

**ANN ARBOR CITY COUNCIL MINUTES
REGULAR SESSION - FEBRUARY 1, 1999**

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, Joseph Upton, 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

COMMISSION ON ART IN PUBLIC PLACES ANNUAL REPORT

Tom Bartlett, Chair of the Commission on Art in Public Places, presented the Commission's annual report. Mr. Bartlett stated that the Commission is currently developing a detailed strategic plan and fund raising strategy, and has already established committees for selection process and public relations. (Report on file in the City Clerk's Office)

PUBLIC COMMENTARY - RESERVED TIME

ELMER WHITE - COMMONWEALTH TRAFFIC LIGHT

Elmer White, 3144 Bolgos Cir., representing the Chapel Hill Condominium Association, urged Council to continue to examine the need for a traffic light at the intersection of Commonwealth and Green Road. He requested that the new commercial developments along Green Road be required to use Commonwealth Boulevard, instead of separate curb cuts, to reduce traffic hazards and improve traffic management.

KERMIT SCHLANSKER - HOUSING

Kermit Schlansker, 2960 Marshall St., spoke in opposition to government subsidized single-family housing. He stated that single-family housing is anti-environmental and that government should only subsidize multiple-family structures which are more efficient and affordable. Mr. Schlansker suggested that the city sponsor an experimental cohousing project for the elderly on the City-owned vacant lot on Springbrook.

PUBLIC HEARINGSNON-DISCRIMINATION ORDINANCE (ORDINANCE NO. 48-98)

A public hearing was conducted on the proposed amendments to Chapter 112, Sections 9:150 and 9:151 - Non-Discrimination Ordinance. This ordinance would add height, weight, mental limitations and gender identity as categories covered under the City's non-discrimination ordinance. Notice of public hearing was published January 24, 1999.

The following people spoke in support of adding Gender identity as a category covered under the City's human rights ordinance to address discrimination and provide protection for transgendered people:

Steve O'Day, 4762 Washtenaw Ave.;

Frank Roehler, 28481 Weddell, Brownstown, MI;

Jay Sennett, 205 N. Hamilton, Ypsilanti, MI;

PJ Two Ravens, 119 W. Mosley St.; and

Mary Ziskin, 119 W. Mosley St.

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

3110 CHERRY TREE LANE REZONING (ORDINANCE NO. 1-99)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 0.57 acre from R1B (Single-Family Dwelling District) to R1D (Single-Family Dwelling District), 3110 Cherry tree Lane. Notice of public hearing was published January 17, 1999.

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

3110 CHERRY TREE LANE LAND DIVISION

A public hearing was conducted on the proposed 3110 Cherry Tree Lane Land Division, 0.57 acre. Notice of public hearing was published January 24, 1999.

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

2101 HILL STREET REZONING (ORDINANCE NO. 2-99)

A public hearing was conducted on the proposed amendment to Chapter 55, rezoning of 1.92 acres from PUD (Planned Unit Development District) to R1A (Single-Family Dwelling District), 2101 Hill Street. Notice of public hearing was published January 17, 1999.

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

SHADY LANE SANITARY SEWER SPECIAL ASSESSMENT PROJECT

A public hearing was conducted on the proposed Shady Lane Sanitary Sewer Special Assessment Project. Notice of public hearing was published January 17, 1999.

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

SHADY LANE WATER MAIN SPECIAL ASSESSMENT PROJECT

A public hearing was conducted on the proposed Shady Lane Water Main Special Assessment Project. Notice of public hearing was published January 17, 1999.

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

1999 GOLF COURSE FEES

A public hearing was conducted on the proposed 1999 fees and charges for Parks and Recreation facilities golf courses. Notice of public hearing was published January 27, 1999.

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

APPROVAL OF AGENDAAGENDA APPROVED WITH CHANGES

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

CONSENT AGENDA

Move: Resolution Establishing 1999 Fees and Charges for Department of Parks and Recreation Facilities Golf Courses (Parks and Recreation) **(Consider separately after Consent Agenda)**

Move: Resolution to Approve First Amendment to Sales Agreement for Excess City Property off of Federal Boulevard with the Snuverinks (Real Estate Committee) **(Consider separately after Consent Agenda)**

MOTIONS AND RESOLUTIONS

Move: Resolution to Approve 3110 Cherry Tree Lane Land Division, 0.57 acre (Planning Commission recommendation: Approval - 8 yeas, 0 nays) **(Consider with Ordinance No. 1-99)**

Add & Move: Resolution to Authorize Grant Application to Ann Arbor Area Community Foundation (Mayor Sheldon) **(Move to end of Consent Agenda)**

CLERK=S REPORT

Add: Communication from Ann Arbor Energy Commission regarding Nordic Electric Franchise - File

Add: Communication from Robert McKim, DTE-CoEnergy Director, regarding the proposed electric franchise - File

Add: Communication from State Representative Elizabeth S. Brater regarding Council resolution on Liberty Street Bridge repair project - File

Add: Resolution from Washtenaw County Board of Commissioners regarding appointment of a service area member to the Washtenaw County/City of Ann Arbor Community Corrections Advisory Board - File

On a voice vote the Mayor declared the motion carried.

APPROVAL OF COUNCIL MINUTES

MINUTES OF JANUARY 11 AND 19 APPROVED

Councilmember Upton moved that the working session minutes of January 11, 1999 and the regular session minutes of January 19, 1999 be approved as presented.

On a voice vote the Mayor declared the motion carried.

CONSENT AGENDA

CONSENT AGENDA ITEMS APPROVED

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

R-34-2-99 APPROVED

RESOLUTION AUTHORIZING THE ACQUISITION OF A MOTOR GRADER FROM MICHIGAN CAT

Whereas, The City of Ann Arbor, a Michigan municipal corporation, is authorized by the laws of the State of Michigan and its Charter to purchase, acquire, and lease personal property necessary for the City to perform essential governmental functions and to enter into contracts with respect thereto;

Whereas, The Public Services Department of the City of Ann Arbor desires to purchase, acquire, and lease a new motor grader to be used by various City departments;

Whereas, Michigan CAT was the lowest responsible bidder for a Model 12H Motor Grader, and extended that bid to the City of Ann Arbor, under a City of Novi, Michigan bid;

Whereas, In order to acquire such equipment, the City proposes to enter into a Governmental Equipment Lease-Purchase Agreement with Caterpillar Financial Services Corporation in a form acceptable to the City Attorney; and

Whereas, Michigan CAT has received Human Resources approval on October 1, 1998;

RESOLVED, That City Council approve the five-year Governmental Equipment Lease-Purchase Agreement with Caterpillar Financial Services Corporation in the amount of \$163,158.60, with a \$1.00 buy out at the end of the five-year lease term;

RESOLVED, That the Mayor and City Clerk be authorized to sign said contract substantially in the form on file with the City Clerk after approval as to form by the City Attorney and as to substance by the City Administrator;

RESOLVED, That the City Administrator be authorized to take all necessary administrative actions to implement this resolution, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the lease-purchase agreement; and

RESOLVED, That the Clerk be hereby directed to attest to the authorized official=s signature.

R-35-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF THREE
CARGO VANS FROM RED HOLMAN PONTIAC GMC -
OAKLAND COUNTY BID

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

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder, through Oakland County=s Cooperative Purchasing Program, for \$50,999.00; and

Whereas, Red Holman Pontiac GMC received Human Resources Department approval on November 13, 1998;

RESOLVED, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of three 1999 GMC cargo vans, in the total amount of \$50,999.00, with funds to be available without regard to fiscal year.

R-36-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE ORDER TO
B & R TIRE AND RETREADING, INC. - BID NO. 3213

Whereas, The City of Ann Arbor's Fleet Services Division of the Public Services Department requires tire repairs and tire retreading for the City's fleet;

Whereas, B&R Tire and Retreading, Inc. was the lowest responsible bidder, Bid No. 3213, for the purchase of tire repairs and tire retreading; and

Whereas, B&R Tire and Retreading, Inc. received Human Resources approval on October 20, 1998;

RESOLVED, That City Council approve the issuance of a purchase order to B&R Tire & Retreading, Inc. in the amount of \$50,000.00; and

RESOLVED, That the City Administrator may extend this contract for up to two one-year periods, if agreeable to both parties, under the terms in Bid No. 3213.

R-37-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
FOUR CARS FROM BUFF WHELAN CHEVROLET -
MACOMB AND OAKLAND COUNTY BIDS

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

Whereas, Buff Whelan was the lowest responsible bidder, through Macomb County's Cooperative Purchasing Program, for three compact cars, 1999 Chevrolet Cavaliers, for \$36,318.72;

Whereas, Buff Whelan was the lowest responsible bidder, through Oakland County=s Cooperative Purchasing Program, for a midsize vehicle, a 1999 Chevrolet Malibu, for \$13,197.46; and

Whereas, Buff Whelan received Human Resources approval on January 14, 1999;

RESOLVED, That City Council approve the issuance of a purchase order to Buff Whelan for the purchase of three 1999 Chevrolet Cavaliers, in the amount of \$36,318.72, and one 1999 Chevrolet Malibu, in the amount of \$13,197.46, with funds to be available without regard to fiscal year.

R-38-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF THREE
PICKUP TRUCKS FROM RED HOLMAN PONTIAC GMC -
OAKLAND AND MACOMB COUNTY BIDS

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 1/2 ton pickup trucks, through Oakland County=s Cooperative Purchasing Program, for \$29,506.00;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder for a 3/4 ton 4x4 pickup truck, through Macomb County=s Cooperative Purchasing Program, for \$18,819.00; and

Whereas, Red Holman Pontiac GMC received Human Resources approval on November 13, 1998;

RESOLVED, That City Council approve the issuance of a purchase order to Red Holman Pontiac GMC for the purchase of three 1999 GMC Pickup Trucks, in the total amount of \$48,325.00, with funds to be available without regard to fiscal year.

R-39-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF TWO PONTIAC SEDANS FROM RED HOLMAN PONTIAC GMC - OAKLAND COUNTY BID

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement automobiles for the Police Department;

Whereas, Red Holman Pontiac GMC was the lowest responsible bidder, through Oakland County=s Cooperative Purchasing Program, for \$36,116.00; and

Whereas, Red Holman Pontiac GMC received Human Resources approval on November 13, 1998;

RESOLVED, That City Council approve the issuance of purchase orders to Red Holman Pontiac GMC for the purchase of two 1999 Pontiac Grand Prix sedans, in the total amount of \$36,116.00, with funds to be available without regard to fiscal year.

R-40-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF TWO MINI PICKUP TRUCKS FROM BUFF WHELAN CHEVROLET - OAKLAND COUNTY BID

Whereas, The Fleet Services Division of the Public Services Department needs to purchase replacement vehicles for the Building Department;

Whereas, Buff Whelan was the lowest responsible bidder, through Oakland County=s Cooperative Purchasing Program, for \$28,402.72; and

Whereas, Buff Whelan received Human Resources approval on January 14, 1999;

RESOLVED, That City Council approve the issuance of a purchase order to Buff Whelan Chevrolet for the purchase of two 1999 Chevrolet S-10 Pickup Trucks, in the total amount of \$28,402.72, with funds to be available without regard to fiscal year.

R-41-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
CHEVROLET MINI VAN FROM BUFF WHELAN
CHEVROLET - OAKLAND COUNTY BID

Whereas, The Fleet Services Division of the Public Services Department and the Police Department need to purchase a replacement van for the Police Department;

Whereas, Buff Whelan was the lowest responsible bidder, through Oakland County=s Cooperative Purchasing Program, for \$19,985.86; and

Whereas, Buff Whelan received Human Resources approval on January 14, 1999;

RESOLVED, That City Council approve the issuance of a purchase order to Buff Whelan Chevrolet for the purchase of a 1999 Chevrolet Venture Mini-Van, in the amount of \$19,985,86, with funds to be available without regard to fiscal year.

R-42-2-99 APPROVED

RESOLUTION TO APPROVE PURCHASE OF
ALTERNATIVE FUEL PICKUP/BI-FUEL CNG FROM
VARSITY FORD - STATE OF MICHIGAN BID

Whereas, The Fleet Services Division of the Public Services Department needs to purchase a replacement pickup truck for the Administrative Services Department;

Whereas, The City of Ann Arbor needs to add alternative fuel vehicles to its fleet;

Whereas, Varsity Ford was the lowest bidder for a 1999 Ford F-150, bi-fuel, natural gas pickup truck, through the State of Michigan=s Cooperative Purchasing Program, for \$19,654.31; and

Whereas, Varsity Ford received Human Resources approval on October 1, 1998;

RESOLVED, That City Council approve the issuance of a purchase order to Varsity Ford for the purchase of a 1999 Ford F-150 1/2 ton pickup truck, in the amount of \$19,654.31, with funds to be available without regard to fiscal year.

R-43-2-99 APPROVED

RESOLUTION TO APPROVE CHANGE TO PURCHASE
ORDER TO LAKEWOOD PARTS & EQUIPMENT, INC.
FOR FORD PARTS - BID NO. 2812

Whereas, The City of Ann Arbor's Fleet Services Division of the Public Services Department requires repair parts for the City's fleet;

Whereas, Lakewood Parts & Equipment Inc. was the lowest responsible bidder, Bid No. 2812, for the purchase of Ford parts;

Whereas, \$37,500.00 was approved under Resolution R-544-11-95 by City Council on November 20, 1995, to Lakewood Parts & Equipment Inc.;

Whereas, The Public Services Department needs approval of an additional \$17,500 for fiscal year 1998-99; and

Whereas, Lakewood Parts & Equipment Inc. received Human Resources approval on April 15, 1998;

RESOLVED, That City Council approve the issuance of an additional \$17,500.00 to the purchase order to Lakewood Parts and Equipment, Inc., and that the fiscal year total amount be \$55,000.00.

R-44-2-99 APPROVED

RESOLUTION ORDERING CREDIT ON ASSESSMENT
FOR DHU VARREN ON THE PARK SITE CONDOMINIUMS
ROAD IMPROVEMENT AGREEMENT

Whereas, The special assessment roll for the Dhu Varren on the Park Road Improvement Agreement, being District No. 1999, File No. 96010, was confirmed by Council on June 3, 1996 in the amount of \$455,000.00;

Whereas, The final cost of this project as distributed between City Share and Property Share has fixed the final Property Share as amounting to \$417,110.40; and

Whereas, The assessment thus levied proved to be larger than necessary to defray the cost of improvement;

RESOLVED, That such excess, in accordance with Section 1.301 of the City Code, in the amount of \$37,889.60, be applied to the unpaid installments of said special assessment against each lot or parcel of land; and

RESOLVED, That any amount of such excess as to any lot or parcel of land which cannot be applied as aforesaid be refunded in cash to the person, persons, or corporation who previously paid said assessment in full.

DISTRIBUTION OF FINAL COST
DHU VARREN ON THE PARK SITE CONDOMINIUMS
ROAD IMPROVEMENT AGREEMENT
(DISTRICT NO. 1999; FILE NO. 96010)

<u>ASSESSOR'S CODE</u>	<u>LOT #</u>	<u>PRELIMINARY ESTIMATE</u>	<u>FINAL COST</u>
09-16-100-003	5	\$6,408.45	\$5,874.79
09-16-100-004	6	\$6,408.45	\$5,874.79
09-16-100-005	7	\$6,408.45	\$5,874.79
09-16-100-006	8	\$6,408.45	\$5,874.79
09-16-100-007	9	\$6,408.45	\$5,874.79
09-16-100-008	10	\$6,408.45	\$5,874.79

09-16-100-009	11	\$6,408.45	\$5,874.79
09-16-100-010	12	\$6,408.45	\$5,874.79
09-16-100-011	13	\$6,408.45	\$5,874.79
09-16-100-012	14	\$6,408.45	\$5,874.79
09-16-100-013	15	\$6,408.45	\$5,874.79
09-16-100-014	16	\$6,408.45	\$5,874.79
09-16-100-015	17	\$6,408.45	\$5,874.79
09-16-100-016	18	\$6,408.45	\$5,874.79
09-16-100-017	19	\$6,408.45	\$5,874.79
09-16-100-018	20	\$6,408.45	\$5,874.79
09-16-100-019	21	\$6,408.45	\$5,874.79
09-16-100-020	22	\$6,408.45	\$5,874.79
09-16-100-021	23	\$6,408.45	\$5,874.79
09-16-100-022	24	\$6,408.45	\$5,874.79
09-16-100-023	25	\$6,408.45	\$5,874.79
09-16-100-024	26	\$6,408.45	\$5,874.79
09-16-100-025	27	\$6,408.45	\$5,874.79
09-16-100-026	28	\$6,408.45	\$5,874.79
09-16-100-028	70	\$6,408.45	\$5,874.79
09-16-100-031	73	\$6,408.45	\$5,874.79
09-16-100-032	74	\$6,408.45	\$5,874.79
09-16-100-037	79	\$6,408.45	\$5,874.79

09-16-100-038	80	\$6,408.45	\$5,874.79
09-16-100-039	81	\$6,408.45	\$5,874.79
09-16-100-040	82	\$6,408.45	\$5,874.79
09-16-100-042	3	\$6,408.45	\$5,874.79
09-16-100-043	2	\$6,408.45	\$5,874.79
09-16-100-044	1	\$6,408.45	\$5,874.79
09-16-101-003	48	\$6,408.45	\$5,874.79
09-16-101-004	49	\$6,408.45	\$5,874.79
09-16-101-005	50	\$6,408.45	\$5,874.79
09-16-101-006	51	\$6,408.45	\$5,874.79
09-16-101-007	53	\$6,408.45	\$5,874.79
09-16-101-008	54	\$6,408.45	\$5,874.79
09-16-101-009	55	\$6,408.45	\$5,874.79
09-16-101-010	56	\$6,408.45	\$5,874.79
09-16-101-011	57	\$6,408.45	\$5,874.79
09-16-101-013	59	\$6,408.45	\$5,874.79
09-16-101-014	60	\$6,408.45	\$5,874.79
09-16-101-015	61	\$6,408.45	\$5,874.79
09-16-101-016	62	\$6,408.45	\$5,874.79
09-16-101-017	63	\$6,408.45	\$5,874.79
09-16-101-018	64	\$6,408.45	\$5,874.79
09-16-101-020	66	\$6,408.45	\$5,874.79

09-16-101-021	67	\$6,408.45	\$5,874.79
09-16-101-022	68	\$6,408.45	\$5,874.79
09-16-101-023	29	\$6,408.45	\$5,874.79
09-16-101-024	30	\$6,408.45	\$5,874.79
09-16-101-025	31	\$6,408.45	\$5,874.79
09-16-101-026	32	\$6,408.45	\$5,874.79
09-16-101-027	33	\$6,408.45	\$5,874.79
09-16-101-028	34	\$6,408.45	\$5,874.79
09-16-101-029	35	\$6,408.45	\$5,874.79
09-16-101-030	36	\$6,408.45	\$5,874.79
09-16-101-031	37	\$6,408.45	\$5,874.79
09-16-101-032	38	\$6,408.45	\$5,874.79
09-16-101-033	39	\$6,408.45	\$5,874.79
09-16-101-034	40	\$6,408.45	\$5,874.79
09-16-101-035	41	\$6,408.45	\$5,874.79
09-16-101-036	42	\$6,408.45	\$5,874.79
09-16-101-037	43	\$6,408.45	\$5,874.79

09-16-101-038	44	\$6,408.45	\$5,874.79
09-16-101-039	45	\$6,408.45	\$5,874.79
09-16-101-040	46	\$6,408.45	\$5,874.79
09-16-101-041	52	\$6,408.45	\$5,874.79

R-45-2-99 APPROVED

RESOLUTION TO APPROVE A CONSTRUCTION
CONTRACT WITH CONSTRUCTION SOLUTIONS, INC. FOR
THE SOUTHEAST AREA PARK PICNIC SHELTER BUILDING
AND RELATED IMPROVEMENTS - BID NO. 3224

Whereas, The approved plans for Southeast Area Park included a picnic shelter centrally located near the A Big Kids play area and the restrooms/concession building, and it was necessary to be omitted from the Phase II improvements contract with ABC Paving Company due to insufficient funding;

Whereas, Competitive bids were received by the Purchasing Division on November 16, 1998 for the construction of the Southeast Area Park Shelter Building, and Construction Solutions, Inc. is the lowest responsible bidder at \$94,600.00;

Whereas, Funds for the project are available from an additional Land and Water Conservation Fund Grant award to help complete the project as originally planned, with a local match from the Park Rehabilitation and Development Millage; and

Whereas, Human Rights approval was received on January 15, 1999 for Construction Solutions, Inc.;

RESOLVED, That the Mayor and City Council approve a construction contract, per Bid No. 3224, with Construction Solutions, Inc. in the amount of \$94,600.00 for improvements to Southeast Area Park for a new picnic shelter building and related site work, and that the Mayor and City Clerk be authorized to sign the agreement substantially in the form on file with the City Clerk; and

RESOLVED, That the Mayor and City Council approve a construction contingency in the amount of \$9,460.00 (10%) to cover potential contract change orders, inspection and testing as necessary, to be approved by the City Administrator, and that a total project budget of \$104,060.00 be approved for the life of the project without regard to fiscal year.

R-46-2-99 APPROVED

RESOLUTION NO. 4 - CONFIRM ASSESSMENT ROLL
FOR SHADY LANE SANITARY SEWER PROJECT

Whereas, The City Council, after due and legal notice, has met for the purpose of reviewing a special assessment roll prepared for the purpose of assessing the private property's share of the cost of acquiring and constructing sanitary sewer described as follows:

Approximately 370 meters of 200 mm sanitary sewer along Shady Lane from Packard to the end, District Number 477, File Number 93049;

Whereas, The City Council has heard all persons interested in the necessity of the improvement or aggrieved by the special assessment roll and has considered any and all objections thereto; and

Whereas, The City Council is satisfied with said special assessment roll;

RESOLVED,

1. That said special assessment roll, as prepared by the City Assessor, be hereby confirmed in the amount of \$10,245.00 and designated as Sanitary Sewer Special Assessment District Number 477, File Number 93049;

2. That said special assessment roll be divided into fifteen (15) equal installments, the first of which shall be due on December 1, 1999, and the fourteen (14) subsequent installments to be due on June 1 of each and every year thereafter; and

3. That the deferred installments of said special assessment roll bear interest at the rate of 7% to be adjusted to 1% per annum above the average interest rate of any bonds issued to finance the improvements, commencing December 1, 1999; said interest to be collected annually on the due date of the second and subsequent installments of said special assessment roll.

SHADY LANE SANITARY SEWER
DISTRICT NO. 477, FILE NO. 93049

<u>Assessor Code</u>	<u>Property Owner</u>	<u>Property Share</u>
12-03-309-019	Schoenhofen, Robert & Dorothy	\$10,245.00

2938 Shady Lane
Ann Arbor, Michigan 48108

TOTAL \$10,245.00

R-47-2-99 APPROVED

RESOLUTION NO. 4 - CONFIRM ASSESSMENT ROLL
FOR WATER MAIN SANITARY SEWER PROJECT

Whereas, The City Council, after due and legal notice, has met for the purpose of reviewing a special assessment roll prepared for the purpose of assessing the private property's share of the cost of acquiring and constructing water main described as follows:

Approximately 370 meters of 200 mm water main along Shady Lane from Packard to the end, District Number 93049, File Number 93049;

Whereas, The City Council has heard all persons interested in the necessity of the improvement or aggrieved by the special assessment roll and has considered any and all objections thereto; and

Whereas, The City Council is satisfied with said special assessment roll;

RESOLVED,

1. That said special assessment roll, as prepared by the City Assessor, be hereby confirmed in the amount of \$9,630.00 and designated as Water Main Special Assessment District Number 93049, File Number 93049;

2. That said special assessment roll be divided into fifteen (15) equal installments, the first of which shall be due on December 1, 1999, and the fourteen (14) subsequent installments to be due on June 1 of each and every year thereafter; and

3. That the deferred installments of said special assessment roll bear interest at the rate of 7% to be adjusted to 1% per annum above the average interest rate of any bonds issued to finance the improvements, commencing December 1, 1999; said interest to be collected annually on the due date of the second and subsequent installments of said special assessment roll.

SHADY LANE WATER MAIN
DISTRICT NO. 93049, FILE NO. 93049

<u>Assessor Code</u>	<u>Property Owner</u>	<u>Property Share</u>
12-03-309-019	Schoenhofen, Robert & Dorothy 2938 Shady Lane Ann Arbor, Michigan 48108	\$9,630.00
	TOTAL	\$9,630.00

R-48-2-99 APPROVED

RESOLUTION TO GRANT SEWER SERVICE OUTSIDE CITY LIMITS TO 3081 DOVER PLACE

Whereas, James A. Woods and Gail Woods, owners of the property at 3081 Dover Place, on January 13, 1999, requested that the City extend public sewer service to their property in Ann Arbor Township in accordance with the Policy Statement of February 1, 1994 between the City of Ann Arbor and Ann Arbor Township;

Whereas, James A. Woods and Gail Woods desire to enter into an agreement with the City to provide an equitable method of obtaining City service outside of its corporate boundaries; and

Whereas, As part of this agreement, the owners shall have this property annexed not later than five (5) years from the date of the agreement;

RESOLVED, That the Mayor and Clerk be hereby authorized and requested to sign the agreement to allow City sewer service to the land during the time it is still outside of the corporate limits; that the City Clerk be hereby directed to send a copy of this resolution and the agreement by first class mail to the above property owner; and that the Water Utilities Department shall promptly have this resolution and the agreement recorded in the office of the Register of Deeds of Washtenaw County, Michigan.

R-49-2-99 APPROVED

RESOLUTION TO APPROVE TRANSFER OF B-HOTEL LICENSED BUSINESS AND TRANSFER STATUS TO A CLASS C LICENSE, 3750 WASHTENAW AVENUE

RESOLVED, That the request from Sinnasone Inhmahong and Vasanna Srisaengyos to transfer the ownership of a 1998 B-Hotel licensed business with a Dance Permit and Entertainment Permit, without dressing rooms, located at 3750 Washtenaw Avenue, from U.S. 23 Lodge, L.L.C.; and to transfer the status to a Class C license, be approved.

R-50-2-99 APPROVED

RESOLUTION TO APPROVE DESIGNATED
ENDOWMENT FUND AGREEMENT AND ADVISED
PASS-THROUGH FUND AGREEMENT BETWEEN
ANN ARBOR AREA COMMUNITY FOUNDATION, INC.
AND COMMISSION ON ART IN PUBLIC PLACES

Whereas, the Commission for Art in Public Places approved the Designated Endowment Fund Agreement and the Pass-Through Fund Agreement at its December 10, 1998, meeting; and

Whereas, the City Council must approve the fund agreements in accordance with Resolution R-72-2-98 as adopted on February 17, 1998;

RESOLVED, that the Mayor and City Council approve the Designated Endowment Fund Agreement and Advised Pass-Through Fund Agreement between the Ann Arbor Area Community Foundation, Inc. and the Commission for Art in Public Places (on file in the City Clerk=s Office).

R-51-2-99 APPROVED

RESOLUTION TO AUTHORIZE GRANT APPLICATION
TO ANN ARBOR AREA COMMUNITY FOUNDATION

Whereas, The Ann Arbor Commission on Art in Public Places was created to advocate for and assist in planning for a visually and aesthetically pleasing community;

Whereas, A group of Main Street area merchants and concerned citizens have solicited pledges of funds for the installation of public art for two sites on the Fourth and Washington parking structure; and

Whereas, It is desired to secure funds for a third location on the structure so as to visually enhance the potential intrusion of a parking garage in an urban neighborhood;

RESOLVED, That the Ann Arbor City Council support the Commission on Art in

Public Places in its application for grant monies from the Ann Arbor Area Community Foundation so as to complete the artistic elements of the parking structure design at Fourth Avenue and Washington Street; and

RESOLVED, That if the City is fortunate to be awarded such a grant, upon receipt of the funds, the funds shall be appropriated for the life of the grant.

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

ITEMS REMOVED FROM CONSENT AGENDA

R-52-2-99 APPROVED

RESOLUTION ESTABLISHING 1999 FEES AND CHARGES FOR DEPARTMENT OF PARKS AND RECREATION FACILITIES GOLF COURSES

Whereas, The Department of Parks and Recreation recommends the proposed fees for 1999 to achieve specific levels of golf course self-support, and allow funds in the enterprise fund sufficient to repay Building Authority Bonds and complete additional golf course capital improvement projects;

Whereas, A review of current rate policies was conducted;

Whereas, Comparative analysis of comparable golf courses has been provided;

Whereas, The Department of Parks and Recreation has been directed to implement policies to achieve levels of self-support for the Recreation Facility Enterprise Fund of 100% level of self-support; and

Whereas, The Parks Advisory Commission and Recreation Advisory Commission approved of the fee proposal;

RESOLVED, That the attached golf course fee schedule be adopted and be effective commencing with the start of the 1999 season and remain active unless modified.

City of Ann Arbor Golf Fees

DAILY RATES

Huron Hills		Leslie Park	
	Proposed		Proposed
<u>1998</u>	<u>1999</u>	<u>1998</u>	<u>1999</u>

Weekday 9		10.00		10.00		13.50		14.00
Weekday 18		16.00		16.00		21.00		22.00
Weekend 9/Holiday		11.00		11.00		14.50		15.00
Weekend 18/Holiday		17.00		17.00		24.00		25.00
Twilight	8.50		8.50		11.00		12.00	
9 Hole Junior*		7.50		7.50		10.00		10.50
18 Hole Junior*	11.00		11.00		13.50		14.50	
9 Hole Senior*		7.50		7.50		10.00		10.50
18 Hole Senior*	11.00		11.00		13.50		14.50	
9 Hole Cart**		NA		NA		12.00		12.00
18 Hole Cart**	NA		NA		22.00		22.00	
9 Hole Cart-single rider**		NA		NA		7.00		7.00
18 Hole-single rider**		NA		NA		12.00		12.00
Senior 9 Hole Cart***		NA		NA		9.00		9.00
Senior 18 Hole Cart***	NA		NA		18.00		18.00	
9 Hole Pull Cart	2.00		2.00		2.00		2.00	
18 Hole Pull Cart		3.00		3.00		3.00		3.00
9 Hole Disabled Cart	8.00		8.00		8.00		8.00	
18 Hole Disabled Cart		13.00		13.00		13.00		13.00
9 Hole Club Rental		7.50		7.50		7.50		7.50
18 Hole Club Rental		10.00		10.00		10.00		10.00

*Ann Arbor residents only, not good on holiday's or weekends
 **An additional \$2.00 refundable key deposit is also collected
 ***Ann Arbor residents only, is not good on holiday=s or weekends, and an additional \$2.00 refundable deposit is also collected

SEASON PASS RATES

Option 1 - Season pass good only for Huron Hills Golf Course

Pre Season Discount
 (March 1st - 14th)

	Resident		Non-Resident	
	Proposed		Proposed	
	<u>1998</u>	<u>1999</u>	<u>1998</u>	<u>1999</u>
5 day*	\$525.00	\$525.00	\$660.00	\$660.00
7 day	555.00	555.00	700.00	700.00
Youth* (17 & under)	300.00	300.00	NA	NA
Senior* (60 & older)	300.00	300.00	NA	NA

Rounds of golf required to cover cost of pass:

	<u>1998</u>	Proposed	<u>1998</u>	Proposed
		<u>1999</u>		<u>1999</u>
5 day* (rate/wkday 18)	32.81	32.81	41.25	41.25
7 day (rate/wkend 18)	32.65	32.65	41.18	41.18
Youth* (rate /jr 18)	27.27	27.27	NA	NA
Senior*(rate/sr 18)	27.27	27.27	NA	NA

Regular Sales
 (March 15th - end of season)

	Resident		Non-Resident	
	Proposed		Proposed	
	<u>1998</u>	<u>1999</u>	<u>1998</u>	<u>1999</u>
5 day*	\$560.00	\$560.00	\$700.00	\$700.00
7 day	625.00	625.00	780.00	780.00
Youth* (17 & under)	330.00	330.00	NA	NA
Senior* (60 & older)	330.00	330.00	NA	NA

Rounds of golf required to cover pass:

	<u>1998</u>	Proposed <u>1999</u>	<u>1998</u>	Proposed <u>1999</u>
5 day* (rate/wkday 18)	35.00	35.00	43.75	43.75
7 day (rate/wkend 18)	36.76	36.76	45.88	45.88
Youth* (rate/jr 18)	30.00	30.00	NA	NA
Senior* (rate/sr 18)	30.00	30.00	NA	NA

*weekdays only, excluding holidays

SEASON PASS RATES CONTINUED

Option 2 - Season pass good for both Huron Hills and Leslie Park

Pre Season Discount
(March 1st - 14th)

	Resident		Non-Resident	
	<u>1998</u>	Proposed <u>1999</u>	<u>1998</u>	Proposed <u>1999</u>
5 day*	\$690.00	\$725.00	\$870.00	\$915.00
7 day	750.00	785.00	940.00	980.00
Youth* (17 & under)	400.00	445.00	NA	NA
Senior* (60 & older)	400.00	445.00	NA	NA

Rounds of golf required to cover pass:

	<u>1998</u>	Proposed <u>1999</u>	<u>1998</u>	Proposed <u>1999</u>
5 day (rate/wkday 18)	32.86	32.95	41.43	41.59
7 day (rate/wkend 18)	31.25	31.40	39.17	39.20
Youth (rate/jr 18)	29.63	30.69	NA	NA
Senior (rate/sr 18)	29.63	30.69	NA	NA

Regular Sales
(March 15th - end of season)

Resident **Non-Resident**

	<u>1998</u>	<u>Proposed</u> <u>1999</u>	<u>1998</u>	<u>Proposed</u> <u>1999</u>
5 day*	\$735.00	\$770.00	\$ 920.00	\$ 965.00
7 day	820.00	855.00	1025.00	1070.00
Youth* (17 & under)	435.00	480.00	NA	NA
Senor* (60 & older)	435.00	480.00	NA	NA

Rounds of golf required to cover pass:

	<u>1998</u>	<u>Proposed</u> <u>1999</u>	<u>1998</u>	<u>Proposed</u> <u>1999</u>
5 day (rate/wkday 18)	35.00	35.00	43.80	43.86
7 day (rate/wkend 18)	34.17	34.20	42.71	42.80
Youth (rate/jr 18)	32.22	33.10	NA	NA
Senior (rate/sr 18)	32.22	33.10	NA	NA

*weekdays only, excluding holidays

Councilmember Hartwell moved that the resolution be adopted.

On roll call the vote was as follow:

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

Nays, Councilmember Hartwell, 1.

The Mayor declared the motion carried.

R-53-2-99 APPROVED

RESOLUTION TO APPROVE FIRST AMENDMENT TO
SALES AGREEMENT FOR EXCESS CITY PROPERTY OFF
OF FEDERAL BOULEVARD WITH THE SNUVERINKS

Whereas, On March 2, 1998 the Mayor and City Council approved a resolution and the Standard Sales Agreement with the Snuverinks for the sale of excess city property off of Federal Boulevard;

Whereas, One of the provisions of the agreement called for a one hundred and eight (180) day investigation period for the purchasers to complete site analysis, prepare a site plan and obtain city approval; and

Whereas, The purchaser is asking for an extension until May 31, 1999 to complete the analysis and achieve site plan approval;

RESOLVED, That the Mayor and City Council approve the First Amendment to Standard Sale Agreement with the Snuverinks, LLC, to extend the time limit per the attached agreement until May 31, 1999;

RESOLVED, That City Council authorize the Mayor and City Clerk to execute the Amendment to the Standard Sales Contract substantially in the form on file in the Office of the City Clerk; and

RESOLVED, That the City Administrator be authorized to take any necessary administrative actions to approve reasonable additional time extensions to complete this transaction.

Councilmember Kolb moved that the resolution be adopted.

On roll call the vote was as follows:

Yeas, Councilmembers Upton, Kwan, Carlberg, Putman, Daley, Hanna-Davies, Vereen-Dixon, Mayor Sheldon, 8;

Nays, Councilmembers Herrell, Hartwell, Kolb, 3.

The Mayor declared the motion carried.

ORDINANCES - SECOND READING

36-98 POSTPONED

FRANCHISE FOR DTE-COENERGY, L.L.C.

An Ordinance to Amend the Code of the City of Ann Arbor by Adding
New Sections 2:640-2:662 to Chapter 37 of Title II of the Code

This ordinance would grant a franchise to DTE-CoEnergy, L.L.C. to provide electric service to customers within the City.

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

Councilmember Herrell moved that the ordinance be postponed until the February 16, 1999 regular session of Council to resolve pending issues.

On a voice vote the Mayor declared the motion carried.

37-98 POSTPONED

FRANCHISE FOR NORDIC ELECTRIC, L.L.C.

An Ordinance to Amend the Code of the City of Ann Arbor by Adding
New Sections 2:610-2:632 to Chapter 37 of Title II of the Code

This ordinance would grant a franchise to Nordic Electric, L.L.C. to provide electric service to customers within the City.

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

Councilmember Herrell moved that the ordinance be postponed until the February 16, 1999 regular session of Council to resolve pending issues.

On a voice vote the Mayor declared the motion carried.

48-98 AMENDED AND WITHDRAWN

NON-DISCRIMINATION ORDINANCE

An Ordinance to Amend Sections 9:150 and 9:151 of Chapter 112
of Title IX of the Code of the City of Ann Arbor

This ordinance would add height, weight, mental limitations and gender identity as categories covered under the City's human rights ordinance.

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

Councilmember Kolb moved that the ordinance be withdrawn at second reading and be reintroduced at first reading at the February 16, 1999 regular session of Council, with the

following additional amendments:

9:150. Intent.

It is the intent of the City that no person be denied the equal protection of the laws, nor shall any person be denied the enjoyment of his or her civil or political rights or be discriminated against because of **ACTUAL OR PERCEIVED** race, color religion, national origin, sex, age height, weight, condition of pregnancy, marital status, ~~<actual or perceived>~~ physical or mental limitations, source of income, family responsibilities, educational association, sexual orientation, ~~or~~ gender identity **OR HIV STATUS**.

9:151. Definitions.

As used in this chapter, the following words and phrases have the following meanings: ...

- (4) **ADiscriminate.**≡ To make decision, offer to make a decision or refrain from making a decision based in whole or in part on the **ACTUAL OR PERCEIVED** race, color, religion, national origin, sex, age, height, weight, condition of pregnancy, marital status, ~~<actual or perceived>~~ physical or mental limitation, source of income, family responsibilities, educational association, ~~or~~ sexual orientation, ~~gender identity~~ **OR HIV STATUS** of another person or that person=s relatives or associates.
- (12) **AMinority.**≡ A person who is Black or ~~<Negro>~~ **AFRICAN AMERICAN**, a Native American **OR ALASKAN NATIVE**, ~~<or a Spanish American or Spanish Surnamed American>~~ **HISPANIC OR LATINO**, ~~<or an>~~ Asian, **NATIVE HAWAIIAN OR OTHER PACIFIC ISLANDER**.

On a voice vote the Mayor declared the motion carried.

1-99 APPROVED

3110 CHERRY TREE LANE REZONING

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

This ordinance would change the zoning of 0.57 acre, located at 3110 Cherry Tree Lane, from R1B (Single-Family Dwelling District) to R1D (Single-Family Dwelling District).

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

On a voice vote the Mayor declared the motion carried.

R-54-2-99 APPROVED

RESOLUTION TO APPROVE 3110 CHERRY TREE LANE LAND DIVISION

A communication was received from the City Planning Commission transmitting its recommendation of approval of the proposed 3110 Cherry Tree Lane Land Division, 0.57 acre.

Whereas, George Gagalis and Rod Lotz have requested land division approval in order to divide the property at 3110 Cherry Tree Lane (Assessor=s Code Nos. 12-11-102-048 and 12-11-102-049) into three separate parcels; and

Whereas, The Ann Arbor City Planning Commission, on December 15, 1998, recommended approval of said request;

RESOLVED, That City Council approve the 3110 Cherry Tree Lane Land Division, described below, subject to a special assessment reapportionment as follows: Parcel I - \$16,890.10, Parcel II - \$16,890.10 and Parcel III - \$16,890.11.

Parcel I - 0.19 acre

A 0.19-acre parcel of land in the NE 1/4 of Section 11, T3S, R6E, Pittsfield township, Washtenaw County, Michigan, described as Commencing at the NE corner of said Section 11; thence S 88 deg 33 min 00 sec W 1492.76 feet (recorded as 1494.06 feet) along the North line of said Section 11 and the centerline of Packard Road; thence S 00 deg 21 min 00 sec E 599.94 feet along the centerline of cherry Tree Lane to the Point of Beginning; thence S

00 deg 21 min 00 sec E 50.00 feet along said centerline; thence S 89 deg 39 min 00 sec W 166.83 feet; thence N 00 deg 05 min 00 sec W 50.00 feet along the East line of A Turnberry No. 1" subdivision as recorded in Liber 27 of Plats, pages 1 through 5, Washtenaw County Records; thence N 89 deg 39 min 00 sec E 166.59 feet (recorded as 166.07 feet) to the Point of Beginning, being subject to the rights of the public over the Easterly 33 feet thereof for Cherry Tree lane, and subject to easements and restrictions of record, if any.

Parcel II - 0.19 acre

A 0.19-acre parcel of land in the NE 1/4 of Section 11, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, described as Commencing at the NE corner of said Section 11; thence S 88 deg 33 min 00 sec W 1492.76 feet (recorded as 1494.06 feet) along the North line of said Section 11 and the centerline of Packard Road; thence S 00 deg 21 min 00 sec E 649.94 feet along the centerline of Cherry Tree Lane to the Point of Beginning; thence S 00 deg 21 min 00 sec E 50.00 feet along said centerline; thence S 89 deg 39 min 00 sec W 167.06 feet; thence N 00 deg 05 min 00 sec W 50.00 feet along the East line of A Turnberry No. 1" subdivision, as recorded in Liber 27 of Plats, pages 1 through 5, Washtenaw County Records; thence N 89 deg 39 min 00 sec E 166.83 feet to the Point of Beginning, being subject to the rights of the public over the Easterly 33 feet thereof for Cherry Tree Lane, and subject to easements and restrictions of record, if any.

Parcel III - 0.19 acre

A 0.19-acre parcel of land in the NE 1/4 of Section 11, T3S, R6E, Pittsfield Township, Washtenaw County, Michigan, described as Commencing at the NE corner of said Section 11; thence S 88 deg 33 min 00 sec W 1492.76 feet (recorded as 1494.06 feet) along the North line of said Section 11 and the centerline of Packard Road; thence S 00 deg 21 min 00 sec E 699.94 feet along the centerline of Cherry Tree Lane to the Point of Beginning; thence S 00 deg 21 min 00 sec E 50.00 feet along said centerline; thence S 89 deg 39 min 00 sec W 167.29 feet (recorded as 161.48 feet); thence N 00 deg 05 min 00 sec W 50.00 feet along the East line of A Turnberry No. 1" subdivision, as recorded in Liber 27 of Plats, pages 1 through 5, Washtenaw County Records; thence N 89 deg 39 min 00 sec E 167.06 feet to the Point of Beginning, being subject to the rights of the public over the Easterly 33 feet thereof for Cherry Tree lane, and subject to easements and restrictions of record, if any.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

2-99 APPROVED

2101 HILL STREET REZONING

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

This ordinance would change the zoning of 1.92 acres, located at 2101 Hill Street, from PUD (Planned Unit Development District) to R1A (Single-Family Dwelling District).

Councilmember Kwan 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

POSTPONED

**RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NO. 36-98 - ELECTRIC UTILITY FRANCHISE
FOR DTE-COENERGY, L.L.C.**

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

RESOLVED, That Ordinance No. 36-98 be published by the following summary:

Ordinance No. 36-98 amends the City Code by adding new Sections 2:640-2:662 to Chapter 37. The new sections grant a five year franchise to DTE-CoEnergy, L.L.C., which would allow it to provide electric services to customers within the City of Ann Arbor, including various obligations and conditions with which DTE-CoEnergy, L.L.C., must comply.

The complete text of this ordinance is available for inspection at the City Clerk=s Office, 2nd floor of the Guy C. Larcom, Jr. Municipal Building, 100 N. Fifth Ave., Ann Arbor.

Councilmember Herrell moved that the resolution be adopted.

Councilmember Herrell moved that the resolution be postponed until the February 16, 1999 regular session of Council for consideration with Ordinance No. 36-98.

On a voice vote the Mayor declared the motion carried.

POSTPONED

RESOLUTION AUTHORIZING SUMMARY PUBLICATION OF
ORDINANCE NO. 37-98 - ELECTRIC UTILITY FRANCHISE
FOR NORDIC ELECTRIC, L.L.C.

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

RESOLVED, That Ordinance No. 37-98 be published by the following summary:

Ordinance No. 37-98 amends the City Code by adding new Sections 2:610-2:632 to Chapter 37. The new sections grant a five year franchise to Nordic Electric, L.L.C., which would allow it to provide electric services to customers within the City of Ann Arbor, including various obligations and conditions with which Nordic Electric, L.L.C., must comply.

The complete text of this ordinance is available for inspection at the City Clerk=s Office, 2nd floor of the Guy C. Larcom, Jr. Municipal Building, 100 N. Fifth Ave., Ann Arbor.

Councilmember Herrell moved that the resolution be adopted.

Councilmember Herrell moved that the resolution be postponed until the February 16, 1999 regular session of Council for consideration with Ordinance No. 37-98.

On a voice vote the Mayor declared the motion carried.

R-55-2-99 APPROVED

RESOLUTION AUTHORIZING AGREEMENT WITH
THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA)
RESEARCH CENTER FOR TECHNOLOGY CONSULTING SERVICES

Whereas, The GFOA Research Center is a uniquely independent source of consulting advice for local governments;

Whereas, The GFOA Research Center provides this non-profit service to enhance and promote professional management of government finance;

Whereas, The City of Ann Arbor desires to evaluate various options for improving the City=s financial management system;

Whereas, The GFOA received Human Rights approval on January 19, 1999; and

Whereas, The GFOA is willing to provide a professional evaluation of the City=s financial management system options at a cost of \$32,500.00 (Phase I), with the additional option, if requested by the City, of assistance in the preparation of an RFP for conducting a system selection (Phase II) and vendor contract negotiation after a system has been selected (Phase III) for an additional \$75,000.00 for Phase II and an hourly rate of \$150.00 per hour for Phase III;

RESOLVED, That the Mayor and City Council approve an agreement with the GFOA for Phase I in the amount of \$32,500.00, plus \$3,250.00 contingency for expenses;

RESOLVED, That the Mayor and City Council approve Phase I expenditures without regard to fiscal year; and

RESOLVED, That the Mayor and City Council authorize the City Administrator to execute an agreement, in a form satisfactory to the City Attorney, with the Government Finance Officers Association for technology consulting services.

Councilmember Carlberg moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-56-2-99 APPROVED

RESOLUTION TO APPROVE APPROPRIATION OF FUNDS

AND PURCHASE OF HIGH SPEED AIRPORT BROOM TRUCK
FROM SWEEPSTER CO. FOR SNOW REMOVAL AT
THE ANN ARBOR MUNICIPAL AIRPORT

Whereas, The main piece of equipment relied upon to remove snow off the airport=s runway is a 1973 rotating broom, attached to a 1975 4-wheel drive dump truck;

Whereas, This equipment is in need of costly, major repairs, and is no longer a reliable piece of equipment;

Whereas, Staff has located a used Sweepster high speed airport broom truck to replace the old broom and truck at a cost of \$30,900.00;

Whereas, This new piece of equipment is a more cost-effective solution than repairing the old equipment, and will result in better customer service, and safer operations; and

Whereas, This purchase is an unforeseen emergency, and will require appropriation of \$30,900.00 from the airport=s surplus funds, which balance was \$125,469.00 as of June 30, 1998;

RESOLVED, That the City Council approve the appropriation of \$30,900.00 from the airport surplus fund, and authorize staff to purchase the replacement equipment. Councilmember Vereen-Dixon moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-57-2-99 APPROVED

RESOLUTION APPROVING LEASE AGREEMENT BETWEEN
CITY OF ANN ARBOR AND LYNCH INDUSTRIES, INC. FOR
OFFICE SPACE IN THE AIRPORT TERMINAL BUILDING

Whereas, Lynch Industries, Inc. previously utilized office spaced rented by Riley Aviation, Inc.;

Whereas, Riley Aviation, Inc. has entered into a new lease agreement for counter space only in the airport terminal building;

Whereas, Lynch Industries, Inc. wishes to continue utilizing the office space and

requested a lease for that space; and

Whereas, The new lease agreement is for a one-year term, to begin January 1, 1999, with five one-year renewal options;

RESOLVED, That the City Council approve the lease agreement with Lynch Industries, Inc., and authorize the Mayor and City Clerk to sign the lease agreement on behalf of the City of Ann Arbor.

Councilmember Vereen-Dixon moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-58-2-99 APPROVED

RESOLUTION ACCEPTING UTILITY EASEMENT
FROM JAMES AND LINDA JONES, 1000 WEST
HURON STREET - HURON WEST PARK SANITARY
SEWER REPLACEMENT PROJECT - PHASE I

Whereas, James R. Jones and Linda Y. Jones, Husband and Wife, are the owners in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 3344, Page 0909-0910, dated November 13, 1996; and

Whereas, James R. Jones and Linda Y. Jones, Husband and Wife, have delivered an easement to the City for the construction and maintenance of municipally operated public services to run with the land and burden the respective property perpetually, being more particularly described as follows:

A strip of land 20 feet on each side of a line being 190 feet North of and being parallel to the South line of the following described parcel:

Beginning at the Southeast corner of Lot 5, S. Mann=s Addition to the Village (now City) of Ann Arbor, Washtenaw County, Michigan, according to the Plat thereof as recorded in Liber 28 of Deeds at Page 800 Washtenaw County Records; thence Westerly along the North line of West Huron Street, 141.25 feet; thence Northerly deflecting 86E 25' to the right 187.13 feet; thence Easterly deflecting 93E29' to the right 9.84 feet; thence Northerly deflecting 93E 27' to the left 63.5 feet; thence Easterly deflecting 93E27' to the right 108.93 feet; thence Southerly deflecting 86E33' to the right 13.5 feet; thence Easterly deflecting 86E33' to the left 59.43 feet; thence Southerly 86E33' to the right 50.0 feet; thence Westerly deflecting 93E27' to the right 8.01 feet; thence Southerly deflecting 93E27' to the left 55.28 feet; thence Westerly deflecting 93E33' to the right 29.0 feet; thence Southerly deflecting 93E35' to the left 132.0 feet to the Place of Beginning, being Lot 5 of said S. Mann=s Addition, part of Lots 15 and 16 of Leonhard Gruner=s Addition to the City of Ann Arbor, Washtenaw County, Michigan according to the Plat thereof as recorded in Liber 2 of Plats at Page 9, Washtenaw County Records, and a part of the Northwest quarter of Section 29, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan. Also including the W 1/2 of the alley vacated by Resolution recorded in Liber 2236, Page 580, Washtenaw County Records. Also subject to and including easement for joint driveway as set forth in instrument recorded in Liber 2305, Page 724, Washtenaw County Records.

RESOLVED, That the City hereby accept said easement.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-59-2-99 APPROVED

RESOLUTION ACCEPTING UTILITY EASEMENT FROM
GLENROY A. BOWE AND AUDREY KAY WERTHAN,
1014 WEST HURON STREET - HURON WEST PARK
SANITARY SEWER REPLACEMENT PROJECT - PHASE I

Whereas, Glenroy A. Bowe and Audrey Kay Werthan, as Tenants in Common, are the owners in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 2268, Page 268, dated September 29, 1988; and

Whereas, Glenroy A. Bowe and Audrey Kay Werthan, as Tenants in Common, have delivered an easement to the City for the construction and maintenance of municipally operated public services to run with the land and burden the respective property perpetually, being more particularly described as follows:

The northerly 30 feet of the following described property:

Commencing at the intersection of the North line of Huron Street with the East line of Section 30, T2S, R6E, Washtenaw County, Michigan and running thence West on the North line of Huron Street, 55 feet; thence North 200 feet; thence East, at right angles, 55 feet to the East line of Section 30; thence South to the Place of Beginning, being a part of the NE 1/4 of Section 30, T2S, R6E, in the City of Ann Arbor;

RESOLVED, That the City hereby accept said easement.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-60-2-99 APPROVED

**RESOLUTION ACCEPTING UTILITY EASEMENT FROM CHARTER
OAK HOMES, INC. - BRENTWOOD SQUARE CONDOMINIUMS**

Whereas, Charter Oak Homes, Inc., a Michigan corporation, is the owner in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 03602, Pages 0436-0437, dated March 9, 1998;

Whereas, Resolution of the Board of Directors of Charter Oak Homes, Inc., a Michigan corporation, dated January 21, 1999, provides for the delivery of a perpetual easement to the City for the construction and maintenance of municipally operated public services comprising the public utilities system; and

Whereas, Charter Oak Homes, Inc., a Michigan corporation, has delivered an easement to the City for the construction and maintenance of municipally operated public services to run with the land and burden the respective property perpetually, being more particularly described as follows:

30 FOOT WIDE EASEMENT FOR SANITARY SEWER

A 30 foot wide easement for sanitary sewer, the centerline of which is described as follows: Commencing at the South 1/4 corner of Section 35, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N01E13'00"E 532.03 feet along the N-S 1/4 line of said Section 35; thence N88E47'00"W 270.00 feet; thence S01E13'00"W 20.24 feet for a PLACE OF BEGINNING; thence N88E47'00"W 33.60 feet; thence S49E46'43"W 61.07 feet; thence N46E35'00"W 128.20 feet for a Place of Ending, being a part of the Southwest 1/4 of said Section 35, being subject to easements and restrictions of record, if any.

40 FOOT WIDE EASEMENT FOR WATER MAIN

Commencing at the South 1/4 corner of Section 35, T2S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence N01E13'00"E 532.03 feet along the N-S 1/4 line of said Section 35 for a PLACE OF BEGINNING; thence N88E47'00"W 270.76 feet; thence S45E36'30"W 112.82 feet; thence N46E35'00"W 189.56 feet; thence N01E35'00"W 16.23 feet; thence N43E25'00"E 268.45 feet; thence N03E15'31"E 9.97 feet; thence N46E35'00"W 17.01 feet; thence N03E15'31"E 86.81 feet; thence along the southerly line of Kendrick Avenue 40.48 feet along the arc of a 171.89 foot radius curve to the left with a chord bearing S78E49'03"E 40.39 feet; thence

S03E15'31"W 104.03 feet; thence S89E09'06"E 167.27 feet; thence S00E50'54"W 45.45 feet; thence N89E09'06"W 40.00 feet; thence N00E50'54"E 5.45 feet; thence N89E09'06"W 139.34 feet; thence S43E25'00"W 52.39 feet; thence S44E23'30"E 17.02 feet; thence S43E25'00"W 40.03 feet; thence N44E23'30"W 17.02 feet; thence S43E25'00"W 125.88 feet; thence S46E35'00"E 107.61 feet; thence N43E25'00"E 25.41 feet; thence S46E35'00"E 15.90 feet; thence N45E36'30"E 65.71 feet; thence S88E47'00"E 287.58 feet; thence S01E13'00"W 40.00 feet to the Place of Beginning, being a part of the Southwest 1/4 of said Section 35, being subject to easements and restrictions of record, if any.

RESOLVED, That the City hereby accept said easement.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-61-2-99 APPROVED

RESOLUTION ACCEPTING UTILITY EASEMENT FROM
WATERWORKS PLAZA, BOARDWALK DRIVE

Whereas, Waterworks Plaza, a Michigan limited partnership, is the owner in fee simple of property located in the City of Ann Arbor, Washtenaw County, Michigan, as described in the Washtenaw County Records at Liber 1648, Page 553-554, dated May 5, 1978;

Whereas, A Resolution of the Board of Directors, dated November 25, 1998, authorized the delivery of a perpetual easement to the City for the construction and maintenance of municipally operated public services comprising the public utilities system; and

Whereas, Waterworks Plaza has delivered an easement to the City for the construction and maintenance of municipally operated public services to run with the land and burden the respective property perpetually, being more particularly described as follows:

Commencing at the NW Corner of Section 9, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01° 40' 20" E 1086.00 feet along the

W line of said Section 9 and the centerline of State Street; thence N 87° 21' 10" E 640.60 feet to the POINT OF BEGINNING; thence N 01° 40' 20" W 40.00 feet; thence N 87° 21' 10" E 72.94 feet; thence S 01° 52' 00" E 30.00 feet; thence S 87° 21' 10" W 43.05 feet; thence S 01° 40' 20" E 10.00 feet; thence S 87° 21' 10" W 30.00 feet to the POINT OF BEGINNING, being subject to easements and restrictions of record, if any;

RESOLVED, That the City hereby accept said easement.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-62-2-99 APPROVED

RESOLUTION ACCEPTING UTILITY EASEMENTS AND
RELEASING UTILITY EASEMENT FROM MARVIN A. ZETLEY -
ANN ARBOR SHERATON INN

Whereas, The City acquired a utility easement from Boardwalk Inn Company, LTD., a Michigan limited partnership for the construction and maintenance of public utilities, as recorded in Liber 1833, Pages 516-518, dated April 1, 1982, Washtenaw County Records;

Whereas, The City and Marvin A. Zetley, a married man, as the current property owner, as recorded in Liber 2707, Page 787-791, now desire to abandon a portion of the above referenced easement; and

Whereas, Marvin A. Zetley has granted the City a utility easement for public utilities which will in part replace the portion of the above referenced easement to be released;
RESOLVED, That the City hereby relinquishes all rights conveyed to it in the easement recorded in Liber 1833, Pages 516-518, Washtenaw County Records.

The property subject to the release is described as follows:

Commencing at the NW corner of Section 9, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01E40=20= E 1086.00 feet along the West line of said Section 9 and the centerline of State Street; thence N 87E21=10= E 743.68 feet to the POINT OF BEGINNING, thence N 87E21=10= E 40.00 feet; thence S 02E38=50= E 70.00 feet; thence N 87E21=10= E 10.00 feet; thence S 02E38=50= E 40.00 feet; thence S

87E21=10≅ W 50.00 feet; thence N 02E38=50≅ W 110.00 feet to the POINT OF BEGINNING, being subject to easements and restrictions of record, if any.

RESOLVED That the Mayor and City Clerk be authorized to execute the documents necessary to release the existing easement; and

RESOLVED, That the City accept an easement for public utilities from Marvin A. Zetley over property located in the City of Ann Arbor, Washtenaw County, Michigan, and described as follows:

WATER MAIN

Commencing at the NW corner of Section 9, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01E40=20≅ E 1086.00 feet along the West line of said Section 9 and the centerline of State Street; thence N 87E21=10≅ E 640.60 feet to the POINT OF BEGINNING, thence N 87E21=10≅ E 39.26 feet; thence S 02E39=09≅ E 43.32 feet; thence S 01E40=20≅ E 85.84 feet; thence S 46E41=58≅ E 67.93 feet; thence S 43E18=02≅ W 40.00 feet; thence N 46E41=58≅ W 84.51 feet; thence N 01E40=20≅ W 145.06 feet to the POINT OF BEGINNING being subject to easements and restrictions of record, if any.

SANITARY SEWER

Commencing at the NW corner of Section 9, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01E40=20≅ E 1086.00 feet along the West line of said Section 9 and the centerline of State Street; thence N 87E21=10≅ E 670.60 feet; thence N 01E40=20≅ W 10.00 feet; thence N 87E21=10≅ E 43.05 feet to the POINT OF BEGINNING, thence N 01E52=00≅ W 161.51 feet; thence N 88E08=00≅ E 71.61 feet; thence S 38E21=49≅ W 48.93 feet; thence S 01E52=00≅ E 123.61 feet; thence S 87E21=10≅ W 40.01 feet to the POINT OF BEGINNING being subject to easements and restrictions of record, if any.

30 FOOT WIDE SANITARY SEWER

Commencing at the NW corner of Section 9, T3S, R6E, City of Ann Arbor, Washtenaw County, Michigan; thence S 01E40=20≅ E 1086.00 feet along the West line of said Section 9 and the centerline of State Street; thence N 87E21=10≅ E 640.60 feet to the POINT OF BEGINNING, thence N 87E21=10≅ E 30.00 feet; thence S 01E40=20≅ E 30.00 feet; thence S

87E21=10≅ W 30.00 feet; thence N 01E40=20≅ W 30.00 feet to the POINT OF BEGINNING being subject to easements and restrictions of record, if any.

(commonly known as 3200 Boardwalk Blvd.)

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

R-63-2-99 APPROVED

RESOLUTION REGARDING CONDEMNATION OF A PORTION OF PROPERTY LOCATED AT 402 MAPLERIDGE

Whereas, The City of Ann Arbor owns and maintains a sanitary sewer system located, in part, beneath the roadway at Seventh Street, Ann Arbor, Washtenaw County, Michigan;

Whereas, In order to provide comprehensive sanitary sewer system services to the residents of that area, the current sanitary sewer system needs to be connected from Seventh Street to Mapleridge;

Whereas, It is necessary to connect the sanitary sewer located beneath Seventh Street to Mapleridge through a portion of land located at 402 Mapleridge, Ann Arbor, Washtenaw County, Michigan;

Whereas, 402 Mapleridge is owned in fee simple by Thomas Princen and Carmencita Princen, husband and wife, who reside at 402 Mapleridge, Ann Arbor, Washtenaw County, Michigan;

Whereas, City Engineering and Attorney=s office staff have attempted unsuccessfully to obtain an easement over that portion of the Princen=s property to make the necessary connection;

Whereas, The City Assessor prepared a limited restricted appraisal to determine a preliminary value for the portion sought for easement purposes in order for the City to make a final offer to purchase the easement area;

Whereas, The City thereafter presented the property owners with a written, good faith offer of \$1,000 to purchase the property in conformity with requirements of the Uniform

Condemnation Act (M.C.L. 213.51 et seq.);

Whereas, The property owners have not indicated acceptance of the offer as presented to them;

Whereas, The City has hired a professional appraiser to conduct a before and after appraisal to determine the value of the easement area in order to proceed with condemnation of the sought after property; and

Whereas, Neal Berlin, City Administrator, is an authorized official of the City of Ann Arbor who may sign a Declaration of Taking;

RESOLVED, That the acquisition by the City of Ann Arbor of a portion of property located at 402 Mapleridge, Ann Arbor, Washtenaw County, Michigan, described in Attachment A, is a public necessity to construct a sanitary sewer for use by the general public;

RESOLVED, That the City Engineering Division has determined that time is of the essence in the acquisition of said portion of property located at 402 Mapleridge in order to continue the current level of sanitary sewer service to the general public due to the age and condition of the present system;

RESOLVED, That City Council determines it is necessary to acquire for this public improvement the land described in the attached Attachment A;

RESOLVED, That City Council determines that the public improvement of the sanitary sewer system is for the use and benefit of the public and for a public purpose as required by the Uniform Condemnation Act (M.C.L. 213.51 et seq.); and

RESOLVED, That the City of Ann Arbor shall proceed to acquire the property described in the attached Attachment A as follows:

- (1) The City Attorney is authorized and directed to institute on behalf of the City the necessary condemnation proceedings in Washtenaw County Circuit Court to take the private property for public purposes;
- (2) The proceedings shall be instituted under the provisions of M.C.L. 213.51 et seq; and
- (3) The City Administrator of the City of Ann Arbor is hereby authorized and directed to execute, on behalf of the City, the Declaration of Taking authorized under Section 5 of M.C.L. 213.51 et seq.

ATTACHMENT A

Property Description:

A portion of the following-described parcel:

Situated in the City of Ann Arbor, Washtenaw County, Michigan, LOT 25, EXCEPT THE N 27 FEET THEREOF; ALSO THE N 38 FEET OF LOT 26, ASSESSOR=S PLAT NUMBER 10, CITY OF ANN ARBOR, according to the plat thereof as recorded in LIBER 8 OF PLATS, page 19, Washtenaw County records or the S 17 FT LOT 25 AND ALL LOT 26 EXC S 6 FT ASSESSOR=S PLAT NUMBER 10.

The portion being taken is described as follows:

THE EAST 20' OF THE S 17 FT LOT 25 AND ALL LOT 26 EXC S 6 FT ASSESSOR=S PLAT NUMBER 10.

Interest Taken:

Fee simple (including fluid mineral and gas rights)

Known Parties of Interest:

Thomas Princen and Carmencita Princen, husband and wife, owners

Estimated Just Compensation:
(Subject to receipt of appraisal)

Reservation of Rights:
The City of Ann Arbor, pursuant to M.C.L. §213.55 reserves its rights to bring federal or state cost recovery actions against the present owners of the property arising out of the release of hazardous substances at the property.

Councilmember Upton moved that the resolution be adopted.

On a voice vote the Mayor declared the motion carried.

REPORTS FROM COUNCIL COMMITTEES

None.

COUNCIL PROPOSED BUSINESS

FEBRUARY 16 REGULAR SESSION:

Resolution Regarding Relocation of Three Houses on Willard Street for the Forest Street Parking Structure (Councilmember Hanna-Davies)

Councilmember Herrell suggested that, prior to the next Council meeting, Councilmembers give their input on a proposal to institute a flat rate contribution instead of a percentage contribution to the Ann Arbor Assistance Fund required of electric franchises.

COMMUNICATIONS FROM THE MAYOR

COUNCIL COMMITTEE ASSIGNMENTS

Mayor Sheldon announced the following Council committee assignments:

Community Events Fund

Councilmember Elisabeth Daley (delegate)
Councilmember Jean Carlberg (alternate)

ANNOUNCEMENTS

- X Councilmember Upton will attend the February 4th meeting of the Sign Ordinance Task Force in place of the Mayor.
- X Sympathy and best wishes are extended to the family of Lucille Porter, Community Leaning Post Executive Director, whose bother, J. D. Hall, recently passed away.
- X Congratulations to Police Officer Jamie Atkins who was awarded the Ann Arbor Jaycees Distinguished Service Award for her work with youth and substance abuse prevention.
- X The Leslie Science Center Task Force and the Bicycle Coordinating Committee received 1998 Community Service Awards sponsored by the Michigan Recreation and Park Association.
- X Congratulations to Ronnie Crestwell, of Parke-Davis, for being named the Citizen of the Year by the Ann Arbor News.
- X Congratulations to Sarah Armstrong, City employee in the Public Services Department, who retired last week after 37 years with the City.
- X The Ann Arbor Police Department is featured in an article in the February edition of the Ann Arbor Observer.
- X A proclamation was signed honoring United Negro College Fund (UNCF) of Washtenaw County Day, February 20, 1999.
- X Ann Arbor received a No. 1 national ranking from Realistar for the best community to earn and save money, and a No. 15 ranking from Sprint for the most productive city in America.

COMMUNICATIONS FROM THE CITY ADMINISTRATOR

REPORTS SUBMITTED

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

1. December 1998 Investment Portfolio Report
2. Estimated Cost of Snow Removal for the January 1999 Snow Event

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

COMMUNICATIONS FROM THE CITY ATTORNEY

REPORT ON COMPLETED ANNEXATIONS

City Attorney Abigail Elias submitted reports on the following completed annexations:

- X First Martin Corporation property, 0.98 acre, south of Eisenhower Pkwy., east of Baylis Dr., from Pittsfield Township;
- X Wiseman property (revised legal description), 0.88 acre, 3786 Platt Rd., from Pittsfield Township;
- X Aprill property, 1.58 acres, 3802 Platt Rd., from Pittsfield Township;
- X Gage Company, 0.69 acre, 2025 and 2027 S. State St., from Pittsfield Township;
- X Gemstone Homes, Inc. property, 0.22 acre, west side of Parkwood, south of Dexter Rd. (Lot 126 of the Evergreens Subdivision), from Scio Township;
- X Gemstone Homes, Inc. property, 0.44 acre, east side of Parkwood, south of Dexter Rd. (Lots 55 and 57 of the Evergreens Subdivision), from Scio Township;
- X Sawulski property, 0.28 acre, east side of Westover Ave., south of Ferry St., from Scio Township;
- X Dhu Varren Woods and Traver Creek Parks property, 20.03 acres, south side of Dhu Varren Rd., east and west of the Ann Arbor Railroad tracks, from Ann Arbor Township;
- X Ferrario property, 0.55 acre, Heatherway south of Chestnut Rd., from Ann Arbor Township; and
- X Maple Hill Apartments property, 0.85 acre, west side of Maple Rd., north of Adrienne Dr., from Scio Township.

COMMUNICATIONS FROM COUNCIL

COUNCILMEMBER PUTMAN

Councilmember Putman invited everyone to attend the ninth annual Spelling Bee and Trivia Challenge, benefiting the senior services programs of HelpSource, to be held at Washtenaw Community College on February 3rd.

CLERK'S REPORT OF COMMUNICATIONS, PETITIONS AND REFERRALS

The following communications were referred as indicated:

1. Communication from Robert Gunn, Airport Advisory Committee Chair, transmitting

the 1998 Annual Report of the Airport Advisory Committee - File

2. Communication from Michael Koen, Human Rights Commission Chair, regarding amendments to the Human Rights Ordinance - File.
3. Communication from Michael Koen, Human Rights Commission Chair, regarding appointments - File.
4. Communication from Personnel Manager Robert Scott regarding Ann Arbor Commission on Disability Issues=s acceptance of proposed revisions to the Human Rights Ordinance - File.
5. Communication from Ralph Insinger, 718 Onondaga St., regarding proposed rezoning of 2101 Hill Street (Ordinance No. 2-99) - Planning
6. Communication from Kailyn F regarding proposed Human Rights Ordinance amendments (Ordinance No. 48-98) - File.
7. Communication from Ann Arbor Energy Commission regarding Nordic Electric Franchise - File
8. Communication from Robert McKim, DTE-CoEnergy Director, regarding the proposed electric franchise - File
9. Communication from State Representative Elizabeth S. Brater regarding Council resolution on Liberty Street Bridge repair project - File
10. Resolution from Washtenaw County Board of Commissioners regarding appointment of a service area member to the Washtenaw County/City of Ann Arbor Community Corrections Advisory Board - File

The following minutes were received for file:

1. Planning Commission - December 1 and 15, 1998
2. Airport Advisory Committee - November 18, 1998
3. Building Board of Appeals - October 14 and November 4, 1998
4. Zoning Board of Appeals - November 18, 1998
5. Ann Arbor Transportation Authority - December 16, 1998
6. Deferred Compensation Administrative Board - December 16, 1998

7. Human Rights Commission - October 22 (Revised) and November 18, 1998
8. Employees= Retirement System Board - December 17, 1998
9. VEBA Trust Board - December 17, 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 8:55 p.m.

W. Northcross
Clerk of the Council

Janet L. Chapin
Recording Secretary