

**ANN ARBOR CITY COUNCIL MINUTES  
WORKING SESSION - MARCH 2, 1998**

The working session of the Ann Arbor City Council was called to order at 6:36 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, Patrick A. Putman, Christopher Kolb, Mayor Ingrid B. Sheldon, 9.

**ABSENT :** Councilmembers Stephen C. Hartwell, Elisabeth L. Daley, 2.

**PARKING FEES AND FINES**

Public Services Director William Wheeler presented the AParking Rate and Parking Fine Proposal<sup>≅</sup> which addresses concerns previously expressed by City Council as they relate to a recommendation by staff to increase parking rates and fines. The report explains the methodology used in proposing a rate increase for parking meters and parking fines and how those rates and fines compare to other communities. Also included in the report is information on parking meter equipment which has the capability of offering alternative payment options. (Report on file in the City Clerk=s Office)

Mr. Wheeler reviewed the following recommendations made in the report: 1) Establish a differential hourly parking meter rate within the Central Business District of \$1.00 and a reduced rate of \$.80 and \$.60 per hour for metered locations along the periphery of the Central Business District; 2) Increase all parking fines and expand the early payment option for AExpired Parking Meter<sup>≅</sup> violations by creating an additional category which offers the customer a reduced rate if the ticket is paid by the end of the next business day; 3) Replace the City=s entire parking meter system with the new generation of electronic parking meters which can be programmed to accept payment by debit card, a feature which can be expanded to include use at DDA and University parking meters, lots and structures, and on AATA buses; 4) Develop a promotional campaign to introduce the special features of the electronic parking meter and to educate the public on the parking changes and the affect these changes will have on the City=s ability to manage the limited parking supply.

Questions and comments from Council followed the presentation.

The proposed resolutions to increase hourly parking rates and parking violation fines, which were postponed December 1, 1997, are rescheduled for the March 16, 1998 regular session of Council. Public hearings on the proposed increases are also scheduled for that date.

**ADJOURNMENT**

There being no further business to come before Council, the Mayor declared the meeting adjourned at 7:31 p.m.

**W. Northcross  
Clerk of the Council**

**Janet L. Chapin  
Recording Secretary**

**ANN ARBOR CITY COUNCIL MINUTES  
REGULAR SESSION - MARCH 2, 1998**

The regular session of the Ann Arbor City Council was called to order at 7:37 p.m. in the City Hall Council Chamber by Mayor Ingrid B. Sheldon.

Council stood for a moment of silence.

Mayor Sheldon led 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, Patrick A. Putman, Christopher Kolb, Mayor Ingrid B. Sheldon, 9.

**ABSENT :** Councilmembers Stephen C. Hartwell, Elisabeth L. Daley, 2.

**INTRODUCTIONS**

**UPDATE FROM WASHTENAW DEVELOPMENT COUNCIL**

Jim Kosteva, Washtenaw Development Council Executive Committee Member, and Susan Lackey, Washtenaw Development Council President, presented the WDC's 1997 accomplishments and its 1998 goals. Ms. Lackey reported that the Ann Arbor community has the highest business incorporation in Michigan and that the WDC is working with new companies to help them stay in the city. (A Washtenaw Development Council 1998 Strategic Business Plan brochure on file in the City Clerk's Office)

**MICHIGAN RECREATION AND PARK ASSOCIATION AWARDS**

Parks and Recreation Superintendent Ronald Olson introduced Portia Fields Anderson, of the Michigan Recreation and Park Association, who presented the organization's annual awards for: 1) A Community Service to the Neighborhood Coalition of Southeast Ann Arbor. Accepting the award were representatives from the Coalition's Youth Council; 2) A Innovative Park Research to Parks and Recreation employees Irene Bushaw, Pam Stuckman and Cheryl Saam for the Forsythe Park renovations; and 3) A Innovative Recreation Programming to Leslie Science Center representatives for their annual Animal Hunt/Halloween Walk at the Leslie Science Center.

**ENGINEERING AWARD FOR THE WATER TREATMENT PLANT**

Steve Wagner and Greg Parker, representing the American Consulting Engineers Council/Michigan Chapter, presented an Honorable Conceptor Award for Engineering, one of the 1998 Michigan Engineering and Surveying Excellence Program Awards, to Water Utilities Director Frank Porta and to the consulting firm of CH2M Hill Michigan, Inc. for Ann Arbor's Water Treatment Plant ozonation system and improvements. (Awards brochure on file in the City Clerk's Office)

**GOVERNMENT CLASSES**

Mayor Sheldon acknowledged the students and teachers from Huron High School and Washtenaw Community College government classes who were in attendance.

**PUBLIC COMMENTARY - RESERVED TIME****ROSEMARION BLAKE - INDIVIDUAL HISTORIC PROPERTIES**

Rosemarion Blake, 840 Wickfield Ct., Individual Historic Properties Committee Member, spoke in support of the proposed resolution regarding surplus residential structures. Ms. Blake stated that the resolution, which concerns historic preservation and keeping property on the tax rolls, urges the university to implement a policy for relocating historic residential structures from the land it acquires.

**PAUL LAMBERT - FOREIGN POLICY**

Paul Lambert, 201 W. William St., spoke in opposition to a war with Iraq. He encouraged people to contact their U.S. representatives and senators to express opposition to war in Iraq, and invited everyone to attend the weekly peace demonstration held on Saturdays at noon at the Liberty Street post office.

**PAT RYAN - GELMAN ISSUE**

Pat Ryan, 303 Wildwood Ave., expressed concern with the neighborhoods threatened by the spreading Pall/Gelman dioxane contamination and by the discharges during cleanup activities. Ms. Ryan appealed to Council to reaffirm the Pall/Gelman cleanup policy and take control of the strategy to implement it. She stated that neither the policy nor the City's sanitary sewer ordinance, which gives Council authority to control ground water cleanup discharges, should be dismembered or bargained away.

**GEORGE PATURALSKI - CONTRACT FOR RECYCLING**

George Paturalski, 10599 W. Five Mile Rd., Northville, MI, representing Browning Ferris Industries, stated that BFI is very interested in serving as the City's contractor for recycling collection services. He expressed concern, however, with the City's procurement process for obtaining recycling proposals, which allows the City to negotiate with a bidder at any time until an award is made. Mr. Paturalski stated that this approach is contrary to the spirit of the public procurement process and undermines the integrity of sealed bids. He requested clarification of the procurement process in advance of the bid opening. (Letter on file in the City Clerk's Office)

**ELIZABETH HENRICHS - MACK SCHOOL**

Elizabeth Henrichs, 415 Arbana Dr., representing Coalition to Save Mack School, spoke in opposition to the schools administration's plan to change Mack Elementary School from a neighborhood school to an alternative education school. Ms. Henrichs requested that City Council adopt a resolution to protect neighborhood schools in urban areas for the health and vitality of the City, and urged everyone to attend a rally to save Mack School on March 7 at 1:00 p.m. in the Mack School gym. (Information packet on file in the City Clerk's Office)

**SAFIYA KHALID - SEEKING JUSTICE**

Safiya Khalid, P.O. Box 130654, Ann Arbor, reviewed the history of, what she believes to be, the harassment and collaboration against her by public officials, law enforcement agencies and the courts because of her political activities. She invited everyone to attend the March 9 court trial concerning her trumped up felony charges.

**RICHARD HESELSCHWERDT - MAYOR'S VETO**

Richard Heselschwerdt, 3423 Carpenter Rd., thanked the Mayor for vetoing the Council resolution concerning Community Television Network programming and allowing the City Administrator's more restrictive programming policy to take effect. Mr. Heselschwerdt objected to the YMCA renting its pool to groups for nude swims and spoke against works of art in public places that display nude figures.

## PUBLIC HEARINGS

### FULLER/GEDDES/HURON PARKWAY INTERSECTION WETLAND USE PERMIT

A public hearing was conducted on the proposed Fuller/Geddes/Huron Parkway Intersection Wetland Use Permit. Notice of public hearing was published February 22, 1998.

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

### TRAVERWOOD OFFICE THREE SITE PLAN AND LAND DIVISION

A public hearing was conducted on the proposed Traverwood Office Three Site Plan and Land Division, 8.0 acres, west side of Traverwood Drive north of Plymouth Road. Notice of public hearing was published February 22, 1998.

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

## APPROVAL OF AGENDA

### AGENDA APPROVED WITH CHANGES

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

#### ORDINANCES - FIRST READING

**Delete:** Ordinance Regarding Pesticides (Councilmember Hartwell)

#### MOTIONS AND RESOLUTIONS

**Add Sponsor:** Resolution Proclaiming April 4, 1998 as a Day of Renewal in Our Opposition to Racism, and Encouraging all Citizens to Join the Unity Rally for Racial Justice (Councilmembers Hanna-Davies, Vereen-Dixon, Kolb, **LUMM**, and Mayor Sheldon)

**Correct Title:** Resolution to Accept and Appropriate to the Police Department Up to ~~Up to <\$68,000.00>~~ **\$84,600.00** in Grant Funds from the Department of Treasury Bureau of Alcohol, Tobacco and Firearms for the Purpose of Gang Resistance Education and Training (G.R.E.A.T.) (Police) (8 Votes Required)

**Revised:** Resolution to Sell Excess Property on Federal Boulevard (\$26,000.00) (Real Estate Committee) (8 Votes Required) (Agreement revised)

**Add:** Resolution Recognizing the Michigan B=nai B=rith Hillel Foundation as a

Nonprofit Organization in the City of Ann Arbor (Councilmember Carlberg)

**Add:** Resolution to Support AKeep Off the Grass Day≡ an Alternative to the Hash Bash (Mayor Sheldon)

**CLERK=S REPORT**

**Add:** Communication from John C. Stegeman, 1335 S. University Ave., regarding parking in the South University business district - DDA

On a voice vote the Mayor declared the motion carried.

**APPROVAL OF COUNCIL MINUTES**

**MINUTES OF JANUARY 9 AND FEBRUARY 17 APPROVED**

Councilmember Putman moved that the working session minutes of January 9, 1998 and the regular session minutes of February 17, 1998 be approved, with the following correction to Page 6 of the February 17 minutes:

**R-72-2-98 APPROVED AS AMENDED**

**RESOLUTION ESTABLISHING THE ANN ARBOR  
COMMISSION FOR ART IN PUBLIC PLACES...**

Council unanimously agreed that the resolution be amended as follows:

**Sixth paragraph:**

**RESOLVED, That the functions of the Commission shall include, but shall not be limited to:**

- 5. Soliciting and raising funds for its operations, which include <procurement> PROCUREMENTS of works of art, through grants,...**

On a voice vote the Mayor declared the motion carried.

**CONSENT AGENDA**

**CONSENT AGENDA ITEMS APPROVED**

Councilmember Lumm moved that the following Consent Agenda items be

approved as presented:

**R-86-3-98 APPROVED**

**RESOLUTION TO APPROVE TWO AMENDMENTS TO  
THE CONSOLIDATED ANNUAL CONTRIBUTIONS CONTRACT  
BETWEEN THE CITY OF ANN ARBOR AND HUD IN SUPPORT  
OF THE SECTION 8 CERTIFICATE PROGRAM**

Whereas, The City of Ann Arbor, acting by and through the Housing Commission has a Consolidated Annual Contributions Contract (ACC) to provide funding in support of 675 units of Section 8 (Certificates and Vouchers) subsidized housing;

Whereas, As allocations of Certificate or Vouchers expire, HUD must determine how to renew, either from existing appropriated program project reserves, or through new appropriations; and

Whereas, HUD has determined a need to appropriate \$634,377.00 to fund two new allocations (MI064CE018 and MI064CE019), covering a total of 71 units for a twelve-month period (01/01/98 to 12/31/98) to replace expired allocations (MI064CE005 and MI064CE012);

RESOLVED, That City Council approve the execution of both renewal funding amendments, for a total budget authority of \$634,377.00, to the Consolidated ACC for Section 8 Voucher and Certificate programs between the City of Ann Arbor and HUD by the Executive Director of the Housing Commission.

\*\*\*\*\*

**R-87-3-98 APPROVED**

**RESOLUTION TO APPROVE A PROFESSIONAL  
SERVICES AGREEMENT WITH J & H MARSH & MC  
LENNAN  
FOR PROPERTY AND LIABILITY INSURANCE  
BROKERAGE SERVICES - RFQ NO. 433**

Whereas, RFQ 433 was issued to select an agent to place our insurance program out for competitive proposal;

Whereas, 14 RFQ packets were issued and nine proposals were received, with J & H Marsh & McLennan=s proposal selected as most qualified;

Whereas, The City=s Property and Liability Insurance Program was last placed out for proposal in 1993; and

Whereas, J & H Marsh & McLennan received Human Rights approval as of January 26, 1998;

**RESOLVED**, That the City Administrator be authorized to enter the City into a Professional Services Agreement for insurance agent services for a three-year period with two one-year options.

\*\*\*\*\*

**R-88-3-98 APPROVED**

**RESOLUTION TO AMEND AND ADOPT  
CITY INVESTMENT POLICY**

Whereas, City Council adopted an Investment Policy on November 7, 1994 (R-529-11-94) and adopted a revised policy on November 18, 1996 (R-525-11-96);

Whereas, The Investment Policy requires an annual review of the policy by the Finance Advisory Committee;

Whereas, Act 20 PA 1943 requires local units of government to have a written policy to govern investments; and

Whereas, Act 20 PA 1943 is amended to Public Act 196 of 1997 which expands permissible investment options and requires broker/dealers to agree in writing to comply with local investment policy;

**RESOLVED**, That City Council hereby adopts the Investment Policy as amended by the Finance Advisory Committee (on file in the City Clerk=s Office).

\*\*\*\*\*

**R-89-3-98 APPROVED**

**RESOLUTION TO AUTHORIZE A PURCHASE ORDER TO  
CARRIER AND GABLE, INC. FOR TRAFFIC SIGNAL  
MATERIALS - SOLE SOURCE SUPPLIER**

Whereas, Carrier and Gable, Inc. of Farmington Hills, Michigan, is the supplier of Eagle traffic components used in maintaining City of Ann Arbor traffic signals;

Whereas, Carrier and Gable, Inc., of Farmington Hills, Michigan, has received Human Resources Department approval on May 22, 1997; and

Whereas, Sufficient funds have been budgeted in the Public Services Department, Transportation Division=s FY 97/98 Major Street fund;

**RESOLVED**, That a sole source purchase order in the amount of \$151,000.00 for materials and supplies be issued to Carrier and Gable, Inc.

\*\*\*\*\*

**R-90-3-98 APPROVED**

**RESOLUTION TO APPROVE PURCHASE ORDER TO  
BELL EQUIPMENT COMPANY FOR ELGIN STREET  
SWEEPER PARTS - SOLE SOURCE SUPPLIER**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase repair parts for City of Ann Arbor street sweepers;

Whereas, Bell Equipment is the Elgin distributor and sole source supplier of Elgin Sweeper parts for this area;

Whereas, Bell Equipment received Human Rights approval from the Human Resources Department on April 29, 1997; and

Whereas, Funds for these purchases are budgeted and available within Fleet Services Division accounts;

**RESOLVED**, That City Council approve the issuance of purchase orders to Bell Equipment, for \$50,000 for each fiscal year: 1997-98; 1998-99, and 1999-00.

\*\*\*\*\*

**R-91-3-98 APPROVED**

**RESOLUTION TO APPROVE PURCHASE OF TWO CARGO VANS AND ONE PASSENGER CAR FROM SIGNATURE FORD - MACOMB COUNTY AND STATE OF MICHIGAN COOPERATIVE PURCHASING PROGRAMS**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement vans and passenger cars;

Whereas, Signature Ford was the lowest responsible bidder for two 1998 Windstar Cargo Vans, using MaComb County=s Cooperative Purchasing Program, for \$32,422.00;

Whereas, Signature Ford was the lowest responsible bidder for one 1998 Mercury Sable, using State of Michigan=s Cooperative Purchasing Program, for \$16,305.00; and

Whereas, Signature Ford received Human Rights approval from the Human Resources Department on February 9, 1998;

**RESOLVED**, That City Council approve the issuance of a purchase order to Signature Ford for the purchase of two 1998 Ford Windstar Cargo Vans and one 1998 Mercury Sable, in the total amount of \$48,726.00, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-92-3-98 APPROVED**

**RESOLUTION TO APPROVE PURCHASE OF THREE PICKUP TRUCKS FROM RED HOLMAN PONTIAC GMC - OAKLAND COUNTY COOPERATIVE PURCHASING PROGRAM**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement pickup trucks;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder, using Oakland County=s Cooperative Purchasing Program, for \$47,782.00; and

Whereas, Red Holman Pontiac GMC received Human Rights approval from the Human Resources Department on June 18, 1997;

**RESOLVED**, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of three 1998 GMC Pickup Trucks, in the total amount of \$47,782.00, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-93-3-98 APPROVED****RESOLUTION TO APPROVE PURCHASE OF TWO PICKUP TRUCKS WITH DUMP BODIES FROM RED HOLMAN PONTIAC GMC - OAKLAND COUNTY COOPERATIVE PURCHASING PROGRAM**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement pickup trucks;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder for two 1998 GMC pickup trucks with dump bodies, using Oakland County=s Cooperative Purchasing Program, and the lowest responsible bidder for dump bodies, for \$47,013.00; and

Whereas, Red Holman Pontiac GMC received Human Rights approval from the Human Resources Department on June 18, 1997;

**RESOLVED**, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of two 1998 GMC Pickup Trucks with dump bodies, in the total amount of \$47,013.00, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-94-3-98 APPROVED**

**RESOLUTION TO APPROVE PURCHASE OF CARGO VAN  
AND CAB/TRUCK CHASSIS FROM RED HOLMAN PONTIAC GMC -  
OAKLAND COUNTY COOPERATIVE PURCHASING PROGRAM**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase City of Ann Arbor vehicles;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder for a 1998 cargo van, using Oakland County=s Cooperative Purchasing Program, for \$20,322.00;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder for a 1998 GMC heavy duty cab and chassis, using Oakland County=s Cooperative Purchasing Program, for \$22,607.00; and

Whereas, Red Holman Pontiac GMC received Human Rights approval from the Human Resources Department on June 18, 1997;

**RESOLVED**, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of a 1998 GMC Cargo Van and 1998 GMC heavy duty cab and chassis, in the total amount of \$42,929.00, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-95-3-98 APPROVED**

**RESOLUTION AUTHORIZING A PURCHASE ORDER  
TO RATHCO SAFETY SUPPLY, INC. FOR SIGN FACES -  
SOLE SOURCE SUPPLIER**

Whereas, The City purchases sign faces from Rathco Safety Supply, Inc.;

Whereas, Sufficient funds have been budgeted in the Public Services Department, Transportation Division=s Major and Local Street funds; and

Whereas, Rathco Safety Supply, Inc. received Human Resources Department approval on July 7, 1997;

**RESOLVED**, That a sole source purchase order in the amount of \$40,000.00 for the purchase of sign blanks and finished sign faces be issued to Rathco Safety Supply, Inc.

\*\*\*\*\*

**R-96-3-98 APPROVED****RESOLUTION TO APPROVE PURCHASE OF TWO FORD  
CONTOUR ALTERNATIVE FUEL SEDANS FROM VARSITY FORD -  
STATE OF MICHIGAN COOPERATIVE PURCHASING PROGRAM**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement passenger cars;

Whereas, The Fleet Services Division of the Public Services Department wishes to purchase alternative fuel vehicles;

Whereas, Varsity Ford was the lowest responsible bidder for two 1998 Ford Contour Bi-Fuel Natural Gas Sedans, using the State of Michigan's Cooperative Purchasing Program, for \$37,508.50; and

Whereas, Varsity Ford received Human Rights approval from the Human Resources Department on June 12, 1997;

**RESOLVED**, That City Council approve the issuance of a purchase order to Varsity Ford for the purchase of two 1998 Ford Contour bi-fuel sedans, in the total amount of \$37,508.50, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-97-3-98 APPROVED****RESOLUTION TO APPROVE PURCHASE TO RED HOLMAN  
PONTIAC GMC FOR UTILITY SERVICE VAN - BID NO. 3125**

Whereas, The Fleet Services Division of the Public Services Department needs to purchase a replacement Utility Service Van;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder, bid #3125; and

Whereas, Red Holman Pontiac GMC received Human Rights approval from the Human Resources Department on June 18, 1997;

**RESOLVED**, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of a 1998 GMC Utility Service Van, in the total amount of \$28,000.00, with the funds to be available without regard to fiscal year.

\*\*\*\*\*

**R-98-3-98 APPROVED**

**RESOLUTION AUTHORIZING AN INCREASE OF  
PURCHASE ORDER WITH UNISTRUT OF DETROIT FOR TRAFFIC  
SIGN MOUNTING MATERIALS AND SUPPLIES**

Whereas, The City purchases traffic sign mounting materials from Unistrut of Detroit;

Whereas, Sufficient funds have been included in the Public Services Department, Transportation Division=s FY 1997/98 Major and Local Street funds; and

Whereas, Unistrut of Detroit received Human Resources Department approval on August 22, 1997;

**RESOLVED**, That the sole source purchase order be increased in the amount of \$20,000.00 for traffic sign materials and supplies to Unistrut of Detroit.

\*\*\*\*\*

**R-99-3-98 APPROVED**

**RESOLUTION TO APPROVE PURCHASE OF NEW RECYCLING  
TRUCK FROM REFUSE AND RECYCLING EQUIPMENT, INC. AND  
REFURBISH EXISTING RECYCLING TRUCK - SOLE SOURCE SUPPLIER**

Whereas, Replacement recycling collection trucks are needed for the City of Ann Arbor=s recycling program;

Whereas, The total price on the Lodal SA-33 recycling truck from Refuse and Recycling Equipment, Inc. has decreased from \$110,544.00 to \$110,014.00;

Whereas, The price for refurbishing an existing recycling vehicle for \$38,400.00 will significantly extend the useful life of that vehicle;

Whereas, It is in the City=s best interest to continue to standardize recycling collection vehicles;

Whereas, Refuse and Recycling Equipment, Inc. received Human Resources approval on February 10, 1998; and

Whereas, Funds for this purchase are available within the Solid Waste Department=s General Fund budget;

**RESOLVED**, That City Council approve the issuance of a purchase order to Refuse and Recycling Equipment, Inc. for the purchase of one new Lodal S-33 recycling truck for \$110,014.00, and for the refurbishment of an existing truck with a new SA-33 body for \$38,400.00, for a total of \$148,414.00, and appropriate this amount to be available without regard to fiscal year.

\*\*\*\*\*

**R-100-3-98 APPROVED**

**RESOLUTION TO APPROVE TRANSFER OF OWNERSHIP OF  
A RESORT B-HOTEL LICENSED BUSINESS TO CAPSTAR WINSTON  
COMPANY, 3205 BOARDWALK - D.B.A. COURTYARD BY MARRIOTT**

**RESOLVED**, That the request from the CapStar Winston Company, L.L.C. (a Delaware Limited Liability Company) to transfer the ownership of a 1997 12 Months Resort B-Hotel licensed business with a Dance Permit, located in escrow at 3205 Boardwalk, Ann Arbor, from the Marywood Company, 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**

None.

**ORDINANCES - FIRST READING**

None.

**MOTIONS AND RESOLUTIONS**

**POSTPONED**

**RESOLUTION REGARDING SURPLUS RESIDENTIAL STRUCTURES**

Whereas, The University of Michigan=s acquisition of properties in the City of Ann Arbor not only removes that property from the tax rolls but usually also results in the removal of any existing structures from the property;

Whereas, The loss of these structures usually means a reduction in the City=s stock of badly needed affordable housing;

Whereas, Since those properties are usually in the City=s oldest neighborhoods, the buildings may also contribute significantly to the City=s heritage as well as to the stability of its neighborhoods; and

Whereas, The University staff have been extremely helpful in finding new locations for two buildings on Wall Street;

RESOLVED, That the Ann Arbor City Council, the Ann Arbor Planning Commission, the Ann Arbor Historic District Commission, and the Individual Historic Properties Historic District Study Committee urge the Regents of the University of Michigan to adopt, and instruct the appropriate staff to implement, the following policy:

Whenever the University acquires property currently containing a building more than 50 years old and which, according to the University=s plans, is not needed for university purposes, the University will use its staff resources and the funds which would ordinarily be budgeted for demolition to aid in relocating the building to an appropriate site. This will consist of offering the building to an appropriate nonprofit organization and the funds allocated for demolition. If no such nonprofit organization can be found, the building will then be advertised for sale to the public.

Note: An Appropriate nonprofit agency≡ is one which will agree to:

- X Accept the building on the condition that the organization will be responsible for the building being removed from the site within a specified length of time;
- X Transfer the property to another owner with covenants to guarantee that the building will be moved, within the specified time period, to a site acceptable to the organization that it will be renovated in a manner acceptable to the organization;
- X Use the accompanying funds to demolish the building if no new owner can be found within the time allowed.

Councilmember Hanna-Davies moved that the resolution be adopted.

Councilmember Hanna-Davies moved that the resolution be postponed to the March 16, 1998 regular session of Council for further input from the University of Michigan.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-101-3-98 APPROVED AS AMENDED****RESOLUTION PROCLAIMING APRIL 4, 1998 AS A DAY  
OF RENEWAL IN OUR OPPOSITION TO RACISM, AND ENCOURAGING  
ALL CITIZENS TO JOIN THE UNITY RALLY FOR RACIAL JUSTICE**

A resolution proclaiming April 4, 1998 as a day of renewal in our opposition to racism, and encouraging all citizens to join the Unity Rally for Racial Justice was considered.

Councilmember Hanna-Davies moved that the resolution be adopted.

Council unanimously agreed to delete the following last paragraph of the resolution for further review of the liability insurance requirement:

**RESOLVED, That the Ann Arbor City Council waive the requirement for liability insurance for use of the public right-of-way, in light of the fact that trained peacekeepers will again be provided and that last year=s candlelit procession through downtown occurred without incident.**

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-101-3-98****RESOLUTION PROCLAIMING APRIL 4, 1998 AS A DAY OF RENEWAL  
IN OUR OPPOSITION TO RACISM, AND ENCOURAGING ALL CITIZENS  
TO JOIN THE UNITY RALLY FOR RACIAL JUSTICE**

Whereas, We, the members of the Ann Arbor City Council, are firmly opposed to racism;

Whereas, April 4, 1998 is the 30th anniversary of Dr. Martin Luther King, Jr.=s death;

Whereas, Dr. Martin Luther King, Jr.=s teachings are acknowledged as the moral compass for our nation in promoting cooperative race relations;

Whereas, A broad coalition of community groups and individuals have again come together to oppose racism and honor Dr. Martin Luther King, Jr., with a nonviolent Unity Rally for Racial Justice on April 4, 1998; and

Whereas, The April 4, 1997 Unity Rally for Racial Justice was unanimously supported by the Ann Arbor City Council and was a successful, well-coordinated event;

RESOLVED, That the Ann Arbor City Council proclaim April 4, 1998 as a day of renewal in our opposition to racism; and

RESOLVED, That the Ann Arbor City Council encourage all citizens of Ann Arbor to join the nonviolent Unity Rally for Racial Justice on Saturday, April 4, by gathering at Wheeler Park on Depot Street at 6:30 p.m., marching in a candlelit procession through downtown, and regathering at First United Methodist Church on State Street for an inspiring program designed to help us work together to recognize and dismantle racism in our community.

\*\*\*\*\*

**R-102-3-98 APPROVED**

**RESOLUTION TO APPROVE FULLER/GEDDES/HURON  
PARKWAY INTERSECTION WETLAND USE PERMIT**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Fuller/Geddes/Huron Parkway Intersection Wetland Use Permit.

Whereas, A wetland use permit has been requested to allow 40 cubic yards of fill to be placed in the wetland, located on the north side of Geddes Road, east of Huron Parkway, to accommodate a dedicated turn lane along the north side of Geddes Road; and

Whereas, The Ann Arbor City Planning Commission, on February 19, 1998, recommended approval of said request;

RESOLVED, That City Council approve the Fuller/Geddes/Huron Parkway Intersection Wetland Use Permit.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-103-3-98 APPROVED**

**RESOLUTION TO APPROVE TRAVERWOOD OFFICE  
THREE SITE PLAN AND LAND DIVISION**

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed Traverwood Office Three Site Plan and Land Division, 8.0 acres, west side of Traverwood Drive north of Plymouth Road.

Whereas, First Martin Corporation has requested land division approval in order to divide the property at 2000 Traverwood Drive (Assessor's Code No. 09-15-300-004) into two parcels;

Whereas, First Martin Corporation has requested site plan approval in order to construct two office buildings, totaling 100,000 square feet, on newly created Parcel A; and

Whereas, The Ann Arbor City Planning Commission, on January 22, 1998, recommended approval of said request;

**RESOLVED**, That City Council approve the Traverwood Office Three Site Plan, upon the condition that an archaeological survey and revision of the site plan for the Traverwood storm water detention design be completed prior to the issuance of a grading permit;

**RESOLVED**, That City Council approve the Traverwood Office Three Land Division, as described below:

**Parcel A**

Commencing at the Southwest corner of Section 15, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N 88°23'50" E 1463.58 feet along the South line of said Section 15 for a PLACE OF BEGINNING; thence N 32°22'33" E 813.28 feet; thence the following three courses along the West right-of-way line of Traverwood Drive: 147.02 feet along the non-tangential arc of a circular curve to the left, radius 742.98 feet, chord bearing S 46°30'07" E 146.78 feet, S 52°10'15" E 420.98 feet, and 175.31 feet along the arc of a circular curve to the right, radius 565.00 feet, chord bearing S 43°16'56" E 174.60 feet; thence S 63°08'18" W 215.16 feet; thence S 84°07'06" W 195.79 feet; thence S 00°45'01" E 66.22 feet; thence S 88°23'50" W 608.57 feet along the South line of said Section 15 to the Place of Beginning, being a part of the East 1/2 of the Southwest 1/4 of said Section 15, containing 8.00 acres of land, more or less, together with and subject to a variable width sanitary sewer easement, together with and subject to a 40-foot wide water main easement, together with a variable width easement for ingress, egress and public utilities, and being subject to easements and restrictions of record, if any.

**Parcel B**

Commencing at the southwest corner of Section 15, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N 88°23'50" E 1313.45 feet along the South line of said Section 15 for a PLACE OF

**BEGINNING; thence N 00°54'42" W 2524.61 feet along the West line of the East 1/2 of the Southwest 1/4 of said Section 15; thence the following three courses along the south line of Huron Parkway: N 88°09'15" E 206.18 feet, 436.91 feet along the arc of a circular curve to the right, radius 625.48 feet, chord bearing S 71°50'06" E 428.08 feet, and S 51°49'27" E 378.04 feet; thence the following four courses along the West right-of-way line of Traverwood Drive: S 37°32'08" W 308.03 feet, 145.94 feet along the arc of a circular curve to the left, radius 608.00 feet, chord bearing S 30°39'45" W 145.59 feet, S 23°47'10" W 347.36 feet and 837.90 feet along the arc of a circular curve to the left, radius 742.98 feet, chord bearing S 08°31'31" E 794.20 feet; thence S 32°22'33" W 813.28 feet; thence S 88°23'50" W 150.13 feet along the South line of said Section 15 to the Place of Beginning, being a part of the East 1/2 of the Southwest 1/4 of said Section 15, containing 30.41 acres of land, more or less, and being subject to easements and restrictions of record, if any;**

**and**

**RESOLVED, That the special assessment amount of \$437,730.55 be hereby divided into two separate assessments as follows:**

**Parcel A  
\$91,923.42 (21%)**

**Parcel B  
\$345,807.13 (79%)**

**Councilmember Putman moved that the resolution be adopted.**

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

**Yeas, Councilmembers Putman, Kolb, Lumm, Kwan, Carlberg, Herrell, Mayor Sheldon, 7;**

**Nays, Councilmembers Hanna-Davies, Vereen-Dixon, 2.**

**The Mayor declared the motion carried.**

\*\*\*\*\*

**R-104-3-98 APPROVED****RESOLUTION TO APPROVE A NEGOTIATED CONSTRUCTION  
CONTRACT WITH PHOENIX CONTRACTORS, INC. TO RENOVATE  
THE BUHR PARK RECREATION FACILITY**

Whereas, Buhr Park is scheduled for renovation in the 1995-2001 Park Rehabilitation and Development Millage budget for renovation; and

Whereas, Competitive bids were received by the Purchasing Division on August 26, 1997, and Phoenix Construction was the lowest responsible bidder;

Whereas, The lowest responsible bid, even with all deductions, exceeded the project budget and the City negotiated with Phoenix Contractors to obtain an acceptable negotiated bid, thus saving \$229,914.00;

Whereas, The Human Resources Department approval was received for Phoenix Contractors on September 22, 1997;

Whereas, Funds for the project are available from the 1995-2001 Parks Rehabilitation and Development Millage totaling \$1,477,056.00, including a private development contribution and \$100,000.00 from the Maintenance and Repair Millage in the FY 1998/99 budget, for a total project budget of \$1,577,056.00; and

Whereas, The project is to be implemented in two phases when funding is available as follows:

Phase I: including the building renovation and consultant costs for a total of \$770,000.00, to be completed by July 30, 1998;

Phase II: including the pool renovation for a total of \$807,056.00, to be completed by September 30, 1998;

**RESOLVED**, That the City Council reject all bids, under Section 14.3 (d) of the City Charter, and approve a negotiated contract at a reasonable price with Phoenix Contractors, Inc.;

**RESOLVED**, That the Mayor and City Council approve a negotiated construction contract with Phoenix Contractors, Inc. in the amount of \$1,460,086.00 to complete both phases of Buhr Park, and authorize the Mayor and City Clerk to sign the agreement substantially in the form on file with the City Clerk; and

**RESOLVED**, That the Mayor and City Council approve a construction contingency in the amount of \$70,000.00 (5%) to cover potential contract change orders to be approved by the City Administrator, and approve a total project budget of \$1,577,056.00 for the life of the project without regard to fiscal year.

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-105-3-98 APPROVED**

**RESOLUTION TO APPROVE AN AMENDMENT TO  
THE PROFESSIONAL SERVICES CONTRACT WITH MITCHELL &  
MOUAT ARCHITECTS, INC. FOR BUHR PARK RENOVATIONS**

Whereas, Buhr Park is scheduled for renovation in the 1995-2001 Park Rehabilitation and Development Millage budget for renovation;

Whereas, Mitchell & Mouat Architects was selected through an RFP process as the most qualified consultant for the Fuller/Buhr Pool Facility renovations;

Whereas, Mitchell & Mouat Architects Inc. will continue the design services of the project for an additional \$44,696.00 to amend the plans due to the phasing of the project, construction inspection, engineering services for the required fire hydrant and sewer line connections and state and local permit requirements and reduction of the project due to budget limitations. Their original contract was \$213,423.00, which covered the design of both Fuller and Buhr Pool Recreation Facility;

Whereas, The Human Resources Department approval was received for Mitchell Mouat Architects on October 17, 1997, and

Whereas, Funds for the project are available from the 1995-2001 Parks Rehabilitation and Development Millage FY 1997\98 budget totaling \$1,477,056, including a private development contribution and \$100,000.00 from the Maintenance and Repair Millage in the FY 1998/99 budget, for a total project budget of \$1,577,056.00;

**RESOLVED**, That the Mayor and City Council approve an amended professional services contract with Mitchell & Mouat Architects in the amount of \$44,696.00 to complete the design services for the renovation of the Buhr Park recreation facilities, and amend the contract amount for Mitchell & Mouat Architects to total \$258,119.00 for the life of the project without regard to fiscal year.

Councilmember Herrell moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-106-3-98 APPROVED**

**RESOLUTION TO ESTABLISH A PROJECT BUDGET AND  
AWARD A PROFESSIONAL SERVICES CONTRACT FOR INFORMATION  
COLLECTION RULE TREATMENT STUDY - RFP NO. 435**

Whereas, The Information Collection Rule (ICR) promulgated by the USEPA mandates that the City conduct a bench scale water treatment study;

Whereas, Of the three firms which submitted proposals to perform this work, CH2M Hill=s was determined to be the most qualified to perform this work for an amount of \$102,426.00; and

Whereas, On June 2, 1997, the Human Resources Department approved CH2M Hill for this work;

**RESOLVED**, That Council accept the proposal and award a contract to CH2M Hill in the amount of \$102,426.00 to conduct the ICR Bench Scale GAC Treatment Study;

**RESOLVED**, That Council approve a contingency in the amount of \$10,242.00 for change orders to be approved by the City Administrator;

**RESOLVED**, That the Mayor and the City Clerk be authorized and directed to sign the contract, which is substantially in a form on file with the City Clerk; and

**RESOLVED**, Council appropriate \$55,668.00 from the Water Supply System Fund Balance for a total project budget of \$112,668.00, and that the funds be available for the life of the project until expended without regard to the fiscal year:

**Source of Funds: Water Supply System Approved Budget FY 1997/98 (\$60,000.00) and a supplemental appropriation of \$55,668.00.**

Councilmember Kolb moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-107-3-98 APPROVED**

**RESOLUTION TO ACCEPT AND APPROPRIATE TO  
THE POLICE DEPARTMENT UP TO \$84,600.00 IN GRANT  
FUNDS FROM THE DEPARTMENT OF TREASURY BUREAU OF  
ALCOHOL, TOBACCO AND FIREARMS FOR THE PURPOSE OF  
GANG RESISTANCE EDUCATION AND TRAINING - G.R.E.A.T.**

Whereas, Education of youth in areas of goal setting, peaceful conflict resolution and gang dangers is a method to help reduce criminal activities;

Whereas, The Department of Treasury Bureau of Alcohol, Tobacco, and Firearms has made grant funds available for the purpose of supporting such training;

Whereas, The Ann Arbor Police Department provides this instruction within the Ann Arbor middle schools; and

Whereas, The Ann Arbor Police Department has made application for \$84,600.00 in grant funds by AFT to facilitate participation in the G.R.E.A.T. Program;

RESOLVED, That City Council accept any grant award and appropriate all of those funds for the life of the grant to the Police Department budget to be spent in accordance with the provisions of the grant; and

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

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-108-3-98 APPROVED AS AMENDED**

**RESOLUTION TO SELL EXCESS PROPERTY ON  
FEDERAL BOULEVARD**

Whereas, The City of Ann Arbor is the owner of certain property which is located in the City of Ann Arbor, Washtenaw County, State of Michigan, and more fully described as follows:

**Lots 1, 2, 3, 4 and 5, Bedford-Buttner Commercial Subdivision,  
According to the Plat thereof recorded in Liber 16 of Plats, pages 8 and  
9, Washtenaw County Records;**

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 developed and implemented a process

to dispose of such real estate, which includes the property described above;

Whereas, The Real Estate Committee recommends that the city accept the sales agreement submitted by Scott Snuverink to purchase the property described above upon payment of the sum \$26,000.00; and

Whereas, The City Council has received the appraisal report on the property described above;

RESOLVED, That City Council approve the sale of the property described above to Scott Snuverink for the sum of \$26,000.00;

RESOLVED, That City Council authorize the Mayor and City Clerk to execute the sales agreement, substantially in the form on file in the Office of the City Clerk, and the documents necessary to implement this agreement; and

RESOLVED, That the proceeds be deposited in the Affordable Housing Fund and the General Fund in accordance with City Council approved Resolution R-495-10-95.

Councilmember Vereen-Dixon moved that the resolution be adopted.

Council unanimously agreed to amend the sales agreement as follows:

Page 5 - add the following language between the second and third paragraphs:

THIS AGREEMENT SHALL NOT BE TRANSFERABLE OR ASSIGNABLE BY THE PURCHASER.

Page 6 - add the following language to the last paragraph:

SUBJECT TO THE NONTRANSFERABILITY OR ASSIGNMENT BY THE PURCHASER PRIOR TO CLOSING, Sstipulations herein are to bind the successors, heirs, executors, administrators and assigns of the respective parties.

The question being the resolution with the amended sales agreement, on a voice vote the Mayor declared the motion carried, with Councilmember Kolb dissenting.

\*\*\*\*\*

R-109-3-98 APPROVED

RESOLUTION TO AWARD CITY ADMINISTRATOR=S PERFORMANCE

**BONUS TO THE EMPLOYEE(S) WHO HAVE MADE A POSITIVE CONTRIBUTION TO THE ORGANIZATION IN 1997**

Whereas, The City Council has completed the City Administrator=s annual performance evaluation;

Whereas, The City Council has approved \$3,000.00 in performance pay; and

Whereas, The City Administrator has declined to accept the performance pay and decided to award the \$3,000.00 to employees who have excelled in customer service, diversity and work place efficiency and effectiveness;

RESOLVED, That the City Council authorize the \$3,000.00, which would have been paid as the City Administrator=s bonus, to be awarded instead to employees; and

RESOLVED, That the City Administrator work with employee groups to establish a performance award program and take other appropriate action to implement the awards.

Councilmember Putman moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-110-3-98 APPROVED**

**RESOLUTION TO CONSENT TO ASSIGNMENT OF PERMIT AGREEMENT #1997-2 FROM KMC TELECOM INC. TO KMC TELECOM II, INC. TO USE PUBLIC RIGHTS-OF-WAY TO PROVIDE TELECOMMUNICATION SERVICES**

Whereas, On November 17, 1997, City Council approved Permit Agreement #1997-2 for KMC Telecom Inc. to install and operate telecommunications facilities in public rights-of-way in the City of Ann Arbor;

Whereas, KMC Telecom Inc. has accepted and executed Permit #1997-2, and has provided the City with the insurance and surety bond required by the permit;

Whereas, KMC Telecom Inc. has undergone a restructuring in which it has become a wholly-owned operating subsidiary of KMC Telecom Holdings, Inc., and in which KMC Telecom II, Inc., has been created as a wholly owned sister operating subsidiary of KMC Telecom Holdings, Inc.;

Whereas, KMC Telecom Inc. has requested the Ann Arbor City Council to

consent to the assignment of Permit #1997-2 from KMC Telecom Inc. to KMC Telecom II, Inc.; and

Whereas, The assignment of Permit #1997-2 from KMC Telecom Inc. to KMC Telecom II, Inc., should not have any impact on the installation of facilities in and over the City=s rights-of-way, or on the operations of said facilities;

**RESOLVED, That City Council consent to and authorize the Mayor and City Clerk to execute all documents which are approved by the City Attorney and which are necessary for the assignment of Telecommunications Permit Agreement #1997-2 from KMC Telecom Inc. to KMC Telecom II, Inc., provided that KMC Telecom II, Inc., must first provide proof of insurance, the surety bond, and payment of all fees which are required by Permit #1997-2 before the assignment may take effect.**

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

**R-111-3-98 APPROVED**

**RESOLUTION RECOGNIZING MICHIGAN B=NAI B=RITH HILLEL FOUNDATION AS A NON-PROFIT ORGANIZATION IN THE CITY OF ANN ARBOR**

Whereas, The Michigan B=nai B=rith Hillel Foundation is a nonprofit organization;

Whereas, The United States Department of Treasury-Internal Revenue Service recognizes the Michigan B=nai B=rith Hillel Foundation as a tax exempt, nonprofit organization; and

Whereas, The Michigan B=nai B=rith Hillel Foundation needs the City to recognize it as a nonprofit organization in the community in order to conduct fundraising activities with State approval;

**RESOLVED, That the Mayor and City Council recognize The Michigan B=nai B=rith Hillel Foundation as a nonprofit organization in the City of Ann Arbor.**

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

\*\*\*\*\*

R-112-3-98 APPROVED

RESOLUTION TO SUPPORT AKEEP OFF THE GRASS DAY≡  
AN ALTERNATIVE TO THE HASH BASH

Whereas, The CASA/Community Partnership Conference and Town Meeting on Healthy Drug Free Youth was held in Ann Arbor on October 24-25,1997; and

Whereas, The Ann Arbor News in its December 30, 1997 editorial stated, "The work being done by Community Action on Substance Abuse may help simply by raising community awareness about the extent of the drug problem...we know the trend in Ann Arbor has been to see drug and alcohol use at rates significantly higher than the national average...it=s foolish to have our (federal) tax money spent on drug and alcohol programs if we=re not going to back it up here at home"; and

Whereas, A number of individuals from CASA, the Community Partnership, the University of Michigan, local law enforcement agencies, the Ann Arbor Public Schools, St. Joseph Mercy Hospital, and other concerned organizations and citizens have met several times to discuss further strategies; and

Whereas, These strategies include a drug-free alternate event designed for the young people of our community with entertainment and speakers to be held on Saturday, April 4, 1998, in the "Underground" at the Michigan League;

Whereas, This event is being called *Keep Off the Grass*; and

Whereas, The elected officials of the City of Ann Arbor and Washtenaw County share the concerns about the increased drug and alcohol abuse, especially by young people;

RESOLVED, That the Ann Arbor City Council strongly endorses *Keep Off the Grass* as a highly desirable drug-free event;

RESOLVED, That the Council hereby allocates \$500.00 from the 1997-98 Community Events Fund in support of *Keep Off the Grass*. Said funds shall be payable to Community Partnership, which is acting as the financial agent for this event. The Mayor and City Clerk are hereby authorized to execute the Public Services Agreement as approved by the City Attorney; and

RESOLVED, That the City of Ann Arbor applaud and encourage those individuals and organizations that are striving to reduce and eliminate alcohol and other drug abuse in our community.

Councilmember Lumm moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

**REPORTS FROM COUNCIL COMMITTEES**

None.

**COUNCIL PROPOSED BUSINESS**

None.

**COMMUNICATIONS FROM THE MAYOR****APPOINTMENTS APPROVED**

Mayor Sheldon recommended the following appointments at the February 17, 1998 regular session of Council:

**ZONING BOARD OF APPEALS**

Charles M. Groh (to fill vacancy)  
810 Third St. 48103  
Term: 03/02/98 to 03/01/2001

**RETIREMENT SYSTEM BOARD OF TRUSTEES**

Stefani A. Carter (to fill vacancy)  
725 Newport Pl. 48103  
Term: 03/02/98 to 12/31/2001

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

On a voice vote the Mayor declared the motion carried.

Mayor Sheldon recommended the following appointments at the February 2 and February 17, 1998 regular sessions of Council:

**HUMAN RIGHTS COMMISSION**

Said M. Issa, M.D. (to fill vacancy)  
3551 Packard Rd. 48108  
Term: 02/17/98 to 10/31/2001

**ANN ARBOR COMMISSION ON DISABILITY ISSUES**

Teresa A. Fear (to fill vacancy)  
855 W. Eight Mile Rd.  
Whitmore Lake, MI 48189  
Term: 03/02/98 to 03/01/2001

**ZONING BOARD OF APPEALS**

Wendy Carman (reappointment)  
2340 Georgetown Blvd. 48105  
Term: 03/02/98 to 03/01/2001

**EMPLOYEES= RETIREMENT SYSTEM BOARD**

Reuben Chapman (reappointment)  
839 Mt. Pleasant Ave. 48103  
Term: 03/02/98 to 12/31/2001

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

Council unanimously agreed to waive the residency requirement for the appointment of Teresa Fear to the Ann Arbor Commission on Disabilities Issues.

The question being the Mayor=s recommendations for appointment, 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:

**PARK ADVISORY COMMISSION**

Gerri Lewis (replacing Patricia Creal who resigned)  
1395 Esch Ct. 48104  
Term: 03/16/98 to 01/19/2000

**HURON RIVER WATERSHED COUNCIL**

John Hieftje (to fill alternate vacancy)  
1800 Traver Rd. 48105  
Term: 03/16/98 to 10/31/2000

**ECONOMIC DEVELOPMENT CORPORATION BOARD**

Herbert L. Wingo (replacing Ann Putallez on term expiration)  
1217 Lincolnshire Ln. 48103  
Term: 03/16/98 to 03/15/2004

**DINNER WITH UNIVERSITY OFFICIALS**

Mayor Sheldon announced that City Council will be hosting a dinner with University of Michigan officials on June 10, 1998, returning the favor for last year=s university-sponsored dinner with City Council.

**COMMUNICATIONS FROM THE CITY ADMINISTRATOR****CTN PROGRAMMING POLICY**

City Administrator Neal Berlin distributed a memorandum in response to the Mayor=s veto of February 24, 1998, which asked the City Administrator to consider a new policy that sets fair, defensible limits for the users of the Community Television Network system. In his memo, Mr. Berlin proposed the development of a voluntary disclosure form and recommended that the Cable Communications ordinance be amended to indicate that the Cable Commission solely advises the City Council.

**REPORTS SUBMITTED**

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

1. Second Quarter Budget Report
2. CTN Programming Policy

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

**COMMUNICATIONS FROM THE CITY ATTORNEY****GELMAN LITIGATION**

City Attorney Abigail Elias stated that some of the recent events in the Gelman

litigation have not been correctly reported in the newspaper, and that she will clarify those issues for Council and provide information on recent developments in a privileged context to avoid jeopardizing the City=s strategy.

### **KKK LAWSUIT**

City Attorney Elias gave a brief update of the Ku Klux Klan lawsuit. She reported that the City is currently in a discovery battle in front of the federal court, and that she is hopeful that the court will dismiss the case for lack of cooperation in discovery.

### **COMMUNICATIONS FROM COUNCIL**

None.

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

The following communications were referred as indicated:

1. Mayor=s veto of Resolution No. R-85-2-98, Resolution to Rescind the Current CTN Programming Policy and to Re-Implement the Former Programming Policy Which Had No Time, Place and Manner Restrictions, adopted February 17, 1998 - File.
2. Communication from John C. Stegeman, 1335 S. University Ave., regarding parking in the South University business district - DDA

The following minutes were received for file:

1. Planning Commission - January 22, 1998
2. Historic District Commission - January 8, 1998
3. Human Rights Commission - November 19, 1997
4. Ann Arbor Transportation Authority - January 21, 1998
5. Airport Advisory Committee - January 21, 1998
6. Community Development Block Grant Executive Committee - January 12, 1998

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

On a voice vote the Mayor declared the motion carried.

**PUBLIC COMMENTARY - GENERAL**

None.

**ADJOURNMENT**

There being no further business to come before Council, the Mayor declared the meeting adjourned at 9:44 p.m.

**W. Northcross  
Clerk of the Council**

**Janet L. Chapin  
Recording Secretary**