Now situated in the City of Ann Arbor.

2. That the improvement charge levied be \$6,165.50 and be designated as Utilities Improvement Charge No. 644;

3. That this improvement charge be divided into 15 equal installments; the first to be due on September 1, 1996, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 6.5% per annum commencing September 1, 1996;

4 That the City Clerk be directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the register of Deeds of Washtenaw County, Michigan; and

5. That this levied improvement charge be invoiced to Michael A. Rucinski and Marianne C. Wilczak, 359 Pinewood St., Ann Arbor, MI 48103, and be credited in the amount of \$6,165.50 to Fund 043-073-7151 .

R-344-8-96 APPROVED

**RESOLUTION AUTHORIZING WATER MAIN AND
SANITARY SEWER IMPROVEMENT CHARGES FOR
2643 DEXTER ROAD**

Whereas, The City has previously constructed water main and sanitary sewer improvements described as follows:

<u>Water Main:</u>	16" water main in Dexter Rd.;		
	Non-District, Job No. A-337;		
	One connection at \$379.73/connection =		\$379.73
<u>Sanitary Sewer:</u>	8" sanitary sewer in Dexter Rd.;		
	District No. 430, Job No. 31-700;		
	One connection at \$2,817.50/connection =		\$2,817.50
<u>Trunkline:</u>	Veterans Park Sanitary Sewer;		
	District No. 359, Job No. 2903;		
	One lot at \$106.46/lot =	\$106.46	
	Sanitary Sewer Improvement Charges =		\$2,923.96
GRAND TOTAL OF IMPROVEMENT CHARGES			\$3,303.69
			; and

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is to be levied against certain properties and this fair share has not been previously paid nor contracted for;

RESOLVED,

1. That Council levy an improvement charge against the following newly-annexed property which is specially benefitted by the above improvements:

Annexation Address: 2643 Dexter Road
City Assessor Code: 08-24-420-016
Annexation No.: A95-03
Planning File No.: 8244C14.1 and .2

Lot 29 of Scioto Hills Subdivision, Scio Township, Washtenaw County, Michigan. Now situated in the City of Ann Arbor.

2. That the improvement charge levied be \$3,303.69 and be designated as Utilities Improvement Charge No. 643;

3. That this improvement charge be divided into 15 equal installments; the first to be due on September 1, 1996, and the 14 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 8% per annum commencing

September 1, 1996;

4. That the City Clerk be directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the register of Deeds of Washtenaw County, Michigan; and

5. That this levied improvement charge be invoiced to Russell and Margaret Hough, 2643 Dexter Rd., Ann Arbor, MI 48103, and be credited in the amounts of \$379.73 to Fund 042-073-7151, and \$2,923.96 to Fund 043-073-7151.

R-345-8-96 APPROVED

RESOLUTION AUTHORIZING WATER MAIN AND SANITARY SEWER IMPROVEMENT CHARGES FOR 3039 AND 3043 STONE SCHOOL ROAD

Whereas, The City has previously constructed water main and sanitary sewer improvements described as follows:

Water Main: 16" water main in Stone School Rd.; Job No. A-288;
1 connection at \$408.44/connection = \$408.44

Sanitary Sewer: 36" sanitary sewer trunkline in Eisenhower Parkway;
Dist. No. XII; 1.3 acres at \$142.37/acre = \$185.08

GRAND TOTAL OF IMPROVEMENT CHARGES = \$593.52 ; and

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is to be levied against certain properties, and this fair share has not been previously paid nor contracted for.

RESOLVED,

1. That Council levy an improvement charge against the following newly-annexed property which is specially benefitted by the above improvements:

Annexation Address: 3039 & 3043 Stone School Road
City Assessor Code: 12-10-201-026,12-10-201-027 & 12-10-201-028
Annexation No.: A95-01
Planning File No.: 12102W2.1,.2 & ,8

Parcel A - Commencing at the Northwest corner of Section 10, Town 3 South, Range 6 East, Pittsfield Township, Washtenaw County,

Michigan, thence South 01 degrees 46 minutes 00 seconds West 250.00 feet along the centerline of Stone School Road and the West line of said Section 10 to the Point of Beginning, thence North 89 degrees 55 minutes 40 seconds East 220.26 feet along the South right-of-way line of Eisenhower Parkway, thence South 01 degrees 46 minutes 00 seconds West 182.42 feet; thence North 70 degrees 54 minutes 00 seconds West 230.62 feet along the Northeasterly line of Brookside Subdivision, as recorded in Liber 11 of Plats, page 25, Washtenaw County Records, thence North 01 degrees 46 minutes 00 seconds East 106.65 feet along the centerline of Stone School Road and the West line of Section 10 to the Point of Beginning, being a part of the Northeast 1/4 of Section 10, Town 3 South, Range 6 East.

Parcel B - Commencing at the Northwest 1/4 of Section 10, Town 3 South, Range 6 East, Pittsfield Township, Washtenaw County, Michigan; thence South 01 degrees 46 minutes 00 seconds West 250.0 feet along the centerline of Stone School Road and the West line of said Section 10, thence North 89 degrees 55 minutes 40 seconds East 220.26 feet along the South right-of-way line of Eisenhower Parkway to the Point of Beginning, thence North 89 degrees 55 minutes 40 seconds East 114.94 feet; thence South 01 degrees 46 minutes 00 seconds West 221.97 feet; thence North 70 degrees 54 minutes 00 seconds West 8.37 feet along the Northeasterly line of Brookside Subdivision, as recorded in Liber 11 of Plats, page 25, Washtenaw County Records, thence North 17 degrees 48 minutes 00 seconds East 25.00 feet; thence North 70 degrees 54 minutes 00 seconds West 84.2 feet; thence South 17 degrees 48 minutes 00 seconds West 25.00 feet; ;thence North 70 degrees 54 minutes 00 seconds West 27.98 feet along the Northeasterly line of said Brookside Subdivision, thence North 01 degrees 46 minutes 00 seconds East 182.42 feet to the Point of Beginning, being a part of the Northwest 1/4 of said Section 10, Town 3 South, Range 6 East. Now situated in the City of Ann Arbor.

2. That the improvement charge levied be \$593.52 and be designated as Utilities Improvement Charge No. 646;

3. That this improvement charge be divided into 5 equal installments; the first to be due on September 1, 1996, and the 4 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 5.1% per annum commencing September 1, 1996;

4. That the City Clerk be directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the register of Deeds of Washtenaw County, Michigan; and

5. That this levied improvement charge be invoiced to Kimberly A. Jarzembowski and Timothy Jarzembowski, 3039 Stone School Road, Ann Arbor, MI 48108, and be credited in the amounts of \$408.44 to Fund 042-073-7151, and \$185.08 to Fund 043-073-7151.

R-346-8-96 APPROVED

**RESOLUTION AUTHORIZING WATER MAIN IMPROVEMENT
CHARGE FOR 3751 STONE SCHOOL ROAD**

Whereas, The City has previously constructed a water main improvement described as follows:

Water Main: 16" water main in Stone School Road;
Non-Dist., Job No. A-408;
\$6.31/L.F. of Frontage @ 82.00 feet = \$517.42

GRAND TOTAL OF IMPROVEMENT CHARGE = \$517.42 ; and

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is to be levied against certain properties, and this fair share has not been previously paid nor contracted for;

RESOLVED,

1. That Council levy an improvement charge against the following newly-annexed property which is specially benefitted by the above improvements:

Annexation Address: 3751 Stone School Road
City Assessor Code: 12-01-303-129
Annexation No.: A94-07
Planning File No.: 12103M2.1

A parcel of land situated in the Southwest 1/4 of Section 10, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, described as: Commencing at the West 1/4 corner of said Section 10, thence S 0E 53' 05" E 1256.4 feet along the west line of said Section 10 to the Place of Beginning; thence continuing S 0E 53' 05" E 82.00 feet along said west line; thence N 87E 54' 15" E 528.00 feet; thence N 0E 53' 08" W 82.00 feet, thence S 87E 54' 15" W 528.00 feet to the Place of Beginning; containing an area of 1.0 acre more or less; subject to the rights of the public on Stone School Road and easements and rights-of-way of record. Now situated in the City of Ann Arbor.

2. That the improvement charge levied be \$517.42 and be designated as Utilities Improvement Charge No. 647;

3. That this improvement charge be divided into 5 equal installments; the first to be due on October 1, 1996, and the 4 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 8.3% per annum commencing October 1, 1996;

4. That the City Clerk be directed to send a copy of this resolution by first class mail to the owner of the property and to promptly have this resolution recorded in the office of the register of Deeds of Washtenaw County, Michigan; and

5. That this levied improvement charge be invoiced to Jim and Rose Uphaus, 3599 Stone School Road, and be credited in the amount of \$517.42 to Fund 042-073-7151.

R-347-8-96 APPROVED

**RESOLUTION TO APPROVE TRANSFER OF OWNERSHIP OF
CLASS C LIQUOR LICENSED BUSINESS THROUGH MERGER
OF STOCK INTERESTS FROM MORRISON RESTAURANTS, INC.
TO RUBY TUESDAY, INC. - 870 BRIARWOOD MALL**

RESOLVED, That the request from Ruby Tuesday, Inc. (a Delaware Corporation), to transfer all stock from Morrison Restaurants, Inc. (a Delaware Corporation) to Ruby Tuesday (Georgia), Inc. (a Georgia Corporation) through merger of a 1996 Class C licensed business, located at 870 Briarwood Mall, Store 132, Ann Arbor, be approved.

R-348-8-96 APPROVED

**RESOLUTION TO APPROVE CLASS C LIQUOR LICENSE
TRANSFER AT 327 BRAUN COURT**

RESOLVED, That the request from the Eguchi Corporation to transfer ownership of a 1996 Class C licensed business, located at 327 Braun Ct., Ann Arbor, from Fuji Restaurant of Ann Arbor, Inc., be approved.

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

ORDINANCES - SECOND READING

20-96 APPROVED AS AMENDED

GRAFFITI

**An Ordinance to Amend Chapter 106 of Title IX of the Code
of the City of Ann Arbor by Adding a New Section 9:6**

This ordinance would prohibit a person from applying graffiti to any surface or structure. A violation of this ordinance would be a misdemeanor punishable by community service, restitution and/or a fine of not more than \$500.00 plus costs.

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

With unanimous consent, Dick Soble, member of the ordinance review committee, answered questions concerning the committee's actions.

Councilmember Vereen-Dixon moved that the ordinance be amended by deleting the following language in Section 9:6:

(2) No person shall apply graffiti to any surface or structure.

A violation of this subsection shall be a misdemeanor punishable by one or more of the following, ~~except that the provision for imprisonment shall not apply to a minor:~~

(a) Community service that is as relevant and appropriate to the violation as possible;

(b) Restitution;

~~(c) A fine of not more than \$500.00 plus costs;~~

~~(d) 90 days imprisonment.~~

With unanimous consent of Council, the question was divided to consider paragraphs (2) (c) and (2) (d) separately.

The question being deletion of paragraph 2 (c), on roll call the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Daley, 5;

Nays, Councilmembers Lumm, Kwan, Hartwell, Putman, Kolb, Mayor Sheldon, 6.

The Mayor declared the motion defeated.

The question being deletion of paragraph 2 (d) and the preceding phrase, A...except that the provision for imprisonment shall not apply to a minor,≡ on roll call the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Kolb, Daley, 6;

Nays, Councilmembers Lumm, Kwan, Hartwell, Putman, Mayor Sheldon, 5.

The Mayor declared the motion carried.

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

Yeas, Councilmembers Vereen-Dixon, Lumm, Kwan, Carlberg, Herrell. Hartwell, Putman, Kolb, Mayor Sheldon, 9;

Nays, Councilmembers Hanna-Davies, Daley, 2.

The Mayor declared the motion carried.

22-96 APPROVED AS AMENDED

SOLICITATION

An Ordinance to Amend Section 9:62 of Chapter 108 of Title IX of the Code of the City of Ann Arbor, and to Add a New Section 9:70 of Chapter 108 of Title IX of the Code of the City of Ann Arbor

This ordinance would prohibit soliciting under the following circumstances: on private property (except as permitted by Chapters 79 and 81) unless permitted by the owner or occupant; in any public transportation vehicle or facility; in any public parking structure; from a person in any vehicle on the street; by obstructing free passage of pedestrians or vehicle traffic; within 10 feet of a bank or automated teller machine; within 2 feet of the person solicited; by following and continuing to solicit a person who walks away; by knowingly making a false or misleading representation; or in a manner that intimidates, threatens or harasses.

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

Councilmember Herrell moved that Section 9:70 be amended by deleting the following language:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

- ~~7. by moving to within three (3) feet of the person solicited, unless that persons has indicated that he wishes to make a donation;~~
- ~~8. by following and continuing to solicit a person who walks away from the solicitor;...~~

On roll call the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Daley, 5;

Nays, Councilmembers Lumm, Kwan, Hartwell, Putman, Kolb, Mayor Sheldon, 6.

The Mayor declared the motion defeated.

Councilmember Kolb moved that paragraph 6 of Section 9:70 be amended as follows:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

- 6. within ~~twenty (20)~~ **TEN (10)** feet of a bank or automated teller machine;...

On a voice vote the Mayor declared the motion carried.

Councilmember Daley moved that paragraph 2 of Section 9:70 be amended as follows:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

2. in any public transportation vehicle or **PUBLIC TRANSPORTATION** facility;...

On a voice vote the Mayor declared the motion carried.

Councilmember Carlberg moved that paragraph 7 of Section 9:70 be amended as follows:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

7. by moving to within ~~three (3)~~ **TWO (2)** feet of the person solicited,...

On roll call the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Kolb, Mayor Sheldon, 6;

Nays, Councilmembers Lumm, Kwan, Hartwell, Putman, 4;

Absent during vote, Councilmember Daley, 1.

The Mayor declared the motion carried.

Councilmember Hanna-Davies moved that paragraph 9 of Section 9:70 be amended as follows:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

9. by knowingly making a false or misleading representation in the course of soliciting a donation **A SOLICITATION**;...

On voice vote the Mayor declared the motion carried.

Councilmember Hartwell moved that paragraph 7 of Section 9:70 be amended as follows:

9:70. Solicitation.

...it shall be unlawful for any person to solicit... under any of the following circumstances:...

- 7. by moving to within two (2) feet of the person solicited, unless that person has indicated that he/SHE wishes to make a donation BE SOLICITED;...

On a voice vote the Mayor declared the motion carried.

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

Yeas, Councilmembers Lumm, Kwan, Hartwell, Putman, Kolb, Mayor Sheldon, 6;

Nays, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Daley, 5.

The Mayor declared the motion carried.

33-96 APPROVED

WETLANDS PRESERVATION ORDINANCE

An Ordinance to Amend Sections 5:201, 5:203, 5:205,
5:206, 5:207, 5:212 and 5:213 of Chapter 60

of Title V

of the Code of the City of Ann Arbor

This ordinance would revise references in the Wetlands Preservation Ordinance which have been made obsolete by changes in State of Michigan statues and would remove language regarding the development of an invasive species list.

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

On a voice vote the Mayor declared the motion carried.

ORDINANCES - FIRST READING

None.

MOTIONS AND RESOLUTIONS

R-349-8-96 APPROVED

RESOLUTION TO APPROVE CLONLARA SCHOOL SITE PLAN

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Clonlara School Site Plan, 2.46 acres, 1289 Jewett Street.

Whereas, Patricia Montgomery has requested site plan approval in order to construct a one-story, 16,900-square foot private school at 1289 Jewett Street; and

Whereas, The Ann Arbor City Planning Commission, on July 16, 1996, recommended approval of said request;

RESOLVED, That City Council approve the Clonlara School Site Plan, subject to combining of the lots; and

RESOLVED, That the Building Department shall not issue permits until the lots have been combined.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-350-8-96 APPROVED

RESOLUTION TO APPROVE LIN ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Lin Annexation, 1.12 acres, 2701 Nixon Road.

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, Tong Ching and Yang Li-Chu Lin are the owners of said property; and

Whereas, It is the desire of Tong Ching and Yang Li-Chu Lin 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:

Beginning at the intersection of Traver Road and Nixon Road in Section 15, T2S, R6E, Ann Arbor, Michigan, Washtenaw County, Michigan; thence westerly along the centerline of Traver Road 306.13 feet; thence northerly deflecting 96° 29' 30" to the right 180.01 feet; thence easterly deflecting 90° 55' to the right 303.51 feet; thence southerly deflecting 88° 50' 30" to the right 140.6 feet along the centerline of Nixon Road to the place of beginning, being part of the Northeast 1/4 of said Section 15, subject to all easements and restrictions of record.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-351-8-96 APPROVED

RESOLUTION TO APPROVE WHITE ANNEXATION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed White Annexation, 0.17 acre, east side of Wagner Road, south of Porter 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, Donna White is the owner of said property; and

Whereas, It is the desire of Donna White 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 63, Westover Hills Subdivision, a subdivision of part of the Northwest 1/4 of Section 25, Scio Township, Washtenaw County, Michigan, as recorded in Liber 5, page 32 of Plats, Washtenaw County Records.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-352-8-96 APPROVED

**RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NO. 33-96 - WETLANDS PRESERVATION ORDINANCE**

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

RESOLVED, That Ordinance 33-96 be published by the following summary:

Ordinance 33-96 revises the regulations in Chapter 60 (Wetlands Preservation Ordinance). The revisions remove references in the ordinance which have been made obsolete by changes in State of Michigan statutes.

The complete text of this ordinance is available at the Ann Arbor City Clerk's Office.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-353-8-96 APPROVED

**RESOLUTION TO ACCEPT AND APPROPRIATE
VIOLENCE PREVENTION AND REDUCTION PROGRAM GRANT FOR
MAYOR=S TASK FORCE ON INCREASING SAFETY FOR WOMEN**

Whereas, the Mayor=s Task Force on Increasing Safety for Women is a committee of representatives from nonprofit agencies, businesses, schools, and local government for the improvement of safety for women in our community;

Whereas, The Task Force has applied for and received a grant from the State of Michigan Community Public Health Agency Violence Prevention and Reduction Program in the sum of \$15,000.00; and

Whereas, The grant proposal includes funding for a .40 FTE position to provide education about and prevention of violence against women. The position will be funded only for the duration of the grant;

RESOLVED, That the City of Ann Arbor accept the grant and appropriate the funds for the life of the project; and

RESOLVED, That City Council approve the addition of the proposed position and authorize the City Administrator to take all necessary actions to execute the grant and proposal.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-354-8-96 APPROVED

**RESOLUTION TO APPROVE CONTRACT WITH
FIRST CONTRACTING FOR DEVELOPMENT OF SIX
HOUSING UNITS ON SOUTH MAIN STREET**

Whereas, The Housing Commission has Development Grant funding from HUD to proceed with the site work and construction of six units (three duplexes) at the South Main site, the site plan having been approved by the City Planning Commission and City Council;

Whereas, The Housing Commission solicited sealed bids for the specified work and received two bids, of which the low bid was deemed responsive but exceeded the HUD mandated TDC (total development cost) parameters for the proposed work;

Whereas, The Housing Commission Board approved award of contract to First Contracting at its July 17, 1996 regular meeting, only after receiving approval from HUD, Washington, D.C., to proceed at costs in excess of the TDC for Ann Arbor; and

Whereas, The Human Resources Department issued Human Rights approval for this contractor on July 29, 1996;

RESOLVED, That the City Council approve the contract with First Contracting in the amount of \$679,712.00 for the construction of six units on South Main, and authorize the Mayor and City Clerk to execute the contract substantially in the form on file with the City Clerk.

Councilmember Hanna-Davies moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-355-8-96 APPROVED

**RESOLUTION TO APPROVE INSURANCE RENEWAL
FOR FISCAL YEAR 1996-97**

Whereas, The City is best served by purchasing a composite insurance program through different markets with the broadest coverages at the lowest price;

Whereas, Human Rights approval was obtained for the C.M. Althoff Company, Arkwright Mutual Insurance Company and Sedgwick James of Michigan on July 23, 1996; and

Whereas, The Finance Director, Risk Manager, Board of Insurance Administration, and the City Administrator recommend the purchase of insurance as outlined in Attachment "A" (on file in the City Clerk=s Office);

RESOLVED, That the City Council hereby approve the Fiscal Year 1996-97 Insurance Program as presented in Attachment "A"; and

RESOLVED, That an amount of \$541,693.00 be budgeted in the Insurance Fund to pay for the property and casualty insurance costs identified in Attachment "A"; and

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

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-356-8-96 APPROVED AS AMENDED

**RESOLUTION TO APPROVE CONTRACT WITH RECYCLE
ANN ARBOR FOR RECYCLING COLLECTION SERVICES -
RFP NO. 385**

Whereas, Proposals for recycling collection services in Ann Arbor were received by the Purchasing Division on January 10, 1996 in response to RFP No. 385;

Whereas, Recycle Ann Arbor was chosen as the preferred vendor by both the RFP selection committee and the Solid Waste Commission;

Whereas, Recycle Ann Arbor has reduced its price to a level deemed acceptable by City staff and has agreed to a shorter-term two-year contract, with an option to cancel the second year;

Whereas, Recycle Ann Arbor received Human Rights approval on February 29, 1996; and

Whereas, Funding for the fiscal year 1996/97 portion of the services will be provided from the approved Solid Waste Department budget;

RESOLVED, That City Council approve a contract with Recycle Ann Arbor in the amount indicated in the contract; and

RESOLVED, That the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file in the City Clerk's Office.

Councilmember Kolb moved that the resolution be adopted.

Councilmember Kolb moved that paragraph 1 of the service agreement be amended as follows:

The City of Ann Arbor...and Recycle Ann Arbor...hereby agree as follows:

- 1) This agreement shall take effect on January **OCTOBER** 1, 1997 for a period of two years....

On roll call the vote was as follows:

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

Nays, Councilmember Kwan, 1;

Absent during vote, Councilmember Vereen-Dixon, 1.

The Mayor declared the motion carried.

With unanimous consent of Council, Tim Brownell, representing Recycle Ann Arbor, answered questions concerning the proposed contract.

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

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Carlberg, Herrell, Hartwell, Kolb, Daley, Mayor Sheldon, 8;

Nays, Councilmembers Lumm, Kwan, Putman, 3.

The Mayor declared the motion carried.

R-357-8-96 APPROVED

RESOLUTION APPROVING DEVELOPMENT OF CITY OF ANN ARBOR COMPREHENSIVE DROP-OFF STATION

Whereas, The City of Ann Arbor has proposed a comprehensive drop-off station for 2950 E. Ellsworth Road (the site of the former recycling processing facility); and

Whereas, The City designed a facility to address neighborhood concerns, including berming the present entrance, improving the landscaping, improving site drainage, and paving the new entrance;

RESOLVED, That the City allow Forest Hills Cooperative, University Townhouses and Colonial Square to each drop off up to 750 cubic yards of yard waste per year at no charge and accept construction waste from each of these cooperatives at the same rate of payment as for City residents; and

RESOLVED, That the City keep the area around Platt and Ellsworth Roads free of litter and work with the three neighboring housing cooperatives to address any future issues arising from the operation of the drop-off station or the resource recovery center.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-358-8-96 APPROVED

**RESOLUTION TO APPROVE A CONTRACT WITH
HEANEY GENERAL CONTRACTING, INC. TO CONSTRUCT
A COMPREHENSIVE DROP-OFF STATION -**

BID NO. 2900

Whereas, The two drop-off stations currently operated by the City are in need of repair;

Whereas, Combining the two drop-off stations into one comprehensive facility will save the City money and provide a greater convenience for the citizens of Ann Arbor;

Whereas, Four competitive bids were received by the Purchasing Division on June 12, 1996, and Heaney General Contracting, Inc. was the lowest responsible bidder at \$263,301.00; and

Whereas, Heaney General Contracting received Human Rights approval from the Human Resources Department on June 19, 1996;

RESOLVED, That City Council approve a contract, per Bid No. 2900, with Heaney General Contracting in the amount of \$263,301.00 for construction of the comprehensive drop-off station to be located at 2950 E. Ellsworth Road;

RESOLVED, That the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk;

RESOLVED, That City Council approve a construction contingency in the amount of \$26,330.00 (10%) to cover potential contract change orders, to be approved by the City Administrator, and approve a total project budget of \$289,631.00 for the life of the project; and

RESOLVED, That funding for the project be provided through the Environmental Bond.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-359-8-96 APPROVED

**RESOLUTION TO APPROVE TRANSFER OF BUY
RECYCLED GRANT AWARD FUNDS**

Whereas, Mayor and Council approved a resolution from the Solid Waste Department on July 17, 1995 for reaffirming support for purchasing recycled products and establishing criteria for the 1995-96 Buy Recycled Set Aside Fund;

Whereas, Through a grant application, the Parks and Recreation Department was awarded grants for two projects, totaling \$20,000.00;

Whereas, On January 15, 1996, Forsythe Park was awarded \$5,000.00 for the construction of a new sculpture constructed of recycled materials, and Wheeler Park was awarded \$15,000.00 for the purchase and use of recycled plastic timbers;

Whereas, The established account for the Buy Recycled Grant Awards expires with the end of the 1995-1996 fiscal year; and

Whereas, Purchase of materials for each of these projects has been delayed beyond the end of the fiscal year;

RESOLVED, That the Mayor and Council approve the transfer of \$20,000.00 from the Solid Waste Department to the Parks and Recreation Department in the amount of \$5,000.00 for Forsythe Park and \$15,000.00 for Wheeler Park for the continuation of the purchase of recycled materials as appropriated by the Buy Recycled Grant Awards, for the life of the project.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-360-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM CLAU THEILE AND STEPHANIE SHAPIRO -
CHERRY TREE LANE - PARCEL NO. 12-11-102-053**

Whereas, Claus Theile and Stephanie Shapiro are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Commencing at the NE corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88° 33N 00" W 1492.60 feet along the North line of said Section 11 and the centerline of Packard Road; thence S 00° 21N 00" E 849.76 feet along the centerline of Cherry Tree Lane (66

feet wide) to the POINT OF BEGINNING of Parcel 3; thence continuing S00° 21' 00" E along said centerline 50.19 feet to a point on the North line of Turnberry No. 1 Subdivision as recorded in Liber 27 of Plats, Pages 1 thru 5, Washtenaw County Records; thence S89° 38' 03" W along said subdivision line 167.72 feet; thence N00° 11' 05" West along the East line of said subdivision 50.04 feet; thence N89° 38' 03" E 167.58 feet to the POINT OF BEGINNING; containing 0.19 acres and subject to all easements and restrictions of record.

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-361-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM CLAUS THEILE AND STEPHANIE SHAPIRO -
CHERRY TREE LANE - PARCEL NO. 12-11-102-052**

Whereas, Clause Theile and Stephanie Shapiro are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Commencing at the Northeast Corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88°33'00"W 1492.60 feet along the north line of said Section 11 and the centerline of Packard Road; thence S00°21'00"E 799.76 feet along the centerline of Cherry Tree Lane (66 feet wide) to the POINT OF BEGINNING of Parcel 2; thence continuing S00°21'00"E along said centerline 50.00 feet; thence S89°34'57"W 167.58 feet to a point on the East line of Turnberry No.1 Subdivision as recorded in Liber 27 of Plats, Pages 1 thru 5, Washtenaw County Records; thence N00°11'05" West along said subdivision line 50.00 feet; thence N89°34'56"E 167.44 feet to the POINT OF BEGINNING; Containing 0.19 acres and subject to all easements and restrictions of record.

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-362-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM CLAUS THEILE AND STEPHANIE SHAPIRO -
CHERRY TREE LANE - PARCEL NO. 12-11-102-051**

Whereas, Claus Theile and Stephanie Shapiro are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Commencing at the NE corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88° 33N 00" W 1492.60 feet along the North line of said Section 11 and the centerline of Packard Road; thence S 00° 21N 00" E 749.76 feet along the centerline of Cherry Tree Lane (66 feet wide) to the POINT OF BEGINNING of Parcel 1; thence continuing S00° 21N 00" E along said centerline 50.00 feet; thence S89° 34N56" W 167.44 feet to a point on the East line of Turnberry No. 1 Subdivision as recorded in Liber 27 of Plats, Pages 1 thru 5, Washtenaw County Records; thence N00° 11' 05" West along said subdivision line 50.00 feet; thence N89° 34' 56" E 167.29 feet to the POINT OF BEGINNING; containing 0.19 acres and subject to all easements and restrictions of record.

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-363-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM RODNEY L. LOTZ AND GEORGE S. GAGALIS -
CHERRY TREE LANE - PARCEL NO. 12-11-102-049**

Whereas, Rodney L. Lotz and George S. Gagalis are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Parcel II: Part of the West one-half of the Northeast quarter of Section 11; Commencing at the Northeast Corner of said Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 88^E33'00" W 1494.06 feet along the north line of said Section 11; thence S 0^E05' E 674.94 feet to the POINT OF BEGINNING; thence S 0^o 05^N E 75 feet; thence S 89^E39' W 161.48 feet; thence N 0^E21' W 75 feet; thence N 89^E39' E 161.8 feet to the POINT OF BEGINNING..

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-364-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM RODNEY L. LOTZ AND GEORGE S. GAGALIS -
CHERRY TREE LANE - PARCEL NO. 12-11-102-048**

Whereas, Rodney L. Lotz and George S. Gagalis are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Parcel I: Commencing at the NE Corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88^o 33' 00" W 1494.06 feet along the North line of said Section 11 and the centerline of Packard Road; thence S0^o 21' 00" E 599.94 feet for a PLACE OF BEGINNING; thence continuing S00^o 21' 00"

E 75 feet; thence S89° 39' 00" W 166.52 feet; thence N00° 21' 00"W 75 feet; thence N89° 39' 00" E 166.07 feet to the POINT OF BEGINNING. Reserving therefrom the E 33 feet thereof for a public right of way, all being part of the E 2 of the NE 1/4 of Section 11, Pittsfield Township, Washtenaw County, Michigan.

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-365-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM JOHN DAVID LINDNER -
CHERRY TREE LANE - PARCEL NO. 12-11-102-054**

Whereas, John David Lindner is the owner of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Commencing at the NE corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88° 33' 00" W 1656.39 feet along the North line of said Section 11 and the centerline of Packard Road; thence S 00° 04' 00" E 296.22 feet for a PLACE OF BEGINNING; thence S 00° 04' 00" E 142.00 feet; thence S88° 33' 00" W 165.9 feet more or less to the centerline of a 66-foot right-of-way; thence N 00° 21' 00" W along said centerline 142.00 feet to an iron pipe; thence N 88° 33' 00" W 165.21 feet to the PLACE OF BEGINNING, being a part of the NE 1/4 of said Section 11.

Whereas, Said owner has delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-366-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM PATRICK MICHAEL AND TINA LEE AGOPIAN -
CHERRY TREE LANE - PARCEL NO. 12-11-150-015**

Whereas, Patrick Michael Agopian and Tina Lee Agopian are the owners of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The westerly 33 feet of the following described parcel:

Commencing at the Northeast Corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88E33'00"W 1325.69 feet along the north line of said Section 11 and the centerline of Packard Road; thence S00E05'00"E 753.19 feet to an iron pipe for the PLACE OF BEGINNING; thence continuing S00E05'00"E 75.00 feet to an iron pipe; thence S89E39'00"W 163.38 feet; thence N00E21'00"W 75.00 feet; thence N89E39'00"W 163.70 feet to the PLACE OF BEGINNING, being a part of the East half of the West half of the NE 1/4 of said Section 11, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan.

Whereas, Said owners have delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-367-8-96 APPROVED

**RESOLUTION ACCEPTING ROAD RIGHT-OF-WAY
EASEMENT FROM TURNBERRY DEVELOPMENT CORPORATION -
CHERRY TREE LANE - PARCEL NO. 12-11-102-029**

Whereas, Turnberry Development Corporation is the owner of property located in the City of Ann Arbor, Washtenaw County, Michigan, and more particularly as described as follows:

The easterly 33 feet of the following described parcel:

Commencing at the Northeast Corner of Section 11, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S88E33'00"W 1492.61 feet along the north line of said Section 11 and the centerline of Packard Road; thence S01E23'33"E 83.01 feet; thence S01E23'33"E 5.02 feet for a PLACE OF BEGINNING; thence S01E23'33"E 208.2 feet; thence S87E30'27"W 165.22 feet; thence S01E07'33"E 73.65 feet; thence S89E00'35"W 181.17 feet; thence N15E59'25"W 130.99 feet; thence 98.5 feet along the arc of a curve to the right with a radius of 376.26 feet, chord bearing N08E29'26"W 98.22 feet; thence N00E59'25"W 52 feet; thence N87E30'27"E 391.55 feet to the PLACE OF BEGINNING, containing 2.148 acres more or less.

Whereas, Said owner has delivered an easement to the City for the construction and maintenance of utilities located within the road right-of-way;

RESOLVED, That said easement be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-368-8-96 APPROVED

**RESOLUTION ACCEPTING QUIT CLAIM DEED FROM
THE WASHTENAW COUNTY BOARD OF COMMISSIONERS
FOR ROAD RIGHT-OF-WAY ALONG PACKARD ROAD**

Whereas, The Washtenaw County Board of Road Commissioners has transferred title and interest for all right-of-way along Packard Road from the west right-of-way of US-23 to the intersection of Eisenhower Parkway to the City of Ann Arbor, pursuant to Resolution RC96-183, and more particularly described as follows:

AMoved that upon the recommendation of the Managing Director, the Board approves the transfer of title and interest to the City of Ann Arbor for all right-of-way along Packard Road from the west right-of-way of US-23 to the intersection of Eisenhower Parkway including that right-of-way quit claimed to the Road Commission by the State Highway Commission in Liber 546 of Pages 434-438 on July 27, 1950.≡

RESOLVED, That said quit claim deed be hereby accepted.

Councilmember Daley moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

REPORTS FROM COUNCIL COMMITTEES

COUNCILMEMBER VEREEN-DIXON

Councilmember Vereen-Dixon reported that she presented the proclamation welcoming the 24th Infantry Regimental Combat Team. She stated that the group has worked over 30 years to bring recognition to African-American soldiers of the Korean War who earned Congressional Medals of Honor but never received them.

COUNCIL PROPOSED BUSINESS

None.

COMMUNICATIONS FROM THE MAYOR

ARBOROUGH GAMES

Mayor Sheldon announced that this year=s Arborough Games between the youth of Ann Arbor and Peterborough, Canada, will be held in Ann Arbor beginning August 9, 5:00 p.m., with a ceremony at Pioneer High School=s Holloway Field.

SOFTBALL GAMES

Mayor Sheldon announced that the Council/UM softball ball game is tentatively set for September 11, and that the Council/Media softball game is tentatively set for August 30.

APPOINTMENTS APPROVED / ANN ARBOR Y RESIDENCE ADVISORY COMMITTEE POSTPONED

Mayor Sheldon recommended the following appointments at the July 1 and July 15, 1996 regular sessions of Council:

ANN ARBOR Y RESIDENCE ADVISORY COMMITTEE

Millicent A. Empedocles (to fill vacancy)
1308 Granger Ave.

ANN ARBOR COMMISSION ON DISABILITY ISSUES

Darlys M. Vander Beek (to fill vacancy created by resignation)
1720 Hatcher Crescent
Term: 8/5/96 to 3/6/97

**COMMUNITY DEVELOPMENT CITIZEN PARTICIPATION
EXECUTIVE COMMITTEE**

Robert M. Campbell (reappointment)
1035 Chestnut Rd.
Term: 8/5/96 to 6/30/99

Bruce Warren (to fill vacancy created by resignation)
1001 Belmont Rd.
Term: 8/5/96 to 6/30/97

HOUSING BOARD OF APPEALS

Ann Smith (reappointment)
11 Ridgemor Dr.
Term: 8/5/96 to 6/30/99

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

Councilmember Carlberg moved that the question be divided and that a separate vote be taken on the appointment to the Ann Arbor Y Residence Advisory Committee.

On a voice vote the Mayor declared the motion carried.

The question being the above recommended appointments, without the appointment to the Ann Arbor Y Residence Advisory Committee.

On a voice vote the Mayor declared the motion carried.

Councilmember Carlberg moved that the appointment of Millicent A. Empedocles to the Ann Arbor Y Residence Advisory Committee be postponed.

On a voice vote the Mayor declared the motion carried.

RECENTLY SIGNED PROCLAMATIONS

Mayor Sheldon submitted the following list of recently signed proclamations in recognition of:

- APUSH America Day - July 28, 1996; and
- Neighbors Make the Difference Day - September 12, 1996.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

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

1. Response to Council Follow-Up Notes of July 3, 1996, Item No. 7/3-2 - Towing Contracts
2. Response to Council Follow-Up Notes of July 3, 1996, Item No. 7/3-3 - Community Dental Center Policies
3. City of Ann Arbor Mission Statement
4. 4th Quarter - Quarterly Report/Measures of Success
5. BFI Landfill Disposal Rates
6. Draft Resolution Regarding Budget Process

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

COMMUNICATIONS FROM THE CITY ATTORNEY**CLOSED SESSION REQUESTED**

City Attorney Abigail Elias submitted a memorandum requesting a closed session to discuss settlement strategy in the litigation between the Ann Arbor Tenants Union, the Ann Arbor YMCA and the City. (Memo on file in the City Clerk's Office)

COMMUNICATIONS FROM COUNCIL**COUNCILMEMBER LUMM**

Councilmember Lumm thanked Council for allowing her remarks concerning the domestic violence project grant to be entered into the official record and thanked Linda Wise for accurately summarizing her remarks.

Councilmember Lumm reported that the first resolution regarding road improvements for Glazier Way will be submitted by the Engineering Division for the August 19, 1996 regular session agenda.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Robert Black, Energy Commission CoChair, regarding Utility Franchise and Power Wheeling - File
2. Communication from Michigan Environmental Council regarding Legislative Action on Establishment of Community Pollution Prevention Fund - File.
3. Communication from Michigan Municipal League transmitting notice of its Annual Business Meeting, September 26-28, 1996 - File.

The following minutes were received for file:

1. Taxicab Board - April 25 1996
2. Mayor's Committee on Street Art Fairs - June 19, 1996
3. Historic District Commission - May 9, 1996
4. Housing Commission - June 19, 1996
5. Planning Commission - June 4 and June 18, 1996

6. Human Rights Commission - April 17, 1996

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

On a voice vote the Mayor declared the motion carried.

PUBLIC COMMENTARY - GENERAL

None.

RECESS FOR EXECUTIVE SESSION

Councilmember Hanna-Davies moved and Councilmember Vereen-Dixon supported that the regular session of Council be recessed in order to convene an executive session to discuss settlement strategy in the litigation between the Ann Arbor Tenants Union, the Ann Arbor YMCA and the City.

On roll call the vote was as follows:

Yeas, Councilmembers Hanna-Davies, Vereen-Dixon, Lumm, Kwan, Carlberg, Herrell, Hartwell, Putman, Kolb, Daley, Mayor Sheldon, 11;

Nays, 0.

The Mayor declared the motion carried and the meeting recessed at 12:00 a.m.

Councilmember Hanna-Davies moved that the regular session of Council be reconvened.

On a voice vote the Mayor declared the motion carried and the regular session reconvened at 12:45 a.m.

ADJOURNMENT

There being no further business to come before Council, it was moved by Councilmember Hanna-Davies that the meeting be adjourned.

On a voice vote the Mayor declared the motion carried and the meeting adjourned at 12:45 a.m.

W. Northcross
Clerk of the Council

Janet L. Chapin
Recording Secretary